

In the Name of God Amen, I Stephen Smith of Bristol, in the State of Rhode Island, Esqr. considering the uncertainty of this mortal life and being of perfect mind and memory do make and publish this my last Will and Testament in manner and form following – that is to say. —

First. It is my Will that all my just debts be paid by my Executors herein after named and appointed within one year after my decease. —

Secondly. I Give and bequeath unto my beloved Wife, all the Plate and household furniture of every description in the house where I now live as well that which may be in said house at the time of my decease as that which is in said house at this time. I also give and bequeath to my said Wife the sum of Five hundred Dollars, to be paid her within one year after my decease, I also give and devise to my said Wife the use and improvement of the of the real estate herein after devised unto my sons Henry and Benjamin, for her to possess untill they shall respectively attain the age of twenty one years, provided she shall so long live, and the legacies herein given to my said wife are in lieu and satisfaction of her right of Dower and power of thirds in my estate:

Thirdly. I Give and Devise to my son Samuel Smith, his heirs and assigns forever (he paying certain legacies as he is herein provisionally directed as hereafter mentioned) the house and land I purchased of Archibald Munro; my Ropewalk with all Tools, implements and apparatus thereto belonging also the Lot of Land with the dwelling house thereon which said Lot adjoins to the aforesd. Ropewalk; also the lot of Land containing about three eighths of an Acre with the dwelling house thereon wherein my negro Man Bristol, now liveth, all the said several Lots of Land being situate in Bristol aforesd. Also one full right or share of Land in the purchase of the Ohio Company so called containing about Eleven Hundred Acres of land including the several lots set off to said Share, the said share or right devised to my said son is that which stands first in the numerical order of my said shares as remembered in the records of said Company

Fourthly. I Give and bequeath to each of my Daughters namely Mary Fales, Hannah Drury, Lydia DWolf, Sukey Jarvis Spalding and Sarah Crossman, four Hundred Dollars, to be paid within one year after my decease, and if either of my said Daughters shall depart this Life prior to my decease, I give and bequeath the four hundred Dollars, given to such deceased daughter to her children equally to be divided among them and to be paid when they shall respectively attain to lawful Age. —

Fifthly. I Give and bequeath to my daughter Harriot Smith four hundred Dollars, and if she shall remain unmarried at the time of my decease I then give her three hundred Dollars in addition thereto to be paid within one year after my decease. —

Sixthly. I Give and bequeath to the children of my deceased daughter Elizabeth Peck, namely Nicholas, John and Mary, four hundred Dollars, to be equally divided among them and to be paid their respective proportions when they shall severally attain the age of twenty one years. —

Seventhly. I Give and bequeath to each of my daughters by my present Wife namely, Louisa, Ruth and Elizabeth Bosworth, Five Hundred Dollars, to be paid to them respectively when they shall arrive to lawful age or be married, whichever shall first happen

Eighthly. I give and devise to my Son Henry Smith the dwelling house and lot of Land where I now live, with the outhouses and other appurtenances to the same belonging; also a Lot of Land fronting North on Charles Street with the dwelling house and Store thereon; also the five acre Lot of Land I purchased of the heirs of Benjamin Rothbotham; also one equal and undivided moiety of one full right or share of Land; being the second in numerical order as aforesd. Containing about Eleven hundred Acres in the aforesaid purchase of the Ohio Company, including in said undivided moiety one equal half part of the several lots set off to said share To Have and to Hold the said several lots and parcels of Land to him my said Son Henry, his heirs and assigns forever, he paying certain legacies as he is herein after directed provisionally. —

Ninthly. I Give and Devise to my son Benjamin Bosworth Smith, his heirs and assigns / he also paying certain legacies as he is herein provisionally directed as hereafter mentioned, a certain Farm sometimes called the Borland farm containing about One hundred and ten Acres being the same whereon Oliver West, now lives, bounded Easterly on the Back Road, together with the Dwelling-house, Barn and other Buildings thereon Also the equal, and undivided moiety of one full right or share of Land, including the several lots thereto belonging, in the purchase of the Ohio Company so called, being the other half part of the said share or right whereof a moiety is devised as above said to my said son Henry.

Tenthly. And whereas it is uncertain whether my personal estate after deducting therefrom the specific legacies above mentioned given to my Wife and son Samuel, will be sufficient to pay & satisfy all my just Debts and the aforesaid pecuniary legacies given as above mentioned to my Children and grand children; now therefore it is my will and I do hereby order and direct that if after delivering said specific legacies and payment of my just debts, there shall not remain a sufficiency of personal estate to pay and satisfy all the aforesaid pecuniary Legacies that in such case my Executors shall pay the same in equal proportion so far as the said surplus of my person estate will admit. And for the satisfying and fully paying such parts of the aforesaid pecuniary Legacies as shall remain unpaid by my Executors for want of personal Estate it is my Will and I do hereby order and direct that my aforesd. Son Samuel, shall pay what shall so remain unpaid of the legacies given to his sisters and sisters children, namely, Mary, Hannah, Lydia, Sukey, Sarah & Harriet and the aforesaid children of his sister Elizabeth; and that my said sons Henry & Benjamin, shall pay what shall so remain unpaid of the legacies given to their mother, and sisters, namely, Louisa, Elizabeth and Ruth, provided however that what shall remain unpaid of the said pecuniary Legacy given to my said Wife for want of personal estate shall not be paid until the expiration of two years after my decease, the said payments to be made equally by my two sons Henry & Benjamin. & furthermore it is my Will that the real estates herein before devised to my said son Samuel, shall stand charged with the payment of such parts of the aforesd. Legacies as he is directed to pay in case of deficiency of personal estate as aforesd. & that the real estates herein before advised to my said sons Henry & Benjamin,

shall stand charged with their respective proportions of the abovesd. Legacies, with the payment whereof in case of a deficiency of personal estate they are charged as abovesd.

Lastl. As to the residue and remainder of my estate both real and personal if any there shall be, I give, bequeath and devise the same equally among all my Children, and the representatives of such as shall be deceased share and share alike. —

And I do hereby constitute and appoint my said son Samuel Smith, and my Brother in Law Samuel Bosworth Esqr. Executors of this my last Will and Testament, hereby revoking all former Wills by me made declaring this & this only to be my last Will & Testament — In Testimony whereof I have hereunto set my hand and seal this first day of April in the year of our Lord One Thousand seven hundred and ninety nine. —

Signed, Sealed, Published, and	}	
declared by the above named -	}	
Stephen Smith, to be his last	}	
Will and Testament in the	}	
presence of us who have here-	}	
-unto subscribed our names	}	
as witnesses in the presence of the	}	Stephen Smith
Testator. — The name "Sarah	}	
Crossman" interlined on the	}	
2d. Page before signing. —	}	
Benjamin Bourn	}	
Benjamin Bourn Junr.	}	
William Harding jun.	}	