

42
 In the name of God Amen: I, Nicholas Collins of the city & county of Oswego and state of New York being of sound mind and memory and considering the uncertainty of this frail and transitory life do therefore make certain public and declare this my last Will and Testament that is to say: First After all my lawful debts are paid and discharged I give and bequeath to my beloved wife Nancy all my real estate and personal property of whatever name and nature to have and to hold the same forever for her sole use and benefit her heirs and assigns Likewise I make constitute and appoint my beloved wife Nancy Collins of the city and county of Oswego and state of New York to be executrix of this my last Will and Testament hereby revoking all former Wills by me made In Witness whereof I have hereunto subscribed my name and affixed my seal this third day of September in the year of our Lord one thousand eight hundred and sixty four
 Nicholas Collins Esq.

The above written instrument was subscribed by the said Nicholas Collins in my presence and acknowledged by him to each of us and he at the same time declared the above instrument as subscribed to be his last Will and Testament and we at his request have subscribed our names as witnesses hereunto and written of our names our respective places of residence John L. Pool of the city & county of Oswego and state of New York
 Lawrence Williams of Oswego state of New York

SURROGATE'S COURT.

In the matter of proving the last Will and Testament of
 Nicholas Collins DECEASED.
 Oswego County, ss. John L. Pool and Lawrence Williams 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 Nicholas Collins 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 Nicholas Collins 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 3d day of September one thousand eight hundred and sixty four. 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 2d day of Nov. A. D. 1865
 T. W. Williams, Surrogate.
 Oswego County, ss.
 It appearing upon the proofs duly taken in respect to the Last Will and Testament of Nicholas Collins late of the City of Oswego in the County of Oswego and State of New York, deceased, that the said Will was duly executed, and that the said Nicholas Collins 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 2d day of Nov. A. D. 1865
 T. W. Williams Surrogate.

LAST WILL AND TESTAMENT OF
 Simon B. Edgemoor Deceased.
 BE IT REMEMBERED, That heretofore, to wit: on the 23rd day of August in the year of our Lord one thousand eight hundred and sixty five, the said Simon B. Edgemoor in the LAST WILL AND TESTAMENT of Thomas B. Edgemoor late of the Town of Richland 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 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 place of his office in the village of Palisades in said County, on the 3rd day of December A. D. 1865 to attend the Probate of said Will.

And afterwards to wit: on the 4th day of December 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 so one appearing to oppose the Probate of said Will such proceedings was thereupon had in said Court afterwards, that the said Surrogate took the proofs of said Will inasmuch as forth, upon this 4th day of December A. D. 1865 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 proceeds are as follows, to wit: in my:

WILL: