

Lib 12

(1)

19. 8. 17

This day came Anne Sadwife of William Smith, Dord and Exhibited the Last Will and Testament of the said William Smith and made oath that it was the true, whole, and Last will of the said William Smith, and which Will followeth in these Words.

The Last Will and Testament of M^r William Smith made in Augusta Carolina at St. Marys in Maryland anno Dni 1635.

In the Name of God Amen. I William Smith by the Dear Good will of God in health of Body and free of Judgment without Compulsion or Constraint do freely order and dispose of my Estate in Gods in this Manner following Desirous to please almighty God the Giver of all Good things and to take away for after times all occasions of Strife about those things which I leave here behind me the better and with more quiet to attend to other his more important matters of my Soul for the Eternity. I therefore to Enter into first I bequeath my Soul into the hands of God Creator trusting in the precious blood of my Lord and Redeemer Jesus Christ that he will bring her into his glory. Secondly I bequeath my Body unto the Earth from whence it was taken Willingly accepting the death of it in Union of that of sweet Jesus my Lord & of all his Saints as a sacrifice of Satisfaction of my Sins on which God have Mercy. Amen. And further I profess that I am a Member of the Catholic Roman Church out of which there is no Salvation. Thirdly of my Temporall Goods I dispose in this manner following. In First I give and bequeath unto my Loving Wife M^r Anne Smith fully and entirely all and Every speck and Part of my Goods moveable or immoveable, and whatsoever I now or at my death have or shall have any way mine or due unto me, four pounds only Excepted which I leave for the good of my Soul desiring holy Church to pray for the same. Secondly I appoint and make the foresaid M^r Anne Smith my Loving wife alone the full and absolute Executrix of this my last will and Testament, to recover take and order what any way doth mine or shall appertain to me now or hereafter, Declaring for her Indemnity and quiet Possession thereof I give nothing in Writing whereof I put to this my hand and Seal this 22^d of Septem^r anno Dni 1635.

William Smith.

Locus + Signum.

Sealed and delivered in the

presence of Thomas Smith

Thomas Smith

Sept. 21. The said Anne
Irene & p^rsent Invent

worn to Court
at the

Which were the said William Smiths within this Province at the time of his death, And to make a true and perfect account of the same when the should be demanded thereunto. —

22 March 1637

Excelsus Lord Prop. To all Christian people, to whom these presents shall come, Greeting Whereas William Blyford late of the Isle of Kent planter, being weak in body but of perfect sense and Memory did make his last and will and Testament nuncupative in manner and form following, that is to say, being asked by Henry Cawley of the same Island Planter and at that time the Master & Spectator of the said William Blyford in all his personal Estate, what course he did intend to take in the disposing of his Estate, and who should have it in case God called him by death, The said William Blyford answered in these words, Who should have it but you (meaning the said Henry Cawley) and being again demanded whether he were in good remembrance of what he said, he answered again, yes I praise God, and all that I have I give to you, meaning the said Henry Cawley, as is deposed both by the oath of the said Henry Cawley taken before the said Henry Cawley taken before the Sea of our Province and by the several oaths of Richard Burliard and Matthew Price of the same Island Planters taken in the said Island by our Lieutenant General of our Province: It now appears therefore that We do hereby approve the said last Will and Testament of the said William Blyford and do admit and appoint the said Henry Cawley to be full and sole Executor of the said last Will and Testament of the said William Blyford and to do and receive all things which unto an Executor do belong of course and Right.

Given at St Maries

Henry Cawley Come to the Words above Mentioned.

August 27. 1638

John Melcasse Gods Deposition, that coming to John Smithson late of St Maries Planter Deceased, lying then very sick, he asked the said Smithson how he would Dispose of his Estate in case God should call him in that sicknesse, And the said John Smithson answered the Deposition in these words, All that Ever I have (Meaning in this Province) shall have coming out of England I freely give to you.

John Melcasse

God die

William Lewis planter deposes that coming to John Smithson, deceased the day after he did the said John Smithson among other Discourse complained to this Deponent that he should leave his wife a poor Widow: to which this Depont answering, that in Grace of God he would leave her well enough to live, the said John Smithson replied in these words, all that I have I leave her and I had more she should Enjoy it.

William Lewis.

Upon these depositions of John Melcasse and William Lewis the Judge did approve the said last Will and Testament of the said John Smithson.

Excelsus &c. Whereas John Smithson late of St Maries planter Deceased being in perfect sense and Memory did make his last will & Testament nuncupative, and therein did give and bequeath unto his then Wife Anne all that Ever he had within this Province and what so ever he should have come out of England I know you therefore that we do hereby approve the said last Will and Testament of the said John Smithson and do admit the said Anne to be full and sole Executrix of the same Given 27th day August 1638

3rd October 1638

This Day came Thomas Hobden Planter and alleged an Impediment against the Probate of any Will of James Pittes late of St Maries Deceased, for that by a Mutual Contract between the said James and Thomas, the said James had obdged himself to the said Thomas and likewise the said Thomas to the said James, that their Estates which they had in this Province should be joined in one, and neither of them have Property in severall and apart from the other in the Estates so joined or any part thereof, untill it should be severed again upon which Terms as in the said Contract was agreed, and therefore that neither of them without the other consent should have power to dispose of any part of the said Estates so joined either by Will or other ways, but that the owner of them was to Enjoy and Retaine the Whole, and he desired that this Impediment might be Ejected, and offered himself ready to prove the said allegation, Whensoever he should be thereunto called.

Memorandum that the above named Thomas Hobden acknowledged himself to owe unto Thomas Pittes the sum of £100

Weight of Tobacco, in case he shall not appear (upon motion) to prove his said allegation, or shall not pay to the said Thomas (Cruikshanks) his costs and Damages as the said Thomas (Cruikshanks) shall have adjudged to him in Default of his said Proofs.

Thos. Hedden.

27th Octob. 1638

This day came both parties and the said Thomas Hedden affirmed his allegation and produced for his Witness John (Cruikshanks) who was sworn and testified that he was present at the agreement between James Hitches and Thomas Hedden for partnership on the 5th of Nov. and that afore the said agreement the said James Hitches in the hearing of the Deponent had acknowledged and affirmed that the survivor of them Two (meaning James Hitches and Thomas Hedden) should have all (meaning the others Estate) and that Thomas Hedden being in Danger of Sickness had left all by Will to James Hitches, and that since the said agreement he had heard the said James Hitches acknowledge that the survivor of them should have all and he further testified that since the agreement mentioned he heard the said Thomas Hedden tell the said James Hitches of a bargain of his Plantation which he desired to make with one Randall Gobell, to w^{ch} James Hitches dissented and hereby the Bargaine was stopped. There was produced also on part of the Def. Robert Forster and James who testified that he heard the said James Hitches send the said agreement to the said Thomas Hedden touching some accounts being them to which the Deponent answering what need you trouble yourself so much in it, seeing Thomas Hedden sayth he is to have half of all you have, the said James Replied as it were making strange at it, well let him look to himself if he play the knave with me I can play the knave to him, I can deal with him as he deals with me, he further testified that since his death come in into him after Thomas Hedden had been with him the said James Hitches told the Deponent that he had conspired with Thomas Hedden and that Thomas Hedden had frankly acknowledged 700 w^{ts} of Tobacco and that when he remembered him of some other things he Excused himself that he had forgot them, and that they amounted to upwards of 300 w^{ts} weight. And that since he had remembered all

word that at another time he told the Deponent that now he had made an End and that he had a Note under his hand for 1000 w^{ts} and that at the making of his Will this Deponent heard him tell the said Thomas Hedden that there was 1000 w^{ts} of Tobacco due to him from Thomas Hedden, but he would not have 500 of them.

5th April 1639.

This day Thomas Gerard and Henry Hooper (Religious) came upon their solemn Oath touching their last will and Testament of Richard who died at ^{St. James} the last day of March this present year, in Manner and form following. That is to wit that the said Richard being of perfect and sound Mind and Memory though sick in Body and wished by the said Thomas Gerard to declare his mind how he would dispose of his Estate after his Death, did as we have said say first that his Will was that Humphry and Anne his Wife should be free, Item he Willed that Mr. Leuger should have a satin Petticoat which was his Wives worth 10^l. Item that the remainder of all his Estate after all Charges defrayed should be sent to Mr. Hubert Staines in England. Item he entreated Mr. Leuger and Mr. Egerton to be his Executors.

Thomas Gerard

Henry Hooper.

Taken before me

John Leuger Secretary

Exoni. Vis. approbaturum sub hoc testamentum pro bono et ultimo Testamento dicti Richardi Sibi.

6 Octob. 1639

Richard Duke of Devon made oath that John Speed (Esq^r) Minister of the Gospel being upon his death bed told to this Deponent that his last will was that Richard Browne his Will should have all his Tobacco as was owing to him the said John Speed and that out of the same he desired the said Richard Browne to pay such Debts as he ought as far as his Tobacco would reach.

This was proved for the Will of John Speed and the said Richard Browne admitted to be Executor.

Henry Bishop and Simon Deunbail Presiding.

Caecilius &c. S^g

J. Leonard Secretary.

Leonard Mander within the Province of Maryland Master at St. Leonard's aforesaid on 24 March 1640 did make and declare his last Will and Testament. And the same did cause to be written, and after the writing thereof and hearing the contents of it did appear sign & deliver the same by his last Will, in the presence and hearing of Walter Stroth of the same place planter, as was ascertained by the oath of the said Walter, which writing is of this tenor: In the Name of God Amen. Leonard Leonardson do constitute and ordain this to be my last Will and Testament. First I bequeath my soul to his Creator. Next my body to be buried in a Christian burial. Next I give unto Alice (his) my Mother one Shovell and a weight of Tobacco with salt and in case she be dead, to my brother, or to the next of kins of both be dead, and the Tobacco to remain in my Executors hands, unto such time as that they go or can conveniently send it, Henry Inake Henry, Bishop and Simon Demichiel my true and lawful Executors. I do have all the remainder of my Estate Moveables and Immoveables all Debts due and Demand Whatsoever to me belonging that they can lawfully make appear. So farewell in our Lord Jesus Christ Witness my hand the 24th of March. Anno Domini 1640. Now know ye that we have and hereby do approve of the said Writing to be the last Will and Testament of the said Leonard and do receive and admit you the said Henry Bishop and Simon Demichiel to be Executors of the same to all Effects and Purposes Charging you by Writing &c. and that you bring the Inventory into the Court to be recorded at some time before the next Court further time to given you And that you make and show a true and faithful account of your said Executorship whensoever you shall be thereunto demanded by us or our S. G. or other our lawful ordinary and that you will Well and Truly pay all the Debts and Legacies of the Deed according to the Provisions of Law in that behalf to be as you may Given at St. Maries A. D. Decemb. 1641.

16. Jan. 1643.

Demanded by M. Secretary to bring in the account before the first of February next.

12. Jan. 1641.

William Jackson made oath that he was present at the signing of the Will by Robert Cooper bearing date 28. April 1641. and that the Will Exhibited into the Court was signed and delivered as the last Will and Testament of the said Robert Cooper.

James Leonard Clerk

The administration was granted to Elizabeth Widow of the Deceased.

4th Jan. 1639. Came Robert Perch and made oath that being present at the last Will of Michael James planter he asked the said Michael who he intended to be executor unto that remainder of any should be after his Death paid who thereupon made answer in those words, Who should I give it to but to M. Spinnich who best deserves it; And I think it too little for him in regard of his care and charge of me in my sickness or to that purpose.

Whereupon this was approved for the last Will and Testament of the said Michael James.

Robert Perch
John Cooper
Came M. James and property &c. to our beloved Robert Spinnich of St. Maries Court. Declaring Whereas oath hath been made and sworn that Michael James last of St. James planter, being demanded upon his Death bed Who he intended to dispose his goods unto if any remainder should be after his death paid, made answer in these words, Who should I give it to but to M. Spinnich who best deserves it and I think it too little for him in regard of his care and charge of me in my sickness or to that purpose. I think you have that we have approved and hereby do approve and admit the said disposition for the last Will and Testament of the said Michael James and you the said Robert Spinnich for his Executor. Charging you by virtue of the oath made and sworn in this behalf &c. Inventory before the first of February And an account upon Demand Given 4th Jan. 1641.

4th Jan. 1639. Robert Spinnich made oath to the purpose as is above mentioned and approved of the same. And was sworn to the said property one Shovell and weight of Tobacco in case he should not for the conditions required of him for the making of a full Inventory and an account according to this said &c. Spinnich James John Cooper Clerk
May 7th 1640. This recognizance &c.

The Deposition of Robert Lake of the J^r of Hunt Master aged Twenty one years or thereabouts, taken by the Commissioners, July 22. 1649. —
This Deponent saith that during the absence of Henry Crawley Deceased and two days or thereabouts before his Departure being in Boston Town and Memory made his last Will, and Testament, Elizabeth Smith the Wife of John Smith being present with the said Crawley when he uttered these Words, that if I die I do give all my whole Estate unto Katherine Smith my God Daughter, save only my long gown, and that I give unto John Southam of Boston to the Place, which words being spoken by the said Crawley this Deponent came into the Chamber and the aforesaid Elizabeth Smith desired him to bear witness of this his Will, then this Deponent asked the said Crawley if that were his Will, and he answered it was, saying, If I die, I give all my whole Estate unto my God Daughter Katherine Smith save only my long Gown which I give to John Southam of Boston to the Place again, and further he deponeeth not.

Taken before me

Signed Robert Lake

Signed William Braithwaite

- The Dep^t of Thomas Kid Master taken concerning Henry Crawley Dispossess of his Estate at his death. March 5th 1649 at Plymouth.
- 1^o he was present when Crawley made a disposal of his Estate.
 - 2^o When Crawley did it, he was in perfect Memory.
 - 3^o That before this Deponent, to him and others present, he said that if he died he did give to Katherine his God daughter all his Estate, except the long Gown which he gave to John Southam of Boston.
 - 4^o That this Deponent knows of no other mention made by Crawley concerning the disposal of what he had.
 - 5^o That he never heard nor knew of any revocation of the Gift of his Estate from that God daughter of his.

Taken before me the day

Thomas Kid & Mary

and year above written

Signed — Giles Broun

Is E. To all whom these comes that we upon the oath of St. Thomas Howell and William Keeling, sworn unto us

— by

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by our Oath of our J^r Hunt Master do pronounce and approve the Disposition made by William Worthy, dated his 1st of August 1649, in that time of his sickness in August last in that word (If I die in this Country I give all I have to Henry Sellaway) unto that purpose to be the last will of the said William Worthy, and as such to be admitted in all Courts and Effects and purposes Given &c. ut supra.

20th July 1644.

Edward Parker being to go to Sea made his Will (Viz^t) — that he gave one half of all he hath to Coley Broome, and the Tobacco to the Captain the residue to Elizabeth Spence.

Lib^r A. 63.June 15th

Edward Parker

Francis Ansell aged 22th years old after a sickness made oath that he was present when he made (about 1649) made his Will in his last sickness in manner following by word of mouth VIZ^t that he did nominate M^r Margaret Broun his sole Executrix. And M^r Margaret Broun deponeeth the same, and further she deponeeth that had it before that his Executrix should give the first Masscot that shall fall within this year, and if none fall within this year then the first Masscot that shall hereafter fall unto M^r Thomas Broun's biggest of Virginia —

64. June 19th This Day came Margaret Broun (Wid^{ow}) and desired the testimony of the great Govern^r M^r Thomas Grover concerning the last will and Testament of the late Govern^r Robert B^r of the said Gov^r did authorize Giles Broun Esq^r one of his Judges Councillors to administer an oath unto him the said Govern^r concerning the facts said by him.
- The said Gov^r Thomas Grover Esq^r answered upon oath concerning the last will and Testament of the said Robert B^r Esq^r that he the said Gov^r did work upon upon his death bed about 6 hours before his death being in perfect memory. In setting his speech to M^r Margaret Broun said in presence of him the said M^r Grover, and some of his friends you my sole Executrix. To be all and pay all after which words he the said Gov^r did desired every one to depart the room and was some space in private but returned M^r Margaret Broun Esq^r afterwards the said M^r Grover coming into the room again, he heard the said M^r Gov^r did appoint certain legacies in manner following VIZ^t I do give my wearing Coats to James & Edward and Richard Willan my servants specifying his last Will to Richard Willan and his black suit to James.

Sept 8th 1648. Adam Hants being present at the same time. Deposed the same
 Sept 8th 1648. Anthony Sawlings made the last will of the State of Richard
 (as David and deposed others of Administration to be granted unto him
 of all said Goods (rather belonging unto the said Richard (as according
 to his last will and Testament.
 Ordered that the said Anthony should have Bill of Administration granted
 to him forthwith the will being proved by 3 Testimonies as aforesaid.
 September 7th The will of Richard (as approved by a lawful Jury
 and the Administration committed unto the said Anthony. having
 made Oath to bring in Inventory within 10 Days and acc^o by the
 first of December next. Untill further time given by the Governor
 and to save the Estate to be proved by the oath of 2 men.
 Sept 11th Thomas Groves Esq^r Gov^r of this Province authorized Jos^t
 Clark to take the depositions of Ellis Roach and George Mannors to
 prove the Estate of Richard (as deposed.
 Sept 11th George Mannors and Ellis Roach both taken Oath to
 prove the Estate of Richard (as deposed.

7th May 1649.

95 In the name of God amen 1648 I John Thomson
 do make my Will and Testament in the year of our Lord 1648.
 I first I bequeath my soul unto God and my body to be buried in the
 Earth. I Give unto George and his wife and James Walker
 Plantation and all that I have and unto David Pettibard abovesaid
 of Corn I Give cloaks and Mace my old coats and the shirt I have on.
 I Give Mr. Watrous Esq^r of Tobacco. I Give to Walter Pease some
 contain Tobacco but I know not what it is. I Give to George Ichabod
 and James Walker my Truss and a couple of R^olls. taken my debts
 I paid Desiring God to be merciful unto me and to forgive me
 my sinnes as witness my hand this 19th day of May 1648.
 Witness David Richiard (Clerk Macpherson. Jo. Thomson
 May 6. 1649. (Clerk Macpherson at the request of James Walker and
 George deposed Examined and deposed saith that the above sp^oken
 will is the true and last will of the said John Thomson as he verily believes
 and that he was present when the said John Thomson signed his
 will with his own hand either 3 or 4 days before his death and
 that he the said John Thomson although at that present he was
 weak in Body yet was he in perfect Memory at the signing
 thereof

The

1648 A. F. Jurat coram me: William Brothop
 The last Will and Testament of William (as deposed.
 Octob: 14 1648. In the name of God amen.

I William (as being sick in body but perfect in Memory, Thanks
 be to God, do make this my last Will and Testament.
 First I bequeath my soul to God, and my body to the Provider to
 be buried in decent Manner, and for my worldly Estate I
 Dispose of in manner following, after my Debts are satisfied.
 I Give I desire that both my Shallop with all the rigging
 belonging to them both, Except the Sides of them shall haply
 one built and one sold at an outcry to the payment
 of such debts due to Cap^t Vaughan as he can make. I will
 approve from me.

I Give all my Monies due to my Children that I am now
 possessed withal, to be Equally divided betwixt them.
 I Give to my Wife all the male Child I have or that shall
 fall betwixt the time my Children be of age for the bringing up
 of them up.

I Give all my Land upon the Island of Saint unto my son
 I Give all my Hogg and Houphord. I Give in General
 unto my Wife.

I Desire that Cap^t Peter Beant and Mr. Francis Brookes
 write this my last will, perfect made although my hand this
 first of October 1647. William (as.

Witness Richard Wilson

Signature

Ihu. (Clerk)

Jan 26: 1648 This is the day of Octob^r 1647.

In the name of God amen. I James (as of the Island
 of Saint in the Province of Maryland in the County of America
 Gentleman being of sound Memory and being Thanks
 be to God, therefore do make and ordain this my last will
 and Testament in the Manner and form following.
 First I bequeath my soul unto the hand of Jesus Christ
 my Redeemer from whence I received life through the
 merits and the Merits of his Death to obtain remission
 of my sinnes, and Salvation of my soul at the day of my
 birth.
 I Give I give my body I bequeath it to the Earth from whence it
 was taken and to receive decent and Christian burial ac-
 cording

Lib^r. A. f. According to the Discretion of my Executors.

As for my Worldly Estate (my Debts and several Notes being really and faithfully Discharged in the first Place, I do make Capt. Robert Vaughan, now being absent from the Island my lawful Exec^r for the Children. If in case that he be not wth or any Casually befallen him. I make Henry Morgan the Exec^r for my Children whole and sole. This is my last Will and Testament Witness my hand. . . . The ~~X~~ mark of

William Lant

Francis Lumbart.

The parties attested there to be their hands and that the party was of sound memory at making thereof before us Sign.

Record. William Botton (Th.)

