and John Beale the other Subscribing Witnesses respectively subscribed their names as Witnesses to this Will in the presence and at the request of the Testatrix and also in the presence of each other

Sworn before John Gassaway Reg Wills Anne Arundel County

In the name of God amen. I Theodore

Swain of Anne Arundel County and State of Maryland being sick and weak in body, but of sound and disposing mind, memory and understanding, Considering the certainty of death and the uncertainty of the time thereof, and being desirous to settle my worldly affairs, and thereby be the better prepared to leave this World, when it shall please God to call me hence, do therefore make and publish this my last Will and Testament, in manner and form following, that is to say, First and principally. I Commit my soul into the hands of Almighty God, and my body to the earth to be decently buried, at the direction of my executrix hereinafter named, after my debts and funeral Charges are paid I devise and bequeath as follows, to

Item I give and devise unto my dear beloved wife Elizabeth Swain all the residue of my property be it what ever it may to her and her heirs forever, except my Wearing Clothes that I will to my Brothers, and at a reasonable time after my decease to be given up to them by my dear wife

Lastly I do hereby Constitute my dear wife Elizabeth Swain to be sole Executrix of this my last Will and Testament

In Testimony whereof I have hereunto set my hand and affixed my seal this Eighteenth day of December in the year of our Lord Eighteen hundred and thirteen

Signed, sealed, published and declared, By Theodore Swain, as and for his last Will and Testament in the presence of us who at his request, in his presence and in the presence of each other, have subscribed our names as Witnesses thereto

Theodore his mark Swain (Seal)

Polly Johnson
Barnet Fowler
Richard his mark Robinson

At the foot of the aforegoing following Probate, Viz:

Will, one etc

Anne Arundel County set, the 1st day of February 1814

Then Came Elizabeth Swain and made Oath on the holy Evangely of Almighty God that the within Instrument of writing is the whole and last Will and Testament of Theodore Swain Late of Anne Arundel County deceased, that hath come to her hands possession and knowledge and that she does not know of any other

Sworn before John Gassaway Reg Wills, Anne Arundel County

Anne Arundel County set, the 1st day of February 1814

Then Came Polly Johnson Barnet Fowler and Richard Robinson the three subscribing witnesses to the within last Will and Testament of Theodore Swain Late of Anne Arundel County deceased, and made oath on the holy Evangely of Almighty God, that they did see the Testator therein named make his mark and seal this Will, and that he heard him publish, pronounce and declare the same to be his last Will and Testament that at the time of his so doing, he was to the best of their apprehension of sound disposing mind, memory and understanding and that they respectively subscribed their names as witnesses to this will in the presence and at the request of the Testator and also in the presence of each other. Sworn before John Gassaway Reg Wills Anne Arundel County

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In the name of God amen. I Francis

Sumberlin of Ann Arundel County and State of Maryland, planter being weak in body but of sound mind and memory, do make and ordain this my last will and testament in manner and form following First I recommend my soul into the hands of Almighty God my body to be buried at the direction of my Executor hereafter named and as touching such worldly goods as it hath pleased God to give me I give and bequeath them in manner and form following. First I give and bequeath unto my Loving wife Mary Sumberlin the third part of all the property that I have

Item I give to my daughter Mary Marshall five Dollars and no more

I give to my two daughters Sarah Sumberlin and Rebecca Sumberlin the reminder of my property to be equally divided between them my will is that my negro Woman Pat should be free at the age of Thirty one years and that her increase if any should, if boys some till they are 21 years and Girls till they are twenty five years old

(and)