

## 1744 Will of John Rousby II

(Liber 23, folio 576-582)

*Maryland In the Name of God Amen- I John Rousby of Calvert County in the province of Maryland being of Sound Disposing mind...I do make this my last Will and testament with the Following*

*I recommend the corruptible Body of mine to the Earth where it is to be decently Buried without Feasting and Rioting*

*I also devise and Bequeath unto my dear Son John Rousby and to his heirs forever, also and Each part and parcel of this several tracts of land following The lands which I purchased of Benjamin Brown of the Kingdom of Great Britain being part of **Great Elkin head Mannor** and lying on the West Side of Said Mannor Containing by Estimation two thousand five hundred acres. And also the Three tract of land Called namely, Staffords, Freshes, and Coopers Containing two hundred acres of land which I purchased of George Plator, the said land lyeth in Calvert County my will is that all the afore mentioned Tracts or parcells of land be delivered unto my before named son John Rousby to him he arrived to the age of twenty years, by my Executors hereafter named but if it should please God that my dear son John Rousby should die or have no heirs of his Body lawfully Begotten before he arrives to the age of twenty years, Then I devise and Bequeath all the before named Tracts or parcells of land unto my Dear Daughters Elizabeth Barnes and Gertrude Rousby, and to their heirs Forever-*

*I give devise and bequeath unto my dear Daughter Anne Lloyd, the wife of Edward Lloyd, and her heirs forever these several parcells of land following which my Uncle Christopher Rousby had in possession when he died One tract of land which lies in Queen Annes County, Called Rousby, Containing Five hundred acres, one Tract of land, now lyeth in Kent County, Called Rousby's Discovery, Containing five hundred and fifty acres of land. And also One other tract of land Lying in Somerset County Called Beverly Containing five hundred acres of land as also one other tract of land lying in St. Mary's County, Called Piney Hill- I give devise and bequeath unto my Dear Daughter Elizabeth Barnes and to her heirs for ever, all these tracts or parcels of Lands, Following all the tracts of lands which I purchased of ~George Plator which George young Land did Divil upon, ~also the ~~land which I did take up occur Joining, to the aforesaid lands Containing Two hundred thirty and Five Acres, all to which lands, lye in Calvert County~And desire is that she take possession of the said Lands presently after my Disease*

*I give devise and Bequeath unto my Daughter Gertrude Rousby, being the sister of Anne Lloyds, Elizabeth Barnes, and John Rousby unto his heirs forever all these several tracts or parcells of land Following the two tracts of land which I purchased of the Widow Clagett, Containing four Hundred forty and six acres and that Tract Which I purchased of John Wells Containing three Hundred and odd acres and also that Tract of land which I purchased of Sebastian Thompson Called St. James Containing three Hundred acres all the said lands, lye in Calvert County. And my wish and desire is that they be delivered unto the said Gertrude Rousby when she arrives to the age of sixteen years*

*I do Order and my will is that all the vacant lands which I did Take up but have not paid the Lord Proprietor for, which Lands I have Given to Daughter Elizabeth Barnes be paid the Lord Proprietor for out of free personal Estate, before any Division be made thereof*

*I give devise and bequeath unto my Dear Son John Rousby aforesaid And to his heirs Forever, all that Tract or parcell of land Called Miles End lying in Calvert County, Containing by estimation four hundred acres of Land, to be delivered unto him when he arrives to the age of Twenty years. But if it please God that he the said John Rousby should Die before he reaches Twenty years old, then I give the aforesaid Land called Miles End unto my Daughter Elizabeth Barnes her heirs Forever*

*And whereas Mrs Frances Lawgis, deceased the Widow of Coll Peter Lawgis, Deceased, by her last will and Testament ....did Give unto my sister Elizabeth Rousby, since intermarried with Richard Bennett [folio579>] Esquire several of her Tracts of land Hollowing One Tract of Land Lying in Talbot County. One Tract of land which the said Richard Bennett Esquire lives upon, And also one Other Tract of Land Called The Wading place which lies in Queen Annes County, now my will and Desire is that Richard Bennet, Esquire, have Enjoy and keep possession of the said Lands, during his natural Life And after his decease, then I give the said lands unto my Dear Son John Rousby and to his heirs forever Item, I give and Devise unto Doctor James Somervell of Calvert County, Chirgeon, Charles King and Thomas Case which of St. Mary's County, Gent and the ~ and the Survivors of them all that tract or parcell of Land which I purchased of Charles Crowson, near Drum Point Containing About One Hundred Acres, also all that parcell of Land which my Uncle Christopher Rousby did formerly purchase of a certain Hugh Hopewell, as by act of assembly of this province may appear and whereon a Certain Richard Wise did formerly Dwell, lying in St Mary's County also all that tract of Land which my uncle Christopher Rousby did formerly dwell upon, containing One Hundred ninety and five Acres, also all that tract of land Called Smiths Discovery Containing two hundred And eighty Acres, and also all*

*those tracts of Land Which Edward Edloe Died possessor of, And whereas I purchased of William Manafarthing the said Lands, Joyn to the Last mentioned Tract of land Also Lye in St. Marys County In trust to and for the use of Mrs. Mary Thompson, for and During her natural Life and my intent is that she shall possess, hold and ~the Same Lands, and take the Rents, Issues and profits thereof And that no husband Shall not have any use, possession, or power over the Land or the Rent Issues or Profits thereof or any part thereof but it shall be when separate use [f.580>] notwithstanding her Coulture [?] And I do desire my said Trustees to prevent her husband from having any manner of use, or Intermeddling there with and after the death of the said Mary Thompson I Give and devise all that tract or parcell of land which I purchased of Charles Crowson near Drum point Containing about One Hundred Acres and also all that parcel or Tract of Land which my uncle Christopher Rousby did formerly purchase of a Certain Hugh Hopewell as by act of Assembly of this province may appear and wherein a certain Richard Wise did Formerly dwell lying in St Marys County unto that dear little Child which was Born of the Body of Mrs. Mary Thompson and was baptised by the name of Araminta by the Rever. Mr. Lake which I do Give unto the aforesaid dear Child named Araminta and her heirs Lawfully Begotten on her Body Forever. But if it should please God, the said Araminta Should Die before she arrives to the age of sixteen years, or without Children Born of her Body Lawfully Begotten then after the death of the said Mrs. Mary Thompson I Give the said land unto Mary the said daughter of the said Mrs. Mary Thompson, And to her heirs forever,*

*Also I Give and Devise unto the dear little Child which was Born of the Body of Her Mary Thompson And was baptized by the name of Mary by the Rev. W. Richard Chase, all these Several Tracts or parcells of Lands following, all that tract of Land to which my uncle Christopher Rousby did formerly Dwell upon, Containing One Hundred And ninety Three acres also that tract of Land Called Smiths Discovery Containing One hundred And Eighty Acres, and also all these tracts of land, which Edward Edloe did possess of and which I purchased of William Manafarthing the said Land Joyn to the before named Tracts of Land and Lyeth in St Marys County, which ~~Tracts of Land after [f.581>] the death of the said Mrs. Mary Thompson. I do Give unto the aforesaid Dear Child named Mary and to her heirs lawfully Begotten of her Body for Ever, But if it should please God the said Mary should Die before she arrives at the age of sixteen or without Children Lawfully begotten of her Body then after the death of the said Mrs Mary Thompson I give the same lands unto Araminta the Daughter of the said Mrs. Mary Thompson and her heirs for Ever. But if It should please God that the said Dear Children Mary and Araminta Should both die before they arrive to the age of*



sixteen years, or without Children Lawfully Begotten of their Bodies the after the death of the said Mrs. Mary Thompson, I Give the said Lands unto my Dear Son John Rousby and his heirs Forever

I Give and Devise unto my dear Son John Rousby all that parcell of land which I purchased of Abraham Skippers and to his heirs.