Philip Botton

15th May 0. In the Name of God amen &c. —

I Peter Maharsk being weak in body, but perfect in memory — praised be almighty God, do hereby make and ordain my last Will and Testament in manner and form following. First I commend and bequeath my soul into the hands of my Lord and Saviour Jesus Christ, by whose Merits, Death and Passion I only hope to Enjoy part of the blessed resurrection and to be made an Inheritor of the Everlasting Reign of heaven. I bequeath my body to the Earth whereto I was made, to be buried at the Discretion of my Executors. And for all my Worldly Goods to be disposed of as followeth all my Debts being fully paid and satisfied First I give unto Tho^s Deniard and John Thimbleby Eight head of Cattle four Sows, two barrow, six Hogs, one Doe and Colts and a Pig and one spott, one Milet and Cuck, two Hens, one Chicken, all Dishes, Spoons, and Culler pats. Also I give the said John Thimbleby and Thomas Deniard my house and Plantation and all other things that doth belong unto me, my flying part both ex^r and have, and one Asses two Iron Wedges, one paye and

Lib^r. A. f.

and all that soon I have both Goods (Cattle and Chattels) making the said John Thimbleby and Thomas Deniard the Exec^r of this my last will and Testament. In Witness whereof I have hereunto sett my hand the 3rd day of Apr^{il} in the 25th year of the Reigne of our Sovereign Lord Charles by the Grace of God of England Scotland France and Ireland King Defend^r of the Faith &c. aunnys Dⁿ Sign.

1640

Witnesses

John Madley

Philip Botton

Philip Botton Deniard and with that he was present when Peter Maharsk signed this above specified Will with his own hand, and that it is the very Will of the said Peter Maharsk

Just Testimonies

William Botton Rogid.

Philip Botton

17th In the Name of God amen. I Thomas Allen in the Revenues of Maryland Planter for many good Causes and thereof growing being well in body and in perfect health and memory — Thanks be to God for it and praised be his holy Name. I do make my last will and Testament. First I bequeath my Soul to God that gives it trusting only in the Merits of Jesus Christ my most Saviour. Secondly I bequeath my Body to the Ground whereto it shall please almighty God to call it trusting in a Joyfull and hopeful resurrection by Jesus Christ. Thirdly I do make my Sonne Thomas Allen full and whole Exec^r of all my worldly goods thus for that he doth administer upon all that is mine of the use of himself and his brothers William Allen and Rob^t Allen and let it be worn or left, and I do give them share and share life and if either of them should die let the other two take all or if it please God, that two die, then the longest live take all and because they are young and tender of age I do appoint — my

Lib^r. A. f. According to the Discretion of my Executors.

As for my Worldly Estate (my Debts and several Notes being really and faithfully Discharged in the first Place, I do make Capt. Robert Vaughan, now being absent from the Island my lawful Exec^r for the Children. If in case that he be not wth or any Casually befallen him. I make Henry Morgan the Exec^r for my Children whole and sole. This is my last Will and Testament Witness my hand. . . . The ~~X~~ mark of

William Lant

Francis Lumbart.

The parties attested there to be their hands and that the party was of sound memory at making thereof before us Sign.

Record. William Botton (Th. Giles Brent)

15th May 17. In the Name of God amen &c.

I Peter Maharsk being weak in body, but perfect in memory—praised be almighty God, do hereby make and ordain my last Will and Testament in manner and form following. First I commend and bequeath my soul into the hands of my Lord and Saviour Jesus Christ, by whose Merits, Death and Passion I only hope to Enjoy part of the blessed resurrection and to be made an Inheritor of the Everlasting Reign of heaven. I bequeath my body to the Earth whereto I was made, to be buried at the Discretion of my Executors. And for all my Worldly Goods to be disposed of as followeth all my Debts being fully paid and satisfied First I give unto Tho^s Deniard and John Thimbleby Eight head of Cattle four Sows, two barrow, six Hogs, one Doe and Colts and a Pig and one spott, one Milet and Cuck, two Hens, one Chicken, all Dishes, Spoons, and Culler pats. Also I give the said John Thimbleby and Thomas Deniard my house and Plantation and all other things that doth belong unto me, my flying gear, both axes and hays, and one Basket two Iron Wedges, one paye and

Lib^r. A. f.

and all that soon I have both Goods (Cattle and Chattels) making the said John Thimbleby and Thomas Deniard the Exec^r of this my last will and Testament. In Witness whereof I have hereunto sett my hand the 3rd day of April in the 25th year of the Reigne of our Sovereign Lord Charles by the Grace of God of England Scotland France and Ireland King Defend^r of the Faith &c. aunnys Dⁿ Sign.

1640

Witnesses

John Madley

Philip Author.

Philip Author Denyeth and saith that he was present when Peter Maharsk signed this above specified Will with his own hand, and that it is the very Will of the said Peter Maharsk.

Just Testimon

William Botton Rogid.

Philip Author

17. In the Name of God amen. I Thomas Allen in the Revenues of Maryland Planter for many good Causes and thereof growing being well in body and in perfect health and memory—Thanks be to God for it and praised be his holy Name. I do make my last will and Testament. First I bequeath my Soul to God that gives it trusting only in the Merits of Jesus Christ my most Saviour. Secondly I bequeath my Body to the Ground whome it shall please almighty God to call it trusting in a Joyfull and hopeful resurrection by Jesus Christ. Thirdly I do make my Sonne Thomas Allen full and whole Exec^r of all my worldly goods thus for that he doth administer upon all that is mine for the use of himself and his brothers William Allen and Rob^t Allen and lett it be wth or left, and I do give them Share and Share life and if either of them should die lett the other two take all or if it please God, that two die, then the longest live take all and because they are young and tender of age I do appoint

= my

Lib^r A. fol.

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my loving friends John Hatch for in his absence William Marshall and Richard Banks to be overseers of this my last will and Testament. And if it should please Almighty God that I should dye this Summer, or this Year: That my Man Cugnor may stay and work in the Crop. And that an Inventory of all that is mine may be taken and secured by the overseers John Hatch & Rich^d Banks to pay my Debts and the remainder for the good of my Children according to their best discretion. Now for the disposal of my Children, I would not have them to live with any papist. For my eldest son Thomas if he please to live with either of the overseers of this Will he may during his Pleasures. I know he will learn his Victuals and Crafts, if not let him take his part and for the other two I would not have them sold for slaves or Worcester boys but according to their best discretion. I was of my very loving friends John Hatch and Rich^d Banks. I have an old friend at Accamach called James Bruffs. I could wish that he had my son Robert, if he have none of his own, and that he would up him well and not let him to the master or either of the strong Hosts. Myself (Cousin of the Isle of Kent) did desire once to have my son William as his child, and so he would use him, and state him if it pleased God to take me to his Mercy, I would leave him to him. So I desire you my friends to use your discretion in it. And for your pains and labour in it you may pay yourself out of this Estate but I beseech you my friends do your best for my Children and so I conclude Desiring God to bring us to (in his good time) Everlasting Glory and Mercy. In Jesus Christ our Saviour. Now to him be Thanks both now and Evermore amen. His words him, his, and God was Interlined before the Signing and setting to of my hand, now in Witness of the truth. I have set my hand this twenty third day of April.

Lib^r A. fol.

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1279

April an. Do. 1640.

Sign. Thomas Allen.

On the back side of the Will.

I desire that and if I should suddenly dye, and the cause how, should not be directly known, how, or where, or when, that there be speedy Enquiry made, how and where, and what was the cause. And if it be not directly found that then I would have Tick and Marks at Sydney week Irishman questioned as suspicious persons for reasons to me best known. This more I desire of you my friends John Hatch and Rich^d Banks, and so likewise of you my sons Thomas William and Robert Allen, this is my desire. Witness my hand this twenty third of April an. Do. 1640.

Sign. Thomas Allen.

August 11.

Whereas this day John Hatch, Rich^d Banks, and William Marshall overseers of the last Will and Testament of Thomas Allen deceased have brought into the Registers Office the said last will and Testament of the said Tho^s Allen. And whereas there is no present power to Grant Fees of admittance it is therefore ordered by the Court that the said John Hatch, Richard Banks and William Marshall shall receive and collect the Estate which otherwise would fall to waste and cause it to be appraised by the oath of Walter Evans, Walter Waterlin, and Robert Smith & bring into the Registers Office a true & perfect Inventory of the Estate with the appraisment thereof within ten Days and the allowance or account thereof whensoever they shall be thereunto called by the Judge of the said causes in this Province.

Copie signed to John Hatch.

John Hatch, Richard Banks and William Marshall sworn by the Gov^r according to the Tenor of the order above said.

R 11010 all men by these presents that was John Hatch Richard

Lib^a. A. Feb. Richard Banks and William Marshall do hereby firmly bind our
 selves our heirs and assigns to pay or cause to be paid unto
 the said Cecil Calvert Lord Prop^r of this Province his heirs or assigns
 the full sum or quantity of ten thousand pound weight of
 good and merchantable leaf Tob^o and Cask.

The CONDITION of this obligation is such that if the
 within bound John Hatch Richard Banks and William Mar-
 shall give a just true and faithful account of the Estate of
 Thom^o Allen deced who uses or they shall be thereunto called
 by the Judge of Testamentary causes of this Province that
 then this present obligation to be layd or led to stand in full
 force With^oss our hands.

Recogn^d Crum Geo^o

Sig. John Hatch,

Rich. Banks

Aug. 17th

Wm. Marshall,

Walter Beane sworn by the Gov^r. Walter Waterlin and Robert
 Smith sworn by George Saughan (being authorized thereunto
 by Writ from the Gov^r.) to make a true appraisement of all such
 Goods as shall be brought unto them by John Hatch, Richard
 Banks and William Marshall, belonging to Thomas Allen
 late deced.

174 The last will and Testament of Thomas Payne of the
 Province of Maryland Planter made this 8th day of Apr^l. 1648.
 In the name of God amen. I Thomas Payne of Maryland
 Planter though weak and infirm of body, yet in perfect bus-
 and memory thanks be to all mighty God make this my last
 will and Testament.

1. First I bequeath my Soul to God and my body to the Earth.
2. Secondly touching my Worldly Estate I dispose of as follow-
 eth I give and bequeath unto my Exec^r my well beloved
 friend M^r. Thomas Hobden of Maryland 600^o Tob^o & Cask
 due to us from Charles Smith of Yorkshire Virginia and also
 I give and bequeath unto my beloved friend aforesaid all the
 Tobacco and profits due unto me for my last years salary and
 now in the hands of M^r. Margaret Brent, and further I
 give

Lib^a. A. Feb. give and bequeath unto my beloved friend afo^r my Gun now
 in the hands of Capt^o J^r. Price together with all my wearing
 apparell, Linen and wollen, and what so ever else shall be found
 duly belonging unto me.

3. Thirdly I devise my beloved friend afo^r shall first be satisfied
 out of this my true and proper Debt, and in particular
 to Henry Hooper 40^o Tob^o to John Shurtleffe for the making
 of a suit of Clothes. And this to my best knowledge is all
 that I am engaged for in the world. and in Witness
 that this is my last will and Testament I have hereunto
 set my hand this day and years above written Sig^d

Signed in the presence of

Phillip Andor

John Cager

Thomas Payne

This day came M^r. Thomas Hobden, and brought into the Regis-
 ters office, the foresaid will and Testament of Thomas Payne deced
 and desired some order whereby he might be authorized to Enter
 upon the Estate of the said Thomas Payne being as appears, by
 his Will, his Exec^r of the said Thomas Payne: Ordered by the
 Govern^r. (the Judge of Testamentary causes not being at pre-
 sent in the Province) that the said Thomas Hobden shall
 call the said Estate and cause it to be appraised by the oaths
 of John Holbrood and John Cager and bring in a true and perfect
 inventory thereof within ten dayes into the Registers office
 and that a true account thereof whensoever he shall be there-
 unto called, by the Judge of Testamentary Causes within this
 Province.

Copie Given to Thomas Hobden,

Thomas Hobden sworn by the Govern^r. according to the
 Bond of the Order.

August 25th 1648.

I NOW atteste by these presents that I Thomas Hobden
 do hereby firmly bind my self my heirs and assigns to
 pay or cause to be paid unto the said Cecil Calvert Lord Pro-
 prietor of this Province his heirs or assigns the full and
 just quantity of Three thousand weight of good mer-
 chantable.

Lib. A. fol. charitable leaf Tobacco and Cash.

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The Condition of this obligation is such that if the within bound Thomas Hobson shall give a true Just and faithful account of the Estate of Thomas Bayne deceased whensoever he shall be therunto called by the Judge of Testamentary Causes in this Province, that then this present obligation to be void or Else to stand in full force and Virtue. Sig: Thomas Hobson.
Reoged coram Governour.

August 28. John Hoffstead and John Cago Sworn by the Gov. to make a true appraisment of all such Goods as shall be brought unto them by Thomas Hobson belonging unto the Bayne late Deceased.

15th May 2^d 1648

In NOW attested by these presents that wee John Shimbloy John Mammall and William Brown doe hereby firmly and by these presents bind our selves our heirs and assigns to pay or cause to be paid unto the Lord Cecil Peake more Prop of this Province two hours or assigns the full Sum or quantity of ten thousand pound weight of good and merchauntable leaf Tobacco attor upon the tenth day of March next anno Dom 1648

The Condition of this obligation is such that if the within bound John Shimbloy John Mammall and Will. Brown shall give a Just true and faithful account of the Estate of Peter Makarsall deceased whensoever they shall be therunto called by the Judge of Testamentary Causes of this Province that then this present obligation to be void or Else to stand in full force. Witnesses our selves Sigid.

Reoged Testes
William Brown.

John Shimbloy
John Mammall
Will. Brown

Whereas there is no Judge of Testamentary Causes at this present residing within this Province and whereas John Shimbloy hath brought in the Will of Peter Makarsall deceased and the Court not.

1279

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Lib. A. fol. not having power to Grant Letters of administration. It is this day ordered by the Gov. that the said John Shimbloy shall collect the Estate which ~~and~~ otherwise fall to ruin, and cause it to be appraised by the oaths of John Mammall and Will. Thompson and bring in a true and perfect inventory of the Estate with the appraisment thereto within ten dayes and acco. whensoever he shall be therunto called by the Judge of Testamentary Causes in this Province.

Copia Eod. to John Shimbloy.

286. This 5th of May 1647

In the name of God amen. I Thomas Hobson being sick and weak in body but sound and perfect in memory thanks be given to almighty God doe make and ordaine this my last will and Testament in manner and forme following First I bequeath my soul to Christ Jesus my Saviour and Redeemer, and my body to be decently buried and for that Estate which God hath vnderwritten with I bequeath to my dearly beloved Wife Katharine Hobson paying my debts. I bequeath to Capt. Cornwell and Ralph Brown and for all my land (either freehold or moveable or my household goods debts due and demands whatsoever to me belonging) I doe bequeath my beloved wife Katharine and desire to her my proper and lawful disposing as with and by my own hand and seal.

Test John Hobson
John Hatch.

Administration In administration of the goods debts rights and Chattels of Katharine Thomas Hobson deceased Granted this 17th of October 1649 to Hobson Widow. Katharine the Relict of the said Thomas cum testand. annuo. Who by oath is to Exhibit a perfect Inventory by the first of January next unless oc. and perform the Will, pay the debts, and make a true account &c.

310 January 3 Anno 1649. These presents testify that I William Thompson doe acknowledge before my beloved friends Robert Hobson and Ralph Couch only the one half of the said of Robert Tully whereon I the said William Thompson am now and dwelling to belong unto Joseph Cadell and the dwell-
ing.

4. *Feb.* King house of Mrs William Thomson and other houses therunto-
belonging with the fruit trees planted in the Plantation all built
and planted at the only charge and cost of me the said William
Thomson writing by my hand this day and year above written.

11 January With my Good Friends Ralph Couch - Signed Wm M Thomson.

An administration Granted to Anne Thomson the sole & Executrix
of William Thomson of Newtown deceased of his the said William
Thomson's Estate and thereto Exhibited an Inventory by the 15th
of February the last to perform the will fully to administer
and give account thereof when required.

12 January 3rd anno 1649 In the name of God amen &c.
William Thomson of Newtown Do ordain my last will
and Testament in manner following Viz^t I bequeath my
soul into the hands of my Creator hoping to be saved by his
death and passion my body to the Earth to be decently buried.
Lastly I the said William Thomson do constitute ordain and
appoint Anne Thomson the dearly beloved wife of me William
to be my sole true and lawfull Executrix and trust and true
friends John Woodrow and Barnaby Jackson to be the overseers
of all my whole Estate Writing by my hand and seal this day and
year above written. Signed of Wm Thomson.

Witness Signed and delivered in the presence
of Robert Robins Ralph Couch.

January 8. 1649 Robert Robins aged 51 years or thereabouts
at the request of Mr William Evans the attorney of Anne
Thomson Deposed Saith that this will was Signed and sealed by
William Thomson afore his death in this Dep^o presence and
that it is the only true will of the said William Thomson and
further that the acknowledgment of the said William Thomson
touching the plantation and bearing date with this forsaide
will is the Just acknowledgment of the said William Thom-
son as afore and further he saith not. Robert Robins
Sworn coram me Will. Brettou Ralph Couch

Lib A. *Feb.* Ralph Couch Gent. saith that he penned the last will
and Testament of William Thomson deceased dated the 3rd of May
instant and was present when he Signed sealed and witnessed
the same he being then of sound and perfect understanding
and memory in this Deposition signed and this Deposition further
deposeth that the said Thomson the said day made an ac-
knowledgement under his hand touching the land and housing
thereupon where the said Thomson dwelt at the time of
his death bearing date also with the said Will, which ac-
knowledgement this Deposition also penned and subscribed
his hand therunto as Witness Sworn 11 Janry 1649 -
Coram me. Tho. Hatton.

Novemb^r 21 1645 The last will and Testament of
Thomas Arnold as followeth

317 Impo. I Thomas Arnold being sick in body but of perfect
memory do make my last will and Testament in manner &
form following. First I bequeath my soul unto God from
whom I received it, and my body to the Grave trusting in the
almighty to receive a joyful and happy resurrection
at the last day. It I give and bequeath unto Tabitha Short
the daughter of Robert Short one Cow to be delivered to her
in the year of our Lord 1647. and to be recovered and kept
both her and her increase by the Executors of this Will
untill she comes of age further if the Exec^s of this my Will
shall think it better to sell or hire or to whom whosoever
they may incur any damage that them if they please
they may deliver the Estate unto the Church Wardens or
others whom they shall see good. Other wills my Will is
that they should keep it and enjoy it themselves and so
God bless them. I do ordain Richard Purliant Edward
Curtis and Robert Short to be my full Exec^s of my last
will and Testament and charge them that they perform
this my legacy and that my debts be satisfied out of my
Estate.

4. Feb. Estate And lo I pray God to receive my soul and send a joyful resurrection in the Kingdom of Heaven. Thomas Arnold
Signed in the presence of his his Mark
Edward Langford Richard R Hall Edward X Clapton
his Mark his Mark

334 The Deposition of Joseph Clow sworn and Examined the 16th day of April anno Dni 1650. Saith as followeth Viz^t
That about a week before his death M^r Robert Wiseman Late of T^h Maries in the Province of Maryland died Upon this dep^t request (persuading him to be sworn and likely to his lang) that he would make some settlement and disposition of his Estate or to that Effect desired him this dep^t to take that Estate which is the said Wiseman had into his possession and to manage it the best way he could for the satisfaction of his the said Wisemans debts and if any surplus remained he desired it should be employed and disposed of to the best for the use of his son John Wiseman or words to that Effect, and to this dep^t further deposed that he doth not know that the said M^r Wiseman made any further or other disposition of his Estate before his Death then what is before rehearsed, and further this dep^t saith that by reason of some Injunct^{ions} wherein this dep^t stands bound for the said M^r Wiseman and otherwise he conceived himself to be one of the greatest Creditors of the said M^r Wiseman who was therefore this dep^t to state. Jurat Die & anno supra. Dict coram me
5^o Junij. An administration is this Tho. Hatton
day granted to Joseph Clow of the Estate of M^r Robert Wiseman died upon his oath made to perform the deeds unto Will Expressed in the deposition above written, Exhibits a true Inventory by Michad next unless &c^m to give a perfect accompt &c^m Tho. Hatton.

27. January anno. 1649. Be it known unto all men by these)

Lib^{ty} A. Feb. these presents that I Henry Hooper of T^h Ingores in the Province of Maryland Surgeon being in perfect sense and memory doe freely give and dispose unto Ralph Couch of the aforesaid T^h Ingores in the Province of Maryland all my bills debts and personal Estate what soever. Nevertheless with this proviso that there with after my decease all my debts be first discharged and what shall remain to be Employed in such pious uses as the said Ralph Couch shall best think fitt. In the presence of John Howard. Robert Taylor

This Deposition of John Howard about the age of 22 years Serv^t to Tho^s Coploy Esq^r taken the 1st day of February 1649 Sworn and Examined Saith

That the above named Henry Hooper being of sound and perfect memory in this Dep^t Judgment did the day and year first above mentioned make such disposition of his Estate as is above Expressed, and further Saith not.

Jurat coram me Tho. Hatton

The Deposition of Robert Taylor Serv^t to Tho^s Coploy Esq^r aged about 24 years taken the 1st day of February 1649 Sworn and Examined. Deposeth upon his oath the same in Every respect with the above named John Howard hath before above deposed and further Saith not Jurat coram me. Tho. Hatton
6^o Junij 1650.

335. An administration is this Day Granted to M^r Ralph Couch of the Estate of M^r Henry Hooper died upon his oath to perform the will annexed to Exhibit a true and perfect Inventory by Michad next unless &c^m to give a perfect accompt when required &c^m 4^o January till 1^o Marij.

