

having been duly sworn by the said Surrogate, testified that they did see the said deceased, sign and seal the said instrument and heard him publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased was of sound mind and not under any restraint, and that they subscribed their names to the said Will as witnesses at the request of the testator and in his presence. — Also the Rev^d Peter D. Van Pelt one of the subscribing witnesses to the Codicil annexed to said Will, being sworn by the said Surrogate, testified that he did see the said deceased sign and seal the said Codicil, and heard him publish and declare the same as and for a Codicil to his last Will and Testament, that at the time thereof the said deceased was of sound mind and not under restraint, and that he together with Daniel Messereau and P. T. Harrison the other subscribing witnesses to said Codicil subscribed their names thereto as witnesses at the request of the Testator in his presence. —

Whereupon the Surrogate upon the proof aforesaid being satisfied of the genuineness and validity of the said Will and the Codicil thereto annexed, Order that the said Will & Codicil be admitted to probate, and that letters testamentary thereon be granted to Maria Messereau, Henry F. Heberton and Winant Robinson the Executrix and Executors in the said Will named, after the expiration of thirty days from the time of taking the proof aforesaid, on their taking and subscribing the oath of office prescribed by law. Dated June 15. 1855. Rich^d Brochiron Surrogate

Be it also remembered that on the twentieth day of June in the year of our Lord, one thousand eight hundred and thirty five, personally appeared before me Maria Messereau, executrix, Wincent J. Bennett and Henry F. Heberton, executors, named in the Will of David Messereau Esq^r, late of the County of Richmond, deceased, and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed. — Whereupon, Letters Testamentary in due form of law, was issued to the said Executrix and executors, by the Surrogate aforesaid.

Richard Brochiron. Surrogate

¹⁰²
Record. Will of John Bodine Senior.
State of New York, Richmond County, Jr.

Be it remembered, that a Surrogate's Court, held for the County of Richmond at the Surrogate Office in the said County, the sixth day of April in the year of our Lord, one thousand eight hundred and thirty five, before Richard Brochiron, Surrogate of said County,

In the matter of the last Will & Testament of John Bodine Sen^r, late of Castleton, County of Richmond, deceased. Whereas, Jacob Bodine and Rev^d P. J. Van Pelt of the said County, appeared, and produced an instrument in writing, purporting to be the last will and Testament of John Bodine, Sen^r, and also produced an application in writing for the proof, record and probate of the said Will, — wherein they set forth, that the said John Bodine lately departed this life, at his residence in the said Town of Castleton, having previously made and published the said instrument as and for his last Will and Testament, that in and by the said Will your Applicants and Richard Bownes, are appointed the executors thereof; that the said deceased, left a widow, to wit, Catherine Bodine, and heirs and next of kin, Jacob Bodine one of your Applicants, Vincent Bodine, Mary wife of Joseph Lisk, Phoebe wife of Robert Lisk, Ann and Martha Bodine, also John, Cornelius, Peter D. B. Abraham, David, Catherine Mary, Lois & Ann Eliza Bodine (Children of John Bodine just deceased) also, James, Catherine, Susan, Mary, Harriet and Albert Bodine, (Children of Nathaniel Bodine, dec^d) of which Richard & next of kin, Abraham, David, Lois & Ann Eliza, Children of John Bodine just dec^d and James, Catherine, Susan, Mary, Harriet & Albert, Children of Nath^l Bodine, are major, — That the said Applicants are desirous the said Will be admitted to proof, Record and probate, and pray the aid of the Surrogate in the premises, — Whereupon Citation was issued to the widow and next of kin to the said deceased, requiring them to appear and attend the probate of the said Will, on the twenty seventh day of April instant, two o'clock in the afternoon at the Surrogate office in the village of Richmond. — It was also ordered that Daniel Van Dizer ^{of Dutchess} be appointed guardian of the foregoing minor heirs of the said John Bodine Senior deceased, for the sole purpose of appearing for and taking care of the interests of said minor, in the proceedings to be had on said Will, and that the twenty seventh day of May next is set apart for the proof of said Will for record, of which due notice thereof will be given to the heirs of said deceased, as required by law. Be it also remembered, that a Surrogate's Court, held for the

County of Richmond the twenty seventh day of April, one thousand eight hundred and thirty five, before Richard Crocheron, Surrogate of said County.

In the matter of probate of the Will of John Bodine Senr late of said County, deceased. Whereas citation was heretofore issued by the said Surrogate to the widow and next of kin to the said deceased, to attend the probate of the said Will this day, Jacob Bodine & Rev. D. S. Van Delt, executors named in said Will appeared, when the said Jacob Bodine returned said citation & made oath of its due service on the widow and next of kin residing in said County, and it also appeared that a copy of said citation had been published for two weeks, in the Richmond County free press, & newspaper designated by law to publish legal notices for the County of Richmond. Whereupon the said Court being satisfied that service of said citation has been made as required by law, and upon filing the said citation and Oath of Service and publication, leave was given the said executors to proceed to prove the said Will for probate, when upon James Cozine one of the subscribing witnesses to the said Will being sworn, testified as follows:

In the matter of proving the last Will and Testament of John Bodine Senr late of said County of Richmond, deceased, James Cozine of the Town and County aforesaid, being duly sworn deposes and saith, that he did see the said deceased, sign and seal the instrument now shown to him, purporting to be his last Will and Testament of the said deceased, bearing date the twenty ninth day of September, in the year of our Lord, one thousand eight hundred and twenty nine, and heard him the said deceased, publish and declare the same, as and for his last Will & Testament, that at the time thereof the said deceased was of sound disposing mind and memory and not under restraint to the best of the knowledge and belief of this deponent, and this deponent further saith, that he together with Cornelius Britton and John Nichols, the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses at the request of the testator in his presence and in the presence of each other, — James Cozine: — Sworn the 27th day of April 1835, before me, Rev. D. Crocheron, Surrogate.

Whereupon, the Surrogate aforesaid being satisfied of the genuineness and validity of the said Will, orders that the said Will be admitted to probate, and that letters testamentary be granted to the

executors in said Will named, after the expiration of thirty days from the time of taking the proof aforesaid, on their taking and subscribing the oath of office provided by law.

Be it also further remembered, that at a Surrogate Court held at the Surrogate office in the Village of Richmond the twenty seventh day of May in the year, one thousand, eight hundred and thirty five, before Richard Crocheron, Surrogate of the said County.

Whereas, by an Order duly made and entered, heretofore by the said Surrogate, appointing this day for the proof of the last Will and Testament of John Bodine Senr late of said County, deceased, for record; Jacob Bodine and Rev. D. S. Van Delt, two of the executors named in the Will of the said deceased appeared; when the said Jacob returned the Certificate of appointment of Guardian to the minor heirs of the said deceased, with an endorsement thereon under the signature of Daniel Van Duzer the Guardian so appointed of his consent to become the guardian of said minors; And the said executor also produced a notice to the heirs of the said deceased of his intention of offering the said Will for proof this day, and made oath of the service of said notice on all the heirs of the said deceased, except Cornelius & John Bodine, who is out of the County, and also produced a copy of such notice with a certificate of its publication in the State paper, (Albany Argus) for six weeks successively, which appointment of guardian & consent, notice to him, and oath of service is as follows.

The People of the State of New York.

To Daniel Van Duzer of the Town of Southfield in the County of Richmond. Greeting.

Whereas Jacob Bodine one of the Executors named in the last Will & Testament of John Bodine Senior, late of the Town of Southfield in the County of Richmond, deceased, as is alleged intends to make application to Richard Crocheron, Surrogate of our said County of Richmond, to have the said Will proved, before the said Surrogate, and recorded pursuant to the Revised Statutes of the State of New York, Chapter sixth, title first, article first, part second. — And Whereas it has been made satisfactorily to appear, that Abraham, David, and John Eliza Bodine (children of John Bodine just deceased) James, Catherine, Susan, Mary Harriet and Albert Bodine (children of Nathaniel Bodine and) heirs of the said John Bodine Senr did, are minors. — Therefore the said Surrogate, pursuant to the power in me vested

By the said revised Statutes, in pursuance of the Order of my Court before made and entered, do hereby appoint you the said Daniel Van Duzer, Guardian of the said minors, to take care of their interests in the premises. — Given under the hand and seal of office of the said surrogate, at the surrogate office in the Village of Richmond, the twenty-seventh day of April in the year of our Lord, one thousand eight hundred & thirty five. — Richard Crocheron, Surrogate.

In the matter of the Will of John Bodine Senior, deceased, I hereby consent to become guardian of the within named minors, heirs of the said John Bodine Senior, decd., to take care of their interests in the proceedings of said Will. — Dated April 27th 1835. — Daniel Van Duzer.

In the matter of proving the last Will and Testament of John Bodine Senr- deceased —
To Jacob Bodine, Vincent Bodine, Mary, wife of Joseph Lake, (Wife of Egbert Lisk, Ann & Martha Bodine, also James, Catherine, Susan, Mary, Harriet & Albert (Children of Ruth- Bodine decd.) Also Catherine, Cornelius, Mary, John Peter, Abraham, Lois, David and Ann Eliza (Children of John Bodine junr- decd.) The above named Abraham David, Lois, Ann Eliza, James, Catherine, Susan, Mary, Harriet, Albert Bodine, minors, through their Guardian Daniel Van Duzer. Please to take notice. — That I intend to apply to the surrogate of the County of Richmond at his office in the Village of Richmond on the 27th day of May next at ten o'clock in the forenoon, for the purpose of having the last Will and Testament of John Bodine Senr- late of Castleton in the County of Richmond, deceased, proved. Dated the 27th day of April 1835. — Jacob Bodine, Executor.

Richmond County, ss. Jacob Bodine the within named executor, being sworn, deposes that he served the within notice on Vincent Bodine, Mary, wife of Joseph Lake, (Wife of Egbert Lisk, Ann & Martha Bodine, Cath- Mary and Peter, the within named heirs, children of John Bodine junr- decd., also on the within named minors through their Guardian Daniel Van Duzer, which said notice was served more than fifteen days previous to this date. — Jacob Bodine. — Sworn the 27th day of May, 1835. before me Richard Crocheron, surrogate.

State of New York. City and County of Albany, ss. Philo K. B. of the City of Albany, being duly sworn, says, that he is foreman in the office of the Albany Argus, and that the notice, of which the annexed is a copy, has been regularly published in said Albany Argus, once in each week for six weeks, successively, commencing on the fourteenth day of April, last past. — Philo K. B.

Sworn before me, this 27th day of May 1835. J. M. Burt. Commissioner of deeds. Whereupon the said Court being satisfied with the proof made in the premises, that due notice had been given according to law, of the intention of having the said Will of the said deceased proved according to the revised Statutes of the State of New York, concerning Wills of Real and Personal property and the proof of them. — It was therefore ordered, on reading and filing the said notice to him, and affidavit of the due service and publication thereof, that the said Jacob Bodine have leave to proceed to prove the said Will. — Two of the subscribing witnesses to the said Will appearing and being sworn, deposed as follows. — State of New York. Richmond County, ss.

In the matter of proving the last Will and Testament of John Bodine Senr- late of Castleton County, of Richmond, decd. Cornelius Britton of Westfield and James Cozine of Castleton in said County being sworn, deposed and said, that they did see the said deceased sign and seal the said instrument now shown to them, purporting to be the last Will and Testament of the said deceased, bearing date the twenty ninth day of September in the year of our Lord, one thousand eight hundred & twenty nine, and heard him the said deceased, publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased was of sound disposing mind and not under restraint, to the best of the knowledge and belief of these deponents. — And that they the said deponents together with John Nicholls, the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses, at the request of the Testator in his presence and in the presence of each other.

James Cozine, one of the above named deponent further deposes that John Nicholls one of the subscribing witnesses to the Will of John Bodine Senr-, resides out of the State, viz. in the State of New Jersey as he is informed and believes to be true. — Cornelius Britton, James Cozine. Sworn the 27th day of May, 1835. before me, Rich- Crocheron, surrogate. And thereupon it appearing to the said Court that the said Will of the said John Bodine Senr-, deceased, was duly executed according to law, and that the said Testator who executed the same, was at the time of making such execution of sound mind and memory and not under any restraint. — It is therefore ordered by the said Court on due deliberation, that the said Will of the said deceased, together with the

proof thereof be recorded, - which said proof is herein before recorded and contained, and that the said Will so ordered to be recorded inas follows, to wit.