Also I Give, unto the aforesaid Doctor James Sommervell, Charles King, and Thomas Aisquith, Gentlemen, and the survivor or survivor of them for the uses Interests and purposes herein after Expresses. These several negroes following with their Increase namely Mata and George Ned Mullin and her three Children Namely Valentine Kate and Tom, Betty and her Children Jack Bob and Abraham, Also Jack and Old Lucy Charles and Robin Little Chance Boy Sharpe Nell and her Children Sue, Tulip Franck the mullato Girl Lucy and Old Lucy's Grandchild named Lucy and also all the Stock, of Hoggs Cattle Horses and mares And all the Sheep that are upon or belonging to the Valuations or Tracts of Land. Devise to them for the uses aforesaid as also, the Beds and bed Clothes Curtains Bedsteds pots, Kettles, Skillets, Pewter Earthen ware and China Ware that are or shall be found with house or Houses upon the Said Lands after my disease, as also Whatever~[f.582>] State is there, also the said Tracts of Land and Negroes with the Other personal Estate and to be delivered and possession to Given to my said trustees within a week after my decease, that is to say in Trust to and for the use and Behalf of Mrs. Mary Thompson, during her life and my Interest is that her husband shall not have any use or power over the same or any tract Thereof but it shall be to her personal use, notwithstanding her Coverture [?] and I do devise my said Trustees to prevent her husband from having any use, or Intermeddling therewith and after her decease I give and bequeath all the negroes, Chattels, household Stuff, and other The Personal Estate Last Mention unto the aforesaid Dear Children Mary and Araminta which were Born of the Body of Mrs. Mary Thompson aforesaid but, incase Mrs. Mary Thomson Should Die before the said children and that they should die before they arrive at the age of sixteen years, then I give all the said Personal Estate to my dear son John Rousby. And my will and Desire is that the said Mrs. Mary Thompson have her living and accommodation at my Dwelling House and have the White Room with all the Furniture, to live in for and During that place of six months after my Decease.

As to my personal Estate after my just debts and liens are paid the residue or remaining part of thereof my will is that I it be Equally Divided unto two Equal parts I Give one half thereof unto my Son John Rousby and the Other half to be equally Divided amongst his Sisters Anne Lloyd, the wife of Edward Lloyd And Elizabeth, the wife of Mr. Abraham Barnes, and Gertrude all which parts of my



*personal Estate are to be paid to Anne Lloyd, and Elizabeth Barnes presently after the Division and to my son John Rousby when he arrives to the age of Twenty years, and to my daughter Gertrude [f.583>] when she arrives to the age of sixteen years. Lastly I make and ordain Mr Edward Lloyd, my son John Rousby and W. Abraham Barnes Executors of this my Last Will and Testament requiring them in the name of God. Use this my last Will and Testament performed and I do utterly revoke all former Wills and Testaments by me In any wise heretofore made and Declare. In Witness whereof I have hereunto set my hand and seal the Eighteenth day of August in the year of our Lord God One Thousand Seven Hundred and Forty Four.*

*John Rousby (Seal)*

*...as Witnessed in the presence of the Testator  
And at his request.*

*Jo. Hamilton*

*John Clare*

*John Bannister*

*John Helen*

*John Johnston*

*October 8th 1744 Came Doctor John Hamilton, One of the witnesses to the foregoing Testament And being duly sworn and deposed and saith that he Saw the Testator, John Rousby Sign and Seal and hear him publish and Declare the foregoing testament as his Last Will and Testament that at the time of his so dieing was of Sound And Disposing mind And Memory And that he and the Other Witnesses Subscribed their names as Witnesses in the presence of the Testator to the said Testament...before me*

*Daniel Dulaney, Corry.*

*October 9th 1744 Came John Bannister And John Johnston, two Others of the Witnesses to the said Testament and being duly sworn severally deposed and say that they saw the Testator John Rousby Sign and Seal And heard him...*