

[to Act of Assembly A.D. 1849 Examined by W.D. Henderson Esq. Ch.D. 1851]

21-
 In the Name of God Amen. I Margarette Bay of Berkeley County in the Province aforesaid being very sick and weak in body but of sound and perfect memory do make and ordain my last will and testament in manner & form following vizt I give and bequeath unto my loving daughter Ann Bay all my share or third of that tract become due to me from my husband's estate to which her mother being seised and that my will is that my loving brother James Bay be Executor of this my last will & testament as witness my hand & seal the day of April in the year 1720.
 Signed seal & delivered in the presence of
 William Mc Callister, John Anderson & others
 Margarette Bay

Memorandum On this 9th day of March 1721 I James Bay personally and duly appeared before me James Bay Esq. Justice of the Peace and Clerk of the Court of the County of Berkeley in the Province of Maryland and declared that he was the son of the late Margarette Bay the testator herein and declared the within writing to be his last will and testament as witness my hand & seal the day of April in the year 1721.
 James Bay

Extracted from Original Record No. 100 & removed from Secy. of State's Office pursuant to Act of Assembly A.D. 1849 Examined by W.D. Henderson Esq. Ch.D. 1851

21-
 In the Name of God Amen. I John Bay of Berkeley County in the Province of Maryland do make and ordain this my last will and testament as do dispose of my real and personal Estate as followeth I give and bequeath unto my loving wife Anne Bay Gerardes to her heirs forever with hundred pounds of money one horse called Bear one feather bed and furniture one negro girl named Phillis. It is likewise my mind & will that my said loving wife shall live on my plantation during her widowhood. I give and bequeath unto my eldest son John and to his heirs forever my dwelling house and plantation containing two hundred and two acres of land and five hundred acres of land in Green County or Maryland. I give and bequeath unto my sons John Richard James & Anne and to their heirs forever to be equally divided among them four hundred and fifty acres of land in Berkeley County and fifteen hundred and two acres of land in Holston County. And in case any of my youngest sons shall die before they attain the age of twenty years that then their shares of my real Estate shall be equally divided among

among the survivors of them and in case my eldest son Peter shall die before he attain the age of twenty years that then his share of my Estate shall be equally divided among his surviving brothers. Item. In my mind and will that all the remaining part of my Estate shall be equally divided among my sons Peter John Richard James & Anne that is to say their shares shall be as equal as made as often as any of my said sons shall attain the age of twenty years and as equal part of the same bequeathed to them or sooner if my sons think fit at which time they shall also receive their shares of my real Estate. Item it is my mind and will that the yearly proffits of my Estate shall either be let out at interest or laid out in slaves for the benefit of my sons as my Executors think fit except such a part as is necessary for the maintenance & schooling of my Sons and the charges of the plantation. And I do nominate & appoint my loving friend Wm. Bull to be Executor of this my will during his life and after his decease it is my desire that Wm. Richard Redfern & the Carnaby Bull shall be Executors of my Estate & of my Estate till my Sons are of age and in case the Richard Redfern aforesaid or the Carnaby Bull shall nominate another in the place of such a one. Executors. I do hereby declare this to be my last will and testament. In witness whereof I have hereunto set my hand & seal this 28th day of February A.D. 1721.
 Signed seal & delivered in the presence of
 James Bay, William Bradford, James Bay, Elizabeth Rose
 John Gerardes

Memorandum On this 28th day of April 1721 personally and duly appeared before me John Bay Esq. Justice of the Peace and Clerk of the Court of the County of Berkeley in the Province of Maryland and declared that he was the son of the late John Bay Gerardes the testator herein and declared the within writing to be his last will and testament as witness my hand & seal the day of April in the year 1721.
 John Bay

Extracted from Original Record No. 100 & removed from Secy. of State's Office pursuant to Act of Assembly A.D. 1849 Examined by W.D. Henderson Esq. Ch.D. 1851

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 No 20
 Thomas Moody
 South Carolina. In the Name of God Amen. I Thomas Moody of Berkeley County in the little of South Carolina being sick and weak in body but of sound and disposing mind and memory thanks be to Almighty God for the same do make published and declare these presents to be and contain my last will and testament hereby revoking and making null and void all former testaments wills and Codicils by me heretofore made and published. And I do