same and that they did hear him publish pronounce and Declare it to be his last Will and Testament and that at the time of his so doing he was of a sound and Disposing mind memory and understanding to the best of their apprehension and that they signed their names as Witnesses thereto in the presence and at the request of the Testator and in the presence of each other — And when you have the same so done you are to Certify your Compliance therewith on the return of this Commission and also send the said Will with the probate thereto endorsed in the Prerogative Office of the Province aforesaid for all which this shall be your sufficient Warrant and Authority Witness Walter Dulany Esq.r our Commissary General and Judge for probate of Wills &c. this 18.th day of September Anno Domini 1772

Test Elie Vallette Reg. Cur. Pro.

Calvert County to wit September the 30.th 1772 Came Joseph Anderson and John Morton both of Charles County Subscribing Witnesses to the above Will and made oath on the holy Evangils of Almighty God that they saw the Testator John Pitney sign the above Will and heard him publish and Declare the same to be his last Will and Testament and at the time of his so doing he was to the best of their apprehensions of sound Disposing mind and memory and that they signed their respective names as Evidences to the above Will in the presence and at the request of the Testator and in the presence of each other and they further Swear that they saw Char.s Sam.l Smith sign the above Will in the presence of the Testator and at his request — This probat was taken by virtue of a special Commission from the Prerogative Office —

Sworn to before Clem.t Smith D.y Com.y Calv.t Co.ty.

In the name of God amen

September 26.th one thousand seven hundred and seventy three I Thomas Upton of Prince Georges County being sick in body but of good and perfect memory thanks be to Almighty God and calling to remembrance the uncertain Estate of this transitory life and that all flesh must yield to death when it shall please God to call do make Constitute ordain and Declare this my last Will and Testament in manner and form ffollowing revoking and annulling by these presents all and every Testament and Testaments Will and Wills heretofore by me made and Declared either by word or writing and this is to be taken only for my last Will and Testament and now for the settling my temporal Estate and such Goods Chattles and debts as it hath pleased God far above my Deserts to bestow upon me I do order give and Dispose of the same in manner and form ffollowing Viz.t I give and bequeath to my wife Martha Upton my feather bed and furniture that I now lye on Item I give and bequeath to five of my children Viz.t. Sarah Upton Elizabeth Upton Archibald Upton Samuel Upton Elenor Upton all the Land that I'm now possessed off —

Item

Item I give and bequeath to my daughter Sarah my former wifes Saddle further it is my Will that the remainder of my Effects to be Sold and lodged in the Executors hand till they come of age I also Destitute and appoint Cornelius Dunlay Executor of this my last Will and Testament In Witness hereof I have set my hand and affixed my Seal — Thomas his T mark Upton (Seal) — Testes Thomas Allen — William Dunlay — Christopher Arnold — Richard his R mark Nerual —

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

Prince Georges County to wit November 24.th 1773 Then Thomas Allen and Richard Nerwall two of the Subscribing Witnesses to the within Will made oath on the holy Evangelist of Almighty God that they did see Thomas Upton the Testator herein named sign seal 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 sound and Disposing mind memory and understanding and that they together with Christopher Arnold signed their names as Witnesses to the said Will in the presence and at the request of the Testator and in the presence of each other. —

Certified p Wm. T. Wootton D.y Com.y P. G. County

Prince Georges Coty. to wit November 1.st 1773 Came Martha Upton relict of Thomas Upton late of said County deceased and quitteth claim to the bequest and Devise made to her in the within Will and electeth in lieu thereof to have her dower or third part of the deceasedo Estate both real and personal according to Law —

before Wm. T. Wootton D.y Com.y P. G. County

Prince Georges Coty. November 24.th 1773 Came Cornelius Dunlay the Executor named in the within Will and refused to Act as Executor to the deceased by virtue of said Appointment —

before Wm. T. Wootton D.y Com.y P. G. County

In the Name of God amen

Mainton Robinson of Ann Arundel County in the Province of Maryland being weak in body but of sound perfect mind and memory do make and ordain this my last Will and Testament in manner and form ffollowing that is to say first I commend my body to the earth to be buried in such manner as my Executrix hereafter named shall think proper and as for the worldly Estate both real and personal that God hath been pleased to bestow on me I give and bequeath in the following manner Viz.t Item I give devise and bequeath unto my two sons Richard Robinson and Luke Robinson and their heirs all the Land that I hold in Maryland together with my now dwelling plantation to be equally divided between them and my Will and Desire is that the Lands above given is all they or their heirs are to have of my Estate —

Item my Will and Desire further that in case either or both of my two sons above mentioned should die without heirs lawful of their bodys then the Lands that I give them shall to my two next elderest sons Mainton Robinson and Thomas Robinson and their heirs to be divided as above Item my Will and Desire is further that after all my just debts are paid and my wifes thirds deducted then the remainder of all my personal Estate I give to my other eight children hereafter

named