In the name of God Amen. I Catharine Mulchert of the town of Ceres County of Cayuga New York being of sound mind and memory and considering the uncertainty of this frail and transitory life do therefore make ordain publish and declare this to be my last will and testament. First after all my lawful debts are paid and discharged I give and bequeath the use of all my personal property household furniture and the use of all the real estate of which I am seized to my husband Joseph Mulchert during the remainder of his and Eliza M Babcock that is until the youngest of us shall arrive at the age of 21 years of age the right to hold the said personal property is made subject to and the said Joseph is appointed to provide for said Eliza M a maintenance out of the income of the estate during the term of eighteen years * In the event of the death of said Eliza before the age of 18 above I give and bequeath the same to my said husband for ever

I have hereunto set my hand and affix John Reisher to be executor 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 28th day of September in the year of our Lord 1871

Witness Catharine X Mulchert
mark

The above instrument was subscribed by the said Catharine Mulchert in our presence and acknowledged by her to be her act and she at the same time declared the above instrument to be her last will & testament and we at her request have signed our names as witnesses thereto in her presence and in the presence of each other & we believe the said testatrix was of sound mind & memory at the time of the execution thereof

Robert H Martin Ceres N.Y.
C. T. Richardson Ceres N.Y.

Take notice

The original will from whence this copy was taken which for long travel commencing at the * as aforesaid

Codicil to the within will. I will and bequeath to my husband Joseph Mulchert the income of the real & personal estate and the land with the exception & the payment thereof upon my death shall be subject to the payment of $100 & I direct that the execution & the part of said will & said November 30 1871 Catharine X Mulchert mark the testatrix subscribed the same instrument which has been read to her & she declared it to be her codicil to her will and we at her request & in her presence and in the presence of each other have hereunto subscribed our names as witnesses

J. A. Griffin
H. H. McLaughlin

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament OF

William R Babcock, deceased.

Cayuga County, ss.

Benjamin G Flanagan and Abram Pelrie 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 R Babcock late of the town of Ceres in the County of Cayuga and State of New York deceased. And these deponents do further say, that the said William R Babcock 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 15 day of August one thousand eight hundred and seventy two. 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 those 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 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 deponent, Benjamin G Flanagan
Abram Pelrie

Subscribed and sworn to before me, this 5 day of May A. D. 1873
H O Skinner Surrogate

Cayuga County, ss.

It appearing upon the proofs duly taken in respect to the Last Will and Testament of William R Babcock late of the town of Ceres in the County of Cayuga and State of New York, deceased, that the said Will was duly executed, and that the said William R Babcock 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 provision of the Revised Statutes, this 5 day of May A. D 1873
H O Skinner Surrogate.

LAST WILL AND TESTAMENT OF

William R Babcock Deceased.

BE IT REMEMBERED, That heretofore to wit, on the 7th day of May in the year of our Lord one thousand eight hundred and 73 Mary E Stone Executrix named in the LAST WILL AND TESTAMENT of William R Babcock late of the town of Ceres in the County of Cayuga deceased, appeared in open Court, before the Surrogate of the County of Cayuga 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 Weeds in said County, on the 5 day of May A. D. 1873 to attend the Probate of said Will,

And afterwards to wit: on the 5 day of May A. D. 1873 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 day of 6 A. D. 1873 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: