(7 H 11)

January y^e 28:: 1705 Then Came m^r Frederick Claudias & John Fayler two of the Witnesses of the above Will & proved y^e Same in Comon forme Before me

Edward Willett Dep^ty Cond of Prince Georges County

Jn^o Price Came afterwards and made oath also in forma &c

Edward Willett Dep^ty Cond

In The Name of God Amen the Twenty first day of December in the year of our Lord God 1705 I Ferdinando Battee of Annarundell County in the Province of Maryland Planter being Sick and weak of Body but of perfect mind and memory thanks be given unto God therefore Calling unto mind the mortality of my Body and knowing that it is appointed for all men once to Dye do make and ordain this my Last will and Testament that is to say Principally and first of all I give and Recommend my Soul unto the hands of God y^t gave it and my body to the Earth to be Buried at the Discretion of my Executrix hereafter mentioned and as touching such Worldly Goods and Estate where with it hath pleased God to Bless me with In this Life I give and Devise and Dispose of the same in y^e Following manner and forme

Item I give and bequeath unto my Now loving Wife Elizabeth Battee y^e use and benifitt of my now dwelling house & Plantation & all y^e lands thereunto belonging being by Estimation three hundred acres more or less according as y^e patents shall appeare and also y^e use and Benifitt of y^e tract of land Called Hopewell Laid out for three hundred acers more or less and all other the lands and Effects y^t shall appear to be mine During her Naturall life Giving such Liberty to my two sons as is hereafter Expresst y^t is to say to my two sons Benjamin & Ferdinando Battee may at the age of Eighteen years have Liberty to Seate & Settle upon such part of my Land as shall to my Wife as aforesaid & my trustees hereafter named most Convenient & upon the same Work for themselves Neither of them presuming to keep more hands upon his lott during his Mothers Life then the & the trustees hereafter named shall allow of

Item my will & mind is that all my Land above named is amounts to one hundred acres more or less as also all other that shall or may appear or appertaine to me after my aforesaid Wifes Decease may be Equally Divided Between my aforesaid Two Sons Benj^a & Ferdinando Battee y^e same by Even & Equall portions to them and each of their heirs Lawfully begotten of their bodys but in case Either of them should Dye & out such Issue as aforesaid then the Survivour to have and Enjoy the whole for himself or his heires as aforesaid for ever but in case both my aforesaid Sons should Dye without such Issue as aforesaid then y^e remainer of all my Land to go and redound by Even & Equall Portion to my three daughters Dinah Brewer Mary and Elizabeth Battee and to their heires Lawfully borne of their Bodys but for want of such issue from any of them her or their part to go & Redound to the Survivour or Survivours

(2d)

(1 H 12)

And their heires as aforesaid but in Case all my said Daughters should Dye without such Issue as aforesaid then all the aforesaid Lands to go and redound to my Grand Son Samuel Battee and his Heires for ever

Item I give & bequeath unto my Daughter Dinah Brewer one negro boy named Peter which boy is allready delivered to her

Secondly I give unto my Daughter Mary one Negro Boy named Harry

3^ly I give unto my Daughter Elizabeth Battee one negro girl named Jamey

Item I give and bequeath unto my five Grand Children Tho Knighton Sam^l Battee Samuel Smith Mary Harwood & Elizabeth Simmons the Sume of ten Shillings Each to be paid unto them Eighteene months after my Decease

Item my Will & mind is y^t after all my Just debts & Legacies are paid and fully Contented my Creditors and Grand children y^t all the Remaining part of my Personall Estate let it be Consist of what kind or Nature soever whether in this Country or old England or any other part of the world soever y^e same may be found in it may be divided by Even and Equall Portion between my aforesaid Wife Eliz^a Battee and my five Children Benjamine Ferdinando Battee and Dinah Brewer as also Mary Elizabeth Battee to receive their Parts att the age of Sixteen or on the day of Marriage

Item I further Constitute and appoint my Dear and Loving Wife Eliz^a Battee to be whole & Sole Executrix of this my Last will and Testament

Item I desire my Loving Friends Anthony Smith Richard Jones Gent & William Richeson Sen^r to be overseers or Trustees to see this my Last will and Testament Duly & Truly performed in Witness hereof I have Sett my hand and Seale the day & year above Written

The marke of
Ferdinando Battee

Signed Sealed & Published the presence of
The marke of Thomas Wood
& marke of Isaac Burrows
Richard Bouts

April 2^d 1706

Then Came Thomas Wood & Isaac Burrows two of y^e Evidences to this Will & made oath that they saw Ferdinando Battee y^e Testator sign Seale publish & declare the above and w^t in Written to be his Last will & testament & y^t att y^e doing thereof he was of sound & perfect mind & memory

Surratt Coram me

W Bayly Land Reg^r Cur^a Cond^a

April 5^th 1706

Richard Bouts another Evidence proved the same in Comon forme

9 Sides

Before me W Bayly Land Reg^r Cur^a Cond^a

(November y^e 26: 1697)

In the name of God amen I John Hilton of St Marys County in the Province of Maryland being Sick in Body but of good & perfect memory thanks be to Almighty God for it calling to Remembrance that all flesh must yield unto God when it shall please him to Call do make Constitute & appoint this to be my Last will & testament in manner & forme following that is to say Revoke & Disanull all & every other will or Wills hitherto by me made or Declared Ratifying & Confirming this & this only to be taken only for my Last will & testament & no other first

(Being)