

to her real & personal that may be and divided equally between B. F. Wm H. S. Riley and Delia Selmon and the negroes bequeathed to my four children is to be appraised by 3 disinterested persons to be selected by my executor, and each heir charged with the price set by them; my cash & cash notes is to be loaned out one year at a time, this amount of cash & note and Bank Stock is to be retained in the hands of my executor until the suit is settled with W. H. H. H. H. but to be loaned out until needed. Item 8 I want it distinctly understood, after paying the five hundred dollar to the heirs of E. C. Riley as directed, the balance is to be equally divided between B. F. Wm H. S. Riley and Delia Selmon. Item 9 I appoint my friend Severus C. Coffey my executor with full power to carry out this my last will given under my hand & seal this 22nd day of January 1860

Wm H. S. Riley
Charles W. H. S. Riley

Lavinia Riley

Witness to will

The servant girl bequeathed to my Daughter Delia Selmon shall hold the said servant (only) as long as she lives and after her death to her children, should she die without leaving a child or children in that event she is to be sold and divided between B. F. Wm H. S. Riley and Lavinia Riley

Lavinia Riley

State of Kentucky
This County Court Set

September Term 1861
This last will Testament and Codicil of Lavinia Riley dec'd was this day filed in open court and duly proven as prescribed by law by the Oaths of Wm H. S. Riley and Charles W. H. S. Riley subscribing Witnesses to the same being examined and approved by the Court who same is ordered to be recorded which hath been done together with this certificate. Given under my hand this 3rd day of September 1861

R. D. H. H. H. H. H.

Knowing the uncertainty of human life and the certainty of death, I make this my last will and Testament. Item first I will that all my just debts be paid. Item second I will a sufficient amount of my estate to build a stone wall with iron railing around the grave of myself family & 3rd Item third I ap. from Wm H. S. Riley & Wm H. S. Riley to see that the above work is done according to will. Item fourth I will to E. C. H. H. H. H. H. my house & 10 acres and two hundred acres. Item fifth I will to E. C. H. H. H. H. H. the following named slaves, James, Katy, Emily, Rebecca & Andy. Item sixth I will my house & lot in the corner with all my goods & chattels to E. C. H. H. H. H. H. Item seventh I appoint E. C. H. H. H. H. H. my sole executor to carry out this my last will and Testament this the 1st day of June in the year of our Lord one thousand eight hundred and sixty one, whereof in testimony

I, Set my hand & affixed my Seal
 West H. G. Casebeer C. P. Pulherson
 West R. H. Jones

Kentucky Ohio County, Court
 September Term 1861
 I, Certify that this last will and Testament
 of W. P. Pulherson deceased was this day in open
 Court filed and duly proven as prescribed
 by law by the Oaths of W. H. Casebeer and
 R. H. Jones subscribing witnesses to the same
 and the same being examined and approved
 by the Court is ordered to be recorded which
 hath been done to gether with this Certificate
 in my office. Given under my hand this
 2 Sept 1861. At. R. C. Mosley, Clerk
 Ohio County, Ky

At a Sessions Court held at the town of Seneca in and
 for the County of Livingston on the thirtieth day of
 January in the year of our Lord one thousand eight
 hundred & forty before Jonathan B. Wright Judge.
 In the matter of the application to prove record & admit
 to probate the last will and testament of William
 Fitzhugh late of the town of Groveland in the County
 of Livingston deceased, which relates to both real &
 personal Estate. On the day and at the place afore
 said Daniel H. Fitzhugh & John S. Salzman ex
 ecutors named in the last will and testament
 of William Fitzhugh late of said town of
 Groveland deceased appeared, presented the said
 will and prayed that the same be proved, recorded

and admitted to probate and proved that said Testator William
 Fitzhugh did in said town of Groveland and County of Liv
 ington on the twenty ninth day of December 1839. That he
 left him surviving the following named heirs, to wit, William
 H. Fitzhugh of the age of about 17 years of Washington County Maryland,
 Rebecca Ann wife of Frederic Sachs of Rochester Monroe County
 New York, Daniel H. Fitzhugh of Seneca Livingston
 County New York, Samuel A. Fitzhugh of Mount Morris
 in the same County and State, Richard P. Fitzhugh and
 Elizabeth P. Fitzhugh of Groveland in the same County.
 James Fitzhugh of the City and County of State of Kentu
 chy, Nancy C. wife of Grant Smith of Peterborough Ma
 dison County New York, Emily Fitzhugh of Oswego Oswego
 County New York, Mary wife of John S. Salzman of Rochester
 Monroe County New York, Isabella wife of Jonathan H.
 Swift of Brooklyn Long Island New York, Daniel Camell
 Fitzhugh and Duncan Fitzhugh of Groveland in the
 said County of Livingston & State of New York. That
 all of said heirs are of full age except the said Daniel C.
 Fitzhugh & Duncan Fitzhugh who are minors & have
 no general guardian and further that said will relates
 to both real and personal Estate. It is therefore order
 ed that a citation issue directed to the said heirs by
 name requiring them to appear before the said Surro
 gate at his office in the town of Seneca in said
 County on the ninth day of March next at ten
 o'clock in the forenoon to attend the proof of said
 will and that the same be published for six weeks
 in the State paper, served personally on all of said
 heirs residing in the State of New York & directed
 to such as reside out of the State by Mail six weeks
 before the return thereof & it is further ordered that
 Ogden M. Wall, Esq of Seneca in the County of Livingston
 & who is appointed special guardian for the said
 Daniel C. Fitzhugh & Duncan Fitzhugh for the sole
 purpose of appearing for them & taking care of their
 interests in these proceedings, Given under my hand

(S) Seal of office at Genesee in said County
the 13th day of January 1840. Benjamin
F. Angel Surrogate.

In the matter of proving according to ad-
-miration to probate the last will & testament of
William Pithough late a resident of Groveland
in the County of Livingston & State of New York
deceased. At a surrogate court held at the
town of Genesee in and for the County of Living-
-ston on the ninth day of March 1840 before Ben-
-jamin F. Angel, surrogate.

On the day and at the place aforesaid Da-
-niel W. Pithough and John T. Talman ap-
-peared for the purpose of proving the last will &
-testament of William Pithough late of Grove-
-land in the County of Livingston deceased
and offered the said will for proof. Ogden W.
-Hill, special guardian of Daniel C. Pithough
and Duncan Pithough also appeared. The
said executors produced admission of due ser-
-vice of the citation heretofore issued to the heirs
of said deceased to attend the probate of said
will from all the heirs of said deceased residing
in the State of New York, the proper handwriting
of the signatures thereto was duly proved and
said admissions were duly filed in the surrogate
office. The said executors produced the affidavit
of the due publication of said citation in
the State paper which is also filed and also
that said citation was directed by mail
to the heirs of said deceased residing out of
this State, agreeable to the provisions of the
Statute. Whereupon the said executors are
authorized to proceed with the proof of said
-last said will and the following witnesses
were produced, sworn and examined and
testified as follows:

Livingston County ss. Surrogate Court
In the matter of proving the will of William
-Pithough late of Groveland in the County of
Livingston deceased as a will of real & personal
-estate. County of Livingston ss. Ogden W.
Hill of the town of Genesee in the County of
Livingston aforesaid being duly sworn both be-
-fore and say that he is a subscribing witness
to the last will and testament of William
-Pithough late of the town of Groveland in
the County of Livingston, aforesaid, deceased;
and this deponent further saith that the said
William Pithough the said testator did in the
presence of this deponent subscribe his name
at the end of the instrument; and at the end
of each page thereof which is now shown and
exhibited to this deponent and which purports
to be the last will & testament of the said William
-Pithough and which bears date on the nine-
-teenth day of December in the year of our
-Lord one thousand eight hundred and thirty
nine and this deponent further saith that the
said testator did at the same time of subscribing
his name as aforesaid at the end of the said
will declare the said instrument so subscribed
and now exhibited to be his last will and testa-
-ment. And this deponent F. H. Pelligrin, M. Bond
-Smith & Thomas P. Boyd did thereupon sub-
-scribe their names at the end of the said will
as attesting witnesses thereto in the presence and
at the request of the said testator. And this
deponent further saith that at the said
time when the said testator subscribed his
name to the said last will as aforesaid and
at the time of this deponent subscribing his name
as an attesting witness thereto as aforesaid
the said testator was of sound mind and

memory of full age to execute a will and was not under any restraint: and that the said will now appears in all respects as when so executed, without any alteration whatever; Cydon M. Willey, subscribed and sworn this 9th day of March 1840. Before me Benjamin P. Boyd Seneca Co. County of Livingston ss.