These presents writings that I James Johnson of Appleshire in the Province of Maryland and County of T^h Maries, Shuter (according to an agreement lately made between me

Lib. A. fol. The said James Johnson and Mr. Thomas Hatton his Lordships
 Secretary of this province on his behalf of Barbara Hatton his
 Quis woman touching a Marriage then to be had and to be
 = mised between us the said James Johnson and the said Barbara
 Which Marriage hath since taken Effect and been solemnized
 Haws and do hereby in Consideration of the said Marriage give
 Grant make over confirm and deliver unto the said Barbara
 my now wife and to her use as a Jointure in case she happen to
 Survive me the said James Johnson my now Dwelling house
 and plantation at poplar hill aforesaid as also of four Milk-
 Cows namely one red Cow called Perry another called Mungy
 another called the White Horse and another called the Doctors
 Cows now all marked with my own proper Mark together
 with a land Every their female Cows safe to be all of them
 marked with some distinct mark of mine the said Barbara
 Provided that if it shall happen that my said Wife do survive
 me having Issue by me the said James Johnson or being
 with Child at my Death, This is only to have the free use of
 all and Every the premises during her life and that after
 her death they shall remain to the use of such Eldest Son as
 it shall please God I may have by my said Wife, but if such
 Eldest Son shall happen to die before his age of one and Twenty
 years then to such other Son of mine by her the said Bar-
 bara as shall first attain to the said age, and for want of
 Issue Male then to such daughter as shall first attain to
 that age or be married, and for want of such Issue then to
 the sole and proper use of my said Wife do surviving me
 as aforesaid her heirs Exec^{rs} and assigns for Ever. Witness
 my hand this last day of May anno Dom 1650.

Signed & delivered in the presence of

Thomas Hatton.

Margaret Hatton

her Mark

James Johnson,

(John)

Lib. A. fol. John Prince maketh Oath that George Mannors deceased
 was Will. fol. 32 when he made his Will dated 17th July last was of Sound Dis-
 posing Memory in this Depositione Judgment had that he
 this Depositione was present when the said Mannors put his
 Mark there... to and this Depositione put his name thereunto as
 a Witness, and hath not heard nor knoweth of any other
 Will, he the said Mannors made since that time and further
 Depositione not
 Charles Haden being another witness to George Mannors
 his Will Depositione the same in Effect that the said John
 Prince hath here above deposed. 6 November 1651

Witness James Tho. Hatton,

October 5th 1650

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The last Will and Testament of William Foster.
 In the Name of God Amen. I the said I bequeath
 my soul to God who gave it and my body after I am departed
 out of this present Evil World to be decently buried trusting
 and hoping by the Merits and mercy of my Lord and Saviour
 Jesus Christ who will reunite my soul and body together
 and by his ^{rich} mercy in Jesus Christ he will make me partake
 in the life of the spirits and Efforts of Christ Death before he
 take me home and after I depart leave his will & also me up
 and make me enjoy the full fruition of Happy rest & Glory
 in his Everlasting Kingdom, and as for my Temporal
 Estate that God hath given me I bequeath it all to my
 Loving Wife Susanna Foster, after my departure home
 and if it shall please God to take my Wife next after me
 to himself after her decease I do bequeath to my daugh-
 ter Isaac's wife and to be further disposed of after her
 decease to her Children. And this to be my last will and
 Testament irrevocable to stand without any Change Will
 nor my hand for the performance of this my last act &
 deed to be performed after my decease. William Foster
 Witnessed by Walter Smith.

(John)

Mrs Copers
Wife of 13

In the name of God Amen. I Anne Copers of the Province of Maryland Widows being sick and weak in body, but of sound and perfect memory, Do make and Ordain this my last Will and Testament in Manner and forme following Viz. In the first place I bequeath my Soul into the hands of almighty God my Creator, hoping through his Mercy and the Merits of our Saviour Jesus Christ to be made partaker of Everlasting happiness, And my body I bequeath unto Christian buriall. And for my Worldly Estate whosoever or in whose hands be ever the same or any part thereof doth or shall remaine, my Just Debts being paid and personal Expenses discharged, I do wholly bequeath the same to my dear Children Nathaniel Copers, Elsie Copers, Dorothy Copers and Susan Copers to be Equally divided amongst them, and to be paid and delivered to them and Every of them at their severall ages of Sixteen years by my Executor hereafter named, And if any of my said Children shall happen to die before they or any of them shall attaine unto the said age of Sixteen years, That then his or their proportion of my said Estate to dying shall be paid & distributed to or amongst the Survivor, or Survivors of my said Children Equally, and in case all of them shall happen to die before they shall attaine unto the age aforesaid, that then so much of my said Estate as shall be remaining after their decease shall be Equally distributed amongst my own kindred that are nearest unto me With whom my Will is that Mr Henry Hastings (who married the daughter of my late deceased husband) be joyned and have an Equall proportion with them. From my Will and mind is that my said Children be allowed by my Exec^r hereafter named out of my said Estate fitting and convenient maintenance in the quality they have hitherto been bred Untill they and Every of them shall attaine unto the said age of sixteen years and have their said Portions paid unto them respectively. From my Will and Desire is that Two of my said Children be left to the Tuition of my brother John De potters and the other Two

to

Lib^r B. f.

(14)

to the tuition of my Cousin Richard Bridgman, both living in Amsterdam, From I do desire that my brother William Daynes accompany my Children in their Voyage for Holland and that his Charges therein be satisfied out of my said Estate and of his my last will and Testament I do make Ordain and appoint my loving brothers William Daynes and Thomas Daynes my Executors for the Managing of my said Estate for the best benefit and advantage of my said Children not doubting of their Care and oversight in the maintenance and Education of them. And with my said loving brothers I desire to Joyne the W^{ill} William Stone Esq^r the Governour of this Province my Worthy Friend in the Execution of this my last Will and Testament if he shall please to accept thereof in that case giving him Equall power in all things with my said other two Executors, much relying upon his assistance for the good of my said Children, And in Witness that this is my last Will and Testament I have hereunto put my hand this tenth day of September anno Dom^o 1654

Ann Copers

Signed and Delivered in the presence of

Tho. Hatton Sec^yThe Mark of Mary Gray. M^{rs}

Thomas Hatton Gent. Secretary of this province of Maryland do testifie that Mrs Anne Copers Widows late deceased a Week before her Death (being of sound disposing Memory and understanding to the best of my Judgment) did approve of Signe and deliver this her last Will and Testament. Dated the tenth day of this present month as therein is Expressed and that I wrote the will and was present when she subscribed her Name thereto and delivered the same to her two Brothers William and Tho^s Daynes Gent. Exec^{rs} therein named and did subscribe my name as a Witness therunto as there by appeareth. All which I aver to be true as witness my hand—

Read this 21.st Day of September 1651. Thomas Hatton.
 f. 14. 21.st September. An administration is this day granted to
 Wm. and Thomas Daynes Govt. of all the Rights Dotts Goods
 Chattels within this Province heretofore of Abraham
 Pope deceased Upon their oaths taken in the usual manner
 Expresses in the administration for Exhibiting an Inven-
 tary by the first of November next, unless &c. and to keep
 and make a just account &c. and to pay the Dotts &c.

The Last Will and Testament of Mrs. Katharine

Read this 21.st of July 1651.

In the name of God amen. Imp: it is my desire that out of
 the nine thousand three hundred pounds of Sugar each of the Children
 should have one thousand a piece. I give unto my daughter Emma
 two Children one thousand weight. I give and bequeath unto my
 son William Daynes five hundred. This legacy that was former-
 ly given unto the Children is to be deducted of the nine thousand
 three hundred. Moreover I do give unto my Grandchild Susanna
 one thousand five hundred pounds of Sugar. Lastly I do desire
 the other one thousand eight hundred to be for my sons W.
 Thomas Daynes and I do desire M.^r Mos to be my Executor.
 Likewise I do give unto Susan my Grandchild the tunic
 of Lincon and one feather bed, and looking Glass and the new
 Carpet. I do give unto my son Thomas one feather bed and for
 all my household stuff to be distributed amongst the Children.
 If it please God my Daughter survive she is to look to all if not.
 M.^r Mos. The mark of. Katharine Hunt.

Testes Edmund Wormell.

Abraham Pope.

21.st September. An administration is granted to M.^r George Mos
 of the Estate late of M.^r Katharine Hunt within this Province
 with the Will above recited annexed upon his oath taken to Exhi-
 bit an Inventory by the first of November ^{next} to pay the Dotts per-
 form the will and to keep and make an acco.^t in the usual form.

The oath administered to M.^r William and Thomas Daynes
 Executors of M.^r Anne Cooper. Oct. 2.nd —
 You shall swear to make or cause to be made a true and perfect
 Inventory of all the Rights Dotts Goods Chattels and other
 personal Estate whatsoever heretofore of M.^r Walter Cooper
 deceased which came to the hands or possession of M.^r Anne Cooper
 his Heir and admire after his decease or otherwise belonged
 to the said Walter Cooper at the time of his decease as also of
 all the rights Dotts Goods Chattels or other personal Estate
 within this Province of the said M.^r Anne Cooper Widow late-
 ly deceased whose Executors you are or her of the dead passed, or which
 any way belonged to her at the time of her decease so far as
 you may in the presence and by the discretion of two able
 persons to be approached of and sworn by one of the Council or
 other officer authorized for that purpose within this Province
 with the just taxes of the said Estate by appraisment of the said
 persons and to Exhibit the same Inventory into the Secre-
 taries office for this Province within one month next ensue-
 ing unless further time be given you by the said Secretary and
 you shall swear to perform the Will of the said M.^r Anne Cooper
 deceased (now shewed unto you) in all things so far as you may
 according to the tenour and true intent thereof and the trust
 hereby reposed in you on the behalf of the Children of the said
 deceased and also to keep and make a true and perfect account
 of the said Estate so far as you may when you shall be there-
 unto required by the Court with Council or other Judge authorized
 for that purpose and in this Province for the time being so
 help you God &c.
 22.nd Sept. M.^r Cathbert Somwick and M.^r Nicholas Givithor-
 were allowed to be appraisers of the Estate of M.^r Walter
 Cooper and M.^r Anne Cooper both deceased by his Appraisers
 who administered the usual oath for that purpose to them
 Givithor and gave commission to him to administer the same
 oath.

