See Page (60)

In witness whereof I have hereunto set my hand and seal this tenth day of August Eighteen hundred and ninety two

W. W. Hotchkiss SS,

The instrument written on the first numbered page of this one sheet was signed sealed published and declared by the above named testator W. W. Hotchkiss to be his last will and testament in the presence of us who have hereunto (on this sheet only) set our names as witnesses in the presence of the testator

Charles B. Hotchkiss

August 10th 1892

Mary S. Hotchkiss

Edgar J. Payne

The last will & testament of Nancy B. Potter of the town of Rollin in the County of Orange and State of New York. Nancy B. Potter considering the uncertainty of life and being of sound mind & memory I make publish this my last will & testament in manner & form following, that is to say 1st. I give & bequeath to my niece Sydia Mariella Moulton the sum of five hundred dollars 2d. I give & bequeath to my niece Amelia Moulton the sum of five hundred dollars 3d. I give and bequeath to my nephew Sidney Nathan Potter and Lenora Adelaide Potter wife of Sydia Jacobs the wife of Charles Jacobs the sum of Fifteen dollars each 4th. I give and bequeath to my nephews Alonzo B. Potter, Frank Potter, Lewis Potter children of my brother Ephraim Potter & Lettie Potter, William Potter children of my brother John H. Potter the sum of ten dollars each 5th. Thirdly devise my residue & all my sterling & money & household furniture among my nieces in the following manner immediately after my decease I give the Amelia Moulton one half part sterling & household furniture & shall be of most use to her and the remainder to my equal portion to pay my debts & my other nieces above mentioned. 6th. Lastly devise my residue after paying my just debts and necessary expenses in case my estate should prove to be less than the amount of bequests mentioned above I income it should be the amount to be paid to each legatee in the proportion in which the said bequests were made. I hereby appoint George J. Mellor sole executor of this my last will & testament hereby revoking all former wills by me made. In witness whereof I have hereunto set my hand and seal this ninth day of August in the year of our Lord one thousand eight hundred and ninety two.

Nancy B. Potter (SL)

The above instrument consisting of one sheet was at the date thereof declared to us by Nancy B. Potter the testatrix therein mentioned to be her last will & testament and she at the same time published & declared the same (given unto us) to be her last will & testament & we at her request and in her presence and in the presence of each other signed our names thereto as attesting witnesses

Oliver Babcock residing at Rollin in Orange County

E. M. Averill Rollin in Orange County

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament of

Merritt Hoyt deceased.

Orange County, ss.

Oliver Moore and Barney R. Merritt 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 Merritt Hoyt late of the town of Newburgh in the County of Orange and State of New York, deceased. And these deponents do further say, that the said Merritt Hoyt 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 1st day of March one thousand eight hundred and 68. 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 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 deceased,

Oliver Moore

Barney R. Merritt

Subscribed and sworn to before me, this 28 *day of* April *A. D. 18*93

J. H. Seymour Surrogate.

Orange County, ss.

It appearing upon the proofs duly taken in respect to the *Last Will and Testament* of Merritt Hoyt late of the town of Newburgh in the County of Orange and State of New York, deceased, that the said Will was duly executed, and that the said Merritt Hoyt 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 28 day of April A. D. 18 93

J. H. Seymour Surrogate.

LAST WILL AND TESTAMENT OF

Merritt Hoyt Deceased.

Be it Remembered, That heretofore to wit, on the 1st day of April in the year of our Lord one thousand eight hundred and 73 Merritt Hoyt Executor named in the Last Will and Testament of Merritt Hoyt late of the town of Newburgh in the County of Orange deceased, appeared in open Court, before the Surrogate of the County of Orange 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 [redacted] in the village of Newburgh in said County, on the 28 day of April A. D. 18 93 to attend the Probate of said Will,

And afterwards to wit: on the 28 day of April A. D. 18 93 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 28 day of April A. D. 18 93 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: