is truly copied from Liber V. No. 3 folios 260, 261 and 262, one of the Land Records of Charles County.

(Seal) I have hereunto subscribed my name and affixed the seal of Charles County Court this 5th. of June Anno Domini 1848.

W. Mitchell, Clk. Charles County Court.

And then read in evidence the will of the said James Key "In the name of God Amen, I James Key of Charles County do make this my last will and testament as follows above all things I recommend myself to God having sure confidence in his mercy through the merits and suffering of my redeemer, I desire that I may be buried with as little expence as may be at discretion of my executrix, and as to my worldly effects I devise them as follows. In the first place, I desire that all my just and lawful debts may be paid, but in the course of my experience I have observed many state and unjust claims produced against the estates of deceased persons. I do not pretend to preclude or hinder my executrix from fully examining or contesting claims which she may deem of such a nature, and to plead in bar thereto the act of limitation, and for purpose of paying my debts, I will and devise that my executrix, shall as soon as convenient after my death, sell off such part of my personal estate, as she may think proper, and sufficient to answer that purpose. and as to the residue of the personal estate I devise my watch ring, and gold seal hanging thereto together with all my wearing apparel of whatsoever nature, and one third part of what shall be then left of my personal estate, and such as she shall chuse to my beloved wife Sarah Eleanor Ann Key. the residue of my personal estate, I give her the use of until my four children and the one she is at present enciente with arrive at the age of twenty one years, and then to be equally divided among the said children, but if in the mean time any of them should die without issue before they arrive at the age of twenty one I devise that such childs part should be equally divided among the survivors. I give and devise the plantation whereon I now dwell being part of four tracts, called Betty's Delight, Saint Nicholas Round Hills and Chandlers Hilly to my said beloved wife during her natural life remainder to my son Thomas Key and the heirs of his body, remainder to my son James Key, and the heirs of his body, remainder to the child my wife is at present enciente with (if a Boy) and the heirs of his body, remainder to my two daughters Alice and Agnes, commonly called Nancy, and to the child my wife is at present enciente with is a daughter and their heirs to be equally divided among them. But I make this express burthen and provision that in the hands of whichsoever of the male children the land shall come by virtue of this my will he obliged to maintain and provide and I hereby charge my said land, with a maintenance and provision for such of my daughters as shall be alive and unmarried, at the time the land shall so fall in possession during such theirs situation in such suitable and equitable manner as shall be appointed and ascertained by the members of the orphans Court of Charles County or any three or two of them, who I hereby pray may determine in the affair, but if he to whom the land falls refuses to acquiesce in their determination, I declare the devise of the land to him to be henceforth absolately null and void to all intents and purposes, and in that case the land shall go over to the next of my sons in the manner and order of succession before mentioned, burthening him in the same manner, and in case of his refusing to comply I hereby declare the devise of the said lands to him to be henceforth absolutely null and void, and the land immediately shall go over to the third in order of succession afore-

said (if a boy) and if he refuses to comply, then I declare the devise of the lands aforesaid to him to be null and void, and I will and devise the same to go over to my said daughter and their heirs to be equally divided among them in manner before mentioned, I do hereby appoint my beloved wife to be the guardian of all my children until they respectively arrive at the age of twenty one years, trusting to her prudence and discretion in the bringing them up in the ways of religion and virtue and I appoint her the sole executrix of this my last will and testament and request her that would on all occasions when necessary apply for the advise and assistance of my long much esteemed friend Mr. Robert Young of Charles County, who I am confident will not be backward in giving both. In testimony whereof I have hereunto set my hand seal this twenty sixth day of April seventeen hundred and seventy nine.

James Key, (Seal)

Signed sealed published and declared by James Key the testator, as and for his last Will and testament in the presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witness thereto.

George Gray, Rd. D. Douglass, Rob. Young.

Whereas the heirs of Mr. John Craik late of Port Tobacco and last of the Eastern Shore and myself are Intitled to a Lot of Land in that part of George Town lying in Montgomery County called the addition or the new addition to George Town by virtue of a ticket in the Lottery established by George Frazier Hawkins and Charles Beatty for the sale of the said Lott, and for which ticket, I paid to the said George Frazier Hawkins the sum of Six Guineas more or less but the deed for the said Lott, were never executed that I know of, and tho' the ticket entitling us to the same has been lodged in the hands of Mr. James Miller, or some other person for that purpose, I hereby devise my legal equitable estate and title in and to the said Lott of Land to my beloved wife and her heirs to be sold to pay my debts. I give and bequeath to Betty Ferrall in consideration of her faithful attendance upon me during my sickness the sum of sixty dollars over and above her wages to be paid as soon as convenient after my death together with my augmentation my wife thinks she deserves. In witness whereof I have to this codicil which I declare shall be taken as part of my last Will and testament hereto set my hand and seal, the said twenty sixth day of April seventeen hundred and seventy nine.

James Key, (Seal)

In presence of us, and at his request and in the presence of each other have subscribed our names as witnesses thereto.

George Gray, Rd. D. Douglass, Rob. Young.

At the foot of which will it is thus written.

Charles County, Set. On the 8th day of June 1779, came George Gray, Richard Douglass and Robert Young, subscribing witnesses to the foregoing last will and testament of James Key late of this County deceased and to the codicil thereon and make oath on the Holy Evangely that they did see the testator therein named sign and seal the same will and codicil, and heard him publish and declare them together 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 and disposing mind and memory and that they severally subscribed their names as witnesses to the said will and codicil in the presence and at the request of the testator, and in the presence of each other. Sworn and certified by,

Walter Hanson, Register of Wills.

Thomas Key, the heir at Law an Infant was not present.