

In the name of God Amen I Samuel Neely of the State of South Carolina York District, being of sound & disposing mind & memory & desirous of disposing of the worldly estate, it has pleased God to bestow upon me do make this my last will & testament in manner & form following.

Item 1 I will & desire that all my just debts & funeral expenses be paid out of the money I have on hands at my decease----- should there not be money enough on hands I desire my Executors to collect the balance from some of those in debted to me for loaned money & apply it to the purposes expressed in this item of my will

Item 2 I give & bequeath to my daughter Nancy Warren one Dollar

Item 3 I give & bequeath to my daughter Elizabeth McElwee one negroe girl named Phobe-- to her & her heirs forever

Item 4 I give and bequeath to my Grand son Samuel son of Nancy Warren formerly Nancy Miller, a negroe girl named Pall about eight years of age to him & his heirs forever

Item 5 I give & bequeath to my Grandson James the son of William McElwee, a negroe girl named Vincy--to him & his heirs forever

Item 6 I give and bequeath to my Grand-daughter Jane, daughter of William McElwee a negroe girl named Eliza--to her & her heirs forever.

Item 7 I give to my son-in-law John Miller one Dollar

Item 8 I give to each of my Grand children, Drusilla, Jane & Joseph children of John Miller, one Dollar.

Item 9 I will & desire that my executors continue to put out at interest, until my wifes decease, all the money which I have heretofore loaned or may have loaned previously to my death

Item 10 I give and bequeath unto my beloved wife Elizabeth all my Household and Kitchen furniture--my stock of cattle--the fol-

lowing named negroes Tom Poll & the youngest child of Poll alive
at my decease together with half my ready money on hands at my
death, after paying debts & funeral expenses---To have & to hold
the said negroes & to her & her heirs forever.

Item 11 I give unto my wife for & during her natural life, the
House wherein I now reside, together with as much of my land,
as she may choose to select & work all my negroes not herein
before bequeathed--all my farming utensils-horses & stock of ever
discription (cattle excepted) and one half of the interest aris-
ing from the money which my executors are directed to put out
at interest the said interest to be paid to her yearly--and at
my wifes decease, I give, bequeath & devise to my grand son
Samuel, son of Benjamin Neely, two of the negroes--Viz. Ason
and a yellow girl called Mary or Ma --- all the remainder of the
property in this item contained, real or personal, I desire to
go to my son Benjamin and I will, bequeath & devise the same to
him

Item 12 I give and bequeath unto my son Benjamin for & during
the natural life of my wife, one half of the interest arising
from money loaned--and my executors are directed to pay him the
same yearly

Item 13 I give unto my wife for & during her natural life my
two houses & lots in Yorkville, each lot to contain three quart-
ers of an acre of land, to be admeasured & laid off by my execu-
tors---In trust however and upon condition, to enjoy one half
of the rents & profits of the same, and to pay over the other
half to my son Benjamin--and at my said wife's decease I allow
my son Benjamin's son Samuel to have the house & lot in Yorkville
containing three quarters of an acre of land as aforesaid the
same being the dwelling house which I last built, and I hereby
give & devise to the said Samuel, the said house & Lot, to him
& his heirs forever----

and at my wifes decease I allow my son Benjamin to have my other
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the said House & Lot to the said Benjamin---to him & his heirs forever.

Item 14 I give and devie to my son Benjamin all my remaining lots in Yorkville, to him & his heirs forever

Item 15 I request & desire that at the decease of my wife the sum of one thousand dollars of the money loaned at interest shall still be loaned out until my grandson Samuel son of Benjamin Neely, shall arrive to the age of twenty-one years, when the said sum of one thousand dollars, with the interest which may have arisen is to be paid to him & I hereby give & bequeath to my said grandson Samuel the said sum of money.

Item 16 At the death of my wife, I allow my son Benjamin to have all the money loaned out at interest, except that herein before disposed of.

Item 17 I give, bequeath & devise to my son Benjamin all the rest, residue & remainder of my real & personal estate not herein before bequeathed & devised--- I hereby constitute & appoint my wife Elizabeth & my son Benjamin, Executix & Executor of this my last will & testament, hereby revoking all fumer wills,----

In testimony whereof I have hereunto set myhand & sealthis the day of June in the Year of our Lord one thousand eight hundred & and thirty eight----- Signed, sealed & acknowledged to be the last will & Testament of Samuel Neely before us who in the presence of each other & of the Testator & at his request subscribed out names as witnesses to the due execution thereof

Benj'm Chambers

G. W. Williams

Ja Kuykendal

Sam Neely (L. S.)

Probated February 15, 1841