

I James Johnson, of the town of Northfield, in the County of Richmond & State of New York, being of sound mind and memory, do make this my last will and testament.

I give and bequeath to my wife Ann Johnson all my property both personal or real, that I may die possessed of, whether furniture, railway stock, or whatever else it may be - except however the portrait of my mother, which portrait I bequeath to that brother that were, my only wife Ann the greatest amount of money for it, which money so arising from the disposal of said portrait I bequeath to my wife aforesaid. I do hereby appoint James Sharp & Paul Musenauer joint Executors.

In witness whereof I have hereunto subscribed my name and set my seal this first day of October, one thousand eight hundred and forty three.

Signed, sealed, published & declared by the said testator as his last will & testament, in the presence of us who at his request & in his presence saw the presence of each other, have subscribed our names hereto the day and year aforesaid.

Cornelius Coyle of Northfield
John W. Barnes of Northfield
John G. Cleete of Castleton.

State of New York
Richmond County. To Be it Remembered
that at a Surrogate's Court, held at the Surrogate's office of the County of

of Richmond, in the town of Southfield, in and for said County, on the twentieth day of October, one thousand eight hundred and forty three. Before Lewis R. Marsh Surrogate. In the matter of proving, ^{or reading} the last will and testament of James Johnson deceased, propounder of said will, that a citation issue to the widow, heirs and next of kin of said Deceased, in pursuance of said petition. Returnable on the thirty first day of October this next, at three o'clock in the afternoon.

Lewis R. Marsh Surrogate

Be it remembered, that at a Surrogate's court held at the office of the Surrogate of the County of Richmond, in the town of Southfield, in and for said County, on the thirty first day of October, in the year, one thousand eight hundred & forty three, Before Lewis R. Marsh Surrogate

In the matter of proving, ^{or reading} the last will & testament of James Johnson deceased, and James Sharp,

the propounders of said will & the Executors thereto named, appeared. The service of the said citation on the widow heirs and next of kin, was duly proved. On filing said citation and papers, leave was given to the said propounders to prove said will. Lewis R. Marsh Surrogate

In the matter of proving, ^{or reading} the last will & testament of James Johnson deceased, Cornelius Coyle, two of the subscribing witnesses to said will, being duly sworn and examined before Lewis R. Marsh Surrogate of said County, deposed and say deposed for himself, deposeth and saith, that he was well acquainted with James Johnson deceased, and was present as a witness of said deceased signing

sign and execute the instrument now produced and shew to him, purporting to be the last will and testament of the said James Johnson and bearing date the first day of October, one thousand eight hundred and forty three; that such subscription of the said testator was made in his presence; that the testator, at the same time declared the instrument so subscribed by him to be his last will & testament, whereupon these deponents each subscribed his name as a witness, at the end thereof, in the presence and at the request of the said testator and that the said testator, at the time of signing and executing said will, was of full age, of sound mind & memory and not under any restraint; & was, in all respects, competent to dispose and bequeath real and personal estate; and each of them subscribing witnesses for himself further saith that he saw the other subscribing witnesses to said will sign their names thereto as witnesses in the presence and at the request of the said testator. Cornelius Coyle, John W. Barnes.

Sown the thirty first day of October in the year, one thousand eight hundred and forty three.

Before me Lewis R. Marsh
Surrogate

Witnessed faithfully: Be it remembered, that at a Surrogate's court, held at the office of the Surrogate of the County of Richland or in the town of Southfield, in and for the County of Richland, on the thirty first day of October, one thousand eight hundred and forty three before Lewis R. Marsh Surrogate, the following proofs and examinations were taken before me the said Surrogate: that the depositions of the said Cornelius Coyle and John W. Barnes were by them respectively subscribed after

after having been carefully read to them: - And I the said Surrogate being satisfied from the proofs and examinations so taken, that the will of the said James Johnson was duly executed and published, agreeably to law; that the testator, at the time of executing and publishing said will, was fully competent in all respects to devise and bequeath real and personal estate & not under any restraint, do therefore allow said will proofs and examinations to be recorded; which said will, proofs and examinations are herein before contained: - and do order that said will be admitted to probate; and that letters testamentary thereon be granted to Paul Muncie junr and James Sharp, the executors therein named on their taking and subscribing the oath of office prescribed by law.

Witness Lewis R. Marsh, the Surrogate aforesaid, the day and year first aforesaid.

Lewis R. Marsh Surrogate

Richmond County, Pa: Be it also remembered, that on the said thirty first day of October, in the year one thousand eight hundred and forty three, personally appeared before me Paul Muncie junr and James Sharp, the executors named in the will of James Johnson dec^d, and were duly sworn to the due execution of said will, by taking the oath required by law, whereupon probate of said will and letters testamentary thereon were duly issued to the said executors; and said letters recorded in the book kept for that purpose, in the office of the said Surrogate. Witness Lewis R. Marsh, the Surrogate aforesaid, the day and year first aforesaid.

Lewis R. Marsh

Surrogate.

In the name of God Omnipotent I Thomas Stor, of the town of Westfield, Richmond County & State of New York, being weak in body, but of sound mind and memory, Blessed by Almighty God for the same! do make & publish this my last will and testament, in manner & form following (viz) I first recommend my soul into the hands of Almighty God, who gave it, & my body to the earth, to be buried in a decent Christianlike manner by my Executors hereinafter named mentioned: And as touching such worldly estate as I am possessed of, I dispose of the same as the following manner. I give and bequeath unto my wife Ann full possession of all my real and personal estate as long as she remains my widow after all my just debts and funeral charges are paid, which said debts are to be paid out of my personal property: and if that is not sufficient, I order that wood and timber may be cut from off my farm and sold to supply any deficiency that may be in discharging the same.