In the Name of God

I John Bodine, Senior, of the Township of Castleton, County of Richmond and State of New York; Considering the uncertainty of this mortal life, and being of sound and perfect mind and memory, blest be Almighty God for the same; do make and publish this my last Will and Testament in manner and form following, that to wit. — First, my Will is and I do give unto my beloved wife Catherine, for and during the time she shall remain my widow, in lieu of her dower, the full possession and use of all my Farm, with the dwelling house, out houses, Barns, meadows and Wood land thereto belonging, the same as is now possessed and owned by me. — Also I do give to her such household furniture and wearing apparel as she may choose and wish to have — And also I give to her one of my best Milch Cows. — As it respects all the residue and remainder of goods and chattels and moveable property belonging to me, I do order that it be sold at public sale by and at the discretion of my executor herein after named And the monies arising from the sale, and also all other monies, whether on Note, Bond, or otherwise not disposed of after the payment of my just debts — I wish to be equally divided between my wife aforesaid and my children, John, Nathaniel, Vincent, Jacob, Abraham, Mary, Patty, Ann and Phoebe to them and their heirs share and share alike, — with the exception of provision however of a deduction to be made from and out of the parts of John and Abraham and a special disposition in relation to Abraham's part as is herein after mentioned.

And further, it is my Will and I do order, that upon the decease or intermarriage of my ^{first} said wife, or sooner at any time after my decease, if it shall be thought best by my wife, my Executors and children generally, to make sale of my Farm and of all my Real estate, and turn the same into money — which in such case I am agreed to and hereby authorize and empower to be done. — Then be it known, that the monies arising from the sale of my Farm, and all my Real estate I wish and direct to be equally divided between or among my wife and children above mentioned, subject as

stated to the deduction and provisions ordered to be made in relation to the parts of John and Abraham, share and share alike to them their heirs & assigns forever; and if any of my said children shall die without lawful issue then my Will is, that his or her part as the case may be, be equally divided among the surviving legatees and heirs; provided he or she live therein. — In consideration of my son John having had the benefit of twenty eight acres of land for several years, I do therefore order him and his heirs to pay the sum of five hundred dollars, or the same to be deducted from his part and proportion of the monies coming to him, and the said sum I give and order to be equally divided among my children (sons) Vincent and Jacob, and the Reverend Peter H. Pelt to them their heirs and assigns forever. — With regard to my son Abraham, I having paid for him one hundred dollars not long ago, I do therefore order that sum to be deducted out of his part, and should any more just debts come against him, I do order them to be paid out of his part. — And further weighty reasons moving me thereto, I order Abraham's part and proportion of monies to be put out at interest, and he only to receive the interest at such rate and in such time and way as my executor shall be enabled to let him have it — leaving it at their discretion to let him have of the principal as circumstances shall require. — And further should he be troublesome and go to law, then in every such case, I order his part of the monies to be used by my executor in defending and carrying on such law suit. — Considering the peculiar situation of my daughter Patty, I do wish and order, as is also her request, her portion which is coming to her in money out of my estate, to be put in the hands of the Reverend Peter H. Pelt and Isaac R. Hourman, and I do accordingly leave Patty's portion in trust with them, to be disposed of and managed as they in their judgment shall think to be best for her. — And lastly, I do appoint my friends Peter H. Pelt and Richard Conner and my son Jacob Bodine Executors of this my last Will and Testament, hereby revoking all other Wills by me made. — In Witness whereof I have hereunto set my hand and seal this twenty ninth day of September in the year of our Lord, one thousand eight hundred and twenty nine.

Signed, sealed, published & declared by the above named John Bodine last to be his last Will & Testament in the presence of us, who at his request and in his presence have hereunto subscribed our names as Witnesses,
Cornelius Britton, John Nichols, James Cozine

State of New York, Richmond County, ss
 Be it remembered that a Surrogate Court, held at the Surrogate's office in the village of Richmond, in said County, on the twenty seventh day of April in the year of our Lord, one thousand eight hundred and thirty five, before Richard Crocheron, Surrogate of said County the last will and Testament of John Bodine Senr late of the said County deceased, (of which the foregoing is a copy) was admitted to probate after citation to the executors and next of kin to the said deceased, duly issued, served, returned and filed according to law: Whereupon at the place and on the day aforesaid, James Cogine one of the subscribing witnesses to the said will, after having been duly sworn by the said Surrogate, testified that he did see the said John Bodine Senr, sign and seal the said instrument and heard him publish and declare the same as and for his last will & Testament, that at the time thereof the said deceased was of sound mind and not under any restraint to the best of his knowledge and belief, and that he together with Cornelius Britton and John Nicholls subscribed their names to the said will as witnesses at the request of the testator in his presence and in the presence of each other. — Whereupon, I the said Surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said will, ordered that the said will be admitted to probate, and that letters Testamentary thereon be granted to the executors in the said will named, after the expiration of thirty days from the time of taking the proof aforesaid on their taking and subscribing the oath of office prescribed by law.

Dated May 20th 1835. Richard Crocheron, Surrogate.

Be it also remembered that on the twenty seventh day of May, 1835, ~~Rev. D. J. Van Pelt~~ in the year of our Lord, one thousand eight hundred and thirty five, personally appeared before me Rev. D. J. Van Pelt and Jacob Bodine, and on the twenty eighth, the day following, Richard Crocheron, the executor named in the will of John Bodine Senr deceased, and was duly sworn to the faithful performance and execution thereof by taking the usual oath in cases prescribed. Whereupon letters testamentary in due form of law was issued to the said executor, by the Surrogate aforesaid.

Richard Crocheron, Surrogate.

Record Will of Catherine Bedell of Southfield, deceased.
 Be it remembered that a Surrogate Court held for the County of Richmond, at the Surrogate's office in the said County the tenth day of March in the year of our Lord, one thousand eight hundred and thirty four, before Richard Crocheron, Surrogate of said County, in the matter of the last will & Testament of Catherine Bedell, late of Southfield, Richmond County and State of New York, deceased.

Whereas, Israel Bedell, son of the said deceased, appeared, and made application for the proof, record and probate of the will of said deceased, (which said instrument he had deposited with the said Surrogate some days previous) and set forth, that the said deceased left certain heirs at law, of which, Lucretia Jacobson and Louisa Jacobson are minors, and prayed the aid of the Surrogate in the premises, whereupon it was ordered that Bedell Jacobson of the Town of Northfield in said County be appointed Guardian for the said minors to take care of their interests in the premises. — in which will the above applicant, Israel Bedell is one of the principal devisees,

The People of the State of New York.

To Bedell Jacobson of the Town of Northfield in the County of Richmond, greeting.

Whereas, Israel Bedell, one of the devisees named in the last will and Testament of Catherine Bedell, late of the Town of Northfield, in the County of Richmond, deceased, as is alleged, intends to make application to Richard Crocheron, Surrogate of our County of Richmond, to have the said will proved before our said Surrogate, and recorded pursuant to the revised Statutes of the State of New York, Chapter sixth, title first, Article first, part second, — and whereas it has been made satisfactorily to appear that Lucretia Jacobson and Louisa Jacobson heirs of the said Catherine Bedell are minors, I therefore the Surrogate aforesaid, pursuant to the power in me vested by the said revised Statutes, in pursuance of an order of my Court before made and entered, do hereby appoint you the said Bedell Jacobson, Guardian for the said minors, to take care of their interests in the premises.

Given under the hand and seal of office, of the said Surrogate, at the Surrogate's office in the village of Richmond the tenth day of March, in the year of our Lord, one thousand eight hundred and thirty four.

Richard Crocheron, Surrogate.

Be it also remembered that at a Surrogate Court held for the County of Richmond, at the Surrogate office in the said County, - Present, Richard Crocheron, Surrogate.

April 14, 1834. In the matter of proving the will of Catherine Beedell late of said County, deceased.

Appeared in said Court, Israel Beedell, being a delegate of the said deceased, and the applicant for the proof of her will; Ephraim Clark, a delegate heir in the right of his wife, Ann B. Clark. - J. N. Tooker and other heirs of the said deceased. - Whereupon the said Israel Beedell produced a notice in writing, to the heirs of the said deceased of his intention of offering the said will of the said deceased for proof this day before the said Surrogate, and made oath of the service of said notice on the heirs of the said deceased. - Which notice to heirs and oath of service is as follows.

In the matter of proving the last Will & Testament of Catherine Beedell, deceased.

To Ephraim Clark and Ann his wife, and all other interested in the will of the said deceased. - Please to take notice, that I intend to apply to the Surrogate of the County of Richmond at his office in the Village of Richmond on the fourteenth day of April next at two O'clock in the afternoon, for the purpose of having the last will and Testament of Catherine Beedell late of Southfield in the County of Richmond, deceased proved. - Dated the tenth day of March, 1834. - Israel Beedell one of the Legatees.

Richmond County, ss. - Israel Beedell being sworn saith that he served a copy of the within notice on Cornelius Beatty & Ann his wife, Saint Coddington & Catherine his wife, Benson Seaman & Eliza his wife, John N. Tooker and Maria his wife, Peter Jacobson, Peter B. Jacobson, Cornelius Jacobson, Abraham Jacobson & Beedell Jacobson and also on Augusta Jacobson & Maria Jacobson, minors, by their guardian the said Beedell Jacobson, - also on Doct. Ephraim Clark and Ann his wife, which said notice was served more than twenty days previous to this date on those residing out of the County, and more than fifteen days on those residing in the County, - and this deponent further saith that he transmitted a copy of said notice to Chs. A. Luckinbach & Matilda his wife, residing in Bethlehem in the State of Pennsylvania (as he is informed) enclosed in a letter wrote by J. N. Tooker, requesting the said Luckinbach & his wife to acknowledge due service of said notice, and transmit it to him, (as he is informed by said Tooker, and which he believes to be true. - And said deponent further

saith, that those persons above named, constitutes all the heirs at law of the said Catherine Beedell, deceased. - Israel Beedell. - Sworn the 14th day of April 1834. before me, - Richard Crocheron, Surrogate.

Whereupon appeared to the said Court that notice to heirs of the intention of offering the said will for proof, this was not served on Chs. A. Luckinbach and his wife as required by law. - Whereupon it was ordered, that the cause for the proof of the said will be adjourned seven weeks, to Monday June second, two o'clock in the afternoon.

Be it also remembered that a Surrogate Court held for the County of Richmond, at the Surrogate office in said County the second day of June, A.D. 1834. - Present, Richard Crocheron, Surrogate.

In the matter of proving the will of Catherine Beedell late of the said County, deceased.

The said matter being adjourned to this day, Israel Beedell the applicant for the proof of said will, with his Counsel John Wallis Esq. appeared. - Doct. E. Clark appeared with his counsel B. B. Sheldford & R. Marsh Esq. to oppose the proof of the said will, Benson Seaman and other heirs at law of the said deceased, also appeared. - The said Israel produced a notice to heirs of said deceased of his intention of offering the said will for proof this day, and the acknowledgment of its due service by Chs. A. Luckinbach & Matilda his wife, and the affidavit of J. N. Tooker, respecting the signatures of the said Luckinbach & his wife, and also produced a copy of said notice, with an affidavit of its publication in the Albany Argus for six weeks successively, which affidavits are as follows.

We hereby admit due service of the within notice, April 21st 1834. Matilda Luckinbach, Chs. Aug. Luckinbach.

City and County of New York, ss. John N. Tooker of the City of New York, being duly sworn, deposes and saith, that he is acquainted with Chs. Aug. Luckinbach, and Matilda his wife, two of the persons to whom the within notice is directed - that he has seen them write and know their hand writing; and that from his knowledge of their hand writing, he believes the signatures Matilda Luckinbach and Chs. Aug. Luckinbach to the above written admissions of the service of said notice, to be the proper hand writing of the said Chs. Aug. Luckinbach and Matilda his wife respectively. John N. Tooker. Sworn the 30th day of May 1834. before me, R. M. Popham, Com. of deced. State of New York, City and County of Albany, ss. Philo H. Cole, of the City of Albany, being duly sworn, says, that he is foreman in the office of the Albany Argus, and that the no

ture, of which the annexed is a copied copy; has been regularly published in said Albany Argus, once in each week for six weeks successively, commencing on the eighteenth day of April last past, — Philo H. Cole, — Sworn before me, this 27th day of May 1834. T. M. Burt.

