

the Barn and other out buildings, during his natural life, and an equal right to the passage and yards round about the house and out buildings and the Well, and after his decease to belong to Abrahams his heirs and assigns forever.

Item. — The land so given to my said sons, John C. Garrison, James B. Garrison, Jacob Garrison, Abrahams Garrison and Hermanus Garrison. To have and to hold the said lots of land and lots of meadow as aforesaid described and every part with the appurtenances thereto belonging, to and for the use and behoof of my said sons, their heirs and assigns forever. Except Jacob, there in case he should not have lawfull issue to be divided among the remainder of my heirs.

Item. — I give and bequeath unto my daughter Catherine wife of John Simonson the sum of eight hundred dollars.

Item. — I give and bequeath unto my daughter Maria wife of Stephen Wood the sum of eight hundred dollars. — Item. — I give and bequeath unto my Grand Daughter Susan Bodine the sum of one hundred dollars, my best Bedstead, Feather Bed, Bedstead and furniture belonging to the same. — Item. — I give and bequeath unto my two sons Jacob & Abraham my best Wagon.

Item. — I give and bequeath unto my son Jacob my feather bed, bedstead and furniture complete for the same. — Item. — I give and bequeath unto my son Abraham my feather bed, bedstead and furniture complete for the same. — Item. — I give, devise & bequeath unto my three sons John C., Abraham and Jacob, my fishery, with my fikes and every thing appertaining to the same. — Item. — It is my Will, and I do hereby Order and direct that in case at any time after my decease my said son Jacob, should wish to let out, or rent his part of land so as aforesaid devised to him, he shall just offer it to his brother Abraham.

Item. — I give and bequeath unto my son Jacob my feather bed, bedstead and furniture complete for the same. — Item. — I give and bequeath unto my son Abraham my feather bed, bedstead and furniture complete for the same. — Item. — I give, devise & bequeath unto my three sons John C., Abraham and Jacob, my fishery, with my fikes and every thing appertaining to the same. — Item. — It is my Will, and I do hereby Order and direct that in case at any time after my decease my said son Jacob, should wish to let out, or rent his part of land so as aforesaid devised to him, he shall just offer it to his brother Abraham.

Item. — I give and bequeath unto my son Jacob my feather bed, bedstead and furniture complete for the same. — Item. — I give and bequeath unto my son Abraham my feather bed, bedstead and furniture complete for the same. — Item. — I give, devise & bequeath unto my three sons John C., Abraham and Jacob, my fishery, with my fikes and every thing appertaining to the same. — Item. — It is my Will, and I do hereby Order and direct that in case at any time after my decease my said son Jacob, should wish to let out, or rent his part of land so as aforesaid devised to him, he shall just offer it to his brother Abraham.

Item. — It is my Will and I do hereby Order & direct my Executors hereafter named, to sell all of the

Remainder of my personal estate within six months after my decease and interment. Item. If there should be an overplus of monies after paying the legacies aforesaid, such overplus to be equally divided among my heirs, there and there alike to their heirs. — Lastly. — I do hereby nominate, constitute, authorize and appoint my three sons, John C. Garrison, James B. Garrison and Abraham Garrison 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 tenth day of August, in the year of our Lord one thousand, eight hundred & thirty eight.

John Garrison

Signed, sealed, published, pronounced & declared by the said John Garrison 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 Testator, and also in the presence of each other.

Richard Conner. of the Town of Castletown. Seoman.
Henry Perine. of the Town of Southfield. Seoman.
Simon Perine. Town of Southfield. Seoman.

State of New York, Richmond County, ss.

At a Surrogate's Court held in and for the said County at the Surrogate Office in the Village of Richmond, on the fourteenth day of October, in the year of our Lord one thousand, eight hundred and thirty nine. — Before Richard Crockeron, Surrogate of the said County, for the purpose of proving and reviving the last Will and Testament of Col. John Garrison, late of the town of Southfield, in the County of Richmond, deceased, and also for allowing the said Will to Probate, in pursuance of the Statutes of the State of New York, and the laws made & provided concerning Wills and the proof of them, — On the Application of Abraham Garrison, one of the Executors in the said Will named. — The said Abraham Garrison appeared in his pro-

5
per person; John C. Garrison & James B. Garrison, Executors,
and witnesses named in said Will also appeared. —
Proof of the due service of Citation heretofore issued by the
said Surrogate, to the next of kin & heirs at law of the said
deceased, being made, — on filing said Citation & Proof
of the due service thereof, leave was given the said ap-
plicant to prove the said Will,

In the matter of Proving the last Will and Testa-
ment of Col. John Garrison, deceased.

Richard Conner, of Bartlett, Richmond County, being
sworn, deposes & saith, that he did see the said deceased
sign and seal the instrument now shown to him, pur-
porting to be the last Will and Testament of the said deceased,
bearing date the Tenth day of August, in the year of our Lord
One thousand, eight hundred & thirty eight, 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 de-
ceased was of sound disposing mind and not under any restraint
to the best of the knowledge & belief of this deponent. — And that
he the said deponent together with Henry Perine & Simon
S. Perine the other subscribing witnesses to the said Will, sub-
scribed their names to the said Will as witnesses, at the request of
in the presence of the said Testator and in the presence of each
other. — And further this deponent saith not. — Richard Con-
ner. — Sworn the 14. day of Oct 1839. before me Rich^d. Crookman, Surrogate.

Henry Perine of Southfield in the County of Richmond
being sworn, deposes that he did see John Garrison late
of Southfield, deceased, sign and seal the instrument now
shown him, purporting to be the last Will & Testament of the
said deceased, bearing date the tenth day of August, in the
year of our Lord, One thousand, eight hundred & thirty eight
and heard 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 & memory &
not under any restraint, to the best of the knowledge & belief of
this deponent. — And that he the said deponent, together with
Richard Conner & Simon S. Perine, the other subscribing wit-
nesses to the said Will, subscribed their names thereto as wit-

6
nesses, at the request and in the presence of the said Testator and in
the presence of each other. — Henry Perine. — Sworn the 14th day of
October 1839. before me. — Rich^d. Crookman, Surrogate.

Simon S. Perine of Southfield, in the County of Richmond
being duly sworn, deposes and saith that he did see John Gar-
rison late of Southfield, deceased, sign and seal the instrument
now shown to him, purporting to be the last Will & Testament
of the said deceased, bearing date the tenth day of August,
in the year of our Lord, One thousand, eight hundred and
thirty eight, 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 re-
straint, to the best of the knowledge and belief of this depon-
ent, — And that he the said deponent, together with Rich-
ard Conner & Henry Perine the other subscribing witnesses
to the said Will, subscribed their names thereto as witnesses,
at the request and in the presence of the said Testator and
in the presence of each other, — And further this deponent
saith not. — Signed. Simon S. Perine. — Sworn
the 14th day of October 1839. before me. Rich^d. Crookman, Surrogate.

The foregoing proofs and examinations, taken before me
the Surrogate aforesaid, at the time and place first menti-
oned, and the depositions of the respective witnesses, were by
them respectively subscribed, after having been carefully
read by them. — And I, the said Surrogate, being satisfi-
ed upon the proof taken, that the said Will was duly exe-
cuted; — that the said Testator at the time of executing the
same, was in all respects competent to devise real estate
and not under restraint, do therefore allow the said Will,
proof and examinations, to be recorded. — which said
Will, proof and examinations are herein before recorded
and contained. — And also I the said Surrogate, up-
on the proof aforesaid, being satisfied of the genuineness
and validity of the said Will, do therefore Order that
the same be admitted to Probate and that letters Testa-
mentary thereon be granted to John C. Garrison, James
B. Garrison and Abraham Garrison the Executors in

the said Will named, on their taking and subscribing the oath of office prescribed by law.

Witness. Richard Crockeran, Surrogate aforesaid, the day and year first aforesaid.

Rich^d Crockeran, Surrogate.

State of New York Richmond County,

Be it remembered, that a Surrogate's Court held in and for the County of Richmond, at the Surrogate Office in said County the fourteenth day of October, One thousand eight hundred and thirty nine. Before Richard Crockeran, Surrogate of the said County, the last Will & Testament of Col. John Garrison deceased, (of which the preceding is a copy) was admitted to Probate, after a citation to the next of kin and heirs at law of the said deceased, (spouse & second returned officer, according to law. — Whereupon at the place and on the day aforesaid, Richard Crockeran, Henry Canine & Simon Devine, the subscribing witnesses to the said Will, were duly sworn by the said Surrogate, and testified that they did see the said deceased sign & seal the said instrument, that they heard him publish and declare the same, that at the time thereof the said deceased was of sound & disposing mind and not under any restraint to the best of their knowledge & belief, — and that they subscribed the said Will as witnesses at the request and in the presence of the said Testator. — Whereupon, the Surrogate aforesaid, upon the proof aforesaid, being satisfied of the genuineness & 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, on their taking and subscribing the oath of office prescribed by law.

Rich^d Crockeran, Surrogate.

Be it also remembered that on the fourteenth day of October, One thousand eight hundred and thirty nine, personally appeared before me John C. Garrison, James C. Garrison & Abraham Garrison the executors in the Will of Col. John Garrison, deceased, and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed. Rich^d Crockeran Surrogate.

In the name of God, Amen, I William Hyde Bailey of the Town of Southfield, County of Richmond and State of New York, being of sound disposing mind and memory, do make and publish this my last Will and Testament, in the words following, to wit.

First. I Order and direct that my executors hereinafter named, pay all my just debts and funeral charges out of my personal estate.

Second. All my property in this Country, I give and bequeath to my wife Anne, for her sole use and behoof.

Third. All the property which belonged to my wife Anne at the time of our marriage, being a Bond and Mortgage for the sum of seven hundred pounds Sterling, I give and bequeath to my wife Anne, for her sole use and behoof.

Fourth. All the personal property which devolved to me on the death of my Mother (in England), I give and bequeath as follows, viz. the income of one third I give and bequeath to my wife Anne, during her natural life, and at her death the principal is to be equally divided among my children. — The remaining two thirds, I give and bequeath to my children, to be equally divided among them. — The interest during their minority being appropriated to their support and education, under the direction of their Mother, to whose kindness and attention I recommend them; — and the principal to be paid them, when they severally attain the age of twenty one years.

Fifth. To the kind care of my Mother, I recommend my wife and children.

Sixth. I nominate, constitute and appoint my trusty friend William Williams of London, England, Executor, and my beloved wife Anne, Executrix of this my last Will and Testament, hereby revoking all former Wills by me made.

In testimony whereof, I have hereunto set my hand and seal, this twenty ninth day of August, in the year of our Lord, One thousand eight hundred and thirty nine.

William Hyde Bailey

9.
Signed, sealed, published and declared by the above named William Hyde Bailey, as and for his last Will and Testament, in the presence of us, who have hereunto subscribed our names, in the presence of the Testator, among the presence of each other.

J. W. Charles Moore. Southfield, N.Y.

Saml R Smith. Castleton, N.Y.

State of New York Richmond County.
At a Surrogate Court held in and for the said County, at the Surrogate Office in the Village of Richmond, on the thirty first day of October, in the year of our Lord, one thousand eight hundred and thirty nine, before Rich^d Crockeren, Surrogate of the said County, for the purpose of admitting to Probate the last Will and Testament of William Hyde Bailey, late of the County of Richmond, deceased, in pursuance of the Statutes of the State of New York, and the laws made and provided concerning Wills and the Proof thereof. — In the Application of Ann Bailey the executrix in the said Will granted.

The said Ann Bailey, appeared in her proper person, Emily — Bailey a minor, next of kin whereof by her Guardian J. W. Charles Moore. The Citation to the next of kin to attend the Probate of said Will heretofore issued by the said Surrogate was returned with the due acknowledgment of service thereof. The filing said Citation & acknowledgment of service thereof was given said Applicant to prove the said Will.

Rich^d Crockeren, Surrogate

In the matter of Proving the last Will & Testament of William Hyde Bailey, deceased.

J. W. Charles Moore, of Southfield, Richmond County, being sworn, deposes and saith, that he did see the said deceased, sign and seal the instrument now shown to him, purporting to be the last Will and Testament of the said deceased, bearing date the twenty ninth day of August, in the year of our Lord, one thousand eight hundred and thirty nine, and heard

10.
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, of full age and not under any restraint, to the best of the knowledge and belief of his deponent, and that he the said deponent together with Saml R Smith the other subscribing witness to the said Will, subscribed their names thereto as witnesses, in the presence of the Testator and at his request, and in the presence of each other, and further this deponent saith not. — J. W. Charles Moore. — Sworn the 31st day of October 1839, before me, Rich^d Crockeren, Surrogate.

Saml R Smith, of Castleton, in the said County of Richmond, being duly sworn, deposes that he did see William Hyde Bailey, late of said County, 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 ninth day of August, one thousand eight hundred and thirty nine, and heard him the said deceased, publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased was of sound disposing mind and memory and not under any restraint, to the best of his knowledge and belief of his deponent, — and that he the said deponent, together with J. W. Charles Moore the other subscribing witness to the said Will, subscribed their names thereto as witnesses, at the request and in the presence of the Testator, and in the presence of each other. — Saml R Smith. — Sworn the 31st day of Oct-1839, before me, Rich^d Crockeren, Surrogate.

The foregoing proofs and examinations taken before me the Surrogate aforesaid, at the time and place first mentioned, and the depositions of the respective witnesses were by them respectively subscribed after having been carefully read to them. — And I the said Surrogate being satisfied from the proof aforesaid, of the genuineness and validity of the said Will, (which said Will and Proof is hereto before me read and contained) do therefore order that the same be allowed to Probate and that letters

Testamentary thereon to Ann Bailey the applicant.
the executrix in the said Will named, on her tak-
ing and subscribing the oath of office prescribed by law.
Witness, Richard Crocheron, surrogate aforesaid the
day and year aforesaid. Rich^d Crocheron, surrogate.

State of New York, Richmond County, ss.
Be it remembered that a Surrogate Court held in and
for the said County, at the office of the Surrogate the
thirty first day of October, in the year of our Lord, one thou-
sand eight hundred and thirty nine, before Richard
Crocheron, Surrogate of the said County, the last Will & Testa-
ment of William Hyde Bailey, late of the said County and
(of which the foregoing is a copy) was admitted to Probate af-
ter citation to the next of kin of the said deceased, duly issued,
served, returned and duly answering to said. — Whereupon
at the place and on the day aforesaid, the said Surrogate did call in
and with the said next of kin to the said Will were again sworn
by the said Surrogate and certified that they saw and read the said
deceased's said last Will and Testament, that they heard
said public and declare the same to be and for his last Will and
Testament, that at the time ~~thereof~~ of the said deceased was of sound
disposing mind and not under any restraint, to the best of their
knowledge & belief, and that they subscribed the said Will as
Witnesses at the request and in the presence of the said Testator.
Whereupon the said Surrogate upon the Oath aforesaid being
satisfied of the genuineness and validity of the said Will, or-
dered that the said Will be admitted to Probate and that letters
Testamentary thereon be granted to Ann Bailey the executrix
in the said Will named, on her taking & subscribing the
oath of office prescribed by law.

Be it also remembered, that on the said thirty first
day of October 1839, personally appeared before me
Ann Bailey the executrix named in the Will of the
said William Hyde Bailey, and were duly sworn to
the faithful performance & execution thereof by taking
the usual oath, in such cases prescribed.

Rich^d Crocheron, Surrogate.

12
The the name of Esq. Amos J. Richards
of Cary, of Castleton in the County of Richmond
and State of New York, being weak in Body, but
of sound mind, memory and understanding, do
make and declare my last Will and Testament
as follows, namely. In the first place I authorize
and require my executor hereinafter named, to
pay all my just debts and funeral expenses. —
Then I give and bequeath to my daughter
Elizabeth Cary, one good bed, bedstead, bedding
and curtains to the same, — the eight yellow
wooden bottom chair which I use in my Par-
lour, one small white linen table, table cover
and tea board, my new painted tea set, my cop-
per tea kettle, the carpet on my parlour floor, —
the looking glass and candlesticks on the mantel
piece in the same room, my new live oak o-
ver, two pictures representing a rose and a
daisy, six blue plates, six small sized plates,
six cups and saucers, my large family bible and
new prayer book, four table cloths, the sheeted
which were her Mother's, and the sum of fifty dol-
lars, to be paid to her by my executor, as soon as
they conveniently can after my decease. — I also
give to her my clothes, hoop and a new set of knives
and forks. — I give and bequeath to my son
Richard Moore Cary all my surveying books and
instruments. — I give to my daughter Cath-
arine my spectacles. — I give to my son Will-
iam my silver watch. — I give to my four
grand children, Elizabeth Frances, Catherine C.,
James Greyson and Ann Eliza Cary the children
of my son Abraham, deceased, the sum of ten dol-
lars each, and I thereby release the estate of my
said son Abraham from all claims which I have a-
gainst the same, on account of monies advanced
by me to him during his life time, for a portion of
which I hold his notes,
All the rest, residue and remainder of my estate

both Real and Personal of what soever kind or description the same may be, I give, devise, and bequeath to my eight children Thomas & Cary, Richard & Moore Cary, Anthony & Nina Cary, Joshua Cary, Samuel Cary, William Cary, Elizabeth Cary, and Catherine Simons the wife of Benjamin Simons, to be divided between them in equal shares portions, and I hereby authorize and empower my executors hereinafter named to sell and dispose of my said Real and personal estate, not herein otherwise disposed of at public or private sale as they may think most advisable.

I hereby constitute and appoint my sons, Thomas & Cary and Richard & Moore Cary and my son in law Benjamin Simons, Executors of this my last Will and Testament, hereby revoking all Wills by me heretofore made.

In Witness whereof, I have hereunto affixed my hand and seal this third day of September One thousand, eight hundred and thirty nine.

Rich^d S Cary

Signed, sealed, published and declared by the said Testator Richard S Cary as and for his last Will and Testament in the presence of us, who have hereunto subscribed our names as witnesses thereto, at his request, in his presence and in the presence of each other.

Henry B Metcalfe, Castleton, Richmond County.
Abraham Blake, Staten Island

State of New York, Richmond County, At a Surrogate's Court, held in and for the said County, at the Surrogate's Office in the Village of Richmond, on the twenty second day of January, in the year of our Lord, one thousand, eight hundred and forty, before Richard Crockeron, Surrogate of the said County.

In the matter of Proving the last Will and Testament of Richard S Cary late of Castleton in the County of Richmond, deceased.
Richard S Cary, an executor named in the said

Will and the Applicant for its proof appeared in his proper person, Thomas Cary & Ben^t Simons Executors & Witnesses named in said Will also appeared, — the said Rich^d S Cary, returned the Citation heretofore issued by the said Surrogate, to the next of kin heirs at law of the said dec^d, to attend the probate of said Will, Proof of Service of said citation; by publication in the State paper, transmittal of copies to heirs and other state, and the Acknowledgement of Service by those residing in the County, — Whereupon the said Surrogate being satisfied that the next of kin and heirs at law have been duly cited to attend the Probate of said Will as required by law, and filing the said citation and proof of service, and after the proper consent of execution to the same being given the said Applicant to prove the said Will.

In the matter of proving the last Will and Testament of Rich^d S Cary, late of Castleton, Richmond County, and

Henry B Metcalfe of said County being sworn, deposed and said, that he saw the said deceased sign and seal the instrument now shown and purporting to be the last Will and Testament of the said deceased, bearing date the third day of September, in the year of our Lord, one thousand eight hundred and thirty nine, and heard him thereupon 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 & memory & not under any restraint to the best of the knowledge and belief of this deponent. — And that he the said deponent together with Abraham Blake the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses, at the request and in the presence of the said Testator and in the presence of each other. — Henry B Metcalfe Sworn the 22^d of Jan^y 1840. before me, Rich^d Crockeron Surrogate

Abraham Blake of the said County of Richmond being sworn, deposed and said, that he saw Richard S Cary — now deceased, sign and seal the instrument now shown him purporting to be the last Will & Testament of the said deceased bearing date the third day of September, in the year of our Lord one thousand eight hundred & thirty nine, and

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 disposing mind and not under any restraint to the best of the knowledge and belief of the deponents. — And that he the said deponent, together with Henry B Metcalf the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses at the request and in the presence of the said Testator and in the presence of each other and of the said not. Abraham Blake sworn to 22nd 2^o January 1819. before me. Rich^d Crockeron Surrogate

The foregoing books and examinations taken before me the Surrogate aforesaid at the time and place first mentioned, and the declarations of the Testator and witnesses, were by them respectively subscribed after having been carefully read to them. — And the said Surrogate being satisfied upon a perusal thereof, that the said Will was duly executed, that the said Testator at the time of executing the same, was in all respects competent to receive said estate and not under restraint. — He therefore allowed the said Will, books and examinations to be recorded. — Which said Will, books and examinations are now on file in the Record and Contained. — Witness my hand and seal this 22nd day of January 1819. Rich^d Crockeron Surrogate

State of New York, Putnam County ss.
Be it remembered that a Surrogate's Court, held in and for the County of Putnam at the Surrogate's office in the said County, the twenty second day of January, in the year of our Lord, one thousand, eight hundred & forty, before Richard Crockeron Surrogate of our said County, the last Will and Testament of Richard Gray, late of the said County, deceased (of which the foregoing is a copy) was admitted to Probate after citation to the next of kin & heirs at law of the said deceased, issued served, returned and filed according to law. — Whereupon at the Place and on the day aforesaid Henry B Metcalf & Abraham Blake the subscri-

bing witnesses to the said Will, were duly sworn by the said Surrogate, testified that they did see the said deceased sign and seal the said instrument, that they heard him publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint to the best of their knowledge and belief, and that they subscribed the said Will as witnesses, at the request and in the presence of the said Testator. — Whereupon the Surrogate aforesaid upon the proof aforesaid being satisfied of the genuineness and validity of the said Will, ordered that the said Will be admitted to Probate, and that letters testamentary thereon be granted to the executor in the said Will named, within taking & subscribing the oath of office prescribed by law. — Witness my hand and seal this 22nd day of January 1819. Rich^d Crockeron Surrogate

Be it also remembered that on the said twenty second day of January, one thousand, eight hundred and forty personally appeared before me Thomas S Gray, Richard Moore Gray and Benjamin Simon, the Executors named in the Will of Richard Gray aforesaid and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed. — Whereupon Probate of said Will was granted and letters Testamentary issued to the said Executors, pursuant to the order made in the premises. — Witness my hand and seal this 22nd day of January 1819. Rich^d Crockeron Surrogate

Be it also remembered that on the said twenty second day of January, one thousand, eight hundred and forty, before me the Surrogate of our said County, the last Will and Testament of Richard Gray, late of the said County, deceased (of which the foregoing is a copy) was admitted to Probate after citation to the next of kin & heirs at law of the said deceased, issued served, returned and filed according to law. — Whereupon at the Place and on the day aforesaid Henry B Metcalf & Abraham Blake the subscri-

I John E Blake of the Town of Castleten, in the County of Richmond and State of New York, of the uncertainty of life, do make and declare this my last Will and Testament, in manner and form following, to wit:

First, It is my Will that all my property, both Real and Personal shall be sold as soon as convenient after my decease in such manner as my Executors hereinafter appointed may appoint.

Second. The money and principal of George M Barrett's deceased estate, together with what may arise from the sale of my property shall be divided as follows, to wit: All my Debt shall have been paid, and there shall be given and paid Mary Ashworth to whom of all she pleased in kind of goods. After which the Remainder shall be equally divided among my Children John, Emma, Frank, Isaac, Jane, Henry, Catherine, Sarah and Martha, except that it is my Will that John shall have fifteen Dollars more than the others as he has frequently asked me. — And it is my Will that my son Isaac receive nothing whatever from my estate, and that my sons in law have nothing to say or do in the settlement of my estate, and that if any of my Children above mentioned die before their heirs receive nothing, but that their part be divided among my remaining Children.

Third: — It is my Will that Jacob Deagroot & John Blake my Son be Executors of this my last Will and Testament.

Signed, sealed, published & declared by the above named John E Blake in his last Will & Testament in the presence of us, who have hereunto subscribed our names as witnesses in the presence of the Testator the eighth day of May one thousand, eight hundred & thirty eight.

Jacob Deagroot
J. R. N. Mersereau
John E Blake
Witnesses all of Castleten aforesaid

State of New York, Richmond County, &c.
At a Surrogate Court held in and for the County of Richmond at the City of the Surrogate, the sixteenth day of March in the year of our Lord one thousand eight hundred & thirty eight, Present, Richard Crochemon, Surrogate &c. In the matter of the Proof, Record & Probate of the last Will and Testament of John E Blake, late of said County, and Jacob Deagroot one of the Executors named in the said Will and the Applicant for its Proof appeared, and returned as the Citation heretofore issued by the said Surrogate to the next of him & heirs at law of the said decd, to attend the Probate of said Will this day, and made oath of the due service thereof; whereupon the said Surrogate was satisfied that the heirs & next of him have been cited as required by law; and filing the said Citation & oath of service, the said Applicant was allowed, to prove the said Will.

In the matter of proving the last Will & Testament of John E Blake, late of Castleten, Richmond County, deceased:

Jacob Deagroot & John J. Blute of Castleten appeared, being sworn deposed and said that they did see the said deceased, sign and seal his Testament now shown them, purporting to be the last Will and Testament of the said deceased, bearing date the eighth day of May, in the year of our Lord one thousand, eight hundred & thirty eight, and heard 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 the said deponents, together with D. S. N. Mersereau the other subscribing witnesses to the said Will, subscribed their names — thereunto as witnesses, at the request and in the presence of the said Testator and in the presence of each other sworn the 16th day of March 1840 before me —
Richard Crochemon, Surrogate

Jacob Deagroot
John J. Blute

The foregoing proofs and examinations taken before me the Surrogate aforesaid, at the time and place first mentioned, and the depositions of the witnesses, were by their Subscribers, after the careful reading of them, — And the said Surrogate being satisfied from the proof aforesaid, that the said Will was duly executed, that the said Testator at the time of executing the same was in all respects competent to devise & bequeath Real and personal estate and not under restraint. do therefore allow the said Will, Proofs and Examinations to be recorded — which said Will, Proofs & Examinations are herein before recorded and certified.

Witness, Richard Crochman, Surrogate aforesaid the day and year first aforesaid
 Rich^d Crochman, Surrogate

State of New York, Richmond County, N.Y.
 Be it remembered that a Surrogate Court held in and for the County of Richmond, at the Surrogate office in the said County the sixteenth day of March in the year of our Lord one thousand eight hundred & forty before Richard Crochman, Surrogate of the said County, the last Will and Testament of John E. Blake late of the said County deceased (of which the foregoing is a copy) was admitted to Probate after citation to the next of kin and heirs at law of the said deceased, upon demand, returned and filed according to law.
 Whereupon at the place and on the day aforesaid Jacob Degroot & John E. Clark two of the subscribing witnesses to the said Will, were duly sworn by the said Surrogate and testified that they did see the said deceased sign & seal the said instrument, that they heard him publish and declare the same as and for his last Will & Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint to the best of their knowledge and belief, and that they together with D. N. Mearns the other subscribing witness, subscribed their names thereto as witnesses at the request and in the presence of the said

Testator. 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 the Executors in the said Will named, on their taking & subscribing the oath of office prescribed by law.

Witness, Richard Crochman, Surrogate aforesaid the day and year first aforesaid
 Rich^d Crochman, Surrogate

Be it also remembered that on the said sixteenth day of March, one thousand eight hundred & forty personally appeared before me Jacob Degroot one of the Executors in the said Will of the said John E. Blake deceased, and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed.

Rich^d Crochman, Surrogate

I, Lemuel Wood, of the Town of North-grove, in the County of Richmond, and State of New York, do hereby, publish and declare this my last Will & Testament, hereby revoking and making void all former Wills by me at any time heretofore made. — And as for such worldly estate as it hath pleased God to entrust me with, I dispose of the same as follows. — First, I direct that all my debts and funeral expenses be paid as soon after my decease as possible, but of the first monies that shall come into the hands of my Executors herein after named, from any portion of my estate Real or Personal. — Also I direct that the whole of my Real and Personal property be disposed of by public Auction, save and except such a part of the household furniture, my beloved wife Ann may wish to retain for her own use, and which shall remain at her own disposal. — First, I give and bequeath unto my beloved wife Ann the lawful interest of the sum of two thousand dollars accruing her life, which said sum of two thousand dollars, may remain on mortgage on my Real

21
property, be placed in good security elsewhere at the discretion of my Executors, and should my said beloved wife survive from sickness or other cause require any portion of the principal of the said sum of two thousand dollars, such portion to be paid to her at the discretion of my Executors. — All the rest residue and remainder of my Real and Personal estate of what kind and nature soever; I give and bequeath in eight equal shares, in the manner & form following. — First, one share thereof to the children of my late eldest son James Wood, on their attaining age, — the second share thereof to my son John Wood and his heirs, — the third share to Henry Wood and his heirs, — the fourth share to Charles Wood and his heirs, — the fifth share to Hannah Simonson and her heirs, — the sixth share to Peter Wood and his heirs, — the seventh share to the daughter of the late Anne Bartleson, on her attaining age, but in the case of her decease then her share to be equally divided among my heirs the remainder seven survivors, or their families. — the eighth share to the three daughters of the late Sarah Ficks, or to many of them that may be living at the time the legacies are paid. — My Will and desire also is that the said two thousand dollars bequeathed for the use of my beloved wife, or whatever portion of the said sum may remain after her decease such sum to pay, and shall be disposed of in the following manner. — Two thousand dollars thereof to the children of my late son James Wood, Two hundred dollars to my son John Wood and his heirs, and two hundred dollars to Charles Wood and his heirs. — The residue which may be perhaps about fourteen hundred dollars to be divided in eight equal shares to my heirs as before mentioned, in the same manner and upon the same principle as the residue is divided after my decease. — My Will and desire also is that my Executors shall do up of the property, so as to be able to make the division and distribution agreeable to this my Will, and proceed with the

22
same as far as is practicable within two years after my decease. — Likewise I make, constitute and appoint my sons John Wood, Charles Wood and Grandson Captain James Wood, to be executors of this my last Will and Testament, hereby revoking all former Wills by me made.

At Witness, this 20th day of March, 1800, I have hereunto subscribed my name, and affixed my seal, the twentieth day of March, in the year of our Lord one thousand eight hundred and thirty seven.

James Wood

The above written instrument was subscribed by the said James Wood in our presence and acknowledged by him to each of us, and at the same time declared the above instrument to be his last Will & Testament, and we at his request have signed our names as witnesses, and have written opposite our names our respective places of residence

Warren Astor, State of New York
Edward C. Baker, State of Maine
Henry Blawie, State of Maine.

State of New York
Richmond County. — Be it remembered that a Jurisdiction Court, held in and for the County of Richmond at the Sheriff's Office in said County, the twenty third day of March, one thousand eight hundred and thirty seven.

Present, Richard Crocker, Sheriff.

In the matter of proving the last Will & Testament of James Wood, deceased.

On reading and filing the Petition of Charles D. Wood, propounding the Will of the said deceased, it is ordered that a Citation issue to the next of kin & heirs at law of the said deceased in pursuance of said Petition, returnable the fourth day of April next at the hour of ten o'clock in the forenoon of that day.

Be it also remembered, that a Surrogate Court held in & for the said County, the said fourth day of April before the said Surrogate, — In the matter of proving the last

Will and Testament of James Wood, deceased. — Charles D. Wood, the Applicant for the probate of the said Will shewed and made return of the citation to the next of kin & heirs at law of the said deceased to attend the Probate of the said Will this day. — And made proof of the due service of said citation. — Whereupon the said Court being satisfied that the heirs at law & next of kin, have been duly cited & attended the probate of said Will as required by law, — In filling the said citation and proof of service, leave was given the said Applicant to prove the said Will.

Rich^d Crockeron, Surrogate

In the matter of probate in last Will
and Testament of James Wood and 3

Richmond County, N. Y. Warren H. Hutton & the said County being sworn, deposed and said that he did see the said deceased, sign and seal the instrument — now shown him purporting to be the last Will & Testament of the said deceased, bearing date the twentieth day of March, in the year of our Lord one thousand eight hundred and thirty seven, and heard the said the said deceased publish and declare the said instrument as and for his last Will & Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint to the best of the knowledge and belief of this deponent. — And that this said deponent together with Colvane & Decker & Henry Brownfield & other subscribing witnesses to the said Will subscribed their names thereto as witnesses, at the request and in the presence of the said Testator and in the presence of each other — Signed. Warren H. Hutton Sworn the 4th day of April 1840. before me Rich^d Crockeron Surrogate

Richmond County, N. Y. Colvane & Decker of said County being sworn, deposed and said, that he did see James Wood, now deceased, sign and seal the instrument now shown him purporting to be the last Will and Testament of the said deceased, bearing date the twentieth day of March in the year of our Lord, one thousand eight hundred and

and thirty seven, that he heard the said deceased publish and declare the said instrument as and for his last Will & Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint, to the best of the knowledge and belief of this deponent. — And that he the said deponent, together with Warren H. Hutton & Henry Brownfield & other subscribing witnesses to the said Will subscribed their names thereto as witnesses at the request and in the presence of the said Testator, and in the presence of each other. — Signed. Colvane & Decker Sworn the 4th day of April 1840. before me Rich^d Crockeron Surrogate

The foregoing proofs and examinations taken before me the Surrogate aforesaid at the time and place first mentioned, and the depositions of the respective witnesses, were by them respectively subscribed after having been carefully read to them. — And the said Surrogate being satisfied upon the proofs taken, that the said Will was duly executed, that the said Testator at the time of executing the same, was in all respects competent to devise Real estate and not under restraint, — Do therefore allow the said Will, Proofs and examinations to be received — which said Will, Proofs & examinations are herein before recited and contained.

Witness. Rich^d Crockeron, Surrogate aforesaid the day and year first aforesaid.

Rich^d Crockeron, Surrogate

State of New York. Richmond County, N. Y. Be it remembered, that a Surrogate's Court, held in and for the County of Richmond, at the Surrogate's Office in the said County, the fourth day of April, one thousand eight hundred and forty, before Richard Crockeron, Surrogate of the said County, the last Will & Testament of James Wood, 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 and heirs at law of the said deceased, issued, served, returned and filed according to law. — Whereupon at the place and on the

May Appraiser Warren Alston & Edward S. Jackson -
two of the subscribing witnesses to the said Will, was duly
sworn by the said Surrogate and testified that they did
see the said deceased, sign and seal the said instrument, and
that they heard him publish and declare the same as and
for his last Will & Testament, that at the time thereof the said
deceased was of sound disposing mind, and not under any
necessity to the best of the knowledge & belief of the said appraisers,
and that they subscribed the said Will as witnesses at the re-
quest and in the presence of the said testator. — Whereupon
the Surrogate upon the proof of execution being satisfied of
the genuineness and validity of the said Will, Order that
the said Will be admitted to Probate, and that Letters Testa-
mentary thereon be granted to the Executors in the
said Will named, on their taking & subscribing the
Oath of office prescribed by Law.

Witness Richard Crockeron, Surrogate appeared the
day and year first aforesaid. R. Crockeron, Surrogate

And I do remember that on the said sixth day of
April, one thousand eight hundred and forty, personally
I appeared before me John Wood, Charles Wood &
James Wood, Junr., the Executors named in the Will of the
said James Wood senr. and were duly sworn to the faith-
ful performance and execution thereof by taking the usual
Oath in legal cases prescribed. — Whereupon Probate
of the said Will was granted and Letters Testamentary were
granted to the said Executors, pursuant to the Order made
in the premises. — And said Letters were read in the
Court kept for that purpose in the office of the Surrogate.

Witness Richard Crockeron, Surrogate appeared the
day and year aforesaid.

R. Crockeron, Surrogate

In the Name of God, Amen: I, John
Nathaniel of the Township of Westfield, County of Rich-
mond and State of New York. — Considering the uncer-
tainty of this mortal life, and being of sound and per-
fect mind and Memory. — Blessed be Almighty God
for the Spirit. — Do make and publish this my last Will
and Testament in manner and form following. —

First. — I do commend my soul to God that gave it
and my body to the Earth to be buried in a decent man-
ner by my Executors hereinafter named, and of such
worldly estate as it hath pleased God to bless me with
in this life, I give and dispose of as follows. —

First. — I give unto my two daughters Eliza Schenck
Winant — three fourths part each as they shall share, also
two bedsteads with all the furniture belonging therunto,
also all the bed furniture that I possess. — Such as Blank-
ets, Sheets, Pillows, Cases, Curtains, &c. in my possession
of whatever nature, or kind, or color. — Also all the
Silver plate that I am possessed of. — All the above-
mentioned articles to be equally divided between
them both, share and share alike. — Then, then
I will and order, that my Executors shall sell as
soon as convenient, all the rest and residue of my
personal property at public sale, and pay my fun-
eral charges and just debts. — Then, I will & order
my Executors to allow and pay towards my two
sons, Edmund Kearney and Richard Seaman's edu-
cation fifty dollars each, on condition they shall and
have completed the same before my decease, or as
much of the same as shall be sufficient. —

Then, Then I will and order, all my lands and
Tenements, shall be sold by my Executors, or their Ex-
ecutors as soon after my decease as my son Daniel
and my two daughters above mentioned shall con-
sent and agree, and monies arising therefrom
and the remainder of the sale of my personal property
if any there be, I give and bequeath unto all my
sons and daughters, namely: John, Daniel, —

Commona Kearney, Richard Seaman and Susanna and Eliza, share and share alike, and given unto them when either of them shall arrive to the age of twenty one year, if it is in the power of my Executors so to do. — As my son John has received of me in my life time, one thousand Dollars, that amount shall be charged to his account or so much received on his portion, or legacy above designed.

In case either of my two Daughters should die without issue before, or after receiving said legacy, the surviving daughter shall receive the same, if the deceased daughter has not disposed of the same in Will or otherwise. — And if either of my sons should die under the age of twenty one year, his portion shall be equally divided between all my surviving sons and daughters. — And I order the amount of the legacy that shall fall to the share of my two sons Edmund Kearney and Richard Seaman, shall be first put out to use by my Executors on good security — untill they shall arrive to the age above mentioned, and as much of the same shall be applied to wards their support as my Executors shall think they stand in need of. — Lastly, I do hereby nominate, constitute and appoint my son Daniel and my friends James Totten, Cornelius Cole and Edward Taylor to be Executors of this my last Will and Testament; hereby revoking, disallowing, and annulling all former or other Wills by me heretofore made, ratifying and confirming this, and no other to be my last Will and Testament. — In Witness whereof

I have hereunto set my hand and affixed my seal this twenty ninth day of September, in the year of our Lord, one thousand eight hundred and twenty five, 1825

John Van Dyke

Signed, sealed, published, pronounced and declared by the said John Van Dyke as and for his last Will and Testament, in the presence of us, who have hereunto subscribed our names as Witnesses in the presence of the Testator and of each other.

William M. Ferran, Cornelius J. Totten, James Totten.

State of New York
Rockland County.

3^d. Be it remembered, that a Surrogate's Court, held in and for the County of Rockland at the Surrogate's office in said County the eighteenth day of February, one thousand eight hundred and thirty nine. — Present, Richard Crochson, Surrogate.

In the matter of proving the last Will and Testament of John Van Dyke late deceased.

On reading and filing the Petition of Edmund H. Van Dyke for proving the Will of the said deceased. — It is ordered that a Citation issue to the heirs & next of kin to the said deceased, in pursuance of said Petition, returnable the eleventh day of March next, at the hour of ten o'clock in the forenoon.

Be it also remembered, that at a Surrogate's Court held in and for the said County, the sixteenth day of May, one thousand eight hundred and thirty before the said Surrogate. — In the matter of proving the last Will and Testament of John Van Dyke, decd. — On adjournment, Edmund H. Van Dyke the applicant for the Proof of said Will appeared and made return of the Citation heretofore issued by the said Surrogate to the heirs & next of kin. — With their acknowledgment of service thereof. — Whereupon the said Court being satisfied that the heirs and next of kin have been cited to appear and attend the Probate of said Will as required by law, on filing the said Citation & acknowledgment of service have been given the said Applicant to prove the said Will. —

Rich^d Crochson, Surrogate.

State of New York
Rockland County.

3^d.

In the matter of proving the last Will & Testament of Est. John Van Dyke late of the Town of Westfield, deceased. — William M. Ferran & James Totten of the said town of Westfield, being sworn deponeth and oath, 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 twentieth ninth day of September, in the year of our Lord, one thousand eight hundred and twenty five, 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 disposing mind and memory and not under any restraint, to the best of the knowledge and belief of those deponents, - And that they the said deponents, together with Cornelius J. Totten the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses, at the request & in the presence of the said Testator, and in the presence of each other. - Witnesses William M. Torrey. - James Totten. - Given the 16th day of May 1848. Before me, Rich^d Crocker, Justice

The foregoing Proof & examinations taken before me the Surrogate of said County, at the time & place first mentioned, and the declaration of the said subscribing witnesses, were by them respectively subscribed, after having been carefully read to them. - And the said Surrogate being satisfied upon the Proof taken, that the said Will was duly executed, that the said Testator, at the time of executing the same, was in all respects competent to devise Real estate and not under restraint. - Do therefore allow the said Will, Proof and examinations to be received, - which said Will and proof are herein before received and sustained.

Witness, Richard Crocker, Surrogate of said County, the day and year first aforesaid.
Rich^d Crocker, Surrogate

In the Name of God. Amen: I Peter van Winant, of the Town of Westfield, Richmond County and State of New York, being weak in body, but of sound mind and memory, do hereby bequeath and give for the same; do make and publish my last Will and Testament in manner and form following, viz. — First, I bequeath my soul into the hands of Almighty God who gave it, And my Body to the Earth, to be buried in a decent Christian like manner by my Executors herein after named, — And as touching such worldly property as I am possessed of, I dispose of the same as follows: I order that my Executors shall sell and dispose of all my Real and Personal estate as soon as they think proper after my decease; And I do hereby give them full power and authority to sell and dispose of my Real estate either in lots, or the whole together, And give to the purchaser, or purchasers thereof good and sufficient Deeds, or Deeds, conveying all my Right, Title and Interest to the same, in as good lawful and sufficient and I myself might, or could do. — And I do hereby order that the proceeds arising from said sale or sales, shall be applied to the payment of my debts; And the residue and remainders of any there will be after discharging my debts, I give and bequeath unto my beloved wife Mary Ann. — And lastly I constitute and appoint William Shea, Executor, and my wife Mary Ann, 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 Sixth day of June, in the year of our Lord, One thousand eight hundred and forty.

Peter van Winant



Published, pronounced and declared by the said Peter van Winant, to be his last Will and Testament, in the presence of these Witnesses.

Moses Winant, of the Town of Westfield
George ^{his} Mercereau, of the Town of Westfield
John Shea, of the Town of Westfield

State of New York
Richmond County. } Be it remembered, that a Remonstrance
held in and for the County of Richmond at the Surrogate's office in the said
County, the eighteenth day of May, One thousand eight hundred and forty
Present. William C. Johnson, Surrogate

In the Matter of proving the last Will and Testament of Peter van Winant, late deceased.
On reading and filing the Petition of William Shea proposing the Will of the said deceased; It is Ordered that a Citation issue to the heirs, heirs at law and next of kin of the said deceased, in pursuance of said Petition, returnable the twenty fifth day of May instant, to appear and be in the presence of

Be it also remembered that a Remonstrance held in and for the said County, at the place aforesaid, the said twenty fifth day of May before the said Surrogate. — In the Matter of proving the last Will and Testament of Peter van Winant, deceased. — William Shea the applicant for the proof of said Will appeared, and made return of the Citation to the heirs, heirs at law and next of kin of the said deceased, to appear and attend the Probate of the said Will this day, and make proof of the same before the said Surrogate. — Whereupon the said Court being satisfied, that the heirs, heirs at law and next of kin, have been cited to attend the Probate of said Will as required by law. — On filing the said Citation and proof of service leave was given the said applicant to prove the said Will.

Wm. C. Johnson, Surrogate

In the Matter of proving the last Will and Testament of Peter van Winant, deceased

Moses Winant, George

Mercereau & John Shea of the Town of Westfield, in the County of Richmond, being sworn depone and say, that they did see Peter van Winant, late deceased, — sign and seal the instrument now shown them purporting to be the last Will and Testament of the said deceased, bearing date the sixth day of June, in the year of our Lord, One thousand eight hundred and forty, — 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 disposing mind and memory and not under any restraint, to the best of their knowledge and

belief of these deponents, and that they the said deponents each and severally, subscribed the said Will as witnesses, at the request and in the presence of the said Testator and in the presence of each other. Signed. Joseph Warrant, George H. Mervenc, John Shea. Given the 25th day of May 1860. Before me. John Crookman. Surrogate.

The foregoing Proof & examinations taken before me the Surrogate aforesaid, at the time and place aforesaid, and the subscriptions of the respective witnesses, being taken respectively, subscribed, after having been described & read to them. — And the said Surrogate being satisfied upon the proof taken, that the said Will was duly executed, that the said Testator at the time of executing the same, was in full mental competent to devise ^{his personal} estate and not under restraint. — And therefore allow the said Will, to be and remain valid to be recorded, which said Will and books are hereto before recorded & entered. — Witness my hand & seal, Surrogate aforesaid, the day and year first aforesaid. John Crookman. Surrogate.

State of New York. Richmond County, N.Y.
We it remembered that a Sessions Court held in force in the County of Richmond, at the Chamberlain's office in the said County the twentieth day of May, 1860. One thousand eight hundred & forty, before Richard Crookman Surrogate of the said County, the last Will & Testament of William Warrant, late of the said County, deceased, (of which the foregoing is a copy) was admitted to Probate after a Citation to the heirs, widow and next of kin of the said deceased, issued, served, returned and filed according to law. — Whereupon at the place and on the day aforesaid, Joseph Warrant, George H. Mervenc & John Shea the subscribing witnesses to the said Will were duly sworn by the said Surrogate and testified that they did see the said deceased, sign and seal the said instrument, that they heard him publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint, to the best of

their knowledge and belief, and that they subscribed the said Will as witnesses at the request and in the presence of the said Testator. — Whereupon I the Surrogate upon the proof aforesaid being satisfied of the genuineness and validity of the said Will, Order that the said Will be admitted to Probate, and that letters Testamentary thereon be granted to the Executors & Co-Executor in the said Will named, in their taking & subscribing the oath of office prescribed by law.

John Crookman. Surrogate.
Be it also remembered, that on the said twenty fifth day of May, and year aforesaid personally appeared before me Mary Ann Warrant & William Shea the Executors and Co-Executor in the said Will named, and were duly sworn to the faithful performance and execution thereof, by taking the usual oath in such cases prescribed. —
John Crookman. Surrogate.

In the Name of God. Amos. I Cornelius Woglam, of the Town of Westfield, Richmond County, State of New York, considering the uncertainty of this mortal life, and that it is decreed that all men shall die. Do make and publish this as my last Will and Testament, in manner and form following. — viz. I bequeath my soul into the hands of Almighty God, who gave it, and my body to the earth to be buried in a decent Christian like manner. — And as touching such worldly estate as I am possessed of, I dispose of the same in the following manner. — I will and bequeath unto my wife Beliche all my Real and Personal estate as long as she remains my widow, except what money I may have at the time of my decease, which shall be kept at interest. — And the interest paid unto my said wife yearly and every year, all of which I give unto her on condition that she supports and maintains my children, namely, William and Alice Woglam, untill they arrive at age, or can take care of themselves. — But in case my said wife should marry, then I order and direct that

my Executors herein after mentioned shall take charge of my Real and Personal estate for the use and benefit of my said Children, namely, William and Alice Woglom, and divide the same between them share and share alike, which said Real estate I give unto them their heirs and assigns forever, and if either of my said Children should die before they arrive at age leaving no issue, his or her share shall go to the survivor of them his or her heirs, or assigns forever. And my said Will here shall have no more of my said estate than the said share here in case she should survive but it must be interpreted to the use of my said Children herein named in case directed. — And lastly, I constitute and appoint William Shea and his son William Woglom, Executors of this my last Will and Testament, hereof bearing and making well and void all former Wills by me made.

In witness whereof, I have hereunto set my hand and seal this twentieth day of July, A.D. one thousand eight hundred and thirty nine.

Cornelius Woglom

Published, pronounced and confirmed by the said Cornelius Woglom to be his last Will and Testament, in the presence of us:

Peter Winant, of the Town of Westfield
 John Storer, of the Town of Westfield
 William Shea, of the City & County of New York.

State of New York —
 Richmond County —

Be it remembered that a Surrogate Court, held in and for the County of Richmond at the Surrogate office in the said County the eleventh day of May, one thousand eight hundred and forty. — Present, Richard Crochemin, Surrogate. In the matter of proving the last Will and Testament of Cornelius Woglom, deceased. In reading and filing the Petition of William Shea propounding

the Will of the said deceased. It is ordered that a Citation issue to the heirs, widows & next of kin of the said deceased, in pursuance of the said Petition, returnable the fifteenth day of June next, two o'clock in the afternoon. — It appearing in and by the said Petition that William and Alice Woglom, heirs of the said deceased do not show cause nor demand Guardian; it was ordered that John Storer, of the County of Westfield and County of Richmond aforesaid, be appointed guardian of the said minors, & answer for said take care of the property of said minors in the proceedings to be had on the said Petition.

Be it also remembered that a Surrogate Court, held in and for the said County, at the place aforesaid the fifteenth day of June, 1840, before the said Surrogate.

In the matter of proving the last Will and Testament of Cornelius Woglom, deceased. — William Shea the applicant for the proof of said Will appeared, and made return of the Citation to the heirs, widows & next of kin of the said deceased, to appear & attend the Probate of said Will and make Affidavit of the due service thereof, and also returned the Appointment of Guardian with the Consent to become Guardian, and made return thereon, whereupon the said Court being satisfied, that the proceedings on the Petition propounding the said Will have been agreeably to law. — In filing the said Citation, Affidavit of service, Appointment & Consent of Guardian, leave was given the said Applicant to prove the said Will.

Per Richard Crochemin, Surrogate

In the matter of proving the last Will & Testament of Cornelius Woglom, deceased

Peter Winant, of the Town of Westfield, in the County of Richmond, being sworn deposeth and saith, that he did see the said deceased sign and seal the instrument now shown him purporting to be the last Will & Testament of the said deceased, bearing date the twentieth day of July, in the year of our Lord, one thousand eight hundred and thirty nine, and heard 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 & memory and not under any restraint, to the best of the knowledge

and belief of this deponent, and that he the said deponent together with John Storer & William J Shea the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses at the request and in the presence of the said Testator, and in the presence of each other, (Signed) Peter Vincent. — Sworn the 15th day of June 1840. before me

Rich^d Crockeron. Surrogate
 Richmond County. ss. John Storer of Westfield, being sworn, deposeth and saith, that he did see Cornelius Woglum late of Westfield in said County deceased, sign and seal the instrument now shown him, purporting to be the last Will & Testament of the said deceased, bearing date the twentieth day of July, in the year of our Lord, one thousand, eight hundred & thirty nine, and heard him the said deceased, publish & declare the said instrument as and for his last Will and Testament, and at the time thereof the said deceased was of sound disposing mind and not under any restraint, to the best of the knowledge & belief of this deponent; and that he the said deponent together with Peter Vincent & William J Shea, the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses, at the request & in the presence of the said Testator & in the presence of each other.

John Storer. — Sworn the 15th day of June 1840. before me
 Rich^d Crockeron. Surrogate
 Richmond County. ss. W^m J Shea of the City of New York, being sworn deposeth and saith, that he did see Cornelius Woglum late of Westfield, in the said County, deceased, sign and seal the instrument now shown him, purporting to be the last Will & Testament of the said deceased, bearing date the twentieth day of July, in the year of our Lord, one thousand, eight hundred & thirty nine, and heard the said deceased publish and declare the said instrument as and for his last Will & Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint to the best of the knowledge and belief of this deponent: — and that he the said deponent together with Peter Vincent and John Storer the other subscribing witnesses to the said Will, subscribed their names thereto as witnesses, at the request and in the presence of the said Testator, and in the presence of each other. (Signed) William J Shea. — Sworn the 15th day of June 1840. before me. — Rich^d Crockeron. Surrogate

The foregoing proofs and examinations taken before me the Surrogate aforesaid, at the time and place aforesaid, and the deposition of the respective witnesses were by them respectively subscribed, after having been carefully read to them. — And the said surrogate being satisfied upon the proof taken, that the said Will was duly executed, that the said Testator at the time of executing the same was in all respects competent to devise Real estate, and not under restraint. — He therefore allows the said Will, proofs and examinations to be received; which said Will and proofs are herein before received and confirmed. — Witnesses. Richard Crockeron. Surrogate aforesaid, the day and year first aforesaid. Rich^d Crockeron. Surrogate

State of New York. Richmond County ss

Be it remembered, that a Surrogate Court, held in and for the County of Richmond, at the Surrogate's office in the said County, the fifteenth day of June, one thousand, eight hundred & forty, before Richard Crockeron, Surrogate of the said County, the last Will & Testament of Cornelius Woglum, late of the said County, deceased, (of which the foregoing is a copy) was admitted to Probate after a citation to the heirs, widow and next of kin of the said deceased, issued, served, returned & filed according to law. — Whereupon at the place and on the day aforesaid Peter Vincent, John Storer & William J Shea the subscribing witnesses to the said Will was duly sworn by the said Surrogate, and testified that they did see the said deceased, sign & seal the said instrument, that they heard him publish and declare the same as and for his last Will and Testament, that at the time thereof the said deceased was of sound disposing mind and not under any restraint to the best of their knowledge and belief, and that they subscribed the said Will as witnesses, at the request and in the presence of the said Testator. — Whereupon I the Surrogate upon the proof aforesaid being satisfied of the genuineness and validity of the said Will, Order that the said Will be admitted to Probate; and that letters Testamentary thereon be granted to the Executors in the said Will named, on their taking and subscribing the oath of office provided by law.

Rich^d Crockeron. Surrogate

Be it also remembered, that on the said fifteenth day of June, personally appeared before me W^m J Shea, one of the Executors in the said Will named, and was duly sworn to the office of Executor. — W^m J Shea being & remaining by law disqualified. Rich^d Crockeron. Surrogate

In the name of God. Amen. I
 Abigail Waver of the town of Westfield, Rich-
 mona County and State of New York, being weak
 in body but of sound mind and memory, bless-
 ed be Almighty God for the same, do make and
 publish this as my last Will and Testament, in
 manner and form following, to wit, I first re-
 commend my soul unto God who gave it, and
 my body unto the Earth, to be buried in a decent-
 Christian like manner by my Executors herein
 mentioned, — And as relates to what little estate
 which I possess, I dispose of the same in the following
 manner. — I first give and bequeath unto my
 daughter Mary, wife of John Williams, one feather
 bed, bolster and pillow, — I then give unto my
 daughter Louisa, widow of David Mersereau, fur-
 niture and bedding enough for her use and the use
 of my daughter Eliza Ann, for them to use as long
 as my said daughter Louisa shall take care of my
 daughter Eliza Ann; And all the residue of my
 personal estate shall be sold, and the proceeds thereof
 shall be put out at interest, and the interest thereof paid
 yearly and every year for the benefit and use of my said
 daughter Eliza Ann; and if her necessity requires it,
 the principal may be appropriated to her use also as my
 Executors think proper, and in case that my daughter
 Louisa should not think proper to take charge of my
 said daughter Eliza Ann, in such case I order
 that the goods which she retains and holds for her
 use and the use of my daughter Eliza Ann shall
 be sold and the proceeds thereof to be appropriated
 for the use of my said daughter Eliza Ann, as above
 directed. — And lastly, I constitute and appoint
 William Shea, executor, and my daughter Lou-
 isa Mersereau, executrix of this my last Will
 and Testament. — In witness whereof, I have
 hereunto set my hand and seal, this sixth day
 of September, A.D. one thousand, eight hundred &
 thirty nine.

Abigail Waver

Published, pronounced and declared by the said
 Abigail Waver as her last Will and Testament in the pres-
 ence of us.
 William Drisk — Emeline Drisk.

State of New York }
 Richmond County }
 Be it remembered that a
 Surrogate's Court held in and for
 the County of Richmond, at the Surrogate's office in the said
 County, the twenty fourth day of August, one thousand
 eight hundred and forty. — Present Richard Crocheron, Surrogate.
 In the matter of proving the last Will and
 Testament of Abigail Waver late deceased.
 On reading & filing the petition of William Shea propos-
 ing the Will of the said deceased. — It is ordered that a Ci-
 tation issue to the next of kin of the said deceased in pursu-
 ance of the said petition, returnable the thirty first day
 of August, instant, two o'clock, P. M. — And whereas
 it appearing in and by the said petition, that Abel
 Waver & Jacob Waver, two of the next of kin of the said de-
 ceased are minors, an order was made and entered
 that B. P. Minant of the town of Westfield in said Coun-
 ty be appointed Guardian of the said minors, to appear
 for and take care of the interests of the said minors in the
 proceedings to be had on the said petition.

Be it also remembered, that a Surrogate's Court, held in
 and for the said County, at the place aforesaid the thirty
 first day of August, 1840, before the said Surrogate. —
 In the matter of proving the last Will & Testament of
 Abigail Waver, deceased. — William Shea the Applicant
 for the proof of the said Will appeared, and made return
 of the citation to the next of kin of the said deceased, on
 oath. — Also returned the Appointment of Guardian of
 the minors, next of kin of the said deceased, and the con-
 sent of B. P. Minant to become such Guardian, in writ-
 ing under his signature. — Whereupon the said Court being
 satisfied that the proceedings on the said petition have been
 legal and that the next of kin have been duly cited to at-
 tend the probate of said Will as required by law, on filing

the said citation, affidavit of service, Appointment and consent to become Jurors, &c. as is given the said Applicant to prove the said Will.

Rich^d. Crockeron, Surrogate.

State of New York,
Richmond County 3^d 4

In the matter of proving the last Will & Testament of Abigail Mares, deceased William Trask & Emeline Trask of Westfield in the County of Richmond being sworn Jurors the said Jurors that they saw the said Abigail Mares, sign & seal the instrument now shown them, purporting to be the last Will and Testament of the said deceased, bearing date the sixth day of September, in the year of our Lord, one thousand eight hundred & thirty nine, that they heard the said deceased publish and declare the said instrument as and for her 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 of the knowledge and belief of the Jurors. — And these Jurors to further shew, that they subscribe the said Will as witnesses, at the request and in the presence of the said Testatrix, said in the presence of each other. — Signed William Trask, Emeline Trask: — Sworn the 31st day of August 1840. — before me, Rich^d. Crockeron, Surrogate.

Richmond County, N.Y. The foregoing proofs & examinations taken before me the Surrogate aforesaid, and the depositions of the witnesses were subscribed after having been carefully read to them. — And I the said Surrogate being satisfied by the proof so taken of the genuineness & validity of the said Will, do allow the said Will to be received, which said Will together with the proofs thereof is herin duly received; and do also allow the said Will to Probate, and Order that letters testamentary be issued to the executors in said Will named on the estate of the said Abigail Mares, on their taking the oath of office prescribed by law. In witness whereof I have hereunto subscribed my name August 31. 1840. Rich^d. Crockeron Surrogate.

At a Court of Chancery held for the State of New York at the Village of Saratoga Springs on the twenty first day of July one thousand eight hundred and forty Present: Reuben H. Walworth, Chancellor.

In the matter of the Application of John Galf for Letters Rogatory or a Commission to prove the last Will & Testament of Cornelius Roberts late of New Brighton in the County of Richmond, State of New York deceased and to prove also the last will and testament and a Codicil of Catherine Roberts the wife of the said Cornelius Roberts late of Havana in the Island of Cuba, now deceased.

An application having been made to this Court upon the petition of John Galf for letters rogatory or a Commission to prove the last will & testament of Cornelius Roberts, directed to any judge or Tribunal having Jurisdiction of Civil Causes at Havana and such Letters Rogatory or Commission having been duly issued and returned and upon reading and filing an affidavit & notice of motion on the part of the aforesaid John Galf and also an affidavit of Mr. Randolph W. Townsend, and after hearing J. S. Cowen on behalf of the said John Galf and M. J. Townsend on behalf of the parties opposing the above application it is Ordered that the instrument propounded as the will of the above named Cornelius Roberts, Executed by said Cornelius Roberts jointly with his wife Catherine at the City of San Carlos de Matanzas in the Island of Cuba and bearing date the twenty second day of April 1835 be and the same is hereby Established as a valid will of personal Estate of the said Cornelius Roberts; and it further appearing that the Original will is in the possession or Custody of a

Court or tribunal of justice at Havana from whence by the laws of that country and the practice of this Court when it is deposited, it cannot be removed; and that the authenticated copy of the said original will of Cornelius Roberts and Catherine his wife annexed to the said commission is a true and exact copy thereof.

It is ordered that the original exemplification of said will and the proofs taken under the Letters Rogatory heretofore issued in this matter both in the Spanish Language and in the English translation thereof be recorded in the office of the Register of this Court and that a copy of this decree be transmitted to be recorded in the office of the Surrogate of the County of Richmond and that the said Surrogate issue Letters testamentary or of Administration with the will annexed thereon in the same manner as if the original will had been duly proved before him and recorded in his Office

Copy

Testamento = En el nombre de Dios Todopoderoso, Nos Don Cornelio Roberts, natural de Shropshire, lugar de Loenleck en Inglaterra vecino del partido de Caminar, hijo de legitimo matrimonio de Don Juan y de Doña Elizabeth Orom, de la propia naturalidad el primero difunto, y Doña Catalina Caff, natural de Londres del mismo vecindario, hija de legitimo matrimonio de Don Guillermo y de Doña Francisca Biarch de igual naturalidad; hallandonos sanos y en nuestro entero juicio, creyendo y confesando como firmemente creemos y confesamos, el altísimo e inefable misterio de la beatísima Trinidad, padre, hijo y espíritu Santo,

tres personas, que aunque realmente distintas tienen unos mismos atributos y son un solo Dios verdadero con una misma esencia, y todos los demás misterios y sacramentos que cree y confiesa nuestra Santa Madre la Iglesia Católica, apostólica, Romana, en cuya fe y creencia hemos vivido, vivimos, protestamos vivir y morir como fieles Católicos cristianos; tomando por nuestra interesadora a la siempre virgen e inmaculada serenísima Reina de los Angeles, Maria Santísima Madre de Dios y Madre nuestra, y por medianeros a los Santos Angeles de nuestra guarda, a los de nuestro nombre y devoción y demás de la Corte celestial, para que impetren de nuestro Señor y Redentor Jesu Cristo, que por los infinitos méritos de su preciosísima vida, pasión y muerte nos perdone todas nuestras culpas y lleve nuestras almas a gozar de su beatífica presenciamos y temiendo la muerte que es tan precisa y natural en toda criatura, como incierta su hora, con maduro examen y seria reflexion, la otorgamos en la forma sigue entre = Encomendamos nuestra alma a Dios, nuestro Por, que ha creó de la nada, y mandamos el cuerpo a la tierra, de que fue formado; dejando a cargo de nuestro albacea la disposicion del funeral = Mandamos que se celebren las tres misas del alma, y las treinta de San Gregorio. Mandamos que se paguen las mandas forzosas, ya religiosas, como del estado = Declaramos ser casados segun rito de nuestra Santa Madre Iglesia Católica apostólica, Romana, habra tiempo de reunir y otros años, de cuyo matrimonio no hemos tenido prole: Declaramos por nuestros bienes un Capital situado en el partido de Caminar = Declaramos que lo que nos

deben o debamos consta de nuestros libros, apun-
tes y papeles = Declaramos yo, Fr. Cornelio, que
por fallecimiento de mi padre, quedaron al-
gunos bienes, de los cuales nada fue percibido.
Declaramos no haber aportado al matrimonio
ningunos capitales algunos y que por consiguiente
todos los bienes que poseemos son gananciales.
Es nuestra voluntad instituirnos el uno
al otro por heredero absoluto, único y univer-
sal de todos nuestros bienes y acciones y de
derechos, presentes y futuros, que por cualquier
títulos sabidos o ignorados nos pertenecan
y puedan pertenecer; siempre que el
padre o padres del que fallere primero
hayan fallecido antes; empero si lo sobre-
vive usando de la facultad que la ley da
a los hijos para disponer libremente del
tercio de sus bienes; nos legamos este ter-
cio en tal caso; aunque no es posible por
la avanzada edad de nuestros padres
nos persuadimos que a la fecha habian falle-
cido y mas porque sin embargo de nues-
tras solicitudes, no hemos podido conseguir
de mucho tiempo a esta parte, noticia al-
guna de que vivan. Es nuestra voluntad
que en caso de que vivan alguno o algunos
de los padres del que muera primero se
practiquen extrajudicialmente los inventa-
rios, tasaciones y demas partes del juicio
testamentario con la sola condicion de
presentarlos al tribunal para la aproba-
cion; empero en el caso, puesto que el uno
es heredero único, universal y absoluto del
otro; queremos que entre en la posesion y
disfrute de la herencia sin necesidad de
la formacion del juicio testamentario,
para evitar así todas costas; prohibiendo
en una de las facultades que las leyes
otorgan que justicia alguna se mueva

a obras de oficio, pues deberá limitar su inter-
vencion a la simple apertura y protocolacion
de este testamento = Nos nombramos recpro-
camente albaceas y tutores de bienes = Por
el presente testamento revocamos, anulamos
y caducamos cualesquiera otras disposiciones
testamentarias por escrito, de palabra o en
otra forma de fecha anterior a la del pre-
sente; queremos que el solo tenga valor de
última voluntad, y que si se presentare
algun otro, a menos que contenga esta
clausula, Capital San Jose de Buena Vista
en Canimar, aunque sea de fecha poste-
rior, no merezca fe ni crédito alguno.
Nos lo otorgamos y firmamos en la ciu-
dad de San Carlos de Matanzas en veinte
y dos de Abril de mil ochocientos veinte
y cinco = Cornelius Roberts-Catherine
Roberts =

Translation -

We the name of Almighty God - We Cornelius
Roberts, a native of somewhere in the County of Dow-
ndale, in England, a resident of the township of
Canimar, in the San Jose and Elizabeth Ward
of the same place, and the first of whom is now dead
= and Catherine Calf, a native of London, of the
same residence as above mentioned, lawful
daughters of William and Frances Bianchi of the
same place; being of sound health and mind, be-
lieving and confessing, as we do firmly believe and
confess in the highest and ineffable mystery of the
most Glorious Trinity, Father, Son and Holy Ghost, -
three persons really distinct but having the same
attributes, and being one only true God of the
same essence, and believing all the other mysteries
and Sacraments which are believed and confessed
by our Holy Mother, the Catholic, Apostolic Roman
Church, in whose faith and belief we have lived,

to live and protest to live and die as become faithful Christians and Catholics; taking for our intercessor the ever Virgin and immaculate most glorious Queen of the Angels, the most Holy Mary, Mother of God, and our Lady, and taking as our Mediator, our Holy Guardian Angels, those of our name and devotion and others of the Celestial Court, in view that they may obtain from our Lord and Redeemer Jesus Christ, that through the infinite merits of his most precious life, passion and death he may pardon all our faults and may take our souls to enjoy his blissful presence; and being fearful of death which is certain and natural to every creature, and its hour uncertain, do after mature deliberation and reflection, make and publish our Will in the manner following: — We recommend our souls to God our Lord who created it from nothing, and we commit our bodies to the Earth out of which it was formed, leaving to the care of our Executor the disposition of the funeral rites. — We direct that the three Masses for the soul be said, and also the thirty Masses of Saint Gregory. — We direct that the obligatory donations whether Religious, or appertaining to the State should be paid. — We declare that we were married according to the rites of our holy Mother, the Catholic, Apostolic Roman Church, about twenty-two years ago; that we have had no issue of said marriage. — We declare as our property a coffee plantation situated in the township of Canimmar. — We declare that what is due to us, or what we owe will appear from our books, minutes and papers. — I the said Cornelius declare that my father left some property at the time of his death, of which property nothing has been received. — We declare that we owned no Capital at the time of our marriage, and that consequently we have acquired since said marriage all the property which we now possess. — It is our Will to appoint each other absolute, sole and universal heir of all our property, actions and rights, present and future, — which by reason of any title known or unknown belong,

or may belong unto us hereafter belong to us; provided that the father, or the father or Mother of either of us who should die first, should have died previously; but if such father, or Mother be living, then in pursuance of the power which the law gives to children of disposing freely of the entire part of their property, — we bequeath and decide such third part to such parent, in the event above mentioned, although it is hardly possible that such father or Mother should be living as the advanced age of our parents leads us to suppose that they are now dead, and because notwithstanding our anxious enquiries we have not been able for a long time to obtain any information that they are living. — It is our Will that in case any one, or both of the parents of either of us who should die first should be living, the inventories, taxations and other parts of the legal testamentary proceedings should be made extrajudicially with the sole proviso that they should be submitted to the tribunal for its approval. — But in the contrary event as the one of us is the sole universal and absolute heir of the other, it is our Will that such heir should take possession of and enjoy the inheritance without the necessity of instituting legal testamentary proceedings. Which direction is for the purpose of saving controversy and of the power which the law grant us; we forbid every Judge from interfering officially in the matter, in as much as such Judge is to limit his intervention in the matter to the mere opening after registering of this Will. — We mutually nominate each other Executor and Administrator, of our property. — By this present Will we revoke, annul and make void every other testamentary disposition, written, nuncupative, or in any other form, of a date prior to the present Will; — and it is our Will that this alone should have force as our last Will; and that if any other should appear even though it should be of a subsequent date, unless it contain the clause following, viz. Casetal de Jose de Becerra Vista en Canimmar, the same shall be entitled to no credit whatever. — Thus executed and signed in the City of San Carlos, de Matanzas, on the

24
twenty second day of April, one thousand, eight
hundred and twenty five.

Cornelius Roberts
Catherine Roberts

State of New York }
In Chancery. }

I certify that I have compared
the preceding copy Order, Will of Cornelius Roberts
and Catherine Roberts in the Spanish language and
English translation thereof with the original exempli-
fication and Record in my office, and that the same
are correct transcripts therefore and of the whole of
such Exemplification.



In Witness whereof I have hereunto subscribed
my name and affixed the seal of the
Court of Chancery of our said State at Albany
the first day of September, one thousand, eight
hundred and forty.

John M. Davison
Register

State of New York }
Returnable County }

I certify that I have compared
the preceding Record of the copy Order, Will and the
Codicil of Cornelius Roberts & Catherine Roberts
in the Spanish language and English translation
thereof, with the Exemplification and Certificate copy
thereof, under the seal of the Court of Chancery, on file
in my Court; and that the same are a correct &
true therefrom. — Also a correct Record of said
Certificate of the Register of the Court of Chancery
attached to the said Exemplifications.

In Witness whereof, I have hereunto
subscribed my name and affixed my
seal of office, the twelfth day of October
one thousand, eight hundred and forty.

Edw. Croshaw. Surrogate

52
At a Court of Chancery, held for the
State of New York at the City of Alba-
ny, on the sixth day of October one thou-
sand eight hundred and forty.

Present

Reuben H. Walworth, Chancellor.

In the matter of the probate of the will &
Codicil of Catherine Roberts late of
Havana in the Island of Cuba, deceased, an applica-
tion having been made to this Court upon the petition of
John Calf for Letters Rogatory or a commission to prove
the last will and testament of Mrs. Catherine Roberts
directed to any Judge or Tribunal having jurisdiction of
Civil causes at Havana in the Island of Cuba, and such
Letters Rogatory or Commission having been duly issued and
returned; and on reading & filing affidavits & notice of
motion on the part of the aforesaid John Calf, and after
hearing Mr. Taber of Counsel for John B. Piercey in support
of said motion, Mr. Woodruff in behalf of Franklin
S. Winney who was the Solicitor of the Administrator
in his lifetime appearing to oppose, but as he did not
propose to appear for any one who now had any inter-
est in opposing the probate of said will & Codicil, the
motion was made & the proofs submitted on the ex-
parte argument of the Counsel of Calf; it is ordi-
ned, that the instrument propounded as the Will of the
said Catherine Roberts executed by her at Havana
on the twenty fifth day of April one thousand eight hun-
dred and thirty eight and the Codicil thereto annexed
executed on the fifteenth June of the same year, be &
the same are established as a will of personal estate of
the said Catherine Roberts and it further appearing that
the original will & Codicil is in the possession or cus-
tody of a Court or Tribunal of Justice at Havana,
from whence by the laws of that Country & the prac-
tice of the Court where it is deposited it cannot
be removed and that the authenticated copy of said
original will and Codicil of said Catherine Roberts
annexed to said Commission is a true and exact copy thereof