

...idew, who were the widow, heirs and next of kind said testator and their respective residences, and some of them appearing to be minors, having no general guardian within the state of New York a special guardian was appointed according to law, to take care of the interest of the said minors, in the matter of proving said will, by an order entered for that purpose by said Judge. And said Judge did thereupon issue a citation in due form of law directed to the said widow heirs and next of kin and special guardian by their respective names, stating their respective places of residence requiring them to appear in this court before the said Judge at his office in the Town of Mexico on the 24<sup>th</sup> day of June then next and attend the probate of said will, and on the said day of June 24<sup>th</sup> satisfactory evidence by affidavit was produced and presented to said Judge of the service of the said citation in the mode prescribed by law and on that day no one appearing to oppose, such proceedings were thereupon had afterwards, that the County Judge took the proof of the said will hereinafter set forth upon this twenty fourth day of June one thousand eight hundred and fifty and he adjudged the said will to be a valid will of personal estate and the proofs thereof to be sufficient which said will and proofs are as follows, that is to say:

September 15<sup>th</sup> 1849.

Know all men by these presents that I Reuben Benton of the Town of Oswego and County of Oswego and State of New York Considering the uncertainty of this life and being of sound mind and memory do make declare and publish this my last will and testament.

- First I give and bequeath unto my beloved wife Rachel my estate and real estate during her natural life
- Second I give and bequeath to my son Horace Benton the the remainder of my estate after the decease of my wife.

I appoint Benjamin Lewis administrator of my last will and testament  
 Benjamin B. Lewis  
 J. R. L.S.  
 witness his mark

Signed sealed declared and published by said Reuben Benton as and for his last will and testament in

presence and in presence of each other have subscribed their names as witnesses hereto

William B. Lewis  
 Peter D. Forest

Oswego County Surrogate Court  
 In the matter of proving the  
 last will and testament of  
 Reuben Benton deceased

Oswego County S.S. Benjamin Lewis of the town of Granby in said County being duly sworn says that the paper purporting to be the last will and testament of Reuben Benton late of the town of Oswego deceased being the paper now produced and shown to this deponent bearing date September 15. 1849 was delivered to this deponent for safekeeping soon after the same was executed by the said deceased and remained in my possession until after the death of said Reuben Benton and that deponent a short time since delivered the said will to O. C. Randall for probate and deponent has since received the same from him and it has remained in the possession of this deponent from that time until it was delivered over to the County Judge of Oswego County for probate and this deponent further says that the said will since it was drawn has been in no respect altered or changed and further says not

Subscribed and affirmed before me } Benjamin Lewis  
 this 24<sup>th</sup> day of June 1850 }  
 O. H. Whitney C. Judge &c.

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 Reuben Benton deceased

Oswego County S.S. William B. Lewis of the town of Granby and Peter D. Forest of the town of Oswego in the County of Oswego each being duly and really sworn and examined before O. H. Whitney, County Judge of Oswego County each for himself doth depose and say that he this deponent was well acquainted with Reuben Benton late of the town of Oswego in the County of Oswego now deceased. That this deponent was present as a witness, and did see the said Reuben Benton subscribe at the