with & stand to this my Will, but shall claim her thirds or Resort to such part as the Law will give her of my Estate, I Do then think that in Equity & good Conscience she ought to provide out of such part of my Estate as will come to her hands for such Child or Children if she should have more than one & therefore in such case, I Do hereby utterly vacate & make Void to all intents & purposes the above Clause wherein I have made such Child if any be equal to the rest of my Children & instead thereof do give to such Child or Children if more than one five Pounds Current money & no more.

Item And altho I have hitherto made no mention in this my Will of the Payment of my debts it is my sincere desire Nevertheless that all my just debts be well & truly paid. And Whereas I have sundry long old Accounts that now stand open that for want of being Settled may fall within the several Acts of Limitation of this Government to the Prejudice of some honest Creditors I Do hereby declare that any such advantage is very far from my Intention I Do therefore Rest my Executors with full power to settle & adjust all such Accounts & to pay off any Ballances that shall appear just to them notwithstanding any defect in point of Formality or the want of proof of such Accounts according to the rules prescribed by the Act of Assembly.

Item And Whereas in a parcell of Goods which I sent for to John Hanbury that are lately arrived there are sundry Particulars that were intended for the use of my Wife it is my Will & desire y^t my Executors deliver to my said dear Wife if she require it any such Goods at the Prime Cost.

Item If my Son Michael shall refuse to be bound to the Sea according ..... to his present Inclinations my Will & desire is that he be & remain under the Tuition, Government & Direction of my Executors until he arrive at the age of Twenty one Y^rs

Jam^s Earle

Item It is my Will & desire that my other four Children be placed under the Government & Tuition of my several friends as followeth Viz^t My Son Richard of that of his Uncle & my much Honoured & Worthy friend Mr Richd Tilghman untill he arrive at the age of Twenty one years & in case of the death of his said Uncle then of the Surviving Executors. My Son James of his Uncle & my much Honoured friend Mr Edward Tilghman untill he attain the like age & in case of the death of his s^d Uncle then of the Surviving Executors. My Daughter Anna maria of that of her good Grandmother Mrs Anna Maria Tilghman untill she attain the Age of Sixteen & in case of her Death then of my Executors. My Daughter Henrietta maria of that of my worthy & greatly Honoured friends Col^l Matthew Tilghman Ward & his Wife & the Survivor of them untill she shall attain the like age of Sixteen years or day of Marriage & in case of the death of my said two friends or their Refusal of this charge then of my worthy friends Mr William Tilghman & his Wife & the Survivor of them & in case of their deaths then of my Surviving Executors.

Item It is my Will & desire that the several parts of my Estate given in this my last Will be delivered to my Sons respectively as they attain the Age of Twenty one years & to my Daughters respectively as they attain the Age of Sixteen or time of Marriage which shall first happen Excepting only such things as my Executors shall think proper to deliver them sooner or before they attain to those several Ages mentioned.

Item It is further my Will & desire that the improveable part of my Estate herein Given to my Children be kept together on my Plantations at the risque of my said Children unhl they shall respectively come of Age and that the Profits thereof be & accrue to the Interest & Advantage of them my said Children deducting thereout so much ..... as shall be Necessary for their Education & Maintenance & also so much as shall be a reasonable Compensation to my Executors for their trouble in the Management thereof. But as the Provision made for my Son Michael by this my Will is not so ample as I wish my Circumstances would afford it is my desire that if so much money shall be raised out of the Profits of my Estate over & above what will defray the Charges & Expences of my Children's Education & Maintenance, Pay my Executors for their Trouble & care & make good the Capital Stock, I then Give out of such Profits so arising unto my Son Michael One Hundred & fifty Pounds current money & if there should not be so much then that Surplusage whatever it may be tho's than the sum of One Hundred & fifty Pounds.

Jam^s Earle

Item If my Wife prove with Child as beforesaid & should die before the said Child come of Age, I Do hereby absolutely direct that my Executors take it into their Care & provide for its Education & Maintenance out of the Profits of my Estate. I'd also if within three months after the birth of such Child my Wife will consent to resign the care of it to my Executors it is my will & mind that they Provide for it in the same manner as is above directed in case of her death. And in either of these Cases it is my Will & intention that my Executors return in their hands out of the Portions of my other Children respectively so much as may be necessary for that purpose. And that after the said Child shall come of Age or if it happen to die before then the several Proportions of my other Children's parts of my Estate so retained shall go & be paid to them according to the Directions before given.

Item And as I very much desire that my two Sons Rich^d & James should be brought up in some Genteel Employment I Do hereby request my Executors to find out such for them & to the best of their skill & Judgement suit & adapt such Employments to the Particular Genius's of my said Sons.

