Time of his so doing he was of sound and disposing mind and memory to the best of their Judgments and that they Together with Charles Willet the Other subscribing witness to the Said will in the presence of the Testator and at his request

Before — Walter Hanson P. Comy

5½ Sides

Maryland St. In the Name of God amen I Barton Smoot of Charles County in the province aforesaid Gent being Very sick and weak of Body but of perfect mind and memory Praised be the almighty God for the same do make this my last will and Testament in manner and forme following —

Imprimis I give and Bequeath unto my well Beloved wife Anne Smoot the plantation whereon I now live Beginning at the little Marsh and then running up the Branch to my son Barton Gate and from thence running with the path to my great Gate and then running up the road to Thos. Cottrells Land also Foo hundred Acres of Land lying at Port Tobacco known by the Name of Shipton also One hundred Acres of Land lying by Charles Baker known by the Name of Fish Pond all the said land is to be held by my said wife during her Natural life —

Item. I give and Bequeath unto my well Beloved son Barton Smoot two hundred Acres of Land called Briants Cliffs also I give a parcell or Tract of land called mount Chipsham Containing by Estimation Sixty Eight Acres also I give a certain peice of Land Called Marsh Land Containing by Estimation One hundred Acres, also I give all that Land which I purchased of John Hamill all the said Land I give to my son Barton During his Natural life and after his Decease it shall Descend unto my Grandson Henry Smoot and to his and his heirs Lawfully Begotten of his Body for Ever and for want of such heirs to Descend to George Smoot and his heirs for Ever —

Item. I give and Bequeath unto my Beloved son Isaac Smoot a parcell of Land Called Smoots Delight Containing by Estimation Eighty Eight Acres, also I give a Parcell or Tract of land Called Smoots Swamp Containing by Estimation Fifty Acres, also I give a parcell of land Called Smoots Swamp Addition Containing by Estimation Thirty five Acres, also I give a parcel of Land Called Tomacres Addition Containing by Estimation Sixty Eight Acres all the said Land is to him and his heirs for Ever —

Item — I give and Bequeath unto my loving son William Smoot a parcell or Tract of land Called Bartons Hope Containing by Estimation One hundred Acres also I give a parcell of Land being part of a Tract Called Daniels mount being By Estimation Twenty five Acres also I give and Bequeath a parcell or Tract of Land Called Mondays Disappointment Containing by Estimation One hundred Acres and in Case my son Thomas Smoot refuse to make my son William Smoot a good right to the hundred Acres of Land Called Mondays Disappointment

(then)

then I will that he shall have in lieu thereof One hundred Acres Called Smoots Fish pond all the said Land to be his and his heirs for Ever —

Item. I give and Bequeath unto my loving wife Anne Smoot the third part of all my personall Estate Goods and Chattles whatsoever —

Item I give all the rest and residue of my Estate to be Equally Devided between my four sons and Daughter (Viz.) my son Thomas Smoot my son Barton Smoot my son Isaac Smoot my son William Smoot and my Daughter Elizabeth Gwyther —

Lastly — I do hereby Nominate Constitute Ordain and Appoint my loving wife Anne Smoot and my son Thomas Smoot to be Joyntly the Executors of this my last will and Testament Desiring them to do and perform Every Article and Clause herein Contained — In Witness whereof I have hereunto set my hand and affixed my seal this Twenty second Day of September Anno Domini 1744 —

Barton Smoot (Seal)

Signed Sealed published and Declared to be the last will and Testament of Capt. Barton Smoot in presence of

Philip Dorney
Tobias Cohagen
Margaret Cohagen — On the Back of the aforegoing will was these Written Viz.

Charles County St. On the 16th. Day of January 1744 Came Philip Dorney Tobias Cohagan and Margaret Cohagan Subscribing Witnesses to the within will and made Oath on the holy Evangelists that they saw Barton Smoot the Testator signe the same and heard him publish and declare it to be his last will and Testament that at the time of his so doing he was of sound and Disposing mind and memory to the best of their Judgments and that they severally Subscribed their Names as Witnesses to the said will in the presence of the Testator and at his request — Before —

Walter Hanson P. Comy —

7½ Sides —

Maryland St. Anne-Arundel County —

In the Name of God amen I Margarett Dunly of the parish of St. James being Very sick and weak of Body but of perfect sence & memory thanks be to God for the same do make this my last will and Testament in manner and forme following Imprimis I give my soul to God that gave it and my Body to Decently laid in the Earth at the plantation where I now Dwell —

Item — I give and Bequeath unto my loving son Samuel Scott all that Tract and parcell of Land whereon I now Dwell Called by Name of Beavers Range — To him and his heirs for Ever but in case my son Samuel should Depart this life without Lawfull Issue then in such Case I give and Bequeath the said Tract or parcell of Land unto my son Sabrett Scott and his heirs for Ever —

(Item)