[illegible]

SURROGATE'S COURT.

In the matter of proving the last Will and Testament
OF
William Franey **DECEASED.**

Onondaga County, ss.

John Howard and *James E. Fuyp* being first duly sworn, in open Court, upon their several corporeal oaths, each for himself, doth depose and say, that they are subscribing witnesses to the last Will and Testament of *William Franey* late of the *Town* of *Salina* in the County of *Onondaga* and State of *New York* deceased. And these deponents do further say, that the said *William Franey* 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 *10th* day of *July* one thousand eight hundred and *sixty three*. 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,

John Howard
James E. Fuyp

Subscribed and sworn to before me, this 4th day of April A. D. 1869
T. H. Brown Surrogate

Onondaga County, ss.

It appearing upon the proofs duly taken in respect to the *Last Will and Testament* of *William Franey* late of the *Town* of *Salina* in the County of *Onondaga* and State of New York, deceased, that the said Will was duly executed, and that the said *William Franey* 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 *April* A. D. 1869

T. H. Brown Surrogate.

LAST WILL AND TESTAMENT OF
[illegible] Deceased

BE IT REMEMBERED, That heretofore, to wit: on the *[illegible]* day of *April* in the year of our Lord one thousand eight hundred and *[illegible]* *George W. Emerson* Executor named in the LAST WILL AND TESTAMENT of *[illegible]* late of the *Town* of *Salina* in the County of *Onondaga* deceased, appeared in open Court, before the Surrogate of the County of *[illegible]* 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, *[illegible]*

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 in the village of in said County, on the day of A. D. 18 to contest the Probate of said Will.

And afterwards to wit: on the *[illegible]* day of *April* A. D. 18*69* 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 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 *April* A. D. 18*69* 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: