

WILLIAM FOOKES (30) LAST WILL AND TESTAMENT.

In the name of God Amen: I, William Fookes, Sen. of Worcester County in the State of Maryland being in Reasonable helth in body and of sound Disposing mind memory and understanding considering the certainty of death and the uncertainty of the 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 hereinafter named and after my debts are paid and my wiles thirds taken out I devise and bequeath as follows. Item I Give and Devise unto my daughter Sallie Smutting one tract of land lying and being in Worcester County called mill lot containing sixty eight acres During her lifetime and at her death to be equally divided between my grandsons William Smutting and James Smutting their or their heirs and assigns forever. Item I give and devise unto my daughter Delila one hundred acres of land being parts of a tract of land called addition to hog quarter laid of as follows. Beginning at the first Bounder of the said tract called hog quarter Running south sixty four East eighty pols thence south thirty two Degrees West two hundred and eighty two pols untill it intersects the outUp. of the aforesaid tract called addition to hog quarter and all that parts of addition to hog quarter West of these given courses I give to my Daughter Delila to her and her heirs or assigns forever. Item I Give and Devise unto my son Daniel Fookes one tract of land called little Worth to him his heirs and assigns forever.

Item I Give and Devise unto my Daughter Mary all the remaining part of addition to hog quarter that is not included in the item to my Daughter delila Which Remainder I Give to my Daughter Mary to her and her heirs and assigns forever. Item, I Give and Devise to my son William Fookes all the land where I now live north (of) of a line drawn due West from the end of the second line and the beginning of the third of a tract of land called Elegies content known by the name of Fookeses Lot to him his heirs and assigns forever. Item I Give and devise unto my wife Ann Fookes all that part of Fookeses lot where I now live south of the line to the above item During her lifetime and after her Death to my son William all the land that is included in Fookeses lot to him his heirs and assigns forever. Item I devise addition to Maple Orchard Ridge and fifty acres that I hold of a tract of land called Fochabars to be sold after my Death to satisfy the lawful claims of Peter Smullings heirs to their fathers Estate unless they may be satisfyed other ways but if I shall satisfy their claims in my lifetime then the land in this Item to be divided Equal among all my children. Item I Give and devise unto my wife Ann Fookes all my personal estate During her lifetime and if there should be any thereof Remaining at her Death for it to be Divided Equally among my children them or their heirs. It is my Will that there be no administration on my estate but that my son William Fookes should settle with the heirs of Peter Smutting by selling the land herein left for that purpos and pay them if I do not do it in my lifetime and that if I am indebt otherwise that the land before mentioned to be sold shall also go to pay those claims and if not sufficient for the same the personal estate to go to satisfy or as much as will be enoughf. In Testimony whereof I hereby Revoke all Former Wills by made and published. Ratifying and confirming this and none other to be my last will and Testament. Whereunto I have set my hand and affixed my Seal this Seventh day of October in the year of our lord Eighteen hundred and twenty nine (1829).

William Fookes (SEAL)

Witnesses Elijah Ennis, Handy Haymon, Jonathan Pollitt. Probated 22 Feb. 1833 by Handy Haymon, Jonathan Pollitt. Liber MH No. 27 pp '046, 548..

The tract of land called Littleworth apparently was the tract of land that Daniel Fooks, (58), when he returned from Kentucky in the 1840s to Maryland, sold to William McGrath. The description of the land seems to show this. This land was adjoining the land of Josiah Causey as shown by the drawing of the Ditches herein.

The McGraths who purchased the land from Daniel Fookes found many old Peaks Papers in the Dwelling there which have been preserved.

Will of Killiam Dykes who married Mary Fooks daughter of William of William of Benjamin of Thomas of James.

In the name of God, Amen, I Kellam Dykes of Worcester County in the State of Maryland being weak and frail in body but perfect in mind' as follows:

Item 1st. I give and devise unto my beloved wife Mary Dykes all my personal property to her during her lifetime and then to Martha Kelly and Eleanor Daily my daughters, to them their heirs and assigns forever.

Item 2nd. I give and devise to my sons Selby Dykes and Stephen Dykes and Killam Dykes my sons twenty five cents apiece and no more.

I give unto my daughter Mary Taylor twenty five cents and no more and lastly I do hereby constitute and appoint my dear wife Mary Dykes to be soul Executrix of this my last will and testament revoking all other former wills by me heretofore made, ratifying and confirming this and no other to be my last will and testament. In witness whereof I have hereunto set my hand and affixed my seal this twenty seventh day of May in the year of our Lord one thousand eight hundred and fifty seven.

Killam Dykes (Seal)

Witnesses Benjamin Livingston, William Dixon, George W. Parsons.  
Liber T.T. No. 8, Worcester Co, Md.