Mountain Addition, lying near the head of Bruce's Creek containing Four hundred acres to him and his heirs forever, which land hath been in the possession of his father Jeremy Earle for some years past, but if in case the said Richard Earle should die before he comes to the age of twenty one years then I give and bequeath the said land unto my Grandson James Earle and his heirs forever. Item. I give and bequeath unto my Grandson William Hemsley a tract of land called Nothers Enjoyment containing five hundred acres to him & his heirs forever, but in case the said William should die before he comes to the age of twenty one years then I give and bequeath the said Land unto my Grand daughter Anna Maria Hemsley and her heirs forever. Item. I give & bequeath unto my daughter Anna Maria Hemsley a tract of land called Filghmans Meadows containing Five hundred & twenty acres also one other tract of land called Snowland, containing Five hundred eighty & four acres both which tracts of land I give to my said Daughter Anna Maria & her heirs forever. Item. I give and bequeath unto my sons William Edward & Matthew Filghman my three lots in Ogle Town, to them and their heirs forever, the charges to be according to Eldership. Item. All the rest of my lands my Will and desire is that they should descend to my son and heir Richard Filghman as the law directs.

Item. I give and bequeath unto my Dear Wife, the use of all my estate during her life, and after her decease to my sons and daughters that shall survive her to be equally divided between them. Item. I give & bequeath to my said Wife and my son Richard all the rest of the furniture and lumber belonging to my dwelling House & Kitchings to be equally divided between them, as they shall agree, but if they should happen to disagree in any particulars, then I request & empower my Nephew Coll. Matthew Filghman Ward to determine the matter in controversy between them so that they need not be brought into appraisement. Item. I give to my said Wife her riding Horse, saddle and furniture and all my Rings to dispose of as she thinks fit except my Seal Ring which I give to my son Richard. Item. I give & bequeath to each of my two sons William & Edward one negro man over and above what I have heretofore given unto them. I give unto my daughter Robins over and above what I have heretofore given her fifty pounds current money. Item. I give to my daughter Hemsley over and above what I have heretofore given her seventy pounds current money. Item. I give to my Grand daughter Anna Maria Earle a negro girl which, with what I have heretofore given to her mother lately deceased may suffice. Item. I give to my Dear Wife and each of my children to my sons in law James Earle and Jorge Robins to my daughter in law Margaret Filghman, to Coll. Matthew Filghman Ward and his Wife, to Mr. Richard Bennett and his Wife & to Mrs. Alice Lloyd to each of them a mourning Ring.

Item. All the residue of my personal estate after my debts, Legacies and funeral charges are paid I give and bequeath to my Dear Wife Anna Maria & my two sons James & Matthew Filghman, to be equally divided between them; & my true intent & meaning is that the personals which I have given to my Wife shall be in lieu and stead of the third part of my personal estate which she might claim by law. Item. Least any dispute should hereafter arise about what I have heretofore verbally given to my son Richard Filghman I do hereby give unto my said son Richard all the negroes stock & personal estate that is upon the plantation he hath now in possession on the Land called the Forlorn Hope

near the head of Reeds Creek, and my Will is that they be not brought into appraisement. Item. My Will and pleasure is that all provisions grain & liquors which shall be laid in for the use of my Family at the time of my death shall not be appraised, but remain for the use of my family in order to finish the Crop then upon hand which will be apportioned in my estate. Item. Whereas many accounts upon my books lie open some for want of proper credit, others insolvent and some the Debtors very poor, I do therefore as well for the ease of my Executors as the poor people, authorize and empower my Executors to discharge all such debts as they shall think proper, and only collect & return an inventory of such debts as they shall think fit, And further my Will and desire is, that if any demands should be brought against my estate which shall appear to my Executors to be justly due that they may be paid notwithstanding the Acts of Limitation or want of proof, in due time. Item. If it happens that my Wife should die before me, then my Will and desire is that that part of my personal estate which would be hers supposing she had survived me, shall be equally divided between my children that shall survive me.

Lastly I do hereby constitute, ordain & appoint my dear Wife Anna Maria Filghman & my son Richard Filghman to be Executors and Executor of this my last Will and Testament. In Testimony whereof I have hereunto set my hand & affixed my seal this twenty fifth day of April Anno Domini one thousand seven hundred & thirty seven. R^d Filghman (Seal)

Signed sealed published & declared in presence of Lambert Wickes, Ann Wilmer, Mabell Green. Proved February 1st 1738. Then came Lambert Wickes, Ann Wilmer & Mabell Green three of the subscribing Witnesses to the foregoing Will hereto annexed, who being duly & solemnly sworn on the Holy Evangels of Almighty God, did depose & say that they saw the Testator, the Honorable Richard Filghman Esq. sign the foregoing Will and heard him publish & declare the same to be his last Will & Testament, that at the time of his so doing he was to the best of their apprehension of sound disposing mind & memory and that the subscribers their respective names as Witnesses to the same Will in the presence of the said Testator and at his request, & further that the same several Witnesses declared severally on the aforesaid oath the John Stoltz the other subscribing Witness to the aforesaid Will, subscribed his name to the same Will in the presence of the said Testator & at his request, at the same time of the execution of the said Will. Sworn to before — Saml Earle Dep^y Com. Jeremy Akerly

I certify the the same oaths were taken as above recited by the said several Witnesses in the presence of Mr. Richard Filghman son & heir at law to said deceased which same heir at law did not object to the probat of the said Will. Saml Earle Dep^y Com. as aforesaid

Be it remembered that whereas I Richard Filghman within mentioned being sick & weak of body but of sound & perfect mind & memory, thanks be to God for the same, and considering the contents of the within written Will, and having a mind to alter part thereof vizt the Devise of the tract of land called Nothers Enjoyment containing Five hundred acres which is mentioned to be given to my Grand son William Hemsley and his Heirs forever & in case he should die before he comes to the age of Twenty one years then to my Grand daughter Anna Maria Hemsley and her heirs forever; therefore do make this Codicill on this my Will touching the same, and further as followeth, Viz^t. I give and bequeath unto my son Matthew Filghman all that the above mentioned tract of land called Nothers Enjoyment containing Five hundred acres to him and his heirs forever. Item. I give & bequeath unto my Grandson William Hemsley all that tract of land called Filghmans Gift, containing six hundred and fifty acres to him and his heirs forever, but in case the said