

estate to be divided into 10 acre lots with the negroes to be disposed of to reduced and honest families. The mansion house and 10 acres to be for the use of the Commander-in-Chief, the windmill and works, with 4 acres, for the use of the 10 acre men, 2 acres for a school, and each 10 acre man to contribute 30s. for the support of a master. Col. Stephen Blizard, Col. Jonas Langford, Capt. Wm. Mackinen, and Capt. Robert Christian, Ex'ors and Guardians, and £20 each. A vault to be built where my wife and children are buried, and a wall built round it. My plantation and furniture to my daus. A horse, etc., to my cousin, John W., 10 pistoles to my nephews and nieces, £100 to my nephews who are my godsons. Testator d. 8 Feb. 1745. 28 Sept. 1748.

Defendants John, Jane, and Mary (their mother, Margaret, widow of Samuel W.), claim the 60 slaves by gift of their father. No law for settling charitable uses.

10 Nov. 1748, Margaret, the widow, insisted her husband gave them.

30 March 1750, the plaintiffs put in 3 former wills of 1729, 1733, and 1737.

Mary,* dau. of Tho. W., d. in her father's lifetime.

29 Jan. 1750 decree was made for the will and the charitable uses, and Appellants were ordered to convey all that plantation in the parish of St John, containing 294 acres bounded E. with Joseph French, S. with M^r Jonas Langford, W. with Jacob Morgan, Esq. and Henry Knight, N. with M^r Weatherhill, with 58 men, 31 women, 18 boys, 6 girls, and 10 children—123 in all; 32 cattle, 44 more slaves purchased by Sam. W. The personal estate to be accounted. 16 May 1751, further decree. Jane W. had m. Chr. Baldwin, merchant. Appeal to be heard 6 Feb. 1753. Endorsed in writing: "Reversed and given in favour of the Heirs at Law."

Respondents' Case.

19 Aug. 1726. Jacob Morgan's plantation containing 216 acres, 58 men, 35 women, 15 boys, 11 girls, 7 children, and 32 cattle. Marriage was solemnized 1 Sept. 1726. Sam. W. by will gave his y^r son John his estate called Monteiros. Popeshead plantation was rented at £450, being settled on his son Thos. The above very lengthy case took up 3 days in hearing. (Add. MS. 36,217, fo. 34.)

ST. CHRISTOPHER.

Wm. Wells, J^r., of St. Christopher, merchant, and Eliz. his wife (late Eliz. Taylor), who was the widow and ad'trix jointly with the Hon. Richard Wilson, Esq., of Nicholas Taylor, late of the parish of St. George's, Basseterre, dec^d. Appellants. Hon. Richard Wilson and Anthony Wharton, Esquires, pretended Ex'ors of Nich. Taylor, Esq., dec^d., and George, Eliz., Wm. and Sam. James Taylor, 4 of his children, minors, by the said Richard Wilson and Anthony Wharton their G. Respondents.

Appellants' Case.

Nich. Taylor, late of St. Geo., Basseterre, Esq., the Appellant, Eliz. Wells's former husband, d. intestate leaving the said Eliz. and 5 children by her, Geo., Eliz., Wm., Sam. Jas., and John, then and still minors, and adm'on was granted to her with the Hon. Richard Wilson and also Guardians. 20 Nov. 1752, Rich^d Wilson and Anthony Wharton exhibited a paper the pretended will. Nich. Taylor d. 27 Nov. 1751, and in 1748 wrote his will, the first one, and on 5 Nov. 1748 wrote the second one, and they applied for probate. Witnesses examined on both sides. Evidence of Tho. Tyson, Esq., Mrs. Ann Brodbelt, Dr. Wm. Hamilton, Francis Philip Brodbelt, value of the real estate £16,000, and of the personal 18 to £20,000, and there were 3 children by his wife Eliz. on 5 Nov. 1748, Geo., Eliz. and Wm., and 2 by her since, Sam. Jas. and John. Francis

* She was buried 14 Aug. 1745.