

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament
OF

DECEASED.

COUNTY, ss:

_____ and _____
being first duly sworn, in open Court, upon their several corporeal oaths, each for himself, doth depose and say, that they are subscribing witnesses to the _____ last Will and Testament _____ of _____ late of the _____ of _____ in the County of _____ and State of _____ deceased. And these deponents do further say, that the said _____ 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 purports to be _____ the last Will and Testament of the said deceased, and which bears date on the _____ day of _____ one thousand eight hundred and _____. 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 own respective names at the end of said instrument, as attesting witnesses to the execution thereof, each at the request of the said deceased, and in his presence and in the presence of each other; 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 he appeared to be, and deponents believe he was of sound mind, memory and understanding, and not under any restraint, and as deponents verily believe, in all respects competent to devise real estate; that each of these deponents saw the other sign his name to said instrument in the presence of the said deceased,

Subscribed and sworn to before me, this

day of _____ A. D. 18 ____

COUNTY, ss:

It appearing upon the proofs duly taken in respect to the Last Will and Testament of _____ late of the _____ of _____ in the County of _____ and State of New York, deceased, that the said Will was duly executed, and that the said _____ at the time he executed the same, was in all respects competent to devise real estate, and not under restraint, the said last Will and Testament _____ and the proofs and examinations are hereby recorded, signed and certified by me, pursuant to the provisions of the Revised Statutes, this _____ day of _____ A. D. 18 ____

Surrogate.

LAST WILL AND TESTAMENT OF

Josiah Wright

DECEASED.

Be it Remembered, That heretofore, to wit: on the *fifth* day of *May* in the year of our Lord one thousand eight hundred and *seventy seven* Executed and named in the LAST WILL AND TESTAMENT OF *Josiah Wright* late of the *Town* of *Scitoba* in the County of *Essex* deceased, appeared in open Court, before the Surrogate of the County of *Essex* and made application to have the said LAST WILL AND TESTAMENT _____ which relates to both Real and Personal Estate proved; and on such application, the said Surrogate did ascertain by satisfactory evidence who were the _____ heirs at law and next of kin of the said testator, and their respective residences,

and said Surrogate did thereupon issue a Citation in due form of law, directed to the _____ heirs at law, and next of kin by their respective names, stating their respective places of residence requiring them to appear before said Surrogate at *his office* in the village of *Essex* in said County, on the *seventh* day of *July* A. D. 18 ____ to attend the Probate of said Will

And afterwards to wit; on the *seventh* day of *July* A. D. 18 ____ satisfactory evidence by affidavit, was produced and presented to said Surrogate, of the due service of said Citation in the mode prescribed by law; and on that day no one appearing to oppose the Probate of such Will _____ such proceedings was thereupon had in said Court afterwards, that the said Surrogate took the proofs of said Will _____ hereinafter set forth, upon this _____ day of *July* A. D. 18 ____ and he thereupon adjudged the said Will _____ to be a valid Will _____ of Real and Personal Estate, and the proofs thereof to be sufficient, which said LAST WILL AND TESTAMENT, _____ and proofs are as follows, that is to say:

WILL:

I Josiah Wright of the town of Scriba in the County of Oneida and State of New York of the age of Eighty two years and being of sound mind and memory do make publish and declare this my last Will and Testament in manner and form following

Having heretofore disposed of all my real estate by Deed only securing to myself a life interest in the same by lease and feeling quite safe and secure in receiving a comfortable maintenance care and kindness the short time I may be permitted live from my son Addison C. Wright with whom I now reside and being still the owner and possessor of some personal property consisting of five cows farming utensils household furniture &c which by agreement are to remain on the farm and in the house until after my decease. Also one Real estate mortgage upon which there is now due some \$300.00. And about the same amount deposited in Bank which with some other items of property I now dispose of by this my last Will & Testament

and
first

I give and bequeath to my ^{said} son Addison C. Wright all stock farming utensils waggon carriages &c together with all the household furniture of every kind name and nature to him and to his heirs forever on condition however that he shall at his own costs and charge procure and erect suitable marble grave stones with true and proper inscriptions on the same at the graves of my two deceased wives one Daughter and one son. The expense of the stones not to be less than fifty dollars and to be erected if possible this fall and shall also within one year after my decease pay to my executors hereinafter named the sum of One hundred dollars with the interest on the same to be computed from the time of my decease until paid

Second

I give and bequeath to my son Stephen K. Wright the sum of ten dollars. I also give and bequeath to my son Josiah J. Wright the sum of ten dollars. As to the residue and remainder of my said personal property I give and bequeath the same to my daughters Sarah now the wife of Myron D. Hitchcock. Mary M. now the wife of William Garbino and to my youngest son Wilfistoir Wright said residue and remainder to them and their heirs equally share and share alike and I hereby constitute and appoint Whiting Rice Esq. of the town of Scriba sole executor of this my last Will and

Testament hereby revoking all former Wills by me made In witness whereof I have hereunto set my hand and seal this 5th day of October 1857
 Josiah Wright S. S.

The above instrument was at the date thereof signed sealed published and declared by the said Josiah Wright as and for his last Will and Testament in presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses thereof
 Norman Burr of New Haven Conn Co
 Andrew Cox of New Haven Conn Co

Whereas I Josiah Wright of the Town of Scriba Oswego County State of New York have made my last Will and Testament in writing bearing date the 5th day of Oct- 1857 in and by which I have given and bequeathed thus to my son Addison C. Wright all stock farming utensils wagons carriages &c together with all the household furniture of every kind name and nature to him & to his heirs forever on the considerations specified in my said last Will and Testament. Now therefore I do by this my writing which I hereby declare to be a codicil to my said last Will and Testament and taken as a part thereof order and declare that my Will is that the sum of one hundred and fifty dollars be paid by my said son Addison C. Wright instead of the one hundred dollar as declared in my said last Will and Testament to be paid at the time and manner as specified in said last Will for the payment of said one hundred dollar the said one hundred and fifty dollars being in addition to the fifty dollars mentioned in my last Will to be paid by my said son Addison C. for grave stones.

Second Instead of the bequest of ten dollars given in my last Will to my son Stephen K. Wright I do now declare that my will is that my said son Stephen K. receive one hundred dollars which sum I give in trust to my daughter Mary K. Loveline and my friend William Conydon to be received by them and paid to said Stephen K. at such times and in such sums as said trustees shall deem suitable and proper for his comfortable support and maintenance whenever sick or in circumstances requiring help.

Third To my son Josiah J. Wright I give twenty dollars instead of the ten dollar named in my former Will & Testament I now hold said Josiah J. Wright's note which I request my executor to cancel or give up as payment for this bequest.

Fourth In my last Will and Testament I gave the residue & remainder of my said personal property to my son William and my

daughter Sarah now the wife of Myron D. Hitchcock and Mary H. wife of Mr. Leonard (now widow) equally share and share alike. I do now hereby declare and say with it that my said son William and my two daughters Sarah Hitchcock wife of Myron D. Hitchcock and Mary H. Leonard widow of William Leonard receive one hundred dollars each moneys of the whole of said residue. I now declare that my will is that the residue and remainder of all my personal property of whatever kind or amount be equally divided share and share alike between my three sons Stephen R. Joseph and John William and my two daughters Sarah Hitchcock and Mary H. Leonard the said Stephen R. to be given in trust to Mary H. Leonard said son should my son Stephen R. die before the said legacies of one hundred dollars shall be expended for his use and benefit then I desire and do hereby bequeath whatever sum may remain undispensed to my daughter Mary H. Leonard and to her heirs. And lastly it is my desire that this codicil be annexed to and made a part of my last will and testament as aforesaid to all intents and purposes. In witness whereof I have hereunto set my hand and seal this 14th day of March 1862. Josiah Wright L.S.

The above instrument was at the date thereof signed and sealed published and declared by the said Josiah Wright as and for a codicil to his last will and testament in presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses thereto. William Congdon Scribe Seneca County Phil Burroughs of Seneca County

Whereas Josiah Wright of the Town of Seneca Seneca County State of New York have made my last will and testament in writing bearing date the 5th day of Oct-1857 I did also on the 14th day of March 1862 make a codicil to my said last will and testament and annexed it thereto. and declared it to be a part of my last will and testament. In which said first will and testament made by me I did appoint my friend William Rice my sole executor of my said last will and testament and did not alter or revoke said appointment in the codicil annexed thereto. Now therefore I do by this my writing which I hereby declare to be a codicil to my said last will and testament and taken as a part thereof order and declare that my will is that William Congdon be and I do hereby appoint him sole executor of this my last will and testament in place of said William Rice. and I desire that this codicil be made a part of and annexed to my said last will and testament. In witness whereof I have hereunto set my hand and seal this 30th day of June 1862. Josiah Wright L.S.

The above instrument was at the date thereof signed and sealed published and declared by the said Josiah Wright as and for a codicil to his last will and testament in presence of us who at his request and in his presence and in the presence of each other have hereunto subscribed our names as witnesses thereto. William Congdon Scribe Seneca County Phil Burroughs Scribe Seneca County

In the matter of proving the last will and testament of Josiah Wright deceased Seneca County N.Y. — Norman Rowe & Andrew Roe being first duly sworn in open court upon their several corporeal oaths each for himself doth depose and say that they are subscribing witnesses to the last will and testament of Josiah Wright late of the Town of Seneca in the County of Seneca and State of New York deceased. And these deponents do further say that the said Josiah Wright deceased did in the presence of each of these deponents subscribe his name at the end of the instrument in writing which is here shown to these deponents and which purports to be the last will and testament of the said deceased and which bears date on the 5th day of October 1857. 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 own respective names at the end of said instrument as attesting witnesses to the execution thereof each at the request of the said deceased and in his presence and in the presence of each other. 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 he appeared to be and deponents believe he was of sound mind memory and understanding and not under any restraint and as deponents verily believe in all respects competent to devise real estate.

That each of these deponents saw the other sign his name to said instrument in the presence of the said deceased. Subscribed and sworn before me Norman Rowe Andrew Roe this 7th day of July 1870

SURROGATE'S COURT.

In the matter of Proving the Last Will and Testament
OF

Josiah Wright DECEASED.

Queens

COUNTY, ss:

William Congdon and *Phil*

Burrishorn

being first duly sworn, in open Court, upon their several corporeal oaths, each for himself, doth depose and say, that they are subscribing witnesses to the *Codicils to the* last Will and Testament of *Josiah Wright*

late of the *Town* of *Scriba* in the County of *Queens* and State of *New York*

deceased. And these deponents do further say, that the said *Josiah Wright* 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 purports to be *the Codicils to* the last Will and Testament

of the said deceased, and which bears date on the *14th* day of *March* one thousand eight hundred and *82 or June 30 1862 respectively* 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 own respective names at the end of said instrument, as attesting witnesses to the execution thereof, each at the request of the said deceased, and in his presence and in the presence of each other; 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 he appeared to be, and deponents believe he was of sound mind, memory and understanding, and not under any restraint, and as deponents verily believe, in all respects competent to devise real estate; that each of these deponents saw the other sign his name to said instrument in the presence of the said deceased,

Subscribed and sworn to before me, this)

7th day of *July* A. D. 18*70*

Wm Congdon
P. Burrishorn

Queens

COUNTY, ss:

It appearing upon the proofs duly taken in respect to the Last Will and Testament of *Josiah Wright* late of the *Town* of *Scriba* in the County of *Queens* and State of New York, deceased, that the said Will was duly executed, and that the said *Josiah Wright* at the time he executed the same, was in all respects competent to devise real estate, and not under restraint, the said last Will and Testament and the proofs and examinations are hereby recorded, signed and certified by me, pursuant to the provisions of the Revised Statutes, this *Seventh* day of *July* A. D. 18*70*

Henry LeRume Surrogate.

LAST WILL AND TESTAMENT OF

DECEASED.

