

... and by her last will and testament
That the same this deponent and Isaac J. Davis, her son and
their names at the said time of her decease, also at the request
of the testatrix in her presence, and that the said testatrix at the time
of executing and publishing the said last will and testament,
was a citizen of the United States, of full age and of sound mind
and memory, not under restraint, and was in all respects
competent to make a last will and testament.

Given this sixth day of
February 1850, before me,

A. H. Hawley

U. H. Whitney
County Judge

Orleans County Records the preceding last will and testament
of Elizabeth Tomlinson deceased, as and for a will of real and
personal estate together with the proofs taken thereon in the
Orleans County Probate Court relating to the said last will and
testament which record is hereby signed and certified by
me pursuant to the provisions of the Revised Statutes, this sixth
day of February A.D. 1850

O. H. Whitney
County Judge &c.

Be it remembered that herebefore to wit on the 3^d
day of December A.D. 1850 Andrew Gilbert, the executor
named in the last will and testament of Isaac Shepard of
the town of Schrafflet in Orleans County deceased, appeared in
open court before O. H. Whitney County Judge of Orleans
County and made application to have the said last will
testament which relates to real and personal estate
proved and on such application the county judge did
ascertain by satisfactory evidence who were the heirs
and next of kin of the said deceased, and their respective
shares of said estate, and said County Judge did then
upon issue a citation, in due form of law directed to
the said heirs and next of kin, by their respective names
standing, their respective places of residence and requiring
them to appear in his court, upon the said day with
proofs of their relationship to the said deceased, and

... and by her last will and testament
and on the said day of February, 1850, the said
proceedings were taken, and on that day no objection
in the mode prescribed by law, and on that day no objection
to the said proceedings were thereupon made, and the
said County Judge took the oath of the said will herinbefore set forth
upon the 3^d day of February, 1850, and he adjudged the said
will to be a valid will of real and personal estate and the
proofs thereon taken sufficient, which said will and proofs
are as follows, 1850

Know all men by these presents, that Isaac
Shepard, late of the town of Schrafflet, county of Orleans and State of
New York, considering the uncertainty of this life and being of
sound mind do make and declare and publish this
my last will and testament.

First, I give and bequeath unto my sister Martha E. Kirkland of
the aforesaid town and county, forty acres of land to be taken
off from the north end of my farm, that I now own and
occupy in said town of Schrafflet known as the West
half of Lot No. 28 in the 16th Township of Sherburne parish
said forty acres to be taken from the north end of
said half lot by a line across said lot parallel
with the north line, together with the dwelling house
and barn, and all the appurtenances thereto in landing.

Second, I give and bequeath to my brother Andrew Shepard of the
aforesaid town all the remainder of my farm on said lot
No. 28 containing about thirty acres in consideration
that he shall pay to my beloved mother Elizabeth Shepard one hundred
and twenty five dollars one year after my decease also pay the balance of
my just debts after the value of my personal property and also three hundred
(8350) and fifty of the value of my house and lot in Sutton which is to be
applied to the payment of said debts.

Third, I give and bequeath unto my brother Andrew Gilbert my house and lot
situate in the village of Sutton in said county, it being the premises
described of late by A. P. Kirkland and und require him to pay to my exec
utor the sum of three hundred and fifty dollars.

over
I be paid in their equal and parents from my decease. and in
case that there is any balance of property in the hands of my executor after
paying my just debts and expenses of and also furnishing a good and
suitable household at my expense, then the balance I give to my Mother sister
Martha, brother Kirkland, and brother Andrew, to be equally divided be-
tween them

Fourth, I do nominate and appoint my brother Andrew Gilbert my executor