Whereupon the said Court being satisfied with the proof made in the premises, that due notice has been given according to law, of the intention of the said will of the said deceased, proved, according to the revised Statutes of the State of New York, concerning Wills of Real and personal property and the proof of them. — It was therefore ordered, on reading and filing the said notice to him, and official acts of the due service and publication thereof, that the said Israel Bedell have leave to proceed in the proof of the said will, whereon the following testimony was given.

In the matter of proving the last Will & Testament of Catherine Bedell late of Southfield, Dutchess County, Phoebe Young, being sworn, saith, that her name before marriage was Phoebe Hicks, that she saw Catherine Bedell late deceased, sign the instrument now shown to her, bearing date the twenty third day of February, in the year of our Lord, one thousand eight hundred and twenty nine, and heard her publish and declare the same as, and for her last will and Testament, that at the time thereof the said deceased was of sound disposing mind and memory, and not under any restraint to the best knowledge and belief of this deponent; that she together with Lewis Hicks, and Benj^m Mercer the other subscribing witnesses, to the said will, subscribed their names thereto as witnesses, at the request of the testatrix, in her presence and in the presence of each other. — And this deponent further saith, that the said Lewis Hicks, one of the subscribing witnesses was her Father, and is now deceased, that Benj^m Mercer the other witness to said will, she has not heard of for some length of time, and does not know what has become of him; that she does not think the will was read in her presence to the testatrix, that she does not know the time the said will was executed, it was cold weather, doth not recollect whether it was winter or spring; — That her Father the said Lewis Hicks, requested her to go to the house of Mr Bedell to witness her will; that when she went into the room, Mr Bedell was sitting on the bed, with the will before her; that there was no other persons in the room with Mr Bedell but the subscribing witnesses and Israel Bedell at the

time of the execution of said will; that she left the room shortly after subscribing her name as a witness, leaving the above persons and will there; that she thinks the will was drawn by the said Mercer, that the said Mercer had resided in the family of said Israel Bedell for some months; that she does not know what his business there was, that he formerly kept a school at groves end on Long Island, — Phoebe Young.

Elizabeth Mercer, being sworn, saith, she is the wife of Benj^m Mercer, that she knows the hand writing of said Mercer, that the signature Benj^m Mercer as witness to the will of Catherine Bedell, now shown her, is the hand writing of her said husband; that the said Mercer has been gone some years; that she does not know where he is, thinks he is dead, that she has made enquiries after him, but has not heard anything from him; — that he was a man irregular in habits at times, that he left her four years since, that she has seen him but once since in that time, about two years ago met him in the Market in the City of New York, did not speak to him; that a lady a friend of hers told her, she saw the death of a man by the name of Mercer, in a newspaper, called the Sun, that said deponent has two sons, one 25 years of age, the other 23 years, both living with her in the City of New York, that her said sons have not heard any account of their Father, which they assure her. — Elizabeth Mercer.

Jacob B. Carle, being sworn, saith, that he was well acquainted with Benj^m Mercer, that he is acquainted with the hand writing of said Mercer, that the signature Benj^m Mercer to the will of Catherine Bedell here produced, is in said Mercers hand writing, that the said Mercer had resided with said Mercer for some time, that he was a man he thought considerable of, and had offered him a home in his family, that he had one failing, intoxication at times, that he has not seen said Mercer for two years, that he has made considerable enquiries, but have not heard anything from him, said enquiries were lately made at the instance of Israel Bedell, that the said enquiries were among the former friends of said Mercer, to wit. Captain Barnett in whose employ said Mercer was three or four years since, Daniel Young, barstman, Isaac Young, barstman, Hor^l Soper son of Mr Hicks, by her former husband, Coffee Lang, Fisherman Colandrian that said enquiries, were made several times in the months of April and May; that the said deponent hath been acquainted with said Mercer four years or upwards, the above witnesses sworn before me. Jacob B. Carle.

The defendant, by his counsel offered to produce testimony, as they alleged would amount to a revocation of said will by the said Catherine; - The admission of which was objected to by the counsel for the Applicant, inasmuch as it contained no act of the said Catherine to revoke the will here produced, as required by the statute in regard to the matter, nor that she was held in duress, but could revoke the said will if she had been so advised, which was so advised by said surrogate. - On application of the defendant's counsel the cause was adjourned to the fourteenth instant. - On which day the parties again appeared.

Jacob B. Esch, being again sworn on the part of the Applicant, saith that he is acquainted with the hand writing of Lewis Hicks, that the signature Lewis Hicks, as subscribing witness to the will of Cath^r Bedell, dec^d, from his knowledge of the hand writing of said Hicks, the said signature is in the hand writing of said Hicks. - Jacob Esch, sworn before me, Rich^d Brocheron, Surrogate.

And thereupon it appearing to the said Court that the said Will of the said Catherine Bedell, deceased, was duly executed according to law, and that the said testatrix who executed the same was at the time of making such execution of sound mind and memory and not under restraint. It is therefore Ordered by the said surrogate on due deliberation, that the said Will of the said deceased, together with the proof thereof be recorded, - which said proof is herein before recorded and contained.

Be it also remembered that a Surrogate's Court held for the County of Richmond at the Surrogate's office in said County the eleventh day of July, one thousand eight hundred and thirty five Present. - Richard Brocheron, Surrogate.

In the matter of the last will and Testament of Catherine Bedell late of said County, deceased.

Dost Ephraim Black, heir at law of said deceased, in the right of his wife Ann B. Black appeared with his counsel B. B. Phelps Esq^r and made and produced to the said Court, in writing, an appeal from the decision of said Court, in allowing and confirming the said Will of the said Catherine Bedell deceased, to Ogden Edwards, Esquire, Circuit Judge of the first Circuit. - And the said Black, produced bonds as required by the statute in such cases, with sufficient security approved by the said surrogate. - Whereupon it was Ordered that the said appeal be allowed, and that a return of the proceedings & proof on said will be made to the said judge as early as practicable. -

Be it also remembered, that a Surrogate's Court, held for the County of Richmond the first day of June, one thousand eight hundred and thirty five. Present. - Rich^d Brocheron, Surrogate.

In the matter of the Will of Catherine Bedell late of Southfield Richmond County dec^d.
Dost E. Black one of the heirs of said deceased appeared, & made and produced an instrument in writing, setting forth that whereas the undersigned, one of the heirs at law of Cath^r Bedell late of Southfield, Richmond County deceased, did on the eleventh day of July: A. D. 1834, appeal from the Surrogate's decision in allowing and confirming the Will of the said deceased, to Ogden Edwards, Esq^r Judge of the first Circuit; now be it known that I do hereby withdraw the said appeal, and allow the said Will to be recorded, - therefore the said Will heretofore ordered to be recorded, be made agreeable to said Order and is as follows.

The last Will and Testament of Catherine Bedell of the Town of Southfield, County of Richmond, State of New York.

I Catherine Bedell, considering the uncertainty of this mortal life, and being of sound mind and memory, (Blessed be Almighty God for the same) do make and publish this my last Will & Testament in manner and form following, (that is to say)

First, I give and bequeath unto my Grand daughter Ann B. Black wife of Ephraim Black, two feather beds, two unair beds, three blankets, the best bed spread, one blue and white coverlid, two new woolen sheets, all my bed and window curtains, one field bedstead, one high post bedstead, two looking glasses, one pair of brass and iron, a shovel and tongs, a pair of bellows, two hammels, all my chairs, plates and pewter platters, three silver table and six silver tea spoons, two salvers, one grid iron and waffle iron, my looking and earthen pots, one coffee pot and one tea Kettle, also one couch, one square walnut table, one large Mahogany table, one Carpet, one washing tub, one brass bound stool, one wash stand and bowl, two large tin canisters, one tin sugar box, one marble mortar, one spinning wheel, and my muff and tippet.

Item, I give and bequeath unto my daughter Reacathy, - one Bureau and one side board.

Item, I give and bequeath unto Jeremiah Simonson, son of the late Isaac Simonson, the sum of fifty dollars to be held in trust for him, untill he shall have arrived at the age of eighteen.

years, by his uncle Jeremiah Simonson, but in case the said Isaac dies before he has arrived at the age of eighteen years, then the said fifty dollars to revert unto my son Israel.

Item, I give and bequeath unto the colored man Peter, formerly my slave, the sum of twenty five dollars, to be expended by my son Israel in the purchase of a suit of clothing for the said Peter.

Item, all my wearing apparel, with the exception of my stockings, which I bequeath unto my son Israel, to be equally divided between my daughter Melathy and my grand daughter Ann B. Clark, to be held by each and every of them and to be used and disposed of as they may think proper.

Item, all the rest, residue and remainder of my personal estate property, after paying all my just debts and funeral expenses, I give and bequeath unto my son Israel, my daughter Melathy and my grand daughter Ann B. Clark to be held and used by each and every of them as he or she may think proper.

Item, I give, devise and bequeath unto my said son Israel, all that my certain lot or parcel of land, situate, lying and being in the town of Southfield aforesaid and adjoining the state lands and lands of the late John H. D. Jacobson and lands of Abraham Fountain and lands of my said son Israel, also the undivided moiety or half part of a lot of salt meadow, situate in the old town meadows, the said moiety being owned by the said Israel Beadell, to have and to hold the same, in manner, form and contents as follows, to-wit: namely, if the said Israel Beadell survives his present wife Maria, I give and bequeath all the above mentioned and described premises to my said son Israel, to have and to hold the same to him, his heirs and assigns forever, but in case the said Israel should die before his wife Maria, I give and bequeath the said premises to my grand son John Henry Beadell, son of Israel Beadell, my grand daughter Ann B. Clark and my grand daughter Lucretia Jacobson daughter of the late John H. D. Jacobson, to have and to hold the same, their heirs and assigns forever, but in case either of them should die without leaving lawful issue then in that case I give and bequeath his or her share or part to the survivors and to their heirs and assigns forever.

Item, I further give, devise and bequeath unto my said son Israel Beadell his heirs and assigns, all my right, title and interest of and in all that certain lot of land called the two-acre lot, situate on the southeasterly side of the road leading to the Long Island ferry; also all my right, title

interest of and in all that certain lot of salt meadow, situate lying and being in the old town salt meadows, containing three acres be the same more or less, together with all my other freehold estate whatsoever and wheresoever not herein described nor otherwise disposed of, to have and to hold the same to the said Israel Beadell, his heirs and assigns forever.

And lastly, I do hereby appoint my friends Abraham Cole of the town of Westfield, Farmer, John B. Cole of the town of Southfield, Farmer, and Abraham Spritton of the town of Castleton, Miller, Executors of this my last will and Testament, hereby revoking all former wills by me made.

In witness whereof, I have hereunto set my hand and seal this twenty third day of February, in the year of our Lord, one thousand eight hundred and twenty nine.

Signed, sealed, published and declared by the above named Catherine Beadell to be her last will and Testament in the presence of us who have hereunto subscribed our names as witnesses in the presence of the testatrix.

Benjamin Mercer
Lewis Hicks
Phoebe Hicks

Catherine Beadell

State of New York 3 ss. Be it remembered that a Surrogate Court held at the Surrogate office in the said County of Richmond, on the second day of June, one thousand eight hundred and thirty four, before Richard Brocheron Surrogate of the said County the last Will and Testament of Catherine Beadell late of the said County deceased, (a copy whereof is hereunto annexed) was admitted to probate after notice to the next of kin to the said deceased, served returned and filed according to law. Whereupon at the place and on the day aforesaid Phoebe Goings (formerly Phoebe Hicks) one of the subscribing witnesses to the said Will, after having been duly sworn by the said Surrogate, testified that her name before her marriage was Phoebe Hicks, that she did see Catherine Beadell (late deceased) sign the instrument now shown her, bearing date the twenty third day of February, one thousand eight hundred and twenty nine, and heard her publish and declare the same as and for her last Will and Testament, that at the time the said deceased was of sound disposing mind and memory and was under no constraint, to the best knowledge and belief of said deponent, that she together with Lewis Hicks and Benjamin Mercer the other subscribing

Witnesses to the said Will, subscribed their names thereto as witnesses at the request of the Testatrix, in her presence of each other, whereupon I the Surrogate approved upon the above testimony, (and further proof made, by Elizabeth Mercer & Jacob B. Cole, who being duly sworn by the said Surrogate testified in the matter) being satisfied of the genuineness and validity of the said Will, doles that the said Will be admitted to probate and that letters testamentary thereon be granted, to Abram Cole, John B. Cole and Abraham Britton, the executor in the said Will named in their taking and subscribing the oath of office prescribed by law. - Dated July 6. 1835.