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Lib^r B. 23. *oath to the said Mr. Sparrow*
 In the name of God amen. The last will and Testament of
 George Mannors being in perfect Memory made the sixteenth
 day of July Anno in the year of our Lord God 1641. First I be-
 queth my Soul to God who gave it me and my body to the Ground
 Imp. I give and bequeth unto my Son William Mannors
 and to my Son Edward Mannors each of them one share
 with their Calves. Next I give and bequeth to my Daughter
 Barbara Mannors one Cow with her Calf. Also one hundred
 acres of Land at St. Elms. I give and bequeth to the Church one
 red Cow Calf. I give and bequeth to my Son William Man-
 ners all my Land. Next I give and bequeth all the remainder
 of my Estate here in this World after my debts being paid
 unto my loving Wife Rebecca Mannors. Also I make my
 Son William Mannors and my Wife Rebecca Mannors my
 whole Exec^{rs} and Exor^{rs}. I do hereby this my last will &
 Testament make choice of my well beloved friends George Man-
 and Samuel Chornio to be my overseers in performance of this
 my Will to do it truly and really performed according as it
 is subscribed. I give and bequeth unto my Servant John Giff
 one year of his time of Service. Witness my hand and Seal
 the day and year above Written
 With us at present.
 Charles Stades John Prince.
 George C. M. Mannors
 Mark

32. 21. of August In the name of God Amen.
 I John Langworth being weak in body, but in perfect memory
 do make my last Will and Testament. Imp. I bequeth my soul
 to almighty God. I bequeth my plantation and Estate that
 I am possessed of to my Wife if she come into Maryland and
 if in case my Wife doe not come in to the Country. I bequeth
 my plantation and all my whole Estate to Walter Beddast.
 Richard

33

Lib^r B. Richard Walker and Richard Hias should pay all such debts as I
 owe in the Country. John Langworth.
 Witness
 The May T of
 Robert Sutter.

The mark of Philip another.

I December 1646 This Will proved by 3 Just.

39. In the name of God amen. I Henry James being sick in body
 but perfect in mind and Memory I make this my last will and
 Testament.

Imp. I bequeth my soul unto Jesus Christ my only maker
 and Redeemer and my body to the Earth to be interred where
 Thomas Jewell and Robert Seagrave shall think fit.

It. I bequeth my house and Plantation &c. now unto the said
 Thomas Jewell and the heire of hereafter they can be found.

It. I bequeth unto Thomas Jewell that Town of Tob. which
 he oweth me to be converted into some kind of Charity for my Goddaughters
 or best advantage.

It. I bequeth unto Matthew Seaman 300^l Tobacco
 and the rest of all my Goods I bequeth unto Robert Seagrave wth
 all Summs and Rents of Tobacco which is due unto me by bill or
 otherwise with my Chest and that which is in it and I commit my
 Soul and body unto Jesus Christ my only maker and Redeemer.

Signed with my mark this 27th day of April 1645 and in the
 presence of Matthew Seaman.
 Henry James.

John Edwards.

29 Septemb 1646 Upon the deposition of Robert Seagrave this Will is approved by
 the Court.

40. In the name of God amen. I Thomas Kendall of the Province
 of Maryland being visited by the hand of almighty God and very
 sick and weak yet in perfect Memory. I bequeth my Soul
 to

to God my Maker and Redeemer, and my body to be buried accord-
ing as my Executor shall think most meet and requisite. As
for my worldly Estate I give it all unto Thomas yourls three
Children which he hath now at the date of this presents only ex-
cepting one Child which I do give unto Roger Bartons eldest
son now dwelling on the Isle of Spent which Estate I do comitt
to the possession of the said Thomas yourls until the said Children
shall come to age as witness my hand this 9th day of November
1646. —

mark of T The Lordall
Signed & Delivered in the presence of
Thomas Waggott
John Hurman.

The last will and Testament of Nicholas Porter of Marye.
In the name of God amen. I Nicholas Porter of the Province
of Maryland Planter, being threatened by the hand of almighty
God yet in perfect memory do constitute and make this
my last will and Testament.

Item I give and bequeath my soul to God my Creator, and my
body to the Grave.

Item I give to Thomas yourls eldest son and daughter
one share which I have now in possession and all the shares
also which will prove to be mine, and for all the share I give
to Thomas Hurman as witness my hand this 29th of Dec^r
1645.

Witness my hand this 29th of Dec^r
Signed and sealed in the presence
of William Burly
John Hurman.

25. Sept. 1646.

This will was approved by the Court.

17. December 1646. Robert Tully made oath that he was
present when Robert Deon died made his Will in his last
Sicknes

Sickness in manner following by word of mouth vizt. that he gave
all that ore he had to Blanche Shire, his best and his best like
minerals, and all his hoggs, and all his Tobacco owing to him
after his debts paid whereof he named too. To be owing to
Ralph Brown, all the rest of his wearing clothes to be that
had in most need of them and was he cannot dispose,
God John Shinde by deposit the same, only that the rest of
his wearing clothes he said should be to them that buried him.

12 Nov^r 1651.
An administration is this day granted to John
Nicholls of the Estate of Thomas Mainwell deceased with his
this Province upon his oath to Exhibit a true Inventory by
the first of January next unless he to perform the will pay
his Just Debts, to make a Just account when he in the usual
form.

In the Name of God amen. I Thomas
Mainwell being sick and weak in body, but perfect in memory
do make this my last Will and Testament. I bequeath my
soul into the hands of my Redeemer, my body to be buried
and my Goods as follows. In primis my will is that all my
Just Debts be paid in the first place. Then I do give and
bequeath unto my two Sons Nicholas Mainwell and Thomas
Mainwell for the things a piece unto each of them to be paid them
by my Wife my lawful Executrix. Item I do give and bequeath
unto my loving Wife Margaret Mainwell living in this Province
to be his Executor and all my whole Estate either here in
Maryland or in England making for my self Executrix of
this my last Will and Testament that in case my wife should before
this my last Will be proved I do make my two Sons Nicholas &
Thomas my lawful Executors equally to enjoy my said Estate
then and my will and desire is that John Nicholls shall be my true
and lawful attorney and I do give him full power of authority
to sue or plead imprison arrest or acquit any of my Debtors during
all things for the benefit of my Wife and for true use and I have
put unto my hand this 27th Octob^r 1651. Thomas Mainwell.
Witness William Wilkinson The mark of W^m Marshall.

Lib^r B
49

9 Marcy. All administration is this day granted to Rich^d Banks Esq^r of this last will and Testament of Joseph Cadle deceased - here underwritten of all his rights, Doves Goods & Chattels of the said deceased upon his oath this day taken to Exhibit a proper Inventory by the first of May next unless ℥ to perform the will pay the debts according to Law and to keep and make an Account when ℥ in the usual forms.

In the name of God amen. I Joseph Cadle of the province of Maryland (being living whole in body but in perfect memory) praised be almighty God Do hereby make and ordain my last Will and Testament in manner and form as followeth.

First I com with commend and bequeath my soul into the hands of my Lord and Saviour Jesus Christ by whose most precious Death and passion I only hope to enjoy part of the blessed resurrection - and to be made an Inheritor of the Everlasting Joys of Heaven.

Then I bequeath my body to the Earth whered I was made - buried at the discretion of my Executor. And for all my worldly Goods to be disposed of as followeth. First I give to John Shortcliff youngest daughter Anne and Carey then I give unto my boy - which is my beloved one year of this time. Then I give John Shortcliff boy one Carey to be paid the next year, also my will is that when my funeral expenses are defrayed and my Debts all paid Legacies performed that my loving friend Rich^d Banks all the rest of my goods (Cattel and Chattels, making my loving friend Richard Banks the Executor of this my last Will and Testament in Witness whereof I have hereunto set my hand the Eleventh day of December 1651. The mark of Joseph Cadle -
The mark of Thomas Allen -

John Widen

59

21 October 1652. August the first 1651. I John Cornish being weak in body but in perfect memory Do make this my last will and Testament as followeth. In pr^s. I bequeath my soul to God through Jesus Christ in the merits of Christ I have hopes of Eternal

Lib^r B

60

Eternal Life and my body to the Earth from whence it was taken and for my worldly goods I dispose of and bequeath as followeth. Viz. To my brother in Law Joseph Ruditus I give I will and bequeath the sum of £ for one that Edward Bawington hall to Broome and my broant Michael that to my boy William Pierce and to my sister Sophia my bro. William Short and the Red Lybany and the hundred pounds of Tobacco and to John Holton I give my small Gunne. The rest of my Estate (my Debts and Liens all Charges being paid) moveable and unmoveable I give and bequeath unto my well beloved friend Phillip Morgan (only Excepting Executors fees) and I further desire and appoint that my friend M^r Richard Preston and Phillip Morgan would be his my Will performers Witness my hand the day above Written. John Cornish Witness William Harper -
The mark of John Holton -

60

1st January 1652. the administration of John Cornish his Estate and Testament annexed is granted to Phillip Morgan with Charge to perform the Will pay the Debts - and Exhibit an Inventory and account when ℥.

60

In the name of God amen. This being the last will and Testament of us W^m Brough of Maryland having at this present time my perfect sense is here given as followeth. In pr^s. I do give and bequeath unto my well beloved wife - Sarah Brough all the goods I have aboard the hopedall ad- venture of London. Richard Husband a Master one Robert Markes W^m one Frank S^r XV one Square box W^m one old Case one basket with pots in it with a clef basket tied upon the top of it with a fire shovel tied to it ahead - basket with Earthen Dishes and other small things in it. a Sals with around basket in it a Chair and a Rappier in the Gun Room Two hoes and a hatchett a falling axe one Iron Pistle an Iron pott with Pot hooks with the pott contained in the severall parcels above mentioned. Where I do be-
quoth.

quoth unto my said Wife Sarah. Brought two heifers one there
Cage and the milk of two cows untill the two heifers give milk they
being now in the custody of Christopher Caruall. Of gold plates left in
Maryland. More I do give to my said Wife Sarah Brought all
my Arch of Haggis being more or less being now in the custody
of John Harwood and Humphrey Atwickes lying upon blacke
Coose in Maryland Last of all my Will and desire is that my
wife Sarah Brought do pay unto John Howell the sume of
twintie shillings which I am indebted to him there leaving
the world committung my soul to God that gave it, my body to his
Just I witness this my last will and Testament with my
hand and Seale this fourth of December in the year of our Lord
1655.

Wm Brought

Signed and Delivered in the presence

Mills Cook

Richard Nicolls Jr.

This was Published and declared by William Brought to be his
last Will and Testament the 5 day December 1655. in the pre-
sence of. Wm. Mitchell.

The last Will and Testament of Anthony Rawlings
made on the fourth of March in the year of our Lord
1655.

In the name of God Amen. I Anthony Rawlings being of
perfect Sense and memory Do will and bequeath my soul unto God
my body to the Earth, and my Estate as followeth.

