

In the matter of Proving the Last Will and Testament OF

John Smith deceased.

OSWEGO COUNTY, ss.

William J. Sweetland and Wm. Harmon being first duly sworn, in open Court, upon their several corporal oaths, each for himself, doth depose and say, that they are subscribing witnesses to the last Will and Testament of John Smith late of the City of Oswego in the County of Oswego, and State of New York, deceased. And these deponents do further say, that the said John Smith 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 29 day of March one thousand eight hundred and ninety. 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.

William J. Sweetland  
Wm. Harmon

Subscribed and sworn to before me, this 19 day of Feb A. D. 1891.  
F. David Surrogate.

OSWEGO COUNTY, ss.

It appearing upon the proofs duly taken in respect to the Last Will and Testament of John Smith late of the City of Oswego in the County of Oswego, and the State of New York, deceased, that the said Will was duly executed, and that the said John Smith 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 19 day of Feb A. D. 1891.

F. David Surrogate.

In the Matter of Proving the Last Will and Testament OF

John Smith deceased.

BE IT REMEMBERED, That heretofore, to-wit, on the 19 day of Feb in the year of our Lord, one thousand eight hundred and ninety nine Elizabeth Smith Executrix named in the LAST WILL AND TESTAMENT OF John Smith 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 which relates to both Real and Personal Estate proved; and on such application, the said Surrogate did ascertain by satisfactory evidence who were the Widow heirs at law, and next of kin of the said testator, and their respective residences. A special guardian being appointed for the infants in the proceeding, all other interested parties having duly appeared in open court consent and said Surrogate did thereupon issue a Citation in due form of law, directed to the Widow 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 trial there in the City of Oswego in the said County, on the 19 day of Feb A. D. 1891 to attend the Probate of said Will,

And afterwards to-wit: on the 19 day of Feb A. D. 1891 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 19 day of Feb A. D. 1891 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:  
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In the matter of Proving the Last Will and Testament OF

Charles H. Spath deceased.

OSWEGO COUNTY, ss.

George C. Frank E. Bowley and David P. Ullohouse being first duly sworn, in open Court, upon their several corporal oaths, each for himself, doth depose and say, that they are subscribing witnesses to the last Will and Testament of Charles H. Spath late of the City of Oswego in the County of Oswego, and State of New York, deceased. And these deponents do further say, that the said Charles H. Spath 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 12 day of January one thousand eight hundred and ninety. 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.

Frank E. Bowley  
David P. Ullohouse

Subscribed and sworn to before me, this 19 day of February A. D. 1891.  
F. David Surrogate.

OSWEGO COUNTY, ss.

It appearing upon the proofs duly taken in respect to the Last Will and Testament of Charles H. Spath late of the City of Oswego in the County of Oswego, and the State of New York, deceased, that the said Will was duly executed, and that the said Charles H. Spath 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 19 day of Feb A. D. 1891.

F. David Surrogate.

In the Matter of Proving the Last Will and Testament OF

Charles H. Spath deceased.

BE IT REMEMBERED, That heretofore, to-wit, on the 6 day of Feb in the year of our Lord, one thousand eight hundred and ninety one Annie Spath Executrix named in the LAST WILL AND TESTAMENT OF Charles H. Spath 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 which relates to both Real and Personal Estate proved; and on such application, the said Surrogate did ascertain by satisfactory evidence who were the Widow heirs at law, and next of kin of the said testator, and their respective residences. A special guardian having been appointed for the infants in this proceeding and said Surrogate did thereupon issue a Citation in due form of law, directed to the Widow 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 trial there in the City of Oswego in the said County, on the 19 day of Feb A. D. 1891 to attend the Probate of said Will,

And afterwards to-wit: on the 19 day of Feb A. D. 1891 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 19 day of Feb A. D. 1891 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:  
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