William M. Bond Senior of the town of Seneca in the County of Livingston aforesaid being duly sworn both depose and say that he is a subscribing witness to the last will and testament of William Fitzhugh late of the town of Brocton in the County of Livingston aforesaid deceased, and this deponent further saith that the said William Fitzhugh the said testator did in the presence of this deponent subscribe his name at the end of the instrument and at the end of each page thereof which is now shown and exhibited to this deponent and which purports to be the last will and testament of the said William Fitzhugh and which bears date on the nineteenth day of December in the year of our Lord one thousand eight hundred and thirty nine. And this deponent further saith that the said testator did at the same time of subscribing his name as aforesaid at the end of the said will declare the said instrument so subscribed and now exhibited to be his last will & testament and this deponent and Cydon M. Willey and Thomas P. Boyd did thereupon subscribe their names at the end of the said will as attesting witnesses thereof in the presence and at the request of the said testator. And this deponent further saith that at the said time when the said testator subscribed his name to the said last will as

aforesaid and at the time of this deponent's subscribing his name as an attesting witness thereto as aforesaid the said testator was of sound mind and memory of full age to execute a will and was not under any restraint; and that the said will now appears in all respects as when executed without any alteration whatever; William M. Bond Junior subscribed and sworn this 9th day of March 1840. Before me Benjamin P. Boyd Seneca Co. County of Livingston ss.

Thomas P. Bond of the town of Mount Morris in the County of Livingston being duly sworn as a witness both depose & say that he is a subscribing witness to the last will and testament of William Fitzhugh late of the town of Brocton in the County of Livingston deceased and the deponent further saith that the said William Fitzhugh did in the presence of this witness subscribe his name at the end of the instrument which is now shown & exhibited to this deponent and which purports to be the last will and testament of the said William Fitzhugh and that said testator also subscribed his name at the end of each page of such last will & testament, that said will bears date on the 19th day of December 1839, that at said time when the said testator so subscribed his name to said will as aforesaid and at the time of this deponent's subscribing it as a witness, the said William Fitzhugh declared the said instrument to be his last will and testament and this deponent and William M. Bond Junior & Cydon M. Willey did thereupon subscribe the said will as attesting witnesses thereto in the presence and at the request of said testator and in the presence of each other. That at said time the said testator was of sound

mind and memory, of full age to execute
a will and not under restraint and that
said will now appears in all respects as
when executed. S. D. Bond.

I subscribed and sworn in open Court be-
fore me this 9th day of March 1840. Benjamin
F. Angel Surrogate of Livingston County.

The foregoing proofs and examinations were
taken before me the Surrogate aforesaid on the 9th
day of March 1840 at my office in the town
of Genesee in the County of Livingston and
the depositions of Charles M. Wiley, William
M. Bond and Thomas P. Bond the subscri-
bers witnesses to the said will over by them
respectively subscribed after having been

first carefully read over to them; and I the
Surrogate being satisfied upon the said proof
before me taken as aforesaid, that lawful
service of notice of proving the said will
has been made on the heirs of the said
William Fitchugh the testator deceased;
That the said will was duly executed;
and that the said testator at the time
of executing the same was in all respects
competent to devise real estate and not
under any restraint, do therefore allow the
said will with the proofs and examinations
to be recorded: Given under my hand and
seal of office at Genesee in the County
of Livingston this 9th day of March
A.D. 1840. Benjamin F. Angel

In the name of God Amen
S. William Fitchugh
of the County of Livingston in the State
of New York being of sound and disposing
mind and memory, do make publish and

decend this my last Will & Testament as follows,
I do Commend my soul to Almighty God and
hope & Confidences of a happy immortality through
the merits of my Redeemer Jesus Christ: As to the
worldly estate wherewith it has pleased God to bless
me, I dispose of the same as follows. My real estate
in the City of Rochester, shall be divided into five
parts as nearly equal in value as possible by appraisers
to be appointed by my executors hereinafter named.
One fifth part thereof, I give and devise unto my
daughter Elizabeth P. Fitchugh her heirs and assigns forever.
One other fifth part thereof I give and devise unto
my daughter Mary C. Smith her heirs and assigns
forever: One other fifth part thereof I give and
devise unto my daughter Mary Packman her heirs
and assigns forever: One other fifth part thereof
I give and devise unto my son Daniel P.
Fitchugh in trust for the use of my daughter
Rebecca Backus and it is my will that my
said Trustee after the division of the above
mentioned real estate is made, take possession of
the last mentioned fifth part thereof and receive
the rents & profits thereof and apply the same to
the use of my said daughter Rebecca annually
during her life Provided nevertheless that I hereby
authorize my said Trustee if he shall deem it
most conducive to the interest of my said daughter
Rebecca, and if she shall cause thereto to sell
and convey in a simple, the whole or any part
of the real estate hereby devised in trust for her
use and either pay the proceeds of such sale
to my said daughter Rebecca, or invest the
same in other lands or in bonds & mortgages
of real estate or in some productive stocks, and in
case the proceeds of such sale or any part thereof
shall be so invested my said Trustee shall apply
the rents issue and profits of such other lands and