

Record. Will of Edward Decker. deceased.

State of New York, Richmond County, ss.

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

Present, Richard Crocheron, Surrogate.

In the matter of proving the last Will and Testament of Edward Decker late of Northfield in the County of Richmond, deceased. —

Whereas James Wood brother in law of the said deceased appeared in the said Surrogate Court, on the sixth day of February instant, and produced the will of said deceased, for proof, record and probate, and in which will he is named an executor: — And whereas on this day appeared in said Surrogate Court, Edward Wood and Drummmond Decker two of the subscribing witnesses of said will, whereupon the said Edward Wood produced a notice in writing, to the heirs of the said deceased, of his intention of offering the said will for proof this day, also an acknowledgment of due service of said notice on the heirs of the said deceased, through their guardians, and thereupon the said Edward Wood made oath before the said surrogate that all the heirs of said deceased are named in said notice, — which notice, acknowledgment of service and affidavit is as follows: — In the matter of proving the last will & Testament of Edward Decker, deceased.

I, John, David Henry, Edward, Elizabeth Francis and James Decker, minors, through their guardians Elizabeth Decker & James Wood. — Please to take notice, that I intend to apply to the surrogate of the County of Richmond at his office in the Village of Richmond, on the twenty fourth day of February instant, at two o'clock in the afternoon for the purpose of having the last Will and Testament of Edward Decker late of Northfield, Richmond County deceased proved. Dated, Sixth day of February, 1834. — James Wood Executor. — In the matter of proving the Will of Edward Decker, deceased. — We the undersigned —

Guardians of John, David Henry, Edward, Elizabeth Francis Decker, minor heirs of said deceased, do hereby acknowledge due service of notice for said minors, for proving the will of said deceased.

before the surrogate of the County of Richmond on the 24th day of February instant, Dated, Sixth day of February, 1834, Elizabeth Decker James Wood Richmond County, ss. Edward Wood being sworn, oath, that all the heirs of Edward Decker late of Northfield deceased, are named in the within notice, and on which a due service of notice is admitted. — Edward Wood. — sworn the twenty fourth day of February, 1834, before me, Richard Crocheron Surrogate.

Whereupon the said Court being satisfied with the proof made in the premises, that due notice had been given according to law, of the intention to have the said will of the said deceased proved, according to the various statutes & the Statute of New York, concerning Wills of real and personal property, and the heirs of them. It was therefore ordered & reading and filing the said notice, acknowledgment of service and affidavit on the said Court, leave was given to proceed in the proof of said will. The aforesaid subscribing witnesses to the said will being present, appeared as follows: — I, John, David Henry & Richmond County, ss.

In the matter of proving the last Will and Testament of Edward Decker late of Northfield, Richmond County, deceased. — Edward Wood and Drummmond Decker of the said County of Richmond, being duly sworn, depose and testify, that they did see the said deceased sign and seal the said instrument now shown to them, but failing to be the last Will and Testament of the said deceased, bearing date the tenth day of January, in the year of our Lord one thousand eight hundred and thirty four, and hence him the said deceased publish and declare the same as and for his last Will and Testament that at the time thereof the said deceased was of sound disposing mind and memory, and not under any restraint to the best of the knowledge and belief of these deponents; And that they together with Henry Woodfield the other subscribing witness to the said will, subscribed their names thereto as witnesses, at the request of the testator, in his presence and in the presence of each other. — Drummmond Decker, Edward Wood. — Sworn the twenty-fourth day of February, 1834, before me, Richard Crocheron, Surrogate.

And thereupon it appearing to the said Court that the said Will of the said deceased was duly executed according to law, and that the said testator who executed the same, was at the time of making such execution of sound mind and memory and not under any restraint

It is therefore ordered by the said Court on due deliberation, that the said Will of the said Edward Decker late of the said County deceased, together with the proof thereof be recorded, which said proof is herein before recorded, and contained, and that the said Will be ordered to be recorded in as follows, to wit.

In the Name of God. Amen.

I Edward Decker, of Northfield, Staten Island, County of Richmond and State of New York, being of sound mind and memory, and considering the uncertainty of this frail and transitory life, do therefore make, make, 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 beloved wife Elizabeth Decker, all the real and personal estate, of which I am possessed, consisting of the town I now reside in, thirteen acres of land and outbuilding together with all the household furniture, goods, chattels, notes, bonds and effects, of what kind and nature soever, and my Will and wish is that my said beloved wife Elizabeth Decker do have and enjoy the same, managing in whatsoever way herself and my executor hereinafter named may deem most advantageous to the family, so long as she continues to remain my widow, but in the event of her death, or if she marries again, then the whole of my said estate real and personal, to be disposed of by public vendue, and the amount of money arising therefrom, after payment of all demands against the same, that the rest residue and remainder be equally divided amongst my five children, John Decker, David Henry Decker, Edward Decker, Elizabeth Frances Decker and James Decker, share alike. — Likewise I make, constitute and appoint my said beloved wife Elizabeth Decker to be executrix of this my last Will and Testament, as also Mr James Wood to be executor, who will also act as guardian to my said children and place whatever sums may be due to them on good and sufficient security untill they each of them arrived the age of twenty one year, unless a part or the whole of the same should be required to be expended for their maintenance and support, which must be done, at the dis-

cretion of my said executrix and executor. — I do, therefore, make constitute and appoint my beloved wife Elizabeth Decker to be executrix and James Wood junr to be executor of this my last Will and Testament, hereby revoking all former Wills by me made. In witness whereof, I have hereunto set my hand and seal, the tenth day of January, in the year of our Lord, one thousand eight hundred and thirty four.

Signed, sealed, published and declared by the said Edward Decker, as and for his last Will and Testament, in the presence of, who, Edward Decker at his request, in his presence, and in the presence of each other, have subscribed our names as witnesses.
Edward Wood. Staten Island.
Drummond Decker. Staten Island.
Henry Blaupfelde. Staten Island.

State of New York. Richmond County, ss.
We it remembered, that a Surrogate Court, held at the Surrogate Office in the said County, the twenty fourth day of February, in the year of our Lord, one thousand eight hundred and thirty four, before Richard Broome, Surrogate of the said County, the last Will and Testament of Edward Decker late of the said County deceased, (of which the foregoing is a copy) was admitted to probate, after notice to the widow and next of kin to the said deceased, (since served, returned and filed according to law; — whereupon at the place and on the day aforesaid, Edward Wood and Drummond Decker, two of the subscribing witnesses to the said Will, after having been duly sworn by the said Surrogate, testified that they did see the said deceased, sign and seal the said instrument, and heard 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 memory and not under any restraint, and that they subscribed their names to the said Will as witnesses at the request of the testator and in his presence. — Whereupon, the Surrogate, upon the proof aforesaid, being satisfied of the genuineness and validity of the said Will, Order that the said Will be admitted to probate, and that letters testamentary thereon be granted to Elizabeth Decker the executrix, and James Wood junr the executor in the said Will named.

after the expiration of thirty days, from the time of taking the proof aforesaid, on their taking and subscribing the oath of Office prescribed by law.

In testimony whereof I the Surrogate aforesaid, have hereunto affixed my official seal, this twenty fourth day of March, one thousand eight hundred and thirty four.

Richard Crocheron, Surrogate

Be it also remembered, that on the twenty second day of March, in the year of our Lord, one thousand eight hundred and thirty four, personally appeared before me James Woodhull, the executor named in the last Will and Testament of Edward Jackson late of the County of Richmond decd., and he has duly sworn to the truth of the premises and execution thereof, by taking the usual oath in such case prescribed.

Rich^d Crocheron, Surrogate

Record Will of John Magee, (or Makee) deceased.

State of New York. Richmond County, ss.

Be it remembered that a Surrogate's Court held in and for the County of Richmond, the twentieth day of June, in the year of our Lord, one thousand eight hundred and thirty four. Present. Richard Crocheron, Surrogate.

On the matter of proving the last Will & Testament of John Magee late of Castleton in the County of Richmond deceased. — Whereas, Henry Drisler of the Town of Castleton aforesaid appeared before the said Surrogate and produced an instrument in writing, purporting to be the last Will and Testament of the said deceased for proof, record & Probate, and set forth, that he is an executor named in said Will, that the heirs at law of the said decd. are his children, all minors, to wit, James, John, Thomas, William, Elizabeth and Jane Magee; and requests such proceeding, be had in the premises as are required by law; — Whereupon it was ordered by the said Surrogate, that Sam^l R Smith of said County, be appointed guardian of the said minors, to take care of their interests in the premises, and that the said executor give notice to the said heirs by their guardian, that the said Will be offered for proof

eight day of July next, at the hour of four O'clock at the late residence of said deceased, — The People of the State of New York.

To Doct^r Sam^l R Smith of Castleton in the County of Richmond Greeting. — Whereas, Henry Drisler one of the executors named in the last Will and Testament of John Magee late of Castleton in the County of Richmond deceased, as is alleged intends to make application to Richard Crocheron, Surrogate of said County of Richmond, to have the said Will proved, before the said Surrogate, and recorded pursuant to the revised statutes of the State of New York, chapter sixth, title first, article first, part second. — And whereas it has been made satisfactorily to appear that James Magee, John Magee, Thomas Magee, William Magee, Elizabeth Magee and Jane Magee heirs of the said John Magee deceased are minors, — I therefore the Surrogate aforesaid, pursuant to the power in me vested by the said revised statutes, in pursuance of the Order of my Court before made and entered, do hereby appoint you the said Sam^l R Smith guardian of the said minors, to take care of their interest in the premises. — Given under the hand and seal of Office of the said Surrogate, at the Surrogate's office in said County, the twenty first day of June, in the year of our Lord, one thousand eight hundred & thirty four.

Rich^d Crocheron, Surrogate

Be it also remembered, that a Surrogate's Court held the eighth day of July, one thousand eight hundred and thirty four, at the late residence of John Magee decd. in the town of Castleton. — Present. Richard Crocheron, Surrogate. Christiana the widow, and executrix named in the last Will and Testament of the said John Magee decd., being also present Henry Drisler the Acting executor appeared, and produced a notice to the heirs, consent of Guardian; and acknowledgment of due service of notice for the proof of said Will this day as follows. — In the matter of proving the last Will and Testament of John Magee, deceased.

To James, John, Thomas, William, Elizabeth and Jane Magee, minors, by their Guardian Sam^l R Smith.

Please to take notice, that I intend to apply to the Surrogate of the County of Richmond, at the late residence of said deceased in the town of Castleton, on the eighth day of July next, at the hour of four O'clock in the afternoon for the purpose of having the last Will and Testament of John Magee late of Castleton in the County of Richmond, deceased proved.

Dated the twenty first day of June 1834. Henry Drisler, clerk.
Whereupon the said court being satisfied with the proof made in the premises, that due notice had been given according to law, of the intention of having the said will of the said deceased proved according to the revised Statutes of the State of New York, concerning wills of Real and personal property and the proof thereof. — It was thereupon ordered on reading and filing the said notice to him, consent of guardianship and acknowledgment of due service of notice, that the said Henry Drisler have leave to proceed in the proof of the said will of the said John Magee, deceased. — The above named consent of guardianship and acknowledgment of due service of notice, are as follow: — In the matter of proving the last

Will & Testament of John Magee deceased.

