

I give and bequeath to my son William and his wife Rachel all my real estate in the Town of Albany aforesaid to wit being the equal and undivided half of one hundred acres of land to be taken from the north part of lot number number hundred and one in the fourth township of Saratoga County in Albany aforesaid during their lives and the life of the survivor of them to wit as joint tenants and not as tenants in common remain six to the heirs of their joint bodies remainder to right heirs of the said William Merrell on condition that they pay to my daughter Julia Ann as aforesaid bequeathed to her the sum of two hundred dollars in one year after my decease

I do give and bequeath to my son William the sum of two hundred dollars to be paid to him out of a bond running to me from Darius Merrell dated the fourth day of June one thousand eight hundred and twenty eight conditioned for the payment of two hundred dollars in one year from the date to be paid to him by the said Darius Merrell in one year after my decease

Whichever interest may accrue in the bond of the said Darius Merrell to my son from the time until one year after my decease I hereby give and bequeath unto the said Darius Merrell

I do hereby appoint my sons William and Elias the executors of this my last will and testament hereby revoking all former wills by me made

In witness whereof I have hereunto set my hand and seal the twentieth day of June one thousand eight hundred and twenty eight

Theodore Merrell {L}

Signed sealed published and declared by the above named Theodore Merrell to be his last will and testament in the presence of us who have before subscribed our names in the presence of each other and in the presence of the testator

Corwell Johnson
George Bush
Lucretia Wallace

George Corwell Johnson
I Corwell Johnson George Bush & Louisa Bush being lawfully sworn do depose & say that they each saw Theodore Merrell deceased subscribe the instrument now shown to them respectively and purports to be the last will & testament of the said deceased bearing date the 14th day of June 1828 that they each heard the said Theodore Merrell declare the same to be his last will & testament that each subscribed their name thereto as a subscribing witness at the request of said Theodore Merrell that at the time of the execution thereof the said Theodore Merrell was of sound mind & memory & not under any restraint or of full age and the said Corwell Johnson for himself do further depose & say that the said Theodore Merrell died at the place aforesaid on or about the 18th day of the last and the said Louisa Bush for herself do further say that at the time of the execution of said instrument her name was Louisa Wallace that she subscribed her name to said instrument & that since that time she has married the above named George Bush and further these deponents say not

Corwell Johnson
Geo Bush
Louisa Bush

I am subscribed before me this 5 day of July 1822

Robinson Surrogate

In the name of God Amen

I Elijah Allen of Hastings County of Oswego & State of New York being weak in body but of sound & perfect mind and memory (blessed be Almighty God for the same) do make & publish this my last will & testament in manner following (that is to say) First I give & bequeath to my beloved wife Elizabeth Allen the one half of all my real estate all the household furniture and the one half of all the rest of the personal property. Also the use of the other half of my real estate and personal property as apt such as I wish to my wife except paying of all the Arrearages which now is or may be against my estate at my decease from my decease until my son Dwight shall arrive to the age of fourteen years & for the use which my wife Elizabeth is to support my son Dwight at school & pay all his necessary expenses that may accrue during the above mentioned term and when my son Dwight shall arrive to the age of twenty