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and in Regard of the great age of Magdalene the Exec.tx in the Will named as also in Consideration of the Remoteness of the habitacon of the Wittnesses to the Said Testament Com.con was prayed to prove the Said Testam.t in Somerset County Wherefore Ordered that Com.con issue to David Brown Gent. One of his Lordships Justices of the peace for the Said County to take the proof of the Said Testam.t and Return it into this Office as also to administer the Oath of Exec.tx to the Said Magdalene and then to Deliver her the Letters Testamentary and that James Weatherly and Henry Hayman be App.ts and that the Said David Brown do swear them which Com.con Letters Testamentary and Warr.ts to app.ts and to Swear them Issued under the Seale Immediatly &c.

30d. Die Mercurij 21. Octobris &c.

Returned by Robert Burle of Annarundell County Gent. the probate of the last Will and Testament of James Warner Late of the Said County Deceased being proved by the Wittnesses thereunto which return followeth in these words. To the Hon.ble Philip Calvert Esq.r his Lord.ships Chief Judge for probate of Wills & granting of adm.ons &c.

These may certifie unto yo.r Hon.r that according to yo.r Order the Last Will and Testament of James Warner Late of Annarundell County deceased was proved in Lemon form to be his Real act and Deed, upon the Oaths of Abraham Childe and John Jacob the wittnesses to the Said Will Sworn before me the tenth day of September 1674. — Wittness my hand and Seal the day & year above Said —

Robert Burle Sealed —

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311. Die Lunæ 26 Octobris &c.

Came Richard Filghman of Talbot County Chirurgeon and Joan Colleck of the Same County Spinster the Exec.tx and Executrix of the last Will and Testament of Tho.s South Late of Kent County Deceased and Exhibited the last will —

(and)

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and Testament of the Said Deceased Requesting to have the Same to be proved by Richard Ellwood the Sole Surviving Wittness to the Said Testament the other Wittness Joshua Barns being unfortunally drowned in Company with the Testator Whereupon the Said Ellwood being Called and Sworn upon the Holy Evangelists Saith that he was present when the Said Thom.s South being then of a Sound Disposeing mind and Intending to make his Testament did Sign Seal and pullish as his last Will and Testament the writing now Shewed unto him which Testament followeth in these words (viz.t)

In the name of God amen. I Thomas South of Kent County in the province of Maryland Gentleman being Sick and weak of Body but of Sound and perfect Memory Do make and ordain this my Last Will and Testament in manner & form following. In primis I give and bequeath my Soul to God that gave it and my body to the Earth to be decently Interred by my Exec.tx and Executrix hereafter mentioned: Item I will and Require all my Just Debts to be Satisfied and paid: Item I give and bequeath to my Maid Servant Joan Colleck Ten Thousand pounds of good Tobacco in Casque to be paid to her within Six month after my decease and if it please God that I dye before her time of Servitude be Expired, that then she immediatly be free from her Servitude —

Item I give and bequeath to my Loving friend John Keely of Severn five Thousand Pounds of good Tobacco in Casque to be paid to him within Six Months after my Decease Item I give and bequeath to my Loving friend Richard Filghman of Talbot County Ten Thousand Pounds of good Tobacco in Casque to be paid to him within Six Months after my Decease Item I give and bequeath all the Remainder of my personall Estate (my Just Debts first Satisfied) to be Equally divided between Richard Filghman and Joan Colleck who I do hereby appoint Ordain make and Constitute my whole and Sole Executo.r and Exec.tx of this my Last Will and Testament and M.r Henry Hosier and James Dungall to be Overseers Giving to Each of my S.d Overseers one Mourning Ring of Twenty four Shill. price to be Sent for and delivered them the next Shipping

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(following)