

Last Will and Testament of Levin Powell
Worcester County Wills 1834-51 LPS f.260

Sent to Donald R. Landing by Fay Brooks, volunteer at Worcester County and Worcester County Court House.

In the name of God Amen I Levin Powell of Worcester County in the State of Maryland being weak in body but of sound and disposing mind memory and understanding considering the certainty of death and the uncertainty of 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 Executor herein after named and after my just debts and funeral charges are paid I devise and bequeath as follows.

Item. I give and devise unto **Levin Roberts Powell my eldest son** the House and Lot and wharf attached thereto which I bought of James Reggin lying and being in Newtown. Also the House & Lot adjoining said Lot which I bought of Elizabeth Matthews in said Town also the House & Lot which I bought of William Gladding adjoining said Town and also all the lots adjoining on the other side of the county road also a piece of marsh land lying in Somerset County on the Merumsico Creek supposed to be about eighty acres called Cow Quarter, -- to him the said Levin Powell and the heirs of his body lawfully begotten forever.

Item. I give and devise unto my **youngest son John White Powell** my plantation whereon I now dwell contained within the following metes and bounds courses and distances to wit Beginning at a small black gum called hap Hazzard bounded from thence North Eighty six degrees West thirty two poles thence North Sixty degrees West six poles upon a small stone that is a corner between William Quinn, Brittingham Powell and John W Powell and from thence South fifteen degrees West One hundred and thirty poles up to a small gum standing inside of an old field formerly called Leahs from thence South four degrees West One hundred and sixty-six poles let it be more or less up to a four notched Red Oak from thence with a line drawn to a small black gum standing on the edge of old Mill branch that would be south forty degrees thirty minutes East twenty eight and a half poles it being more or less up to the aforesaid gum thence down the aforesaid branch South four degrees West One hundred and two poles thence by and with Lechariah Lambersons line South fifty degrees West sixty five perches up to a post standing in a lane between said Lamberson and the Tull place it being the corner of the fifth line of broad ridge and from thence south twenty degrees East Seventy one perches to a beach tree at the corner of John U Dennis land thence North Sixty degrees East two hundred and thirty perches to a black gun from thence North twenty degrees West seventy one perches thence North thirty seven degrees West fifty nine perches to broad ridge boulder from thence North two hundred and twenty four poles thence east fifty six perches thence South forty eight degrees East thirty eight poles thence North four degrees East twenty two poles thence North Sixteen degrees West fifty poles thence North Eighty three degrees West twenty four poles thence South Seventy seven degrees West forty two poles thence North nineteen degrees West fifty two perches thence south eighty degrees and forty five minutes West one hundred and twenty two poles to the first beginning.

I also give and bequeath unto my said **son John W Powell my negro woman Esther and her child John aged about twelve months** and all her increase hereafter. Also I give and bequeath unto my said son John all my personal Estate (except what I may hereafter bequeath) such as Horses, Cattle, Sheep, Hogs, bedding, moneys, bonds, notes of hand and all other articles that are not herein named upon condition that he pays all lawful claims that may come against me hereafter to him the said John W Powell him and his heir and assign forever.

Item. I give and devise unto three of my **sons Levi Powell Jesse Powell and Brittingham Powell** all my lands that lies on the East side of the county road that leads from New Town to Cedar Hall & on the west side of the lands that I have herein devised to my son John and up to the middle of the rum of the branch called the old mill branch to be equally divided among the said Levi Powell, Jesse Powell, and Brittingham Powell, after deducting such lands as I have heretofore bonded unto my sons Levi Powell

and Jesse Powell to them the said Levi Powell, Jesse Powell, Brittingham Powell to the and their heirs and assigns forever also I give and bequeath unto my son Brittingham Powell my negro girl Mary aged about eight years of age to him the said Brittingham Powell his heirs and assigns forever.

Item. I give and devise unto my grandson John J Powell my plantation or lands lying on the West side of the County road that leads from New Town to Cedar Hall and lying on the South West side of Capt Henry Longs lands consisting of six parts or parcels of land called Bennetts Purchase Piney Point Recoughtons choice, Powells Meadow Mount Pleasant and Hap Hazzard or by whatever name or names the same may known or called to him the said John J Powell (Son of William Powell) to him and his heirs and assigns forever upon condition that he the said John J Powell shall pay unto his two sisters Sarah Ann Powell and Mary Powell the sum of one Hundred and fifty dollars each when he the said John shall arrive to the age of twenty five years and if the said John J Powell should not consent or agree to pay to each of his sisters as aforesaid the sum of one hundred and fifty dollars each upon his arriving to the age of twenty one years then in that case I give and devise the said plantation or lands to all three of them the said John J Powell Sarah Ann Powell and Mary Powell to be equally divided to them the said John I Powell Sarah Ann Powell and Mary Powell to them and their heirs and assigns forever.

Item. I give and devise unto my daughter Rachel Blades All the lands that I own on the Eastermost side of the County road that leads from Handy Mills to Welburns Mill to be at her disposal to her and heirs and assigns forever. Also I give and bequeath unto my said daughter Rachel a negro boy John to her and her heirs and assigns forever.

Item. I give and bequeath unto my grandson James Simpkins Robert Powell the sum of one thousand dollars in lieu of the lands which I intended for him to be paid by my said executor herein after named.

Item. I give and bequeath unto my son Arthur Powell the sum of Five Dollars to be paid by my Executor herein after named.

Item. I give and bequeath unto my grand daughter Margaret Ann W Powell the sum of One Hundred Dollars to be paid to her by my Executor herein after named.

Item. I also give and devise unto my eldest son Levin Roberts Powell a piece or part of two parcels of Cypress Swamp called great Conveniency & Hog Quarter lying and binding on the Pocomoke River it being the Swamp that formerly belonged to Capt Isaac Layfield to him the said Levin R Powell him and his heirs and assigns forever.

It is my will and desire that each of my sons shall have a free water course and outlet convenient to each of them their heirs and assigns forever.

It is my will and desire that if either of my children grand children or assigns should ever at any time attempt to destroy or upset this my last will and testament in such event I give such child or children or grand child or grand children the sum of Five dollars only to be in lieu of all other gifts, devices or bequeaths to be paid to such person or persons by my executor herein after named. And lastly I do hereby constitute and appoint my son John White Powell 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 none other, to be my last will and testament.

In testimony whereof I have hereunto set my hand and affixed my seal this fifth day of April in the year of our Lord One thousand Eight hundred and thirty eight.

SIGNED Levin Powell

Signed, Sealed, published
and declared by Levin
Powell, 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.

Handy Mills
Stephen W Hargis
John Burnett

On the 13th of August Anno Domino 1844 came Handy Mills and Stephen W Hargis two of the subscribing witnesses to the foregoing last Will and Testament of Levin Powell late of Worcester County deceased and ???ally M??? ???? on the Holy Evangley of Almighty God that they did see Levin Powell the testator sign and seal this Will and that they heard him publish pronounce and declare the same to be his last Will and testament that at the time of his so doing he was to the best of their apprehension of sound and disposing mind memory did understand ???? and that they with John Burnett the other subscribing witness respectively subscribed their names as witnesses to this will in the presence and at the request of this testator and in the presence of each other.

Before Samuel R Smith ????
for Worcester County