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presents Sealed with our Seals and dated the 27<sup>th</sup> day of October  
1810

The Condition of the above Obligation is such that if the  
above bound Jos. Smith Guardian of Henry Stewart his Execu-  
tors and Administrators, do and shall well and truly pay and  
deliver unto the said Orphan all such Estate and Estates, as now  
is, or hereafter shall come to the hands and possession of the said  
Guardian as soon as the said Orphan shall attain lawful age  
or when thereto required by the said Court; and also shall well  
and truly save harmless and indemnify the said Judge of the  
said Court, and his Successors in Office, from all trouble and  
damage, that shall or may arise about the said Estate: then  
this Obligation to be void, else to remain in full force and virtue.

Sealed & Delivered

Joseph Smith (Seal)

James Ward (Seal)

in presence of }  
M<sup>r</sup>. Moore Reg<sup>r</sup>. 10/16

At a Session of the Orphans Court for the County of Alexandria  
in the District of Columbia, the 27<sup>th</sup> day of October 1810, The par-  
ties to this bond, acknowledged the same to be their act and deed  
and it was ordered to be recorded,

Seal

Test: M<sup>r</sup>. Moore Reg<sup>r</sup>.

In the Name of God Amen - Item 1<sup>st</sup> - I Benjamin  
Davies of the Town of Alexandria, in the Territory of Columbia  
being of sound mind and perfect memory - make this my  
last Will and Testament - First I give and bequeath unto  
my dearly beloved Wife Ann Davies, all my Real and per-  
sonal Estate whatever, and what Money I may be poss<sup>ess</sup> of at my  
death for and during her natural life - Item 2<sup>nd</sup> - And  
after her death, I give and bequeath unto my Children Benja-  
man Davies, John Davies, Ann Davies and Edward Davies  
a Freehold piece of Land, containing six acres with all the  
Appurtenances and Improvements thereon, adjoining to the  
Land of M<sup>r</sup>. Richards in Fairfax County in the State of

Virginia, to be by them equally divided, share and share alike, to them and their Heirs forever - and my particular desire is, that it shall not be sold or bartered for any other property

Item 3<sup>rd</sup>: I give and bequeath unto my eldest Daughter Mary Lytle, the Wife of Henry Lytle a Freehold Lot of Ground with a dwelling house thereon, with all the improvements, on the north side of Cameron Street, in the Town of Alexandria, containing forty seven feet East of Washington Street, and twenty five on Cameron Street, running north ninety feet deep, to her and her Heirs forever, and for her own use and benefit, without any controule of her Husband, Henry Lytle, or any other Husband she may have during her life time - And if my Daughter Mary should die without Issue, then the said house and Lot to be for the use and benefit of the aforesaid Benjamin, John, Ann and Edward Davies to be equally divided between them share and share alike -

Item 4<sup>th</sup>: If in case my Wife Ann Davies should die before the expiration of the Lease of the House I <sup>now</sup> ~~now~~ <sup>now</sup> live in Cameron Street, near the Market place in the Town of Alexandria, then and in that case, I give and bequeath unto Benjamin Davies, John Davies Ann Davies, Edward Davies, and my Niece Sarah Davies the remainder of the Lease, with all the Stock in Trade, profits &c. also all my personable property, Money, Cloaths, Watches, Plate, Household Goods, and every other article - Also all my book debts, that may be then due, after paying all my just debts, to be by them equally divided, without any sale if possible, but if they should not agree amongst themselves, then the whole to be sold and the proceeds equally divided between them, and if either of them becomes of age or married, he or she shall receive their share, But the Minor Childrens share shall be put to Interest upon good security for their benefit during their minority, and the Interest to be laid out for their subsistence and Learning -

Item 5<sup>th</sup>: I also bequeath unto my Wife Ann Davies, the Lease of a Lot and house on Washington Street, and after her death to be equally divided as in

Item the 2<sup>nd</sup> - Item 6: I give and bequeath unto my Daughter Mary Lytle, the Wife of Henry Lytle, what profits shall arise from my share in the <sup>river</sup> Little Tonspike Company in the County of Fairfax, subject to the same restrictions as mentioned in Item 3<sup>rd</sup>.

Item 7: And after the expiration of my Lease of the House I now live in, between Phillip Mastiler & myself, if the said Mastiler or any person who is Heir to the Estate should not grant a longer Lease upon reasonable terms by application at least twelve months before the Lease expires, then and in that case they may dispose of the Fixtures and property they are entitled to, by first consulting a Lawyer upon the legality of the same

Item 8<sup>th</sup>: I also constitute and appoint my dearly beloved Wife Ann Davies, the whole and sole Executrix to this my last Will and Testament - In Witness whereof I have hereunto set my hand and Seal this <sup>twenty sixth</sup> ~~twelfth~~ day of July, in the Year of our Lord, one thousand eight hundred and eight

Signed, Sealed and published  
and declared by the within  
Testator to be his last Will and  
Testament, in presence of us, who  
subscribe our Names in the presence  
of the Testator, and of each other

Benj<sup>n</sup> Davies  
William Lovering  
Hugh Carolin  
Eli<sup>n</sup> Perry

It is remembered that the day of the Month is altered as above from the 12<sup>th</sup> to the 26<sup>th</sup> day of July

Further being of sound mind and memory - Whereas in Item 2<sup>o</sup> I have forbid the sale of my property in Fairfax County in State of Virginia, on further reflection I do hereby alter that part that forbids the sale of that property, and wish the same may be sold after the death of my beloved <sup>wife</sup> Ann Davies, or if my Wife thinks proper, she may sell it, placing the amount secure for my Children Benjamin, John, Ann & Edward, she enjoying the Interest during her life - In Witness whereof I have set my hand and Seal this eighteenth