In the Name of God Amen I James Maginly of the Tract called Carrolls Delight near Toms Creek in Frederick County in the Province of Maryland being old and failed much in Health & Strength but of perfect mind and Memory thanks to God for the same therefore calling to mind the Mortality of my Body, and that it is appointed for all men once to die 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 into the Hands of God that gave it, and my Body I recommend to the Earth to be buried in Decent Christian Burial at the Discretion of my Executors not Doubting but at the General Resurrection I shall receive the same by the mighty power of God, and as touching such Worldly Estate wherewith it hath pleased God to bless me in this Life, I give Demise and dispose of the same in the following manner and form. Imprimis I give and bequeath unto my well beloved Wife the one third of all my Moveable Estate (after all my Lawfull Debts and Funeral Expences is paid) excepting the Negro Boys which my beloved Wife is to keep to her Self during her Natural Life. I Will that my beloved Wife shall have the Choosing of the said one third of the said Moveable Estate of such as she shall think most fitt for her use, I Will also that my beloved Wife shall have the Sole Benefit of my Dwelling house Barn and other out houses and Barracks and the two fields next the Barn and the two meadows next the Barn and the one half of the Orchard and fruit during her natural Life. I Will and bequeath unto my Son Amos's Son James a Cow, and to my Son John's Son James a Cow. I Will & Order that the Remainder of the two thirds of the Moveable Estate afores.d be Equally divided between my three Daughters, Viz.t Mary Moore, Marg.t Wylie and Sarah Withrow, likewise I Will and Order the two Negro Boys to be Sold at my Wifes Decease and their price to be likewise equally divided between my said three Daughters Viz.t Mary Moore Marg.t Wylie and Sarah Withrow. I Will and bequeath unto my Son Amos his Heirs and Assigns for ever all my Right and Title in and to the Plantation that he the said Amos lives on at present and the one half of my Apparrel. I Will and bequeath unto my Son John Maginly the two fields on the South Side of my Dwelling House and the field next John Alexanders Plantation and the lower Meadow on my Plantation and

(after)

after my Wifes Decease I Will and bequeath unto my said Son John Maginly his heirs and Assigns for ever the whole of my Plantation that I live on at present with all the Land belonging to the same likewise the other one half of my Apparel. I Will and bequeath unto my Grand Daughter Margret Moore one Cow, And I do Constitute make and ordain Amos and John Maginly my two Sons my Sole Executors of this my Last Will and Testament and I do hereby utterly disannul all and every other former Wills Testaments Legacies and bequests and Executors by me in any Ways before named willed and bequeathed Ratifying and Confirming this and no other to be my Last Will and Testament In Witness where of I have hereunto set my hand and Affixed my Seal the 15.th Day of May Anno Do: 1769

Signed Sealed published pronounced and declared by the said James Maginly as his Last Will and Testament in the Presence of Us the Subscribers

John Miller
Ray.d Ramsey
John Ralston
William Finly

Ja.s Maginly (Seal)

On the back of the aforegoing Will was thus Written Viz.t

On the 6.th day of June 1769 Came John Miller Reynolds Ramsey and John Ralston the three Subscribing Witnesses to the aforegoing Will and made oath on the Holy Evangel of Almighty God that they did see the Testator James M.cGinly sign and Seal the within Will and heard him publish pronounce and declare the same to be his last Will and Testament and that at the Time of his so doing he was to the best of their Apprehensions of a sound Disposing mind and Memory and that they Severally Subscribed their names as Witnesses to the said Will in the presence of the said Testator and in presence of each other

F Bowles Dy Comty
Fred. County

These are to Certify that I am fully Satisfied with my Husbands last Will and that I have nothing to say against its being proven this given under my Hand this 6.th Day of June 1769.

Test James Miller
Mary her + mark Moore

Margret her + mark Maginley

Examined