

Will, SC, Colleton, Isaac Hayne 1783

In the name of God Amen, I **ISAAC HAYNE**, of St. Bartholomew's Parish, Colleton County and province of South Carolina, being in bodily health and of sound and perfect mind and memory, yet considering the uncertainty of life, do make this my last will and testament.

In the first place I recommend my immortal soul to almighty God who gave it, beseeching his most gracious acceptance of it, through the merits and mediation of Jesus Christ, who I trust will not reject me, a penitent sinner, hoping I may be prepared at the time of my disillusion, and my soul received into the mansions of the blessed.

I desire that my body be committed to the grave adjoining that of my late wife, in full assurance of its resurrection that the day of judgment. As for the worldly possessions, which it has pleased God to bless me with in this life, I give bequeath and devise in Manner and form following:

First I desire that my lot of land in Charleston be sold at a time my executor shall think most advantageous and I hereby empower my executor or a majority of those who qualify to make sufficient titles to the purchaser, and the money thereby arising be applied towards the payment of my lawful debts all of which I request may be discharged with all convenient speed.

ITEM. I give, bequeath and devise unto my son **ISAAC HAYNE** the plantation whereon I now reside containing about nine hundred acres lying between the Chappell and Round "O" roads running south eastwardly; also a tract of land containing three hundred and twenty seven acres at the Horseshoe; also two tracts of land adjoining each other on Saluda River containing five hundred acres each; also another tract of five hundred acres on Saluda River; also a tract of two hundred acres and fifty acres bounded by **ANDERSON'S** and **LANG'S** land; also my low water lot of land in Charleston; also two lots of land in the town of Beaufort number one hundred and six and three hundred and sixty eight; also my shares in the Charleston library society & insurance company and my books and manuscripts to him his heirs and assigns.

ITEM. I give and devise unto my son **JOHN HAMDEN HAYNE** my Plantation called Sycamore, being part of the land I sometime ago thought of the sheriff and bounding south eastwardly by a line drawn from **GEORGE SMITH'S** southwest corner to the Parsonage north east corner and contains about six hundred and fifty acres; also a tract of five hundred acres on Turkey Creek Waters of Saluda; also three hundred acres being part of five hundred acres granted to me at the Horseshoe; also five hundred acres on Pen Creek; also two hundred and fifty acres on Buck head Creek; also two hundred and fifty acres on the waters of Saluda and Reedy Rivers; also two hundred and fifty acres on **RAYBURN'S** Creek; also a lot of land in the town of Beaufort number fifty two to him his heirs and assigns.

ITEM. I give and devise unto my son **WILLIAM EDWARD HAYNE** the plantation called Pearhill lying between the Chappell and Round "O" Roads north eastwardly and south westwardly & between the said roads north westwardly to the division line above described, between it and Sycamore, containing about

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seven hundred acres; also five hundred acres on Scull Ridge; also five hundred acres on Reedy River; also two hundred and fifty acres on waters of Saluda; also two hundred and fifty acres waters of Reedy River; also two hundred and fifty acres on waters of Enoree; also a lot in the town of Beaufort number one hundred and forty two to him and his heirs and assigns.

ITEM. I give and devise on to my daughter **SARAH HAYNE** a tract of land in the province of Georgia on the head of Turtle River containing one thousand acres also; five hundred acres on Turkey Creek waters of Saluda; also a lot of land in the town of Beaufort number twenty one to her and the heirs of her body.

ITEM. It is my will that my estate in the district of the new acquisition in this province be the undivided property of my said three sons the survivors or survivor of them their heirs and assigns, hereby empowering my executor to join with the other proprietor or proprietors as soon as the state of affairs in America will permit for rebuilding and completing the Iron Works.

ITEM. In case of the death of my third son [**WILLIAM**] before he arrives at the age of nineteen years without issue:

I give and devise unto my son **ISAAC** the plantation called Pearhill as above described, and the tract of five hundred acres on Scull Ridge; and to my son **JOHN** in that case, I give and devise the tract of five hundred acres on Reedy River, also the tract of two hundred and fifty acres on the waters of Reedy River, and the tract of two hundred and fifty acres on the waters of Saluda to them their heirs and assigns; and in that case I give and devise on to my daughter **SARAH** tract of two hundred and fifty acres on the waters of Enoree to her and to her Heirs of her body.

But in case of the death of my son **JOHN** before he arrives at the age of nineteen years without issue:

then my son **WILLIAM** shall be exactly in the situation of my son **JOHN** in case the said **WILLIAM** had died

and in case of the death of my son **ISAAC** before he arrives at the age of nineteen years without issue:

then my son **JOHN** shall inherit what was left to my son **ISAAC** and my son **WILLIAM** what was left to my son **JOHN** in the case of the death of the said **WILLIAM** to them their heirs and assigns in both these cases my daughter to have the track on the Waters of Enoree as in the first case

but in the case two of my sons should die without issue before they arrive to the age of nineteen years:

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then I give and devise on to my daughter **SARAH** and The heirs of her body the tract of five hundred acres on Reedy River, the tract of five hundred acres on Pen Creek, and the tract of five hundred acres on Turkey Creek waters of Savannah, the remainder left to the said deceased sons to descend to the surviving son and his heirs and assigns.

ITEM. In case my daughter should die without issue what is here and left her shall be equally divided between my surviving sons or son their heirs and assigns.

ITEM. It is my will that the drein from the bridge in the Chappell Road to the local swamp and the side drein from the same to **FRAZIER's** Lane be and remain free for the use of all my sons or either of them their heirs and assigns, at all times and seasons, without let or hindrance the said drein to be deepened and kept in repair by an equal proportion of laboring hands on the three plantations whenever it shall be thought necessary by any two of them.

ITEM. I give bequeath and devise the rest residue and remainder of my estate to be equally divided between my sons and daughter or the survivors of them their heirs and their assigns.

ITEM. It is my will that my son's possess what I herein leave them at the age of nineteen years and my daughter at that age or day of marriage.

ITEM. It is my will that a general account be kept of the expenses of the estate which must be in proportion to it until they all eventually draw of their shares, but no cost must be spared in the children's education.

Lastly I do hereby appoint my beloved friends **RICHARD HUTSON, THOMAS HUTSON, EDWARD DARREL, THOMAS JONES, JOHN CROSKEYS**, and my two first sons who shall attain the age of nineteen, executor of this my last will and testament, revoking annulling and making void all former wills whatsoever.

ISAAC HAYNE {seal}

Signed, sealed published and declared to be the last will and testament of **ISAAC HAYNE** in the presence of us who in the testator's presence and at his request have hereunto set our respective names.

WILLIAM M. CANTS
JACOB SMISER
PAUL WALTER
JAMES CULLIATT

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Proved before **CHARLES LINING** Esquire, O.C.T.D

March 15th 1783

At the same time qualified

RICHARD HUTSON

THOMAS HUTSON

EDWARD DARRELL

JOHN CROSKEYS, executive

March 17th 1783

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Qualified **THOMAS JONES** executor, September 22nd 1792

Qualified **ISAAC HAYNE** executor

Examined }
17 Co. Sh. } CL

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