396.

Exam.

This Indenture Tripartite made the second day of May in the Year of our Lord One Thousand seven hundred and Sixty three Between John Gardiner of Saint Mary's County planter and John Mason of the same County Planter of the First part Ignatius Wheeler of the same County planter of the second part and Evan Williams of the same County Gentleman of the third part Witnesseth that whereas a certain Robert Slye by his last Will and Testament bearing Date the Eighteenth Day of January in the Year of our Lord One Thousand Six hundred and Seventy Devised a Tract or parcel of Land called Rich Neck parcel of Saint Clements Manner lyeing and being Scituated in the County aforesaid to his two Daughters Elizabeth and Frances and the Heirs of their Bodies to be equally divided between them And Whereas the said Elizabeth and Frances by Virtue of the said devise entered and were seized thereof as Tenants in Common and being so seized they the said Elizabeth and Frances with their respective Husbands did by agreement divide the said Tract or parcel of Land called Rich Neck or Maidens Bower between them in Severalty by Metes and Bounds And Whereas the said tract or parcel of Land hath since descended to the said Ignatius Wheeler as Heir in Tail of the said Frances and to the said John Gardiner as Heir in Tail to the said Elizabeth And Whereas the said Ignatius Wheeler and John Gardiner have always held the said Tract or parcel of Land according to the Metes and Bounds so made and agreed upon by the said Elizabeth and Frances And Whereas the said John Gardiner hath since Sold all his part of the said Tract of Land so allotted the said Elizabeth as aforesaid to a Certain Philip Key, John Bond and the said John Mason but the said Division between the said Elizabeth and Frances being made as is Supposed by parole and

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