

SURROGATE'S COURT.

In the Matter of Proving the Last Will and Testament of

Susan Barnes

DECEASED.

George County, SS.

Eliza Phillips of Albany in said County

and being first duly sworn, in open Court, upon solemn oaths, and for himself doth depose and say, that he is a subscribing witness to the last Will and Testament

of Susan Barnes late of the Town of Albany in the County of Oswego and State of New York deceased, did, in the presence of each of these deponents, subscribe his name at the end of the instrument in writing, which is now here shown to these deponents, and which appears to be the last Will and Testament on the 19th day of May of the said deceased, and which bears date one thousand eight hundred and Sixty one

That the said deceased did, at the time of subscribing his name to the said instrument, as aforesaid, declare the same to be his last Will and Testament; and these deponents did thereupon subscribe their names at the end of said instrument, as attesting witnesses, in the presence of the said deceased, and in the presence of each other, and that the said deceased, at the time of so subscribing his name to said instrument, as aforesaid, and publishing said instrument, as aforesaid, was upwards of twenty-one years of age, and a citizen of the United States; that the deponent who appeared to be, and deponent believes he was of sound mind, memory, and understanding, and not under any restraint, and as deponent verily believes in all respects competent to devise real estate; that each of these deponents saw the said deceased sign his name to said instrument in the presence of the said deceased. That the said S. D. Buffington, his other

Subscribing Witness is now dead.