

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament OF

John H. Green deceased.

Cowardin County, ss.

Henry E. Hove and James G. Sharpe being first duly sworn, in open Court, upon their several corporate oaths, each for himself, doth depose and say, that they are subscribing witnesses to the

last Will and Testament of John H. Green late of the City of Cowardin in the County of Cowardin and State of New York deceased. And these deponents do further say, that the said John H. Green 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 eighth day of September one thousand eight hundred and eighty 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 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 believe 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 4th day of September A. D. 1888, David Surrogate Cowardin County, ss.

It appearing upon the proofs duly taken in respect to the Last Will and Testament of John H. Green late of the City of Cowardin in the County of Cowardin and the State of New York, deceased, that the said Will was duly executed, and that the said John H. Green at the time he executed the same, was in all respects competent to devise real estate, and not under restraint, the last Will and Testament and the proofs and examinations are hereby recorded, signed and certified by me, pursuant to the provision of the Revised Statutes, this 4th day of Oct. A. D. 1888 F. David Surrogate.

LAST WILL AND TESTAMENT OF

John H. Green deceased.

BE IT REMEMBERED, That heretofore, to-wit, on the 20th day of Sept. in the year of our Lord, one thousand eight hundred and eighty eight Henry E. Hove Execut or named in the LAST WILL AND TESTAMENT of John H. Green late of the City of Cowardin in the County of Cowardin deceased, appeared in open Court, before the Surrogate of the County of Cowardin and made application to have the said LAST WILL AND 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 heirs at law, and next of kin of the said testator, and their respective residences,

and said Surrogate did thereupon issue a Citation in due form of law, directed to the heirs at law, and next of kin by their respective names, stating their respective places of residence

requiring them to appear before said Surrogate at the Court House in the city of Cowardin in the said County, on the 4th day of Oct. A. D. 1888 to attend the Probate of said Will.

And afterwards to wit: on the 4th day of Oct. A. D. 1888 satisfactory evidence by affidavit, was produced and presented to said Surrogate, of the due service of said Citation in the mode prescribed by law; and on that day no one appearing to oppose the Probate of such Will such proceedings was thereupon had in said Court afterwards, that the said Surrogate took the proofs of said Will hereinafter set forth, upon this 4th day of Oct. A. D. 1888 and he thereupon adjudged the said Will to be a valid Will of Real and Personal Estate, and the proofs thereof to be sufficient, which said LAST WILL AND TESTAMENT and proofs are as follows, that is to say:

WILL:

SEE PAGE 421-

In the mat

Max O

oaths, each for last Will and late of the deceased. A each of these purports to be of the said de hundred and to the said in did thereupon request of said to said instrum States; that in deponents ver instrument in

Subscri 4th day of Oct

It appear of Max and the State at the time the provision of

LAST

Max O

BE IT REM Lord, one thou in the LAST W late of the open Court, be TESTAMENT the said Surro testator, and the

and said Surro

in the city of to attend the P

And afterwards to wit: on the 4th day of Oct. A. D. 1888 satisfactory evidence by affidavit, was produced and presented to said Surrogate, of the due service of said Citation in the mode prescribed by law; and on that day no one appearing to oppose the Probate of such Will such proceedings was thereupon had in said Court afterwards, that the said Surrogate took the proofs of said Will hereinafter set forth, upon this 4th day of Oct. A. D. 1888 and he thereupon adjudged the said Will to be a valid Will of Real and Personal Estate, and the proofs thereof to be sufficient, which said LAST WILL AND TESTAMENT and proofs are as follows, that is to say:

WILL:

SEE PAGE 421-

IN THE NAME OF GOD, AMEN.

I, MAXIM GOOLAR OF WEDGOTT, WAYNE COUNTY, N. Y. BEING OF SOUND MIND AND MEMORY, AND CONSIDERING THE UNCERTAINTY OF THIS MORTAL AND TRANSITORY LIFE, DO THEREFORE MAKE, ORDAIN, PUBLISH AND DECLARE THIS TO BE MY LAST WILL AND TESTAMENT, THAT IS TO SAY:

FIRST--AFTER ALL MY LAWFUL DEBTS ARE PAID AND DISCHARGED, I GIVE, DEVISE AND BEQUEATH TO MY WIFE MARIETTA GOOLAR, ALL PROPERTY OF WHATEVER NATURE OR NATURE, OF THE SAME REAL, PERSONAL OR MIXED, OF WHICH I SHALL BE SEIZED OR POSSESSED, AND ALL INTERESTS AND CLAIMS THEREON OR TO, OF CONCERNING ANY RIGHT, OR ANY PROPERTY MATTER WHATSOEVER, HEAVY INTEREST TO AND TO INCLUDE EVERYTHING, BOTH MONEY, AND EVERY KIND OF ANY MONEY VALUE.

Likewise, I MAKE, CONSTITUTE AND APPOINT GEORGE W. COOPER OF WEDGOTT, N. Y. TO BE EXECUTOR OF THIS MY LAST WILL AND TESTAMENT, HEREBY REVOKING ALL FORMER WILLS BY ME MADE.

IN WITNESS WHEREOF, I HAVE HEREUNTO SIGNED BY NAME AND AFFIXED MY SEAL THIS TWENTH DAY OF NOVEMBER, IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND EIGHTY EIGHT.

MAXIM GOOLAR. [L.S.]

THE ABOVE WRITTEN INSTRUMENT WAS SUBSCRIBED BY THE SAID MAXIM GOOLAR IN OUR PRESENCE, AND ACKNOWLEDGED BY HIM TO EACH OF US, AND WE AT THE SAME TIME DECLARED THE ABOVE INSTRUMENT SO SUBSCRIBED,

TO BE HIS LAST WILL AND TESTAMENT, AND WE, AT HIS REQUEST, HAVE SIGNED OUR NAMES AS WITNESSES HERETO, IN HIS PRESENCE AND IN THE PRESENCE OF EACH OTHER, AND HAVE WRITTEN OPPOSITE OUR NAMES OUR RESPECTIVE PLACES OF RESIDENCE.

JOSEPH E. LATHROP OF WEDGOTT CITY, N. Y.

J. Y. BLODGETT OF WEDGOTT CITY, N. Y.