

Oswego County ss: To wite the presenting last will and testament of Samuel Hawley deceased as and for the said deceased last will and testament with the real and personal estate of the said testator together with the proofs taken in the Oswego Surrogates Court relating to the said last will and testament, which record is hereby signed and certified by me this sixth day of February A.D. 1850 according to the provisions of the Revised Statutes of the State of New York.

Chas. Whitney
County Judge &c.

Be it remembered that heretofore to wite on the 7th day of January A.D. 1850 Samuel Hawley appeared in open court before Wm. H. Whitney County Judge of the county of Oswego and made application to have the will of Elizabeth Tomlinson late of Oswego deceased in which the said Samuel Hawley is named and appointed executor and which relates to both real and personal estate proved and on such application the county judge did ascertain by satisfactory evidence who were the heirs next of kin of said deceased and their respective places of precedence and said county judge did thereupon issue a citation by directed to the said heirs next of kin by their respective names stating their respective places of precedence and requiring them to appear in this court before the said judge at the Oswego Hotel in the city of Oswego on the sixth day of February then next and attend the probate of said will and afterwards to wite on the said sixth day of February satisfactory evidence was produced and presented by affidavit of the devisor of the said citation in the mode provided by law and no one appearing to oppose such proceedings were thereupon had afterwards that the said judge took the proof of the will being set forth upon this sixth day of February A.D. 1850 and he adjudged the said will to be a valid will of real and personal estate & the proofs thereof to be sufficient, which said will & proofs are as follows viz:

In the name of God amen: I Elizabeth Tomlinson of the county of Oswego and State of New York widow of John B. Tomlinson deceased do make, publish and declare my last will and testament in manner following to wite:

my real estate to hold to them and the survivors upon trust to take and receive the rents issues and profits thereof and apply the same to and for the sale and separate use of my daughter Celia Hawley wife of John P. Hawley and free from any control or interference of said John P. Hawley during the joint lives of said Celia and John and upon the further trust that if said Celia shall survive her said husband that my said executor and trustees shall convey all said real and personal property to said Celia in fee simple and in that event I give and devise the same to her - her heirs & assigns and upon the further trust that my said executor & trustees shall grant and convey said real and personal property in such manner and to such uses and purposes as said Celia shall by her last will and testament or by any other instrument in writing direct and in default of her making such last will and testament or other instrument of the said John P. Hawley shall survive said Celia then to convey all the said real and personal estate then remaining to said John P. Hawley his heirs and assigns.

Second I authorize and empower my Executors and Trustees hereinafter named anything they before to the contrary notwithstanding if they shall think it to the interest of my said daughter with her concurrence to sell and convey the whole or any part of my real and personal estate and I order and direct them to hold and dispose of the proceeds upon the like trusts in like manner as I have directed with respect to the real and personal property mentioned in the first clause of this my will and of the rents and profits thereof.

Third I nominate and appoint George Davis and Samuel Hawley of Oswego my Executors of this my will and trustee as aforesaid hereby revoking all other wills by me heretofore made.

In witness whereof I have hereunto set my hand and seal the fifth day of November in the year one thousand eight hundred and forty five -

Lyned, Sealed, published and declared by the said Elizabeth Tomlinson as and for her last will and testament in our presence and we have hereunto set our names and in her presence and in the presence of each other subscribed our names as witnesses the word property being erased on first page before execution by } Elizabeth Tomlinson S.S.

J. S. Deane of Oswego
A. W. Hawley of Oswego