I will and bequeath unto my daughter Joann, the house and lot of land I now live on, which I purchased from Aaron Simonson, to her, her heirs and assigns forever, after the decease of my said wife Ann, by paying unto my daughter Mary, the sum of fifty dollars. I give and bequeath unto my son Thomas all that certain lot of land lying on the Northwest side of the public road leading to Rossville, being a part of the land left to me by my father, after the decease of my wife by paying unto my daughter Mary the sum of fifty dollars, to him his heirs and assigns forever. I give and bequeath unto my daughter Mary that certain lot of land lying on the Southeast side of said road

road, which was bequeathed unto me by my father, after the decease of my said wife, by her paying fifty dollars to help to discharge my debts, to her, her heirs and assigns forever. I give and bequeath unto my daughter Joann and my son Thomas that lot of salt meadow lying on Sunken Marsh, which I got from my father's estate, after the decease of my wife, share and share alike, to them their heirs and assigns forever. I will and bequeath unto my daughter Mary that certain lot of salt meadow, lying on Little Fishkill creek, which I purchased from my father's estate, after the decease of my said wife, to her, her heirs and assigns forever. And lastly I constitute and appoint my said wife Ann and my daughter Joann, Executrix 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 hand and seal this tenth day of November A.D. one thousand eight hundred and forty three

Published, pronounced & Thomas Stor L.S.
& declared by the said Thos
Stor to be his last will
& testament, in the
presence of

William Shea of the town of Westfield
Peter Edwards, of the town Westfield
Mary Ann Edwards, of the town of Westfield

State of New York, *pp:* Be it remembered, that at a Surrogate's court, held at the office of the Surrogate of the County of Richmond, in the town of Southfield, in and for said County on the twenty third day of November, in the year

year one thousand eight hundred and forty
three. Before Lewis R. Marsh
In the matter of proving }
the last will and testament } On reading & filing the petition
of Thomas Stover dec'd. of Ann Stover, propounder
of the will of said deceased, an order was made
and entered that a citation issue to the heirs
and next of kin of the said deceased, in pur-
suance of said petition returnable the first
day of December next, at two o'clock in the
afternoon. It appearing in and by said peti-
tion, that Joann Mary and Thomas Stover,
heirs and next of kin of the said deceased,
are heirs at law and next of kin of the said
deceased, infants under the age of twenty one
years, and have no general guardian. It was
ordained that Esther Androchett, of the town of
Westfield in said County, be appointed guar-
dian of the said minors; to appear & take
care of the interests of the said minors, in
the proceedings to be had on the said peti-
tion.

Lewis R. Marsh
Sugogate

State of New York,
Richmond County, Is: Be it also remembered
that at a Sugogate court held at the
office of the Sugogate of the County of Rich-
mond, in the town of Westfield, in and for
the said County, on the first day of Decem-
ber, in the year one thousand eight hundred
forty three, before Lewis R. Marsh
In the matter of proving }
the last will and testa- }
ment of Thomas Stover dec'd. On reading & filing
Ann Stover the propounder of said will
& the Executrix thereto named, appeared.
The service of the said citation on the
heirs and next of kin of the said deceased was

duly proved. On filing said citation and
papers leave was given to the said Pro-
pounder to prove said will.

Lewis R. Marsh Sugogate

State of New York,
Richmond County, Is: In the matter of proving
the last will and testament of Thomas-
Stover dec'd William Shea and Peter Edwards
two of the subscribing witnesses of said
will, being duly sworn and examined be-
fore Lewis R. Marsh, Sugogate of said County,
depose and say: And each for himself depo-
sith and saith, that he was well acquainted
with Thomas Stover dec'd and was present as a
witness and did see him sign and execute
the instrument now produced and shewn
to him, purporting to be the last will and
testament of Thomas Stover dec'd, bearing date
the tenth day of November, in the year one
thousand eight hundred and forty three: -
that such subscription of the said testator
was made in his presence; that the said
testator, at the same time declared the in-
strument so subscribed by him to be his
last will and testament; whereupon these
deponents, each subscribed his name as a
witness, at the end thereof, in the presence
and at the request of the said testator:
and that the said testator, at the time of
signing and executing said will, was of
full age; of sound mind and memory, and
not under any restraint: And was in all
respects fully competent to devise and be-
queath real and personal estate; and each
of these subscribing witnesses, for himself
self, further saith, that he saw the other
subscribing witnesses to said will sign
their names thereto as witnesses, in the
presence and at the request of the said
testator.

(208)
testator. William Shea. Peter Edwards.
Sworn the first day of October, in the year
one thousand eight hundred and forty three
Before me. Lewis R. Marsh
Surrogate

Richmond County Esq: Be it remembered,
that at a Surrogate court held at the
office of the Surrogate of the County of Rich-
mond, in the town of Southfield, in said
said County, on the first day of December
in the year, one thousand eight hundred
and forty three, before Lewis R. Marsh Sur-
rogate, the foregoing proofs and examin-
ations were taken before me the said Surro-
gate; that the depositions of the said
William Shea and Peter Edwards were by them
respectively subscribed, after being carefully
read to them. - And I the said Surrogate be-
satisfied, from the proofs and examination
so taken, that the will of the said Thomas
Storer was duly executed and published
as required by law. That the testator, at
the time of executing and publishing
said will, was fully competent in all re-
spects, to begin at the said personal estate
and not under any restraint, do therefore
allow said wife, proofs and examinations
to be made; which said wife proofs and
examinations are herein before contained
and do order that said will be admitted to
probate; and that letters testamentary
thereon be granted to Samuel Storer, the
Executor herein named, on his taking and
subscribing the oath of office prescribed by
law. Witness Lewis R. Marsh the Surrogate
aforesaid, on the day and year first aforesaid

Lewis R. Marsh
Surrogate

(209)
Richmond County Esq: Be it also remembered,
that on the said first day of December, in
the year of our Lord, one thousand eight
hundred and forty three, personally appeared
before me Anna Storer, the Executrix named
in the last will and testament of Tho-
mas Storer decd. and was duly sworn to
the due execution of said will, by taking the
oath required by law; whereupon probate of
said will and letters testamentary theron
were duly issued to the said Executrix, letters
testamentary recorded in the book kept for
that purpose in the office of the said Surro-
gate. Witness Lewis R. Marsh the Surro-
gate aforesaid the day and year first aforesaid
Lewis R. Marsh
Surrogate.

I John H. Jones, being duly impressed
with the uncertainty of this life; and being
of sound mind and memory, do make
this my last will and testament, in man-
ner and form following. I hereby give and
bequeath to my daughter Susan Barrett
all the real or personal estate which I may
own, at the time of my decease, whether it con-
sist of lands, money or stock; and I do hereby
appoint George Barrett as the Executor
to this my last will and testament, and
also as guardian to my minor daughter
Susan Barrett aforesaid, during the time
of her minority. And if my said Executor
at any time during the minority of my
said daughter, shall conceive that my said
daughter's interests, shall be furthered or pro-
moted by the sale of any of my said estates, I
do hereby empower and authorize him, my
said Executor, to sell or otherwise dispose of
any

any part or all of my said real or personal estate.

And if my said daughter Susan Barnett shall die before me, or at any time during her said minority, then it is my will that my said estate, both real and personal or whatever may be left of it, at the time of my said daughter's decease, if she die during her minority, and after me as aforesaid, be equally divided between the sisters of my deceased wife, to wit Adeline Barnett, Isabella Barnett and Frances Ann Barnett. And if my said daughter, after her minority shall die and die intestate; then it is my will, that my said estate shall be divided as aforesaid, between my said deceased wife's sisters above mentioned, or their heirs. Signed, sealed published and declared by the said testator as his last will and testament, in the presence of us whose names are hereunto subscribed as witnesses, and in the presence and at the request of which testator we have hereunto subscribed our names as witnesses, this ninth day of September, one thousand eight hundred and forty three.

*John H Jones L.S.
Nathan Boott of Castleton
Joshua Munro Jr of Northfield
John J. Gilt of Castleton.*

State of New York

Richmond County } st: Be it Remembered, that at a Surrogates court, held at the office of the Surrogate of the County of Richmond, in the town of Southfield, in and for said County, on the twenty ninth day of December in the year one thousand eight hundred and forty three, Before Lewis R. Marsh

Surrogate

In the matter of proving the last will & testament, on reading and perusing the petition of George Barnett, propounding the will of said deceased, an order was made and entered, that a citation issue to the heirs & next of kin of said deceased, in pursuance of the said petition, returnable on the eighth day of January next, at ten o'clock in the forenoon. It appearing that in and by said petition, that Susan Barnett Jones, heir at law and next of kin of the said deceased, is an infant under the age of twenty one years, & hath no general guardian. It was ordered that Joshua Munro Jr of the town of Northfield in said County, be appointed guardian of the said minor, to appear and take care of the interest of the said minor, in the proceedings to be had on the said petition.

Lewis R. Marsh
Surrogate,

State of New York
Richmond County } st: It also remembered, -
that at a Surrogates court, held at the office of the Surrogate of the County of Richmond, in the town of Southfield, in and for said County, on the eighth day of January in the year one thousand eight hundred and forty four, Before Lewis R. Marsh

In the matter of proving the Surrogate

the last will & testament of John H Jones dec'd } George Barnett, the proponent of said will and the executor there in named appeared & made due proof of the service of the citation on the guardian of the heir and next of kin of the said deceased on filing said citation and papers, leave was given to the said proponent to prove said will.

Lewis R. Marsh
Surrogate

(312)

State of New York
Richmond County } ss: In the matter of proving the
last will and testament of John H. Jones deceased,
Nathan Barnett and Joshua Meissner joint
witnesses of the subscribing witnesses to said will,
being duly sworn and examined before Lewis R. Marsh
Surrogate of the County of Richmond,
depose and say, and each of them for himself
self affirms and saith, that he was well re-
garded with John H. Jones deceased, was pres-
ent as a witness and did see him sign and
execute the instrument now produced & shown
to him, purporting to be the last will and
testament of John H. Jones deceased, bearing date
the ninth day of September, in the one thou-
sand eight hundred and forty three; that
such subscription of the testator was made
in his presence; that the said testator, at
the same time, dictated the instrument so
subscribed by him, to be his last will and
testament; whereupon then deponents, each
subscribed his name to said will, at the end
thereof, in the presence of the testator & at his
request; and that the said testator, at the
time of executing and publishing said will,
was of full age, of sound mind & memory &
not under any restraint, and was in
all respects, fully competent to devise and
bequeath real and personal estate, and each
of these subscribing witnesses for himself
further saith, that he saw the other sub-
scribing witnesses ^{to said will} sign their names thereto, in the
presence and at the request of the said testa-
tor, Nathan Barnett & Joshua Meissner
Sworn the Eighth day of January
one thousand eight hundred
and forty four, before me.

Lewis R. Marsh
Surrogate.

(313)

Richmond County ss: Be it remembered, that
at a Surrogate's court, held at the office of
the Surrogate of the County of Richmond, in the
town of Southfield in and for the County of
Richmond, on the eighth day of January, in the
year, one thousand eight hundred and
forty four, before Lewis R. Marsh Surrogate, the
foregoing proofs and examinations were taken
before me the said Surrogate; that the depo-
sitions of Nathan Barnett and Joshua Meis-
sner joint, were by them respectively sub-
scribed, after being carefully read to them:
and I the said Surrogate, being satisfied from
the proofs and examinations so taken, that
the will of the said John H. Jones was duly
executed and published, as required by law;
that the testator, at the time of executing &
publishing said will, was fully competent in
all respects, to devise and bequeath real
and personal estate, & not under any restraint
so therefore allow said will proofs and examin-
ations to be recorded; which said will, proofs
and examinations are herein before contained;
and do order that said will be admitted
to probate; and that letters testamentary there-
on be granted to George Barnett, the Executor
named; on his taking and subscri-
bing the oath of office prescribed by law.
Witness Lewis R. Marsh, the Surrogate aforesaid.
The day of year first aforesaid.
Lewis R. Marsh
Surrogate.

Richmond County ss: Be it remembered, that on
the eighth day of January, in the year one
thousand eight hundred and forty four, per-
sonally appeared before me George Barnett,
the Executor named in the last will and
testament of John H. Jones deceased, and was

duly sworn to the due execution of said will, by taking the oath required by law whereinow probate of said will and letters testamentary theron were duly issued to the said Executor; said letters recorded in the book kept for that purpose in the office of the said Surrogate.

Witness Lewis P. Marsh the Surrogate aforesaid, the day and year first aforesaid,

Lewis P. Marsh
Surrogate.

In the name of God Amen.
I Nathaniel Britton, of the town of Southfield in the County of Richmond and State of New York, Farmer, tho' enjoying the perfect use and exercise of my mental faculties, as a sound mind, very aged and understanding, yet being apprehensive from my increased state of body and alarming symptoms of the disorder with which I am affected, that my dissolution is fast approaching, and being moreover deeply impressed with the necessity and importance of the junction to set our house in order before we die, do, in the most solemn manner and in strict conformity with my present desire, direct and order the Subsequent clauses to be considered, regarded and observed at my last will and testament. Privately to the despatch of my worldly it behoves me to invoke the divine benediction, and to surrender into the hands of Almighty God my immortal spirit, whenever, in the course of his all wise and timing providence, he shall be pleased to summon it hence, beseeching his gracious acceptance thereof, only for the Righteousness sake of the blessed Redeemer. My body I request may be committed to the earth.

rather in a decent and Christian like manner as my Executors may be pleased to direct. Imprimis. It is my will and I do hereby now and desirous, that my Executors, or the survivor or survivor of them, shall immediately after my decease, proceed to call on and collect all the monies that shall then be found due to me from every person and persons whom soever, on law, note or book debts or otherwise howsoever; and without delay to settle and pay off all my funeral and other charges and all other just claims and demands in, upon or against my estate.

Whereas I have given to my daughter Deborah, wife of Joshua Merriam, at different times, to the amount of five hundred dollars; and now I do also give, and bequeath unto my daughter Deborah, thirty shares of the stock of the merchants Exchange Bank, which I now hold in my possession, to her and to her heirs: which said thirty shares of the merchants Exchange bank stock, I do hereby order my Executors to deliver to my said daughter Deborah immediately after my decease, entombment. And I do also give and bequeath unto my said daughter Deborah, the further sum of twelve hundred dollars, after the decease of my said wife, to be paid her as soon as my said Executors conveniently can after the decease of my said wife. Item it is my will and I do hereby order, that my beloved wife, Margaret, shall have two rooms in now occupying. Also all my furniture and a privilege to a part of the cellar and part of the kitchen during her natural life. I also give and bequeath unto my said wife one colo, one horse and one riding chair, and one half of my fowls, and my said son Jasper to pasture and winter said horse and colo, and also to furnish my said wife with

with sufficient bread, meat, vegetables and p[er]
of all kinds growing on my farms in this
so[ur]ce, for her use, during her natural life.
I also give and bequeath unto my said wife
the sum of five hundred dollars, to her and
to her heirs. I also give and bequeath unto
my said wife the interest of fifteen hundred
dollars during her natural life, to be paid
her yearly & ad every year during said time
all of which bequests to my said wife in
part is in view of her right of dower - in
upon or against my estate. Item I give,
leave and bequeath unto my grand daughter
Elizabeth Britton, daughter of my son Cornelius
Britton, five shares of Stock in the Richmond
County Hall Company, which is all of that
description of Stock which I have in my
possession. Item, I give and bequeath unto
my grand daughter Elizabeth, daughter of my
son Cornelius, fifty dollars, and a cow after
the decease of my said wife. Item I give
and bequeath unto my son Cornelius Britton
the sum of two hundred dollars to be paid
to him after the decease of my said wife.
Item, I give, leave and bequeath unto my
son Jasper Hamilton Britton, all of farm on
which I now reside, situated lying and being in
the town of Southfield aforesaid, containing eighty
acres (be the same more or less) Also two lots
of salt meadow one of which lots lying in the
said town meadow in the town of Southfield aforesaid
and the other lot lying on Garrison's
creek in the town of Northfield in the County of
Richmond aforesaid, Also a lot of upland
laid opposite to said farm in the town of East
town containing three acres more or less) and
a half (be the same more or less) Also the rest
due or remainder of my stock of horses
cattle hogs fowls & all my farming utensils

to him the said Jasper Hamilton Britton
and to his heirs and assigns forever. Provided
nevertheless, that my said son Jasper Ha-
milton Britton shall pay unto his sister Be-
thiah wife of Asaph Meissner, after the deceas-
e of my said wife, the sum of twelve hundred
acres. Lastly I nominate to constitute &
appoint my two sons, namely Cornelius and
Abraham and my friend Richard Conner, Ex-
ecutors of this my last will and testament,
humbly reciting all former wills by me made.
In testimony whereof I have hereunto set
my hand seal this twenty fourth day of Oc-
tober, in the year of our Lord, one thousand
eight hundred and thirty six.

Signed sealed, published Nathaniel Britton Esq.
and declared by the above named Nathaniel Brit-
ton, as and for his last will and testament, in
the presence of us who have hereunto subsci-
bed our names, in the presence of the testator
and in the presence of each other.

Abraham Blake, of the town of Castleton Farmer,
Joshua W. Bird, of the town of Southfield,
Richard Conner, of the town of Castleton Farmer

Richmond County Esq: Do it Remembered, that
at a Surrogate Court, held at the office of the
Surrogate of the County of Richmond, in the town
of Southfield, in and for the said County, on the
twentieth day of February, in the year one
thousand eight hundred and forty four,

Before Lewis K. Marsh, Surrogate,
in the matter of proving
the last will and testa- on reading & filing the
ment of Nathaniel Britton, petition of Cornelius Brit-
ton aforesaid. To Abraham Britton
and Richard Conner propounding the will of
said deceased, an order was made entered
not-

that a citation issue to the heirs and next of kin of said Deceased, in pursuance of said petition, returnable on the fourth day of March ensuing at ten o'clock in the forenoon. It appearing in said petition, that Deborah Ann MacLean, Nathan Button, John Button, Catharine Matilda Button, Cornelius Button, Elizabeth Button and Isabella Button, heirs at law and next of kin of the said Nathaniel Button, are infants under the age of twenty one years and have no general guardian. It was ordered that Joshua MacLean of the town of Southfield in said County be appointed guardian for the said Deborah Ann MacLean; and that Mary Button, of town of Castleton in said County be appointed guardian for all the other infants above named, to appear and take care of the interests of the said minors, in the proceeding to be had in the said petition.

Lewis R. Marsh
Administrator

State of New York

Richmond County } vs. Do it also Remembered, that at a Surrogates Court, held at the office of the Surrogate of the County of Richmond, in the town of Southfield, on and for the County aforesaid on the fourth day of March, in the year one thousand eight hundred and forty four,

Before Lewis R. Marsh

In the matter of proving } Surrogate.
the last will and testament }

of Nathaniel Button, & Cornelius Button & Richard former, two of the proposers of said will and of the executors therein named appeared and made due proof of the service of the citation issued in this matter on the heirs and next of kin & on the guardians of the minors, who are also heirs & next of kin of the said deceased. On filing said citation and papers, leave was given to said

proposers to prove said will.

Lewis R. Marsh, Surrogate

State of New York

Richmond County } vs. In the matter of proving the last will and testament of Nathaniel Button and Abraham Blake, one of the subscribing witnesses to said will, being duly sworn and examined before Lewis R. Marsh, Surrogate of the said County of Richmond, doth depose and say, that he was well acquainted with the said Nathaniel Button and that he was present as a witness and did see him sign and execute the instrument now produced and shown to him, purporting to be the last will and testament of Nathaniel Button and bearing date the twenty fourth day of October, in the year one thousand eight hundred and thirty six: that such subscription of the said testator was made in his presence; that the said testator, at the same time declared the instrument so subscribed by him to be his last will and testament: whereupon this deponent subscribed his name as a witness to said will, at the end thereof, in the presence of the testator and at his request; and that the said testator, at the time of executing and publishing said will, was of full age of sound mind and memory and not under any restraint; and was full competent, in all respects, to devise and bequeath real and personal estate; and this deponent further saith, that he saw the other subscribing witnesses to said will sign their names thereto as witnesses, in the presence and at the request of the said testator.

Abraham Blake

Sworn the fourth day of March in the year one thousand eight hundred and forty four before me.

