

Know all men by these presents that I George P. Merriam being in my right mind and capable of executing this my last Will and Testament according to my own free will and desire on the 12th twenty sixth day of June in the year one thousand eight hundred and sixty five A. D. being fifty three years old last June and Francis Merriam my wife being forty two years last February and Jane my other legitimate seventeen years last August and George my youngest son being two years old last December I by writing do hereby give twenty five acres of land in the town of Volney County of Saratoga State of New York and so on and so forth to the heirs of my wife and to the heirs of my children and also to my personal representatives being more or less to have and to hold use for her who benefit and in children as she see fit.

Witness my hand and seal of my office this 17th day of June 1865.

James P. Casarholm Sec. Volney Co. of Saratoga

And also to my personal representatives being more or less to have and to hold use for her who benefit and in children as she see fit.

Witness my hand and seal of my office this 17th day of June 1865.

James P. Casarholm Sec. Volney Co. of Saratoga

SURROGATE'S COURT.

In the matter of proving the last Will and Testament of

George P. Merriam DECEASED.

Saratoga County, ss. Jacobus Markham and G. P. Merriam 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 George P. Merriam late of the town of Volney in the County of Saratoga and State of New York deceased. And these deponents do further say, that the said George P. Merriam 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 12th day of June one thousand eight hundred and sixty five.

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 deponents 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 Dec. A. D. 1865. V. W. Whinn Surrogate.

Saratoga County, ss. It appearing upon the proofs duly taken in respect to the last Will and Testament of George P. Merriam late of the town of Volney in the County of Saratoga and State of New York, deceased, that the said Will was duly executed, and that the said George P. Merriam at the time he executed the same, was in all respects competent to devise real estate, and not under restraint, the said last 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 4th day of Dec. A. D. 1865. V. W. Whinn Surrogate.

LAST WILL AND TESTAMENT OF JEREMIA DUTCHER DECEASED.

BE IT REMEMBERED, That heretofore, to-wit: on the 23rd day of Aug. in the year of our Lord one thousand eight hundred and sixty five, Benjamin Dutcher, Executor named in the last Will and Testament of Jeremia Dutcher late of the town of Volney in the County of Saratoga deceased, appeared in open Court, before the Surrogate of the County of Saratoga 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 village of Britton in said County, on the 23rd day of October A. D. 1865 to attend the Probate of said Will.

And afterwards to-wit: on the 27th day of Oct. A. D. 1865 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 said Will, and proceedings were thereupon had in said Court afterwards, that the said Surrogate took the proofs of said Will hereinafter set forth, upon this 27th day of Oct. A. D. 1865. In the presence of 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-wit:

WILL: