(36)

And if ye case yt any of my Sons shall happen to die without Issue yt then Their portion of Land shall fall and belong unto my Son Benjamin Kinimont if in Case he be alive & if otherwise yt then it ye Said Lands shall fall and belong unto ye two youngest Sons.

Item I will and bequeath unto my Son Ambrose Kinimont two Cows & also two Breeding Sowes.

Item I will & bequeath unto my Daughter Margaret Scot two Cows & also to my Daughter Hanna Rae two Cows

Item I Constitute will and Ordaine my Loueing wife Frances Kinimont to be my whole and sole Executrix. All my Lawfull Debts and funeral Charges being first paid of all my personall Estate both goods moueable or anything thereto pertaining to her to possess and Enjoy ye Same peaceably & quietly for her lifetime and after her Decease to be Equally Diuided amongst my Children belonging to her but ye Especially double portion to be left to Benjamin Kinimont my Said son if yt then they be alive

Item I Doe aine my Loueing Sons and friends James Scot and Alexander Rae William Geary Richard Hazelwin to be Supervisors of this my Last will and Testament to see yt it be performed according to ye Tenor intent and true meaning thereof and in Witness whereof I have hereunto Sett my hand and Seale my Day & yeare above written

In presence of vs Witnesses

George Craig

Robert his mark Morley

Anthony his mark Benyntown

Robert his mark Monday

John his mark Kinimont Seale

And my back of ye will was thus written as followe

George Craig Robert Morley Anthony Benynton and Robert Monday Came before me and took their Corporall oaths upon ye holy Euangelist yt they did see John Kinimont Signe, seale and Deliver this Instrument to be his Last will and Testament ye 14 day of September Anno Dom. 1688 Jurat Coram me James Murphey

8br 25

In the Name of God Amen ye 15th of December Anno Dom. 1688. I Martha Bennock of Calvert County in ye province of Maryland Widow being sick and weake in body but of good and perfect memory thanks bete almighty god, & Calling to Remembrance ye uncertaine Estate of this Transitory life & yt all flesh must yeild unto Death when it pleases god to call, doe make Constitute ordaine and Declare this my Last will And Testament in manner and forme following, Revoking & Anulling by these presents all and Every Testament & Testaments, Will and Wills, heretofore by me made & declared Either by word or writing, & this to be taken only for my Last will and Testament & none other. And first being penitent and sorry from my Bottome of my heart for my sins past Most humbly Desireing forgiueness for ye Same, I give and Committ my Soule unto my Almighty God my Saviour and Redeemer my Body to be Decently Buryed in such manner and place where it shall please my Executor hereafter named & appointed & now for ye Settleing of my Temporall Estate & for such goods & Chattells & Debts as it hath pleased god to bestow upon me I doe order give and Dispose of ye Same in manner and forme following (That is to Say)

Imprs I will that all those Debts & Duties as Iowe in Right or Conscience to any manner of person or persons whatsoever, shall be well and truly paid & Contented, or ordained to be paid with in Conuenient time after my Decease by my Executor hereafter named.

Item I give and bequeath unto my well beloved Daughter Ann Bennock one thousand pounds Tobacco Due from Mr Henery Lowe & three hundred pounds of tobacco Due from Patrick Bedlow also my whole Crop remaining upon ye plantation, also three Cows two Cow Calues one Bull Calfe, two heiffers of two years old & two mares also five Sowes two Barrows, and Seuen Hoggs being one yeare old Six hoggs halfe yeare old & thirteene Shoats being marked with a Crop my right Eare & a hole in ye left with an under Keele Also give to her all my household Stuff and all other things yt doth properly belong to me and three pounds sterling money which I have Delivered into ye hands of my man William Banester & by him to be paid And Delivered Immediatly after my Decease into ye hands of Madam Frances Sayer also a note of Sixteen shillings. I will & Desire yt all my Chattells & hoggs & Every thing yt properly belongs to me be Sold Except ye bed & furniture belonging may be reserued for ye use of my Daughter Ann Bennock & I will what my Estate is made of yt ye Effects may be by my Executor hereafter named paid into ye hands of Col. Peter Sayer & yt by him paid unto my Daughter Ann at ye age of Sixteen years old together with ye three pounds sterling yt is in ye hands of my man

(37)

William Banester which he is to pay into ye hands of Madam Sayer as afore mentioned & by her to be paid unto my Daughter at ye age afore mentioned

Item I will yt my man William Banester be free as soone as he hath seene my Daughter at Col. Peter Sayers House.