Richard Crockeron, Surrogate

Be it also remembered, that on the sixth day of July in the year of our Lord, one thousand eight hundred and thirty five, personally appeared before me Abraham Cole, one of the executors named in the Will of the said Katharine Israel, deceased, and were duly sworn to the faithful performance and execution thereof by taking the usual oath in such cases provided.

Whereupon, a certain Certificate in and form of law was issued to the said Abraham Cole, the executor aforesaid, by the said Surrogate.

Rich^d Crockeron, Surrogate

Record Will of James M. Gleese late of Southfield, deceased.

Be it remembered, that a Surrogate Court held for the County of Richmond at the Surrogate office in said County, the second day of June in the year of our Lord, one thousand eight hundred and thirty five before Richard Crockeron, Surrogate of said County. -

In the matter of the last Will & Testament of James M. Gleese, late of Southfield, Richmond County, deceased.

On reading and filing the petition of Rebecca M. Gleese widow of the said deceased, setting forth, that on or about the twenty eighth day of April last past, the said deceased departed this life at his residence in the said town of Southfield, having previously made and published his last Will and Testament, wherein all the personal property of the said deceased, were bequeathed to Rebecca Lewis, your petitioner, which was her name, before her marriage with the said M. Gleese, - that the next of kin to the said deceased are his infant children, Tyler and Ann M. Gleese, of whom your petitioner is the Mother: that Benjamin Burdage of the County of Monmouth in the State of New Jersey, is the sole executor, appointed in said Will, that your petitioner in various the said Will be admitted to probate, and a probate

the said of the Surrogate in the premises, - Whereupon it was ordered that citation issue to the widow and next of kin to the said deceased, requiring them to appear and attend the probate of the last Will and Testament of James M. Gleese, late deceased, at the Surrogate office in the Village of Richmond, on the first day of July next at the hour of ten o'clock in the forenoon.

Be it also remembered that a Surrogate Court, held at the Surrogate office in the Village of Richmond the first day of July, one thousand eight hundred and thirty five, Present, Rich^d Crockeron, Surrogate.

In the matter of Proving the Will of James M. Gleese late of Southfield, County of Richmond, deceased.

Whereas Citation was heretofore issued to the widow and next of kin to the said deceased to attend the probate of the Will of said deceased this day, James Guyon Esq^r appeared in behalf of the applicant for the proof of said Will, when it appeared on the return of said citation the acknowledgment of due service of said citation of the widow & next of kin, enclosed thereon, which citation & acknowledgment is as follows. - The People of the State of New York.

To the widow and next of kin of James M. Gleese late of the Town of Southfield, County of Richmond, deceased. Greeting.

You are hereby cited to be and appear before the Surrogate of the County of Richmond at his office in the Village of Richmond on the first day of July next at ten of the clock in the forenoon of the same day, to attend to the probate of a certain instrument in writing purporting to be the last Will and Testament of James M. Gleese late of Richmond County, deceased, on the application of Rebecca M. Gleese sole legatee. - Witness whereof, the Surrogate of the said County hath hereunto affixed his seal of office the second day of June one thousand eight hundred and thirty five. - Rich^d Crockeron, Surrogate.

In the matter of Probate of the Will of James M. Gleese, deceased. Rebecca M. Gleese, widow of the said deceased, do hereby acknowledge due service of the within Citation for the probate of the Will of said deceased. Also service of said citation for my infant children Tyler & Ann M. Gleese next of kin of the said deceased.

Dated, Southfield, June 2. 1835.

Rebecca M. Gleese.

Whereupon it appearing to the said Surrogate that the Statute provided for the proof of Wills of Personal estate have been fully complied with - It is therefore ordered on filing the said citation and admission of service that leave be given said Guyon to proceed in the proof of said Will. - James Lewis a subscribing witness to said Will testifies as follows.

State of New York, Richmond County, ss.

In the matter of proving the Will of James M. Gleese, late of the Town

of Southfield, County of Richmond, deceased.

James Lewis of Middletown, Monmouth County and State of New Jersey, being sworn, saith that he did see the said deceased, sign and seal the instrument now shown him, purporting to be the last will and testament of the said deceased, bearing date the twentieth day of February, in the year of our Lord, one thousand eight hundred and twenty nine, and heard him the said deceased publish and declare the same as and for his last will and testament, that at the time thereof the said deceased was of sound mind and not under any restraint to the best of the knowledge and belief of this deponent, and that he the said deponent together with Joseph Brown Junr and William Johnson the other subscribing witnesses to the said will, subscribed their names to the said will as witnesses, at the request of the testator in his presence and in the presence of each other. — and this deponent further saith that the said Joseph Brown Junr and William Johnson the aforesaid witnesses are residents of Middletown, County of Monmouth aforesaid, and that their business prevented them as they alleged, from attending to the proof of the will of the said James Mc Bleese. — James Lewis — sworn the first day of July 1835. Before me, Richard Crockeron, Esq. Justice.

And thereupon it appeared to the said court, that the said will of the said James Mc Bleese deceased, was duly executed according to law; And that the said testator who executed the same was at the time of making such execution of sound mind and memory and not under restraint, it is therefore ordered by the said surrogate on due deliberation ~~by the said court~~ that the said will of the said deceased, together with the proof thereof be recorded, which said proof is herein recorded and contained, and that the said will be ordered to be recorded, as follows, to wit:

In the Name of God Amen. — I James Mc Bleese of Middletown, in the County of Monmouth and State of New Jersey, being weak in body, but of sound and disposing mind and memory, bless be Almighty God for the same, do make and publish this my last will and testament in manner and form following, viz. — First my wish is that all my just debts and funeral charges be paid. — Secondly, I do give and bequeath unto Rebekah Lewis all my Oyster beds planted in Crowell Creek and Shrewsbury River together with all the rest of my goods and chattels of what kind and nature soever. — Third and lastly, I do appoint my respected friend Benjamin Burdage sole executor of this my last will and testament, hereby revoking all former wills by me made.

In Witness Whereof, I have hereunto set my hand and seal the twentieth day of February, in the year of our Lord, one thousand eight hundred and twenty nine.

Witnessed, sealed and published and declared by the above named James Mc Bleese to be his last will and testament, in the presence of us who have hereunto subscribed our names as witnesses in the presence of the Testator.

James Mc Bleese

Joseph Brown, Junr. William Johnson, James Lewis.
State of New York, Monmouth County, ss.

Be it remembered that a Surrogate Court, held at the surrogate office in the said County, on the first day of July, in the year of our Lord, one thousand eight hundred and thirty five. Before Richard Crockeron, Surrogate of the said County, the last will & testament of James Mc Bleese late of said County, deceased, (a copy whereof is herewith annexed) was admitted to probate, after citation to the widow and next of kin to the said deceased, duly issued, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid, James Lewis, one of the subscribing witnesses to the said will, after having been duly sworn by the said surrogate, testified that he did see the said James Mc Bleese, sign and seal the said instrument and heard him publish and declare the same as and for his last will and testament, that at the time thereof the said deceased was of sound mind and not under any restraint to the best of his knowledge and belief, and that he together with Joseph Brown Junr and William Johnson the other subscribing witnesses to the said will, subscribed their names there to at the request of the testator and in his presence. — Whereupon the surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said will, order that the said will be admitted to probate, And that administration of the estate of the said deceased be given to Rebecca Mc Bleese, the widow & legatee of the said deceased, on her taking and subscribing the oath of office prescribed by law. — Benjamin Burdage, the executor named in the will of said deceased, having renounced his right of administering his estate.

Richd Crockeron, Surrogate

Be it also remembered that on the fifth day of August, one thousand eight hundred and thirty five, personally came and appeared before me Rebecca Mc Bleese, widow, & legatee named in the will of said deceased, and were duly sworn to the faithful administration of the estate of the said deceased by taking the usual oath. —

Richd Crockeron, Surrogate

(123)

Record Will of Abraham Dehart, of Northfield, deceased.
State of New York. Richmond County. ss.

We it remembered that a Surrogate's Court held for the County of Richmond at the Surrogate's office in said County on the first day of June in the year of our Lord, one thousand eight hundred and thirty five, before Richard Crocheron, Surrogate of said County.

In the matter of the last Will & Testament of Abraham Dehart, late of Northfield, County of Richmond, deceased.

Whereas Isaac Skinner of the Town & County aforesaid, appeared and set forth, that the said Abraham Dehart, departed this life on the twelfth day of April last past, first having made and published his last Will and Testament, that in and by the said Will, Charity Dehart, widow of the said deceased, is appointed executrix, and your Applicant the said Isaac Executor thereof, that the heirs at law of the said deceased, are his Children, to wit, Lemima K. wife of Daniel Decker, Elizabeth Ann Dehart, Edward Dehart, Garret P. Dehart, John K. Dehart, Moses Dehart, Abraham Dehart, Mary Jane Dehart, Catherine Dehart & Sarah Frances Dehart, all minors, except Lemima, the first named; that your Applicant is desirous the said Will be admitted to proof, receive & probate, and requests the aid of the Surrogate in the premises. — Whereupon an order was made and entered, that Charles Van Name of the Town of Northfield, County of Richmond aforesaid, be appointed guardian of the above named minors, for the sole purpose of appearing for and taking care of the interests of the said minors, in the proceeding to be had in the said Will, and that the twenty day of June instant is set apart for the proof of said Will, of which due notice shall be given to the heirs of the said deceased as required by law. — Appointment of guardian as follows.

The People of the State of New York.

To Charles Van Name of the Town of Northfield in the County of Richmond: — Greeting

Whereas Isaac Skinner an executor named in the last Will and Testament of Abraham Dehart late of Northfield County of Richmond, deceased, as is alleged intendant to make application to Richard Crocheron, Surrogate of our said County of Richmond, to have the said Will proved before our said Surrogate, and recorded pursuant to the revised Statutes of the State of New York, Chapter Sixth, title first article first part and whereas it has been made satisfactorily to appear that,

(124)

Elizabeth Ann Dehart, Edward Dehart, Garret P. Dehart, John K. Dehart, Moses Dehart, Abraham Dehart, Mary Jane Dehart, Catherine Dehart and Sarah Frances Dehart, heirs of the said Abraham Dehart are minors. — It there for the Surrogate aforesaid, pursuant to the power in me vested by the said revised Statutes, in pursuance of an Order of my Court, before made and entered, do hereby appoint you the said Charles Van Name, guardian for the said minors to take care of their interests in the premises. — Given under the hand and seal of office of the said Surrogate, at his office in the Village of Richmond in said County, the first day of June in the year of our Lord, one thousand eight hundred and thirty five.

Richard Crocheron, Surrogate

We it also remembered, that at a Surrogate's Court, held in and for the County of Richmond the twentieth day of June, one thousand eight hundred and thirty five, — Present Richard Crocheron, Surrogate

In the matter of proving the Will of Abraham Dehart late of Northfield, County of Richmond, deceased. —

Isaac Skinner the executor named in said Will aforesaid and produced a notice in writing to the widow and heirs of the said deceased of his intention of offering the said Will for proof this day, and he being sworn by the said Surrogate, deposed that he served the said notice on the persons therein named, more than fifteen days previous to this date, also that the persons named in said notice comprises all the heirs of the said deceased, which notice and oath is as follows,

In the matter of proving the last Will and Testament of Abraham Dehart, deceased. — To Charity Dehart, widow, Daniel Decker & Lemima his wife, heirs, next to Elizabeth Ann, Edward, Garret P., John K., Moses, Abraham, Mary Jane, Catherine and Sarah Frances Dehart, minor heirs, through their guardian Charles Van Name Please to take notice, that I intend to apply to the Surrogate of the County of Richmond, at the house of the said deceased, on the twentieth day of June instant at three o'clock in the afternoon for the purpose of having the last Will and Testament of Abraham Dehart late of Northfield, Richmond County, deceased, proved.

