

and shows to this deponent purporting to be the last will and testament of the said deceased, bearing date the fifteenth day of September in the year of our Lord one thousand eight hundred and forty nine. That the said testator at the same time declared the instrument so subscribed by him to be his last will and testament. That thereupon these deponents did each subscribe their names at the end thereof as witnesses thereto at the request of the testator and in his presence, and that the said testator 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.

Specially sworn this 24 day of June A.D. 1850, before me }
 O. H. Whitney C. Judge &c. }
 Hiram B. Lewis
 Peter O. Foxnet

Oswego County, S.S. Recorded the preceding last will and testament of Reuben Benton deceased as and for a will of personal estate together with the proofs taken in the Oswego County Surrogate Court relating to the said last will and testament which record is hereby signed and certified by me pursuant to the provision of the Revised Statutes this twenty fourth day of June one thousand eight hundred and fifty

O. H. Whitney
 County Judge &c.

Be it remembered that heretofore to-wit, on the 17 day of June A.D. 1850 Abraham Fort and Julius W. Brown the executors named in the last will and testament of Allen S. Patten late of the town of Oswego in the county of Oswego deceased appeared in open court before the county judge as surrogate of Oswego county and made application to have the said last will & testament which relates to both real and personal estate proved: and on such application the said surrogate did assent by satisfactory evidence who were the heirs & next of kin of the said testator, & their respective residences, and

guardian within the State of New York a special guardian was appointed in due form of law to take care of the interests of the said minors in proving said will by an order entered for that purpose by said surrogate, and said surrogate did thereupon issue a citation according to law directed to the said heirs, next of kin & special guardian by their respective names, stating their respective places of residence, requiring them to appear before said surrogate at the City Hotel in the City of Oswego on the twentieth day of July then next, and attend the probate of said will.

And afterwards to-wit, on the said 12th day of July satisfactory evidence by affidavit was produced and presented to said surrogate of the service of the said citation in the mode prescribed by law, and on that day no one appearing to oppose the probate of such will such proceedings were thereupon had afterwards, that the county judge took the proof of said will hereinafter set forth upon this twentieth day of July A.D. 1850, and he adjudged the said will to be a valid will of real and personal estate, and the proof thereof to be sufficient which said last will & testament & proof are as follows:

I Alley S. Patten of the town of Oswego, County of Oswego, New York, state, being of sound mind & memory do hereby make and publish this my last will and testament.

I give and bequeath unto my daughters Susanna R. Patten and Francis Patten all my household furniture beds bedding &c. to be appraised by Almira Shaw Lorna M. Fort Caroline C. Brown.

Second. I give and bequeath to my sons Elisha S. Patten and Horace S. Patten a sum equal to the above named appraised articles to be paid from any available means:

I also direct that my farm situated in the town and county of Oswego New York State be rented for the term of three years on the first of April last. the avails of which to be applied in payment of my debts not exceeding twenty dollars per year to be expended in repairs of said farm, also my personal property to be sold & the avails also applied in payment of my debts; should the above prove insufficient for the payment of my debts, then my farm above described to be sold at the expiration of the three years above mentioned and an amount were sufficient to satisfy all demands against my estate, the remainder to be divided equal between my four children above named, to the said boys at the age of twenty one years, and to the girls at the age of