of the Land Record Book Liber I.S. No. A. containing 715 pages (from which the within Deed is Copied) it does not appear that the time of the Receiving or Recording any of the Deeds or Instruments of writing therein enrolled is noted or entered in the said Record. In Testimony whereof I have hereto set my hand and affixed the seal of my Office this (Seal) Seventeenth day of October Eighteen hundred. Mc Gibson, Clk. Balt. County

And another deed from the said John Yates to the said John Israel dated the Twenty ninth day of November in the year of our Lord One thousand seven hundred and fifteen. —

The Plaintiff, then offered in evidence to the Jury the last will and Testament of the said John Israel duly executed bearing date on the Thirteenth day of January in the year One thousand seven hundred and twenty three. — In the name of God amen, I, John Israel of Baltimore county in the Province of Maryland being sick & weak of body but of perfect memory & Judgment at this present writing (Glory be to God for the same) does make constitute & appoint this my last will & Testament in manner & form following that is to say: Imprimis, I resign and give up my soul to God who gave it, and my body to be interred at the discretion of my Executors hereafter named to the dust from whence it came, in the hope of a joyful & blessed resurrection through the merit of the Lord Jesus Christ; Item, I give & bequeath to my sons John Lacon Israell & his Heirs forever, to my second son Gilbert Talbott Israell & his Heirs forever, & to my third son Robert Israel and his Heirs forever, all the land whereof I am at present possession, lying on the north side of Patapsco River, that is today, one purchase of George Yeat, containing three hundred eighty & five acres, and another purchase made of John yate containing One hundred eighty & two acres being the remainder of Yates's Forbearance, and also one separate tract purchased of the said John yate containing eighty seven acres, & one hundred acres of land taken up, being in all Seven hundred fifty and four acres to be equally divided between the said John Lacon Israell, Gilbert Talbott Israell & Robert Israel & their Heirs & assigns forever when either of them shall arrive at the age of Twenty one years and in case any of them shall die in their nonage then to be equally divided between the survivors; Item, I give & bequeath to Sarah Israel my well beloved wife her full third part of all my personal estate and the other two thirds to be equally divided between John Lacon Israel Gilbert Talbott Israel and Robert Israell and Mary Israel & Sarah Israel my Daughters; Item, I constitute Sarah Israel my well beloved wife

wife, and John Lacon Israel my well beloved son, my whole and sole Executors of this my last will & Testament, hereby revoking disannulling & making void all other former Will or Wills by me made, hereby publishing and declaring this to be my last Will & Testament. As Witness my hand & seal this thirteenth day of January in the year of our Lord One thousand seven hundred & twenty three. John Israell (Seal) signed sealed published & delivered to be my last Will & Testament, the words (and One hundred acres of land taken up) first interlined in the presence of George Walker, Christopher Guardner, William Hamilton. Then came George Walker & Christopher Guardiner, subscribing witnesses to the aforegoing Will & made oath on the Holy Evangelist of Almighty God, that they saw the Testator John Israel sign & seal & heard him publish & declare the same as his last will & Testament, and that at the time of his so doing he was to the best of their knowledge & apprehension of sound & disposing mind & memory and that they subscribed the will in the presence of the said Testator, —

— Sworn before me, Thomas Elheredine, Dep. Commissary B. County

In Testimony, that the aforegoing is a true & perfect copy of the last will & Testament of John Israel of Baltimore County deceased. (Seal) I have hereunto set my hand & affixed my seale of Office this Seventh day of September Seventeen hundred ninety seven

— — Mm Buchanan, Reg. of Wills B. County.

The Plaintiff then offered in Evidence a deed from the said John Lacon Israel son of the Testator John Israel aforesaid to George Buchanan dated the seventh day of July in the year of our Lord One thousand seven hundred and thirty one: — Maryland Ss. This Indenture made this seventh day of July in the year of our Lord God One thousand seven hundred and thirty one: Between John Lacon Israel of Baltimore County planter of the one part and George Buchanan of the said County Chirurgeon of the other part witnesseth that whereas John Israel late of the aforesaid County deceased did by his last Will and Testament bearing date the Twentieth day of January Anno domini 1723, devise to his sons John Lacon Israel, Gilbert Talbot Israel and Robert Israel all the Lands whereof he the said John was then possessed consisting of seven hundred and fifty four acres viz. Five hundred and Sixty seven acres part of Yates's Forbearance, Eighty Seven acres called Yates his addition, and One hundred acres called the Inlargement, to be equally divided between them the said John,