

COLUMBIA

SOUTH CAROLINA

MARRIAGE

SETTLEMENTS

NO. 6

8 Feb. 1798

Henry McRish

Jane Dupree Dupont

1810-6

BEGIN

COMPLETE COPY OF MARRIAGE SETTLEMENT

1 Sugar dish, 1 Creamer, 1 Side Board, 1 Plated Bread Basket, 1 Plated
 Cake Basket, 1 Riding Chair, Charleston, S.C. George Robert No. 1 Jan being
 duly sworn made oath, that he was present and saw Elizabeth McCormick
 and Thomas Wright sign, seal and deliver and John Cunningham
 acknowledge his hand and seal to the foregoing Instrument of
 Writing for the purposes therein mentioned and that he with William
 Marshall and William M. Scott witnessed the same, Sworn to
 before me the 30th day of October 1811, Danl. J. Ravenel, S. P.
 Recorded the 30th day of October 1811

State of South Carolina

This Indenture of three parts made
 the Eighth Day of February in the year of our Lord one Thousand seven
 hundred and ninety eight, and in the twenty second year of the
 Sovereignty and Independence of the United States of America. Between
Henry M. Nish of the Parish of Saint Peters in the District of Beaufort
 and State aforesaid Planter, of the one Part; Jane Dupree Dupont of
 the Parish of Saint Luke District and State aforesaid Spinster, of the second
 Part; and Thomas Coachman of the Parish of Saint Luke District
 and State aforesaid Planter, Trustee Nominated and appointed by the
 said Henry M. Nish and Jane Dupree Dupont, For the several
 Trusts and purposes herein after contained and expressed of the third
 Part. Whereas a marriage is shortly intended to be had and
 solemnized, Between the said Henry M. Nish and Jane Dupree
 Dupont, And Whereas the said Jane Dupree Dupont is seized in
 her own right of a certain undivided Proportion of her Stators Estate, both
 Real and Personal, Consisting of Lands, Negroes and Stock, which will
 be more fully expressed by a Schedule to be annexed to this Indenture
 and to be considered as part or Parcel here of, as soon as a division can
 take place after the signing and solemnization of the said intended
 Marriage, And Whereas it is agreed upon between the said
 Henry M. Nish and Jane Dupree Dupont, That all the pro-
 perty aforesaid of what ever kind soever which the said Jane
 Dupree Dupont hath inherited from her father Charles Dupont
 shall be assigned and made over to the said Thomas Coachman
 upon the several Trusts and for the uses intents and purposes herein
 after mentioned, named and expressed of and concerning the same.

This Indenture therefore Witnesseth, that as well for
 and in consideration of the said intended Marriage, as in pursu-
 suance of the said agreement, and in further consideration
 of

68. of the Trust and Confidence which the said Henry M. Nish and
Jane Dupree Dupont Do repose in the said Thomas
Coachman and of ten Shillings a piece in hand paid
to the said Henry M. Nish and Jane Dupree Dupont
by the said Thomas Coachman at and before the sealing and
Delivery of these Presents the Receipt whereof is hereby ack-
nowledged, Have and each of them Flatly Granted
Bargained and sold Assigned and set over, and by their
Presents Do and each of them Doth, Grant Bargain
sell assign and set over all and singular the Property
aforesaid which the said Jane Dupree Dupont, Flatly or
May have or inherit from her Father as aforesaid
and which shall be expressed more particularly in the
Schedule aforesaid to be annexed as aforesaid after the
Division takes place, unto the said Thomas Coachman
his Executors, or Administrators, To have and to hold all
and singular the Property ^{and Premises} aforesaid unto the said Thomas
Coachman his Executors and Administrators, upon the several
Trusts and to and for the uses Intent and purposes herein after
mentioned, and for no other use Intent or purpose whatsoever
That is to say. First, in Trust for the said Jane Dupree
Dupont, according to the several Rights in and to the same,
for her, her Heirs, Executors and Administrators or assigns
untill the Solemnization of the said Intended Marriage,
and from and immediately after the Solemnization thereof,
Then upon this Further Trust, Secondly, that the said
Thomas Coachman, his Executors or Administrators Do &
shall ^{and Permit} suffer the said Henry M. Nish, and Jane Dupree
Dupont to have the Use of all and singull or the Property
aforesaid, Together with the Issue and Increase thereof during
their Natural Lives to the use of the said Henry M. Nish and
Jane Dupree Dupont, jointly, and immediately after the
Decease of one of them, Then in Trust for the survivor of them
during his or her Natural life, to the Intent that should the
said Henry M. Nish, survive the said Jane Dupree Dupont
That he should have an absolute Estate in the Premises during
his natural life, and receive the Issue and profits thereof,
but that should the said Jane Dupree Dupont, survive
the said Henry M. Nish, that then the said Jane Dupree Dupont
should in like manner have an absolute Right in the

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Remains during her Natural Life, and be enabled to take and Receive the Issue and profits thereof. Thirdly: upon the further Will of the said Henry M^cNish and Jane Dupree Dupont, bearing a Child or Children Issue of the said Intended Marriage, In Trust for such Child or Children, share and share alike, to him, her, or them, them and the Heirs and assigns of him or them for ever, without any manner of condition or Limitation whatsoever, and Lastley that upon the Death of the said Henry M^cNish, or Jane Dupree Dupont without such Issue, that the survivor of them and to the Heirs or assigns of such survivor for ever, without any limitation or reservation whatsoever, and from thenceforth the said Trust to cease and be utterly null and void, as if these presents had never been signed. In witness whereof the Parties to these Presents, have hereunto set their hands & seals the day and year above written

Jane Mary Coachman }
 Mary Eliza Patridge }
 Peter Colliton - }
 Jane Dupree Dupont }
 Henry M^cNish }
 Personally appeared Peter Colliton who being duly sworn maketh oath that he as a witness did see the within named Parties Jane Dupree Dupont and Henry M^cNish sign seal and acknowledge the within Instrument of writing to be for the uses and purposes therein mentioned, and that Jane Mary Coachman, & Mary Eliza Patridge were subscribing witnesses to the same with himself

Sworn to before me this 17th day of July 1798 }
 P. Forester J. D. }
 Peter Colliton

Recorded in Book I. pages 80, 1, 2, & 3, and examined this 23rd July 1798
 By Chas. Atkins Recd. C. B. D.

Schedule of the Property to be annexed to a certain Indenture Tripartite made the eighth day of February in the year of our Lord 1798. Between Henry M^cNish, Jane Dupree Dupont and Thomas Coachman, and Recorded in the Registers Office, for Beaufort District, the 23 day of July 1798. in Book I. from page 80 to 83.

Being the property referred to and Intended to be annexed by the said Indenture - Vix - A lot of land in the City of Savanna situate in Green ward and known by No. 8, together with all the improvements and appurtenances thereunto belonging. This lot I do hereby assign and make over under the conditions, and limitations, mentioned in the said Indenture in lieu of the Real Estate there in mentioned also the following Negroes being the proportion drawn by the said Jane Dupree Dupont from her Fathers Estate Vix Will, London, Norris, July, Monclaus, Stepney, nanny, March, Jenny, Doreus, Mat, and Misda, and also the following negroes purchased with Money delivered as her proportion of the cash in hand Vix Sydney Sam, anthony, Sally and Tom. In witness whereof

70 I have hereunto set my hand and seal this fourth day of January
in the year of our Lord 1802, Henry M. Nish. (S)

Witnessed in Presence of Geo. Hesse
Recorded in Book E. pages 227 & 228. Samuel Flay.

State of South Carolina
Beaufort District

Whereas an Indenture of
Marriage Settlement between Henry M. Nish and Jane Dupree
Dupont, with Thomas Coakman as Trustee was duly executed by
the Parties aforesaid on the eighth day of February in the year
of our Lord one Thousand Seven Hundred and ninety
eight; Making over Certain Real and Personal Property
Inherited by the said Jane Dupree Dupont from her Father
Charles Dupont, to the survivor of the said Henry & Jane
Du Prie, and after the Death of such survivor to their heirs
forever. And Whereas, on the fourth day of January in the
year of our Lord, one Thousand Eight Hundred and Two, the
said Henry M. Nish executed an Instrument of writing
Containing a Schedule of certain Negroes to be considered
as the Personal Property to which the Marriage Settlement
aforesaid alluded: and also a Lot of Land in the Town of
Savannah known by the Number eight, situate in
Green ward together with all the improvements there on
standing, which said Schedule was Recorded in Book
E. pages 227 & 228. Now Know Ye That the said
Henry M. Nish and Jane Dupree his wife, since the execution
of the said Schedule, hath Bargained & Sold and made
Titles to William Pope for the consideration of ten
Thousand Dollars for the said Lot No. 8. and the
improvements thereon. Therefore Know all
Men by these Presents That I Henry
M. Nish in consideration of having disposed of the said Lot
No. 8. and also for the further consideration of one Dollar
to me in hand paid by Charles Dupont Trustee for the
several uses and purposes herein after to be specified, Have
Granted Bargained and sold, and by these Presents do
Grant, Bargain and sell unto the said Charles Dupont
in Trust the following Negro Slaves Viz
Pompey, affy, Lemmy, Rose, Billy, Schmael, Stephen, Harry,
Binah, Isaac, big Chloe, Chloe, Pleasant, Foney, Simon

Notice taken for substitution of trustee, on motion of Mrs. Grimes, it is ordered that Chas. James Esq. be substituted as trustee in the Marriage Settlement of Henry M. Nish and Jane Dupree Dupont, with Thomas Coakman Esq. as trustee, and that the foregoing copy of the said Indenture be filed in the Clerk's Office of the District Court of Beaufort, South Carolina, in Book of pages 227 & 228. Dated this 10th day of January 1802.

71. July, Sylvia, Sue, Minty, Rachel, Sylvia, Dean,
Malinda, Rella, Jefferson, Randolph, Rufus, Ulysses,
Hector, Edward, Bacchus, Louisa, and Cora, with the
Issue and Increase of the Females - To have and to
hold, the said Negro Slaves, Pompey, Affey, Jimmy, Rose,
Billy, Ishmael, Strephon, Harry, Binah, Isaac, big Child, Chose,
Pleasant, Toney, Simon, July, Sylvia, Sue, Minty, Rachel,
Sylvia, Dean, Malinda, Rella, Jefferson, Randolph, Rufus,
Ulysses, Hector, Edward, Bacchus, Louisa, and Cora, with
the Issue, and Increase of the Females, to ^{the} said Charles
Dupont, his Executors and administrators, upon the Se-
veral Trusts, proviso's and Conditions particularly spe-
cified and expressed, in the aforesaid Marriage Settlement,
which is of Record in the Office of Register of Munc. Conveyance
for Beaufort District in Book I, pages 80, 81, 82 & 83, and
for no other use Intent or purpose whatsoever.

In Witness whereof I have ^{hereto} set my hand and seal
the eighth day of October in the year of our Lord one Thou-
sand Eight hundred and four, and of the ^{Anniver} Independence the
twenty ninth - Henry M. Nish (S)

Sealed and Delivered in the Presents of
The erasures in the seventeenth line, and in the first page and in the twelfth
line of the second page being made before the execution - John
Gindrato - John R. Stevenson

Beaufort District, St. Lukes Parish } Personally appear-
before me C. J. Jenkins, one of the Justices of the Quorum - Mr.
John Gindrato who being duly sworn deposes that he was
present and saw the within named Henry M. Nish sign seal
and execute the within Instrument of writing for the uses and pur-
poses therein mentioned and that he together with John R. Stevenson
subscribed their names thereto as witnesses to the due execution
of the same - Sworn to before me this 8th day Oct. 1804

Ch. J. Jenkins J. D. - John Gindrato
Recorded 8th October 1804 in Book D. 4 pages 200 & 250 and
Examined by Ch. J. Jenkins. R. No. C. B. D.

Recorded 16th November 1811