

I, Thomas Hays, aware of the uncertainty of life, do make, ordain, publish and declare this my last Will and Testament, in manner and form following, that is to say:

After the payment of my funeral charges, the expense of administering my estate, and my lawful debts, I give, devise and bequeath my property as follows:

First: To my son, M. J. Hays, my homestead lot containing about thirty five acres also two and one half acres bought of Samuel E. Pick, also nine teen acres bought of James D. Hamilton, total about fifty six and one half acres, and all my personal property except two cows and two feather beds. My said son, M. J. Hays is to pay all lawful debts against me or my estate at the time of my death. Also to pay the expense of my funeral, and burial.

Second: To my Daughter Julia Hays thirteen acres of land bought of Margaret Roberts called the Parcel lot. Also my lot in Oswego City situated in the southwest corner of Block No. 404 being two hundred feet east and west on east Albany Street and one hundred and thirty two feet north and south on east Eleventh Street. Also two cows that she may choose from the cows owned by me at the time of my decease. And the feather bed that belongs to me and the one that did belong to my Daughter Ellen now deceased. I further order and direct that my Daughter Julia pay to my Daughter Mary fifty dollars out of the portion willed to my said Daughter Julia.

Third: I make, constitute and appoint my said son, M. J. Hays 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 the fifteenth day of December in the year of our Lord one thousand eight hundred and eighty one.

Thomas Hays (L. S.)
The above written instrument was subscribed by the said Thomas Hays 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.
See page 612.

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament

Peter H. All, deceased.
Oswego County, ss.
Block, Gilbert Chiler and John H. Klock

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 Peter H. All, late of the town of Hastings in the County of Oswego and State of New York deceased. And these deponents do further say, that the said Peter H. All, 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 30th day of August, one thousand eight hundred and eighty three. 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 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 8th day of Dec. A. D. 1883
Oswego County, ss.

J. W. Skinner, Surrogate.

It appearing upon the proofs duly taken in respect to the last Will and Testament of Peter H. All, late of the town of Hastings in the County of Oswego and the State of New York, deceased, that the said Will was duly executed, and that the said Peter H. All, at the time he executed the same, was in all respects competent to devise real estate, and not under restraint, the last Will and Testament and the proof and examinations are hereby proved, signed and certified by me, pursuant to the provision of the Revised Statutes, this 8th day of December, A. D. 1883.

J. W. Skinner, Surrogate.

LAST WILL AND TESTAMENT OF Peter H. All, deceased.

BE IT REMEMBERED, That heretofore, to wit, on the 3rd day of December in the year of our Lord one thousand eight hundred and eighty three, Wm B Parkhurst, Executor named in the LAST WILL AND TESTAMENT of Peter H. All, late of the town of Hastings 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 did also ascertain by satisfactory evidence that all the heirs at law and next of kin entitled to service of citation had waived such service.

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 in the said County, on the day of A. D. to attend the Probate of said Will.

And afterwards to wit, on the 8th day of December A. D. 1883 satisfactory evidence by affidavit, was produced and presented to said Surrogate, of the 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 8th day of December A. D. 1883 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: