

No 4789 Equity

In the name of God, Amen:

I Eli Rutzahn of Frederick County in the State of Maryland being of sound and disposing Mind, Memory, and understanding, considering the certainty of death and the uncertainty of the time thereof and being desirous to settle my worldly affairs and thereby be the better prepared to leave this world when it shall please God to call me hence do therefore make and publish this my last will and Testament in manner and form following, that is to say. First and principally I commit my soul into the hands of Almighty God and my body to the Earth to be decently buried, at the discretion of my Executors herein after named, and after my debts and funeral charges are paid, I give, devise, and bequeath as follows, I give devise and bequeath unto my dear wife Mary A Rutzahn the Home farm on which I now reside and also the mountain land, to have and hold the same during her life or during the time she remains my widow, I also give and bequeath unto my wife Mary A such of my household effects as she may desire to keep. I give, devise and bequeath unto my son John H Rutzahn the farm on which he resides containing One hundred and Twenty two and a half acres of land more or less at and for the sum of Sixty dollars per acre, and what remains of the amount on said farm shall remain in the said farm and the interest to be paid to my wife as before stated.

I direct all my personal property to be sold and the proceeds be applied to the payment of my debts. If my wife desires at any time to sell the home place my Executors shall sell the same and pay her the interest of the same during her life or during the time she remains single or my widow, At the death of my wife or at her marriage which may occur first, I direct that my Executors convert all my estate in cash, and divide it as follows, I give and bequeath to my son Malachi C Rutzahn two hundred and fifty dollars, To my son Simon J Rutzahn the sum of Two hundred and fifty dollars, The rest and residue of said Estate to be equally divided between my son John H Rutzahn and my three daughters Lucinda J Rutzahn Sarah J Rutzahn and Amanda Catharine Rutzahn Share and Share alike And lastly, I do hereby constitute and appoint my son John H Rutzahn and brother Edward Rutzahn to be Executors of this my last will and testament re-voaking and annulling all former wills by me heretofore made ratifying and confirming this and none other to be my last will and testament

In Testimony whereof, I have hereunto set my hand and affixed my seal this ninth day of December in the year Eighteen hundred and Eighty

Eli Rutzahn (Seal)

Signed, Sealed, published and declared by Eli Rutzahn, the above named testator as and for his last will and testament in the presence of us, who at his request in his presence, and in the presence of each other have subscribed our names as witnesses thereto

Ezra Merrick }
Edward G Bowles } Witnesses
George W Bowles }

State of Maryland Frederick County to wit:

I hereby certify that the foregoing is a true copy from the Original, as filed and recorded in the Office of the Register of Wills of the State and County aforesaid.

In testimony whereof I hereunto subscribe my name and affix the seal of Office this 6th day of April A.D. 1882

James P Perry, Register
of Wills for Frederick County Md.

Filed May 6, 1882

