

this will that they heard him publish pronounce and declare the same to be his last will & Testament that at the time of his seding he was to the best of their apprehensions of a sound and disposing mind memory and understanding that they respectively subscribed their names as witnesses to this will in the presence and at the request of the Testator and all in the presence of each other
Rich^d Butler Reg^m

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In The Name of God Amen I Jacob Frederick Gesser of Frederick County and State of Maryland being sick and weak in body but of sound and disposing mind memory and understanding Thanks be to god for the same considering the certainty of Death and the uncertainty of the time thereof and being desirous to settle and adjust all my Temporal affairs before it shall please Almighty god to call me hence Do therefore make and publish this Instrument of writing as and for my last will and Testament in manner and form following to wit

First of all give and devise unto my dearly beloved wife Susannah during her natural life one third part of all my Real and Personal Estate

Secondly it is my will and earnest desire that my said wife Susannah together with all my children now living with me should live together and cultivate the Lands in common or joint Partnership until they shall be enabled from the Profits arising therefrom together with the monies arising from the sale of such parts of my Personal Estate as they may be able to spare to discharge all my Just Debts but if they shall find themselves unable to accomplish that object within reasonable time after my Decease Then I order & direct my Executors herein after named to sell and convey as much of my land as will be sufficient to discharge all my Just Debts the said Land so to be sold and conveyed to be laid off at the North end of my land and in such a manner as to injure or lessen the value of the remaining part of my land as little as possible

Thirdly it is my will and desire that my son Benjamin should learn a Trade such as he should choose but if he shall decline doing so and remain with my wife Susannah and the rest of my children living with her and shall aid and assist in cultivating my lands untill all my Debts are paid then and

Will of Jacob Frederick Gesser. Liber RB1 Folio 160 Made Aug 1810 Prob. 25 FEB 1811 (from HSC)

in that case I give and bequeath unto my said son Benjamin his heirs and assigns the sum of three hundred Dollars current money to be paid to him out of my Estate -

Fourthly. after all my just Debts are fully paid off and satisfied and my wifes thirds taken out I give and Devise all the remainder or residue of my real and Personal Estate then remaining to be Equally divided between all my children and to their heirs and assigns forever namely John, Jacob, George, Frederick, Joseph, Benjamin, Elizabeth, Appolonia, Mary, Catharine and Ann to be Equally Divided between them share and share alike -

Fifthly. Whereas a Division of the Lands upon which my brother Michael Heffner and myself are now living is to be made agreeable to the intention of my Father's last will and Testament. It is therefore my will and desire And I do hereby Invest my Executors herein after named with full power & authority to make the division of such Lands with my said Brother Michael and to pass and receive a Deed or Deeds of Partition for the same and that such Division when so made and the Deeds passed & received shall be as binding and available in Law as if I had been personally present at the doing thereof -

Sixthly and Lastly I constitute and appoint my dear beloved wife Susannah Executive and my dear son John Heffner Jacob Heffner, Frederick Heffner, Joseph Heffner and Benjamin Heffner Executors of this my last will and Testament hereby revoking and making null and void all former wills or bequests by me hitherto made or Executed 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

day of August Eighteen hundred and Ten

Signed Sealed Published Pronounced & declared by the said Jacob Heffner Heffner the testator within named as and for his last will & Testament in the presence of us who at his request and in his presence and all in the presence of each other have subscribed our names as witnesses to

Jacob Heffner's signature

Peter Wolfe
Solomon B. Huff
Daniel Burkhardt

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Frederick County to wit on the 25th day of February 1811 Then came Swanna Heffner John Heffner Friedrich Heffner, Joseph Heffner & Benjamin Heffner and made Oath on the holy Evangel of Almighty God that the foregoing Instrument of writing is the true whole will and Testament of Jacob Friedrich Heffner late of Frederick County Deceased that hath come to their hands and possession and that they do not know of any other — Rich^d Butcher Reg^r

Frederick County to wit on the 26th day of February 1811 then came Peter Wolf & Daniel Burkhardt two of the subscribing witnesses to the foregoing last will and Testament of Jacob Friedrich Heffner late of Frederick County Deceased and made Oath on the holy Evangel of Almighty God that they did see the Testator therein named sign & seal this will that they heard him publish & pronounce and Declare the same to be his last will and Testament that at the time of his writing he was to the best of their apprehensions of a sound & disposing mind and memory and understanding that they respectively subscribed their names as witnesses to this will in the presence and at the request of the Testator and that they did also see Solomon B Huff the other subscribing witness sign his name as a witness to the said will in the presence and at the request of the Testator and all in the presence of each other — Rich^d Butcher Reg^r

I Jacob Heffner one of the appointed Executors in the last will & Testament of Jacob Friedrich Heffner late of Frederick County Deceased do hereby refuse to act as Executor to said will by Virtue of said appointment and do therefore renounce all my right title and claim to said Executorship accordingly as witness my hand this 20th day of February 1811
 Teste Wm Dyer
 The Reg^r of Wills Fred County
 Jacob Heffner

I Friedrich Heffner one of the appointed Executors in the last will and Testament of Jacob Friedrich Heffner late of Frederick County Deceased do hereby refuse to act as Executor to said will by Virtue of said appointment and do therefore renounce all my right title and claim to said Executorship accordingly as witness my hand this Twelfth day of March 1811
 Teste Morris Conner
 The Registrar of Wills
 Fred County
 Fred Heffner

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