Graham late of Anne Arundel County deceased, that hath come to her hands and possession and that she doth not know of any other.

Sworn before Jno Gassaway Reg Wills aa Co.

Anne Arundel County ss. Then came Elizabeth Green one of the subscribing witnesses the 25th day of March 1815 to the within last Will and Testament of William Graham late of Anne Arundel County deceased and made Oath on the holy Evangels of Almighty God, that she did see the Testator therein named make his mark sign and seal this Will, and that she 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 her apprehension of sound disposing mind, memory and understanding and that she together with Henry Green and Richard G. Stockett the other subscribing witnesses respectively subscribed their names as witnesses to the same in the presence and at the request of the Testator and all in the presence of each other.

Sworn before Jno Gassaway Reg Wills aa Co.

Sir. Baltimore March 7th 1815.

The late Mr. Wm Graham, of Ann Arundel County having nominated me Executor in his Will I take the liberty to decline acting as such, you will therefore receive this as my resignation

Very respectfully Sam Sir Your most Obd Sr John Geiser Jr.

Jno. Gassaway Esq. Register of Wills Annapolis.

See page 127 for further probat.

See page 127 for further probat.

Be it remembered, That I Nicholas Gassaway of Anne Arundel County in the State of Maryland, Yeoman, being in perfect health of body and 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, do therefore make and publish this my last will and testament in manner and form following - that is to say - First - My will is, that all my just debts and funeral charges be paid as soon as may be after my decease.

Also I give and bequeath unto my beloved Wife Cassandra Gassaway her right of dower to all my Estate both real and personal.

Also I give and bequeath unto my daughter Rachel Welles's Children or heirs the sum of five shillings, being all that she or they is to have out of my Estate both real and personal having heretofore received their portion.

Also - I give and devise unto my three sons Nicholas Gassaway, Noah Gassaway and Samuel Gassaway my plantation whereon I now dwell known by the name of or being part of a tract of land called Benson's Park containing about one hundred thirty eight acres more or less, to them the said Nicholas, Noah and Samuel Gassaway their heirs and assigns in fee simple and if either should die before they attain to the age of twenty one years, I give and devise the same to the two surviving ones to be equally divided between them share and share alike to have & to hold the same to them, their heirs & assigns forever.

Also - I give and bequeath unto my three sons aforesaid Nicholas, Noah and Samuel Gassaway the sum of one hundred dollars each to be paid to them when they attain to their respective ages of twenty one years.

Also - I give and bequeath to my daughter Eliza Boyce the sum of one dollar being all that she is to have out of my Estate both real and personal, having heretofore received her portion.

Also - I devise and bequeath all the rest and residue of my Estate both real and personal to

be equally divided among my sons Nicholas Gassaway, Noah Gassaway, Samuel Gassaway and daughters Mary Scott, Cassandra Porter, Susanna Mellen, Rebecca Gassaway & Elizabeth Gassaway - except to my two youngest daughters Rebecca and Elizabeth - each is to have a feather bed apiece in addition to the equal portion share and share alike to be paid to them and each of them respectively when they attain to their respective ages the boys twenty one and the girls sixteen years - And my will further is that if any one or more of the last above named children should die before the are of the ages above mentioned, that then the legacy or legacies to which such child or children would have been entitled shall be equally divided among the surviving children - And lastly I do hereby nominate, constitute and appoint my said wife Cassandra Gassaway Executrix of this my last will and Testament revoking and annulling all former wills by me heretofore made ratifying and confirming this and none other to be my last will and Testament - In Testimony Whereof I have hereunto set my hand and affixed my seal this twenty fifth day of the fifth month in the year eighteen hundred and Ten -

Signed, sealed, published and declared by Nicholas Gassaway the above named testator as & for his last Will & Testament in the presence of us who at his request, in his presence & in the presence of each other have subscribed our names as witnesses thereunto -

Nich. Gassaway (Seal)

Sam. Godfrey
Jno. Elliott
Sam Heston

Codicil

Whereas I, Nicholas Gassaway of Anne Arundel County, have made and duly executed my last will & testament, bearing date, the 25th day of the fifth month 1810, which said will I do hereby ratify and confirm (saving & excepting) such clauses, bequests & devises, therein mentioned, as are by me herein after revoked & made void) & being desirous to alter some parts thereof, and of making additions thereto, do therefore hereby make this my codicil, which I will & direct shall be taken and held as a part of my said Will & Testament, in manner & following, to wit - I hereby give & devise to my four daughters, Mary Scott, Cassandra Porter, Susanna Mellen & Elizabeth Gassaway to them & their heirs forever as tenants in common - a tract or parcel of land, with all the buildings & appurtenances thereto belonging lying & bounding on the turnpike road, from Baltimore to Frederick Town, now in the tenure and possession of William Mellen, and which was conveyed to me by a certain Caleb Pue, by deed bearing date the 17th day of July eighteen hundred & five & recorded on the land records of Anne Arundel County Jany 11th 1806. And whereas by my said Will I did give and bequeath unto my three sons Nicholas, Noah and Samuel Gassaway each one hundred dollars, when they attained the age of twenty one years, now I do hereby revoke the said legacies and do give unto them the said Nicholas, Noah & Samuel all the personal property on the farm whereon I now dwell, & which in my said Will & testament, I have devised to the said sons Nicholas, Noah & Samuel Gassaway - In testimony whereof I have hereto set my hand & seal this eighth day of January eighteen hundred & fifteen -

Signed, sealed & published & declared, by Nicholas Gassaway the above named Testator, as and for a Codicil to his last Will & Testament in the presence

Nicholas Gassaway (Seal)