January Term, 1889.

Witnesses:- Thomas Murphy
C. C. Jamison
Robt. A. Dobbin.

Baltimore County, Ss:

On the 28th day of October, 1837, came Thomas Murphy, Cecelius C. Jamison and Robert A. Dobbin, the three subscribing witnesses to the aforegoing last will and testament of Charles Carroll Harper, 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 heard 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,
Resister of Wills for Baltimore county.

I, Charles Carroll Harper, do make this codicil to my last will and testament:

1. Having myself discharged the mortgage on Oakland, and completed the new dwelling house there, the fourth clause of my will is of course of no effect.

2. My cabinet of minerals, together with any books and apparatus, or instruments that I may have connected with that science, I leave to the Maryland Academy of Arts and Sciences, where I wish them to be deposited by my friends, Robert Gilmor and Professor Ducatel.

3. I hereby declare, that in giving freedom in the third

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clause of my will to my servant, William, and his wife, if he have any, I only mean to liberate his wife, if she be my slave, as it is not my intention that she should be purchased at my expense, in order to be manumitted.

4. Although I have left Oakland to my beloved wife, Charlotte, for her life only, I nevertheless hereby authorize her to sell, if she believe that such sale will be for the interest of our children, and it be approved of by my mother, so much of Oakland as lies north of a line drawn from the Falls Turnpike road at Ned's house, in an easterly direction, to the boundary line between our land and Mr. Armat's, on the east, and so much as lies west of the said turnpike; thus reserving the gardener's and the garden, and the pear and peach orchard, and upper garden and the rock spring and the new dwelling house, and the family graveyard. But this sale shall not be made without the express and entire consent of my mother, for to her we are indebted for Oakland.

And I recommend to my beloved wife not to sell it except for its full and reasonable value, and rather retain it than dispose of it, if she can do so without its being burthensome. The monies derived from this sale, should it be made, shall be divided into as many parts as I have children, who are then living, and one part besides; one of which portions shall go to my beloved wife, and one of the others to each of my children, then living, to be invested and accumulated for their benefit by the trustees named in the tenth clause of my will, to whom I hereby bequeath the said monies for that purpose.