Item I will and Desire yt Madam Frances Sayer will be pleased to take my Daughter Ann Bennock and her Bring up in ye feare of God.

Item I leaue Major Nicholas Sewall my sole Executor In Witness whereof I have hereunto set my hand & Seale ye day & yeare above written

Signed Sealed & Delivered in ye presence of vs

John Payne

William Banister

Sarah her mark Eck

The mark of Martha M Bennock Seale

And my back of ye will was thus written as follows

January 10. 1688

The within written Will was proued in Court Solemne by ye oaths of Wm Banister and Sarah Eck two of ye Witnesses to ye Same before me Henry Darnall

---

November 21 1688

To the good Will and Respect I bare to Thomas Juither after my Decease I give and bequeath to ye said Juither all the Tobacco and Goods due to me onely one heiffer 3 yeare ould to Richard Jones as Witness my hand the Marke of Morgan Branch

Testes Thomas Coulson Joseph Freeman

signum of Willm Iwieden

December 11 1688

The foregoeing Will was proued before me by the oathes of Thomas Coulson & Willm Iwieden two of ye Witnesses to ye Same Jura Coram me Henry Darnall.

In the Name of God Amen. I William Hatheley being very sick and Weake but in my Perfect Senses doe ordaine and order this to be my Last Will and Testament revoking and disannulling all other Wills heretofore made by me & this onely to stand firme and sure as followeth.

I give & bequeath three hundred acres of Land lying on Quantico caled Hatheley's choice Unto my Eldest Daughters Judith and Catharine to be equally diuided between them Judith to have the first Choice and to their heires from Generation to Generaion for Ever neuer to be sold by any of them or their heires but in case of mortality of non Issue from heir to heir.

I give and bequeath to my two youngest Daughters Caled or named Mary & Sarah three hundered acres of Land lying on Nanticoake riuer caled ye Lenh to be equally diuided betwixt them. Mary to haue the first Choice

I give & bequeath to my Daughter Judah one two yeare ould heiffer.

I give and bequeath to my Daughter Catharin one two yeare ould heiffer.

I give and bequeath to my Daughter Mary one three yeare ould heiffer.

I give and bequeath to my Daughter Sarah one three yeare ould heiffer.

These four heiffers to be dee unto ye aforesaid Children in tenn dayes after my death

The remainder of my Estate to be equally diuided between my Wife & Children when the Ouerseeres thinkes it Conuenient onely one Cow calfe to be delivered out of it to Edward Gould his son Edward not to be disposed of by any one till the said Edward Gould Junr comes of age but to run & increase for ye said Boyes vse.

I give one mare caled Bonny & her Increase to my two Eldest Daughters to be diuided betwixt them three yeares after ye Date heeres.

I give the mare that I had of Cepher Nutter and her Increase to my Wife and her two youngest Daughters, to be equally diuided between them at ye expiraion of four yeares & I desire Mr James Wetherley & William Bryan to be ye Ouerseers of this estate to be ordered as aforesaid in witness Where of I have hereunto set my hand & seale this 28 day of December 1687.

Signed Sealed & Delivered in the presence of vs

Willm his mark Vaughan

Thomas his mark Ducards

and on ye back side of ye Will was thus written

This within mentioned will proued ye 30 day of December 1688 by ye oaths of Willm Vaughan & Cap. Wm Ducards witnesses of ye Will the other Witnesses not being in Place.

Willm his mark Hatheley Seale