Imp: I give and bequeath unto my sonne John Rawlings one
yearling Heifer markt with a Cope in the left Ear and two
Sties in the right only for a private Mark there is also in the
Cope. I give and bequeath also to my said sonne Two hundred
acres of Land lying on the north side Patuxent in Case that he
has to Enjoy it at age, otherwise to be at his Mothers disposing.
I give and bequeath to my youngest Sonne Anthony Rawlings
one (new) Cope Markt with a Cope on the left Ear and a Sittun
down with the Cope and two Sties in the right Ear likewise

I give unto my said sonne Two hundred acres of Land lying to
his brothers in Patuxent and to be at his age to Enjoy it
otherwise to be at his Mothers disposing. I give and bequeath unto
my Eldest daughter Anne Rawlings one heifer and a new Cope
markt Cope in both Ears and a private Mark. I give and bequeath
unto my youngest daughter Margaret Rawlings one yearling
Cope markt with a Cope on the left Ear and three Sties in
the right Ear. I give and bequeath unto my well beloved Wife
Anne Rawlings all other moveables as my Cattle Hogg. Hau-
-tation Dobs and demands with household goods and all other
things to me appertaining or belonging of which I will that
my said wife shall pay out of my said Estate all Dobs with
are by me owing which in Witness whereof I have hereunto
set my hand this day and Year above written.

Testes the marriage

Wm C. Eddes.

Tho. T. Gregory.

Michell W. Basse.

Tho. Innes.

Anthony Rawlings
his Mark

William Eddes maketh oath that he was present when
Anthony Rawlings Deceased made his last will and Testament.
Dated the 14th of this present month of March and that he was
of a sound disposing memory so far as he this Depoent
understood when he made the same and subscribed his Mark
thereunto, unto which this Depoent likewise put his Mark
as a witness. Sworn in open Court 20th March 1655. Tho. Hatton.
Thomas Innes maketh oath that he was present when an-
thony Rawlings Deceased made his last will and Testament.
dated the 14th day of March 1655. and that he was of a sound
disposing memory so far as he this Depoent understood when
he made the same and subscribed his Mark thereunto, unto
which this Depoent likewise put his hand as a witness.

Sworn in open Court 22nd of January 1655

Tho. Hatton,

William Harper of north Patuxent in the Province of
Maryland

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1677 B.

(40)

Maryland aged 21 years or thereabouts Sworn and Examined -
the 17th Day of December 1652. Deposeth and Saith as f^oll^owth viz^t
That he was present when John C^ouish of the said Province of
Maryland died made and declared his last Will and Testament -
dated the first Day of August 1651. now sheweth unto him -
(whereby amongst other things) he the said Decedent did desire
and appoint his friends M^r Richard Preston and Phillip Morgan
to see the same his Will performed, to which will he the said
Decedent subscribed his name as witness. And further Deposeth that he the
said C^ouish when he so made his Will as aforesaid was of a perfect
disposing memory and understanding for ought he this Dep^t
perceiveth to the contrary and further Saith not.

Sworn the day and year above said before

Ri. Preston

113

The Helton of North Stafford in the Province of
Maryland aged 25 years or thereabouts Sworn and Exam^d
the 17th Day of December 1652. Deposeth and Saith
as followeth V^z -

That he was present when John C^ouish of the said Province
of Maryland died made and declared his last will and Testam^t
dated the first day of August 1651. now sheweth unto him -
to whereby amongst other things he the said Decedent did
desire and appoint his friends M^r Richard Preston and Phillip
Morgan to see the same his Will performed, to which will he
this Dep^t subscribed his name as a witness and further de
poseth that he the said C^ouish when he so made his Will as a
foresaid was of a perfect disposing memory and understanding for
ought he this Dep^t perceiveth to the contrary and further
Saith not. Sworn the day and year above said before

Ri. Preston

28 January 1652. An administration is this day granted
to Michael Baily and Isaac his wife late Widow and
Solit

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1677 B.

(41)

1279

Solict of Anthony Gausling Deed of the Good Chattell Debts
of the said Anthony upon their oaths to perform the Decedents
Will annexed to pay the just Debts to Exhibit at us Incont^r
ry and account when they shall be thereunto required by the
Secretary or Gov^r and Council &c in the usual forme.

The Depos^t of George Hapner aged about 32 years
Sworn and Examined the fourth day of February 1652 -
Saith -

That about the 15th day of January last this Dep^t being
then at the house of William Smoots at Wicohamus River
William Hopkinson being (as appeared) then sick upon a bed
in the said house called for Humphrey at which the said Smoots
and this Dep^t went to come unto him where he then lay and then
advised him expressing that he conceived he should dye in -
some short space in respect of his then sickness or to that Effect
desired the said Smoots and this Dep^t to be witnesses or to
take notice of his then last Will and Testament. Being a follow
off of the same in Effect. V^z - I do give and bequeath unto
Humphrey at which my whole Estate out of which he is to
pay my Debts, and this Dep^t further Saith that the said
William Hopkinson now dead when he so made and declared
his last will and Testament nuncupative or by word of mouth
as aforesaid was of a sound disposing memory and under
standing for ought he this Dep^t perceiveth to the contrary
and further Saith not. Sworn the day and year above said before

The Hatton

Upon power given the fourth day of February 1652 to
M^r John Hatch by special Commission for that purpose to
take the Deposition of William Smoots upon oath touching
his last will and Testament nuncupative or by word of
mouth of William Hopkinson dead and to Certifie and return
the same into the Secretarys Office. The said M^r Hatch
accordingly the said Deposition into the said Office
as followeth V^z -

This 14th Day of February 1652. The deposed
of William Smoots aged about 56 years Sworn and Exam^d
= Saith

P¹⁶ B-

113

Saith. That about the 15th day of January last William Stephenson being in the house of the said Deponent and lying sick upon a bed but in perfect memory Declared as followeth That if it pleased God that he died that what he was endowed with he gave freely unto Humphrey atwicks. he paying his Debts, and this was his last Will or to that Effect and further he saith not.

Inwitness the day and year abovesaid before me.

John Hatch

114.

3^o Dec¹⁶⁵² Marcij. An administration is this Day granted to Humphrey atwicks of all the Rights Debts goods and Chattells Late of William Stephenson of the County of St. Maries and Province of Maryland deceased within the said Province with the said Deceaseds Will noncupative expressed in the depositions of William Smoots and George Rappe (Refers upon record) annexed upon the administrators oath to Exhibit a true and perfect Inventory so far as he may by the gift of Heaven and his help and to pay the Debts and keep and make a just and true account in the up all of us.

Thos. Hatton

3^o Marcij 1652. John Taylor took his oath before his Secretary Mr. Hatton for the appraisement of the Personall Estate Late of William Stephenson deceased. and the Secretary this day gave Commission to St. Richard Banks to take the oaths of Mr. John Lawfon and William Wright or one of them for the same purpose.

114

In the name of God Amen. I William Jones of the Isle of Kent Master being sick in body but in perfect mind and memory Do hereby make my last Will and Testament in manner and forme as followeth That is to say I give and bequeath my soul unto God my favour and redemption. and my body to the Earth from whence it came. I leaving my friends to bury me in a Christian like manner. as shall seem good unto them and

after

P¹⁶ B-

114

after which I desire my Goods and Estate may in the best place be satisfactorily disposed of for and towards the payment of all my Just Debts which are as followeth to Mr. Marsh five hundred pounds of Tob. or thereabouts, to Thomas South one hundred and sixty pounds of Tob. to Cap^t Jacob Eighty pounds of Tobacco to John Winchester one hundred pounds to Mr. Ward two hundred pounds to Gov. Howe about one hundred pounds and something to Thomas Post whom I do authorize and give full power to my full and whole Executor to pay as aforesaid and receive all such Debts as shall belong unto me and what my said Executor shall have in his Custody either in Land or Else after my Debts are satisfied. I give and bequeath unto the aforesaid Thos. Post thus desiring to be remembered to all my friends hoping we shall all meet to rejoice together before my God and laourer Jesus Christ to whom be our continual prayers now and ever more. Amen, and to this my last will and Testament and the true Intent hereof I have hereunto set my hand this 5th Decem^r.

1652,

William Jones Marks

Signed and witnessed in the presence

of us Thos. Hatton

John Ayscok.

Thomas Hynson Esq.

The Depositions of John Ayscok and Thomas Hynson certified by the Clerke of the County Court at Kent under his hand as followeth: viz^t.

That to the best of their knowledge and remembrance the will of William Jones here shewed unto them dated the 5th Decem^r 1652. they saw the said Jones subscribe his name unto it and that the said Jones when he made this will was of a sound disposing memory and understanding before as they could discern and further say not. Juratores n^{ost}re Joseph Westons.

7^o Marcij 1652. An administration is this granted unto Thomas Post of all the Rights Debts goods and Chattells within this Province Late of William Jones of the Isle of Kent

He entered upon oath to Exhibit a perfect Inventory (so far as he may) into the Secretary's office by the first of July next unless he and to perform the Will; pay the Debts according to Law and keep and make a true account (so far as he may) when he shall be thereunto required by ϵ^c in the usual forms. The Oath formerly taken by Francis Lumbard being by the County Court at New England grounds as the Clerk of that Court hath certified under his hand and seal 25 Nov. 25 Oct. 1653 Inventory to be Exhibited by the first of May next.

132

The Deposition of Walter King aged about 40 years Son and Examin'd this 4th day of April 1653 Sayeth—

That he was present at the house of John Munn of Morotowne in this Province of Maryland on Friday last when the said Munn being as appeared very sick but of a sound disposing memory and understanding brought this Deposition previous to the contrary made and declared his last will and Testament in nuncupation or by word of mouth as follows in or to the same in Effect Viz^t my will and mind is that after my decease my debts shall be paid out of my Estate and after my Debts paid I give and bequeath the Residue of my said Estate to John Bayly and further sayeth not.

Jurat die et anno sup^{ra} dict coram me.

Thomas Hatton

133

William Warren aged about 21 years Son and Examin'd this 4th Day of April 1653 Sayeth—

That he was at the house of John Munn at the time mentioned in the deposition of Walter King above written when the said Munn being as appeared very sick but in perfect sense and memory so far as this Deposition previous desired that his Debts might be paid in the first place and what Estate of his the said Munn remained he gave the

(Same)

Same to John Bayly whom he appointed or would should be the Administrator of his said Estate or to that Effect and further he sayeth not. Jurat die et anno sup^{ra} dict coram me Tho. Hatton.

(139)

These are to Certifie that I John Medley being at the house of John Munn of Morotowne, the said John Munn lying at the point of Death yet in perfect sense and memory, and the said John Medley wished him to tell all things to sight, and the said John Munn desired that his Debts might be paid in the first place and what Estate remained to be the Estate of John Bayly and wished that John Bayly should be the Administrator of his Estate unto which I the said John Medley will Depose of those unto called—
Witness my hand this first of April 1653
John X Medley.

To
Paul Simpson.

