

times of my death, for their use & benefit, without any charge to them whatever.

Baltimore 6<sup>th</sup> June 1846  
Jt. Myers

Witness,  
Wm. H. Myers

Baltimore County, Sc. On the 14 day of July 1847 came William R. Myers, the subscribing witness to the aforesaid fifth Codicil to the last will, and Testament of Jacob Myers late of said County decd: and made oath on the holy Evangel of almighty God, that they did see the Testator, sign this Codicil that he heard him publish, pronounce & declare the same to be a fifth Codicil to his last will & Testament, that at the time of his so doing, he was to the best of his apprehension of sound & disposing mind, memory and understanding, and that he subscribed his name as a witness, to this Codicil, in his presence, and at his request.

Sworn to in Open Court  
Jst. Dell Perrine Reg: of wills  
For Baltimore County.

In Testimony that the aforesaid is a true Copy taken from the Wills Book D. D. No. 22. fol 12 & being one of the Records, in the Office of the Reg: of wills, for Baltimore City.

I hereunto subscribed my name, and affix the seal, of my Office this 13 day of December in the year of our Lord one thousand, Eight Hundred & fifty one

Jst. N. Nickman Reg: of wills  
For Baltimore City

Exhibit A. At the request of Samuel S. Myers James Williams, and Joshua S. Innes the following deed, was Recorded Jan 10 1848.

This Indenture made this 10<sup>th</sup> day of January, eighteen hundred & forty eight, Between Edward Shivers, and Charles Rutherford of Frederick County, Trustees as hereinafter mentioned of the one part, and Samuel S. Myers, James Williams & Joshua S. Innes of the City of Baltimore Trustees as hereinafter mentioned of the other part: Whereas by a Decree of Frederick County Courts, sitting as a Court of Equity, passed on the 25<sup>th</sup> day of July 1846, in the case, Charles Rutherford & others, against George Rutherford, and others, then pending, the said Edward Shivers and Charles Rutherford were appointed Trustees, to make sale of the property, in said Decree mentioned, and in part hereinafter described, and conveyed; and whereas Jacob Myers, late of the City of Baltimore by his last will, & Testament, gave & bequeathed to the said parties of the second part, a portion of his estate in Trust to invest the same in Real Estate among other things, for the support, & maintenance of his son Charles S. Myers, and his family, and after his death for his children and their descendants, with a limitation, over in case of his dying without leaving a child or children, or descendants of the same, living at his death, And whereas the said parties of the second part, in pursuance of the power vested in them by said will, and in part execution of the Trust