Item And Whereas it has happened that in the course of my Life I have had frequent Opportunities with great chearfulness & Pleasure of doing sundry kind offices to my Honoured Uncle M^r ..... Joseph

Jam^s Earle.

Joseph Earle I take the Liberty of Recommending my Son Michael to the Favour & Benevolence of my said Uncle & the more Especially as he has no Children of his own.

And finally I Do hereby Nominate Constitute & appoint my three entire Friends to wit Messrs Richard William & Edward Tilghman to be Executors of this my last Will & Testament In Testimony whereof I have Subscribed my name at the bottom of the six Sides foregoing & have hereunto Subscribed my name & affixed my Seal this Nineteenth day of May Anno Dominii Seventeen Hundred Thirty & nine.

Jam^s Earle (Seal)

Signed Seald & Published in the Presence of

Samuel Chew
Tho: Butler
John his ✠ mark Gwin

At the foot of the aforegoing Will was thus written Viz^t

Queen Anns County ss July the 9th 1739. } Thomas Butler & John Gwin two of the Subscribing Witnesses to the aforegoing Will being duly & solemnly Sworn on the holy Evangells of Almighty God depose & Say that they Saw the Testator James Earle Sign & Seal the same Will & heard him publish & declare the same to be his last Will & Testament in the sight presence & hearing of Samuel Chew the other Subscribing Witness to the said Will, that at the time of his so doing he was to the best of the Apprehension of these Deponents of sound & disposing mind & memory, & that they these Deponents & the said Samuel Chew did Subscribe their names respectively as Witnesses to the said Will in the Presence of the said Testator & at his request. Which Oath was taken by the said Witnesses in the Presence of Michael Earle Heir at Law to the said Testator which same Michael Earle did not object to the Probate of the said Will

Before me Wm Tilghman Dep. Com^ry of Queen Anns County.

Queen Anns County ss July the 9th 1739. And on the back of the said Will was thus written Viz^t Then Came Sarah Earle Widow of the within James Earle & declard that she would not abide by the Bequest of Personal Estate made to her in the within Will but made her Election to have the third part of his real & personal Estate, as the Law Provides Before me Wm Tilghman Dep. Com^ry of Queen Anns County.

25 Sides.

In the Name of God Amen I William Cook of the Town of Joppa in Baltimore County & Province of Maryland being sick in body but of sound mind & memory, & calling to mind the uncertainty of this Transitory life. Do make this my last Will & Testament in manner & form following Viz^t

Imprimis I give & Bequeath unto my dear & Loving Wife Hannah Cooke all my right & title unto a certain Lot of Ground belonging to me in the Town of Joppa to be by her held & Enjoyd during her natural life & after her Decease that it shall fall to & be Vested in my Loving Cousin Williamina Cooke Daughter of my loving Uncle William Cooke & her Heirs for ever.

Item I give & Bequeath unto my said Wife Hannah Cooke all my Estate real or Personal, after my just debts are paid & Do hereby Constitute my said Loving Wife my whole & sole Executrix of this my last Will & Testament In Witness whereof I have hereunto Set my hand & Seal this 23rd day of April Anno Dom. 1739.

William Cooke (Seal)

Signed Sealed Published & Declared by the s^d William Cooke to be his last Will & Testament in Presence of

Nich^o Day
Joseph Ward
John his mark Joppa Foulkes
Bridgett her mark Ward

On the back of the aforegoing Will was thus written Viz^t

May the 8th 1739. Then Came Joseph Ward Bridget Ward & John Foulkes three of the Subscribing Witnesses to the foregoing Will & being duly Sworn on the holy Evangelists of Almighty God Depose & Say that they saw the Testator William Cooke Sign the foregoing Will & heard him publish & declare the same to be his last Will & Testament, that at the time of his so doing he was to the best of their Apprehension of sound & disposing mind & memory And that they Subscribed their respective names as Witnesses to the said Will in the Presence of the said Testator & at his request. The said Deponents further depose & Say that they Saw Nicholas Day one other of the Subscribing Witnesses to the said Will Sign his name as an Evidence thereto in the Presence of the said Testator & also at his request.

Sworn to before H Wells Stokes Dep. Com^ry Baltimore County.

3½ Sides.

In the Name of Amen I Margaret Pritchard of Baltimore County in the Province of Maryland Widow being weak in body but of sound & perfect memory thanks be to Almighty God for the same & knowing the Uncertainty of this Transitory World Do make & ordain this my last Will & Testament as Viz^t

First I Recommend my Soul to God who gave it me & to Jesus Christ who Redeemed me the Holy Ghost who Sanctified it. Looking through & to the Meritorious Death & Passion of Jesus Christ my Saviour to have free pardon & forgiveness for