the bay side formerly belonging to Elias Dorsh to her
and her heirs forever and in Case either of my Daughters
should dye before having Lawfull heirs of their Bodys then
the Survivor to inherit both parts for her and her heirs
forever Itly and Lastly I leave my loving wife Ann
Smith my whole and sole Executor and management
of my personall for the good of her Self and my Children
During her widdowhood and in Case she marry then
my will is that she give good and sufficient Security
for two thirds thereof to be delivered and paid equally
to my two Children at the Age herein before mentioned
for the performance whereof I leave my Son in Law
Thomas Griffin my Trustee to demand require and
see the same performed According to the true Intent
and meaning of this my last will and Testament
In Witness whereof I have hereunto set my
hand and Seale the Day and year first above
mentioned — Henry Smith (Seal) —
Signed Sealed and delivered in presence of Us —
Joseph Dubber Elinor Harwood Cornelius
Manning

On the backside of the foregoing Will was this Endorsed Viz.t
February 7.th 1712
Then Came Elinor Harwood and Cornelius Manning —
two of the witnesses to the within Will and made Oath
that they saw the within named Henry Smith Signe
Seale and Declare the same to be his last Will and
Testament Wm Ausquith Dep.ty County

4 Pages

In the Name of God Amen the Eighteenth Day of Decem.r
Anno Dom.i 1712. I John Davis of St. Michaells River in the Province
of Maryland, being sick in body, but of sound & perfect Memory
(Thanks be to God) and Considering the Frailty of Mans Life that
Death is Certain, tho' the time & hour Uncertaine do make
& ordain this my last will & Testam.t In Manner & forme following,
Renouncing & hereby Revoaking all former & other Wills by
me heretofore made, & this to be taken for my last will & Testam.t
& none other. First & principally I Comit my Soul into the hands
of Almighty God my Creator Not Doubting the finding
& acceptance through the Merrits of my Saviour Jesus Xt;
And my Body to y.e Earth whom it shall please God to Call
me hence. To be Decently Interred at y.e Discretion of
my Exec.rs herein hereafter Named, And as for such world
ly Estate as it hath pleased God to bless me withall, I Give
Devise & bequeath y.e Same in Manner and forme following.
(That is to say) First I Give & bequeath unto my Loveing
Wife the house & Plantation Wherein I now Live for the
terme of her Life; Unless she is Minded to Leave itt, w.th the
Severall Tracts of Land Adjoyning to itt, (Viz.t) Batchelors point
Hopes Chance, The Parsonage & the Knave keepout, with
the Addition, Together w.th all the Appurtenances, Together w.th
Negroe Jacke for the Maintenance Education & bringing
up of my Younger Children, John; Tamerlane, David, Fran
-ces: Isabella & Elizabeth; but not to leave the same or any part
thereof to any Son or Sons Whatever nor to Cutt or Fell any
more timber then such as may be Usefull & necessary for y.e use &
benefitt of y.e said Plantation: And after her Decease or Leaveing
of itt all the said Lands w.th y.e Negroes, to fall to my Son John
Item: I Give & bequeath to my said Wife, the Pictures in the
Hall, w.th y.e Great Table in y.e Hall, & y.e Looking Glass & Kind y.e
Tables, & after her Decease the same to fall to my Son John, & to
they shall remain with y.e Horse mill as Standards to the Plan
-tation, from heir to heir, but not to be Sold or Imbezzled Either
with Consent or w.th out Consent, But if any of them shall
Dye without Issue then the Survivour or Survivours of them &
the heirs males of his or their Bodys, to Enjoy & possess the Same
and if Shall happen that they all dye without Issue of their Bodys
(Then)