Dated the first day of June, 1835. — Isaac Skinner, executor Richmond County, ss. Isaac Skinner, being sworn, deposes, that he served the within notice, on the persons therein named, more than fifteen days previous to this date, and further deposes that there are no other heirs of Abraham Dehart deceased than those named in the said within notice, Isaac Skinner sworn the 20th day of June, A. D. 1835, before me, Richard Crocheron, Surrogate.

Whereupon the said Court being satisfied with the proof made in the premises, that due notice has been given according to law, of the intention of having the said Will of the said deceased proved, according to the revised Statutes of the State of New York, concerning Wills of Real and personal property and the proof of them. — It was therefore ordered on reading and filing the said notice to him, and Oath of service of said notice, leave was given Isaac S. Kniser the acting executor aforesaid to proceed in the proof of said Will; — proof as follows

State of New York. Richmond County, ss.
In the matter of proving the last Will and Testament of Abraham Dehart, late of Northfield, Richmond County and Matthias Dehart and P. B. Porke, of the Town of Northfield in the County of Richmond, being sworn, deposed & sworn, that they did see the said deceased, sign and seal the instrument now shown them, purporting to be the last Will & Testament of the said deceased, bearing date the nineteenth day of March in the Year of our Lord, one thousand eight hundred and thirty four, and he read him the said deceased publish and declare the same, as also for his last Will & Testament, that at the time thereof the said deceased was of sound mind and not under any restraint, to the best of the knowledge and belief of these deponents; And these deponents further swear, that they each and severally subscribed their names to the said Will as witnesses, at the request of the testator, in his presence and in the presence of each other, — Matthias Dehart, P. B. Porke sworn & subscribed the 20th day of June 1835. before me, P. B. Brodhead, sworn

And thereupon it appeared to the said Court that the said Will of the said Abraham Dehart, deceased, was duly executed according to law; And that the said Testator who executed the same was at the time of making such execution of sound mind and memory and not under restraint; — It is therefore ordered by the said surrogate on due deliberation that the said Will of the said deceased, together with the proof thereof be recorded, which said proof is herein before recorded and contained, and that the said Will be ordered to be recorded as follows, to wit:

In the Name of God. Amen. I, Abraham Dehart of the Town of Northfield, County of Richmond and State of New York, Waterman, considering the uncertainty of this mortal life and being weak in body, but of sound mind

and memory, blessed be God, do make and publish this my last Will and Testament, (revoking all other and former Wills) in manner and form following, viz. — First, after my death, I give and bequeath my soul to God, and my body to the earth, there to be decently interred by my Executors herein after named. — Secondly, I will that my beloved wife Charity, and my three in law; Isaac Kniser be my Executors and executing that they make sale of my movable property, and as much of my Real estate as will be sufficient to pay all my just debts and funeral expenses. — The residue of my Real estate I leave with my said wife during her natural life or so long as she remains my widow, she taking the best care she can of our minor children. — Thirdly, I will and direct, that after the death or marriage of my beloved wife aforesaid, the residue of my property Real and personally be equally divided, or sold, and the money equally divided among my ten dear children equally as follows to my daughter Fennima Dehart one tenth, to my daughter Elizabeth Ann Dehart one tenth, to my son Edward Dehart one tenth, to Garret D. Dehart one tenth, to John D. Dehart one tenth, to Moses Dehart one tenth, to Abraham Dehart one tenth, and to my dear daughter, Mary Jane one tenth, to Catherine one tenth and to Sarah Francis one tenth, to be paid to them as they come of age, after the death or marriage of their mother above mentioned, but if any of these my children should die, before they become of age and without issue, then their portions to be equally divided among the surviving of my children and their heirs. — Lastly, I order and direct to prevent any controversy, that the property last mentioned be sold or divided as my other executor may think best for the benefit of all. In witness whereof, I have hereunto set my hand and seal the nineteenth day of March, in the Year of our Lord, one thousand eight hundred and thirty four.

Signed, sealed, published and declared by the above named Abraham Dehart in the presence of us who have hereunto subscribed our names as witnesses in the presence of the Testator. — Abraham Dehart
P. B. Porke of the Town of Northfield. — Cordellus Brodhead of Northfield. — Matthias Dehart of Northfield.

(121)

State of New York }
Richmond County } ss. Be it remembered that a Surrogate Court held in and for the County of Richmond, on the twentieth day of June, in the year of our Lord, one thousand eight hundred and thirty five, before Richard Crocheron, Surrogate of the said County, the last Will and Testament of Abraham Dehart late of the said County, deceased, (a copy whereof is hereto annexed) was admitted to probate, after notice to the Widow and next of kin to the said deceased, duly served, returned and filed according to law, — Whereupon at the place and on the day aforesaid, Matthias Dehart and P. O. Roche two of the subscribing witnesses to the said Will after having been duly sworn by the said Surrogate, testified that they did see the said Abraham Dehart, sign and seal the said instrument, and heard him publish and declare the same as and for his last Will and Testament, that at the time the said said deceased was of sound mind and not under any restraint to the best of their knowledge and belief, and that they each and severally subscribed their names to the said Will as witnesses, at the request of the testator and in his presence. — Whereupon the said Surrogate, on the proof aforesaid, being satisfied of the genuineness and validity of the said Will. — Order that the said Will be admitted to probate, and that letters testamentary thereon be granted to Charity Dehart executrix and Charles Dehart, executor in the said Will named, after the expiration of thirty days from the time of taking the proof aforesaid, on their taking and subscribing the oath of office prescribed by law.

Dated July 13. A. D. 1835. Richd. Crocheron. Surrogate.

Be it also remembered that on the third day of August in the year of our Lord, one thousand eight hundred and thirty five, personally appeared before me Charity Dehart executrix and Charles Dehart executor, named in the Will of the said Abraham deceased, and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed.

Whereupon Letters Testamentary were issued by the said Surrogate in due form of law, to the said executrix and Executor; and said letters recorded in the book for that purpose in the Surrogate's office.

Richard Crocheron. Surrogate.

(122)

Rec'd. Will of Susannah Morgan, of Northfield, deceased, State of New York. Richmond County. ss. Be it remembered, that a Surrogate Court held at the Surrogate's Office in said County, the fourth day of May, one thousand eight hundred and thirty five. — Present. Richard Crocheron. Surrogate. In the matter of the will of Susannah Morgan widow of John Morgan late of Northfield County of Richmond deceased. Whereas Henry Crocheron of the said County of Richmond, appeared and produced an instrument in writing, purporting to be the last Will and Testament of Susannah Morgan, deceased, in which, that the said Susannah lately departed this life at her residence in the said Town of Northfield, first having made and published the said instrument as her last Will and Testament, that in and by the said Will and Testament is appointed the sole executor, — that the said deceased left certain personal estate, that she left next of kin several children, all residing in the said County, except her son Jacob who resides out of the State; — that the said Applicant is desirous the said Will be admitted to probate, and that letters testamentary be granted on the estate of said deceased to your Applicant, and requests the Aid of the Surrogate in the premises. — It was thereupon ordered, that citation be issued to the next of kin to the said deceased, requiring them to appear and attend the probate of the said Will, (if they see fit) on the twenty second day of June next, time of day, P.M. at the Surrogate's Office in the Village of Richmond. — And that said citation be served on the next of kin residing in said County, and that a copy thereof be published in the Richmond County free Press for two weeks previous to said day.

Be it also remembered, that a Surrogate Court held at the Surrogate's Office in said County, the twenty second day of June, A. D. 1835. (Present. Richard Crocheron. Surrogate.

In the matter of proving the will of Susannah Morgan late of Northfield, County of Richmond deceased. Whereas citation was heretofore issued by the said Surrogate to the next of kin to the said deceased, requiring them to attend the probate of the will of said deceased this day, — Henry Crocheron, the sole executor named in said Will, the Applicant for its proof, appeared, and returned the said citation and made oath of its due service on all the next of kin to the said deceased residing in said County, and also produced proof of its publication in the Richmond County free Press for two

Weeks, agreeably to the order of the said Surrogate. Whereupon the said Court being satisfied with the proof made in the premises, that the next of kin of the said deceased have been duly cited as required by law to attend the probate of the said Will; on filing the said Citation and oath of service and publication, leave was given the said executor to proceed to prove said Will, proof as follows:

State of New York, Richmond County, ss.

In the matter of proving the Will of Susannah Morgan late dec'd Widow of John Morgan, late of Northfield, Richmond County, and

Peter Van Burkirk and Clark Van Burkirk of the Town and County aforesaid being sworn, depone and saith, that they did see the said deceased, sign and seal the instrument now shown them purporting to be the last Will and Testament of the said deceased, bearing date the twenty fourth day of March, in the year of our Lord, one thousand eight hundred and thirty five, and heard her the said deceased, publish and declare the same as and for her last Will and Testament that at the time thereof the said deceased was of sound mind and not under any restraint to the best of the knowledge and belief of these deponents, that they the said deponents subscribed their names to the said Will as witnesses, at the request of the testatrix in her presence and in the presence of each other. — Peter Van Burkirk one of the deponents further saith, that the signature in and to the said Will is in his hand writing, which he wrote at the request and in the presence of the said Susannah Morgan. Peter Van Burkirk, Clark Van Burkirk. — Sworn the 22nd day of June 1835. before me, Richard Crocheron, Surrogate.

And thereupon it appearing to the said Court that the said Will of the said Susannah Morgan deceased, was duly executed according to law, and that the said testatrix who executed the same was at the time of making such execution of sound mind and memory and not under any restraint. — It is therefore ordered by the said Court on due deliberation, that the said Will of the said deceased, together with the proof thereof be received, — which said proof is herein before received and contained, and that the said Will so ordered to be received, is as follows:

State of New York — ss. I, Susannah Morgan of the Town of Northfield in said County, by this my last Will and Testament give to my daughter Bethsiah Lecker Ten dollars. — I give to my son Israel all the Hay and the grain that is growing on the ground, and I bequeath

and herrow. — And I give and bequeath all the residue of my personal property, after paying my just debts and funeral expenses, to my son Israel and my daughter Ann, to be divided equally between them share and share alike.

I hereby appoint Henry Crocheron of said County executor of this my last Will and Testament, to execute and perform my requests herein before expressed, — In testimony whereof I have this the twenty fourth day of March A.D. one thousand eight hundred and thirty five, at Northfield aforesaid, and in the presence of each of the attesting witnesses, herunto subscribed my name and affixed my seal, hereby declaring this instrument so subscribed to be my last Will and Testament, and requesting Peter Van Burkirk and Clark Van Burkirk, to sign their names respectively as witnesses at the end of this my said Will.

Susannah Morgan

Subscribed and sealed at the end thereof by the said testatrix who acknowledged to each of the undersigned attesting witnesses that she had so made the said subscription. — The said Testatrix at the time so acknowledging the same, declaring the above instrument so subscribed to be her last Will and Testament, and each of the above attesting witnesses then and there signing his name, at the end of the said Will at the request of said Testatrix, in her presence and in the presence of each other.

Peter Van Burkirk.

Clark Van Burkirk.

State of New York, Richmond County, ss. Best remembered, that a Surrogate Court held, at the Surrogate office in the said County of Richmond, on the twenty second day of June, in the year of our Lord, one thousand eight hundred and thirty five, before Richard Crocheron, Surrogate of the said County, the last Will and Testament of Susannah Morgan late of the said County, deceased (of which the foregoing is a copy). — Was admitted to probate, after a Citation to the next of kin to the said deceased, issued, served, returned and filed according to law; Whereupon at the place and on the day aforesaid Peter Van Burkirk and Clark Van Burkirk the subscribing witnesses, after having been duly sworn by the said Surrogate testified, that they did see the said deceased, sign and seal the said instrument, and heard her publish and declare the same as and for her last Will and Testament, that at the time thereof the said deceased was of sound mind and not under

restraint to the best of their knowledge, and that they subscribe their names to the said will as witnesses at the request of the Testatrix & in her presence. — Whereupon the surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said will, orders that the said will be admitted to probate, and that letters testamentary thereon be granted to Henry Crocheron, executor in the said will named, after the expiration of thirty days from the time of taking the proof aforesaid, on his taking and subscribing the oath of office, prescribed by law.