I hereby consent to become the guardian of James Magee, John Magee, Thomas Magee, William Magee, Elizabeth Magee and Jane Magee, minors, and heir at law of the said John Magee deceased. — Dated Tompkinsville June 21st 1834. — James R. Smith.

I hereby admit due service of notice, for each of the above named minors, of proving the said last will and Testament of John Magee deceased, before the surrogate of Richmond County, on the 8th day of July 1834. Dated June 21st 1834. — James R. Smith.

The Subscribing witnesses to the aforesaid will appearing, said said will shown to them, depose as follow:

In the matter of proving the last Will & Testament of John Magee late of Bartleson, Richmond County & Henry Drisler of Tompkinsville in the County of Richmond, being duly sworn, depose and say, that they did see the said deceased, sign and seal the said instrument now shown to them, purporting to be the last Will and Testament of the said deceased, bearing date the thirteenth day of June, in the year of our Lord one thousand eight hundred and thirty four, and hear him the said deceased, publish and declare the same, and for 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 their knowledge and belief of their deponents, that they the said

deponents, each and severally subscribed their names to the said will as witnesses, at the request of the testator in his presence, and in the presence of each other. — Wm. P. Curtis, John Drisler, sworn the 8th day of July 1834. before me Rich^d. Crochere, Surrogate.

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

In the name of God, Amen. I John Magee of the Town of Bartleson, County of Richmond and State of New York; being weak in body, but of sound and perfect mind and memory, do make and publish this my last Will and Testament in manner and form following. — That is to say: — First, I give and bequeath unto my beloved wife Christiana Magee, all my estate real and personal, during her natural life, or so long as she shall remain my widow. — I further will and direct that after the decease of my wife my property to be divided between my four sons and two daughters, share and share alike, provided that my sons and daughters, when they become of age, or at the death of my wife, shall be sober and temperate men and women; if either of them when so arriving of age, or, at the death of my said wife, should be deemed profligate and abandoned drunkards; I do will and direct that they shall not receive a larger sum than one hundred dollars from my estate.

I do further will and direct, that all my real estate be sold at any time, manner and form, my executors may direct, to be left to their discretion. — And lastly, I do hereby appoint my wife Christiana, my executrix, and Henry Drisler and J. G. Dixon executors of this my last will and Testament, hereby revoking all former wills by me made.

In Witness Whereof, I have hereunto set my hand and seal this thirteenth day of June, in the year of our Lord

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One thousand eight hundred and thirty four.

Signed, sealed, published and declared
by the above named John Magee, to be ^{his} John X Magee
his last will and Testament in the presence ^{mark}
of us, who have hereto subscribed our
names as witnesses, in the presence of
the testator.

Wm P. Gurteff } Tompkinsville
John Drisler }

State of New York, Richmond County, ss.

Be it remembered that a Surrogate Court held at the
late residence of John Magee deceased in the town of
Hudson in said County, the eighth day of July, in the year
our Lord, one thousand eight hundred and thirty four
before Richard Crocheron, Surrogate of the said County,
last Will and Testament of the said John Magee late
said County deceased, (of which the foregoing is a copy) was
admitted to probate, after notice to the widow and next of
kin to the said deceased, given, served, returned and filed
according to law. — Whereupon at the place and on the
day aforesaid, Wm P. Gurteff and John Drisler, the subscri-
bing witnesses to the said Will, after having been duly
sworn by the said Surrogate, testified that they did see
the said deceased, sign and seal the said instrument
and heard him publish and declare the same as and
his last will and Testament, that at the time thereof
said deceased was of sound disposing mind and mem-
ory and not under any restraint, and that they subscrib-
ed their names to the said Will as witnesses at the request
of the testator and in his presence. — 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 Christ-
ian and Magee the executrix, and Henry Drisler and J.
Dixon the executors in the said Will named, after the
expiration of thirty days from the time of taking the
proof aforesaid, on their taking and subscribing the
oath of office prescribed by law.

Richd. Crocheron, Surrogate

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Be it also remembered that on the nineteenth day of August
in the year of our Lord, one thousand eight hundred and
thirty four, personally appeared before me Christiana Ma-
Magee the executrix and Henry Drisler & J. G. Dixon the
executors named in the last Will and Testament of John
Magee late of the County of Richmond deceased, and was
duly sworn to the faithful performance and execution
thereof, by taking the usual oath in such cases prescribed

Richard Crocheron Surrogate

Record Will of Harmanus Guyon, deceased.

State of New York, Richmond County, ss.

Be it remembered that a Surrogate Court held for the County
of Richmond at the Surrogate's office on the eighth day of September, in
the year of our Lord one thousand eight hundred and thirty four
before Richard Crocheron, Surrogate of said County,
In the matter of proving the last Will and Testament of Harmanus
Guyon deceased late of the Town of Westfield in the County of Rich-
mond, deceased. — Daniel's Cousin son in law of the
said deceased, appeared and set forth that the said Harmanus
Guyon had taken departed this life at his residence in
the said Town of Westfield having previously made and pub-
lished his last Will and Testament, that in and by the said Will
he is named one: the Executor, that he is desirous the said Will
be admitted to probate, record and prove, that the heirs of the
said deceased are his children, to wit, Margaret Leguire,
Maria wife of the said Daniel's Cousin, Anne wife of Doctor
Crowell Munday, Eliza Guyon and James Guyon Junr: that
the said James is a minor under the age of twenty one years
and request the aid of the Surrogate in the premises. — Where-
upon it was ordered that Joseph Leguire Esquire of West-
field in the said County of Richmond be appointed guar-
dian for the said James for the sole purpose of taking care of
his interests in the proceedings on the said Will: and that the
second day of October next, three o'clock P. M. is hereby appointed
to take the proof of said Will, of which the said Applicant will
give due notice to the heirs as is required by law.

The People, of the State of New York.

To Joseph Leguire Esquire, of the Town of Westfield in the
County of Richmond. — Greeting.

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Whereas, Daniel A. Clawson one of the executors named in the last Will and Testament of Harmanus Guyon late of the Town of Southfield in the County of Richmond deceased as is alleged, intends to make a publication to Richard Crocheron Surrogate of our County of Richmond, to have the said Will proved before the said Surrogate, and received pursuant to the revised Statutes of the State of New York Chapter Fifth, title first, article first, part second. - and whereas it has been made & attested to appear that James Guyon Junr is one of the heirs of the said Harmanus Guyon is a minor, therefore the said Surrogate pursuant to the power in me vested by the said revised Statute in pursuance of the order of my Court before made and entered, do hereby appoint you the said Joseph Leguine Guardian for the said minor to take care of his interests in the premises - given under the hand and seal of office of the said Surrogate, at his office in the Village of Richmond in the said County, the sixteenth day of September in the year of our Lord, one thousand eight hundred and thirty four. Richard Crocheron, Surrogate.

Be it also remembered, that at a Surrogate's Court held the second day of October, one thousand eight hundred and thirty four, at the Surrogate's office in said County, - Present, Richard Crocheron, Surrogate.

Daniel A. Clawson and Doct. Crowl Munday, two of the executors named in the Will of Harmanus Guyon deceased appeared, whereupon the said Daniel A. Clawson produced the said Will, also a notice to the heirs of the said deceased of his intention of offering the said Will for proof this day before the said Surrogate, and made oath of due service of the said notice the seventeenth day of September last past, on the persons therein named, and that the persons named in said notice considered all the heirs of the said deceased. Which notice and affidavit is as follows.

In the matter of proving the last Will and Testament of Harmanus Guyon deceased. - 3

I, Margaret Leguine, Daniel A. Clawson & Maria his wife Crowl Munday & Ann his wife Eliza Guyon and James Guyon a minor by his guardian Joseph Leguine.

Please to take notice, That I intend to apply to the Court of the County of Richmond, at his office in the Village of

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Richmond, on the second day of October next at three O'clock in the afternoon, for the purpose of having the last Will and Testament of Harmanus Guyon late of Southfield, Richmond County deceased proved - dated the sixteenth day of September, one thousand eight hundred and thirty four. - Daniel A. Clawson, Executor.

Richmond County, N. Y. - Daniel A. Clawson, being sworn, deposes and saith, that he personally served the within notice, on the persons therein named, the seventeenth day of September last past; and further saith, that all the heirs of Harmanus Guyon deceased are named in the said within notice. Daniel A. Clawson. - sworn the second day of October 1834. before me, Rich. Crocheron, Surrogate. Attached to the above notice, were the following Consent.

In the matter of proving the Will of Harmanus Guyon deceased, the undersigned do hereby consent to become the guardian of James Guyon Junr a minor heir of Harmanus Guyon deceased.

Dated, September twentieth 1834. - L. Leguine.

Whereupon the said Court being satisfied with the proof made in the premises, that due notice had been given according to law, of the intention of having the said Will of the said deceased proved, according to the revised Statutes of the State of New York. - Concerning Will of Real and Personal Property and the proof of them. - It was therefore Ordered, on reading and filing, the said notice to heirs, Affidavit of its due service, and the Consent to become guardian, by the said Court, that the said Daniel A. Clawson have leave to proceed to prove the said Will. The subscribing witnesses to the said Will being present, and said Will shown them, deposed as follows.

In the matter of proving the last Will and Testament of Harmanus Guyon late of the Town of Southfield in the County of Richmond, deceased. John Sharrot, Richard Conner, and David Mersereau all of the County of Richmond, being duly sworn, depose and saith; that they did see the said deceased, sign and seal the instrument now shown to them purporting to be the last Will and Testament of the said deceased, bearing date the twenty third day of August, in the year of our Lord, one thousand eight hundred and thirty four, and heard him the said deceased publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased, was of sound mind and memory and not under any restraint, to the best knowledge and belief of these

deponents; that they the said deponents, each and severally, subscribed their names to the said will as witnesses, at the request of the testator, in his presence and in the presence of each other. — John Sparret, Richard Conner, and Merriam — Sworn the second day of October 1834. before me, Richard Crocker, Surrogate.

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

In the Name of God, Amen, I Hermanus Guyon inquire of the Lord of Truth in the bosom of His infinite and true God, Hermanus, not enjoying the perfect use and exercise of my mental faculties, as a sound mind memory and understanding, yet being apprehensive from my diseased state of body and alarming symptoms of the disorder with which I am afflicted that my dissolution is fast approaching, and being moreover deeply impressed with the necessity and importance of the injunction to set our house in order before we die; do in the most solemn manner and in strict conformity with my present desire, direct and Order that the subsequent clauses be considered, regarded and observed as my last Will and Testament. — Previous to the disposal of my worldly property it becometh me to invoke the divine benediction and to surrender into the hands of Almighty God my immortal spirit; whenever in the issue of his allwise and unerring providence, he shall be pleased to summon it hence, 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 executors shall be pleased to direct.

In witness, It is my Will and I do hereby Order and

direct that my executors or the Survivors of them shall immediately after my decease, proceed to call in and collect all the monies that shall then be found due to me from every person and person whomsoever on bond, note or book debt or otherwise howsoever, and without delay to settle and pay off all my funeral and testamentary charges, and all other just claims and demands in, upon or against my estate.

