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Item I give and bequeath unto my Son Joshua Marshall and to my Daughter Elizabeth Marshall five hundred Twenty five Acres of Land Commonly Called and known by the Name of the two friends Scituate Lyeing and being in St Mary's County backwards in the Woods upon Piles fresh as by Conveyance for the Same in the Said County Court acknowledged may appear to be resurveyed Equally between them and Divided in Such Sort that Each of them may have the one halfe or Moyety in Manner and kind as the Other, Onely it is my Will and desire that my Son Joshua Shall have the first Choice of the Said Land. Item I give and bequeath unto my Son William Marshall and to my Son Joshua Marshall and to my Daughter Elizabeth Marshall all the Stock of Horses Mares Colts that shall Justly belong and appertain unto my proper Estate, Only it is my Will and pleasure that the Stock within three months after my Decease May be Equally Divided into three Equall

113 parts Each of them to have proportionably with Each other Likewise what Cattle or Hoggs belongs to my Estate it is my Will and pleasure they be Divided also and that Each of my Children to Say Wm Joshua and Elizabeth shall have an Equall part as Each other to Run forward for Stock untill they Shall Come to the Age of Twenty one Years or Marriage which Shall happen first — Item I give and bequeath all the Rest of my Personall Estate as household Stuff or any Other thing that Shall belong and truly appertain unto my Estate What soever both without Doors and within to be Equally Divided amongst my Three Children Wm Joshua and Elizabeth they being all my true and Lawfull begotten Children Also it is my Will and pleasure that if it please God that my Son Wm Departs this transitory Life without Marriage or Issue that the Estate herein mencond in this my Last Will Shall Return unto the Survivour Likewise in Same kind my two Younger Children Joshua & Elizabeth if Either or both of them Dyes without Marriage or Issue then their Estates herein Mencioned to Return to the Eldest Survivour but if it please God that all of them dyes without Marriage or Issue then the Estate herein Mencioned it is

(my)

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my will and Desire may Return and be Employed for the relieso of the poor Inhabitants then being in this County betwixt the head of Portobacco Creeke and Cobb point So likewise on the other Side Wicocomico River from piles fresh upwards to the Mouth Branch of Wicocomico Likewise it is my desire in this my Last Will and Testament that my well belobed and trusty friends Mr Thomas Notley Mr Robert Heuley Mr Francis Wyne shall be my true and Lawfull Executors of this my Last Will and Testament and further it is my desire that after an Equall Division is made of this my Estate as aforesaid to be done as speedily after my Decease as may be it is my Desire that Mr Thomas Notley shall take and Receive unto his Charge Care and Custody my Son Wm with what Estate to him belongs. untill he shall Come to the Age of Twenty One Years — Likewise it is my Desire that Mr Robert Heuley shall take into his Charge Care and Custody my Daughter

114 Elizabeth with what Estate herein mentioned to her belonging untill She Shall Come to the age of Twenty one years Further it is my Will and Desire that my Brother Mr Francis Wyne Shall take into his Charge Care and Custody my Son Joshua with what Estate to him belonging untill he Shall Come to the Age of Twenty one year Likewise I give and bequeath unto my Son Joshua Marshall this Mthe to Say a Poplar Lease on the one Ear and the Other Ear whole which Came to me by the Marriage of Katharine Ebden as upon Record att St Mary's may Appear In Wittnesse where of I the Said Wm Marshall have here unto put my hand and Seal this 22d Day of April Anno Dnj 1678

Signed Sealed and Delivered in the presence of us
Zachary Wade
Edw: Price — Jonathan Marler

Wm Marshall Sealed his marke

ON the back Side of the fore going Last Will & Testam. of William Marshall was thus written (Vzt)

(Ey)