

Will, SC, Edgefield, HENRY CLARK 1840

Box No: 8

Package No: 271

Will of

HENRY CLARK proved on the oath of

MICHAEL WITT

ELISHA STEVENS & HARDY WHITE

filed May 4th 1840

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The state of South Carolina
Edgefield District

In the name of God Amen.

HENRY CLARK, of the state and District aforesaid, being of sound and disposing mind and memory but weak in body and calling to mind the uncertainty of life and being desirous to dispose of all such worldly estate as it hath pleased God to bless me with to make hand ordained this my last will in manner following, that is to say:

I desire that the stock of all kinds, horses, cattle, hogs, and sheep, household and kitchen Furniture, Plantation tools, one set of blacksmith tools, one wagon, and ox cart be immediately sold after my decease and out of the money arising therefrom all my just debts and funeral expenses to be paid and should said property prove insufficient for the above purpose then I desire than my executor hereinafter named may sell [BLANK] and out of the monies arising therefrom pay and satisfy such of my just debts as shall remain unpaid out of the sales of [BLANK] after payment of my debts and funeral expenses.

I give to **MARTHA PRICE** fifty dollars being the sum of money that I intended for her father **SAMUEL CLARK**.

I give to my brother **MOSES CLARK** fifty dollars.

I give to my brother **LEWIS CLARK** fifty dollars.

I give to my brother **JOSHUA CLARK** fifty dollars.

I give to my sister **JANE WHITE** fifty dollars.

I give to my sister **TABITHA BRYAN** fifty dollars.

I give to **JAMES CLARK** the tract of land where he now lives on with the exception of fifty dollars to each one of his brothers, **AARON CLARK**, fifty dollars to **SIMON CLARK**, fifty dollars to **MOSES CLARK**, fifty dollars out of the value of such land.

I give to **CULLEN CLARK** one hundred acres of land in the corner joining Mrs. **MAY** and others.

I give to **MOURNING M. STEVENS** a negro man by the name of **GEORGE**, one negro man by the name of **DUDLEY**, one negro woman by the name of **ROSE**, and her children, viz: **SAMPSON**, **ALAN**, **PICKENS**, and **MILLEDGE**. I also give to **MOURNING M. STEVENS** one negro woman by the name of **LUCY** for said **MOURNING M. STEVENS** to take charge of her own mother until her death.

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I give to **HARDY WHITE** one negro man by the name of **ABRAM** and one negro woman by the name of **HARPER** one negro woman by the name of **JUDE** and her children viz. **WILLIAM, ELIZA, MATILDA, and CLARISSA**. All the rest of my estate both real and personal of what nature or quality soever, it may be not herein before particular disposed of, my desire may be equally divided between **MORNING M. STEPHENS** and **HARDY WHITE** and I give the same to them their heirs executors administrators and assigns forever.

And lastly I constitute and appoint **ELISHA STEVENS** and **HARDY WHITE** executors of this my last will and testament by me heretofore made.

In testimony, whereof, I have hereunto set my hand and affixed my seal this 8th day of April in the year of Our Lord one thousand eight hundred and forty and the sixty fourth year of independence of the United States of America.

HENRY CLARK {seal, his H mark}

Signed Sealed published and declared as in for the last will and testament of the above named **HENRY CLARK** in the presence of us.

JOHN GLAZE
MICHAEL WITT
JOHN M. WITT

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South Carolina
Edgefield District

Personally appeared before me **MICHAEL WITT** who being duly sworn on the holy evangelists of almighty God and says he was present and saw **HENRY CLARK** sign, seal and acknowledged the foregoing instrument of writing to be and contain his last will and testament and that he the said **HENRY CLARK** was then of sound and disposing mind memory and understanding to the best of deponents knowledge and belief, and that he, **MICHAEL WITT**, together with **JOHN GLAZE** and **JOHN M. WITT** signed their names as witnesses thereto at the request of the testator and in his presence and in the presence of each other.

Same time qualified **ELISHA STEVENS** and **HARDY WHITE** executors.

