dollars and no more and to for or upon no other use, trust intent or purpose whatsoever.

Item. Whereas, my said son James Davidson Mitchell and my said daughter Sarah Elizabeth Mitchell are in right of their late mother, who was the daughter of Doctor James Davidson late of Queen Anne's County deceased, entitled as tenants in common to a portion or share of the estate, real personal and mixed of which the said James Davidson died seized or possessed. Now it is my will and desire that my said son James Davidson Mitchell by deed duly executed and delivered, relinquish and release to the said Sarah Elizabeth Mitchell his undivided interest in the same estate and property or in lieu thereof, pay to the said Sarah Elizabeth Mitchell the sum of five thousand dollars lawful money for and with the payment of which said sum of five thousand dollars in case of his refusal or omission to relinquish and release aforesaid. I do hereby charge that portion of my estate and property so devised and bequeathed to the said James Davidson Mitchell for his own use and benefit; but if my said daughter should die without having been married or should be united to any religious sisterhood as aforesaid, for Ten years in immediate succession, then it is my will and desire that the right estate, portion and share which the said James Davidson Mitchell now has in the estate of his said Grand Father, and which he may have released and relinquished agreeably to my will and desire herein expressed, shall revert to the said James Davidson Mitchell his heirs and assigns.

Item. It is my will and desire that my dear beloved mother Elizabeth Mitchell have and enjoy a home in my house in Charles County where she now resides that she have the use of my carriage and Horses and the use and services of as many of my negro servants as may be necessary to her convenience and accommodation for and during the term of her natural life, and that she be furnished by my executor with all things necessary to the comfort of her old age and suitable to her rank and condition in life as heretofore she has been accustomed to.

Item. I constitute and appoint my son James Davidson Mitchell and my Brother Joseph S. Mitchell, together with Robert B. Sewall and William H. Sewall the Guardians of my sons Francis I. and Henry S. Mitchell and invest them with all necessary power and authority for the management of their education and the property hereby devised and bequeathed to my said sons Francis I. and Henry S. Mitchell during their minority or until they are married.

Finally, I give and bequeath to my son James Davidson Mitchell his heirs and assigns, the whole residue of my estate, in whatsoever consisting and wherever the same may be, charging him with the payment of all my debts, and I hereby constitute and appoint him the sole executor of this my last will and testament revoking and annulling all other and former wills by me at any time heretofore made. In witness whereof I have hereunto set my hand and seal this eighteenth day of March in the year of our Lord one thousand eight hundred and twenty five. F. I. Mitchell, (Seal)

Signed sealed published and declared by the said Testator Francis I. Mitchell as and for his last Will and testament in the presence of us, who at his request in his presence, and in the presence of each other, have subscribed our names as witnesses thereto.

Jos. S. Mitchell, James Davidson, Joseph I. Ogden.

Baltimore County, ss. On the 2d day of April 1825, came Joseph I. Mitchell James Davidson and Joseph I. Ogden the three subscribing witnesses to the aforegoing last Will and testament of Francis I. Mitchell late of said County deceased, and made oath on the Holy Evangely of Almighty God, that they did see the Testator sign and seal this Will, that they hear 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 their apprehensions of sound and disposing mind memory and understanding, and that they subscribed their names as witnesses to this Will in his presence, at his request and in the presence of each other. Sworn to in open Court. Test, D. M. Perine, Regr.

Whereas I Francis I. Mitchell of the City of Baltimore, have made and duly executed my last Will and Testament in writing bearing date the eighteenth day of March in the year eighteen hundred and twenty five, which sd last will and testament and every clause bequest, and devise therein contained, I do hereby ratify and confirm (saving and excepting such clauses bequests and devises therein mentioned, as are by me hereinafter revoked and made void, and being desirous to alter such parts thereof and of making additions thereto, do therefore hereby make this my Codicil which I will and direct shall be taken and held as a part of my said Will and testament, in manner and form following that is to say. The sixty shares of Water Stock given to my son James Davidson Mitchell in Trust for my Daughter Sarah E. Mitchell, I now give to my son James Davidson Mitchell to him and his heirs forever. And whereas by my said Will I did leave the Guardianship of my two sons Francis I. Mitchell, and Henry S. Mitchell, to my son James D. Mitchell my brother Jos. I. Mitchell and my brothers in law Robert and William Sewall, I do now hereby revoke the same, and leave the entire Guardianship of my two sons Francis I. Mitchell and Henry S. Mitchell to my brother Joseph I. Mitchell. In testimony whereof I have hereunto set my hand and affixed my seal this twenty eighth day of March in the year eighteen hundred and twenty five. F. I. Mitchell, (Seal)

Signed sealed published and declared by Francis I. Mitchell the above named Testator as and for a Codicil to his last Will and Testament in the presence of us, who at his request, in his presence and in the presence of each other have subscribed our names as witnesses thereto. R. B. G. Mitchell, James Davidson, Gunning T. Bedford.

Baltimore County, Sc. On the 2d day of April 1825 came R. B. G. Mitchell James Davidson and Gunning T. Bedford, the three subscribing witnesses to the aforegoing Codicil to the last Will and testament of Francis I. Mitchell late of said County deceased and made oath on the Holy Evangely of Almighty God, that they did see the Testator sign and seal this Codicil, that they heard him publish pronounce and declare the same to be a Codicil to his last will and Testament, that at the time of his so doing he was to the best of their apprehensions of sound and disposing mind memory and understanding and that they subscribed their names as witnesses to this Codicil in his presence, at his request, and in the presence of each other. Sworn to in open Court. Test, D. M. Perine, Regr.

In Testimony that the aforegoing is a true copy taken from Wills Liber