

SURROGATE'S COURT

In the Matter of Proving the Last Will and Testament

Michael Mahoney DECEASED.

Oswego County, ss:

Patrick Hayes

Patrick Carter 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 Michael Mahoney

late of the City of Oswego in the county of Oswego, and State of New York, deceased. And these deponents do farther say that the said Michael Mahoney 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 11th day of December one thousand eight hundred and seventy six. 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 the presence of 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 7th day of March, A. D. 1878. J. H. Skinner SURROGATE. Patrick Hayes Patrick Carter

Oswego County, ss.

It appearing upon the proofs duly taken in respect to the Last Will and Testament of Michael Mahoney late of the City of Oswego in the County of Oswego, and State of New York, deceased, that the said Will was duly executed, and that the said Michael Mahoney 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 7th day of March 1878. J. H. Skinner Surrogate.

LAST WILL AND TESTAMENT OF

Michael Mahoney DECEASED.

Be it Remembered, That heretofore, to wit, on the 28th day of December in the year of our Lord one thousand eight hundred and seventy six to Charles McCarty the Executor named in the LAST WILL AND TESTAMENT of late of the City of Oswego in the County of Oswego deceased, appeared in open Court, before the Surrogate of the County of Oswego 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 the village of Oswego in said county, on the 7th day of March A. D. 1878 to attend the Probate of said Will.

And afterwards, to wit: on the 7th day of March A. D. 1878 (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 7th day of March A. D. 1878 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, George W. Holt of the town of Seneca Oswego County and State of 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 that is to say:

First After all my lawful debts are paid and discharged, I give and bequeath unto my wife all of my real and personal estate to have and to hold the same to her self and to her heirs forever, said real estate consisting of twenty acres of land taken of from lot No. 44 in the 18th township of Seneca Patent and lying on the west side of the town line road as described in two warranty deeds of the same.

I likewise I make constitute and appoint Edwin J. Lawton of the town of Seneca Oswego County, N.Y. 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 22d day of December in the year of our Lord one thousand eight hundred and seventy six. George W. Holt (L.S.)

The above written instrument was subscribed by the said George W. Holt in our presence and acknowledged by him to each of us; and he at the same time declared the above instrument to be his last Will and Testament; and we at his request have signed our names as witnesses here to in his presence and in the presence of each other and written opposite our names our respective places of residence.

John J. Rosen Seneca Oswego Co. N.Y. Ellen R. Holt North Seneca Oswego Co. N.Y.