Lewis R. Marsh
Surrogate

State of New York

Richmond County, } vs: In the matter of proving the last
will and testament of Nathaniel Britton and
and Joshua Bird, one of the subscribing witnesses
to said will being duly sworn and examined by
Lewis R. Marsh Surrogate of the County of
Richmond, doth depose and say, that he was
well acquainted with Nathaniel Britton and
and that he was present as a witness & did see
him sign and execute the instrument now
produced and shewn to him, purporting to be
the last will and testament of the said deceased
bearing ante the County fourth day of October
in the year one thousand eight hundred and
thirty six: that subscription of the said testator
was made in his presence; that the said
testator, at the same time, dictated the instru-
ment, so subscribed by him, to be his last will
and testament; whereupon this deponent subscribed
his name as a witness to said will, at the end
thereof, in the presence and at the request of
the said testator, and that the said testator at
the time of executing and publishing said will,
was of full age; of sound mind & memory not
under any restraint; and was fully compe-
tent, in all respects, to devise and bequeath
real and personal estate; and this deponent
further saith, that he and the other sub-
scribing witnesses to said will sign their
names thereto, in the presence and at the
request of the said testator, Joshua W.
Bird. Sworn the ninth day of March in
the year one thousand eight hundred and
forty four. Before me

Lewis R. Marsh
Surrogate.

State of New York

Richmond County, } vs: Be it remembered, that at a
Surrogate's court, held at the office of the Surro-
gate of the County of Richmond, in the town
of Southfield, in and for said County, on the
ninth day of March A.D. 1844, before Lewis R.
Marsh Surrogate. The foregoing proofs and ex-
aminations were taken before me the said Surro-
gate, that the depositions of Abraham
Blake and Joshua W. Bird, were by them re-
spectively subscribed, after being carefully read
to them; and the said Surrogate being satis-
fied, from the proofs and examinations so
made and taken, that the said will of the
said Nathaniel Britton was duly executed
and published according to law: that the testa-
tor, at the time of executing and publishing
said will was fully competent, in all re-
spects, to devise and bequeath real and per-
sonal estate, and not under any restraint
so allow said will, proofs and examinations
to be recorded, which said will proofs and ex-
aminations are herin before contained: -
and do order that said will be admitted to
probate, and that letters testamentary thereon
be granted to Cornelius Britton, Abraham Brit-
ton and Richard Conner, the executors therein
named, on their taking and subscribing the
oath of office prescribed by law. Witness here-
is R. Marsh, the Surrogate aforesaid, the
day and year first aforesaid.

Lewis R. Marsh Surrogate.

Richmond County } vs: Be it remembered, that on
the ninth day of March A.D. 1844, personally
appeared before Cornelius Britton and Richard
Conner, two of the Executors named in the
last will and testament of Nathaniel
Britton aforesaid, and were duly sworn to the

In the execution of said will, by taking the oath required by law; whereupon probate of said will and letters testamentary thereto were duly issued to the said Executors Cornelius Britton & Richard Johnson; and said letters recorded in the book kept for that purpose, in the office of the said Surrogate. Lewis R. Marsh
Surrogate

State of New York
Richmond County } J. P. Be it remembered, that at a Surrogate's court, held at the office of the Surrogate of the County of Richmond at the town of Smithfield in and for said county, on the twenty-first day of April A.D. 1842, before Richard Johnson In the matter of proving the last will and testament of Josiah Smith a. d. 1842, citizen of Smithfield, proounding the will of Josiah Smith a. d. an order was made and entered, on an order was made and entered, that a citation issue to the widow, his wife next of kin of the said deceased, in pursuance of the said petition, returnable on the thirtieth day of June next, at ten o'clock in the forenoon.

Lewis R. Marsh, Surrogate.
Richard Johnson, Sheriff.

State of New York
Richmond County } J. P. Be it also remembered, that at a Surrogate's court, held at the office of the Surrogate of said County, in the town of Smithfield in and for said County, on the seventh day of March A.D. 1844, before

Lewis R. Marsh
Surrogate.

In the matter of proving the last will and testament of Josiah Smith a. d. 1842, Israel Oakley the proounder of said will and Executor therein named appeared and made due proof of the service of the

citation issued in this matter, on the widow his wife next of kin of said dec'd. On filing said citation and papers, leave was given to the saids Proounder to prove said will.

Lewis R. Marsh, Surrogate.

State of New York

Richmond County, J. P. Abraham J. Wood and Richard D. Monroe. In the matter of proving the last will and testament of Josiah Smith a. d. 1842, Abraham J. Wood and Richard D. Monroe, two of the subscribing witnesses to the said will, being duly sworn and examined before Lewis R. Marsh, Surrogate of said County, depon and say: And first this deponent Abraham J. Wood, for himself saith, that he was well acquainted with the said Josiah Smith and frequented his house; that the said Josiah requested said deponent several times to procure two other persons to attend with him at his house, to witness the execution of his will; that the said testator deponent accordingly attended at said testator's house for the above stated purpose, in company with the said Richard D. Monroe and Henry Gaforg; that when they came to said testator's house, he the said testator produced an instrument in writing, bearing the same which is now here shewn to these deponents, purporting to be his last will and testament, bearing date the 9th day of July A.D. 1841. That the name Josiah Smith was signed to said will, when first shewn by said testator to these deponents: That he the said testator thereupon declared the said instrument so subscribed to be his last will and testament: - And the said Richard D. Monroe for himself saith, that he attended at said Josiah Smith's house, in company with the said Abraham J. Wood & Henry Gaforg as above stated, for the purpose of witnessing the said Josiah,

(334)

Josiah Smith's will; - that when they came to the said Josiah Smith's house, he the said Smith produced an instrument in writing being the same which is now here shewn to these deponents and purporting to be his last will and testament, bearing date as aforesaid; that the name Josiah Smith was signed to said will when first shown by said Smith to these deponents; that he the said Smith thereupon attested the said said instrument so subscribed by him to be his last will and testament. And these deponents each of them for himself further saith, that he subscribed his name as a witness to said instrument; and that each of them saw the other and also saw Henry L. forge the other subscribing witness sign his name as a witness, in the presence and at the request of the said testator. Abraham J. Wood, Richard D. Manee, Sworn the 7th day of March, A.D. 1844, before me Lewis R. Marsh
Surrogate.

State of New York,

Richmond County, &c. Be it remembered, that at a Surrogate's Court, held at the office of the Sheriff of the County of Richmond, on the ^{in the town of Westfield, State of New York} 7th day of March A.D. 1844, before Lewis R. Marsh Surrogate. In the matter of proving the last will and testament of Josiah Smith &c. The foregoing proofs and examinations were taken before me the said Surrogate; that the depositions of the said Abraham J. Wood and Richard D. Manee were by them respectively read and signed after having been carefully read to them by me & the said Surrogate, being satisfied from the proofs and examinations so taken that the will of the said Josiah Smith was duly executed and published, as required by law.

(335)

law, that the said testator, at the time of executing and publishing said will, was fully competent in all respects to dispose and bequeath real and personal estate, and not under any restraint, do therefore allow said will proofs and examinations to be recorded, which said will proofs and examinations are herein after contained: And so order that said will be admitted to probate, and that letters testamentary thereon be granted to Israel Oakley the Executor therein named, on his taking and subscribing the oath of office prescribed by law, Witness Lewis R. Marsh the 7th day of March, A.D. 1844, the day and year first aforesaid.

Lewis R. Marsh, Surrogate.

State of New York.

Richmond County, &c. Be it remembered, that on the eighth day of March, A.D. 1844, Israel Oakley the Executor named in the last will and testament of Josiah Smith did personally appear before me, and was duly sworn to the due execution of said will, by taking the oath required by law. Whereupon probate of said will and letters testamentary thereon were duly issued to the said Israel Oakley; said letters recorded in the book kept for that purpose, in the office of the said Surrogate.

Lewis R. Marsh
Surrogate.

Record of the last will & testament of
Josiah Smith &c.

To all People to whom this may come.
Know ye, that I Josiah Smith, of the town of Westfield, Richmond County & State of New York, do make and declare this instrument to be my last will and testament revoking all others heretofore made.

In the first place, I give to my nephew John

John Patterson, the sum of one hundred dollars; To my niece Nancy Appelback fifty dollars; To my niece Hannah Raymond, fifty dollars; To Miss Julia Murray, of Newfield in the County of Tompkins, the sum of fifty dollars, and to my nephew Edmund Raymond the sum of fifty dollars. To my niece Fanny Harris, the sum of fifty dollars. The remainder, after paying my debts, I give to my wife Anne. And I do hereby appoint Isaac Oakley Esq. to be my lawful Executor to this my last will and testament; and he is hereby authorized to make sale of all my estate real and personal at Verden, and distribute the same as above mentioned.

In witness whereof I have hereunto set my hand and seal this 9th day of July 1844.
Signed, sealed and
sealed in the presence of Josiah Smith Esq.
Samuel J. Wood, Richard D. Manie Henry Henry

State of New York
Richmond County, } ss. Be it remembred, that at a Surrogate's Court held at the County Office of the Surrogate of the County of Richmond, at the town of Southfield, in and for said County, on the ninth day of April, A.D. 1844, before Lewis R. Marsh

In the matter of proving the
last will and testament of Elizabeth Stover et al.

Elizabeth Stover et al. On reading and filing the petition of Samuel Stone, propounding the will of Elizabeth Stover et al. an order was made and entered, that a citation issue to the heirs and next of kin of the said deceased, in pursuance of the said petition, returnable the twenty ninth day

of April instant at two o'clock in the afternoon of the same day. Lewis R. Marsh
Surrogate

State of New York

Richmond County, } ss. Be it also remembred, that at a Surrogate's court held at the office of the Surrogate of said County at the town of Southfield in and for said County, on the twenty ninth day of April A.D. 1844, before Lewis R. Marsh

In the matter of proving the last will and testament of Elizabeth Stover et al. Samuel Stone, propounder of said will, and the testator therein named, appeared and made due proof of the service of the citation issued in this matter on the heirs and next of kin of said deceased. On filing said citation and papers, Lewis R. Marsh was quashed said propounder to prove said will. Lewis R. Marsh
Surrogate,

State of New York

Richmond County, } ss. In the matter of proving the last will and testament of Elizabeth Stover et al. James Manie, Anna Henry Cole, subscribers witnesses to said will being duly sworn and examined before Lewis R. Marsh, Surrogate of said County, deposed and say, and each for himself with, that he was then acquainted with Elizabeth Stover et al. that he was present as a witness, and did see the said Elizabeth Stover now deceased sign and execute the instrument now produced and shown to him purporting to be the last will and testament of Elizabeth Stover et al. bearing date the nineteenth day of February A.D. 1844; that such subscription of the said testatrix was made in the presence of these deponents; that the said testatrix, at the same time declared the instrument so subscribed by her, to be her last will and testament. Whereupon the deponents each subscribed his name as a witness.

(328)
neps. at the end thereof, at the request and in the presence of the said testator: and that the said testator at the time of executing and publishing said will, was of full age, of sound mind and memory, and not under any restraint, and was, in all respects competent to devise real & personal estate: and each of them, deponents for himself further saith, that he saw the other defendant sign his name as a witness, in the presence of and at the request of the said testator.

James Manee Henry Cole. Sworn the 29th day of April. A.D. 1844 Before me

Susie R. Marsh Notary.

State of New York
Richmond County. S. P. Be it remembered that at a Surrogate's court, held at the office of the Surrogate of the County of Richmond, in the town of Smithfield, in and for said County on the 30th day of April, A.D. 1844, before Susie R. Marsh, Notary, the foregoing proofs and examinations were taken before me the said Surrogate, and the depositions of the said witnesses were by them duly subscribed after having been carefully read to them; and I the said Notary, being satisfied from the proofs and examinations so taken, that the will of the said Elizabeth Storer was duly executed and published as required by law, that the said testator at the time of executing and publishing said will, was fully competent to devise real and personal estate, and not under any restraint to the effect aforesaid will, proofs and examinations to be recorded, which proofs and examinations are herinbefore and said will herein after, contained;

And so order that said will be admitted to probate, and that letters testamentary thereon be granted to Samuel Storer ^{and witness} the Executor named on the taking and submitting the oath of office prescribed by law. Witness

(329)
Susie R. Marsh the Surrogate aforesaid, on the day and year first aforesaid.

Susie R. Marsh Notary.

I the name of God Amen. I Elizabeth Storer, of the town of Westfield, County of Rich mond and State of New York, being sick in body, but of sound mind, memory and understand ing. Blesse d be my mighty God for the same! do make and publish this my last will and testament, in manner and form following: to wit. First, I give and bequeath to my wife Sarah M. Fowle one bedstead and bedding for the same. I then owe and will unto my brother Samuel Storer after paying all my debts, all my remaining property, both real and personal. Lastly I nominate and appoint my brother Samuel Storer, and his son-in-law William Dugay, Executrix of this my last will and testament, jointly holding, managing and dealing with all my estate, and disseminating all for me or other witness by me made, and confirming this to be my last will and testament.

The witness whereof I do set my hand and seal this twentieth day of February, in the year of our Lord one thousand eight hundred and forty four. Elizabeth Storer ^{her} mark
Signed, sealed, published & declared by the testatrix
in the presence of us, to be
her last will & testament

Henry Cole, Town of Westfield, Richmond Co.
James Manee, of the same place.

State of New York
Richmond County. S. P. Be it Remembered, that on the day of A.D. 1844
Samuel Storer ^{the} Executor

ness at the end thereof, at the request and in the presence of the said testator: and that the said testator, at the time of executing and publishing said will, was of full age, of sound mind and memory, and not under any restraint, and was, in all respects competent to devise real estate: and each of them deponents for himself further saith, that he saw the other deponent sign his name as a witness, in the presence of and at the request of the said testator.

James Mance Henry Cole Sworn the 29th day of April A.D. 1844 Before me

Swis K. Marsh Surrogate

State of New York
Richmond County S: P: Be it remembered that at a Surrogates court, held at the office of the Surrogate of the County of Richmond in the town of Southfield, in and for said County, on the 30th day of April A.D. 1844, before Swis K. Marsh, Surrogate, the foregoing proofs and examinations were taken before me the said Surrogate; and the depositions of the said witnesses were by them duly sworn to, after having been carefully read to them; and I the said Surrogate, being satisfied from the proofs and examinations so taken, that the will of the said Elizabeth Storer was duly executed and published as required by law, that the said testator at the time of executing and publishing said will, was fully competent to devise real and personal estate, and not under any restraint so that the said will proofs and examinations to be recorded, which proofs and examinations are herina before and said will herein after contained, and so order that said will be admitted to probate, and that letters testamentary thereon be granted to Samuel Storer, the Executor herein named, on the taking and subscribing the oaths of office prescribed by law. WITNESS

(329)
Swis K. Marsh the Surrogate aforesaid, on the day and year first aforesaid.
Swis K. Marsh Surrogate

In the name of God Amen. I Elizabeth Storer, of the town of Westfield, County of Rich mond and State of New York, being weak in body, but of sound mind, memory and understand, do hereby be my mighty type for the same to make and publish this my last will and testament, in manner and form following, to wit. First, I give and bequeath to my niece Sarah M: French one bedsted and bedding for the same. I then exec and will unto my brother Samuel Storer after paying all my debts all my remaining property, both real and personal. Lastly I nominate and appoint my brother Samuel Storer, and his son-in-law William Dauprey Executor of this my last will and testament, having recd, acknowledged and acknowledged and disavowing and disowning all former or other wills by me made, and confirming this to be my last will testament.

The witness whereof I do set my hand and seal this seven tenth day of February, in the year of our Lord one thousand eight hundred and forty four. Elizabeth Storer X mark
Signed Sealed published & delivered by the Testatrix
in the presence of us, to
her last will & testament

Henry Cole Town of Westfield, Richmond Co
James Mance of the same place.

State of New York
Richmond County S: P: Be it Remembered, that on the day of A.D. 1844
Samuel Storer the Executor

named in the last will and testament of Eliza
beth Stover dec^d, personally appeared before me
and we ^{do} ^{hereby} duly swear to the execution of said
will, by taking the oath required by law;
whereupon probate of said will and letters testa-
mentary thereto were duly granted to th.
said Samuel Stover.

and said letters recorded in the book kept for
that purpose in the office of the said Surrogate
Lewis R. Marsh Surrogat.

State of New York

Rutland County } p. Be it remembered, that at
a Surrogate's court held for the County of
Rutland, at the Surrogate's office, at the
Court House in said County, on the thirtieth
day of April, A.D. 1844. Before

In the matter of proving } Lewis R. Marsh
the last will & testa } Surrogate
ment of Jane Androovett, dec^d. On reading & filing the
petition of Daniel Androovett, proponent of the
will of Jane Androovett dec^d, an order was
made and entered, that a citation issue to the
hers and next of kin of the said deceased, in
pursuance of the said petition, returnable
the twenty second day of April instant at two
in the afternoon of the same day.

Lewis R. Marsh Surrog.

State of New York

Rutland County } p. Be it also remembered,
that at a Surrogate's court held for the County
of Rutland, at the Surrogate's office, at the
Court House in said County, on the twenty sec-
ond day of April A.D. 1844. Before

In the matter of proving } Lewis R. Marsh Surrog.
the last will & testament } Daniel Androovett the
of Jane Androovett dec^d. Proponent

proponent of said will, and one of the Executors
therein named, appeared and made due proof
of service of the citation issued in this matter
on the heirs and next of kin of the said deceased;
on filing said citation and papers, have been
given to said proponent to prove said will.

Lewis R. Marsh

Surrogate.

State of New York

Rutland County } p. In the matter of proving
the last will and testament of Jane Andro-
ovett dec^d. William Shea and Susan Andro-
ovett, subscribing witnesses to said will, being
duly sworn and examined before Lewis R. Marsh
Surrogate of said County, doth and say and
each for himself and herself deposes and
saith, that he & she was present as a witness
and did see the said Jane Androovett now
deceased sign and execute the instrument
now produced and shewn to him & her, pur-
porting to be the last will and testament
of the said Jane Androovett dec^d, bearing
date the twenty first day of February, in
the year one thousand eight hundred and
forty four; that such subscription of said
testatrix was made in the presence of these
deponents, that the said testatrix, at the same
time declared the instrument so subscribed
by her to be her last will and testament,
whereupon these deponents thereupon each sub-
scribed their names as witnesses at the end
thereof, at the request of and in the presence
of the said testatrix; that the said testa-
trix, at the time of executing and publishing
said will, was of full age, of sound mind
and memory; and not under any restraint;
and was, in all respects, competent to divide
real and personal estate; and each of these
deponents, for himself & herself further

(332)

sith, that they each saw the other deponent sign
his and her name as witness, in the presence
of, and at the request of the said testatrix.

William Shea & Susan Androvatt.

From the 22^d day of April A.D. 1844 before
me

Lewis R. Marsh, Surrogate.

State of New York

Richmond County, S: Be it remembered, that at a
Surrogate's Court held for the County of Richmond
at the Surrogate's Office, at the Courthouse in
said County, on the twenty second day of April
A.D. 1844, before Lewis R. Marsh, Surrogate the
foregoing proofs and examinations were taken
before me the said Surrogate and the de-
positions of the said witnesses were by them
duly subscribed, after having ^{been} carefully read
to them: - And I the said Surrogate, being sa-
tisfied from the proofs and examinations
so taken, that the will of the said Jane And-
rovatt was duly executed and published
according to law. That the said testatrix, at
the time of executing said publishing said
will, was fully competent to do so and said
personal estate; and not under any restraint,
do therefore allow said proofs and examina-
tions to be rejected: which said proofs and
examinations are herein below; and the
said will hereinafter recorded. - And I do
order said will to be admitted to probate;
and that letters testamentary thereon be
granted to Daniel Androvatt the Executor
therin named, on his taking and sub-
scribing the oath of office prescribed by
law. Witness Lewis R. Marsh the Surrogate
affixed, on the day and year first aforesaid

Lewis R. Marsh
Surrogate.

(333)

In the Name of God I now, I Jane And-
rovatt, of the town of Westfield, Richmond
County and State of New York, being weak
in body but of sound mind and memory,
Blessed be Almighty God for the same;
and 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 (to wit)
First I recommend my soul unto the hands
of Almighty God who gave it, and my body
to the earth to be buried in a decent Chris-
tian like manner by my Executor herein
after mentioned; and as touching such
worldly estate as I may be possessed of
at the time of my death, I dispose of
the same in the following manner. I just
now all my just debts and funeral char-
ges to be paid as soon as convenient
for my Executor after my decease. I then
give and bequeath unto my daughter
Elizabeth Brummond wife of Daniel
Androvatt, all my personal estate, of
what nature or kind whatsoever, for her
own use and benefit, and lastly I con-
stitute and appoint my son in law Daniel
Androvatt sole Executor of this my last
will and testament.

In witness whereof I have hereunto
set my hand and seal this twenty first
day of February A.D. one thousand eight
hundred and forty four.
Signed sealed & dated
and in the presence
of us,

William Shea of the town of Westfield
Susan Androvatt, of the town of Westfield.

Jane X Androvatt
marks

State of New York

Richmond County p. Be it remembered, that on the 22^d day of April A.D. 1844, Daniel Androovatt the Executor named in the last will and testament of Jane Androovatt deceased, personally appeared before me and was duly sworn to the execution of said will by taking the oath prescribed by law.

Whereupon probate of said will and letters testamentary theron were duly granted to the said Daniel Androovatt, and said letters duly recorded in the book kept for that purpose in the office of the said Surrogate.

Lewis R. Marsh Surrogate

State of New York

Richmond County p. Be it remembered, that at a Surrogate's court held for the County of Richmond, at the Surrogate's office, at the Court house in said County, on the twenty fourth day of April A.D. 1844. Before

In the matter of proving} Lewis R. Marsh Surrogate
the last will & testament

of John W. Totten dec'd. On reading & filing the petition of Eleanor G. Totten and propounding the will of the said John W. Totten dec'd. by which it appears that the said Eleanor G. Totten is the next of kin and heir at law of the said deceased, no order was made & entered that the said propounder of said will have leave to prove the same. Lewis R. Marsh

Surrogate

State of New York

Richmond County p. In the matter of proving the last will and testament of John W. Totten dec'd. Franklin Skinner and Randolph W. Townsend the subscribing witnesses to said will

will, being duly sworn and examined before Lewis R. Marsh Surrogate of said County do pose and say, and each of them for himself deposes & doth say, that he was well acquainted with the said John W. Totten dec'd. That he was present as a witness and did see him sign and execute the instrument now produced and shown to him purporting to be the last will and testament of the said John W. Totten dec'd bearing date the twentieth day of February A.D. 1844. That such subscription of the testator was made in his presence. That the said testator declared the instrument so subscribed by him to be his last will and testament whereupon these deponents each subscribed his name to said will at the end thereof, in the presence of the said testator and at his request, and that the said testator, at the time of executing & publishing said will, was of full age, of sound mind and memory and not under any restraint, and was in all respects fully competent to dispose real and personal estate, and each of them subscribing witnesses for himself further saith, that he saw the other subscribing witness to said will sign his name thereto in the presence and at the request of the said testator. Franklin S. Skinner, Randolph W. Townsend. Sworn the twenty fourth day of April, In the year one thousand eight hundred and forty four, & before me Lewis R. Marsh

Surrogate

Richmond County p. Be it remembered, that at a Surrogate's court held for the County of Richmond, at the Surrogate's office, at the Court house

house in said County, on the 24th day of April
one thousand eight hundred and forty four,
before Lewis R. Marsh Surrogate of said County
the foregoing proofs and examinations were
taken before me the said Surrogate. That the
depositions of the said Franklin J. Kinney
and Randolph W. Townsend whereby them
respectively subscribed, after having been care-
fully read to them. - And I the said Surro-
gate, being satisfied from the proofs and
examinations so taken, that the will of
the said John W. Totten was duly executed
and published, as required by law. That
the said testator at the time of executing &
publishing said will, was fully compe-
tent, in all respects, to devise and bequeath
real and personal estate, and not under
any restraint. No therefore ^{order} said proofs and
examinations to be recorded, which said
proofs and examinations are herewith
fore, and said will hereinafter recorded.
And do order that said will be admitted
to probate, and that letters testamentary
thereto be granted to the said Eleanor G.
Totten, the Executrix herein named; and
John R. Vanderbilt the Executor herein named,
with taking and subscribing the oath
of office prescribed by law.

Witness Lewis R. Marsh the Surrogate
aforesaid, the day & year first aforesaid

Lewis R. Marsh
Surrogate

Rutland County 1^o: Be it remembered, that
on the 24th day of April, A.D. 1844, person-
ally appeared before me Eleanor G. Totten
and John R. Vanderbilt, the Executrix &
Executor named in the last will & testa-
ment of John W. Totten aforesaid, and who duly
sworn to the due execution of said will
by

by taking the oath required by law: where-
upon probate of said will and letters tes-
tamentary thereto were duly issued to
the said Eleanor G. Totten and John R. Van-
derbilt, and said letters recorded in the
book kept for that purpose, in the office
of the said Surrogate.

Lewis R. Marsh Surrogate.

Record of John W. Totten's will

I John Wesley Totten of Northfield,-
Richmond County do make this my
last will and testament as follows:-
That is to say. I give devise and be-
queath to my beloved Mother Eleanor
G. Totten, all my estate, of every name
and kind whatsoever, to have and to hold
to her heirs and assigns forever.

And I appoint my said Mother and
John R. Vanderbilt of Castleton execu-
tors and Executor hereof. - And I re-
voke all other wills by me heretofore
made. In witness whereof I have
hence set my hand and affixed my
seal, the seventh day of February 1844.

John W. Totten L.S.

Signed, sealed, published and declared
by the above named testator, to be his last
will and testament, in the presence of
each of us, who at his request, in his
presence and in the presence of each
other, have subscribed our names as wit-
nesses to the same,

F. J. Kinney, residing at Castleton High-
way, Randolph W. Townsend. (Montgomery
County, residing at Astor House, on the 3rd floor
city of New York).

END