rent out and lease the same, or any part thereof, and the rents, issues and profits thereof as well as the proceeds of the sales of said real estate when sold shall be deemed and taken and accounted for as a part of my personal estate and an account or accounts thereof settled by the said Freeborn G Waters in the Orphans Court in the same manner as is provided by law for the settlement and administration of personal estate.

And I do hereby direct and authorize my Executor and trustee to erect such a railing and tomb or vault on and around the lot or lots belonging to me in the Green mount Cemetary as in his judgment he may think right and proper. And I do further order and direct, and it is my will that in case Ann Rebecca Waters, the wife of my aforesaid grand son Charles A Waters shall survive him without having a child or children or the descendant or descendants thereof, living at the time of the death of my said Grandson, my said Trustee shall out of the income, interest, rents and profits of my estate pay to her annually during her life, or so long as she continues unmarried the sum of Three hundred dollars in half yearly payments to be computed from the death of my said Grandson, but it is my will and pleasure that as this provision is made merely as a support for her during the desolate and helpless state of widowhood, it shall utterly cease and determine forever so soon as she shall contract a second marriage And it is my further will and desire that the devises herein before made to my dear wife Rebecca Waters shall be considered as in lieu of all her rights of dower or distributive share in or to my estate, real personal or mixed.

And it is my further will and desire that at any time after accepting and acting under the trusts of this Will if the said Freeborn G Waters, his heirs executors or administrators or any of them shall be unwilling longer to continue this trust and settle up and fully account fully for all the estate which may have come Ch^s Waters into his hands as trustee as aforesaid. That the Court of Chancery of this State or any other Court of Equity having proper jurisdiction over the parties shall and will upon the application of my said trustee and being satisfied that he has fully accounted for and faithfully conducted the said trust to the best of his skill and judgment appoint some other person who they may be of opinion is an honest and fair man and competent to the duties of his trust in whom, when appointed, all the estate and property belonging to the trust shall be thereafter invested as fully to all intents and purposes as they are vested in the said Freeborn G Waters by this my will And it is my will and desire that the said Court so far as practicable shall adopt and abide by the recommendation of the said Freeborn G Waters as to his successor in the trust, he being thereby fully released and discharged therefrom

And whereas in the discharge of the trusts created by this will, and as executor of the Will, the said Freeborn G Waters will necessarily incur great responsibility and be subjected to great trouble, labor, and expense to the injury of his own business, and the compensation even of the largest amount of allowance and commission which a Court of Chancery or an orphans Court could allow without an express direction from me upon the subject would not be an adequate compensation for his services, now it is my further will and desire that the Orphans Court in the settlement of his accounts in such Court, and the Court of Chancery in which the same may be carried for settlement shall and will make and allow to the said Freeborn G Waters such other and further compensation as they may be of opinion will fully and liberally remunerate and pay him for the expense and trouble of his said trust and the care and fidelity with which he may manage and discharge the same.



And in case my said Trustee and Executor shall in the faithful discharge of his duties as such, find occasion or feel bound to resist at law in equity or otherwise, any demands which may be made upon him by persons claiming or pretending to any rights under this my will or any rights or interest in my estate, it is my will and I do hereby order and direct that the Orphans Court shall allow to him all costs and charges which he may be put by reason of such demands or claims without reference to the result or issue of any proceedings had or instituted against him

And whereas I am the owner of many Slaves whom I never bought except with a design to set them free, I am therefore desirous to set all that I own free as far as the laws of the State will permit, and I believe I have the right to manumit those Ch^s Waters hereinafter named, their freedom to take effect on and after the day and year following, the name of each is hereinafter stated. Now my will is that my following negroes upon their complying with the directions of the Laws of the State relating to slaves manumitted by last will and Testament be free as above stated that is to say, Ellick to be free on the 1st day of May 1857. Mariah to be free 1st of May 1863. Amos to be free 1st May 1868. Saul to be free 1st May 1874 Minkee to be free 1st May 1873. Charity to be free 1st May 1874 Fanny to be free 1st May 1860. John to be free 1st May 1864. Dorah to be free 1st May 1868 Bay to be free 1st May 1874 Phil to be free 1st May 1869, Hagar to be free 1st May 1870 Lewis to be free 1st May 1874 Henry to be free 1st May 1874. Lu to be free 1st May 1860. George to be free 1st May 1864 Leiser to be free 1st May 1867. Tom to be free 1st May 1869. Rose to be free 1st May 1870. Mahala to be free 1st May 1872. Julia to be free 1st May 1873. Patum to be free 1st May 1874 Nick to be free 1st May 1861. Rifs to be free 1st May 1862. Sidney to be free 1st May 1865. Lucy to be free 1st May 1866. Milly to be free 1st May 1852. Peter to be free 1st May 1873. Candy to be free 1st May 1858. Lydia to be free 1st May 1872. Dennis to be free 1st May 1875. Lucy to be free 1st May 1874. Harry to be free 1st May 1871. Sam to be free 1st May 1874 Lloyd to be free 1st May 1875 Abba to be free 1st May 1874. Sheaner to be free 1st May 1868. Rezin to be free 1st May 1874. Mary to be free 1st May 1856. Emily to be free 1st May 1874 Eliza to be free 1st May 1847 Lot to be free 1st May 1866. Alfred to be free 1st May 1858 Joshua to be free 1st May 1861. Ephraim to be free 1st May 1865. Jane to be free 1st May 1858. Charity to be free 1st May 1846 Emily to be free 1st May 1860. Henry to be free 1st May 1862. Tom to be free 1st May 1870. Caroline to be free 1st May 1867. Little Bob to be free from my decease. Little Charles to be free 1st January 1857. Kitt to be free 1st January 1853. Smith to be free 1st January 1859. Ben to be free 1st January 1861. Anthony to be free 1st January 1863. Tom to be free 1st January 1849. Yellow Tom to be free 1st January 1852 Toby to be free 1st January 1853. And whereas there are a number of negro children the descendants of my slaves