Given under my hand at my office this 4th day of May 1840.

OLIVER TOWLES, OED

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HENRY CLARK's will

Proved on the oath of **MICHAEL WITT** one of the subscribing Witnesses, 4th of May 1840.

Same time qualified **ELISHA STEVENS** and **HARDY WHITE** executors.

O. TOWLES, OED

Recorded in book D page 109 110 and 111 7th of May 1840.

O. TOWLES, OED

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State of South Carolina
Edgefield District

In the matter of **HENRY CLARK's** will

ELISHA STEVENS and **HARDY WHITE**, executors of the last will of **HENRY CLARK**, deceased, having been cited upon the application of **MOSES CLARK** and **JOSHUA CLARK** some of the heirs at law of the said **HENRY CLARK**, to appear before me in the court of ordinary for the district and state aforesaid to prove the will of the **HENRY CLARK** in the solemn form of law. And the said parties, as well the said **ELISHA STEVENS** and **HARDY WHITE** as the said applicants having appeared before me with their counsel and witnesses on Friday the 26th day of June 1840, also on Saturday the 27th day of June 1840, and after hearing the testimony of the two subscribing witnesses as to the execution of the said will and numerous other witnesses touching the capacity of the said **HENRY CLARK** I adjudge and decree that the paper in question is the last will and testament of **HENRY CLARK** and I have admitted the same to probate in solemn form of law this 21st day of July 1840.

OLIVER TOWLES, OED

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State of South Carolina
Edgefield District

By **OLIVER TOWLES**, Esquire, Ordinary of Edgefield District

These are to authorize and empower you or any three or four of you, whose names are hereunder written, to repair to all such parts and places within the state as you shall be directed onto by **ELISHA STEVENS** and **HARDY WHITE** executors of the goods and chattels, rights and credits, of **HENRY CLARK**, deceased, wheresoever any of the said goods and chattels are or to remain within the said parts and places and which shall be shown to you by the said executors and there view and appraise all and every the said goods and chattels, being first sworn on the holy evangelists of almighty God, to make a true and perfect inventory and appraisement thereof and to cause the same to be returned under your hands or any three or four of you unto the said **ELISHA STEVENS** and **HARDY WHITE** on or before the 4th day of July next.

Witness **OLIVER TOWLES**, Esquire, ordinary for the said District 4th day of May in the year of Our Lord one thousand eight hundred and forty and in the sixty fourth year of American independence

O. TOWLES, OED

To Messrs:

JOHN M. WITT, **ROBERT BRYAN**, **JOHN GLAZE**, **MICHAEL WITT**, **W. F. DeLOACH**

Memorandum that on the 8th day of May 1840 personally appeared before me **ROBERT BRYAN** one of the justices assigned to keep the peace in that District 3 of appraisers appointed to appraise the goods and chattels of **HENRY CLARK** late of said District, deceased, who being duly sworn made of that they would make a just and true a placement of all and singular the goods and chattels of the said deceased as shall be produced by **E. STEVENS** and **M. WITT** executors, on or before the 4th day of July next.

JOHN M. WITT
JOHN GLAZE
W. F. DeLOACH

Sworn the day and year above written before me

ROBERT BRYAN, JP

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Praise Bill of
the estate of
HENRY CLARK

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Inventory of the estate of **HENRY CLARK** made the 8th day of May at his late residence by the undersigned appraisers.

[INVENTORY LIST]

Negro women LUCY, ROSE, JUDE
Negro girls TILDA, LIYA, CLARISY
Negro men GEORGE, ABRAM, DUDLEY, HARPER
Negro boys SAMPSON, PICKENS, WILLIAM, ALLEN, MILLIDGE

The undersigned appraisers do hereby certify that we have appraise the above described property of the estate of **HENRY CLARK** as shown to us by **E. STEVENS** and **H. WHITE** executors of the deceased.

May 8th 1840

JOHN M. WITT
JOHN GLAZE
W. F. DeLOCK