and Confirming this and no other to be and Contain my last will and Testament In testimony whereof I have hereunto Set my Hand and Affixed my Seal the day and year first above written —

Signed Sealed published pronounced and declared by the within named Testatrix as and for her Last will and Testament in the presence of us —

Elizabeth her mark Elliot (Seal)

Samuel Bonde
Joseph Rock
Benjn. Nelson

On the 22. day of May anno Domini 1760 Came Samuel Bonde one of the Subscribing Witnesses to the aforegoing will and made oath on the Holy Evangelists of Almighty God that he did See Elizabeth Elliott the Testatrix make her mark to this Will & also did See her Seal the Same and heard her publish and declare it to be her Last will and Testament and that at the time of her so doing she was to the best of his apprehension of a sound disposing Mind and Memory and that he did See Joseph Rocke & Benjamin Nelson Severally Subscribe their respective Names as Witnesses with him to the Said Will all in the presence of the Said Testatrix —

Sworn before Gideon McCauley Reg.

At which said day and year aforesaid Benjamin Nelson one of the Respondents in the above Libell often mentioned filed herein Court his Separate Answer to said Libell in the following words to wit

The Separate Answer of Benjamin Nelson Defendant to the Libell or Bill of Complaint of John Edrick and others Libellants —

This respondent now and at all Times hereafter Saving and reserving to himself all and all manner of Benifitt and advantage of exception to the many uncertainties incertainties insufficiences and Imperfections in the Libellants said Bill contained for answer thereunto or to so much thereof as he is advised materially concerns him to make answer unto he answereth and Saith that he hath been acquainted with Elizabeth Elliott mother of the Libellants for Twelve or fifteen years . and had frequent opportunitys of Seeing her as she kept

(a)

a House of publick Entertainment in Charles Town in Bacil County for many years of the latter part of her life . That he cannot exactly Set forth when she was first Seized with a paralitye disorder but thinks it might be about Two years or thereabouts before the Time of making her last will and Testament but this respondent saith that to his Judgment and belief the old Lady Mrs Elliot deceased was far from being deprived of her Senses or rendered incapable of managing and directing her affairs he having many times observed her to be carefull in the Family and scolding all the Servants for neglecting their duty and in particular was very Carefull of her Cattell and garden — and this respondent further answering Saith that Some time in the month of November he was desired by Doctor Samuel Bond to be a witness to the will of the Said Elizabeth Elliott which was done as he informed this respondent together with Joseph Rock went to the House of Mrs Elliott and Sat in an outer Room whilst Doctor Bond went into the Room where Elizabeth Elliott then lay was sitting up and walking about as she commonly did and having read the will as he himself afterwards declared this respondent and Joseph Rock were called in and together with the Said Samuel Bond were witnesses to the Said will — and this respondent saw the Testatrix make her marke to the Said will which she usually did having never learned to write and then Sealed the Same and published it as her last will and Testament and then handed the same to her daughter Elizabeth who gave it into the Hands of Doctor Bond who kept the Same till after the death of Elizabeth Elliot as this Respondant hath been Informed and believes to be true — and this Respondent saith that at the Time of her Executing the said will the Said Elizabeth Elliot was to his apprehension and belief of Sound and disposing Mind and Memory and knew very well that she was making her will and disposing of her Estate — and this respondent further Saith that he believes there was no fraud or practice in the manner of Obtaining the Said will by the two younger Daughters of the deceased . but supposes that Mrs Elliott might think her other Children well enough provided for and gave the Bulk of her Estate to her Said younger Daughters who had principally taken care of her and her affairs in her Latter days — and this Defendant Saith that he

(hath,