

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament of *Ann Lee*

*Ann Lee* deceased

Chicago County, ss.

*George M. Case* and *George Kellogg*

being first duly sworn, in open Court, upon their several corporate oaths, each for himself, doth depose and say, that they are subscribing witnesses to the last Will and Testament of *Ann Lee* late of the village of *Fulton* in the County of *Chicago* and State of *New York* deceased. And these deponents do further say, that the said *Ann Lee* deceased, did in the presence of each of these deponents, subscribe the same 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 *Ann Lee* of the said deceased, and which bears date on the *16* day of *June* one thousand eight hundred and *seventy nine* A. D. *1881*. That the said deceased did at the time of subscribing her name to the said instrument, aforesaid, declare the same to be her 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 the presence and in the presence of each other: That the said deceased, at the time of so subscribing her name to said instrument aforesaid, and publishing said instrument aforesaid, was upwards of twenty-one years of age, and a citizen of the United States; that she appeared to be, and deponent believe she 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 her name to said instrument in the presence of the said deceased.

of *Ann Lee* late of the village of *Fulton* in the County of *Chicago* and State of *New York* deceased.

And these deponents do further say, that the said *Ann Lee* deceased, did in the presence of each of these deponents, subscribe the same 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 *Ann Lee* of the said deceased, and which bears date on the *16* day of *June* one thousand eight hundred and *seventy nine* A. D. *1881*. That the said deceased did at the time of subscribing her name to the said instrument, aforesaid, declare the same to be her 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 the presence and in the presence of each other: That the said deceased, at the time of so subscribing her name to said instrument aforesaid, and publishing said instrument aforesaid, was upwards of twenty-one years of age, and a citizen of the United States; that she appeared to be, and deponent believe she 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 her name to said instrument in the presence of the said deceased.

*Geo. M. Case*  
*Geo. Kellogg*

Subscribed and sworn to before me, this *22nd* day of *Jan.* A. D. *1884* *St. David* - Surrogate.  
*Chicago* County, ss.

It appearing upon the proofs duly taken in respect to the last Will and Testament of *Ann Lee* late of the village of *Fulton* in the County of *Chicago* and the State of *New York*, deceased, that the said Will was duly executed, and that the said *Ann Lee* at the time she executed the same, was in all respects competent to devise real estate, and not under restraint, the last Will and Testament of *Ann Lee* and the proofs and examinations are hereby recorded, signed and certified by me, pursuant to the provision of the Revised Statutes, this *23rd* day of *January* A. D. *1884* *F. Dancer* Surrogate.

LAST WILL AND TESTAMENT OF *Ann Lee* deceased.

BE IT REMEMBERED, That heretofore, to wit, on the *22nd* day of *January* in the year of our Lord one thousand eight hundred and *eighty four* *Mary Francis Lee* Executrix named in the LAST WILL AND TESTAMENT of *Ann Lee* late of the village of *Fulton* in the County of *Chicago* deceased, appeared in open Court, before the Surrogate of the County of *Chicago* and made application to have the said LAST WILL AND TESTAMENT of *Ann Lee* 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 of him 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 of the said testator, by their respective names, stating their respective places of residence, requiring them to appear before said Surrogate at *Fulton* in the said County, on the *22nd* day of *January* A. D. *1884* to attend the Probate of said Will.

And afterwards to wit: on the *22nd* day of *January* A. D. *1884* satisfactory evidence by affidavit, was produced and presented to said Surrogate, of the *waiver* of said Citation in the mode prescribed by law; and on that day no one appearing to oppose the Probate of such Will and Testament, such proceedings was thereupon had in said Court afterwards, that the said Surrogate took the proofs of said Will and Testament hereinafter set forth, upon this *22nd* day of *January* A. D. *1884* and he thereupon adjudged the said Will and Testament to be a valid Will and Testament 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, *Alexander Thompson* of the town of *Schroffpel* *Chicago* County State of *New York* being of sound mind and memory, and considering the uncertainty of this frail and transitory life, do therefore make, make, 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 to my wife *Jane Thompson* the sum of two hundred dollars for her to have and hold for her own use and benefit and also the household furniture, bedding clothing &c. and also direct that she have the use and occupation of the real estate for her own use during her life, also give to her all my horses & cattle & wagon, together harness and all farming tools and implements to be used on said farm by her or otherwise for her use.

Second: I give and bequeath to my said children viz. *Alexander*, *William Henry*, *Edward*, *Esther*, *Warner*, all the rest residue and remainder of my property of every kind and nature to be divided equally between them each to have alike and to have possession thereof immediately after decease of my said wife *Jane Thompson*, and not before them.

Third: I make, constitute and appoint *Frank Washer* of *Schroffpel*, *Chicago* Co. & *George W. Robinson* of the town of *Palmer* *Chicago* Co. *N.Y.* to be executors of this my last Will and Testament, hereby revoking all former Wills by me made.

I, Witness Whereof, I have hereunto subscribed my name and affixed my seal the twenty sixth day of *January* in the year of our Lord one thousand eight hundred and *eighty four*.

*Alexander X Thompson* (L.S.)  
mark

The above written instrument was subscribed by the said *Alexander Thompson* in our presence, and acknowledged by him to each of us: and he at the same time declared the above instrument, so subscribed, to be his last Will and Testament; and we, at his request, have signed our names as witnesses hereto, in his presence and in the presence of each other, and written opposite our names our respective places of residence.

*Frank Washer*, residing at town of *Schroffpel* *Chicago* Co. *N.Y.*  
*Warner Bell*, residing at town of *Schroffpel* *Chicago* Co. *N.Y.*