

not under restraint. The said will and testament and the
proofs and examinations are hereby recorded signed and
certified by me pursuant to the provisions of the revised
Statutes this 6th day of Nov. 1858

Amos G. Hull
Surrogate

Be it remembered that herebefore on the 27th day
of November in the year of our Lord one thousand eight
hundred and fifty eight, Gerlied Kewler one of the
legates named in the last will and testament of
John S. Walradh late of the town of Granby in the
county of Oswego deceased appeared in open court before the
Surrogate of the county of Oswego and made application
to have the said last will & testament which relates
to both real and personal estate proved and on
such application the said Surrogate did ascertain
by satisfactory evidence who were the legates heirs
and next of kin of the said testator and their
respective residences and all of the legates heirs
at law and next of kin of the said deceased having
personally appeared in open court and prayed the
said Surrogate by petition which is on file in the
said Surrogate office that he would proceed to the
immediate examination of the witnesses to said will
and to the hearing of the proof necessary to establish
the same and on that day no one appearing to
oppose the Probate of such will such proceedings were
thereupon had in said court afterwards that the
said Surrogate took the proof of said will hereinafter
set forth upon the 27th day of November A.D. 1858 and
he thereupon adjudged the said will to be a valid
will of Real and Personal estate and the proof
thereof to be sufficient which said last will & testament
and the proofs are as follows that is to say.

Will.

In the name of God Amen. I John S. Walradh
of the town of Granby County of Oswego & State of
New York being of the age of seventy six years & of sound
mind & memory do hereby make publish & declare

this my last will & testament in manner following
that is to say.

First I give & devise to my daughter Bertrude Knudge the following described parcels of land on Lot No 24 Hannibal Township (now Brant) in the county of Oswego & State of New York viz commencing in the east line of the Pullton & Oswego Road at a point where the division line between lands of Lucius Scanterman & John S. Walcott meet said east line of said road. Thence easterly along said division line to the Oswego River. Thence northerly along said River to a line drawn parallel to the said division line and six rods distant therefrom. Thence westerly along said parallel line to the said east line of the Pullton & Oswego Roads. Thence southerly in a straight line to the place of beginning. Also that other parcel of land known & distinguished as being Lot Number eight (8) on Block No two (2) on land laid out in village lots by John S. Walcott said lot being ^{sixteen and twenty rods} four rods in depth fronting on the Pullton & Hannibal Plank Road & being the parcel lately occupied by William S. Parker & for which he once held a contract from me -

Second I give & devise to my daughter Mary Walcott all those pieces and parcels of land on Lot No 24 Hannibal Township (now Brant) Oswego County N.Y. described as follows viz commencing at a point in the east line of the Pullton and Oswego Road at the north west corner of the parcel first hereinbefore devised. Thence northerly on said east line of said road to the north side of the large post to which the large gate to my door yard is hung & being about eleven rods. Thence easterly on a line parallel to the north line of the parcel hereinbefore devised to my daughter Bertrude to the Oswego River. Thence southerly along said Oswego River to the said north line of the premises hereinbefore devised to my daughter Bertrude. Thence westerly along said north line to the place of beginning. Also that other parcel commencing in the west line of the Pullton & Oswego Road at the north east corner of Block No one as surveyed by E. D. Bull for John S. Walcott. Thence westerly along the north line of said Block eight rods. Thence southerly at right angles with the last described line ten rods to the division line of said Block. Thence easterly along said

Third

Fourth

division line to the west line of the Bullton & Oswego Road. Thence northward along said west line of said road to the place of beginning, containing two lots as surveyed by said Ball.

Third. I give & devise to my daughter Ellen Edigar, March, all those parcels of land on Lot No 24 Hannibal Township (now Granby) Oswego County N.Y. described as follows viz commencing at a point in the east line of the Bullton & Oswego Road at the north west corner of the parcel first hereinbefore devised, to my daughter Mary Walscott. Thence easterly along the north line of the parcel first hereinbefore devised, to my said daughter Mary, to the Oswego River. Thence northward along said River, to a line drawn parallel to the said north line & seven rods distant therefrom. Thence westerly along said parallel line to the east line of the Bullton & Oswego Road. Thence southward along said east line of said road to the place of beginning. Also that other parcel commencing in the north line of the Bullton & Hannibal Plank Road at the south east corner of the parcel hereinbefore devised by John S. Walscott & wife, to Theodore W. Bromfield & now owned by said Bromfield. Thence northward on said Bromfield's east line ten rods. Thence easterly at right angles with said last described line six rods. Thence southward in a line parallel to said Bromfield's east line ten rods to the said Plank Road. Thence westerly along the north line of said Plank Road to the place of beginning being a part of Block No one as surveyed by S.D. Ball.

Fourth. I give and devise to my brother Isaac Walscott, the following described parcel of land on Lot No 24 Hannibal Township (now Granby) in Oswego County N.Y. known and described as follows viz commencing in the north line of the Bullton & Hannibal Plank Road at the south east corner of the lot now owned by Prudence Andrews. Thence northward ten rods along the east line of said Andrews lot. Thence easterly at right angles with said described line four rods to the west line of a street laid out & opened by me. Thence southward along the west line of said street to the north line of said Plank Road ten rods. Thence westerly along the north line of said Plank Road to the place of beginning.

First: I give & devise all the rest residue & remainder of my Real estate of every name nature & kind whatsoever to my daughters Gertrude Knudtz Mary Walcott & Ellen Eliya Marsh each to have an undivided third part thereof.

Second: I give and bequeath to my brother Leonard Walcott Land Warrant No. 20.491. for one hundred & twenty acres of land issued to me for services in the war of 1812 & of date May 9. 1856.

Third: I give & bequeath to my daughter Mary Walcott all my household furniture carpets clothing beds & bedding.

Fourth: I give & bequeath all the rest residue and remainder of my personal estate after paying my debts & funeral expenses & all the expenses legal fees & charges of my executors hereinafter mentioned & appointed for services by them rendered as such executors, to my daughters Gertrude Knudtz Mary Walcott & Ellen Eliya Marsh the same to be divided equally among them share & share alike.

Lastly I do hereby nominate & appoint my friends Lewis C. Coombs John S. Walcott & Samuel N. Dada executors of this my last will & testament hereby revoking all former wills by me made.

In witness whereof I have hereunto set my hand & seal this 29th day of October 1858

John L. Walcott

The above instrument consisting of six pages & four lines was at the date thereof signed sealed published & declared by the said John L. Walcott as & for his last will & testament in the presence of each of us who in his presence & at his request & in the presence of each other have subscribed our names as witnesses thereto

Jacob Cristman of Oswego Falls, Oswego Co. N.Y.
Samuel N. Dada of Fulton Oswego Co. N.Y.

In the matter of proving the
Last Will & Testament

John L. Walcott deceased

Oswego County N.Y.

Samuel N. Dada of Fulton & Jacob Cristman of Granby
being first duly sworn in open court upon their several
oath each for himself doth depose and say that
they are subscribing witnesses to the last will & Testament of
John L. Walcott late of the town of Granby in the County
of Oswego and State of New York deceased And these
deponents do further say that the said deceased did
in the presence of each of these deponents subscribe his
name at the end of the instrument in writing which
is now here shown to these deponents and which purports
to be the last will and Testament of the said deceased
and which bears date on the 22 day of October one
thousand eight hundred and fifty eight.

That the said deceased did at the time of subscribing
his name to the said instrument as aforesaid declare
the same to be his last will and Testament, and these
deponents did thereupon subscribe their own respective
names at the end of said instrument as attesting
witnesses to the execution thereof each at the request
of the said deceased and in his presence and in the
presence of each other. That the said deceased at the
time of so subscribing his name to said instrument as
aforesaid and publishing said instrument as aforesaid
was upwards of twenty one years of age and a citizen of
the United States. That he appeared to be and deponent
believes he was of sound mind, memory and understanding
and not under any restraint and as deponents verily
believe in all respects competent to devise real estate
That each of these deponents saw the other sign his
name to said instrument in the presence of the said
deceased

Subscribed and sworn to before me
this 29th day of November A.D. 1858
Amos S. Hull

Samuel N. Dada
Jacob Cristman

Surrogate

Oswego County N.Y.

It appearing upon the proofs duly taken in respect to the last Will and Testament of John S. Walcott late of the Town of Sandy in the County of Oswego and State of New York deceased that the said Will was duly executed and that the said John S. Walcott at the time he executed the same was in all respects competent to devise Real estate and not under any restraint. The said last Will and Testament and the proofs and examination are hereby recorded signed and certified pursuant to the provision of the Revised Statutes this 28th day of November A.D. 1858.

Amos B. Null
Surrogate

Be it remembered that herebefore to wit on the 18th day of March One thousand Eight hundred and sixty George Benjamin one of the executors named in the last Will and Testament and Codicil of Abraham D. Benjamin late of the City of Oswego in the County of Oswego deceased appeared in open court before the Surrogate of the County of Oswego and made application to have the said last Will and Testament and Codicil which relates to both real and personal estate proved and on such application the said Surrogate did ascertain by satisfactory evidence who were the widows heirs at law and next of kin of the said testator and their respective residences and it appearing that all of the heirs at law and next of kin of the said testator are of full age and all of the heirs at law and next of kin having joined in a petition asking that the Surrogate would proceed to the immediate proof of said Will and Codicil which petition was placed on file on said 18th day of March 1860 the said Surrogate did thereupon proceed to examine the witnesses and on that day no one appearing to dispute the probate of such Will and Codicil such proceedings were thereupon had in said Court afterwards that the said Surrogate took the proofs of said Will and Codicil hereinafter set forth upon this 18th day