Dated July 20th 1835.

Richard Crocheron, Surrogate

Be it also remembered, that on the nineteenth day of August in the year of our Lord, one thousand eight hundred and thirty-five, personally appeared before me Henry Crocheron the executor named in the will of the said deceased, his said deceased, and were duly sworn to the faithful performance and execution thereof by taking the usual oath in such cases prescribed

Richard Crocheron, Surrogate

Record Will of Abraham Cole ^{son of Stephen} ^{of Southfield}
State of New York, Richmond County, ss.

Be it remembered that a Surrogate Court, held at the Surrogate office in the County of Richmond, the twenty second day of June, in the year of our Lord, one thousand eight hundred and thirty five. — Present, Rich^d Crocheron, surrogate.

In the matter of the Will of Abraham Cole late of Southfield, County of Richmond and

Whereas Elizabeth Cole, widow of the said deceased, appeared and produced an instrument in writing, purporting to be the last will and Testament of Abraham Cole, and set forth by her petition, that the said Ab^m Cole departed this life on or about the twelfth day of June instant, in the said County, leaving a last will & Testament, in and by the said will your petitioner is appointed executor, and William Cole a son of your petitioner or the executor thereof, that the said said Elizabeth Cole, James Cole, Margaret, wife of Sam^l Holmes, & Nancy wife of Peter Simonson, that the said petitioner is desirous the said will be admitted to probate and letters testamentary be granted to the executor and the executor in the said will named, therefore requests a citation issuing out of and under the seal of this Court, requiring the

said next of kin, and all persons interested in said will, personally to be and appear when and where this Court may direct, to oppose or defend as they may see fit, the probate of said will. — Whereupon an order was made and entered that citation be issued to the next of kin to the said deceased, requiring them to appear and attend the probate of the said will (if they see fit) on the sixth day of July next, ten, o'clock in the forenoon, at the Surrogate office in the village of Richmond, and that the said citation be served on the next of kin as required by law.

Be it also remembered that a Surrogate Court held at the Surrogate office in the village of Richmond the sixth day of July, one thousand eight hundred and thirty five. — Present, Rich^d Crocheron, Surrogate.

In the matter of proving the last will & Testament of Abraham Cole late of County of Richmond deceased

Whereas Elizabeth Cole widow and the executor of the said will of said deceased and Rich^d A. R. Martin appeared, and returned the citation heretofore issued by this Court, to the next of kin to the said deceased, to appear and attend the probate of the said will this day (if they see fit), the said A. R. Martin being sworn by the said surrogate deceased, that he personally served the said citation, more than ten days previous to this date, on Wm Cole & James Cole, Sam^l Holmes & Margaret his wife, Peter Simonson & Nancy his wife by showing and reading it to them. — Whereupon the said Court being satisfied with the proof made in the premises, that due notice of offering the will for probate this day — had been given to the next of kin to the said deceased as required by law. — On filing the said citation and oath of service leave was given the said executor to proceed in the proof of said will. — Joseph Williams one of subscribing witnesses appearing

State of New York, Richmond County, ss.

In the matter of proving the last will and Testament of Abraham Cole late of Southfield, Richmond County & State of New York, and

Joseph Williams of the said County being sworn deponeth & saith, that he did see the said deceased, sign and seal the instrument now shewn to him, purporting to be the last will & Testament of the said deceased, bearing date the fifteenth day of September, in the year of our Lord, one thousand, eight hundred and twenty five, and heard him the said deceased, publish and declare the same as, and for his last will & Testament, that at the time thereof the said deceased was of sound mind and memory and not under any restraint to the best of the knowledge and belief of this deponent.

that he the said deponent, together with Joseph B. Williams and Richard Williams, the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses, at the request of the Testator, in his presence and in the presence of each other. — Joseph Williams, — Sworn the 6th day of July 1855. before me, Rich^d Crocheron, Judge.

And thereupon it appearing to the said Court that the said Will of the said Abraham Cole, deceased was duly executed according to law, and that the said Testator who executed the same, was at the time of making said execution of sound mind and memory and not under any restraint. — It is therefore ordered by the said Court on due deliberation, that the said Will of the said deceased together with the proof thereof be recorded, which said proof is herein before recorded and confirmed, and that the said Will be ordered to be recorded as follows.

In the Name of God, Amen. I Abraham Cole, of the Town of Southfield, in the County of Richmond and State of New York, being of legal age, but of sound disposing mind and memory, thank be to God for the same, feeling to mind the uncertainty of this mortal life, do make and publish this my last Will and Testament in manner and form following. — First of all, I commend my soul to Almighty God who gave it, trusting to his mercy and blood shed through the merits of my Redeemer for salvation, and my body to be buried in a Christian like decent manner at the discretion of my Executor hereafter named.

Secondly, as to the worldly estate it has pleased God to bless me with, I dispose of in the following manner, I do will and order that all my just debts and funeral charges be first paid for which I subject my whole estate. — Thirdly in case I should die without issue, I give devise and bequeath unto my beloved wife Elizabeth all my estate both Real and personal that I may die possessed of, for her comfortable support, to sell and dispose of the same as she may think proper, and to give good and sufficient deed or deeds of conveyance in the law for the same in fee simple to the purchaser or purchasers thereof, and if any of my estate should remain after the death of my wife Elizabeth to be equally divided between the children of my brother John Cole, the survivor or survivors of them. — But in case I should have any issue

by my present wife Elizabeth Cole, I will and order that immediately after my decease my said wife take charge of my whole estate and to have the use and profits of it for her and said child or children support until said child or children arrive to the age of twenty one years, at which period what shall remain, to be divided in the following manner, my said wife Elizabeth to have one third part of what may remain of my said estate, the other two thirds of said estate to my said child or if children to be equally divided between them. — And lastly, I nominate, constitute and appoint my beloved wife Elizabeth Executrix and her son William Cole executor to this my last Will & Testament.

Signed, sealed, pronounced and declared this to be my last Will and Testament, this fifteenth day of September, in the year of our Lord, one thousand, eight hundred & twenty five.

In the presence of
Joseph Williams
Joseph B. Williams
Richard Williams

Abraham Cole. 

State of New York, Richmond County, ss.
Be it remembered, that a Surrogate Court held at the Surrogate office in the said County, on the sixth day of July, in the year of our Lord, one thousand eight hundred and thirty five, before Richard Crocheron, Surrogate of the said County, the last Will and Testament of Abraham Cole, late of the said County deceased, (of which the foregoing is a copy) was admitted to probate, after a citation of the next of kin to the said deceased, issued, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid, Joseph Williams one of the subscribing witnesses to the said Will, after having been duly sworn by the said Surrogate, testified that he did see the said deceased sign and seal the instrument now shown him, and heard him publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased was of sound mind and not under any restraint to the best of his knowledge and belief, and that he together with Joseph B. Williams and Richard Williams the other subscribing witnesses, subscribed their names to the said Will at the request of the testator and in his presence. — Whereupon the Surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said Will, Order that the said Will be ad-

mitted to probate, and that letters Testamentary thereon be granted to the executrix and executor in the said Will named, after the expiration of thirty days from the time of taking the proof aforesaid on their taking and subscribing the oath of office prescribed by law.

Dated July 27. 1835. Rich^d. Crocheron. Surrogate.

Be it also remembered, that on the sixth day of August in the year of our Lord, One thousand eight hundred and thirty five, personally appeared before me Elizabeth Cook the executrix named in the will of Abraham Cook deceased and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases provided.

Richard Crocheron Surrogate

Record Will of Ann Stilwell, Southfield, dist. State of New York. Richmond County, N.Y.

Be it remembered that a Surrogate Court held at the Surrogate office in the village of Richmond in the County of Richmond the fifth day of August in the year of our Lord, one thousand eight hundred and thirty five. Present. - Richard Crocheron. Surrogate.

Whereas James Guyon, of the Town of Southfield in the County of Richmond appeared in said Court, and presented his petition, setting forth, that Ann Stilwell, late of Southfield County aforesaid had lately departed this life at her residence in the said town of Southfield, first having made and published her last Will and Testament, that the said deceased left at her personal estate, to the next of kin her children, to wit, William Stilwell, Daniel Stilwell, Elizabeth Stilwell, Mary wife of James Romer and Sarah wife of Henry Perine, all residing in said County; that in and by the said Will he the said petitioner is appointed the executor thereof, and that he is desirous the said Will be admitted to probate, and letters testamentary granted him on the said estate, and requested the aid of the Surrogate in the premises. - Whereupon an Order was made and entered, that citation be issued to the next of kin of the said deceased, requiring them to appear and attend the probate of the said Will (if they see fit) on the seventeenth day of August instant, five o'clock in the afternoon at the Surrogate office in the village of Richmond, and that the said citation be served on the next of kin as required by law.

Be it also remembered that a Surrogate Court held at the surrogate office in the County of Richmond, on the seventeenth day of August in the year of our Lord, One thousand eight hundred and thirty five. Present. - Richard Crocheron. Surrogate.

In the matter of proving the last Will and Testament of Ann Stilwell, late of Southfield, Richmond County, deceased.

Whereas, Citation was heretofore issued, to the next of kin of the said deceased, by the said Surrogate, requiring them to appear and attend the probate of the said Will this day; William & Daniel Stilwell, two of the next of kin appeared; the said William returned the said Citation, and made oath of its due service on all the next of kin of the said dec^d; which Citation and oath is as follows.

The People of the State of New York.

To Daniel Stilwell, William Stilwell, Elizabeth Stilwell, - James Romer & Mary his wife, Henry Perine and Sarah his wife. Greeting. - You are cited to be and appear before the Surrogate of the County of Richmond at his office in the Village of Richmond on the seventeenth day of August instant at six o'clock in the afternoon of the same day, to attend to the proof of a certain instrument in writing purporting to be the last Will and Testament of Ann Stilwell late of Southfield deceased, on the application of James Guyon, executor in said Will named; In witness whereof the Surrogate of the said County has hereunto affixed his seal of office, the fifth day of August, one thousand eight hundred and thirty five. Rich^d. Crocheron. Surrogate Richmond County, N.Y.

William Stilwell of Southfield in the County of Richmond being sworn deposes that he personally served the within citation on the persons therein named, by showing the original and reading it to them, more than five days previous to this date, and further deposes that the said persons comprises all the next of kin of the said Ann Stilwell the within named deceased, - 88^m Stilwell. - Sworn the 17th day of August 1835. before me, Richard Crocheron. Surrogate

Whereupon the said Court being satisfied with the proof made in the premises, that Citation to the next of kin of the said deceased, of the intention of offering the Will of the said deceased for proof this day, has been duly served on the said next of kin as required by law. - It was thereupon ordered on filing the said Citation and oath of service, that leave is hereby given to proceed in the proof of said Will. - proof as follows.

State of New York. Richmond County. ss.
In the matter of proving the last Will and Testament of
Ann Stilwell late of Southfield County of Richmond, dec'd.

John Stilwell of Westfield and John Randolph of Southfield, County aforesaid, being duly sworn, depose & swear, that they did see the said deceased, sign and seal the instrument now shown them, purporting to be the last Will and Testament of the said deceased, bearing date the seventeenth day of May, in the year of our Lord, One thousand, eight hundred and thirty five; and heard her the said deceased, publish and declare the same as and for her last Will and Testament, that at the time thereof the said deceased was of sound mind and not under any restraint to the best of the knowledge and belief of these deponents; and that they, the said deponents, together with James Guyon the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses at the request of the testatrix, in her presence and in the presence of each other.

John Stilwell - John Randolph. - Sworn the 17th day of August 1835. before me, Rich^d Brocherson, Surrogate

And thereupon it appearing to the said Court that the said Will of the said Ann Stilwell, deceased, was duly executed according to law, and that the said testatrix, who executed the same, was at the time of making said execution, of sound mind and memory and not under any restraint. - It is therefore ordered by the said Court on due deliberation, that the said Will of the said deceased, together with the proof thereof be recovered, which said proof is herein before recovered and contained, and that the said Will so ordered to be recovered is as follows, to wit.

