

SURROGATE'S COURT.

In the Matter of Proving the Last Will and Testament

Decedent.

Oswego County, ss:

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

late of the \_\_\_\_\_ of \_\_\_\_\_ in the county of Oswego, and State of New York, deceased.

And these deponents do further say that the said \_\_\_\_\_ 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 \_\_\_\_\_ day of \_\_\_\_\_ one thousand eight

hundred and \_\_\_\_\_ That the said deceased did at the time of subscribing his name to the said instrument as aforesaid, declare the same to be \_\_\_\_\_ 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 \_\_\_\_\_ day of \_\_\_\_\_ A. D. 18 \_\_\_\_\_

SURROGATE

Oswego County, ss.

It appearing upon the proofs duly taken in respect to the Last Will and Testament \_\_\_\_\_ of \_\_\_\_\_ late of the \_\_\_\_\_ of \_\_\_\_\_ in the County of Oswego, and State of New York, deceased, that the said Will was duly executed, and that the said \_\_\_\_\_ 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 \_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_

Surrogate.

LAST WILL AND TESTAMENT OF

DECEASED.

Be it Remembered, That heretofore, to wit, on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ Execut named \_\_\_\_\_

in the LAST WILL AND TESTAMENT of \_\_\_\_\_ late of the \_\_\_\_\_ of \_\_\_\_\_ in the County of \_\_\_\_\_ deceased, appeared in open Court, before the Surrogate of the County of \_\_\_\_\_ 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 \_\_\_\_\_ in the village of \_\_\_\_\_ in said county, on the \_\_\_\_\_ day of \_\_\_\_\_ A. D. 18 \_\_\_\_\_ to attend the Probate of said Will \_\_\_\_\_

And afterwards, to wit: on the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 18 \_\_\_\_\_ 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 \_\_\_\_\_ A. D. 18 \_\_\_\_\_ 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:

In the name of God amen: I William Schuch of the village of Oswego Falls Oswego County N.Y. of the age of seventy seven years being of sound mind and memory - and considering the uncertainty of this life - do make declare and publish this my last will and testament that is to say -

First I direct the payment of my just debts and funeral expenses

Second I give to my beloved wife Mary Schuch the use of my household furniture together with blocks one hundred and first and one hundred and seventh (106 & 107) in the village of Oswego Falls aforesaid as laid out upon the map thereof made by Peter Schuch for James R. Voorhes in 1848 being the premises upon which I now reside for and during the term of her natural life -

And I also give to her an annuity of five hundred dollars which I hereby direct my executor hereinafter named to pay to her during her natural life as follows to wit: One hundred & twenty five dollars thereof at the expiration of each three months after the time of my decease to be held in full for all claims by her of dower in my lands of which I may be owner and to continue during her life and to be paid without expense to her.

Third I give and devise all the rest and residue and remainder of my real estate real and personal unto my daughters Augusta M. Eggleston and Elizabeth F. Buckingham and unto my sons Schuyler C. Schuch and George F. Schuch being my only surviving children and to the heirs of such as may not survive me to have and to hold the same for themselves their heirs and assigns jointly and in equal proportions so that my said sons and daughters shall own the same in equal proportions share and share alike provided however and it is my will and I direct that the same remain joint undivided property for the space of five years but not exceeding the time when the lives of any two of my said children shall terminate at which time to wit upon the death of any two of them or at the expiration of said term of years from my decease or whenever at any time when three fourths of the survivors of my said children shall consent

(54. 11. 20)