

Esquire, late of Southfield, Richmond County, deceased.
 This being the day assigned for the proof of said Will
 John Garretson junr, Garret Garretson & Joseph H. Sequire
 the executor named in said Will appeared. — The said John
 Garretson junr. Returned the citation heretofore issued by
 this Court, to the widow and heirs to attend the Probate of said
 Will, and made oath of its due service as follows.

Richmond County, ss. John Garretson junr, being sworn
 poses, that he served the within citation by publishing a copy
 in the State Paper, by putting a copy in the Post Office directed
 to Maria Van Pelt, more than six weeks previous to this date,
 and by delivering a copy to Jasper Garretson, and the widow
 and heirs residing in the County of Richmond, (except Joseph
 Sequire) at least six weeks previous to this date, and deliver
 and a copy to said Jane Sequire the twelfth day of February
 instant. — John Garretson junr. — Sworn the 26th day
 of February 1838. before me. — Rich^d Crockeron, Surrogate.

Whereupon the said Court being satisfied with
 the proof made in the premises, that citation to the wi-
 dow, heirs and next of kin, requiring them to appear and
 attend the probate of the said Will this day, has been
 duly served as required by the laws of the State of New York,
 and the Statutes made and provided concerning Wills
 and the proof of them. — Whereupon an Order was
 made and entered that the Applicant, Acting executor
 John Garretson junr. proceed to prove the said Will
 State of New York. Richmond County, ss.

In the matter of proving the last Will and Testament of John
 Garretson, Esquire, late of Southfield in said County, deceased.

Thom S. Kingsland, Daniel Poillon and Randolph Dike
 being sworn, saith that they did see the said deceased, him
 and seal the instrument now shown them, purporting to
 be the last Will and Testament of the said deceased, bearing
 date the twenty third day of November, in the year of our Lord
 one thousand, eight hundred and a thirty seven. — that they
 heard the said deceased publish and declare the said in-
 strument 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 their knowledge and belief; and
 that they the said deponents each and severally subscribed
 their names to the said Will as witnesses, at the request.

and in the presence of the said Testator and in the presence of each other
 Thom S. Kingsland, Randolph Dike, Daniel Poillon. — sworn
 and subscribed the 26th day of February 1838. before me Rich^d Crockeron Surrogate.

And thereupon it appearing to the said Court, upon the proof
 aforesaid, that the said Will of the said John Garretson 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 is hereby allowed and the validity thereof confirmed, and
 that said Will 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.

In the name of God. Amen, I John
 Garretson of the Town of Southfield in the County of Rich-
 mona, Grooman. Do make this my last Will & Testament
 in manner and form following: — First, I resign my
 soul into the hands of Almighty God, hoping and believ-
 ing in a redemption of my sins by the merits and me-
 diation of Jesus Christ: — And my body I commit to
 the earth to be buried at the discretion of my Executors
 hereinafter named. — And my worldly estate after
 the payment of my just debts and funeral expenses —
 I give and bequeath as follows.

First. — I will and ordain that all my household
 kitchen furniture together with all my stock, farming-
 utensils and other goods and chattels, be sold by my ex-
 ecutors at a reasonable time after my decease, and that
 the proceeds arising from such sale together with all
 monies due and owing to me and whatever other mo-
 ney I may have in possession at the time of my decease
 be divided as follows. — viz. — Whereas my Children —
 John Garretson junr, Garret Garretson, Jane Sequire
 the widow of Henry Sequire, Maria Van Pelt the widow
 of George Van Pelt and Dinah Tyson the wife of John
 Tyson, have each and every of them heretofore received from
 my estate the sum of One thousand dollars: — I therefore
 give and bequeath to my remaining Children George G.
 Garretson and Martha DeForge the wife of James DeForge, and
 to my Grand son Jasper Garretson the like sum of one

thousand dollars. — And I do further Will and Ordain that my executors retain the said sum of One thousand dollars which I have above bequeathed to my son George C. Garretson in their own hands, to put the same at Interest and to keep and apportion the Interest of the same or any part of the principal sum or the whole sum at their discretion for the benefit of my said son George and his family. — And I do further Will and Ordain that the said sum of One thousand dollars here before bequeathed to my Grandson Jasper Garretson be paid by my executors within one year after he shall have arrived at the age of twenty one years.

Secondly. — I give and bequeath to my Wife Martha Garretson the sum of three thousand five hundred dollars in lieu of her dower, to be put at Interest by my Executors for her support, but in case such Interest monies shall not be sufficient for such support; It is then my Will, and I do hereby empower my Executors to take as much from the principal sum as will make up the deficiency. — And I do further Will and Ordain that after the decease of my said wife, that the said principal sum, or whatever part shall be then remaining, be divided between all my children. viz. John Garretson, Junr., George Garretson, Garret Garretson, Jane Seguire, Alida Van Belt, Dinah Tyson and Martha Laforge, share and share alike. And I also Will and Ordain, that my said wife Martha Garretson Choose and take from my furniture a Bed and suitable Bedding for the same, and also articles of furniture sufficient to furnish one room.

Thirdly. — I do further Will and Ordain that my executors shall sell and dispose of all my Real estate whenever they can sell and dispose of the same to good advantage and I do hereby desire and enjoin upon them to sell the same within the space of three years after my decease, and I also Will and Ordain that my executors reserve a room in my dwelling-house for the use and occupation of my wife Martha, until the farm on which it stands shall be sold and disposed of. — And I do further Will and Ordain that all monies arising from such sale of my said real estate shall be disposed of by my Executors as follows.

First. I give and bequeath to my Grandson Jasper Garretson

the sum of five hundred dollars. — I also give and bequeath to my Grand Daughter Martha Jane Tyson the sum of one hundred dollars to be paid her when she arrives at the age of twenty years or marries. — And lastly, I give and bequeath all the residue of such monies arising from such sale to be equally divided between all my children, viz. John Garretson, Junr., George Garretson, Garret Garretson, Jane Seguire, Alida Van Belt, Dinah Tyson and Martha Laforge, share and share alike, excepting and reserving out of the said money above bequeathed the sum of two hundred dollars, to be taken from such part or portion of the said money as will fall to the share of my Daughter Jane Seguire, being the amount of money due my said estate from her. — And I do further Will and Ordain that of the above several legacies made by me to my said children, that portion thereof which will come to the share of my Daughter Dinah Tyson — And also that portion of the same which will come to the share of my son George C. Garretson be retained by my Executors and put at interest by them, for the use and benefit of the said George C. Garretson and Dinah Tyson and their respective families. — And I do also further Will and Ordain that after the decease of the said George C. Garretson and Susan Garretson his wife, and also after the decease of the said Dinah Tyson and John Tyson her husband, that the said two legacies above bequeathed to be so retained by my executors be then equally divided amongst all the children of the said George and also all the children of the said Dinah then surviving.

Lastly. I do hereby constitute and appoint my two sons, John Garretson Junr., and Garret Garretson, and my Grandson Joseph H. Seguire my Executors of this my last Will and Testament.

In Witness Whereof, I have hereunto set my hand and seal the twenty third day of November in the year of our Lord, one thousand, eight hundred and thirty seven.

John Garretson

Signed, Sealed, published and declared by the Testator and for his last Will and Testament in the presence of us who at his request, in his presence and in the presence

of each other have subscribed our names, as witnesses thereof
 Thom Kingland, of the Town of Westfield.
 Randolph Drake, of the Town of Southfield.
 Daniel Pailon, of the Town of Southfield.

State of New York. Richmond County, ss.

Be it remembered that a Surrogate Court, held at the
 surrogate office in the Village of Richmond, County of Rich-
 monda, on the twenty sixth day of February, in the year of
 our Lord, one thousand, eight hundred and thirty eight, be-
 fore Richard Crockeron, Surrogate of the said County, the last
 Will and Testament of John Garretson Esq^r, late of the said
 County, deceased, (of which the foregoing is a copy) was ad-
 mitted to probate after citation to the widow and next of
 kin of the said deceased, duly issued, served, returned and
 filed according to law. — Whereupon at the place and
 on the day aforesaid, Thom Kingland, Randolph Drake
 and Daniel Pailon the subscribing witnesses to the said
 Will, after having been sworn by the said Surrogate, testi-
 fied that they did see the said deceased, sign and seal
 the said Instrument, that they 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 their know-
 ledge and belief, and that they subscribed the said Will
 as witnesses at the request and in the presence of the said
 Testator. — Whereupon I 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
 the executor in the said Will named, upon their tak-
 ing and subscribing the oath of office prescribed by law.

Rich^d Crockeron. Surrogate

Be it remembered that on the twenty sixth day of Feb-
 ruary, in the year of our Lord, one thousand, eight hun-
 dred and thirty eight, personally appeared before me
 John Garretson jun^r, Garret Garretson & Joseph H. Seguire the
 executors named in the said Will of the said John Garretson and
 were duly sworn to the faithful performance and execution thereof
 before the usual oath in such cases prescribed. Rich^d Crockeron. Surrogate

Record Will of John J. Decker. deceased
 State of New York. Richmond County, ss.

Be it remembered that a Surrogate Court held in the Village
 of Richmond, County of Richmond, the second day of March, in
 the year of our Lord, one thousand, eight hundred & thirty eight.
 Present. — Richard Crockeron, Surrogate.

In the matter of the last Will and Testament of John J. Decker,
 late of Westfield, in the County of Richmond. deceased.

Matthew Decker & Henry Cole of the town and County aforesaid
 appeared in said Court and presented an instrument in writ-
 ting, purporting to be the last Will & Testament of John J. Decker of
 Westfield, Richmond County for Proof, Record and Probate, also
 presented their Petition. Setting forth, that the said John J. Decker,
 lately departed this life, in the said Town of Westfield, having previ-
 ously made and published his last Will & Testament, (the instrument
 produced) and that the said Will relates both to Real and Personal
 estate. — that the said deceased left him surviving a widow, viz. Ma-
 ria Decker, and heirs and next of kin, Abraham J. Decker, Emily Bel-
 cher and Harriet B. Decker his children, minors, under the age of twenty
 one years, and that the said widow and heirs reside in the said
 County of Richmond. — and further set forth, that they the said Pe-
 titioners are the executors appointed in said Will, and are desirous
 the said Will be admitted to proof, Record and Probate and re-
 quests the aid of the surrogate in the premises. — Whereupon an
 Order was made and entered that Henry Dechant of the Town
 of Westfield, County of Richmond aforesaid, be appointed Guardian
 of said minor heirs to appear for and take care of their interests in
 the premises. — and a further Order made and entered, that
 citation be issued to the widow, heirs and next of kin of the
 said deceased; requiring them to be and appear at the surro-
 gate office in the Village of Richmond, the nineteenth day of
 March instant, at the hour of two o'clock in the afternoon, to attend
 the Probate of said Will.

Be it also remembered that a Surrogate Court held at the
 Surrogate office in the Village of Richmond, County of Rich-
 monda, the nineteenth day of March, in the year of our Lord
 one thousand, eight hundred and thirty eight

Present. Richard Crockeron. Surrogate

In the matter of the last Will and Testament of John
 J. Decker, late of Westfield. Richmond County. deceased.

This being the day assigned for the Proof of said Will. — Matthew Decker & Henry Cole the Executors named in said Will appeared. — The said Henry Cole returned the appointment of Guardian of the Minor heirs of the said deceased, (heretofore made and issued by the said Surrogate), with the consent of Henry Dehart known as thence to become the Guardian of said Minors, also the said Henry Cole returned the Citation to the Widow & heirs of the said deceased, requiring them to attend the Probate of the said Will this day. And made oath of its due service on the said Widow and heirs. — Which said Appointment of Guardian, Consent to become Guardian. — Citation to Widow and heirs and oath of service, are as follows.

The People of the State of New York.

To Henry Dehart of the Town of Westfield in the County of Richmond. — Greeting.

Whereas, Matthew Decker and Henry Cole the Executors named in the last Will and Testament of John J. Decker, late of the Town of Westfield and County of Richmond deceased, as is alleged, intend to make application to Richard Crockeron, Surrogate of our said County of Richmond, to have the said Will proved before the said Surrogate for record and Probate, pursuant to the Revised Statutes of the State of New York and the laws since enacted concerning the proof of Wills. — And whereas, it has been made satisfactorily to appear that Abraham J. Decker, Emily B. Decker and Harriet B. Decker heirs of the said John J. Decker, are minors. — I therefore the Surrogate aforesaid, pursuant to the power in me vested by the Statutes in such cases made and provided, in pursuance of the Order of my Court before made and entered, do hereby appoint you the said Henry Dehart Guardian for the said Minors, to take care of their interests in the premises. — Given under my hand and seal of office of the said Surrogate, at the Surrogate office in the said County the fifth day of March, one thousand eight hundred and thirty eight. — Rich^d Crockeron. Surrogate.

In the Matter of the Will of John J. Decker, deceased. I Henry De Hart of the Town of Westfield in the County of Richmond. do hereby Consent to become Special Guardian of Abraham J. Decker, Emily B. Decker and Harriet B.

Decker, Minors, heirs of the said John J. Decker, deceased, to appear for and take care of the interests of said Minors, in the proceedings to be had, on the Application of M. Decker & H. Cole for the proof of an instrument in Writing, purporting to be the last Will and Testament of the said deceased, — Dated March 8th 1838. Henry De Hart. Witness H. Cole.

State of New York. Richmond County. ss.

In the Matter of proving the Will of John J. Decker late of Westfield in said County. deceased. — To Maria Decker ^{widow} the said deceased, Abraham J. Decker, Emily B. Decker & Harriet B. Decker, Minors, heirs of the said deceased, by their Guardian — Henry Dehart of the said Town of Westfield. Greeting.

Whereas Matthew Decker & Henry Cole of Westfield, Richmond County, has lately applied to our Surrogate of the County of Richmond to have a certain instrument in writing, bearing date the 17th day of February 1838 purporting to dispose of both Real and Personal estate, duly proved as the last Will and Testament of John J. Decker late of Westfield, Richmond County. Therefore, you and each of you are cited and required, personally, to be and appear before our said Surrogate at his office in the Village of Richmond, on the nineteenth day of March instant, at two O'clock in the afternoon of that day, then and there to attend to the Probate of the said last Will and Testament. — In Witness Whereof the Surrogate of our said County, has hereunto affixed his seal of office, the fifth day of March, one thousand eight hundred and thirty eight. — Richard Crockeron. Surrogate.

Richmond County. ss. Henry Cole of said County being sworn, deposes that he served the within Citation on Maria Decker the within named Widow of John J. Decker, deceased, and on Henry Dehart, Guardian of Abraham J. Decker, Emily B. Decker & Harriet B. Decker, Minors, heirs of the said deceased, on the eighth day of March instant, by delivering to each a copy of said Citation. — Henry Cole sworn the 19th day of March 1838 before me Rich^d Crockeron Surrogate.

Whereupon the said Court being satisfied of the legality of the proceedings, came from the proof made in the premises, that Citation to the Widow & next of kin of the said deceased has been duly served as required by law, and the Statutes of the State of New York made and provided concerning Wills and the proofs of them. Whereupon an Order

Was made and entered that the said Matthew Decker and Henry Cole the executor proceed to prove the said Will and its execution was proved as follows.

State of New York, Richmond County, ss. In the matter of Proving the Will of John J. Decker late of Westfield in said County, deceased. — W^m Shea, John Merriam & Matthew A. Decker of said County, being duly sworn, depose and say, that they did see the said John J. Decker late 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 February, in the year of our Lord, one thousand eight hundred and thirty eight; and heard him the said deceased publish and declare the said instrument, as and for his last Will & Testament, that at the time thereof the said deceased was of sound mind & memory and not under any restraint to the best of the knowledge and belief of these deponents. — And that they the said deponents each and severally subscribed the said Will as Witnesses at the Request and in the presence of the said Testator and in the presence of each other.

W^m Shea one of the above deponents further deposes that he wrote the said above Will, that after the same was executed, he folded up the said Will, and sealed it up in a wrapper and handed it to the Testator, and that the Will now here offered for Probate is the same, and that no additions or alterations have been made to said Will since the said execution. — John Merriam. W^m Shea Matthew A. Decker. — Sworn the 19th day of March 1838. before me, Richard Crockerham, Surrogate.

And thereupon it appearing to the said Court upon the proof aforesaid, that the said Will of the said John J. Decker, deceased, was duly made and executed according to law. — And that the said Testator who executed the same was at the time of such Execution, of sound mind and memory and not under restraint, It was thereupon Ordered by the said Court on due deliberation, that the said Will be allowed and the Validity thereof be confirmed, and that the said Will together with the proof thereof be recorded, which proof is herein before recited & contained, and that the said Will so ordered to be recorded, is as follows.

In the Name of God. Amen. I John J. Decker of the Town of Westfield, Richmond County and State of New York, being weak in body, but of perfect sound mind and memory, Blesse be Almighty God for the same do make and publish this as my last Will and Testament in manner and form following, to wit. I First recommend my soul into the hands of Almighty God who gave it, and my body to the Earth to be buried in a decent Christian manner. And as touching such worldly estate as it has pleased God to bestow unto me, I dispose of the same in the following manner.

I give and bequeath unto my wife Maria full possession of all my estate both Real and Personal as long as she remains my Widow on condition that she supports and maintains my children untill they arrive at age, or untill they marry. But in case my said wife should marry — then I order that she shall have no more of my estate but what the law may allow her after her marriage. — And after her marriage, or in case of her death, then I order that my Executors hereinafter mentioned shall dispose of my Real and Personal estate, giving them, or the survivor of them, full power and authority to sell and dispose of the same in as good, perfect and lawful manner, as I myself might or could do by deed or otherwise. — Then I give and bequeath unto my son Abraham J. Decker the sum of one thousand dollars to be paid to him as soon as he arrives at full age. — And all the residue and remainder of my estate after the said legacy is paid I will and bequeath unto my three children, namely, Abraham J. Decker, Emily W. Decker and Harriet B. Decker to be divided between them share and share alike and to be paid to them as they severally arrive at age. — And lastly, I constitute and appoint my Uncle Matthew Decker and my friend Henry Cole both of the Town of Westfield, Executors of this my last Will and Testament, hereby revoking and making null and void all former Wills by me made.

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

John J. Decker

Published pronounced and declared by the said

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John J. Decker to be his last Will and Testament in the presence of us witnesses thereto.

William Shea of the Town of Westfield

John Merveneau. Westfield.

Matthew J. Decker. Northfield.

State of New York. Richmond County. ss.
Be it remembered that a Surrogate's Court, held at the Surrogate's office in the Village of Richmond on the nineteenth day of March, in the year of our Lord, one thousand, eight hundred and thirty eight, before Richard Crockeron Surrogate of the said County, the last Will and Testament of John J. Decker late of the said County deceased, (of which the foregoing is a copy) was admitted to probate after citation to the widow and next of kin of the said deceased, duly issued, served, returned & filed according to law. — Whereupon at the place and on the day aforesaid, Wm Shea, John Merveneau & Matthew J. Decker 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, that they 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 disposing mind and not under any restraint to the best of their knowledge and belief, and that they subscribed the said Will and annexes at the request and in the presence of the said Testator. Whereupon I 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 Matthew Decker & Henry Cole the executors in the said Will named, and on their taking and subscribing the Oath of Office prescribed by law.

Rich^d Crockeron. Surrogate

Be it also remembered that on the nineteenth day of March, in the year of our Lord, one thousand eight hundred and thirty eight, personally appeared before me Matthew Decker & Henry Cole the executors named in the said Will of the said John J. Decker, dec^d, and were duly sworn to the full performance and execution thereof, by taking the usual oath in such cases prescribed. Rich^d Crockeron. Surrogate

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Record, Will of John Kruser of Northfield, dec^d.
State of New York. Richmond County. ss.

Be it remembered that a surrogate Court held at the surrogate office in the Village of Richmond, County of Richmond on the third day of April, in the year of our Lord, one thousand, eight hundred and thirty eight, -

Present. Richard Crockeron, Surrogate

In the matter of the last Will and Testament of John Kruser late of Northfield, Richmond County, deceased

Isaac S. Kruser, John Post and James Sharp of the Town & County of Saratoga, appeared in said Court and presented an instrument in writing, purporting to be the last Will and Testament of John Kruser of Northfield, Richmond County & State of New York for proof, Record and Probate. — Also presented their petition, setting forth, that the said John Kruser departed this life on or about the twenty eighth day of March last, having previously made and published his last Will and Testament, (the instrument presented) that the said Will relate both to Real and Personal estate, that the said deceased, left no widow, that he left him surviving heirs and next of kin, viz. Abr^m Kruser, Isaac S. Kruser, one of the said petitioners, Henry Kruser, Ann Ledyard, widow, - Elizabeth wife of John Post one of the said petitioners, Charity Dehart, - Widow, and William & Mary Sharp, the said Mary a minor under the age of twenty one year, and that the said heirs and next of kin all reside in the said County of Richmond. — That they the said petitioners, in and by the said Will are duly appointed the Executors thereof. — And that they are desirous the said Will be admitted to Proof, Record & Probate & request the aid of the surrogate in the premises. — On which said petition an Order was made and entered, that John Johnson of the said Town of Northfield in said County of Richmond be appointed Guardian of Mary Sharp the minor heir aforesaid to take care of her interests in the premises. Also an Order made and entered, that citation be issued to the heirs & next of kin requiring them to be and appear at the surrogate in the Village of Richmond on the tenth day of April instant, Two O'clock P.M. to attend the probate of said Will.

Be it also remembered, that a Surrogate's Court held at the surrogate office in the Village of Richmond, County of Richmond on the fourth day of April, in the year of our Lord, one thousand, eight

hundred & thirty eight. — Overent, Rich? Crocheron, Surrogate
In the matter of the last Will & Testament of John Kruser
late of Northfield, Richmond County, deceased.

This being the day assigned for the proof of the said Will.
Isaac S. Kruser, John Post & James Sharp, the executors named in said
Will appeared, and returned the Appointment of Guardian.
made & issued by the said Surrogate on the third day of April
appointing John Johnson Guardian of Mary Sharp one of the
heirs of said deceased, & minor, with the consent of said John
son endorsed on said Appointment & subscribed by him.

They also returned the Citation issued on the said third
day of April, requiring the heirs & next of kin to attend
the probate of said Will this day. And made oath of de
due service on the heirs & next of kin. — Which said ap
pointment of Guardian, — consent to become Guardian —
Citation to heirs & next of kin & proof of service, are as follows.

The People of the State of New York

To John Johnson of the Town of Northfield in the
County of Richmond. — Greeting
Whereas, Isaac S. Kruser, John Post & James Sharp, the Executors
named in the last Will & Testament of John Kruser, late of the Town of
Northfield in the County of Richmond, deceased, as is alleged, intend
to make Application to Richard Crocheron, Surrogate of our said Coun
ty of Richmond, to have the said Will proved before the said Surrogate
for record & Probate, pursuant to the revised Statutes of the State
of New York, and the laws made and provided concern
ing Wills and the proof of them. — And whereas it has been

made satisfactorily to appear that Mary Sharp one of the
heirs and next of kin of the said John Kruser, is a minor.
I therefore the Surrogate aforesaid in pursuance of the
power in me vested by the Statutes in such cases made
and provided, in pursuance of the Order of my Court
before made and entered, do hereby appoint you the said
John Johnson, Guardian for the said minor, to take care of his
interests in the premises. — Given under my hand & seal
of office of the said Surrogate, at the Surrogate office in the said
County, the third day of April, one thousand eight hun
dred and thirty eight. Rich? Crocheron, Surrogate

In the matter of the Will of John Kruser, deceased.
I John Johnson of the Town of Northfield in the County of
Richmond, do hereby consent to become Special Guardian

of Mary Sharp a minor heir of the said John Kruser, deceased, to appear for
and take care of her interests in the proceedings to be had on the Application
of Isaac S. Kruser, John Post and James Sharp for the proof of an instrument
in writing, as the last Will & Testament of the said deceased.

Dated April 3^d 1838

John Johnson

Richmond County, ss. James Sharp, of said County, being sworn, de
poses that he delivered a copy of the within Citation to Mr. Kruser and
to Mary Sharp by her Guardian John Johnson on the 3^d day of April instant
and to William Sharp the fourth of April inst, they being three of the within
named heirs of John Kruser deceased, within named. — James Sharp.

Isaac S. Kruser being sworn, deposes that he delivered copies of the
within Citation to Henry Kruser and Ann Zeluff, two of the within
named heirs of the said within named John Kruser deceased, the
third day of April instant. — Isaac S. Kruser.

John Post, being sworn, deposes that he delivered a copy of
the within Citation to Charity Dehart one of the heirs of John Kruser
deceased, the third day of April instant. John Post. — Sworn
& subscribed the 10th day of April 1838. before me, Rich? Crocheron, Surrogate

The Citation issued, and referred to in the above oaths, are as follows
The People of the State of New York

To Abraham Kruser, Henry Kruser, Ann Zeluff, widow, Char
ity Dehart, widow, Elizabeth wife of John Post, Isaac S. Kruser &
William & Mary Sharp. — the said Mary by her Guardian John
Johnson of the Village of Richmond. Merchant, and Greeting

Whereas, Isaac S. Kruser, John Post & J. A. Sharp of Northfield
Richmond County, has lately applied to our Surrogate of the
County of Richmond to have a certain instrument in writing, —
bearing date the seventh day of September 1828 purporting to
dispose of both Real and Personal estate, duly proved as the
last Will and Testament of John Kruser late of Northfield, Rich
mond County, deceased. — Therefore each of you are cited and
required, personally, to be and appear before our said Surro
gate, at his office in the Village of Richmond on the tenth day
of April instant, at 2. O'clock in the afternoon of that day, then and
there to attend to the Probate of the said last Will & Testament.

In Witness Whereof, the Surrogate of our said County
has hereunto affixed his seal of Office, the third day of April
one thousand, eight hundred and thirty eight.

Rich? Crocheron, Surrogate

Whereupon the said Court being satisfied of the legality
of the proceedings, from the proof made in the premises.

that due notice of citation on the heirs and next of kin of the said John Houser deceased, to attend the Probate of the Will of said deceased, has been made as required by law whereupon leave was given the Acting executor above said to proceed in the proof of said Will. - Proof as follows

Richmond County, N.Y. (On the Return of subpoena requiring the Attendance of a Subscribing Witness) James Sharp of said County being sworn, deposes, that William A. Hull, one of the Subscribing Witnesses of the Will of John Peters late of the said County deceased, left the said County of Richmond some years since, and as was reported & which he believes to be true went to reside in Brooklyn, Kings County; and this deponent further deposes, that on diligent search and enquiry made by him in Brooklyn & in the City of New York, he has not been able to find nor ascertain where the said Hull now resides. — an enquiry in Brooklyn he found a Grocery Store keeper who well knew said Hull who stated the said Hull left Brooklyn about six years since, but did not know where he was nor what had become of him. — James Sharp. — Sworn the 10th day of April 1838. before me. Rich^d Grovesen, Surrogate.

Bismarck County. ss. Henry Miller of said County being sworn, deposes, that he lived a near neighbor to John Enser, late deceased, and that he frequently saw the said deceased write and sign his name, that the signature John Enser, to an instrument of writing purporting to be the last Will & Testament of the said deceased bearing date, the seventh day of September, one thousand eight hundred and twenty eight, now shown him. Which said signature he verily believes to be in the hand & writing of the said John Enser, and that he has no doubt the signature was made by him and in his own hand writing. Henry Miller.

Sworn the 10th day of April 1888 before me, Rich^d? Lovelace, Judge
Pickens County, fs. John Garrison of said County be-
ing, Sworn deposes that Harriacus Garrison one of the sub-
scribing witnesses to an instrument of writing now shown
him, purporting to be the last will & Testament of John
Kruiser of Northfield, Pickens County; which said in-
strument bears date, September seventh, one thousand eight-
hundred & twenty eight. Was his brother and who has
been some time deceased, that he was well acquainted

With the hand writing of his said late deceased brother. - that the said signature Harmanus Garrison, to the said ^{will and} Will and Testament of the said Harmanus, and that he verily believes the said signature was made by him and in his own hand writing. - John Garrison.

Sworn the 10th day of April 1838. before me. Rich^d. Crockeran, Justice.
Richardsona County, fs. Andrew W. Becker of the said County being sworn
deposes, that he was acquainted with W^m. L. Hull who resided in the
Town of Northfield and County aforesaid some years since, that he was
acquainted with the hand writing of the said Hull. — that the signature
W^m. L. Hull to an instrument in writing now shown him, purporting
to be the last Will and Testament of John Knauer of Northfield, Richmon
County, bearing date the seventh day of September, one thousand eight
hundred & twenty eight, appears to be in the hand writing of said
Hull, and that he has no doubt and verily believes that the signa
ture William L. Hull, was made by him and in his own hand
writing. — Since the above deponent further deposes that he
was informed sometime in the last summer or fall of the year, by
a son of the above W^m. L. Hull the said subscribing witness was
dead. — that he thinks it was his son William who informed
him so, and which he verily believes to be true. —
Sworn the 10th day of April 1838. before me. Rich^d. Crockeran, Justice.

And thereupon it appearing to the said Court, upon the proof aforesaid, that the subscribing Witnesses to the said Will are deceased, or is doubtful in regard to them & that their places of residence on diligent enquiry, cannot be found: - And it also appearing upon the proof aforesaid of the Hand Writing and Signatures of the Testator & Subscribing Witnesses, that the said signatures are fully and satisfactorily proved. - And it is deemed and adjudged, fully proved and valid as a Will of Personal estate, but not as regards the Real estate. - It was thereupon ordered by the said Court on due Deliberation that the said Will be allowed and the Validity thereof confirmed as respects the Personal estate, and that it be received as such, together with the proof thereof, which proof is herein before recorded and contained, and that the Will so ordered to be received is as follows.

John Hruser of the Town of Northfield, County of
Richmond and State of New York: that enjoying the per-
fect use of my mental faculties, together with a sound mind,
memory and understanding, yet being apprehensive from

My debilitated State of Body and alarming symptoms of the disorder with which I am afflicted, my dissolution is fast approaching. — And being moreover deeply impressed with the necessity and importance of the conjunction to set our house in order before we die. As 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 estate or property, it behoves me to invoke the Divine Benediction, and to surrender into the hands of Almighty God my immortal soul, whenever in the course of his Will and allwise and unerring providence he shall be pleased to summon it home; beseeching his gracious acceptance thereof only for the Righteousness 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. — And I do hereby order and direct, that my Executor herein after named, or the survivor, or survivors of them, shall forthwith take into their charge or charge-keeping a sufficiency of my property herein after named both Real and Personal as shall be adequate to the payment of my just debts, and to sell, or dispose of the same at private sale, if so it can be done, at a fair valuation within two calendar months after my decease, — but in case a sale cannot be made to common advantage within this time (say two months) then and in that case I order the same property, publicly and sufficiently advertised to be sold at public vendue on my now said premises, within one month after the expiration of the two months aforesaid excepting, reserving and retaining out of my estate both Real and Personal for the use, Occupation, Benefit and Comfort of my loving kind and faithful wife Sarah all the property she possessed and brought with her of any nature or nature after our marriage; and further excepting as aforesaid, all and any such necessary and useful articles of household furniture as she may think proper to select and retain. — Also Two Cows as above excepted; — the same and all the above exceptions and reservations, I give and bequeath to her my wife Sarah in and during her natural life, and at her decease to return to the estate, from

to be disposed of as herein after ordered. — And all the rest and residue of my personal property, I order and direct to be disposed of in like manner as above set forth; and for the further satisfaction of my just debts, I order and direct that my salt meadow land shall be sold either at private or at public sale; and so much of the North part or end of my Farm which I may die possessed, as shall be sufficient to satisfy my just debts to be sold and disposed of within three months after my decease. — And all the rest and residue of my estate both Real and Personal I hereby give and bequeath to my said wife Sarah in and during the time she shall remain my widow and no longer, but should she so remain my widow, I give and bequeath the same to her, for her use and benefit untill the day of her death. — At which time I, order and direct my Executor to sell and dispose of all and the whole of the said estate both Real and Personal and equally among my beloved children, or their lawful heirs to divide the same; — that is an equal part or sum to the one, and an equal part to the other; — And in all things appertaining to a division of my estate may be fully understood, this my last Will and Testament, excludes any claim of any name or nature, by any person or persons whatsoever, or against a piece or parcel of land, I received and sold to my beloved son Abraham Hursey now living with me, and with his family on the Farm; — And whereas as one of the Executors of the estate of one Ann Piner there vested in my hands a sum of money belonging to the estate amounting to about three hundred and ninety one dollars; to which said sum one Ann Piner Freeman is the lawful heir, and which said sum together with the interest on the same from the time it came into my hands is now loaned by the desire and approbation of the friends; to the Proprietors of the Dying establishment on Staten Island, with the additional security or endorsement on the note, of one Jacob Degroot of Staten Island; — Now be it understood that I have, nor has my estate any thing to do with that said note, and that the present amount of the same besides the interest amounts to eight hundred and thirty four dollars and forty eight cents, and that the same is signed "Jannet Hall... & George M. Barrett." from which said note I only claim a just and reasonable sum for my services and trouble in taking care, loaning out, settling and generally managing said money to the best advantage. — And in case said note shall remain in my hands at the time of my

decease, I heretofore Order it presented for payment within two days after; and in case of its nonpayment, I Order the same to be legally protested forthwith to them by hold the encloser.

Finally. — I hereby nominate, constitute, authorize and appoint Isaac Kruser, James Sharp and John Post of the Town of Northfield, County of Richmond and State of New York, the executors of this my last Will and Testament, hereby revoking, annulling and disallowing all other Wills and Testaments by me heretofore made. — Ratifying, allowing and confirming this only to be my last Will and Testament.

In Testimony whereof I John Kruser first named in this my Will, have herewith subscribed my name and affixed my seal, this seventh day of September, in the year of our Lord, one thousand, eight hundred & twenty eight.

John Kruser.

Signed, sealed, published, pronounced and declared by the said John Kruser, as and for his last Will and Testament, in the presence of us who have subscribed our names as witnesses to this instrument, in the presence of the said John Kruser, and also in the presence of each other. William & Hull. — Harmanus Garretson

State of New York. Richmond County, ss.

Be it remembered that a Surrogate's Court held in and for the County of Richmond, at the Surrogate office in the Village of Ridgeway, the tenth day of April, in the year of our Lord, one thousand, eight hundred and thirty eight, before Richard Crocheron, Surrogate of the said County, the last Will & Testament of John Kruser, late of the said County, deceased, (of which the foregoing is a copy,) was admitted to Probate after citation to the heirs and next of kin of the said deceased, duly issued, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid, the following witnesses were duly sworn by the said Surrogate and testified as follows, viz. Henry Miller testified, that he lives a near neighbour to the said Testator, that he frequently saw the said Testator write and sign his name, that the signature of John Kruser to the said Will now shown him

he verily believes to be in the hand writing of the said John Kruser, and that he has no doubt the said signature was made by him and in his own hand writing. — John Garretson, testified, that Harmanus Garretson one of the subscribing witnesses to an instrument in writing now shown him, purporting to be the last Will & Testament of John Kruser of Northfield, Richmond County, was his brother, and who has been sometime dead, that he was well acquainted with the hand writing of his said late deceased brother, that the signature Harmanus Garretson to the said Will as a witness, is in the hand writing of said Harmanus, and that he verily believes the said signature was made by him and in his own hand writing.

Andrew B. Becker testified, that he was acquainted with William & Hull, who resided in the said Town of Northfield some years since, that he was acquainted with the hand writing of said Hull, that the signature William & Hull to an instrument in writing now shown him, purporting to be the Will of John Kruser of Northfield, Richmond County, appears to be in the hand writing of the said Hull, and that he has no doubt and verily believes that the said signature was made by him and in his own hand writing. — And said A. B. Becker further testified, that he was informed some time in the last summer or fall of the year by a son of the said William & Hull, that his father the said Hull was dead and which he verily believes to be true. — Whereupon I the Surrogate appeared upon the proof aforesaid being satisfied of the genuineness and validity of the said Will, as respects the personal estate do order that the said Will be admitted to Probate, and that Letters Testamentary thereon be granted to Isaac S. Kruser, John Post and James Sharp the executors named in the said Will named, on their taking and subscribing the oath of office prescribed by law.

Rich^d Crocheron. Surrogate

Be it also remembered that on the tenth day of April in the year of our Lord, one thousand eight hundred and thirty eight, personally appeared before me Isaac S. Kruser — John Post and James Sharp the executors named in the said Will of the said John Kruser and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed.

Rich^d Crocheron. Surrogate

Recora. Will of David Van Pelt. deceased
State of New York, Richmond County, ss.

Be it remembered that a Surrogate Court held in and
for the County of Richmond, at the Surrogate's office in
said County, the seventh day of May, in the year of our
Lord, one thousand eight hundred & thirty eight.

Present, Richard Crocheron, Surrogate.

In the matter of the last Will and Testament of David
Van Pelt, late of Northfield, Richmond County, State of New York.

Hannah Van Pelt, widow of the said deceased, ap-
peared in said Court, and presented an instrument in
writing, purporting to be the last Will & Testament of Da-
vid Van Pelt of Northfield, Richmond County, State of New
York. — the said Hannah also presented her Petition, set-
ting forth, that the said David Van Pelt, departed this life
at his residence in the said town of Northfield, on or about
the last day of March, last past, first having made and pub-
lished his last Will & Testament, (the instrument produced)
that the said Will relates both to Real and Personal estate,
that the said deceased left him surviving a widow, viz. said
petitioner; and heirs and next of kin Catherine wife
of Abraham Post, Andrew Van Pelt, David M Van Pelt,
Jane, wife of Solomon Latsanette, Barbara, wife of John
Spicer, and Elizabeth Van Pelt, all of lawful age ex-
cept Elizabeth, aged about fourteen years; said heirs all
residents of the said County of Richmond. — that said Pe-
titioner is the executrix appointed in and by the said
Will, and is desirous the said Will be admitted to
proof, Recora and Probate, and prays the aid of the Sur-
rogate in the premises. Whereupon an order was made &
entered, that David M Van Pelt of the said Town of North-
field be appointed Guardian of Elizabeth Van Pelt the said
minor heir, and that citation be issued, requiring the
heir, widow and next of kin of the said deceased to be
and appear at the office of said Surrogate, the sixteenth
day of May instant, two o'clock in the afternoon to attend
the probate of said Will.

Be it also remembered that a Surrogate Court held at
the Surrogate's office in the said County, the sixteenth day
of May, in the year of our Lord, one thousand eight-

hundred & thirty eight. Present, Richard Crocheron, Surrogate. — In the
matter of the Will of David Van Pelt, late of Northfield, Richmond County, and
The matter of proof of said Will, having been assigned for this day, Hannah
Van Pelt, widow of the said deceased, and the executrix named in said
Will and the Applicant for its proof appeared, and made return of the
appointment of Guardian of the minor heir, and the consent of the said
Guardian endorsed thereon; — and of the Citation issued by the
said Surrogate the seventh of May instant, to the heirs and next
of kin, with the acknowledgement of due service of said Citation by the
said heirs and next of kin, endorsed thereon. Which said appoint-
ment of Guardian, consent to become Guardian. — Citation and acknow-
ledgement of due service, are as follows.

The People of the State of New York.

To David Moore Van Pelt, of the Town of Northfield in the County
of Richmond. Greeting. — Whereas Hannah Van Pelt, an Execu-
trix named in the last Will and Testament of David Van Pelt,
late of the Town and County aforesaid, deceased, as is alleged intends
to make Application to Richard Crocheron, Surrogate of our County of
Richmond, to have the said Will prove before the said Surrogate, for
Recora and Probate, pursuant to the Statutes of the State of New York,
concerning Wills and the proof of them. — and whereas it has been
made satisfactorily to appear that Elizabeth Van Pelt, one of the heirs
of the said David Van Pelt is a minor. I therefore the Surrogate aforesaid,
pursuant to the power in me vested by the said Statutes, in
pursuance of the order of my Court before made and entered, do hereby ap-
point you the said David M Van Pelt, Guardian of the said minor, to
take care of her interests in the premises. — Given under the hand
and seal of office of the said Surrogate, at the Surrogate's office in the
said County, the seventh day of May, one thousand eight hundred
and thirty eight.

Rich Crocheron, Surrogate

In the matter of the Will of David Van Pelt. deceased
and the undersigned do hereby consent to become the Guardian of
Elizabeth Van Pelt, a minor heir of the said David Van Pelt, to take
care of her interests in the proceedings to be had on an instrument
in writing, offered to the Surrogate of the County of Richmond, for
proof the 16th day of May instant, as and for the last Will and Tes-
tament of the said deceased. — Dated May 7th 1838. David M Van Pelt

The People of the State of New York.

To Hannah Van Pelt, widow, late of Northfield, Richmond
County, Abraham Post & Catherine his wife, Andrew Van Pelt,
David M Van Pelt, Solomon Latsanette & Jane his wife, John

Squire and Barbara his wife and Elizabeth Van Pelt, by her Guardian David Van Pelt. — heirs and next of kin of the said deceased greeting. Whereas, Hannah Van Pelt of the said County of Richmond has applied to our Surrogate of the County of Richmond, to have a certain instrument for Writing bearing date the 12th day of December 1836 purporting to dispose of both Real and personal estate, duly proved as the last Will and Testament of David Van Pelt late of Northfield, Richmond County. Therefore, you and each of you are cited and required personally, to be and appear before our said Surrogate, at his office in the Village of Richmond, on the sixteenth day of May instant — at two o'clock in the afternoon of that day, then and there to attend to the probate of the said last Will and Testament. — In Witness Whereof the Surrogate of our said County has hereunto affixed his seal of office the seventh day of May, one thousand, eight hundred and thirty eight. — Rich^d Crochorn, Surrogate

In the Matter of the Will of David Van Pelt. and — We the undersigned heirs and next of kin of the said deceased do hereby acknowledge due service of the within Citation for the proof of the last Will and Testament, (the instrument within referred to) of the said David Van Pelt, deceased, on the 16th day of May instant. — Dated May 8th 1838. Signed by David M Van Pelt, for himself & Guardian of Elizabeth Van Pelt, John Squire, Barbara Ann Squire, Jane Latourette, Solomon Latourette, Amos W. Van Pelt, Abraham Post, Catherine Post.

Whereupon the said Court being satisfied with the proof produced and made, that the heirs and next of kin of the said deceased have been duly cited & required to attend the Probate of the last Will & Testament of the said deceased, as required by law. — It was ordered on filing the said appointment of Guardian, — Consent to become Guardian; Citation to heirs, widow & next of kin, and the acknowledgment of due service thereof, that Hannah Van Pelt, the widow & executrix aforesaid have leave to proceed in the proof of the said Will. — Proof as follows.

In the matter of proving the Will of David Van Pelt. and P. D. Porke and Moses Van Name of the Town of Northfield in the County of Richmond, being sworn, with 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 twelfth day of December, in the year of our Lord

one thousand, eight hundred and thirty six, 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 of sound mind and memory and not under any restraint to the best of their knowledge and belief. — and that they the said deponents, together with John Porke the other subscribing witnesses to the said Will subscribed their names to the said Will as witnesses at the request and in the presence of the said Testator and in the presence of each other. — And the said P. D. Porke further deposes, that he wrote the name of the said Testator to the said Will at his request at the time of the execution thereof, and the said Testator affixed his mark to said instrument at the said time. — P. D. Porke. Moses Van Name Sworn the 16th day of May 1838. before me. Rich^d Crochorn, Surrogate and thereupon it appearing to the said Court that the said Will of the said David Van Pelt 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 not under restraint and that the same is allowed and adjudged valid as a Will of Real and personal estate. — It is therefore ordered by the said Court 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 is as follows.

In the Name of God Amen. I David Van Pelt, of the Town of Northfield, in the County of Richmond, and State of New York, being weak in body but of sound mind and memory, thanks be to God, and considering the uncertainty of all things but death, do make and declare this to be my last Will and Testament in manner and form following. viz. — First I resign my soul to my heavenly Father the giver and disposer of all good, and my body to the earth to be decently interred in the Church yard of the English Church, called the Point Church near the road running along the River Kill near Kell, (along side the grave of my son John). — Secondly I leave with my beloved wife Hannah all my property Real and personal during her natural life for her use and benefit and also give her with any other executors power to sell my part of the boat called the Telegraph and other articles out of doors that she do not need, and make the

best use she can of the monies arising therefrom. — Then after her death my will is that my household furniture be given to my daughter Elizabeth M. Han Pelt for her and her heirs or assigns forever for their proper use and benefit and my Real estate to be then sold at public Vendue and the monies arising therefrom to be equally divided between my six children, Catherine, Andrew, David Moore Han Pelt, Jane, Barbara Ann and Elizabeth M. Han Pelt each equally alike, my son David first paying to my said executor, or allowing the same out of his part, the sum of two hundred and thirty dollars. — Which is the amount of a note I gave to John Han Name or otherwise pay the same sum or the amount of said note to the said John Han Name, or any other person holding such note. — But if any of my children above named should depart this life without lawful issue my will is that their part be equally divided between the surviving brothers and sisters or their heirs. — The care and management of all the aforesaid I leave to my said wife Hannah whom I appoint my executrix, with my son Andrew and my friend John Han Name whom I appoint my executor, allowing them to sell one, two or more lots of my land, and give a good and sufficient deed for the same, if my said wife should need it for her support during her life. — In testimony whereof, I have hereunto set my hand and seal this twelfth day of December, A. D. one thousand eight hundred and thirty six.

Signed, sealed, published and
declared in presence of: —

P. O. Roche of Northfield
Moses Han Name of Northfield
John Schast of Northfield

David ^{his} Han Pelt
mark

State of New York, Richmond County, ss.
Be it remembered that a Surrogate's Court held in and for the County of Richmond, at the Surrogate's office in the said County on the sixteenth day of May, in the year of our Lord, one thousand eight hundred and thirty eight, before Richard Crockeran Surrogate of the said County, the last Will and Testament of David Han Pelt, late of the said County deceased (of which the foregoing is a copy) was admitted to

Probate after a citation to the Widow heirs and next of kin of the said deceased, duly issued, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid P. O. Roche and Moses Han Name 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, that they 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 disposing mind and not under any restraint to the best of their knowledge and belief, and that they subscribed their names to the said Will 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 over and that the said Will be admitted to probate and that letters Testamentary thereon be granted to the executrix and executor in the said Will named upon their taking and subscribing the oath of office prescribed by law.

Richard Crockeran Surrogate

Be it also remembered that on the said sixteenth day of May, in the year of our Lord, one thousand eight hundred and thirty eight, personally appeared before me Hannah Han Pelt the executrix in the said Will named, and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed.

Richd. Crockeran Surrogate

Record Will of Richard Williams, deceased.

State of New York. Richmond County. ss.

Be it remembered that a Surrogate Court held in and for the County of Richmond at the Surrogate office in the said County, the eleventh day of May, in the year of our Lord one thousand eight hundred and thirty eight.

Present. Richard Crockeron. Surrogate.

In the matter of the last Will and Testament of Richard Williams late of Southfield, Richmond County, deceased.

Benjamin S. Williams of the said Town of Southfield appeared and presented a petition setting forth, that the said Richard Williams departed his life on the sixth day of April last, in the said Town of Southfield, first having made and published his last Will & Testament (the instrument produced) that the said Will recites both to him and to his wife, that the said deceased left him (her) his and her (her) Catherine Williams, and his next of kin his father Joseph Williams, both residing in the said County, that he the said petitioner is appointed an executor in and by the said Will, and is desirous the said Will be admitted to proof, Record & Probate, and prays the aid of the Surrogate in the premises. Whereupon an order was made and entered that citation be issued to the said widow his next of kin, requiring them to be and appear at the Surrogate office in the Village of Richmond, the twenty ninth day of May instant, to attend to the probate of said Will.

Be it also remembered that a Surrogate Court held in and for the County of Richmond, at the Surrogate office in the Village of Richmond, the twenty ninth day of May one thousand eight hundred and thirty eight. — Present, Richard Crockeron, Surrogate of the said County.

In the matter of proving the Will of Richard Williams late of the said County, deceased.

This being the day assigned for the proof of the said Will — Catherine Williams the executrix and Benjamin S. Williams the executor named in said Will and the applicant for its proof appeared. — Said Benjamin made return of the citation heretofore issued by the said Surrogate, to the widow, him and next of kin of the said deceased, requiring them to attend the probate of the said Will this day, said widow, him and next of kin.

appeared, avowing to the requirement in said citation contained, the proceedings being legal, and no opposition in the matter, and on filing the said citation, leave was given the said Benjamin to prove the said Will. Proved as follows.

State of New York. Richmond County. ss. — In the matter of the last Will and Testament of Richard Williams, deceased. Lewis P. Marsh of Southfield, Richmond County, being sworn deponeeth and saith, that he did see the said deceased, sign and seal the instrument now shown to him, purporting to be the last Will and Testament of the said deceased, bearing date the fifteenth day of February, in the year of our Lord, one thousand eight hundred and thirty eight, and he read 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 memory, and not under any restraint, to the best of the knowledge and belief of this deponent, and this deponent further saith, that he together with William S. Williams the other subscribing witness to the said Will subscribed their names to the said Will as witnesses at the request and in the presence of the Testator and in the presence of each other. — Lewis P. Marsh. — Sworn the 29th day of May 1838. before me. Rich^d Crockeron. Surrogate.

Richmond County. ss. William S. Williams being sworn deponeeth that he did see Richard Williams late deceased, sign and seal the instrument now shown him, purporting to be the last Will and Testament of the said deceased, bearing date the fifteenth day of February, in the year of our Lord, one thousand eight hundred and thirty eight, and he read him 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 disposing mind and not under any restraint, to the best of the knowledge and belief of this deponent, and that this deponent together with Lewis P. Marsh the other subscribing witness to the said Will, subscribed their names to the said Will as witnesses, at the request and in the presence of the Testator and in the presence of each other. — William S. Williams. — Sworn the 29th day of May 1838. before me. — Rich^d Crockeron. Surrogate.

And thereupon it is appearing to the said Court, that the said Will of the said Richard Williams, 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 not under any restraint. - There, on the said Will is hereby allowed and adjudged to be valid as a Will of Real and personal estate. And ordered to be recorded together with the proof thereof, - which said proof is herein before recorded and contained, and that the said Will so ordered to be recorded, is as follows.

In the name of God. Amen. I Richard Williams, late of the City, County and State of New York, being of sound disposing mind, memory and understanding, do hereby make, publish and declare this my last Will and Testament, in manner and form following.

First. I order and direct that my Executors herein after named, pay of all my just debts and funeral expenses as soon after my death as conveniently may be.

Second. I give and devise to my Brother Benjamin Williams, all that certain lot of Wood Land, situate, lying and being, in the town of Southfield, in the County of Richmond and State aforesaid, and adjoining northerly on land of the Widow Patten and on the other sides, on land of my Father Joseph Williams, containing two acres and six tenths better the same more or less; - To have and to hold the same to him, the said Benjamin, and to his heirs and assigns forever.

Third. - I give, devise and bequeath all the rest, residue and remainder of my Real and Personal estate, of every nature, kind and description whatsoever, which I shall own, or be possessed of, at the time of my decease, to my well beloved wife Catherine Williams; To have and to hold the same, to her and to her heirs, executors, administrators and assigns forever.

Fourth. I do hereby nominate and appoint my said wife Catherine Williams, executrix, and my said Brother Benjamin Williams, executor of this my last Will and Testament, and hereby expressly revoke all and every former Will by me made.

In Witness whereof, I have hereunto set my hand and seal, the fifteenth day of February, in the year of our Lord one thousand, eight hundred and thirty eight.

Signed, sealed, published and declared by the Testator, to be his last

Richard Williams

Will and Testament, in the presence of us, who at his request and in his presence, and in the presence of each other, have subscribed our names as Witnesses.

Lewis R Marsh, of the town of Southfield in the County of Richmond.
William A Williams, of the Town of Southfield, in the County of Richmond. } Witnesses

State of New York. Richmond County, ss.
Be it remembered, that a Surrogate Court held in and for the County of Richmond, at the Surrogate Office in the said County, on the twenty ninth day of May, in the year of our Lord, one thousand, eight hundred and thirty eight. before Richard Brocherson, Surrogate of the said County, the last Will & Testament of Richard Williams, late of the said County, deceased, (of which the foregoing is a copy) was admitted to probate after citation to the heirs, widow & next of kin, duly served, returned and filed according to law. - Whereupon at the place and on the day aforesaid Lewis R Marsh & William A Williams 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, that they heard him publish and declare the same as and for his last Will and Testament, that at the time when of the said deceased was of sound disposing mind and not under any restraint to the best of their knowledge & belief, and that they subscribed the said Will 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, do order that the said Will be allowed to probate and that letters Testamentary thereon be granted to the executrix & executor in the said Will named upon their taking and subscribing the oath of Office prescribed by law.

Be it also remembered, that on the said twenty ninth day of May, in the year of our Lord, one thousand, eight hundred and thirty eight, personally appeared before me Catherine Williams & Benjamin Williams, the executrix & executor in the said Will named, and were duly sworn to the faithful perform-ance and execution thereof by taking the usual oath in such cases prescribed.
Richd. Brocherson, Surrogate

Recora Will of James Bodine, late of Castleton, deceased.
State of New York. Richmond County. ss.

Be it remembered that a Surrogate's Court held in and for the County of Richmond, at the Surrogate's office in the said County, on the sixteenth day of May, in the year of our Lord one thousand eight hundred and thirty eight.

Present. — Richard Crocheron, Surrogate

In the matter of the last Will and Testament of James Bodine, late of Castleton, Richmond County, deceased.

John Bodine, James Bodine, sons of the said deceased appeared in said Court, and produced an instrument in writing, purporting to be the last Will & Testament of James Bodine, of Castleton, Richmond County. — also presented their petition, setting forth. — That the said James Bodine departed this life at his residence in the said Town of Castleton the thirteenth day of May instant, first having made and published his last Will and Testament, (the instrument now produced). That the said Will relates both to Real and personal estate. — That the said deceased left no widow living. — That he left heirs and next of kin, viz. said Petitioners and Asa Green, William Abrahams & Edward Bodine. — Margaret, wife of Abraham Housman, Elizabeth, wife of Isaac Knight. — Robert T. D. Bodine & Sarah Ann Bodine, minors, the former residing in New York, the latter in Amherst, New Jersey. — John Wood, farmer, Wood, Mary Ann, wife of Geo. Blake & Elizabeth Wood & minor, all residing in the said County of Richmond. — Tunis Haighwout, Corns Haighwout, John Haighwout, Nicholas Haighwout junr., Mary Haighwout, Tabitha Ann Haighwout & James Haighwout of whom Tunis, Cornelius & James reside in the City of New York, the residue in the said County of Richmond, and of which Nicholas, John, Tabitha Ann and James are minors. — That they the said Petitioners are duly constituted and appointed executors in and by the said Will. — and are desirous the said Will be admitted to proof record and probate and request the aid of the Surrogate in the premises. — Upon which petition an order was made and entered, that Stephen Wood of Northfield, County of Richmond aforesaid be appointed Guardian of Robert T. D. Bodine, Sarah Ann Bodine & Elizabeth Wood, and that Nicholas Haighwout of Castleton in said County be appointed

Guardian of Nicholas, John, Tabitha Ann and James Haighwout the minor aforesaid, heirs of the said James Bodine deceased, to appear for and take care of their Interest in the premises; — It was also ordered that citation be issued, requiring the heirs and next of kin of the said deceased, to be and appear at the Surrogate's office in the Village of Richmond the twenty fourth day of May inst, Ten o'clock in the forenoon, to attend to the probate of the said Will.

Be it also remembered, that a Surrogate's Court held in and for the County of Richmond, at the office of the said Surrogate, the twenty fourth day of May, one thousand eight hundred and thirty eight. — Present. Rich^d Crocheron, Surrogate

In the matter of the Will of James Bodine, late of Castleton, in the County of Richmond, deceased.

This being the day assigned for the proof of the said Will John Bodine & Tunis Bodine, two of the executors named in the said Will and the Applicants for its proof appeared, and returned the Appointment of Guardian of the minor heirs of the said deceased, with the consent of the persons so appointed to become Guardians of said minors under their signature enclosed an said Appointment. — Also returned the Citation heretofore issued by the said Surrogate to the heirs and next of kin of the said deceased, requiring them to attend the probate of the said Will, and made oath of due service of the said Citation, by delivering each of said heirs a copy thereof eight days previous to return day. — Which said Appointments of Guardian, consent to become Guardian, Citation to heirs and next of kin, and oath of service of said Citation are as follows.

The People of the State of New York.

To Stephen Wood of the Town of Northfield, in the County of Richmond, Farmer. — Executing.
 Whereas, John Bodine & Tunis Bodine, Executors named in the last Will and Testament of James Bodine deceased, as is alleged, intend to make Application to Richard Crocheron Surrogate of our County of Richmond, to have the said Will proved, before the said Surrogate for Recora and Probate; — pursuant to the Statutes of the State of New York, made and provided, concerning Wills and the proof of them. — and Whereas it has been made satisfactorily to appear that Robert T. D. Bodine, Sarah Ann Bodine & Elizabeth Wood heirs of the said James Bodine are minors. — I therefore

The said Surrogate, in pursuance of the power vested in me by the said Statutes; in pursuance of the Order of my Court before made and entered, do hereby appoint you the said Stephen Wood, Guardian for the said minors to take care of their interests in the premises. — Given under my hand and seal of office of the said Surrogate, the sixteenth day of May, one thousand and eight hundred and thirty eight. — Rich^d Broderson. Surrogate

In the matter of the last Will and Testament of James Bodine late of Castleton, Richmond County, deceased.

I Stephen Wood, the undersigned, do hereby consent to become Guardian for Egbert T. N. Bodine, Sarah Ann Bodine and Elizabeth Wood, minor heirs of the said James Bodine dec^d, to take care of the interests of the said minors, on the application of John & Tunis Bodine for the proof of an instrument in writing purporting to be the last Will and Testament of the said dec^d, the twenty fourth day of May, inst. — Dated May 16, 1838. Stephen Wood

The People of the State of New York.

To Nicholas Haughwout of Castleton in the County of Richmond. Greeting. — Whereas, John Bodine and Tunis Bodine, Executors named in the last Will and Testament of James Bodine, late of Castleton, Richmond County, dec^d, as alleged, intend to make application to Richard Crockeron — Surrogate of our County of Richmond, to have the said Will proved before the said Surrogate for record and probate, pursuant to the Statutes of the State of New York, made and provided, concerning Wills and the proof of them. — And whereas it has been made satisfactory to appear that Nicholas Haughwout jun^r, John Haughwout, Tabitha Ann Haughwout & James Haughwout heirs of the said James Bodine deceased, are minors; I therefore the said Surrogate, in pursuance of the power in me vested by the said Statutes, in pursuance of the Order of my Court before made and entered, do hereby appoint you the said Nicholas Haughwout, Guardian for the said minors, to take care of their interests in the premises. — Given under my hand and seal of office of the said Surrogate, the sixteenth day of May, one thousand and eight hundred and thirty eight. — Rich^d Broderson. Surrogate

In the matter of the Will of James Bodine, deceased. I Nicholas Haughwout, the undersigned, do hereby consent to become Guardian of Nicholas, John, Tabitha Ann & James Haughwout, minors, heirs & next of kin of the said James

Bodine, deceased, to take care of the interests of said minors, on the application of John & Tunis Bodine, for the proof of the last Will and Testament of the said deceased, the 24th day of May, inst. — Dated May 16, 1838. Rich^d Haughwout

The People of the State of New York.

To Andrew Bodine, William Bodine, Ab^m Bodine, Edward Bodine, Abraham Hausman & Margaret his wife, Isaac Bodine & Elizabeth his wife, John Wood, James Wood, Mary Haughwout, Tunis Haughwout & Corn^d Haughwout, all residents of the County of Richmond, except the two later who reside in the City of New York; George Blake and Mary Ann his wife. — Egbert T. N. Bodine, Sarah Ann Bodine and Elizabeth Wood, ^{minors} by their Guardian, Stephen Wood, — and Nicholas, John, Tabitha Ann and James Haughwout, minors, by their Guardian Nicholas Haughwout, all heirs and next of kin of James Bodine, deceased. — And Greeting. Whereas, John & Tunis Bodine, former of New York, latter of New Jersey; has lately applied to our Surrogate of the County of Richmond to have a certain instrument in writing, bearing date the twelfth day of December 1836, purporting to dispose of both Real and Personal estate, duly proved as the last Will and Testament of James Bodine late of Castleton, Richmond County, dec^d,

Therefore you and each of you are cited and required, personally to be and appear before our said Surrogate at his office in the Village of Richmond on the twenty fourth day of May, inst. at 10 o'clock in the forenoon of that day, then and there to attend to the probate of the said last Will & Testament.

In Witness Whereof, the Surrogate of our said County has hereunto affixed his seal of office, the sixteenth day of May, one thousand and eight hundred and thirty eight. — Rich^d Broderson. Surrogate

Richmond County, ss. Tunis Bodine, one of the Executors named in the Will of James Bodine late of said County dec^d being sworn, deposes that he delivered Copies of the within Citation to Stephen Wood, Guardian of Egbert T. N. Bodine, Sarah Ann Bodine & Elizabeth Wood, minor heirs, and to James Wood, Edward Bodine, William Bodine, Abraham Hausman, Isaac Bodine and George Blake, heirs of the said deceased, in the within Citation named, delivered said Copies the 16th day of May, inst. Tunis Bodine. — Sworn the 24th day of May 1838 before me — Rich^d Broderson. Surrogate.

Richmond County, ss. John Bodine one of the Executors named in the Will of James Bodine late of said County, deceased, being sworn deposes, that he delivered

Copies of the within citation to the following heirs of the said James Bodine the 16th of May inst., viz. John Wood, Mary Haughwout, and to Nicholas, John, Tabitha Ann & James Haughwout, Minors, by their Guardian Nicholas Haughwout, and to Andrew Bodine, Tunis Haughwout, Cornelius Haughwout and Abⁿ Bodine on the 17th day of May inst. — and further deposes, that there are no other heirs at law of the said James Bodine, dec^d than those named in the within citation, including the Applicants for the proof of the Will, and justifies this exponent with oath. John Bodine. — Sworn the 24th day of May 1838. Before me Richard Crocheron, Surrogate

Whereupon the said Court being satisfied with the proof produced and made in the premises, that the heirs and next of kin of the said deceased, have been duly cited and required to attend the Probate of the said last Will and Testament as required by law. — It was ordered on filing the said Appointment of Guardian, Consent to become guardian, Citation to heirs and next of kin, and the Oaths of Service of said Citation, that the said acting executors have leave to prove the said Will. — said Will being shown was proved as follows:

State of New York. Richmond County. ss.

In the Matter of the Will of James Bodine, deceased. —

Jacob B. Mersereau and Stephen Martling of Castleton, Richmond County, being duly sworn, depose and say, that they did see the said James Bodine, sign and seal the instrument now shown them, purporting to be the last Will and Testament of the said deceased, bearing date the twelfth day of December in the year of our Lord, one thousand, eight hundred and thirty six. And heard him the said deceased publish and declare the said instrument to be his last Will and 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 these deponents. — And that they the said deponents subscribed their names to the said Will as witnesses, at the request and in the presence of the said Testator, and in the presence of each other. Jacob B. Mersereau: Stephen Martling. — Sworn the 24th day of May, 1838. Before me. Rich^d. Crocheron. Surrogate

And thereupon it appearing to the said Court, that the said Will of the said James Bodine, deceased, was duly executed according to law, and that the said Testator was at the time of making such execution of sound mind and not under any restraint. —

The said Will is therefore allowed and adjudged to be valid and a Will of Real and Personal estate, and ordered to be recorded, together with the proof thereof; which said proof is herein before recited and contained, and that the said Will do ordered to be recorded, is as follows.

In the Name of God. Amen. I James Bodine of the Town of Castleton, in the County of Richmond and State of New York. — Farmer. — Being of sound mind and memory, and considering the uncertainty of this frail and transitory life, do therefore make, ordain, publish and declare this to be my last Will and Testament. — That is to say. — First after all my lawful debts be paid and discharged. I give and bequeath unto my sons John and James each one hundred dollars less than a share of my estate, for they being born to me by my first wife and they received some legacies from their Grandfather.

2^d I give and bequeath unto my sons Tunis and Edward, each two hundred dollars less than a share of my estate, for they received tractors and also some share or legacy from their Grandfather. — They are also children of my first wife.

3^d I give and bequeath unto the heirs of my late daughter Ann, deceased, two hundred dollars less than a share of my estate.

4th I give and bequeath unto the heirs of my late daughter Dorcas, deceased the Balance or residue of one share of my estate if any there be after deducting therefrom the sum of fifteen hundred dollars, and the interest thereon at the rate of three per cent per annum, prior to this date.

5th I give and bequeath unto my sons William and Andrew each one share of my estate, first deducting therefrom the demand or demands, I shall leave against him or them, and the share or shares on the balance of their shares to go in the hands of their brothers John and Abraham and Abraham Crocheron of the City of New York; and by them the said Trust, the said accounts to be put at interest with security, and they of the said Trust to pay to the said William and Andrew or their legal representatives, the interest thereof as they the said William and Andrew should have proper occasion for; and if the said interest should be insufficient for their proper purposes, then in

that care to take from the principal as much and as often as necessary in the judgement of them, of the said Trust.

6th I give and bequeath unto my son Abraham a share of my estate, and it is hereby provided, — that is to say, if my said son Abraham should die and leave no lawful issue, then his said legacy to return to my estate and become a part thereof.

7th I give and bequeath unto my daughter Margaret one hundred Dollars less than a share of my estate.

8th I give and bequeath unto my daughter Elizabeth, one hundred Dollars less than a share of my estate.

9th I give and bequeath unto my two Grand Children, viz. — Euprat J. Bodine and Sarah Ann Bodine one hundred Dollars each; to be first paid out of my estate, and put at interest by my executors here after named, and the principal and interest paid to them, viz. The male at the age of twenty one, and the female at eighteen.

10th I give and bequeath to the Moravian Church, situated in the said County of Richmond the sum of fifty Dollars, to be paid as last aforesaid. — All of which the said share and legacies to be paid by my executors herein after named with due diligence; first deducting from each share as aforesaid and all other dues as shall be owing my estate by the said heirs and legatees; otherwise they to whom those dues are found against to receive no part of my estate) and when duly received the foregoing legacies according to the true meaning and intention here of to have and to hold the same and to their heirs and assigns forever. — Further, If I should die possessed of my present Real estate and others, — I order to be disposed of as follows, — to wit. The part now reside upon which lying North of the Turnpike Road to be sold in one parcel, and the remainder to be sold in parcels or the whole together as shall be found most advantageous in the judgement of my said Executors within one year after my decease; but in the judgement of my said executors, that the said sale of Real estate better be extended. — I hereby order and direct that they may extend the sale for four years.

And lastly, I order all my personal estate (except such as should be herein after excepted) to be disposed of within the term of six months after my decease; and both Real and Personal at public Auction.

Likewise, I make constitute and appoint my son John, James — and William, and my friend Abraham Crocheron of the City of New York, to be 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 the twelfth day of December, in the year of our Lord, one thousand eight hundred and thirty six.

James Bodine

Signea, sealed, published and declared by the said James Bodine as and for his last Will and Testament, in the presence of us, who at his request, in his presence, and in the presence of each other, have subscribed our names as witnesses.

Jacob B. Menervae, of the Town of Castleton
Stephen Martling, of the said Town.

State of New York. Richmond County. ss.

Be it remembered, that a Surrogate Court, held in and for the County of Richmond, at the Surrogate office in said County on the twenty fourth day of May, in the year of our Lord, one thousand eight hundred and thirty eight, before Richard Crocheron, Surrogate of the said County, the last Will & Testament of James Bodine, late of the said County deceased (of which the foregoing is a copy) was admitted to Probate after citation to the heirs and next of kin duly issued, service returned, and filed according to law. — Whereupon at the place and on the day aforesaid Jacob B. Menervae and Stephen Martling 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, that they 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 disposing mind and under no restraint, to the best of their knowledge & belief, and that they subscribed the said Will as witnesses at the request and in the presence of the said Testator. — Whereupon I the said Surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said Will, do order that the said Will be allowed to probate and that letters Testamentary thereon be granted to those of the executors in the said Will named. (William Bodine one of the executors named in said Will, having duly

renounced his right and claim as an executor) upon their taking and subscribing the oath of office prescribed by law.

Richard Crocker. Surrogate

Be it also remembered that at the said Surrogate Court, William Boaine, an executor named in the Will of the said James Boaine, deceased, duly renounced his right & claim as an executor, in an instrument in writing, under his signature, which was accepted and filed by the said Surrogate and is as follows.

To the Surrogate of the County of Richmond
I William Boaine, named one of the executors in the last Will and Testament of James Boaine, late of the Town of Castleton, in the County of Richmond and State of New York deceased. — do hereby renounce all my right and claim to act as Executor of the said Will. — As Witness my hand this twenty fourth day of May, in the year of our Lord one thousand, eight hundred and thirty eight.

Witness Present. William Boaine
Jacob B. Messers. Stephen Marting.

Be it further remembered that on the said twenty fourth day of May, one thousand, eight hundred and thirty eight personally appeared before me, John Boaine, Lewis Boaine and Abraham Crocker three of the executors named in the said Will, and were duly sworn to the faithful performance and execution thereof by taking the usual oath in such cases prescribed.

Richd Crocker. Surrogate

Recover last Will & Testament of Lenox Stout, deceased
State of New York. Richmond County, ss.

Be it remembered that a Surrogate's Court held in and for the County of Richmond at the Surrogate office in the said County, the twenty first day of April in the year of our Lord, one thousand, eight hundred and thirty eight.

Present. Richard Crocker. Surrogate

In the matter of the Will of Lenox Stout late of Northfield, Richmond County, State of New York, deceased.

Ann Stout, widow of the said deceased, appeared in said Court, and presented a paper parcel, enclosed, sealed,

and endorsed. Last Will and Testament of Lenox Stout, April 12th 1838. The said Ann also presented her petition. — Setting forth that the said Lenox, departed this life in the said town of Northfield on or about the thirtieth day of April instant, first having made and published his last Will and Testament, (contained in the paper parcel produced). That the said Will relates both to Real and personal estate. — That the said deceased left him surviving a widow, viz. said petitioner, and heirs and next of kin viz. Aquila & Stout & Arthur B. Stout, residing in the City of New York, Charles B. Stout residing in Northfield, Richmond County aforesaid, Frances Boese residing in the State of Connecticut & William C. Stout, late residence in the City of Brooklyn. — That the Executors appointed in and by the said Will are — John B. Ansley of Northfield aforesaid and your petitioner, that said petitioner is desirous the said Will be admitted to proof, record and probate and requests the aid of the Surrogate in the premises. — The said paper parcel being unsealed and opened by the said Surrogate, it contained within a folded paper, being an instrument in writing purporting to be the last Will and Testament of Lenox Stout of Northfield, Richmond County. — In relation to the possession of said Will, the said Ann bore sworn by the said Surrogate, and testified she was present at the making and execution of the said Will, that after its execution it was folded, enclosed and sealed up in a wrapper and endorsed by one of the said witnesses, and by him handed to the said deceased, who handed it to the said Ann and requested her to take care of it, and has been in her possession ever since, and that it is now when handed to the said Surrogate, in the same condition as when received by her. — Upon filing the said Petition and ~~and~~ oath of possession, an order was made and entered that Citation be issued to the heirs and next of kin of the said deceased, requiring them to appear at the Surrogate office in the Village of Richmond the 18th day of June next, 10 o'clock in the forenoon to attend the probate of the said Will.

Be it also remembered, that a Surrogate's Court held at the Surrogate office in the Village of Richmond, the eighteenth day of June, one thousand, eight hundred and thirty eight.

Present. Richard Crocker. Surrogate

In the matter of the Will of Lenox Stout late of Northfield, Richmond County, deceased.

This being the day assigned for the proof of said Will Ann Stout the executrix therein named, and the applicant

for its proof & Doctor J. W. Anslay the executor named in said Will appeared and made return of the citation heretofore issued by the said surrogate to the heirs and next of kin of the said deceased, requiring them to attend the proof of said Will this day, and make due proof of the service of said citation on the said heirs and next of kin as required by law, - Which said citation and proof of service, as follows:

The People of the State of New York

To Aquila G. Stout & Arthur B. Stout of the City of New York, Charles R. Stout of Northfield, Richmond County, France - Breese of the State of Connecticut, and William C. Stout late of the City of Brooklyn. - Send Greeting. - Whereas Ann Stout of Richmond County, has lately applied to our Surrogate of Richmond County, to have a certain instrument in writing bearing date the 12th day of April 1838, purporting to dispose of both Real and personal estate, duly proved as the last Will and Testament of Lemox Stout, late of Northfield Richmond County, deceased, - Therefore you and each of you are cited and required, personally to be and appear before our said Surrogate at his Office in the Village of Richmond on the eighteenth day of June next, at 10 o'clock in the forenoon of that day then and there to attend to the Probate of the said last Will and Testament. - ~~The~~ Witness Whereof, the Surrogate of our said County, has hereunto affixed his Seal of office the twenty-first day of April, one thousand, eight hundred & thirty-eight.

Rich^d. Crocheron Surrogate

In the matter of the Will of Lemox Stout, deceased. Doctor J. W. Anslay, being sworn deposes that he delivered copies of the within citation to Aquila G. Stout, & a copy to him for Arthur B. Stout, and to Charles R. Stout, and that he directed copies by mail to Mr. France Breese and William C. Stout, more than six weeks previous to this date, or on or about the 23rd day of April last, and further deposes that Aquila G. Stout is the trustee of all the above heirs of the said deceased and has a General power of Attorney to transact and attend to all business respecting the estate of the said dec^d. - J. W. Anslay sworn the 18th day of June before me. Rich^d. Crocheron Surrogate

State of New York, City and County of Albany. To 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 matter of which the annexed is a printed copy, has been regularly

published in said Albany Argus, once in each week for six weeks successively commencing on the first day of May last past. Philo H. Cole

Sworn before me this 12th day of June 1838. J. M. Hunt. Commissioner of Deeds

Whereupon the said Court being satisfied with the proof produced and made in the premises that the heirs and next of kin of the said Lemox Stout deceased have been duly cited to appear and attend the proof of the said Will as required by law. - It was ordered in filing the said citation and proof of service, that the said Ann Stout the executor aforesaid have leave to prove the said Will, proof as follows.

In the matter of the Will of Lemox Stout, late of Richmond County, deceased. - Abraham Morrell & Richard Morrell of Northfield in said County being sworn, depose and say, that they did see the said Lemox Stout, dec^d sign and seal the instrument now shown them, purporting to be the last Will and Testament of the said deceased, - bearing date the twelfth day of April, in the year one thousand, eight hundred and thirty-eight, and heard him the said deceased publish and declare the said instrument to be his last Will and Testament, that at the time the said deceased was of sound disposing mind and memory and not under any restraint to the best of the knowledge and belief of these deponents, and further deposes that they with P. B. Parker the other subscribing witnesses to the said Will subscribed their names thereto as witnesses at the request and in the presence of the said Testator and in the presence of each other Abraham Morrell. Richard Morrell. - Sworn the 18th day of June 1838. Before me. Rich^d. Crocheron Surrogate

And thereupon it appearing to the said Court from the proof made in the premises, that the said Will of the said Lemox Stout deceased, was duly executed according to law, and that the said Testator, was at the time of making such execution of sound mind and not under any restraint. - The said Will is thereupon allowed and confirmed as a Will of Real and personal estate, and ordered to be recorded together with the proof thereof. - Which said proof is herein before recorded and contained, - and that the said Will so ordered to be recorded is as follows.

In the name of God. Ansel. I Lemox Stout of the Town of Northfield, County of Richmond and State of New York, being weak in Body but of sound

mind and memory. Thanks be to God, do make and
 contain this to be my last Will and Testament in manner
 and form following, viz. — I give and bequeath unto
 my beloved wife Ann all my estate both Real and
 Personal, (after my just debts and funeral expenses
 are paid), for her use and benefit during her natural
 life or widowhood, but if she should get married, my
 will is that she shall have but one half my said estate
 the other half to belong to her and my child if it should
 be that one should be born within seven months af-
 ter my decease) such child to be supported, educated
 and brought up out of the interest arising from it, than
 as before stated (until it shall come of age) but should
 there prove to be no child, or if one and it should not
 live to come of age. Then the half allotted to it (if my
 wife Ann should again marry) is to return and be
 paid to the estate of my deceased Mother. — But if my
 said wife, Ann should remain my widow until
 her death she is to have the whole of my said estate as
 above stated for her sole use and benefit to wile and
 to do with as to her shall seem meet, unless there should
 be a child born, her and my heirs as before stated then
 the estate left at her decease I give and bequeath to said
 child. — The care and management of this my last
 Will I trust to my worthy friend Doctor John W. An-
 ley of Northfield, whom I appoint my Executor, and
 my beloved wife Ann whom I appoint my Execu-
 trix, both of whom I empower to collect any money or
 debts due to me, and to settle and fulfill any unfin-
 ished contract that I have made and not completed.

And lastly, I resign my soul to God who gave it
 and my body to the earth to be decently interred therein
 signed, sealed, published and declared to be my last
 Will and Testament. made this twelfth day of June
 one thousand eight hundred and thirty eight.

Published and declared in presence of
 us, who have subscribed our names as witnesses
 in presence of the Testator.

Abraham Merrill of Northfield

Richards Merrill of Northfield

P. D. Parke of Northfield

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 eighteenth day of June, in the year
 of our Lord, one thousand eight hundred and thirty eight, before Rich-
 ards Crocheron, Surrogate of the said County, the last Will and Testament
 of Lenox Stout late of the said County deceased, (of which the forego-
 ing is a copy) was admitted to probate after citation to the heirs and
 next of kin of the said deceased, duly issued, served, returned &
 filed according to law. — Whereupon at the place and on the
 day aforesaid, Abraham Merrill and Richards Merrill two of
 the subscribing witnesses of 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, that they
 heard him publish and declare the same as and for his last
 Will and Testament; that at the time there of the said de-
 ceased was of sound disposing mind and not under any restraint
 to the best of their knowledge and belief. And that they sub-
 scribed the said Will 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 do-
 ordered that the said Will be allowed to probate, and
 that letters Testamentary thereon be granted to the Ex-
 cutrix and Executor in the said Will named, upon
 their taking and subscribing the Oath of Office pre-
 scribed by law.

Rich^d Crocheron Surrogate

Be it also remembered that on the said eighteenth
 day of June, in the year of our Lord, one thousand
 eight hundred and thirty eight, personally appeared
 before me Ann Stout the executrix named in the
 said Will of the said Lenox Stout, 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 Maria Decker, of Westfield, in the State of New York. Richmond County, N.Y.

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

Present. — Richard Brochman, Surrogate.

Henry Cole appeared in said Court and produced an instrument in writing, purporting to be the last Will & Testament of Maria Decker of Westfield Richmond County, as set forth in a Petition by him presented; That on or about the twenty fifth of May last past the said Maria Decker, the Widow of John J. Decker late of Westfield, Richmond County, deceased — departed this life, first having made and published her last Will & Testament, the instrument produced; — That the said Will relates exclusively to real estate. — That the heirs of the said deceased are Abraham J., Emily and Harriet Decker, all minors. — That in and by the said Will the said Petitioner, Henry Cole & Apha R. McKenna are appointed the executors thereof; that the said Petitioner is desirous the said Will be admitted to proof, Record & Probate and requests the aid of the Surrogate in the premises. — Whereupon an Order was made and entered that Henry H. Biddle of the City & County of New York, Uncle of the said minors, be appointed their Guardian to take care of their interests in the premises, — and that Citation be issued to the Heirs & next of kin of the said deceased, requiring them to attend the proof & Probate of the said Will at the office of the said Surrogate, the eighteenth day of June instant, Two o'clock, in the afternoon.

Be it also remembered, that a Surrogate's Court held at the Surrogate's office in the Village of Richmond County of Richmond, the eighteenth day of June, one thousand eight hundred and thirty eight. — Present, Rich^d Brochman Surrogate.

In the Matter of the Will of Maria Decker Widow of John J. Decker, late of Westfield, deceased.

This being the day assigned for the proof of the said Will Henry Cole the acting executor and the Applicant for its proof appeared, and returned the Appointment of Guardian for the minor heirs of the said deceased, with the written consent of the person so appointed to become such Guardian, also

returned the Citation to the heirs and next of kin of the said deceased, requiring them to attend the proof of said Will this day, which said heirs and next of kin appeared by their Guardian Henry H. Biddle. — ~~Whose~~ Appointment of Guardian & Consent to become Guardian, and Citation to heirs are as follows. — The People of the State of New York.

To Henry H. Biddle of Westfield in the County of Richmond Gentlemen. Greeting.

Whereas, Henry Cole an executor named in the last Will and Testament of Maria Decker late Widow of John J. Decker, late of the said Town of Westfield and County of Richmond deceased, as is alleged, intends to make application to Richard Brochman, Surrogate of the said County of Richmond to have the said Will proved, before the said Surrogate for Record and Probate, pursuant to the Statutes of the State of New York, made and provided, concerning Wills, and the proof of them. — and whereas it has been made satisfactorily to appear, that Abraham J. Decker, Emily Decker and Harriet Decker, heirs of the said Maria Decker are minors. I therefore the said Surrogate in pursuance of the power in me vested by the said Statutes, in pursuance of the order of my Court before made and entered, do hereby appoint you the said Henry H. Biddle, Guardian for the said minors, to take care of their interests in the premises. — Given under my hand and seal of office of the said Surrogate, the fifteenth day of June one thousand, eight hundred and thirty eight. Rich^d Brochman, Surrogate.

In the Matter of the Will of Maria Decker, late of Westfield, Richmond County, deceased. — I Henry H. Biddle the undersigned, do hereby consent to become Guardian of Abraham J. Decker, Emily Decker and Harriet Decker, minor heirs of the said Maria Decker, to appear for and take care of the interests of said minors, on the application of Henry Cole, for the proof of an instrument in writing, purporting to be the last Will & Testament of the said deceased, before the Surrogate of the said County of Richmond, the eighteenth day of June instant.

Dated June 6th 1838.

Henry H. Biddle.

The People of the State of New York.

To Abraham J. Decker, Emily Decker & Harriet Decker, minors, heirs of Maria Decker late of Westfield, Richmond County deceased, through their Guardian Henry H. Biddle of said County. Send Greeting. — Whereas Henry Cole of Westfield, Richmond County, has lately applied to our Surrogate of the County of Richmond to have a certain instrument in writing, bearing date the 27th day of March 1838, purporting

to dispose of both Real and Personal estate, duly proved as the last Will and Testament of Maria Decker late of Westfield deceased. — Therefore you and each of you are cited & required, personally to be and appear before our said Surrogate, at his office in the Village of Richmond on the eighteenth day of June instant at 2 o'clock in the afternoon of that day, and there to attend to the probate of the said last Will & Testament.

In witness whereof, the Surrogate of our said County has hereunto affixed his seal of office, the fifth day of June, one thousand eight hundred and thirty eight.

Richard Crocheron Surrogate

Whereupon the proceedings in the matter, appearing to the said Court to be agreeable to law, and the Statutes in such cases made and provided, and the heirs of the said deceased appearing in Court by their Guardian Henry H. Bixdale agreeable to the requirement in the said Citation contained. It was therefore ordered on filing the said Appointment & Consent to become Guardian and the Citation to heirs that in Henry Cole the acting executor aforesaid have leave to prove the said Will. — Proof as follows.

In the matter of the Will of Maria Decker, deceased John Totten dect of the Town of Westfield in the County of Richmond, being sworn, deposeth and saith, that he did see the said Maria Decker late deceased, sign and seal the said instrument now shown him purporting to be the last Will and Testament of the said deceased, bearing date the twenty seventh day of March, in the year of our Lord one thousand eight hundred and thirty eight, that he hears the said deceased publish and declare the said instrument as and for his last Will & Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint to the best of his knowledge and belief, and that the said deponent, together with Henry H. Bixdale subscribed the said Will as Witness, at the request and in the presence of the said Testatrix and in the presence of each other. — John Totten, dect. — Sworn the 18th day of June 1838. before me, Rich^d Crocheron, Surrogate.

Henry H. Bixdale of the City of New York, being sworn, deposeth and saith, that he did see the said Maria Decker sign and seal the instrument now shown him purporting to be the last Will & Testament of the said deceased, bearing date the twenty seventh day of March, in the year of our Lord

one thousand eight hundred and thirty eight, and that he hears the said deceased publish and declare the said instrument as and for her last Will and Testament; that at the time thereof the said deceased was of sound disposing mind and not under any restraint to the best of his knowledge and belief, and that he the said deponent together with John Totten the other subscribing witness to the said Will subscribed their names thereto as witnesses at the request and in the presence of the said Testatrix and in the presence of each other. — Henry H. Bixdale. — Sworn the 18th day of June 1838. before me, Rich^d Crocheron, Surrogate.

And therefore it appearing to the said Court from the proof made in the premises, that the said Will of the said Maria Decker deceased, was duly executed according to law, and that the said Testatrix was at the time of making such execution of sound mind and not under any restraint. — The said Will is thereupon allowed and confirmed as a Will of Real and Personal estate and ordered to be recorded, together with the proof thereof, which proof is herein before recited and contained, and that the said Will so ordered to be recorded is as follows.

In the Name of God Amen. I Maria Decker of the Town of Westfield, County of Richmond, State of New York being weak in Body, but sound mind memory and judgment, Standing, Blessed be Almighty God for the same. Do make and publish this my last Will and Testament, in manner & form following, to wit. — First I will, order, and direct my executors hereinafter named take charge of the Land that was left to me by my Father's last Will, and sell the same as soon after my decease, as they or a majority of them, may at their discretion think it will bring a fair value, and put the money arising from said sale out at use safely, and when my children, or the youngest of them shall arrive at the age of eighteen years, I then order and Will to my Daughters Emily & Harriet each one thousand Dollars out of the proceeds of my said estate, also all my clothing and wearing. — And all the residue and remainder of my said estate to be equally divided among all my children Abraham, Emily and Harriet share and share alike. — It is my request and desire that my sister Harriet, wife of Henry H. Bixdale and Jane Grog of Perth Amboy be appointed Guardians for my said daughters, and see to their bringing up and education. — Lastly, I nominate and appoint

my friends Henry Dehart, Apka B Wara and Henry Cole
 executors of this my last Will & Testament, hereby revoking
 disallowing and annulling all former or other Wills
 by me made, and confirming this to be my last Will & Testament.
 In witness whereof, I do set my hand and seal this twenty
 seventh day of March, in the year of our Lord, one thousand eight
 hundred and thirty eight

Maria Decker
 Signed, sealed, published and ordered by the Testatrix in
 the presence of us to be her last Will and Testament.
 John Totten Secy of the Town of Westfield, Richmond County
 Henry H Bixbee, of the City of New York

State of New York, Richmond County, ss.

Be it remembered that a Surrogate Court held at the Sur-
 gate Office in said County, the eighteenth day of June in the year of our
 Lord, one thousand eight hundred and thirty eight. Before Richard Cro-
 cheron Surrogate of the said County, the last Will & Testament of
 Maria Decker, late of the said County, deceased, (of which the forego-
 ing is a copy) was admitted to probate after citation to the heirs
 and next of kin to the said deceased, duly issued, served, return-
 ed and filed according to law. — Whereupon at the place and
 on the day aforesaid, John Totten & Henry H Bixbee the suborn-
 ing witnesses to the said Will, after having been duly sworn by the said
 Surrogate, testified that they did see the said deceased, sign & seal the said instu-
 ment, that they heard her publish & declare the same as and for her last Will
 & Testament; that at the time thereof the said deceased was of sound dispo-
 sing mind and not under any restraint, to the best of their knowledge, and
 that they subscribed the said Will as witnesses at the request and in the presence
 of the said Testatrix. — Whereupon the said Surrogate upon the proof aforesaid
 being satisfied of the genuineness & validity of the said Will, do or-
 der that the said Will be admitted to probate, and that Letters Testa-
 mentary thereon be granted to the executor in the said Will na-
 med, upon their taking and subscribing the oath of office pro-
 vided by law.

Richd Crocheron Surrogate

Be it also remembered, that on the said eighteenth day of June in
 the year of our Lord, one thousand eight hundred & thirty eight
 personally appeared before me Henry Dehart, Apka B Wara &
 Henry Cole the executors named in the said Will of the said
 Maria Decker, deceased, and were duly sworn to the faithful per-
 formance and execution thereof, by taking the usual oath in such
 cases provided.

Richd Crocheron Surrogate

Prove Will of Peter Winant, Esq of Westfield, decd.
 State of New York, Richmond County, ss.

Be it remembered that a Surrogate Court held in and for
 the County of Richmond, at the Surrogate Office in the said
 County, on the sixth day of August, in the year of our Lord
 one thousand eight hundred and thirty eight.

Present. — Richard Crocheron, Surrogate

In the matter of the Will of Peter Winant, Esq late of West-
 field, in the County of Richmond, deceased.

Mark Winant of the said Town of Westfield, appeared in said
 Court and presented an instrument in writing purporting
 to be the last Will & Testament of Peter Winant of Westfield, Rich-
 mond County & State of New York, — also presented his Petition
 setting forth, That on or about the twenty three day of July-
 last, the said Peter Winant departed this life, first having
 made and published his last Will & Testament; that the said
 Will relates both to Real & Personal estate. — That the said
 deceased left him surviving, a widow, viz. Catherine Winant,
 and heirs & next of kin, viz. said Petitioner and Abraham W Wi-
 nant, Susan R Johnson wife of James Johnson, Peter Winant, —
 Samuel Winant and Catherine Ann Winant all residents
 of the said County of Richmond, except Samuel whose resi-
 dence is in the City of New York. — That in & by the said Will
 the said Petitioner and the above named Samuel Winant
 are duly appointed the executor thereto. — That said Petition-
 er is desirous the said Will should be admitted to proof
 & probate and requests the aid of the Surrogate in
 the premises, — On which Petition an Order was made
 and entered that citation issue to the said Widow, —
 heirs & next of kin, requiring them to be and appear at
 the Surrogate Office in the Village of Richmond the eigh-
 teenth day of August, instant, three o'clock in the after-
 noon to attend to the Probate of said Will.

Also at the said Surrogate the said Mark Winant satis-
 factorily depose under oath to the propriety of the said
 Will. — Which deposition as to the propriety of the said
 Will and the Petition for its proof is filed in the said
 Surrogate Office

Be it also remembered, that a Surrogate Court
 held in and for the County of Richmond at the Sur-