And lastly I do hereby Constitute and appoint my loving wife Elizabeth Creswell and my friend Joseph Cowden Executors 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~~ and testament —

In Testimony Whereof I have hereunto set my hand and affixed my seal this seventeenth day of February in the year of our Lord Eighteen hundred and fourteen (1814)

Signed Sealed Published and declared by John Creswell — John Creswell (Seal)

The above mentioned Testator as and for his last will and Testament in the presence of us who at his request and in his presence have subscribed our names as Witnesses thereto this 17th day February Eighteen hundred and fourteen —

William Beamfield, George × his Leslie Jane Smith, Proved 18th April 1814. mark
before Richard Willson Deputy Register for Wm Alexander

Oath of administration taken and letters issued 3d May to Joseph Cowden after the renunciation of Elizabeth Creswell —

Before Wm Alexander Regr
of Wills for Cecil County

And thereupon the Chancellor passed in the said Cause an order in the words following —

Elizabeth Creswell and John Creswell by the said Elizabeth Creswell his mother Guardian and next friend
agst
29 Thomas Johnson

In Chancery
Jany 18th 1815

The Object of the Bill is to obtain a decree for Conveyance of a moiety of two tracts of Land in Cecil County "By Crofts" and "Anchor and Hope" unto the Complainant John shall arrive at age and after that time one third of the said moiety to the said Elizabeth during her life and remainder with the other two thirds of the said moiety to the Complainant John in fee simple —

The Bill states that a certain Thomas Shaphard being seized and possessed of the said two tracts by will duly executed bearing date on the fourteenth day of the Eighth month (August) 1756. devised the same to his two daughters Mary Bennett and Anne Johnson wife of George Johnson in Tail that partition was made between them and that each held in severally that George Johnson died and Anna Johnson intermarried with John Creswell, who for a valuable consideration obtained a deed from the defendants the eldest son and heir Expectant in tail of the said Anne Johnson —

The Bill further states that doubts are entertained whether the said deed operates to bar the title of the Complainant at law by way of grant or Estoppel and pray for a Conveyance and other relief. the Bill further states that the defendant resides out of the State of Maryland — It is thereupon adjudged and ordered that the Complainants by causing a Copy of this order to be inserted three successive weeks in the Maryland Republican before the twenty fifth day of February next give notice to the said defendant of this application and of the substance and object of the Bill that he may be warned to appear here in person or by a Solicitor of this Court before the 25th day of June
30 next to shew Cause if any he hath wherefore a decree should not be passed as prayed —

Wm Kilty Chr

And the said Cause thus standing was Continued until July Term of the said Court of the said Court in the said year Eighteen hundred and sixteen; at which Term the Complainants filed in the said Cause at the foot of the foregoing order for Publication a Certificate in the words following —

This is to Certify that the above order has been published in the Maryland Republican as directed —

S. Chandler
August 28th 1815

Costs of Publication $3.—

And afterwards at the same Term the Complainants filed in the Cause an affidavit in the words following —

Maryland Cecil County: Be it remembered that on the ninth day of April Eighteen hundred and sixteen personally appeared John Boner before the Subscriber a Justice of the peace for the County aforesaid and made Oath that he was acquainted with Thomas Johnson has removed from the State of Maryland and does not reside in the said State

Sworn before me James Rowland (Seal)

And afterwards to wit: On the fourth day of September in the year of our Lord Eighteen hundred and sixteen the Chancellor passed his decree in the said Cause in the words following —

Elizabeth Creswell and John Creswell by the said Elizabeth Creswell his Guardian and next friend
31 (a)
Thomas Johnson

In Chancery
July Term 1815

The said Cause standing ready for hearing and being submitted by the Complainants the Bill exhibits Publication together with all other proceedings were read and Considered —

It is thereupon this fourth day of September Eighteen hundred and sixteen by William Kilty Chancellor and by the authority of this Court adjudged ordered and decreed that the Bill be taken pro Confesso that the defendant Thomas Johnson shall forthwith by a good deed of bargain and sale to be executed acknowledged and recorded agreeably to law Convey to the Complainant Elizabeth Creswell during the minority of the other Complainant the tracts of land in Cecil County called "By Crofts Choice" and "Anchor and Hope" and after the arrival of the said John Creswell to the age of Twenty one years one third of the said tracts to the said Elizabeth Creswell for life with remainder and the other two thirds in fee simple to the other Complainant John Creswell in fee simple, and upon the due execution acknowledgment and recording of the said deed the Complainants shall hold the said tracts of land called "By Crofts Choice" and "Anchor and Hope" free clear and discharged from all Claim of the said defendant. Provided Nevertheless that liberty be and the same is hereby reserved for the said Thomas Johnson to appear in this Court according to the directions of the act of 1792 Chap 41 Sec 5 within Eighteen months from the date of this decree. W. Kilty Chancellor

Maryland Set: I hereby Certify that the aforegoing is truly extracted from the Original proceedings now remaining of record in the Office of the high Court of Chancery of
32 Maryland. In Testimony whereof I hereunto subscribe my name and the Great Seal of the said State this 15th day of December In the year of our Lord Eighteen hundred and thirty seven.
(Seal place)

Test Ramsey Waters Reg. Cur. Can.