

I, Henry William Miller of the City of Oswego County of Oswego and State of New York being of sound mind and memory, do 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, devise and bequeath Mrs. Aurelia Peabody now residing in the City of Benwood, West Virginia Marshall County, wife of Horatio N. Peabody, she is my cousin and was brought up by me & was adopted by me from her youth as my daughter, to whom I give & bequeath all my worldly goods, to wit - money now deposited for the City Savings Bank in the City of Oswego, my gold watch and chain, my wearing apparel, trunks & any money I may have at my death not deposited or any & all other property I may have left after paying my lawful debts and funeral expenses.

Likewise, I make, constitute and appoint the said Aurelia Peabody and her husband, Horatio N. Peabody, my sole executors to be execute all the requirements 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 twenty fourth day of April in the year of our Lord one thousand eight hundred and eighty four.

Henry W. Miller. (LS)

The above instrument, consisting of one sheet, was at the date thereof subscribed by Henry William Miller in the presence of us and each of us and he at the time of making said subscription, acknowledged that he executed the same and declared the said instrument so subscribed by him to be his last Will and Testament. Whereupon we then and there, at his request, and in his presence and the presence of each other, subscribed our names as witnesses thereto.

Alex. Belger residing at the City of Oswego, N.Y.
Frank Shouat residing at Oswego, N.Y.

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament of

Isaac Sidebotham deceased.

Oswego County, ss.

James Shore and James J. Montague each being first duly sworn, do upon Oath, upon their several corporal oaths, each for himself, both depose and say, that they are subscribing witnesses to the last Will and Testament of Isaac Sidebotham late of the town of Orwell in the County of Oswego and State of New York deceased. And these deponents do further say, that the said Isaac Sidebotham 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 2nd day of October one thousand eight hundred and 79. 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 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,

Subscribed and sworn to before me, this 18th day of May, A. D. 1884. F. David Surrogate, Oswego County, ss.

It appearing upon the proofs duly taken in respect to the last Will and Testament of Isaac Sidebotham late of the town of Orwell in the County of Oswego and the State of New York, deceased, that the said Will was duly executed, and that the said Isaac Sidebotham 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 of the said Isaac Sidebotham and the proof and examinations are hereby recorded, signed and certified by me, pursuant to the provision of the Revised Statutes, this 22nd day of May, A. D. 1884. F. David Surrogate.

LAST WILL AND TESTAMENT OF

Isaac Sidebotham deceased.

BE IT REMEMBERED, That heretofore, to wit, on the 20th day of March in the year of our Lord one thousand eight hundred and eighty four, Sarah Sidebotham Executrix named in the LAST WILL AND TESTAMENT OF Isaac Sidebotham late of the town of Orwell 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 produced before our Surrogate duly proof of the waiver of issue & service of Citation in this matter of proving the last Will of the said deceased.

And that the said Sarah Sidebotham did then upon some Citation in due form of law, directed to the heirs at law, and next of kin of the said Isaac Sidebotham, by their respective names, stating their respective places of residence, requiring them to appear before said Surrogate at the village of Orwell in the said County, on the 15th day of May, A. D. 1884, to attend the Probate of said Will.

And afterwards to wit: on the 20th day of March, A. D. 1884, 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 15th day of May, A. D. 1884 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: