

Copy of Will of WILLIAM POPE SR. of HILTON HEAD ISLAND, SOUTH CAROLINA. From certified copy on file in Chatham Co. Ga., Courthouse, Ordinary's Office - Will Book 1827-1839, page 29. (I have a photostat- EKS)

" L.S.

State of South Carolina

John Taylor

By His Excellency

John Taylor

Governor and Commander in Chief in and over the State aforesaid.

To all to whom these presents shall come Know Ye that W. M. Hutson whose seal and Signature appear to the Instrument of Writing hereto annexed is Ordinary in and for the District of Beaufort commissioned by Letters Patent under the Great Seal of the State,

Therefore, all due Faith, Credit, and authority is and ought to be had and given to his proceedings as certificated as such. In Testimony whereof, I have hereunto set my hand and seal to be affixed the seal of the State, in the City of Charleston the Twenty Second Day of March in the Year of Our Lord One thousand Eight hundred and twenty Seven and in the Fifty first year of the Independence of the United States of America:

By the Governor

R. Stark, Secretary of State.

In the name of God, Amen, I, WILLIAM POPE of St. Luke's Parish of South Carolina, being sick and weak in body, but of sound and disposing mind, memory and understanding, praised be God for the same, do make and declare this my last Will and Testament, in manner and form following, that is to say. First I give to my beloved wife SARAH THE WHOLE OF MY STOCK OF EVERY DESCRIPTION, ALL MY Household and Kitchen furniture, and Eight Oar'd Boat, called the Green Boat, and four wheeled Carriage/ and with the exception of one family of negroes called big Phillis's family, consisting of ten in number to be hereinafter disposed of/ the one ninth part of my negro property to her own proper use and behoof forever, also the free use of my River May Plantation, to clear, cultivate, or plant free from impeachments of waste during her widowhood, all which is intended and shall be considered as in lieu of dower. To my daughter CATHERINE ADAMS I give and devise one negro Girl named Clarrissa, to her and her heirs forever. 3rd To my daughter MARTHA I give and devise one mullato Girl named Mary to her and her Heirs forever. 4th In the division of negro property I desire that it shall be divided first into nine equal Lots agreeably to valuation/ leaving out those heretofore excepted and the two Girls Clarissa and Mary/ that my wife SARAH shall have allotted to her by draft or otherwise as may be most expedient; one-ninth to my daughters CATHERINE ADAMS, and MARTHA three ninths, the remaining five ninths to be then put into equal lots, to be divided between my sons JAMES, GEORGE, FRANKLIN PERRY, RICHARD RICHARDSON and JOSEPH ADAMS. It is however to be understood that the two Girls Clarrissa and Mary are to be considered as a part of the three ninths, to be allotted to my daughters, valuation of the separate and distinct lots being taken into view, and that the three ninths to them allotted shall not be separated or divided until one or the other of them shall marry or arrive to mature or lawful age. The three parts allotted to my three youngest sons as already named I also desire shall be kept together for their joint benefit until such time

until such time as they may severally or individually arrive to mature age or marry. 5. Big Phillis's family consisting of ten, viz: Phillis, Rose, Monday, Tom, Amy, Charlotte, Prince, Affy, Anne and Michael, I give the use of to my wife during her widowhood, but upon an intermarriage to be equally divided together with their increase between my two sons WILLIAM and JOHN E., share and share alike to them and their heirs forever. 6. With regard to my real estate, to my sons GEORGE and JAMES I devise give and grant to them my RIVER MAY PLANTATION whereon I now reside to be equally divided between them, as they may agree, after arriving to the age of maturity, but should they differ or disagree the division to be made by such disinterested freeholders as my executors may think proper to nominate, giving to the one who may not have a situation on the river fifteen acres adjoining to the Estate of Doctor Thomas Dupont, butting or bounding on the river with the reservation however before mentioned in favor of their mother. To my son FRANKLIN PERRY I give grant and devise my tract of land on St. Helena Island purchased at a sale of the late William Scott, deceased on said Island, also my tract of land on Hilton Head Island known as number four/4/. To my son RICHARD RICHARDSON I give grant and devise my tract of land on Hilton Head that I purchased of Mr. Richard Bland known by the name of GRASS LAWN. To my son JOSEPH ADAMS I give grant and devise my island known by the name of JENKINS ISLAND. The whole of my detached PINE BARREN TRACTS situated on Hilton Head I will shall be divided in such manner as to suit the convenience of my Sons FRANKLIN PERRY, RICHARD RICHARDSON, and JOSEPH ADAMS, share and share alike not as to quantity, but quality and convenience. My BLUFF or PINE LAND TRACT situated on the river May whereon Mrs. Lewis now resides I give grant and devise to my sons GEORGE and JAMES to be equally divided between them reserving however to Mrs. Lewis a life estate or a Right of Occupancy, together with the buildings, fire woods, timber, and ground for Gardening, that she may if remaining in her present situation require. My tract of Land on Hilton Head known by the name of SPRINGFIELD that I purchased of John Kean Esquire I give grant and devise to my son WILLIAM on certain conditions and provisos hereinafter to be expressed, also two Hundred Acres that shall be laid off out of that body already directed to be divided between three youngest sons. To my son JOHN E. I give grant and devise that tract of Land on Hilton Head that I purchased of Charles Floyd known by the name of WALNUT HILL on certain conditions & provisos to be hereinafter expressed. These three tracts of land namely SPRINGFIELD, TWO HUNDRED ACRES PINE LAND and WALNUT HILL herein named and devised to my sons WILLIAM and JOHN E. that they shall immediately after my decease acknowledge by a proper instrument of writing regularly and lawfully executed, that they will receive the same in consideration and full satisfaction for whatever right by inheritance that they may have to that plantation situated on the Euhaw known by the name REPUBLICAN HALL which I got by their mother and sold to Mr. Henry McNish, and on failure or refusal on their parts to execute such deed or Instrument of writing - my Will and desire is that the said three tracts shall return to my Estate and be equally divided between the children of my present wife to them share and share alike or the survivors of them that may die in their minority. My Will further is that no division shall take place until all my just and lawful debts are paid. It also my desire, that my wife SARAH shall have the exclusive Guardianship, management, and direction of our three youngest sons during their minority. ~~My Will further is that~~ As I have off

"As I have off to my dearest daughter the late MRS. SARAH LOGAN in her lifetime a portion or part of my estate about equal to that which my younger daughters will inherit I have not thought proper to bequeath anything to my grand children. Her three daughters. Should either of my children die under age without leaving lawful issue my Will is that their part or portion shall be divided the Survivor or Survivors by my present Wife & share alike. Lastly, I ~~do~~ constitute and appoint my four Sons, WILLIAM, JOHN B., GEORGE & JAMES POPE my Executors to this my last Will and Testament revoking and making null & void all & every other Will or Wills, at any time heretofore by me made. And I do declare this to be my last Will and Testament. IN WITNESS I, the said WILLIAM POPE have hereunto set my hand and seal, this Eighteenth day of March in the year of Our Lord One Thousand Eight Hundred and Twenty Three and in the forty seventh year of the Independence & Sovereignty of the United States of America.

WILLIAM POPE L.S.

Signed, sealed, delivered and published by the above named WILLIAM POPE)
as and for his last Will and Testament in)
the presence of us, who at his request)
and in his presence have subscribed our)
names as witnesses thereto.

Benj^m F. Scott, James Wells, Josiah Wells.

SOUTH CAROLINA)
BEAUFORT DISTRICT) By W.M. Rutson, Ordinary

Personally appeared before me Mr. James Wells who being duly sworn deposes that he was present and saw Mr. Wm. Pope sign, seal, publish, proclaim and declare this Instrument to be and contain his Last Will and Testament, that he the said William Pope was then of sound mind memory and understanding to the best of this deponents understanding & belief, and that he the said James did sign his name as a witness thereto, at the request of the Testator and in his presence.

James Wells
Sworn to before me this 15 December 1823,
W. M. Rutson
Ord. B.D.

RECORDED
SOUTH CAROLINA, BEAUFORT DISTRICT. I do hereby certify to all whom it may concern that the within is a true & perfect copy of the last Will and Testament of WILLIAM POPE SEN^r deceased taken from the Original recorded in my Office in Coosawhatchee Beaufort District. I do further certify that there is neither clerk or seal attached to this office. Given Under my hand this 17th day March Anno Domini Eighteen hundred & Twenty Seven & fifty first of American Independence.
W.M. Rutson,
Ordinary, B. District.

Recorded this 9th July 1827.