In the Name of God. Amen.
I Ann Stilwell of the Town of Southfield, County of Richmond and State of New York, being at this time weak and feeble health, but in sound mind and disposing memory, blessed be God for the same, do make this my last Will and Testament, dated this seventeenth day of May, in the Year of our Lord, one thousand eight hundred and thirty five, as follows.
First. I give and bequeath unto my son William

Stilwell and my daughter Elizabeth Stilwell my dwelling house wherein I now reside, and adjoining the house occupied by my son William Stilwell, there and there alike, to them their heirs and assigns forever. - Situated in the Town of Southfield and County aforesaid.

Secondly. I give and bequeath to my daughter Elizabeth Stilwell all my Bees and Beekeeping, all the remainder of my property after my just debts and funeral expenses, having been first paid out of the same by my Executor hereinafter named. - I give and bequeath to my children herein after named there and there equally alike, that is to say Son William Stilwell, my son Daniel Stilwell, to my daughter Mary Romer wife of James Romer, my daughter Sarah wife of Henry H. Pease and my daughter Elizabeth Stilwell to them their heirs and assigns forever, to be equally divided between them.

Finally. I do hereby nominate and appoint my friend James Guyon to be my Executor of this my last Will and Testament, to execute the same; hereby revoking all other Wills by me heretofore made. In Virtue and in Witness Whereof, I have hereunto set my hand and seal this seventeenth day of May, in the year of our Lord one thousand eight hundred and thirty five. 1835.

Signed, sealed, published & pronounced by the said Ann Stilwell as and for her last Will & Testament, in the presence of us, who have hereunto subscribed our names as witnesses at the request & in the presence of said Testatrix, and also in the presence of each other.

James Guyon, John ^{his} Stilwell. - John Randolph.

State of New York. Richmond County. ss.
Be it remembered, that a Surrogate Court held at the Surrogate Office in the said County, on the seventeenth day of August, in the year of our Lord, one thousand eight hundred and thirty five, before Richard Brocherson, Surrogate of the said County, the last Will and Testament of Ann Stilwell, late of said County deceased, (of which the foregoing is a copy) was admitted to probate, after a citation to the next of kin of the said deceased; issued, served, returned and

filed according to law. — Whereupon at the place and on the day aforesaid John Stilwell & John Randolph two of the subscribing Witnesses to the said Will, after having been duly sworn by the said Surrogate, testified that they did see the said deceased, sign and seal the said instrument, and heard her publish and declare the same as and for her last Will and Testament, that at the time thereof the said deceased was of sound mind and not under any restraint to the best of the knowledge & belief of said deponents, and that they together with James Guyon, subscribed their names to the said Will as witnesses at the request and in the presence of the said Testatrix. — Whereupon the Surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said Will, Order that the said Will be admitted to probate and that letters testamentary thereon be granted to James Guyon the executor in the said Will named after the expiration of thirty days from the time of taking the proof aforesaid, on his taking and subscribing the oath of Office prescribed by law.

Dated August 31st 1835.

Be it also remembered, that on the sixteenth day of September in the year of our Lord, one thousand eight hundred and thirty five personally appeared before me James Guyon the executor named in the will of the said John Stilwell deceased and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed.

Rich^d Crocheron Surrogate

Record, Will of Sarah Levy. deceased.

State of New York. Richmond County. ss.

Be it remembered, that a Surrogates Court held at the Surrogate office in the said County of Richmond, the third day of July, in the year of our Lord, one thousand eight hundred and thirty five. — Present. Rich^d Crocheron Surrogate.

In the matter of proving the last Will & Testament of Sarah Levy late of the County of Richmond, and in reading and filing the Petition of Henry Levy, claiming to be an executor of the last Will & Testament of the said deceased, setting forth, that the said Sarah Levy, departed this life in the month of May last past, leaving a last Will

& Testament, that she did therein appoint him the said petitioner & Henry Levy the executor thereof, that the said Henry is not in the United States, and resides in the West Indies, that the said deceased left heirs next of kin, to wit: your petitioner and the said Henry, also, Morris Levy, Jacob Levy, Alexander Levy & Henrietta Levy, of which the said Henrietta and your petitioner, resides in the said County of Richmond, and the others reside out of the United States; that he the said petitioner is desirous the said Will should be admitted to proof and letters Testamentary thereon be granted to the executor named in said Will, and pray a citation issuing out & under the seal of this Court, requiring the said next of kin, to appear when & where this Court may direct, to oppose or support as they may see fit the probate of the said Will. — Whereupon an Order was made and entered, in accordance to the prayer of the said petitioner, — that citation forthwith issue to the said next of kin requiring them to attend the probate of said Will at the Surrogate's office in the said County the fifth day of August next, and that a copy of the said citation be published in the newspaper, called the truth teller, published in the City of New York, for at least two weeks previous to the said fifth day of August next.

Be it also remembered that at a Surrogates Court held at ^{on the said fifth day of August} ~~the said fifth day of August~~ the application of Henry Levy the aforesaid acting executor for an adjournment of the matter to some future day, on account of the inability of two of the subscribing witnesses attending in consequence of sickness, whereupon the said Court adjourned the matter to the twenty eighth day of August, instant.

And be it further remembered, that a Surrogates Court, held at the Surrogate office in the County of Richmond, the twenty eighth day of ~~September~~ August, agreeable to adjournment as above, — Present, Richard Crocheron Surrogate.

In the matter of proving the Will of Sarah Levy, late of the said County, deceased. Henry Levy, the acting executor, and Applicant for the proof of the said Will, appeared in Court, and made return of the citation before issued by this Court, to the next of kin to the said deceased, requiring them to attend the probate of the said Will on the fifth day of August instant, with an affidavit annexed, of its publication in the truth teller, a newspaper printed in the City of New York, for two weeks previous to the day of offering the said Will for proof; also produced a notice to heirs, with an affidavit of its publication in the Albany Argus, (State Paper) for six weeks previous to the fifth day of August instant, the day appointed in

the said notice of his intention of offering the said will for prob
which said notice to him & certificate of publication are as fo
laws. — In the matter of proving the last will & Testament
of Sarah Levy, deceased.

To the heirs at law of Sarah Levy, late of the County of Rich
mona, Staten Island, State of New York.

Notice is hereby given that the undersigned, one of the ex
utors of the last will and Testament of the said Sarah Levy
deceased, named, intends to apply to the Surrogate of the
County of Richmond, at his Office in the Village of Rich
mona on the fifth day of August next, at ten o'clock
in the forenoon of that day, to have the said last will and
Testament of the said deceased, duly proved before said
Surrogate, according to the Statute in such case made
and provided; Dated the 24th day of June 1835. Henry Levy.

State of New York, City & County of Albany, ss.
Philad Cole, of the City of Albany, being duly sworn,
says, that he is foreman in the Albany Argus, and that
the notice, of which the annexed is a printed, has been reg
ularly published, in said Albany Argus, once in each week
for six weeks successively, commencing on the twenty second
day of June last past. — Philad Cole. — Sworn be
fore me the first day of August, 1835. J. M. Hunt, Com^r of Sup^r

Whereupon the said Court being satisfied with the proof
made in the premises, that due notice had been given ac
cording to law, of the intention of having the said will of
the said deceased proved, according to the revised Statute
of the State of New York, concerning wills, of Real & Person
al property and the proof of them. — It was therefore ordered
on reading and filing the said notice to heirs, and oath of the
Dee by publication, and also on filing the citation to next of kin
the affidavit of its publication; leave was given the said Henry Levy to
proceed in the proof of said will, the said will being produced.

County of Richmond, ss. — In the matter of proving the will of
Mrs Sarah Levy, deceased, &c. &c. H. B. Helbert, of the City of New York,
counsellor at law, being duly sworn, deposes and says, that he saw
Mrs Sarah Levy now deceased, sign and duly execute the will, be
ing date the twentieth day of October, One thousand eight hundred
and thirty four, as her last will and Testament, and signed the
same as a witness thereto in her presence at her request, and in
the presence of Messrs Richard M. Popham & Francis B. Earle.

and deponent further says, that the said Sarah Levy was at the time in sound mind
and under no restraint whatever. — And deponent further says, that the
said Francis B. Earle was at the time of his witnessing said will a resident
of the City and County of New York, but that deponent hath made
inquiries within the last few days for him and has been informed
that he has removed to the City of Boston, where he now resides as
deponent has been informed and verily believes, and deponent
further says, that the said Francis B. Earle signed the said will
as witness thereto in deponent's presence, — H. B. Helbert, Jurath
Sworn before me the 28th day of August, 1835. Rich^d Broderson, Surrogate
County of Richmond, ss. — In the matter of proving the last will
&c. of Mrs Sarah Levy, deceased, &c.

Richard M. Popham, of the City and County of New York, com
missioner of deeds, being duly sworn, deposes and says, that
he saw Mrs Sarah Levy, (deceased) sign and duly execute
the will, dated October twentieth, one thousand eight hun
dred and thirty four, and attested to in the foregoing affidavit of
H. B. Helbert, Jurath; and deponent says, that he signed his name
as a subscribing witness thereto at said Mrs Levy's request, and
in her presence and in the presence of Messrs H. B. Helbert, Jurath &
Francis B. Earle the other subscribing witnesses, who subscribed
their names to said will in deponent's presence as witness
es thereto, and further deponent says, that the said Mrs
Sarah Levy at the time of her executing said will was
to all appearance in sound mind and under no restrai
nt whatever. — R. M. Popham. — Sworn to before me
this 28th day of August 1835. — Rich^d Broderson, Surrogate

And thereupon it appearing to the said Court, that the
said will of the said Sarah Levy, late of the said County
of Richmond, deceased, was duly executed according to
law, and that the testatrix, the said Sarah Levy, who exe
cuted the same, was at the time of making such execution
of sound mind and memory and not under restraint.
It is therefore Ordered by the said Surrogate on due
deliberation, that the validity of the said will be, and is
hereby allowed and confirmed, and that the said
will of the said Sarah Levy, deceased, together with the
proof thereof be recorded, which said proof is herein
before recorded and contained, and that the said
will so ordered to be recorded, is as follows, to wit.

In the Name of the God of Israel. Amen
 I Sarah Levy now of the City of New York, but late
 of the Island of Jamaica in the British West Indies, Widow
 of Solomon Levy of said Island, deceased, being desirous of
 settling my worldly affairs, feeling the uncertainty of life
 and being now blessed with strength and capacity so to do.
 Do make and publish this my last Will and Testament, hereby
 revoking and making void all former Wills by me at
 any time heretofore made, — and first and principally I
 commit my soul into the hands of my Maker who gave it
 and my body to the earth to be decently interred at the
 direction of my executor herein after named. — And as
 to such worldly estate whereunto it has pleased God to
 entrust me, I dispose of the same as followeth, (that is to say)

It is my Will that all my just debts and the charges of
 my funeral be first paid and discharged by my executor
 herein after named and appointed, out of my estate as
 soon as conveniently may be after my decease, and I leave
 the charges of my funeral to the direction of my said executor.

I give devise and dispose of all my real and personal
 estate, (save what shall be necessary for the payment
 of my just debts and funeral charges) in the following manner.

I give to my daughter Henrietta all my plate, jewels,
 trinkets and clothes of every kind, and all money and
 cash that I may have at the time of my decease.

I give unto my sons Hyman, Henry, Maurice, Isaac
 and Alexander a mourning ring or pin, (as they may choose)
 to each of them, to be purchased by my said executor.

I give unto my daughter Henrietta, also a mourning ring
 or pin (as she may choose) to be purchased by my said executor.

I give, devise bequeath and grant unto the Children of
 my sons Hyman and Henry, all my Farm, meadows, lands
 and tenement, situate at Richmond Staten Island, Rich-
 mond County, State of New York, together with all the Stock
 Crops, Cattle, Horses, Chaises, Carriages, Farming tools and all
 things thereunto appertaining, or in any wise belonging
 unto the said Farm and lands, that is to say. — I give
 and devise unto the Children of my said son Hyman, who
 are born and living at the time of my decease, and that
 may be thereafter born, one equal half part of said prop-
 erty, Farm and effects. — And I give and devise unto the

Children of my said son Henry who may be born and living at the
 time of my decease and who may thereafter be born, one equal half part
 of said property, Farm and effects — But I do expressly charge and
 direct that the said Farm and Stock shall after my decease and until
 they conceive it beneficial for the interests of my said grand children
 to relinquish the same, be continued under the control and man-
 agement of my said executor in trust for the use of my said grand
 Children, the Children of my said son, Hyman and Henry. —

And I do hereby authorize and empower my said executor, and
 the survivor of them, if they shall judge expedient at any time
 before the relinquishment of their said trust, to sell and convey
 for such prices as they shall deem proper in fee simple, or for
 my less estate, or to exchange and barter for other meadows, farms,
 lands or tenements, all or any part of my said farm, lands, —
 meadows and tenements, stock and property thereto appertain-
 ing as aforesaid, and the whole proceeds of such sales barter
 and exchanges or any part thereof or the interest and in-
 come thereof from time to time and at such times and in
 such proportions as they may judge expedient, to have hold
 and appropriate for the use and benefit of my said grand
 Children, the Children of my said son, Hyman and
 Henry, so that ~~as~~ such Real estate as they may obtain
 by such exchanges and barter or purchase with the pro-
 ceeds of said sales, and such investments as may be made
 in personal property, from the proceeds of such sales bar-
 ter or exchanges may be a trust estate in my executor —
 for the use of my said grand Children, the Children of my
 said son Hyman and Henry, to be held by my said exec-
 utor under Special trust for the use of my said grand-
 Children, the Children of my said son Hyman and Henry.
 as aforesaid.

And I hereby nominate, constitute and appoint my
 said sons Hyman and Henry or the survivor of them to be
 Executor of this my last Will and Testament jointly and sever-
 ally, so as that in case of the death of one of them, the survivor
 of ~~one~~ of them shall then be sole executor of this my said
 Will. — And I give such survivor all the power and dispo-
 sition, I have given my said executor. — I also give to each
 of them all the power and dispose in each of them all and every
 trust I have given them jointly provided and so far as he who
 shall act, have the consent of the other executor, and it is my

Will, that neither of my executors shall be answerable for any of my estate received or to be received by the other executor. — In witness whereof, I hereto set my hand and seal and publish and declare this to be my last Will & Testament this twentieth day of October in the Year one thousand eight hundred and thirty four.

Signed, sealed, published and declared by the said Sarah Levy as her last Will & Testament in the presence of us, who at her request and in her presence have hereunto subscribed our names as witnesses

Sarah Levy

L. B. Helbert Judah, 80 1/2 Spring Street New York.

R. M. Opham, Cedar Street New York.

F. B. Earle No 30 Liberty St New York.

State of New York, Richmond County, ss.

Be it remembered that a Surrogate's Court held at the Surrogate office in the Village of Richmond in said County the twenty eighth day of August, one thousand eight hundred & thirty five. — before Richard Crocheron Surrogate of the said County, the last Will and Testament of Sarah Levy, late of the said County deceased, (of which the foregoing is a copy) was admitted to probate, after a citation to the next of kin to the said deceased, issued, served, returned and filed according to law. — Whereupon at the place and on the day

aforesaid L. B. Helbert Judah and R. M. Opham two of the subscribing witnesses to the said Will after having been duly sworn by the said Surrogate, testified that they did see the said deceased sign, seal and execute the said instrument as and for her last Will & Testament, that at the time of such execution the said deceased was of sound mind and not under duress and that they together with F. B. Earle the other subscribing witness to the said Will, subscribed their names thereto as witnesses at the request and in the presence of the said testator.

Whereupon the said Surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said Will. Order that the said Will be admitted to probate, and that Letters Testamentary thereon be granted to the executor in the said Will named, after the expiration of thirty days from the time of taking the proof aforesaid, on taking & subscribing the oath of office provided by law. Rich. Crocheron, Surrogate.

Be it also remembered that on the seventh day of October in the year of our Lord, one thousand eight hundred and thirty five, personally appeared before me Henry Levy, one of the executors named in the Will of Sarah Levy, late deceased, and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed.

Richard Crocheron, Surrogate

Recover, Will of Thomas Lisk, late of Northfield State of New York. Richmond County, ss.

Be it remembered that a Surrogate's Court held for the said County at the Surrogate office in the Village of Richmond the twenty sixth day of August, in the Year of our Lord, one thousand eight hundred and thirty five. — before Richard Crocheron, Surrogate of the said County

In the matter of proving the Will of Thomas Lisk, late of Northfield, County of Richmond & State of New York, deceased, personally appeared, John Lisk a son of the said deceased, and set forth, that the said Thomas Lisk had lately departed this life, first having made and published his last Will and Testament, that in and by the said Will your applicant, Egbert Lisk are appointed executors, and Eleonor Crocheron are appointed the executive thereof; that the said deceased did possessed of certain personal estate and seized of certain Real Estate, that the heirs and the Next of kin of the said deceased are the above named Egbert and Eleonor and your applicant the executors aforesaid, and that he the said applicant is desirous the said Will be admitted to Proof, Receive and Probate, and requests the aid of the Surrogate in the premises. — Whereupon the said Surrogate assigned Monday the fourteenth day of September next, for the proof of the said Will, and of which the said applicant will give due notice to the heirs of the said deceased as are required by law.

Be it also remembered that a Surrogate's Court held at the Surrogate office in the Village of Richmond the fourteenth day of September, one thousand eight hundred and thirty five. — Present, Richard Crocheron, Surrogate.

In the matter of proving the Will of Thomas Lisk, late of Northfield, Richmond County, deceased, personally appeared John Lisk and Egbert Lisk, heirs of the said deceased, and

Settle Sept. 21. 1885

Executor named in the said Will appeared; the said John Lisk produced a notice to the heirs of the said deceased, of his intention, of offering the said Will for proof this day, and made oath of its due service on said heirs, which notice and oath is as follows.

In the matter of proving the last will and Testament of Thomas Lisk, deceased. —

To Egbert Lisk, and Eleanor Brocheron, heirs of said, due. Please to take notice, That I intend to apply to the Surrogate of the County of Richmond, at his office in the Village of Richmond, on the fourteenth day of September next at five o'clock in the afternoon, for the purpose of having the last Will and Testament of Thomas Lisk, late of Northfield in the County of Richmond due produced. Dated the 6th day of August, 1835. — John Lisk, exec. Richmond County ss. John Lisk, being sworn, deposes, that he this deponent, and the within named Egbert Lisk and Eleanor Brocheron, are all the heirs of the within named Thomas Lisk, deceased; and further deposes that he personally served the within named heirs fifteen days previous to this date. — John Lisk, Sworn the 14th day of Sept. 1835. before me. — Rich. Brocheron Surrogate.

Whereupon the said Court being satisfied with the proof made in the premises, that due notice to heirs, had been given according to law, of the intention of having the said Will of the said deceased proved, according to the provisions of the Statutes of the State of New York, concerning wills of Real and personal property, and the proof of them. —

It was therefore ordered on reading and filing the said notice to the heirs and the oath of the due service of said notice. — That the said John Lisk, have leave to proceed in the proof of said Will, and thereupon the said Will being produced and shown to the Court by the said John Lisk. — State of New York, Richmond County ss.

In the matter of proving the Will of Thomas Lisk, late of Northfield, County of Richmond, deceased. Richard Canner, of Castleton in said County being sworn, deposes and saith, that the instrument now shown him, purporting to be the last Will and Testament of Thomas Lisk, bearing date the seventh day of

in the year of our Lord, one thousand eight hundred and thirty five, was drawn by him at the request of the said deceased, that he wrote the name of the said deceased, to the said instrument at his request, and that the said deceased, published and declared the said instrument, to be his last Will and Testament, — that at the time thereof the said deceased was of sound mind, and not under any restraint, to the best of his knowledge and belief, and that he the said deponent together with Austin Tomlinson and Joseph Simonson the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses at the request of the testator in his presence and in the presence of each other. — Richard Canner. — Sworn the fourteenth day of Sept. 1835. before me Richard Brocheron, surrogate.

In the matter of proving the Will of Thomas Lisk, late of Northfield, County of Richmond, deceased. — Austin Tomlinson and Joseph Simonson, of the Town of Northfield in the County of Richmond, being sworn, deposes and saith, that they were present at the execution of the instrument now shown them, purporting to be the last Will and Testament of Thomas Lisk, deceased, that they heard the said deceased request Col. Richard Canner to sign his name to the said instrument, and that they heard the said deceased publish and declare the said instrument as and for his last Will and Testament, that at the time thereof the said deceased was of sound mind and not under any restraint to the best of their knowledge and belief. — And these deponents further saith, that they together with the said Richard Canner the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses at the request of the testator, in his presence and in the presence of each other. — Joseph Simonson and Austin Tomlinson. — Sworn the fourteenth day of September 1835. before me, Richard Brocheron, surrogate.

And thereupon it appearing to the said Court that the said Will of the said Thomas Lisk, deceased, was duly executed according to law, and that the said testator who executed the same, was at the time of making such execution of sound mind, and memory and not under any restraint. — It is therefore ordered by the said Court on due deliberation, — that the said Will of the said deceased, together with the proof thereof be recorded, which said proof is herein before recorded and contained, — and that the said Will do ordered to be recorded, is as follows, to wit.

In the Name of God. Amen. I Thomas Lisk, of the Town of Northfield in the County of Richmond and State of New York, Yeoman. - Not enjoying the perfect use and exercise of my mental faculties, as a sound mind memory and understanding, and being moreover deeply impressed with the necessity and importance of the injunction, to set our house in order before we die, - do in the most solemn manner and in strict conformity with my present desire, direct and order that the subsequent clauses be considered regarded and observed as my last will and Testament. - Previous to the disposal of my worldly property, it behoves me to invoke the divine benediction, and to surrender into the hands of Almighty God my immortal spirit whenever in the course of his allwise and unerring providence, he shall be pleased to summon it hence, beseeching his gracious acceptance thereof, only for the righteous sake of the blessed redeemer. - My Body I request may be committed to the earth, in a decent and Christian like manner as my Executor shall be pleased to direct.

Item. - I do hereby order and direct, that my Executor, or the survivors, or survivor of them shall immediately after my decease, proceed to call in and collect all the monies that shall then be payable due to me from every person and persons whomsoever, on Bond, Note or Book debt, or otherwise, howsoever; And without delay to settle and pay of all my claims and demands in, upon or against my estate.

Item. - It is my will and I do hereby order and direct, that my executor hereafter named shall sell the Farm which formerly belonged to Jacob Decker, for the highest price that can be got for the same; and I do hereby empower my executor, to give good and sufficient conveyances in the law to the purchaser, or purchasers, their heirs or assigns. - If the amount of sale of the said property, should be insufficient to pay my just debts and funeral and testamentary expenses, then my children to make up the deficiency.

Item. - I give and bequeath unto my daughter Eleanor all my silver ware.

Item. - I give and bequeath the remainder of my personal property; unto my three children, namely, John, Egbert and Eleanor, share and share alike.

Item. - I give and devise unto my three children, all my Real estate during their natural life, and after their decease, to their heirs and assigns forever.

Item. - It is my will and I do hereby order and direct that my executor, shall proceed to divide my said Real estate so left to them in three equal shares, and each of my said children to have one equal third part, the whole to be divided into three equal parts. - If my said children cannot agree in making a division of my Real estate, they shall choose two or more persons to make such division. - The decision of such persons so chosen shall be a final bar to any further proceedings.

Lastly. - I do hereby nominate, constitute, authorize and appoint my two sons John and Egbert to be the executor, and my daughter Eleanor to be the executrix of this my last Will and Testament, hereby revoking, disannulling and disallowing all Wills and Testaments by me at any time heretofore made, - ratifying, allowing and confirming this only to be my last will and Testament.

In testimony whereof, I have hereunto set my hand and seal the seventh day of July, in the year of our Lord, one thousand eight hundred & thirty five. 1835.

Signed, sealed, published, pronounced and declared by the said Thomas Lisk, as and for his last will and Testament, in the presence of us who have signed our names as witnesses thereto, at the request and in the presence of the said Testator, also in the presence of each other

Thomas Lisk

Richard Conner, of the Town of Castletown. Yeoman. - I also signed the name of Thomas Lisk, at his request.
 Justin Fogelinson, of the Town of Northfield.
 Joseph Simonson of the Town of Northfield.

State of New York } ss Be it remembered that a Surrogate Court, held at the surrogate
 Richmond County }