4th April 1653. An Administration is this day granted unto Walter Beane and John Bayly of the Estate late of John Munn deceased upon their oath taken to Exhibit a true and perfect Inventory thereof by the first day of July next unless ϵ^c and to perform the will in nuncupation appearing by proof annexed to pay the Debts ϵ^c and to keep and make a just and true account when ϵ^c in the usual forms in Walter Beane and John Bayly the Administrators of John Munn's Estate do jointly and severally bind themselves justly and truly to administer the said Estate upon the penalty of Ten thousand pounds of Tobacco to be paid to the Lord Prop^{ty} Witnesses their hands this 4th April 1653
Sigs.

Recognit Crum Medis

Tho. Hatton

Job Chandler.

Walter A. Beane
John Bayly

4th April 1653. A Commission is granted to Geo. Richard Banks and John Shumblby or either of them to give oath to John Medley William Brown and John Warren or any
(Two)

L^{ib} 17B-

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two of them for true appraisment of the Estate of John Warren—
 do and to make Certificate thereof into the Secretarys office—
 These are to Certifie the Secretary that I John Thimbleby hath
 administered the oath unto John Warren and William Brown
 according as I had order from the office as I shall be deposited
 upon oath if I be hereunto called as with my hand—

John Thimbleby

The last will and Testament of Edward Chou
 made the 5th of April 1653 he having perfect
 sense and memory is as followeth.

First I give and bequeath my soul to God my Maker and
 Redeemer to the fellowship of all the holy angels & saints
 and my body to the Earth from whence it came to be decently
 buried with all Christian Rites and Ceremonies according to my
 quality and secondly I do declare before God and to all the
 World that whereas there have been for about one year since
 a treaty of Matchship between me and Barnaby Jackson
 yet that there is no such thing concluded on nor the hand of
 neither party ever set to any absolute bargain or agreement
 although by me often desired, Once for instance I desired
 him to goe with me to the Secretarys to Enclude our a promise
 which he put off thus saying whilst you are about Rich^d Williams
 Work I will come to you and goe with you to Mr. Huttons—
 which he never did.

55A.

Thirdly I do appoint my loving friends Thomas Matthews
 and Ralph Couch my Exec^{rs} Equally to have power to take
 and dispose of all my whole Estate what so ever in manner &
 forme as followeth Not to be accountable to any person or per-
 sons what so ever first to pay all my Debts what so ever in the
 first place. Secondly to set my man David Thomas free at
 the time of my death. Provided that he do discharge my Exec^{rs}.
 (from)

L^{ib} 17B.

from abill of fifteen hundred weight of Tobacco which I am
 bound for unto Walter Brans. Thirdly to give unto Mr. Arkoy
 my old Rossett followed Mars and my horse now three years
 old this Spring provided that the aforesaid Mr. Arkoy doe
 give unto him a specialty unto John Warren that he
 shall deliver and give unto him the first Mare that the
 aforesaid Mars shall bring which shall be for his eldest son
 Ignatius Warren which I do give unto him and also I do
 give unto the said Ignatius Warren one horse called a bout
 three months old now running in the neck at Newton
 upon my land. Fourthly to give unto George Trou for the
 Cow & calf of young blanch that is now at Barnaby Jack-
 sons. Fifthly I do give unto James Grenaway the best Cow
 Calf that falls of all my stock the next year. Sixthly I do
 give unto Thomas Matthews the younger the young mare
 two years old provided that if she bring a mare she be for Mr.
 Arkoy's Mare that it shall be given to Ignatius Warren.
 Seventhly I do give unto Mr. Darby Planagan the best pair
 of bed bolster and pillow two red blankets and Green egg and
 the best pair of shoes that I have my Cinnamon Coloured suit
 and one pair of new Winsted Stockings and my new Gray hat.
 the two best Towels shirts that I have. Eighthly I do give
 unto John Wheatlys eldest Daughter the best Cow Calf
 that falls of all my stock the next Spring. Ninthly I do
 give all my female Cattle and their Issues for ever to be
 disposed of by my forsaide Executors as they shall think fit
 unto Charitable uses which may be most to Gods honour.
 the stock to be preserved and the profits to be under use of
 the use of a School if they shall think convenient and
 for the male Cattle that are or ~~shall~~ ^{shall} be after shall be for
 I do give to the aforesaid up for raising unto my aforesaid
 Executors the priviledge to kill for their own use some of the
 male Cattle the better to enable them to do so Charitable
 officers providing that they will make no waste contra

my to this my Will and all the rest of my Estate to be disposed of as aforesaid to good uses as they shall think fit finally I do give unto Mr. Henshaw one Cow to be delivered at my death. Likewise I do give them power to appoint at their death some other faithful person in their stead whom they shall think fit with the same power as they or he death. To wit my desire is if they shall think convenient that the school be kept at Newtowne and that the cattle may be in the care of John Warren upon such agreement as my Executors shall make. Provided that this my desire do not hinder them from doing a greater good to the honour of God otherwise for which I do leave absolute in their power and to their Discretion.

Thirtiethly of Barnaby Jackson do make a fair agreement with my Executors, that when I do give him and request him for all the debt due unto me for the labour of my three Brethren and I do give and appoint unto him the labour of William Hamsey and George Sprague until St Andrews Day next Ensuing the date hereof. Provided that he shall give them sufficient apparel during the time and for three months following and also pay unto David Thomas five barrells of Corn at my death two barrells of Corn he shall have at John Gennoways and one barrell and half of John Warren. In witness whereof I have hereunto set my hand. Edward Cotton.

Test. John Mils Walter Pakes.

Further more it is my Will that after my death John Warren shall have all my State of Land lying at Newtowne (Cut) four hundred and fifty acres more or less and my servant William Hamsey for seven years paying yearly one thousand pounds weight of good hand Merchantable Cast Tobacco and Cash for Eight years unto my Executors the aforesaid William Hamsey is to be delivered unto him upon St Andrews Day next Ensuing the Date hereof and his first payment of one — (Shonland)

Thousand pounds of Tobacco & Cash shall be made the next (Copp) following according to the usuall times of pay ment in this Country in witness whereof I have hereunto set my hand this 8th of April 1653 Edward Cotton. John Mils.

Walter Pakes

That this is the true Will of Edward Cotton was attested & Sworne unto by John Mils and Walter Pakes before the Governour this 22 of April 1653. John Mils. Jurat Examined the day and year a bove Written.

William Hamsey

155.

I do make a Deposition. The Deposition of John Warren aged about 35 years Sworne and Examined this 15th day of May 1653 Sayth.

That about ten days before Edward Cotton dyed he sent to this Depont to bring him the said Cottons Writing unto him or gave this Depont some direction for that purpose and this dep^t did accordingly bring the same unto him amongst which he finding a bill whereon John Shurtcliffe was bound to the said Cotton gave the same to this Dep^t and dyed him to deliver the same to John Shurtcliffe whom he this Depont should see him and to tell him that if he the said Cotton should happen to die he did freely for give him the debt but if he should live he would further reckon with the said Shurtcliffe concerning the same or to that Effect which bill and Message this depont afterwards delivered to the said Shurtcliffe accordingly and further saith not. Jurat Die Canno Sup Dict coram me Thomas Hatton.

23. April 1653 an administration to the Probate of Edward Cottons Will is this day granted to Mr Thomas Matthias & Mr Ralph Couch with charge to Exhibits a true Inventory upon oath by the first of September unless & to pay the Debts perform his will & to give in an acct. when thereunto required (C^t)

Lib^r B - May the last 1658 In the name of our Lord Jesus Christ amen
158 I William Bonniday of Patuxant in the province of Maryland
being sick of body but of perfect memory do make my last will &
testament as followeth.

I give unto my soul into the hands of ^{God} allmighty who
hath decreed it into whose custody I commend it and as for
my Earthly Tabernacle I do commit it to the ground from
whence it came and for my worldly Estate as followeth.

I give unto abiele Martin four shovels and one Gun. ^{Item} I give
unto Guy white one pocket, one pott, one flying pan, and my part
of the shoe which Guy white is to receive. ^{Item} I give
unto John Hodges three hundred acres of Land at the Cister
^{Item} I give unto John Sutton two Girls Barrow, and all the
rest I give unto Magdalen Stephens whatsoever withness my
hand

The Marks of Will^m Bonniday

Test: The mark of John Hodges

The mark of abiele Martin

John Sutton.

I desire my loving friend John Hodges to be this my last will
and testament fully read. The Witnesses to this above
written hath sworn to the truth of it this 1st of June 1658 -
before me

Richard Proffon

Who whose names are underwritten being impanelled -
a Jury to view the Corps of William Bonniday this first
of June 1658 doo find.

That to the best of our Judgments the cause of the said
Bonnidays Death was drowning and the cause of his drown-
ing was as we conceived lightness in his head by reason of
his sickness or trouble in his mind. as for the Corps of the
said Bonniday it had neither bruise nor bluish about it -
when we diligently searched it.

(John)

Lib^r B

John Knapp John Turner Sigm^d Jo Bagby
Sigm^d James Allen Wm Owen Sigm^d James Effmore
Sigm^d Ismaell Wright Sigm^d Wm Chaplin Sigm^d John Ainscombe
George Willard Sigm^d Ho. Hooper Sigm^d John Day

Sworn before me

Richard Proffon

144

In the name of God amen. 2^d 1658. I James Knott of
Hanscom in Virginia being sick in body but of perfect memory
(grates Deo) do make and ordain this my last will and testament
in manner and form following (viz:) first and above all things
I bequeath my soul into the hand of allmighty God my Maker.
to Jesus Christ my Redeemer to the Holy Ghost my Sanctifier
and Comforter and my body to the Earth from whence it came.
Item I give to my three sonnes Barnard Knott, Nathaniel
Knott, and William Knott four Cows appois which I did care
withall the females to be kept together, untill my Eldest sonne
Barnard Knott shall come to the full age of four and twenty -
years. and then to be Equally divided between my said sonnes
which said Cows are to be delivered by my Executor at or
before the 25th day of December next. Item I give to my
Daughter Mary the Cows to be delivered for her use at or
before the 25th day of December next and all the female
Increase to be kept for her use untill she come to the age
of sixteen years. and then she to receive them and the increase
also. I give my said Daughter mary one Negro man called
Symon and to be delivered her at or before the twentyeth
day of October in the year 1652. Item I give unto my sonne
Barnard Knott six hundred acres of Land being the plan-
tation whereon I now live withall houses and Cellars -
therunto belonging and in case that my sonne Barnard
should die before he comes to age or without issue that the
Survivors to Enjoy all viz: my Children. Item I give
unto my sonnes Nathaniel and William Knotts six hundred
acres of Land Equally to be divided between them being
the upper part of this Divident now in my possession
and in case that Either die before they come to age the
(Survivors)