Item. I also Will order and direct, that my executors, or the Survivors or Survivor of them, shall and do, as they shall be in possession of sufficient monies to answer the purpose, pay unto the following legatees the following sums of money respectively, which I do hereby bequeath unto them severally and their heirs and assigns forever. — To my beloved Wife Elizabeth, the first and full sum of four thousand dollars, and to my daughter Ter Eliza, the first and full sum of six hundred dollars, and to my grand son Hermanus Guyon Shindas, the first and full sum of five hundred dollars, and to my grand son, Hermanus Guyon Glasson, the first and full sum of five hundred dollars; — The last mentioned legacies to my said grand sons, on their arriving to the age of eighteen to be paid to them; — But in case either of my said grand sons should die before he or they shall be entitled to receive such legacy or legacies above bequeathed, leaving no legitimate issue at the time of his or their decease, in such case I give and bequeath such share or shares to the survivors of my grand children, share and share alike.

Item. — I give and bequeath unto my Brother in law, Samuel Holmes, such as only wife will see fit to be left (excepted) of my wearing apparel.

Item. — I give and devise unto my son James Guyon and to his heirs and assigns forever, the whole of the Farm I now reside on, together with all the household and kitchen furniture, all my farming utensils, horses, cattle, hogs, fowls and everything belonging thereto. — And as to the rest and residue of my estate, I give, devise and bequeath the same unto my four daughters, namely, Margaret, Maria, Ann and Eliza, share and share alike, or to their heirs. — First directing the charges attending the sale and collection.

Lastly. — The legacy I left my said Wife in part to be in lieu of her right of Dower in the lands which I have devised

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to my said daughter. — And I do hereby nominate, constitute, authorize and appoint, my son James Guyon, my son in law Doct. Crowl Murray and my son in law Daniel L. Blawson to be the Executors of this my last Will and Testament hereby revoking, disannulling and disallowing all Wills and Testaments by me at any time heretofore made, ratifying, allowing and confirming this only to be my last Will and Testament. — In Testimony whereof, I have hereunto set my hand and seal, the twenty third day of August, in the year of our Lord, one thousand eight hundred and thirty four.

Witness, sealed, published, pronounced and declared by the said Harmanus Guyon as such for his last Will and Testament in the presence of us, who have signed our names as witnesses thereto, at the request, and in the presence of the said Testator, and also in the presence of each other.

It is my Will, that my said Wife shall also have one dozen of silver table spoons, and one dozen silver tea spoons, one horn and ring, and as much furniture as she may choose to furnish a Room and Bed Room, which last bequest, I request and desire shall be first taken from my estate. — I do also give and bequeath unto my said son James Guyon all the Trays and again on the same as devised to him as aforesaid.

Witness, Present. — It is my Will and I do hereby order and direct, that the four thousand dollars left to my said Wife shall be put at Interest on good security bearing said Executors, and the Interest thereof to be collected by my said Executor, and paid to my said Wife yearly and every year, during her natural life. And after the decease of my said Wife, said sum of four thousand dollars to be equally divided among all my said Children, share and share alike or their heirs if any shall have deceased before my said Wife.

Witnesses Present. — Harmanus Guyon
Richard Cornier, of the Town of Easttown (Yeoman)
John Sharrot, of the Town of Southfield, Blacksmith.
David Hershman of the Town of Westfield, Shoe maker.

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

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Surrogate office in the said County of Richmond, on the second day of October, One thousand eight hundred and thirty four, before Richard Crocheron, Surrogate of the said County, the last Will and Testament of Harmanus Guyon, Esquire, late of the said County, deceased, (of which the foregoing is a copy) was admitted to probate, after a notice to the next of kin to the said deceased, issued, served, returned and filed according to law. — Whereupon, at the place and on the day aforesaid Richard Cornier, John Sharrot and David Hershman, the subscribing witnesses to the said Will, after having been duly sworn in the said Surrogate, testified that they did see the said deceased, sign and seal the said instrument, and heard him publish and declare the same as such for his last Will and Testament, that at the time thereof the said deceased was of sound disposing mind and memory and not under any restraint, and that they subscribed their names to the said Will as witnesses, at the request of the Testator and in his presence. — 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 be granted to the Executors in the said Will named, after the expiration of thirty days, from the time of taking the proof aforesaid, on their taking and subscribing the oath of office prescribed by law. — In Testimony whereof, the Surrogate aforesaid have hereunto affixed my official seal, this twenty seventh day of October in the year of our Lord, one thousand eight hundred and thirty four. Rich^d Crocheron, Surrogate

Be it also remembered that on the third day of November in the year of our Lord, one thousand eight hundred and thirty four, personally appeared before me Doct. Crowl Murray and Daniel L. Blawson, two of the Executors named in the last Will and Testament of Harmanus Guyon late of said County deceased, (James Guyon, the other executor named in said Will, being a minor, and by law incompetent to act, until he arrives to the age of twenty one years) and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed.

Richard Crocheron, Surrogate

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Record Will of John Baker. late of Castleton. in the
State of New York. Richmond County, &c.

Be it remembered, that a Surrogate's Court, held for the County
of Richmond at the Surrogate office in said County the sixth
day of October, in the year of our Lord, one thousand eight hun-
dred and thirty four. — Present, Rich^d Crockeron, Surrogate.

In the matter of proving the last Will and Testa-
ment of John Baker late of Castleton in the County
of Richmond and State of New York, deceased.

Jacob Tyson Esq^r of said County, appeared and did testify
that John Baker late of Castleton in said County, had lately
departed this life, having previously made and pub-
lished his last will and testament, that they are named the ex-
ecutors in the said will; that the deceased left a widow,
namely Catherine Baker, and that the next of kin of the
deceased are his two sisters, residing in the City of New York
and that they are desirous that proceedings be had before the
Surrogate, for the proof, decree and probate of the said will.
Whereupon it was ordered that the sixth day of October next
be observed at the hour of three o'clock in the afternoon for
the proof of the said will, of which the said executor was
give due notice to the widow and heirs at law of the said
deceased as is required by law.

Be it ever remembered that at a surrogate Court, held
the sixth day of October, one thousand eight hundred and
thirty four, at the Surrogate office in said County, Present
Rich^d Crockeron Surrogate. — Jacob Tyson Esq^r one
of the executors of John Baker deceased, appeared, and pre-
sented the will of said deceased, and a notice to the widow
and heirs at law of the said deceased, of his intention
of offering the said will for proof, this day before the said
Surrogate, and made affidavit of the due service thereof,
which notice and affidavit was as follows.

In the matter of proving the last —
Will and Testament of John Baker and

To Catherine Baker, widow, Mary Baker and Deborah
Baker heirs at law of the said deceased.

Please to take notice, that I intend to apply to the
Surrogate of the County of Richmond, at his office in the
village of Richmond on the sixth day of October next,
three o'clock in the afternoon, for the purpose of having the

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Will and Testament of John Baker late of Castleton in the County of
Richmond, deceased, proved. — Dated the sixth day of September
1834. — Jacob Tyson Executor.

Richmond County, N. Y. Jacob Tyson one of the Executors —
appeared in the last Will and Testament of John Baker deceased, being
duly sworn, saith, that the persons named in the within notice
in whom the same has been duly served are all the heirs of the
said deceased, and to the best of his knowledge there are no others
known the sixth day of October 1834. Signed Jacob Tyson
Rich^d Crockeron Surrogate — 3

Whereupon the said Court being satisfied with the proof made
in the premises, that due notice had been given according to
law of the intention of having the said will of the said de-
ceased proved according to ~~the~~ the Revised Statutes of the State
of New York. — Concerning Wills of Real and personal pro-
perty and the proof of them. — It was therefore ordered on
reading and filing, the said notice to heirs and affidavit,
that the said Jacob Tyson was empowered to proceed
to prove the said will. — Two of the subscribing witnesses
appearing, and being sworn by the said Surrogate —
deposed as follows.

In the matter of proving the last Will and
Testament of John Baker late of Castle-
ton in the County of Richmond and
Peter Wandel and Daniel Wandel of the said County be-
ing duly sworn, depone and saith, that they did see
the said deceased, sign and seal the instrument now
shown to them purporting to be the last Will and Testament
of the said deceased, bearing date the sixteenth day of
August, in the year of our Lord, one thousand eight hun-
dred and twenty five, and heard him the said deceased
publish and declare the same, as and for his last will &
Testament, that at the time thereof the said deceased was
of sound disposing mind and memory, and not under
any restraint, to the best knowledge and belief of these de-
ponents, that they the said deponents, together with Abra-
ham Bancker the other ~~subscribing~~ subscribing witness to the said Will,
subscribed their names to the said will as witnesses, at the request of
the testator in his presence and in the presence of each other.
And the said Peter Wandel, one of the above deponents, further
saith, that he was intimately acquainted with Abraham Bancker

the subscribing witnesses to said Will; that since the execution of said Will, the said Abraham Bancher has departed this life, and further saith not. Peter Wandell, Daniel Wandell Sworn the 6th day of Oct: 1825, before me, Rich^d Brocheton, Surrogate.

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

In the Name of God, Amen, I John Baker, of the Town of Castleton, in the County of Richmond and the State of New York, German, being in a comfortable state of bodily health, and in the possession of a sound disposing mind, memory and understanding, taking into serious consideration the brevity and uncertainty of human life, and the absolute certainty of death; do exert it my indismissible duty, to make such disposal of my worldly property, as is consistent with my ideas of justice and propriety before I shall depart this world; to the intent that my good will and pleasure respecting the same may be clearly ascertained, and all doubts, disputes and difficulties relating thereto may be thereby effectually prevented; and under those impressions of mind, I solemnly declare and attest that the subsequent clauses in this instrument contained, shall be considered, respected and observed as constituting my last Will and Testament.

Imprimis. — I will order and direct that my Executors herein after named, shall after my decease and interment proceed to take into their charge the whole of my estate Real and personal, and in the discharge of the trust I have reposed in them, shall make the payment of my just debts, funeral and testamentary charges and expenses a primary object of their attention; for the payment whereof, I subject my whole estate as well Real as personal.

Item, All the nett proceeds of my estate, both Real and personal; I will order and direct, to be equally divided

between my beloved Wife Catherine and her son Jacob Messereau; — which division shall be made between them in such manner as they shall agree upon between themselves; and in case it should so happen, that either my said Wife Catherine, or her son Jacob should die before such division shall be accomplished, the survivors of them shall be entitled to receive the full share or portions allotted to the deceased.

Finally, I hereby nominate, constitute authorize and appoint my trusty and well beloved friend Jacob Tyson Esq^r of Castleton, in the said County of Richmond, together with my step son, the above named Jacob Messereau, to be the executor of this my last Will and Testament; hereby revoking, annulling and disallowing all former Wills and Testaments by me made; ratifying, confirming and allowing this only to be my last Will and Testament.

In Testimony whereof, I the said Testator, have herunto subscribed my name, and affixed my seal, the sixteenth day of August in the year of our Lord, one thousand eight hundred and twenty five. — 1825-

John X Baker

Signed, sealed, published, pronounced and declared by the within named John Baker, as and for his last Will and Testament, in the presence of us, who have subscribed our names as witnesses thereto, in the presence of the said Testator and also in the presence of each other.

Peter Wandell. Daniel Wandell. Abr^m Bancher.

State of New York. Richmond County, ss.
Be it remembered that a Surrogate Court, held at the surrogate office in the said County of Richmond, on the sixth day of October, in the year of our Lord, one thousand eight hundred and thirty four, before Richard Brocheton Surrogate of the said County, the last Will and Testament, of John Baker, late of the said County deceased, (of which the foregoing is a copy) was admitted to probate, after a notice to the widow and next of kin to the said deceased, issued, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid, Peter Wandell and Daniel Wandell, two of the subscribing witnesses to the said Will, (Abr^m Bancher the other — subscribing witness to the said Will, having departed this life) after having been duly sworn by the said Surrogate, testified that they did see the said deceased sign and seal the said instrument, and heard him publish and declare the same as and for his last Will.

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and Testament, that at the time thereof the said deceased was of sound mind and memory and not under constraint, and that they subscribed their names to the said will as witnesses, at the request of the testator and in his presence. — 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 Jacob Tyson Esq and Isaac Morseman the executors in the said will named, after the expiration of thirty days from the taking of the proof aforesaid, on their taking and subscribing the oath of office prescribed by law. — In Testimony whereof, I the surrogate aforesaid have hereunto affixed my official seal this third day of November, in the year of our Lord one thousand eight hundred and thirty four
Richard Brocheron, surrogate

Be it also remembered, that on the tenth day of November in the year of our Lord one thousand eight hundred and thirty four, personally appeared before me Jacob Tyson Esq and Isaac Morseman, the executors named in the Will of John B. Cole, late of said County deceased, and were duly sworn to the faithful performance and execution thereof by taking the usual oath in such cases prescribed.
Richard Brocheron, surrogate

Record Will of Abraham Winant, late of Westfield deceased
State of New York, Richmond County, ss.

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

In the matter of proving the last will and Testament of Abraham Winant, late of Westfield County of Richmond State of New York and Bornt O Winant, one of the heirs of said deceased, appeared in said Court, and produced an instrument in writing, purporting to be the last will and Testament of the said deceased, for proof, record and Probate and also produced an instrument in writing purporting to be an application for the proof of said will, signed by Mary Winant the widow by him the said Bornt O Winant and John Cole and Catherine his wife the heirs of the said deceased, setting forth, as follows.

To the Surrogate of the County of Richmond
The undersigned, Mary Winant, widow, Bornt O Winant and

John Cole and Catherine his wife, heirs of Abraham Winant, late of Westfield in the County of Richmond, deceased, — Whereas the above named Abraham Winant lately departed this life having previously made and published his last will and Testament, which said will bears date the seventh day of November instant. that in and by the said will the above named Mary Winant is appointed executrix, Bornt O Winant and John Cole executor thereto, — that they the said undersigned are desirous the said will be admitted to proof, record and probate, do hereby apply to the surrogate for that purpose. — Dated November 24th 1834
Mary Winant, B O Winant, John Cole, Catherine R Cole.

Richmond County, ss. Bornt O Winant one of the executors named in the last will and Testament of Abraham Winant, late of the town of Westfield deceased, and one of the within named applicants, being duly sworn saith that the within named applicants for the proof of the said will of the said deceased, are the widow and the heirs at law of the said deceased and beside them there are no other heirs to the best of his knowledge and belief. — B. O. Winant. — Sworn the first day of December 1834. before me, Richard Brocheron, Surrogate.

Whereupon the said Court being satisfied with the proof made in the premises, that the applicants for the proof of the said will are the widow, and all the heirs at law of the said deceased, — It was therefore ordered on filing the said application and affidavit, that the said Bornt O Winant the executor aforesaid, have leave to proceed to prove the said will, — two of the subscribing witnesses appearing, and being sworn, depose as follows.

State of New York, Richmond County, ss.
In the matter of proving the last will and Testament of Abraham Winant, late of Westfield County of Richmond, deceased — William Shea and Peter Winant of the town and County aforesaid being duly sworn saith, that they did see the said deceased, sign and seal the instrument now shown to them, purporting to be the last will and Testament of the said deceased, bearing date the seventh day of November in the year of our Lord one thousand eight hundred and thirty four, and heard him the said deceased, publish and declare the same as, and for his last will and Testament, that at the time thereof the said deceased was of sound disposing mind and memory and not under any constraint to the best of the knowledge and belief of these deponents, that they the said deponents, together with Isaac Morseman the other subscribing witness to the said will, subscribed their names to the said will as witnesses at the request of the testator, in his presence, and in the presence of each other. — William Shea. Peter Winant. — Sworn the first day of December 1834. before me Richard Brocheron, Surrogate.

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

In the Name of God. Amen. I Abraham Winant of the Town of Westfield, Richmond County and State of New York being weak in body, but of sound mind and memory, blessed be God for the same; do make and publish this as my last Will and Testament, in manner and form following. to wit.

I first Order all my just debts and funeral charges, to be paid immediately after my decease. - Then I order the Farm which I now live on, which I purchased from the executor of John Seguire deceased, to be sold by my executor herein mentioned, as soon as the majority of them think proper, giving them full power and authority to dispose of the same, in as good, perfect and lawful manner as I myself might or could do; and out of the monies arising from such sale to loan out at Interest so much thereof, as the yearly interest thereof may pay and discharge such amount of money, as I am bound to pay my Mother in law Rachel Parlee; and the sum and remainder thereof with all my personal property, (and also the aforesaid money loaned, after the decease of my Mother in law Rachel Parlee) shall be divided share and share alike, between my wife Mary Winant, my son Bornt Winant, and my daughter Catherine Cole, wife of John Cole. - And also the Farm or parcel of land and salt meadow, which I received from my Father's estate; I give and bequeath unto my said wife Mary Winant, Bornt Winant, my son, and Catherine Cole wife of John Cole their heirs and assigns forever, share and share alike; and it must be understood that the legacy or property therein bequeathed to my wife Mary Winant, shall be considered in lieu of her dower right. - And lastly I appoint my wife Mary Winant executrix, and my son Bornt Winant, and my son in law John Cole 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 seventh day of November, in the year of our Lord, one thousand, eight hundred and thirty four.
Published, pronounced and declared by the said Abraham Winant to be his last will and Testament in the presence of us witnesses, thereunto who in his presence and in the presence of each other have hereunto subscribed our names.

Abraham Winant

William Shea, of the Town of Westfield
Josiah Morseman, of the Town of Westfield
Peter Winant of the Town of Westfield

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 first day of December, in the year of our Lord, one thousand eight hundred and thirty four, before Richard Brocheron Surrogate of the said County of Richmond, the last Will and Testament of Abraham Winant, late of the said County deceased, (of which the foregoing is a copy) was admitted to probate, after an application in writing by the widow and next of kin to the said deceased, produced and filed in said Court. Whereupon at the place and on the day aforesaid, William Shea and Peter Winant two of the subscribing witnesses to the said Will after having been duly sworn by the said Surrogate, testified that they saw the said deceased, sign and seal the said instrument, and heard him publish and declare the same as and for his last will and Testament, that at the time thereof the said deceased was of sound mind and not under restraint, and that they subscribed their names to the said Will as witnesses at the request of the testator and in his presence. - 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 Mary Winant, Bornt Winant and John Cole the executrix and executors in the said Will named, after the expiration of thirty days from the time of taking the proof aforesaid, on their taking and subscribing the oath of office prescribed by law. Dated Dec-29. 1834.

Richard Brocheron, Surrogate

Be it also remembered that on the third day of January in the year of our Lord one thousand eight hundred and thirty five, personally appeared before me Bornt Winant and John Cole the executor named in the will of Abraham Winant, deceased, and were duly sworn, to the faithful performance and execution thereof by taking the usual oath in such cases prescribed.

Richard Brocheron, Surrogate

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Record, Will of Content Garrison, of Bartleton, deceased
State of New York, Richmond County, ss

Be it remembered, that a Surrogate Court held for the County of Richmond, at the Surrogate office in the said County, the fifth day of December, in the year of our Lord, one thousand eight hundred and thirty four. Present, Richard Brocheron, Surrogate.

Inman Hall of the said County of Richmond, appeared, and declared an instrument in writing purporting to be the last will and Testament of Content Garrison for probate; and set forth in his petition presented to the said Surrogate, that Content Garrison, late of Daniel Garrison, late of the Town of Bartleton, in the County of said deceased, lately departed this life at her residence in the said Town of Bartleton, having previously made and published her last will and Testament, that in and by the said will your petitioner & Daniel Simpson are appointed the executors thereof, that the said deceased died leaving next of kin, as he is informed and believed to be true, to wit. a Brother, Gideon Monahan, and a Sister, Mary Monahan, also several children of a deceased brother, all residing in the Western part of the State of New York; — that the personal property of the said deceased died possessed is of the value of two hundred and fifty dollars or thereabouts; that your said petitioner desires the said will should be admitted to probate, and letters testamentary granted to the executor in the said will named; and prays the aid of the Surrogate in the premises. — Whereupon an order was made and entered that citation be issued to the next of kin of the said deceased, the probate of the said will, before the said Surrogate at his office in the village of Richmond the twenty fourth day of December instant at the hour of ten o'clock in the forenoon, and that the citation be published in the New York Times, a newspaper printed in the City of New York, not less than two weeks previous to the day of offering the said will for probate.

Be it also remembered that on the twenty fourth day of December in the above year, at a Surrogate Court then held for the County of Richmond, before, Richard Brocheron, Surrogate of said County.

In the matter of proving the last Will and Testament of Content Garrison late of said County deceased. Inman Hall and Daniel Simpson the executors named in the Will of the said deceased, ^{together with} the subscribing witnesses thereto appeared, when the said Inman Hall returned the citation heretofore issued by the said Surrogate, directing the next of kin to the said deceased, to attend the probate of her will this day, also presented

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affidavit of the due service of said citation, by publication in the New York Times for two weeks successively, according to the order of the said Surrogate in the matter. — Whereupon the said Court being satisfied with the proof made in the premises, that due notice had been given according to law of the intention of having the said Will of the said deceased proved according to the revised statutes of the State of New York. — concerning wills of Real and personal property and the proof of them. — It was therefore ordered on filing the said citation to next of kin, and the affidavit of its due service, that the afore named executor have leave to proceed to prove the said will. — the subscribing witnesses being sworn, as follows:

In the matter of proving the last will and Testament of Content Garrison late of said County deceased Elizabeth Johnson and Elizabeth Van Name, being sworn, deposed and said, that they did see Content Garrison late deceased, sign and seal the instrument now shown to them, purporting to be the last will and Testament of the said deceased, bearing date the tenth day of June, in the year of our Lord, one thousand eight hundred and thirty four, and heard her the said deceased, publish and declare the same as and for her last will and Testament, that at the time thereof the said deceased was of sound disposing mind, and not under restraint, to the best of the knowledge of these deponents and that they the said deponents, subscribed their names to the said will as witnesses, at the request of the testatrix in her presence and in the presence of each other. — Elizabeth Johnson, Elizabeth Van Name. — Sworn the 24th day of December 1834. before me. — Richard Brocheron, Surrogate.

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

I Content Garrison of Bartleton, Richmond County, State of New York, do make and declare this my last will and Testament in manner following, namely, I give and bequeath to Margaret Neill all my household furniture moveables and stock, to be sold immedi-

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ately after my decease. — And I nominate, constitute and appoint Daniel Simonson and Imman Hall sole executor of this my last will and Testament, hereby revoking all other and former wills by me at any time heretofore made.

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

Signed, sealed, published and declared by the said testator, Content Garrison, and for her last will and Testament, in the presence of two who have subscribed our names as witnesses hereunto in the presence of the said testator —

Elizabeth Johnson, Elizabeth Jane Stone.

State of New York,

Richmond County,

Be it remembered, that a Surrogate Court, held at the Surrogate office in said County, the twenty fourth day of December, in the year of our Lord, one thousand eight hundred and thirty four, before Richard Crocheron Surrogate of said County, the last will and Testament of Content Garrison, late of the said County deceased, of which the foregoing is a copy, was admitted to probate, after a citation to the next of kin to the said deceased, served, returned and filed according to law. Whereupon at the place and on the day aforesaid, Elizabeth Johnson and Elizabeth Jane Stone 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 instrument now shown them, and heard her publish and declare the same as and for her last will and Testament, that at the time thereof the said deceased was of sound mind, and not under restraint, and that they subscribed as witnesses to the said will at the request of the testatrix, and in her presence. Whereupon the Surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said will, Order that the said will be admitted to probate, and that letters testamentary thereon be granted to Daniel Simonson and Imman Hall, the executor in the said will named, after the expiration of thirty days from the time of taking the proof aforesaid on their taking and subscribing the oath of office prescribed by law.

Richard Crocheron, Surrogate.
Be it also remembered, that on the thirty first day of June in the year of our Lord, one thousand eight hundred and thirty five personally appeared before me Daniel Simonson and Imman Hall, the executor named in the will of Content Garrison deceased, who were duly sworn to the faithful performance and execution thereof by taking the usual oath in such cases prescribed.

Rich^d. Crocheron, Surrogate

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Record, Will of Charles Morgan, of Westfield, deceased
State of New York, Richmond County, ss.

Be it remembered that a Surrogate Court held for the County of Richmond at the Surrogate office in said County the eighth day of January, in the year of our Lord, one thousand eight hundred and thirty five. — Present Richard Crocheron Surrogate. — In the matter of the Will of Charles Morgan, late of Westfield, Richmond County, deceased,

William Shea, appeared, and produced an instrument in writing, purporting to be the last will and Testament of Charles Morgan, for proof, record and probate, and set forth, that the said Charles Morgan had lately departed this life, having previously made and published the said instrument as his last Will and Testament, that the heirs of the said deceased are all adults, and reside, or are all in the said County of Richmond, that he the said applicant is an executor named in said will, and is desirous the said will be admitted to proof, record and probate. Whereupon it was ordered that Monday the twenty sixth day of January instant is hereby appointed for the proof of said will, and that due notice thereof be given by the said acting executor, to the heirs of the said deceased as required by law.

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

In the matter of proving the will of Charles Morgan, late of said County deceased. William Shea, Jacob Winant, Elizabeth LaForge and Mary Johnson; executor & executrix in the said will appeared, when the said William Shea produced a notice to the heirs of said deceased, of his intention of offering the said will for proof this day before the said Surrogate, and made oath of its due service on the persons therein named, which notice & oath is as follows.

In the matter of proving the last will and Testament of Charles Morgan, late of Westfield, and of Charles Morgan, Peter Morgan and David Morgan I came to take notice. — That I intend to apply to the Surrogate of the County of Richmond, at his office in the

Village of Richmond on the twenty sixth day of January instant at ten o'clock in the forenoon, for the purpose of having the last will and testament of Charles Morgan late of the town of Westfield deceased, proved. — Dated the 9th day of January 1835. William Shea Esquire Richmond County, Jr.

William Shea, being sworn, deposes that the within notice by him subscribed as executor, to the heirs of Charles Morgan deceased, was by him duly served on said heirs the ninth day of January instant, and that they are all the heirs of the said deceased, except his two daughters, to wit, Elizabeth Laforge and Mary Johnson, who are named executrixes in the said will, and are here present.

Sworn the 21st day of January, 1835. 3 William Shea
Before me, Rich^d Crocheron, Surrogate

Whereupon the said court being satisfied with the proof made in the premises, that due notice had been given according to law, of the intention of having the said will of the said deceased proved according to the revised statutes of the State of New York. — concerning wills of Real and personal property and the proof of them. — It was therefore ordered on reading and filing the said notice to heirs and affidavits of due service thereof, that the said William Shea have leave to proceed to prove the said will. — The subscribing witnesses to the said will appearing, and being sworn by the said surrogate, deposed as follows.

State of New York, Richmond County, Jr.
In the matter of the proof of the will of Charles Morgan late of Westfield in the County of Richmond, deceased.

Jacob Winant, Joseph Pateman, James H Crocheron and Catherine Laforge all of the town of Westfield, being duly sworn, depose and say, 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 third day of March, one thousand eight hundred and thirty four, and heard him the said deceased publish and declare the same as and for his last will and testament, that at the time thereof the said deceased was of sound mind and memory and not under any restraint, to the best knowledge and belief of them personally, and that they the said deponents each and severally subscribed their names to the said will as witnesses at the request of the testator in his presence and in the pre-

ence of each other. — Jacob Winant, Joseph Pateman, James H Crocheron, Catherine Laforge. — Sworn the 26th day of January 1835. — Before me Richard Crocheron, Surrogate.

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

In the Name of God, Amen. I Charles Morgan of the town of Westfield Richmond County and State of New York, do make and publish this my last Will and Testament in manner and form following (to wit) First, I order all my just debts and funeral charges to be paid immediately after my decease by my executor herein mentioned. — Then I give and bequeath unto my grand son John Shantenborough Johnson the sum of eight hundred dollars, to be paid to him when he arrives to the age of twenty one years or within one year after my decease. — Then I give and bequeath unto my three grand sons, namely Charles, Peter and David Morgan the sum of five hundred dollars to be divided between them, share and share alike, to be paid unto them within one year after my decease. — I also give and bequeath unto George Millers the sum of one hundred dollars, to be paid unto him as his necessities may require. I give and bequeath unto Charles Morgan Shea, son of William Shea the sum of Fifty dollars after the decease of my wife. — I also reserve the Family living ground now on my Farm, the same to contain one square half acre of land for ever with the privilege of a road to the pond. I also order and direct that there shall be two head stones provided of the value of Fifty dollars, to be placed at my grave and at the grave of my wife. — And all the residue of my estate both Real and Personal, including the Farm I now live on, I order shall remain in full possession of my wife.

Catherine during her natural life in case she remain
widow, but in case she marries, I give unto her the sum
five hundred dollars, which will be in lieu of her dower
right, and after her decease or marriage, I give and bequeath
the said property and estate unto my two daughters, named
Elizabeth Laforge and Mary Johnson share and share alike
to them their heirs and assigns forever.

And lastly, I constitute and appoint, Joseph Sequine
Esquire, Daniel Winant and William Shea Executors and
Elizabeth Laforge and Mary Johnson my daughters Executors
of this my last will and Testament, hereby revoking and ma-
king null and void all former wills by me made.

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

Published, pronounced and declared
by the said, Charles Morgan as his last } Charles Morgan
Will and Testament in the presence of - 3

Jacob Winant, of the Town of Westfield
Joseph Pateman, of the Town of Westfield
James H Crocheron, of the Town of Westfield
Catherine Laforge of the Town of Westfield

State of New York }
Richmond County } ss Be it remembered that a sur-
rogate court, held at the sur-
rogate office in the County of Richmond on the twenty
fifth day of January, in the year of our Lord, one thousand eight
hundred and thirty five, before Richard Crocheron, Sur-
rogate of the said County, the last will and Testament of Charles
Morgan, late of the said County deceased, (of which the fol-
lowing is a copy) was admitted to probate, after due notice
to the next of kin, service returned and filed according
to law. Whereupon at the place and on the day aforesaid
Jacob Winant, Joseph Pateman, James H Crocheron and Ca-
therine Laforge the subscribing witnesses to the said will
after having been duly sworn by the said Surrogate, to
show that they did see the said deceased sign and seal the
said instrument, and heard him publish and declare
the same as and for his last will and Testament. That
the time thereof the said deceased was of sound mind
and not under any restraint to the best of their knowl-

and that they subscribed their names to the said will as witnesses
at the request of the testator and in his presence. - Whereupon the
Surrogate upon the proof aforesaid, being satisfied of the genu-
ineness and Validity of the said will, Order that the said will
be admitted to probate, and that letters Testamentary thereon be
granted to the Executors and Executrix in the said will named,
after the expiration of thirty days, from the time of taking the proof
aforesaid, on their taking and subscribing the oath of office prescrib-
ed by Law. - Dated Feb 9. 1835. (Richard Crocheron, Surrogate -

Be it also remembered, that on the twenty fifth day of February, in
the year of our Lord, one thousand eight hundred and thirty five,
personally appeared before me, Elizabeth Laforge, Mary Johnson and
Daniel Winant and William Shea, Executors and Executrix nam-
ed in the will of Charles Morgan late of the County of Richmond
deceased, and were duly sworn to the faithful performance and
execution thereof, by taking the usual oath in such cases prescrib-
ed. - Whereupon letters Testamentary was duly issued to them.

Richard Crocheron, Surrogate.

Record Will of Elizabeth Androvet. deceased.
State of New York. Richmond County, ss.

Be it remembered that a Surrogate Court, held for the
County of Richmond at the surrogate office in the said
County, the twenty first day of February, in the year of our
Lord, - One thousand eight hundred and thirty five

Present. Richard Crocheron, Surrogate of said County.
Whereas, Joseph Androvet on the nineteenth day of April
last past, appeared before the said Surrogate, and produced
an instrument in writing, purporting to be the last Will and
Testament of Elizabeth Androvet, and set forth that the said
Elizabeth Androvet had lately departed this life, that previous
thereto she had made and published the said instrument as
her last will, that he is one of the devisees named in the said
will, and is desirous the said will be admitted to proof and
Record, that the heirs at law of the said deceased are Asher An-
drovet, Mary Androvet and your Applicant. - Whereupon the
fifth day of May then next was assigned for the proof of said will,
on which no person appeared to oppose the proof of said will, and
the subscribing witnesses not appearing, the proof was not controverted.

And whereas the said Joseph Androvett appeared this day and produced a notice in writing to the heirs of Elizabeth Androvett, of his intention of offering the will of the said deceased for proof and record, and made oath of due service of said notice on the said heirs, fifteen days previous to the time therein appointed of offering the said will for proof, which notice and oath is as follows.

In the matter of the last will and Testament of Elizabeth Androvett, late deceased

To Asher Androvett and Mary Androvett, heirs of Elizabeth Androvett, late of Westfield, Richmond County deceased: You are hereby required to take notice, that I shall apply to Richard Brocherson, Surrogate of the County of Richmond, at his office in the Village of Richmond, on the fifth day of May next, at 1 o'clock in the afternoon, to have the last will and Testament of the said deceased, proved and recorded, pursuant to the revised Statutes of the State of New York. Dated the 19th day of April, A.D. 1835. Joseph Androvett, Legatee.

Richmond County, ss. Joseph Androvett, heir and Legatee of Elizabeth Androvett, deceased, being sworn, saith that he saw the within notice on Asher and Mary Androvett the persons therein named fifteen days previous to the time of offering the will of the said deceased for proof. - And further saith there are no other heirs of the said deceased than the persons herein named and their deponent, Joseph Androvett. - Sworn the 21st day of February 1835. before me, Rich^d Brocherson, Surrogate.

Whereupon the said Court being satisfied, that due notice had been given the heirs of the said deceased, of the intention of offering the said will for proof, according to the revised Statutes of the State of New York, concerning Wills of Real and personal property and the proof of them. - It was therefore ordered on reading and filing the said notice to heirs and affidavit of due service of said notice, that the said Joseph Androvett have leave to proceed to prove the said will. - two subscribing witnesses appearing, and being sworn by the said Surrogate, deposed as follows: - State of New York, Richmond County.

In the matter of proving the last will and Testament of Elizabeth Androvett, late of Westfield, Richmond County

Abraham Ellis and Susan Ellis of the Town and County of said, being duly sworn, deposed and saith, that they do see the said deceased sign and seal the instrument

shown to them, purporting to be the last will and Testament of the said deceased, bearing date the twelfth day of November in the year of our Lord one thousand eight hundred and twenty-nine, and heard her 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 these deponents, that they the said deponents, together with Abraham Ellis and the other subscribing witnesses to the said will, subscribed their names to the said will as witnesses at the request of the testatrix in his presence and in the presence of each other. - Susan Ellis, Abraham Ellis.

Sworn the 21st day of Feb^r 1835. before me, Richard Brocherson, Surrogate. And thereupon it appearing to the said Court, that the said will of the said Elizabeth Androvett, deceased, was duly executed according to law, and that the said testatrix who executed the same, was at the time of making such execution of sound mind and not under restraint. It is therefore ordered by the said Court on due deliberation, that the said will of the said deceased, together with the proof thereof be recorded, which said proof is herein before recorded and sustained, and that the said will so ordered to be recorded, is as follows, to wit.

Forasmuch as it is appointed unto every person who lives upon this Earth to die, and the time altogether uncertain when this event is to take place. - I Elizabeth Androvett of Staten Island - in the County of Richmond - and State of New York, being blest with a sound disposing mind, memory and understanding, having children whose circumstances in life differ very much, and believing that in justice I ought to make some Arrangements concerning my property - after I am done with it - for a disposition different from the direction pointed out in the law - in Cases where no will is left. - Do therefore make and publish the following as and for my last Will and Testament. - That is to say.

First. I order that all my just debts and expences be duly paid and satisfied by my Executor hereinafter named out of my moveable estate - and all that remains of my said moveable property, after paying my debts and expences as aforesaid, I give and bequeath to my two children named Joseph Androvett and Mary Androvett, to be divided equally between them, share and share alike.

And I also give, grant and devise to my said two children Joseph and Mary as tenants in common, all the lands

tenements and Real estate whereof I may die seized and possessed or entitled to, in any way whatever, to be divided equally between my said son Joseph and my daughter Mary, share and share alike. All which bequests and devises to be and remain to them their heirs and assigns forever. And in case either of my said children before named should happen to die without leaving issue, not having possessed and disposed of their rights in the said land and premises, then and in such case it is my will, that the share of the one so dying as aforesaid without issue be and be vested in the survivor of them and their heirs and assigns forever.

And I hereby nominate and appoint my two nephews Cornelius Ellis and Garret Ellis, Executors of this my last Will and Testament.

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

Witnessed, sealed, published and declared by the said Elizabeth Androvett to be her Testament and last will in the presence of us. —

Ephraim J. Totten, Abraham Ellis, Susan Ellis

State of New York }
Richmond County }

Be it remembered that a Surrogate Court, held at the Surrogate office in the village of Richmond in said County, on the twenty first day of January, in the year of our Lord, one thousand eight hundred and thirty five, before Richard Crocheron, Surrogate of the said County, the last Will and Testament of Elizabeth Androvett, late of the said County deceased, (of which the foregoing is a copy) was admitted to probate, after due notice to the next of kin, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid Abraham Ellis and Susan Ellis, two of the subscribing witnesses to the said will, after having been duly sworn by the said Surrogate, testified that they did see the said deceased, sign and seal the said instrument and heard her publish and declare the same, as, and for her last will and Testament, that at the time thereof the said

deceased was of sound mind and not under restraint to the best of their knowledge and belief, and that they subscribed their names to the said Will as witnesses at the request of the testatrix and in her presence. — Whereupon the Surrogate upon the proof aforesaid, being satisfied of the genuineness and validity of the said Will, order that the said Will be admitted to probate, and that letters testamentary thereon be granted to the executors in the said will named, after the expiration of thirty days from the time of taking the proof aforesaid, on their taking and subscribing the oath of office prescribed by law.

March 16. 1835

Rich^d Crocheron Surrogate

Record Will of Caleb Ward, Senr - deceased.

State of New York, Richmond County, ss.
Be it remembered that a Surrogate Court held for the County of Richmond at the Surrogate office in said County, the eighth day of January, in the year of our Lord, one thousand eight hundred and thirty five. Present, Rich^d Crocheron, Surrogate.
In the matter of the Will of Caleb Ward, late of Westfield, in the County of Richmond, deceased. William Shea appeared, and produced an instrument in writing, purporting to be the last Will and Testament of Caleb Ward, Senr, and set forth that the said Caleb Ward lately departed this life, having previously made and published the said instrument as his last will & Testament; that all the heirs of the said deceased are adults, and reside in the said County of Richmond, except Caleb Ward Junr - a Son of said deceased, who resides in the Territory of Michigan, that he the said applicant is named in the said Will an executor, and is desirous that the said Will be admitted to proof, record and probate. — Whereupon it was ordered that the eleventh day of March next is hereby designated

for the proof of the said will, and that due notice thereof given to the heirs of the said deceased as required by law.
 Be it also remembered, that a Surrogate Court held the eleventh day of March, one thousand eight hundred and thirty five, at the Surrogate office in the said County,
 Present. Richard Crocheron, Surrogate.

In the matter of proving the will of Caleb Ward, late of said County, dec'd.
 William Shea & Timothy Wood, two of the executors named in the will of said deceased, and Asa W Ward one of the heirs of said deceased, appeared, the aforesaid William Shea, produced a notice to the heirs of the deceased, of his intention of offering the said will for proof this day before said Surrogate, and made oath of the service of said notice on the heirs therein named, more than fifteen days previous to the day for proof, except Caleb Ward said, - said William Shea also produced a copy of said notice to Caleb Ward said together with an affidavit of its publication in the Albany Argus, (State paper) one in each week for six weeks successively, which notice to him, and affidavit of service and publication, is as follows:

In the matter of proving the last Will & Testament of Caleb Ward, late of Westfield, Richmond County dec'd.
 To Caleb Ward, Junr, Asa W Ward, Samuel Wood, Hannah his wife, Schaboe Cleveland and Eliza his wife, Edmund Wood Lett his wife and Miriam Teller and Mary his wife heirs of said

Please to take notice, That I intend to apply to the Surrogate of the County of Richmond at his office in the Village of Richmond on the eleventh day of March next, at ten o'clock in the forenoon, for the purpose of having the last Will and Testament of Caleb Ward, Junr, late of the Town of Westfield deceased, proved, - Dated the 21st day of Feb 1835. Wm Shea

Richmond County, ss. William Shea, Being sworn, deposes, that he is an Executor named in the will of Caleb Ward said deceased, that the within notice to heirs, of the intention of offering the will of said deceased for proof this day was personally served by him on the within named heirs more than fifteen days previous to the day of proof except Caleb Ward, Junr, who resides in Michigan. - And further deposes that a copy of said notice has been published in the Albany Argus as provided by law in such cases,

William Shea. - Sworn the 11th day of March, 1835. before me Richard Crocheron, Surrogate. - State of New York City and County of Albany, ss. - Philo H Cole, of the City of Albany, being duly sworn, says, that he is foreman in the office of the Albany Argus, and that the notice, 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 twenty seventh day of January last past. - Philo H Cole. Sworn before me, this fifth day of March, 1835. J. M. Burt, Commissioner of deeds.

Whereupon the said Court, being satisfied with the proof made in the premises, that due notice has been given according to law, of the intention of having the said will of the said deceased proved according to the revised statutes of the State of New York. - Concerning wills of Real and personal property and the proof of them. - It was therefore ordered on reading and filing the said notice to heirs and affidavits of the due service and publication thereof, that the said William Shea have leave to proceed to prove the said will. - The subscribing witnesses to the said will appearing, and being sworn by the said Surrogate, deposed as follows.

In the matter of proving the last Will & Testament of Caleb Ward, late of Westfield, County of Richmond dec'd.
 Daniel Drake, Daniel H Teller and Charles Drake, of the Town and County aforesaid, being duly sworn, depose and say, that they did see the said Caleb Ward, sign and seal the instrument now shown them, purporting to be the last Will and Testament of the said deceased, bearing date the fifth day of March, in the year of Our Lord, one thousand eight hundred and thirty two, that they heard the said deceased, publish and declare the said instrument as and for his last Will and Testament, that at the time thereof the said deceased was of sound mind and memory, and not under any restraint to the best of the knowledge and belief of the deponents, - And these deponents further say, that they each and severally, subscribed their names to the said will as witnesses, at the request of the testator, in his presence and in the presence of each other. - Daniel H Teller, Daniel Drake, Charles Drake. Sworn the 11th day of March, 1835. before me, Rich Crocheron, Surrogate.

And thereupon it appearing to the said Court, that the said Will of the said Caleb Ward, said deceased

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

In the Name of God, Amen
I Caleb Ward, Senior, of the Town of Westfield, Richmond County, and State of New York, considering the uncertainty of this mortal life, and that it is doomed for all men once to die, do make and publish this as my last Will and Testament in manner following to wit. — First, I recommend my soul unto the mercy of God who gave it, and my body to the Earth, to be buried in a decent, Christian like manner by my Executors hereinafter mentioned, and as touching such worldly estate as it has pleased God, to bestow on me, I dispose of the same in the following manner:

I give and bequeath unto my three daughters and my grand daughter, namely, Hannah, wife of Samuel Wood, Maria, wife of Edmund Wood, and Eliza, wife of Schabod Cleveland, and Mary my grand daughter, wife of William Teller, all my beds and bedding, bedsteads and the furniture to them belonging, to be divided between them, the said share alike. — I also give unto my said grand daughter a Milk cow. — Then I order all the residue and remainder of my personal estate to be sold for the payment of my just debts and funeral charges. Then I order that all my Real estate, shall be sold after my decease, at the direction of my Executors, or them to be sold in separate lots or the whole together, giving them or the survivors of them full power and authority to dispose of the same, and to make and give and execute good and sufficient deeds of conveyance in the law for the same to the purchaser or purchasers thereof, in as good and sufficient manner as I myself might or could do were I present, and the proceeds thereof to be divided share and share alike between my children

namely, Caleb and Apka Wood, Hannah, wife of Samuel Wood, Maria, wife of Edmund Wood, Eliza, wife of Schabod Cleveland, and my grand daughter Mary Teller, wife of William Teller, but in case that any of my said children, or said grand child, should die without lawful issue, then I order that his, her or their share shall be divided between the survivors of them share and share alike. — And lastly, I constitute and appoint William Sheaf, Timothy Wood and William Drake all of the Town of Westfield Executors of this my last Will and Testament, hereby revoking all former Wills by me made.

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

Signed, sealed, published, pronounced and declared by the said Caleb Ward, to be his last Will and Testament in the presence of us, who in his presence and in the presence of each other have hereunto subscribed our names.

Caleb X Ward
mark

Daniel Drake, of the Town of Westfield
Daniel W. Teller, of the Town of Westfield
Charles X Drake, of the Town of Westfield
mark

County of New York ss. Be it remembered that a Surrogate Court held at the Surrogate office in the village of Richmond, in said county, on the eleventh day of March, in the year of our Lord, one thousand eight hundred and thirty five, before Richard Broderick Surrogate of the said county, the last Will and Testament of Caleb Ward, late of the said county, deceased, (of which the foregoing is a copy) was admitted to probate after due notice to the next of kin, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid, Daniel Drake, Daniel W. Teller and Charles Drake, the subscribing witnesses to the said Will, after having been duly sworn by the said Surrogate, testified that they did see the said deceased, sign and seal the said instrument, and heard 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 restraint to the best of their knowledge, and that they subscribed their

names to the said Will as witnesses at the request of the Testator and in his presence. — Whereupon the Surrogate of said County, upon the proof aforesaid, being satisfied of the genuineness and validity of the said Will, Order that the said Will be admitted to probate, and that letters Testamentary thereon be granted to the executor in the said Will named, after the expiration of thirty days from the time of taking the proof aforesaid on their taking and subscribing the oath of office prescribed by law.

Dated April 6, 1835. Richard Broderick, Surrogate.
Be it also remembered, that on the tenth day of April, in the year of our Lord, one thousand eight hundred and thirty five, personally appeared before me, William Shea and Timothy Wood two of the Justices of the Peace of the County of Richmond, deceased, and were duly sworn to the faithful performance and execution thereof, by taking the usual Oath in such cases prescribed. — Richard Broderick, Surrogate

Record Will of Kitty Locker, late of Northfield, deceased. State of New York: Richmond County, ss.

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

In the matter of the last Will and Testament of Kitty Locker, late of Northfield, Richmond County. — Jedediah Winants, of the Town and County aforesaid, appeared, and presented a petition, setting forth, that the said Kitty Locker, died on about the twenty third day of March last past, at her residence in said Town of Northfield, leaving a will as he is informed, whereof he is appointed executor, to execute the trusts contained in said Will. — that the said deceased also leaving next of kin, to wit. the wife of William Bowman, Jane, John. Peter & Augustus Lockers. that he the said petitioner is desirous the said Will be admitted to probate, and letters testamentary thereon granted to him, and for the aid of the surrogate in the premises, whereupon an Order was made and entered, that Citations be issued to the next of kin to appear and attend the probate of the said Will on the seventh day of April instant, at the Surrogate's office in said County.

Be it also remembered that a Surrogate's Court, held at the Surrogate's office in said County, the seventh day of April, one

thousand eight hundred and thirty five, before Richard Broderick, Surrogate of the said County of Richmond.

In the matter of proving the Will of Kitty Locker late of Northfield, Richmond County, deceased.

Jedediah Winants, the executor in the said Will named, appeared and made return of the Citation heretofore issued by this Court to the next of kin to the said deceased, to appear and attend the probate of said Will this day, and made oath of the due service of said Citation on the next of kin of said deceased residing in said County. Whereupon the said Court being satisfied with the proceedings and proof in the matter, and upon filing the said Citation and affidavit, leave was given to the said Jedediah Winants to proceed in the proof of said Will, and the said Jedediah producing the said Will, Samuel Sharp a subscribing witness being sworn, testified as follows:

In the matter of proving the last Will & Testament of Kitty Locker late of Northfield, Richmond County, and

James Sharp of the Town and County aforesaid, being duly sworn deposes and saith, that he did see the said Kitty Locker, late 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 twenty first day of March, in the year of our Lord, one thousand eight hundred and thirty five, that he heard her publish and declare the same as and for her last Will and Testament, that at the time thereof the said deceased was of sound mind, and not under any restraint to the best of the knowledge and belief of this deponent. and this deponent further saith, that he together with the Rev. C. J. Van Delt the other subscribing witness to the said Will, subscribed their names thereto as witnesses, at the request of the testatrix, in her presence and in the presence of each other, and further this deponent saith not. James Sharp.

Sworn the 7th day of April 1835. before me. Rich^d. Broderick, Surrogate. And thereupon it appearing to the said Court, that the said Will of the said Kitty Locker deceased, was duly executed according to law, and that the said testatrix who executed the same was at the time of making such execution of sound mind and memory and not under any restraint. It is therefore ordered by the said Court on due deliberation that the said Will of the said deceased, together with the proof thereof be recorded, which said proof is herein before recorded and contained, and that the said Will be ordered to be recorded as follows, to wit.

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In the Name of God. Amen. I Ketty, Widow of Abraham Locker, late of the Town of Northfield, County of Richmond and State of New York, deceased, being of sound Body, but of sound and perfect mind and memory, blessed be Almighty God for the same; considering the uncertainty of this mortal life, do make and publish this my last Will and Testament in manner and form following: That is to say.

First. After the payment of all my just debts and funeral expenses, I give to my Daughter Mary sixteen pillow cases, eight sheets, five towels, two Dish or table cloths, two woollen blankets and one Feather Bed & bolster and six silver ^{Tea} Table spoons.

I give to my Daughter Jane, sixteen pillow cases, eight sheets, five towels, two Dish or table cloths, two woollen blankets, one Feather Bed, bolster and pair of pillows, and six silver ^{Tea} Table spoons.

Also, I wish and direct my Executor herein after named, to put the residue of the monies (if any) at Interest, for the benefit and bringing up of my infant boy Edmund Augustus, until my daughter Jane is come of age, and then if any money be left, I give the same to my daughters Mary and Jane, share and share alike.

And lastly, I do appoint Jedediah Winant of the Town of Northfield aforesaid, sole Executor of this my last Will and Testament, hereby revoking all former and other Wills, by me made.

In testimony whereof, I have hereunto set my hand and seal, this twenty first day of March, in the year of our Lord, one thousand, eight hundred and thirty five, 1835.

Signed, sealed, published and declared by the testatrix above named to be her last Will and Testament, and who at her request and in her presence, and in the presence of each other, subscribed the same as witnesses.

Ketty Locker

P. J. New Pelt
James Sharp

(94)

State of New York }
Richmond County }

Be it remembered that a Surrogate Court, hold at the Surrogate office in the Village of Richmond, in said County, on the seventh day of April, in the year of our Lord, one thousand eight hundred and thirty five, before Richard Brocheron Surrogate of the said County, the last Will and Testament of Ketty Locker, late of the said County deceased, (of which the foregoing is a copy) was admitted to probate, after citation to the next of kin, duly issued, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid James Sharp, one of the subscribing witnesses to the said Will, after having been duly sworn by the said Surrogate, testified that he did see the said Ketty Locker, deceased, sign and seal the said instrument, and heard her publish and declare the same as, and for her last Will and Testament that at the time thereof the said deceased was of sound mind, and not under restraint to the best of his knowledge, and that he, and P. J. New Pelt, the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses at the request of the testatrix and in her presence. Whereupon, the Surrogate aforesaid, 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 Jedediah Winant, the Executor in the said Will named, after the expiration of thirty days, from the time of taking the proof aforesaid, on his taking and subscribing the oath of office prescribed by law.

Dated May 4th A. D. 1835.

Richard Brocheron, Surrogate
Be it also remembered, that on the seventh day of May in the year of our Lord, one thousand, eight hundred and thirty five, personally appeared before me Jedediah Winant, the sole Executor named in the Will of Ketty Locker, late of the County of Richmond deceased, and were duly sworn to the faithful performance and execution thereof by taking the usual oath in such cases prescribed. Whereupon letters Testamentary in due form of law was issued to the said Executor.

Richard Brocheron, Surrogate

Record. Will of David Mersereau. Esq.
State of New York. Richmond County, p.
Be it remembered, that a Surrogate Court held for
the County of Richmond, at the Surrogate office in the said
County, the eighteenth day of May in the year of our Lord
one thousand eight hundred and thirty five. Before, Richd.
Brockeson, Surrogate of the said County.

In the matter of the last Will & Testament of David
Mersereau, Esq. late of Northfield, Richmond County,
Whereas, Maria Mersereau widow of the said deceased,
Henry F. Herberton & Anne M. Herberton his wife (said Anne the
daughter of said deceased) and Winant Bennett, (said Anne
and Winant, being named executors in the Will of said
deceased, appeared in the said Surrogate Court, and pre-
sented an instrument in writing, purporting to be the last
Will and Testament of David Mersereau, and made applica-
tion for the proof, record and probate thereof, and set forth
in an instrument in writing, under their signatures, that where-
as it appears by the last Will and Testament of said David
Mersereau late of Northfield, Richmond County, deceased,
Henry F. Herberton of the City of Philadelphia is named as one
of the executors of said Will, and whereas the said Herberton, Anne
Mersereau the daughter and only heir, of the said deceased,
is now living and the wife of said Herberton, and whereas the
said Herberton is anxious to return to his residence immedi-
ately, and is therefore desirous the said Will be proved this day.

We the undersigned do therefore consent and request, that the
said Will be proved this day. — Dated, May 18, 1835. Signed
Maria Mersereau, widow of David Mersereau, decd., Henry F. Her-
berton, Anne M. Herberton, — Proof made in the premises as follows:
Richmond County, p. Henry F. Herberton, of the City of Phila-
delphia, being sworn, says, the facts contained in the above petition
are true, he further says, that Ferdinand Heiskell one of the sub-
scribing witnesses to the Will of said David Mersereau
resides in the City of Philadelphia, which is the only place
known to this deponent why he is not here. — Henry F. Her-
berton subscribed and sworn, this 18. day of May, 1835. Before me
Richd. Brockeson, Surrogate.

Whereupon the said Court, being satisfied with the proof
made in the premises, that the widow and next of kin to the
said deceased, on whom citation is required by law, to be

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advised, to attend the probate of the Will of said deceased; and on the
heirs on whom notice of the intention of offering the said Will for proof
and record, is also required to be served, are present and appli-
cants for the proof of said Will this day. — It was thereupon
ordered on reading and filing the said Application for the proof
of said Will this day, and the proof of the facts contained in said
Application, that the said widow, next of kin, heirs, the said
deceased, also the executor and executors in the Will of said
deceased, named, have leave to proceed to prove said Will,
two of the subscribing witnesses to the said Will appearing
and being sworn by the said Surrogate, as before as follows.

State of New York. Richmond County, p.

In the matter of proving the last Will and
Testament of David Mersereau, Esq. late of North-
field in the County of Richmond & State of New York and
Richard Cornier and Cornelius Boyle, of the said County —
being duly sworn, depone and say, that they did see the
said deceased, sign and seal the instrument now shown to
them, purporting to be the last Will and Testament of the said
deceased, bearing date the fourth day of April, in the year
of our Lord, one thousand eight hundred and thirty five,
and heard him the said deceased, publish and declare the
same, as and for his last Will and Testament, that at the
time thereof the said deceased, was of sound mind and mem-
ory, and not under any restraint, to the best knowledge
and belief of these deponents, that they the said deponents to-
gether with Ferdinand Heiskell the other subscribing wit-
ness to the said Will, subscribed their names thereto as wit-
nesses, at the request of the testator, in his presence and
in the presence of each other. — Richard Cornier, Cornelius Boyle,
Sworn & subscribed the 18th day of May 1835. before me, Richd. Brockeson, Surrogate.

Richmond County, p. Geo. D. S. Nantlett, being sworn, depone
and say, that he did see David Mersereau, Esq. late deceased
sign and seal the codicil, annexed to the Will of said de-
ceased, bearing date the eighth day of April, in the year of
our Lord, one thousand eight hundred and thirty five, and
heard the said deceased, publish and declare the same, as
and for a codicil to his said Will, that at the time thereof
the said deceased was of sound mind, and not under any
restraint, to the best of his knowledge and belief, and that
he the said deponent, together with Daniel Mersereau

and J. T. Harrison the other subscribing witnesses to the said Codicil, subscribed our names thereto as witnesses, at the request of the Testator, in his presence and in the presence of each other. — P. S. Han Belt. — sworn the 18 - day of May, 1835. — before me, Rich^d Crochoven, Junr.

And thereupon it appearing to the said Court that the said Will and the Codicil thereto annexed, of the said David Messersau Esq^r, deceased, was duly executed according to law, and that the Testator who executed the said Will & Codicil, was at the time of making such executions of sound mind and memory and not under any restraint. — It is therefore ordered, by the said Court on due deliberation, that the said Will of the said deceased, together with the proof thereof be recorded, which said proof is herein before recorded and contained, and that the said Will be ordered to be recorded, is as follows, to wit.

In the Name of God. Amen. I David Messersau of the Town of Northfield in the County of Richmond and State of New York, Esquire, tho' enjoying the perfect use and exercise of my mental faculties, a sound mind, memory and understanding, yet being apprehensive from my diseased state of body and other symptoms of the disorder, with which I am afflicted, that my dissolution is fast approaching, and being ever deeply impressed with the necessity and importance of the injunction, to set our house in order before we die in the most solemn manner, and in strict conformity with my present desire, direct and Order that the subsequent clauses be considered, regarded and observed as my last Will and Testament.

Previous to the disposal of my worldly property, it becometh me to invoke the divine benediction, and commend into the hands of Almighty God, my immortal spirit, whenever in the course of his allwise and unerring providence he shall be pleased to summon it 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 manner as my Executors shall be pleased to direct.

Item. — I give and devise unto my beloved wife

Maria, the house and lot I now reside on, extending to the fence, to the north of the Barn, across to land of Henry F. Heberton, during her natural life, I also give and bequeath the one equal half of the Rents of the remaining part of the property, which I now own, which formerly belonged to Gorton Ryer Esquire deceased, I also give and bequeath unto my said wife, Maria all my furniture now in the house we live in. — Item, in case my Executor hereafter named shall have an offer for said premises, such as they shall judge sufficient for the same, they are hereby authorized to sell the same and give good and sufficient deed of conveyance in the law for the same, and also to give Benjamin K. Phelps a deed of conveyance in the law for the land I sold him — as by articles of agreement will appear, provided he fulfill said agreement on his part. —

Item. I give and bequeath unto my daughter Ann M. Heberton, wife of Henry F. Heberton one equal half of all the Rents of all the said property which I now own, which formerly belonged to Gorton Ryer Esquire deceased. Except the house and lot which I have left to my said wife Maria, and in case my Executor should sell all my said property bounded on Kill Neck Hill, then and in such case my said daughter Ann M. to have the one equal half part of the interest which shall accrue from the monies arising from such sale. — And I do hereby empower my said Executor to pay all my just debts and funeral expenses; — And it is my Will and I do hereby Order and direct that in case my said Executor shall and do sell all of said property as aforesaid, then my Executor to cause such monies arising from such sale to be put at interest on good landed security or Bank, Stock, or such other security as my Executor shall judge to be best for the interest of those concerned, and my Executors are hereby required to collect the interest annually, and pay unto my said wife one equal half of said interest yearly and every year during her natural life; and my Executor to pay the other one equal half part of such interest so collected to my said daughter Ann M. wife of Henry F. Heberton, yearly and every year during her natural life.

Item, I give devise and bequeath unto all of the children of my said daughter Ann M. Heberton, after the death of my said wife Maria, and after the death of my said daughter Ann M. all of such Real estate which I now own, and

and J. T. Harrison the other subscribing Witnesses to the said Codicil, subscribed our names thereto as witnesses, at the request of the Testator, in his presence and in the presence of each other. — P. L. Van Belt. — sworn the 18 - day of May, 1835. — before me. Peter Brochoven, Clergyman.

And thereupon it appearing to the said Court that the said Will and the Codicil thereto annexed, of the said David Mersereau Esq., deceased, was duly executed according to law, and that the Testator who executed the said Will & Codicil, was at the time of making such executions of sound mind and memory and not under any restraint. — It is therefore ordered, by the said Court on due deliberation, that the said Will of the said deceased, together with the proof thereof be recorded, which said proof is herein before recited and contained, and that the said Will be ordered to be recorded, as follows, to wit.

In the Name of God. Amen. I David Mersereau of the Town of Northfield in the County of Richmond and State of New York, Esquire, tho' enjoying the perfect use and exercise of my mental faculties, as a sound mind memory and understanding, yet being apprehensive from my diseased state of body and attending symptoms of the disorder, with which I am afflicted that my dissolution is fast approaching, and being moreover deeply impressed with the necessity and importance of the situation, to set our house in order before we die do in the most solemn manner, and in strict conformity with my present desire, direct and Order that the subsequent clauses be considered, regarded and observed as my last Will and Testament.

Previous to the disposal of my worldly property, it becometh me to invoke the divine benediction, and surrender into the hands of Almighty God, my immortal spirit. Whenever in the course of his allwise and unerring providence he shall be pleased to summon it hence; beseeching his gracious acceptance thereof, only for the righteousness sake of the blessed Redeemer. — My Body I request may be committed to the Earth, in a decent and Christian manner as my Executors shall be pleased to direct.

Item: I give and devise unto my beloved wife

Maria, the house and lot I now reside on extending to the crop fence, to the north of the Barn, across to land of Henry F. Heberton, during her natural life, I also give and bequeath the one equal half of the Rents of the remaining part of the property which I now own, which formerly belonged to Gorton Ryer Esquire deceased, I also give and bequeath unto my said wife Maria all my furniture now in the house we live in. — Item, in case my Executor hereafter named shall have an offer for said premises, such as they shall judge sufficient for the same, they are hereby authorized to sell the same and give good and sufficient deed of conveyance in the law for the same, and also to give Benajah B. Phelps a deed of conveyance in the law for the land I sold him — as by articles of Agreement will appear, provided he fulfill said Agreement on his part. —

Item. I give and bequeath unto my daughter Ann M. Heberton, Wife of Henry F. Heberton One equal half of all the Rents of all the said property which I now own, which formerly belonged to Gorton Ryer Esquire deceased. Except the house and lot which I have left to my said wife Maria, and in case my Executor should sell all my said property bounded on Mill Van Kull, then and in such case my said daughter Ann M. to have the one equal half part of the Interest which shall arise from the monies arising from such sale. — And I do hereby empower my said Executor to pay all my just debts and funeral expenses; — And it is my Will and I do hereby order and direct that in case my said Executor shall and do sell all of said property as aforesaid, then my Executor to cause such monies arising from such sale to be put at Interest on good landed security or Bank, Stock, or such other security as my Executor shall judge to be best for the interest of those concerned, and my Executor are hereby required to collect the Interest annually, and pay unto my said wife one equal half of said Interest yearly and every year during her natural life, and my Executor to pay the other one equal half part of such interest so collected to my said daughter Ann M. Wife of Henry F. Heberton, yearly and every year during her natural life.

Item, I give devise and bequeath unto all of the Children of my said daughter Ann M. Heberton, after the death of my said wife Maria, and after the death of my said daughter Ann M. all of such Real estate which I now own, and

which formerly belonged to Gozen Ryer, Esquire, deceased as aforesaid, located on Hill Nan Kill. — Or if my Executors shall sell such property before the death of my said wife and daughter; then my said grand children to have the whole of the Principal arising from the sale of said property so sold, share and share alike.

Item. I give and bequeath unto my brother Daniel Mersereau all my wearing apparel.

Item. I give and bequeath unto Angelina Sterlingworth the sum of One thousand dollars in lieu of all demands by her in, upon or against my estate; clear of all demands by me against her; and I do hereby agree that Angelina Sterlingworth shall have six per cent per annum from the date of this Will on the said one thousand dollars untill paid.

Item. As to the rest or residue of the nett proceeds of my estate both Real and Personal; I give, devise and bequeath the same to my said wife Maria and said daughter Ann M Heberton share and share alike

Lastly. I do hereby nominate, constitute, authorize and appoint my wife Maria to be the Executrix and my son in law, Henry F Heberton and my wifes brother, Warrant J Bennett to be the Executors of this my last Will and Testament; hereby revoking annulling and disallowing all wills and Testaments by me at any time heretofore made; ratifying allowing and confirming this only to be my last Will and Testament.

In Testimony Whereof, I have hereunto set my hand and seal, the fourth day of April, in the year of our Lord, one thousand eight hundred and thirty five.

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

For and in Lieu of
Cornelius Boyle
Richard Conner

David Mersereau

I David Mersereau of the Town of Northfield, County of Richmond, and State of New York, do this eighth day of April make and publish this Codicil to my last Will and Testament in manner following. That is to say. I give to my said wife Maria, in addition to what I have already named and given her, the net proceeds and profits of my Farm, formerly belonging to Gozen Ryer (as here before stated) untill the said Farm shall or may be sold — as my Executors are authorized to do, whenever they shall or may please. — Also, I give to her my said wife, the one half part of the interest, of the monies now at use, as also, the one half part of the interest of the monies arising from the sale of my Farm, recently made to Benajah K Phelps after the payment of all my just debts. — The other, or remaining half part of said monies, I give and bequeath to my Daughter Ann, wife of Henry F Heberton. — And my desire is, that this Codicil be annexed to, and made and considered a part of this my last Will and Testament.

In witness Whereof, I have hereunto set my hand and seal this eighth day of April, in the year of our Lord, one thousand eight hundred and thirty five. 1835.

Signed, sealed, published & declared by the above named David Mersereau as a Codicil to be annexed to his last Will and Testament, in the presence of us, who at his request and in his presence, and in the presence of each other, subscribed the same as witnesses.

Daniel Mersereau. J. F Harrison. O. J. Van Velt.

State of New York

Richmond County. Be it remembered that a Surrogate Court held at the Surrogate office in the village of Richmond, in said County, on the eighteenth day of May, in the year of our Lord, one thousand eight hundred and thirty five; before Richard Crookshank Surrogate of the said County, the last Will and Testament of David Mersereau Esquire, late of the said County, deceased, (of which the foregoing is a copy,) was admitted to probate, at the request of the widow and the next of kin to the said deceased, executed and submitted by them, in presence of the said Surrogate, and by him filed. — Whereupon at the place and on the day aforesaid, Richard Conner and Cornelius Boyle two of the subscribing witnesses to the said Will after