Testament in manner & form following Viz.

Imp.s I give & bequeath all I have in the World of Estate to my two Children Ann & Mary Gardiner to be equally divided between them when they shall be of Age to receive the same; but in case that the said Ann & Mary Gardiner should dye without lawful Issue, that the aft.d Estate or Substance is to be left by the aft.d Ann & Mary as a Legacy to my Brother John Freeman & to no Other

Item. It is also my Will that my said Brother John take the aft.d Children into his Protection & Guardianship until they shall be of full Age hereby appointing him sole & whole Executor of this my last Will & Testam.t & no Other.

And Lastly - I hereby revoke & make Void any other Will or Writing of that Sort by me at any time heretofore made, Ordaining this & this only to be my last Will & Testament In Witness whereof hereunto I have sett & put my hand & seal this tenth day of July Anno Domini 1735

Martha her ✠ mark Gardiner (seal)

Sealed published & delivered as the last Will & Testament of the said Martha Gardiner in the presence of us

Will.m Matthews

Richard his R Freeman Jun.r

Wm. his W mark Freeman

On the back of the foregoing Will was the following Probat thus Written Viz.

Calvert County ss

July the 22d 1735

Came Wm Matthews Richard Freeman jun.r & Wm Freeman the three Subscribing Witnesses to the within Will & made Oath on the holy Evangelists of Almighty God that they saw the within named Martha Gardiner the Testatrix sign & seal & heard her publish & pronounce & declare the within Instruments of Writing as her last will & Testament & that at the time of her so doing She was to the best of their Knowledge & Apprehension of Sound & perfect Mind Memory & Understanding

3 ½ sides

Sworn to before me . . . Gabriel Parker Dep: Commr. Ca. & Co.

In the name of God Amen I William Austin of Queen Ann's County in the Province of Maryland Planter being sick and weak in Body but of perfect mind & disposing Memory (Praised be God) therefore first & principally I commend my Soul into the Hands of Almighty God & my Body to be buried after the direction of my Executrix hereafter named

Imprimis I give unto my Son Will.m Austin all that Tract of Land called Waterford where I now dwell & to his Heirs forever

Item. I give unto my Son Jn.o Austin all that Tract of Land called Smithfield & to his Heirs forever, & further I give my Young Mare & my best Gun

Item I give unto my Son Jacob Austin my Iron Grey Horse branded with A on the Buttock, & I give him my short Gun, & my Will is that my aft.d Son Jacob shall be of full Age & Clear of all Persons when he shall arrive at the Age of Eighteen Years

Item - I give the Residue of my personal Estate equally to be divided amongst my five Children excepting my Wife's Thirds

Item - Lastly my Will is that my said Wife Martha shall be my whole & sole Executrix of this my last Will & Testam.t Revoking all former Wills by me made In Witness whereof I have hereunto sett my hand & seal the 29th day of May anno Domini 1735

Sealed & delivered published & declared the within mentioned to be my last Will & Testament in presence of

John Earle

Ja.s Macclean

Jn.o Austin

Wm Austin.

On the back of the aft.d Will was the following Probat thus Written Viz.

July the 7th 1735

Then came John Earle & James McClean two of the subscribing Witnesses to the within Will before me James Earle Deputy Comm.r of Queen Ann's County who being duly & solemnly sworn on