No 5306 Equity –

of Five Hundred Dollars, I give and bequeath to Rosanna Simmons, the widow of my deceased brother in law John A Simmons, the sum of Three hundred dollars. I give and bequeath to Mount Olivet Cemetery in trust, the sum of One hundred Dollars, to invest the same and to apply the interest or income accruing therefrom in keeping in order my lot in said County. All the rest and residue of my estate, real, personal and mixed, I give, devise and bequeath to my Executor hereinafter named in trust, and with full power in the said Trustee to sell and dispose of any and such of my Property and estate, real and personal as he may think proper, and to invest and reinvest the same from time to time as he shall think proper in some safe and reliable Securities either public or private or in any way he may think proper, and to the best interest of my estate, and the rents, issues, profits and income arising or accruing from such estate. I will and direct shall be paid to my adopted daughter Maggie Howard Simmons for and during her life, and after her death, I will, devise and give the entire Trust estate and such part of the income arising therefrom and not paid over to the said Maggie Howard Simmons the said testator give Trust, to her children to be divided equally among them share and share alike. In the event the said Maggie Howard Simmons shall have no child or children, then I hereby empower the said Maggie Howard Simmons to dispose of the entire trust estate to such person or persons as she may think by last Will and Testament, and in the event the said Maggie Howard Simmons shall fail or neglect to execute the power hereby conferred, then I do hereby give, devise and bequeath the entire Trust estate in the hands of said Trustee or any other Trustee to the heirs at law of said Maggie Howard Simmons – And lastly I do hereby constitute and appoint William L. Baker of Frederick County State Maryland, Trustee and executor to execute the trusts of this my last will and Testament, hereby revoking all former Wills by me heretofore made ratifying and confirming this alone as my last will and Testament.

In Testimony whereof I have hereunto set my hand and seal this Seventh day of February 1886.

James H Simmons (Seal)

Signed, Sealed, published and delivered by said Testator as and for last Will and Testament, in our presence who at his request in his presence, and in the presence of each other have signed our names as witnesses hereto.

A. J. McKenna
Charles F. Thomas
Edward L. Keller.

State of Maryland, Frederick County, to wit:

I hereby certify that the foregoing is a true transcript and copy taken from the records of proceedings of the Orphans Court of Frederick County aforesaid, as recorded in Liber W.P.T. No. folio 2 etc. One of the Record Books of Wills in the Office of the Register of Wills for said County.

In Testimony whereof I have hereunto subscribed my name and affixed the Seal of the Orphans Court of Frederick County aforesaid, this 2 day of May – A.D. 1887. Ed. Hamilton Lindsay Register of Wills for Frederick County, Maryland.

PLACE OF SEAL