October Term 1805.

In Testimony that the within and foregoing is a true copy taken from Liber No. H folio 163 to 165 one of the Record Books in the late prerogative office. I have hereto sett my hand and affixed the seal of my Office this 3rd day of May in the year of our lord 1805.

Seal.

John Gassaway Reg. of Wills A. A. County.

And also gave in evidence that the said Susannah survived her said father the devisor seized and possessed of the said Lands called Myno. under and in virtue of the said devise and being so seized. intermarried with Thomas Gassaway. and also read in evidence to the Jury an entry in the Rent rock for Anne Arundel County which is in the following words & figures. 400 acres. yly. rent 16/. Myno surv.d 3d. Sept.r 1682 for Henry Hanslap 400. 16 On the east side of the north branch of Patuxent River posp.r Thomas Gassaway in right of his wife the Daughter of said Hanslap.

Taken from the Rent Roll.

James Carroll from Thomas Gassaway and Uxor. 15th. September 1709.

John Kitty Reg. Ld.s Off.r W. S.

And also produced and read in evidence the last will and Testament of the said James Carroll in the said entry mentioned and the Codicil thereto which will and codicil were duly executed by the said James Carroll and are in the following words and figures.

In the name of god amen. I James Carroll of Tingaue in All Hallows Parish in Ann Arundel County being thro. the mercy of god in perfect health do declare what follows to be my last will and testament hereby revoking all other wills heretofore by me made: First I humbly recommend and give my soule unto my heavenly father thro whose mercy and the merits of Christ Jesus I most humbly hope for eternall happiness. Item. I desire that all my just debts (which are few and small) be punctually paid. Item I give to forty such poor mendicants of and in the parishes of English and Lorrah in Lower ormond in the County of Tipperary in the Kingdom of Ireland as my executors or such as they or the major part of them shall appoint to distribute the same shall deem proper objects of Charity the sum of ten shillings Irish money a peice. Item I give to such twenty poor people in this Parish of my residence and the Parish where my qrarters are in Princes Georges County such as my executors shall Judge to be in necessity two Barrells of Indian corn a peice at times at their discretion within four years after my decease to be delivered if applied for at my dwelling place or Carrollburg or part at one or part at another at the discretion of the proprietors of those places I desire that such of my apparell as may be fitt (and not indecent) for my slaves to wear may be given to such of them as are honest and have a sense of Christian duty as Tom Boy Jack, Jerry, Dick. &c. & that means may be used (at the

October Term 1805

discretion of my devisee to instruct them all in the Christian doctrine. Item It is my will and desire with all convenient reasonable speed my debts be received or secured after the best manner my executors can I empower my executors or the major part of them to sell and dispose of all my lands in Baltimore County. my lands in Somerset County. all my lands in Calvert County also all my Mortgages and Bills of sale with condition for redemption also my two Lotts in Annapolis lying near the head of the Creek and which I bought of Mr. John Hammond the neat produce or amount of my debts aforesaid the sale of my lands. Lotts. Mortgages and Bills of sale aforesaid I dispose of in the following manner. Imprimis I appoint that out of it and my money Lodged or that shall be in the London Merchants hands. which is to be understood as part of my outstanding debts) my debts be satisfied after which I desire and appoint one thousand pounds sterling of the produce aforesaid be applyed towards the education of my nephew and heir apparent Anthony Carroll my Brother Daniells only son to be laid out in the manner hereon after mentioned. that is to say one hundred pounds sterling to be laid down in consideration of all charges in going thro his lower studys & (at the discretion of my executors or the survivors of them) such sum annually afterwards as may enable him to get thro, his higher studys &c. on thro a course of the study of law or Physick. but Physick rather as it may afford the least temptation to change his religion and in case my Nephew shall dye or prove insusceptive of learning or prove incorigible or want application in any of the causes aforesaid before he attains to twenty one years then it it is my will and do require my executors to discontinue the application of money to his education or if he prove vicious to also discontinue. In which cases it is my will, that the money designed for his education be applyed to the education of my nephew James Carroll son of my Brother Michael if he shall not exceed sixteen years of age at my death. but if he shall, to be laid out on such one of his brothers as shall not be sixteen years at the time of my death. I do recommend to my executors to place the one thousand pounds sterling after a secure manner at interest so as the interest may defray the ordinary annual stipends necessary to be expended for his Education. And further it is my will that in case any friend or guardian hinder or obstruct the Childs being educated in such place and after such manner as my executors shall think fit, that in such case the money be not laid out on him but be applied as in case of his death as above and lest any dispute should hereafter arise about this point between my said Cousin Anthony or his guardian and my executors so great is my confidence in my executors that I leave it to them to apply the said thousand pounds and its interest at their choice to my Nephew James or Anthony. It being my will that whatsoever Child or Children