

I, Jonathan Deane of the County of Saratoga and State of New York of the age of fifty seven years being of sound mind and memory do hereby publish and declare this my last Will and Testament in the manner following that is to say:

I give and bequeath to my son Lewis Deane the sum of one dollar and I give and bequeath to my first child in law Mrs. Mary Deane of his own and one dollar each to be paid from my estate.

And lastly after paying all my debts of whatsoever amount or nature the residue or remainder I give and bequeath to my wife Sally both personal and real estate to have and to hold as long as she remains my wife and I intend to have it expressed in my will that she shall have the same in my right of dower.

And I hereby appoint my wife Sally Executor and General Sole Executor of this my last Will and Testament.

Carried out in my hand and seal this 27th day of December 1865 in the presence of my friends and neighbors.

Jonathan Deane

The above instrument was read and declared by the said Jonathan Deane as and for his last Will and Testament in presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses.

Julius C. Baker of Saratoga County Saratoga
Charles C. Baker of the same town and county

SURROGATE'S COURT.

In the matter of proving the last Will and Testament of

Jonathan Deane DECEASED.

Saratoga County, ss. Julius C. Baker and Charles C. Baker 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 Jonathan Deane late of the County of Saratoga and State of New York deceased. And these deponents do further say, that the said Jonathan Deane 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 27th day of December 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.

Julius C. Baker Charles C. Baker

Subscribed and sworn to before me, this 17th day of Oct. A. D. 1866

Saratoga County, ss.

It appearing upon the proofs duly taken in respect to the Last Will and Testament of Jonathan Deane late of the County of Saratoga and State of New York, deceased, that the said Will was duly executed, and that the said Jonathan Deane 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 17th day of Oct. A. D. 1866

Surrogate.

LAST WILL AND TESTAMENT OF

John Deane Deceased.

BE IT REMEMBERED, That heretofore, to wit: on the 6th day of September in the year of our Lord one thousand eight hundred and sixty six, I, Julius C. Baker, Executor named in the LAST WILL AND TESTAMENT of John Deane late of 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 his office in the village of Saratoga in said County, on the 27th day of October A. D. 1866 to attend the Probate of said Will.

And afterwards to wit: on the 27th day of October A. D. 1866 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 27th day of October A. D. 1866 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: