

No. 6038. Equity

May 16 1863, and and recorded in Libers B. 25, Folio 23, one of the land records of Frederick County, also another lot of ground conveyed to one by Cassia Poutpatin and wife. After the death of my husband I desire that the said property be appraised by two judicious persons appointed by the Orphans Court and my youngest son, Lewis Ware have the privilege of keeping the same at the appraisement, first retaining four hundred dollars as his share and the balance if any to be equally divided between my children including the said Lewis, but if he shall not elect to keep the said property, then it is my desire to have it sold and the said Lewis to have four hundred dollars and the balance to be equally divided amongst all of my children, share and share alike.

And lastly I do hereby constitute and appoint Cassia Poutpatin to be sole Executor of this my last will and testament, revoking and annulling all former wills by me heretofore made ratifying and confirming this and more other to be my last will and testament.

In testimony whereof I have hereunto set my hand and affixed my seal this 30<sup>th</sup> day of July in the year Eighteen hundred and sixty-six.  
Rosanna Ware

Signed sealed, published and declared by Rosanna Ware, the above named testatrix as and for her last will and testament, in the presence and in the presence of each other have subscribed our names as witnesses thereto.

Ezra Minnick  
Dorsey Rothbarger  
Ernest Weyerbeck

Maryland Frederick County is wit:-  
On this 2nd day of March 1868, came Ezra Minnick and made oath on the Holy Evangelists of Almighty God that the foregoing instrument of writing is the true whole will and testament of Rosanna Ware late of Frederick County, deceased, that has come to his hands and possession, that he received the same from the testator for safe keeping and that he does not know of any other of a later date.  
Sub: J. G. Cooley, Register.

State of Maryland, Frederick County is wit:-  
On the 2nd day of March 1868, came Ezra Minnick, Dorsey Rothbarger and Ernest Weyerbeck, the subscribing witnesses to the foregoing last will and testament of Rosanna Ware the testatrix therein named sign and seal this will, that they heard her public pronounce and declare the same to be her last will and testament, that at the time of her so doing she was to the best of their apprehensions of sound and disposing mind, memory and understanding, and that they respectively subscribed their names as witnesses to said will, in the presence of and at the request of the testatrix, and that they did also see each the other subscribing witnesses sign his names as witness to said will, at the request of the testatrix, in their