

At a Surrogate Court held in and for the County of Orange at the Surrogate office in the City of Orange on the 9th day of May 1853-

In the matter of the administration of the estate of Orpha Foster the widow of Franklin Foster deceased

Orpha Foster the widow of Franklin Foster late of the town of Volney in said County appeared by C. J. Harmon Esq. her counsel and presented her petition praying for an order that administration of her dower be made of the lands and premises in her said petition specified and made satisfactory proof of lawful service of a copy of said petition and notice of this application and her marriage with and the death of Franklin Foster aforesaid, and his seizure of the premises during the marriage and no person having appeared in opposition to said petition and after hearing the proofs and allegations of the said petitioner - It is ordered that administration of the dower of the said widow be made of the lands of the said Franklin Foster her husband specified in her said petition - And further that Norman H. Gaylord, Henry H. Somers and Elias Griffin three reputable and disinterested freeholders be Commissioners for the purpose of making said administration

J. Brown Surrogate

The People of the State of New York to Norman H. Gaylord Henry H. Somers and Elias Griffin - Granting -

Whereas Orpha Foster widow of Franklin Foster late of the town of Volney in the County of Orange and State aforesaid lately presented this petition - to James Brown Esquire Surrogate of said County praying for an order pursuant to the statute in such case made and provided that administration of her dower be made of the lands of the said Franklin Foster deceased situate in the said County of Orange in the said town of Volney town it being part of lot 112 of the 15th township of Scotland's patent beginning at the north west corner of said lot running thence 6 1/2 degrees east along the north line of said lot 13 chains 9 1/2 links to Sather Ladings west line - Thence south 9 1/2 degrees east along said Ladings west line 9 chains 89 links to the center of the plank road - Thence north 8 1/2 degrees east along the center of the plank road 3 chains 64 links - Thence south 7 degrees 51 minutes east in range with a hard maple shade tree 17 chains 18 links to a stake in range with H. H. Somers south line - Thence south 87 degrees 50 minutes west in range with a white ash tree 14 chains 89 links to a stake in range with widow Candies west line, thence south 22 1/2 degrees west to

and then along said Candies west line 19 chains 59 links to said Candies south west corner and in the south line of said lot 112 thence north 66 1/2 degrees west along said south line 17 chains 79 links to the south west corner of said lot, thence north 23 degrees east along the west line of said lot 46 chains 73 links to the place of beginning containing 98 1/2 acres of land -

And whereas the said Orpha Foster has this day brought the 9th day of May 1853 appeared in court before the said Surrogate held in the said city and County of Orange and made satisfactory proof of lawful service of a copy of said petition and notice of her intended application in the premises on Samuel Foster and Simolin his wife, James Foster, Edwin Foster, Joseph C. Foster, James Foster Charles F. Foster, Herbert Foster and Cyrus H. Stone special Guardian of James & Foster, Henry H. Foster and Josephine D. Foster minors, heirs of the said Franklin Foster deceased and present owners of the lands in said petition specified - and also that the said Orpha was lawfully married to the said Franklin - and that the said Orpha was during the said marriage seized of an estate of inheritance in the lands and that the said lands Franklin died on the 1st day of February 1850 being seized at the time of his death of the said lands which are situate in said County and which proofs were taken in the absence of the said heirs they having made default - Whereupon the said Surrogate having heard the proofs and allegations made to him in the premises did thereupon make an order that administration of the dower of the said Orpha be made of the lands of the said Franklin Foster her late husband deceased set forth in her said petition and herein before described being the one third part thereof and that Norman H. Gaylord, Henry H. Somers and Elias Griffin three reputable and disinterested freeholders be appointed Commissioners to make said administration

I therefore the Surrogate aforesaid in exercise of the power in me vested by law do hereby appoint you the said Norman H. Gaylord - Henry H. Somers and Elias Griffin Commissioners to administer and lay off as speedily as may be the one third part of the lands above described to the said Orpha Foster for her dower thereof, And in making such administration you are to take in view any permanent improvements made upon the said lands and premises by any her Guardian of minors or other owners since the death of the said Franklin Foster and if practicable award such improvements within the part not allowed to the said Orpha, and if not practicable is to award the same as to make a deduction from the said lands and premises allotted to her proportionate to the benefit she will derive from such part of the said improvements as shall be included in the portion assigned to her hereby requiring you to make a full and ample report of your proceedings with