with paling. or other repairs to the Garden. The Corn Hay Flax. Oates, and Potatoes to be delivered to herself, and the whole of the provisions to be done & executed by my Executor, and should he refuse or Neglect to Comply with the provisions aforesaid, for three month, after the performance of any Item may require it. He shall forfeit all claim to any advantage hereon after mentioned in her favour during the life of my wife, and she shall in that case be at full liberty to let my said Farm to any person she may choose. My said Executor shall be obliged. Cultivate Ten acres in Wheat. Ten acres in Rye, and six acres in Corn every year during the life of my wife. Should he keep it my said Farm: and as much more as he chooses. If he raises Buckwheat on said Farm my wife is to have one third of it My wife is to have the use of One Half the Barn during her life, and her Cows & Hogs to run in pasture, with those of my Executor

Item I devise to Samuel Ebbert, son of my Brother Philip and his heirs the sum of Five Hundred Dollars to be paid out of my Estate, by Executor, on two years after the decease of my wife I devise to Catharine Baumgartner daughter of my Brother Philip, and her heirs, Four hundred Dollars, to be paid out of my Estate, by my Executor, two years after payment of the Legacy to Samuel Ebbert as above.

I Devise to Mary Smith, and Susanna Smith, daughters of my said Brother Philip One hundred Dollars each, to be paid out of my Estate, by my Executor Mary to receive hers, One year after Catharine, and Susanna One year after Mary

I devise to Henry Collins, son in law to my Brother Philip, and Elizabeth Collins his wife during their lives respectively - The Tract of Land, on which I now live - Subject to the incumbrances aforesaid, and on their decease the same is to become the right and Estate of all their children, in Equal proportions, and of their heirs and assigns forever, said Tract of Land, being called "Hobsons Choice."

My wife to have as much Fruit of every Kind, that grows, on the Farm, as She chooses during her life. I hereby Constitute Henry Collins, aforesaid Sole executor of this my last will and Testament, revoking all former wills, made by me, and ratify & Confirm this, present, to be and Contain my last will and Testament. In Witness whereof, I have hereunto set my hand & Seal this eighteenth day of August, eighteen hundred and seventeen.

Henry x Ebbert his mark. (Seal)

Signed sealed pronounced, and declared by the Testator, to be and Contain his last will and Testament, in presence of us, the Subscribers, who at his request, and in his presence subscribed our names thereto as Witnesses.

John Gerhard.
William Myers.
Robt. Cumming.

State of Maryland, Frederick County to wit, I hereby certify that the foregoing is a true Copy, from the Original, as filed & Recorded in the Office of the Register of wills, for the County aforesaid. In Testimony whereof I hereunto set my hand & affix the Seal of Office, this 16 day of November 1840 (Test)

(Seal)

G. M. Eichelberger Reg^r of wills
For Frdk. County Md.

Thereupon the following Subpoena was issued to wit

Maryland Sct The State of Maryland to Mary Collins, Elizabeth Collins, Asuneth Collins, and Ellen Collins of Frederick County Greeting. You are hereby Commanded that all excuses set apart you personally appear before the Judges of Frederick County Court, Sitting as a Court of Chancery, to be held at the Court-House, in Frederick Town, in and for said County, on the 1st Monday of January next to answer the Bill and Complaint of Ephraim Collins, Samuel Collins