Be it Remembered, That heretofore, to wit: on the _____ day of _____ in the year of our Lord one thousand eight hundred and _____ Execut named _____ in the LAST WILL AND TESTAMENT of _____ late of the _____ of _____ in the County of _____ deceased, appeared in open Court, before the Surrogate of the County of _____ and made application to have the said LAST WILL AND TESTAMENT _____ which relates to both Real and Personal Estate proved; and on such application, the said Surrogate did ascertain by satisfactory evidence who were the _____ heirs at law and next of kin of the said testator, and their respective residences, _____

and said Surrogate did thereupon issue a Citation in due form of law, directed to the _____ heirs at law, and next of kin _____ by their respective names, stating their respective places of residence _____ requiring them to appear before said Surrogate at _____ in the village of _____ in said County, on the _____ day of _____ A. D. 18 _____ to attend the Probate of said Will _____

And afterwards to wit; on the _____ day of _____ A. D. 18 _____ satisfactory evidence by affidavit, was produced and presented to said Surrogate, of the due service of said Citation in the mode prescribed by law; and on that day no one appearing to oppose the Probate of such Will _____ such proceedings was thereupon had in said Court afterwards, that the said Surrogate took the proofs of said Will _____ hereinafter set forth, upon this _____ day of _____ A. D. 18 _____ and he thereupon adjudged the said Will _____ to be a valid Will of Real and Personal Estate, and the proofs thereof to be sufficient, which said LAST WILL AND TESTAMENT, _____ and proofs are as follows, that is to say:

WILL:

Will and related probate documents recorded in book K of wills (Oswego Co.), starting on page 426 – Transcription by Stephen Voght, June 2022

I Josiah Wright of the town of Scriba in the County of Oswego and State of New York of the age of eighty two years and being of sound mind and memory do make, publish and declare my last Will and Testament in manner and form following.

Having heretofore disposed of all my real estate in Deed only securing to myself a life interest in the same by lease and feeling quite safe and secure in receiving a comfortable maintenance care and kindness in the short time I may be permitted live from my son Addison C. Wright with whom I now reside and being still the owner and possessor of some personal property consisting of five cows, farming utensils, household furniture &c which by agreement are to remain on the farm, and in the house until after my decease. Also one Real estate mortgage upon which there is now due some \$300.00 and about the same amount deposited in bank which with some other items of property I now dispose of by this my last Will & Testament.

And First.

I give and bequeath to my said son Addison C. Wright all stock, farming utensils, wagons, carriages &c together with all the household furniture of every kind, name and nature, to him and to his heirs forever on condition however that he shall at his own costs and charges procure and erect suitable marble grave stones with true and proper inscriptions on the same at the graves of my two deceased wives, one daughter and one son, the expense of the stones not to be less than fifty dollars and to be erected if possible this fall and shall also within one year after my decease pay to my executors hereinafter named the sum of one hundred dollars with the interest on the same to be computed from the time of my decease until paid.

Second.

I give and bequeath to my son Stephen K. Wright the sum of ten dollars. I also give and bequeath to my son Josiah J. Wright the sum of ten dollars. As to the residue and remainder of my said personal property I give and bequeath the same to my daughter Sarah now the wife of Myron D. Hitchcock, Mary M., now the wife of William Gorsline and to my youngest son Williston Wright said residue and remainder to them and their heirs equally share and share alike. And I hereby constitute and appoint Whiting Rice Esq. of the Town of Scriba sole executor of this my last Will and Testament, hereby revoking all former Wills by me made. In witness whereof I have herewith set my hand and seal this 5th day of October 1857.

Josiah Wright

Whereas I, Josiah Wright of the Town of Scriba, Oswego County, State of New York have made my last Will and Testament in writing bearing date the 5th day of October 1857 in deed by which I have given and bequeathed (illeg.) to my son Addison C. Wright, all stock, farming utensils, wagons, conveyances &c together with all the household furniture of every kind, name and nature to him & to his heirs forever on the considerations specified in my said last Will and Testament, now wherefore I do by this my writing which I hereby declare to be a codicil to my said last Will and Testament, and taken as a part thereof, order and declare that my Will is that the sum of one hundred and fifty dollars be paid by my said son Addison C. Wright instead of the one hundred dollars as declared in my said last Will and Testament, to be paid at the time and manner as specified in said last Will for the payment of said one hundred dollars. The said one hundred and fifty dollars being in addition to the fifty dollars mentioned in my last Will to be paid by my said son Addison C. for gravestones.

Second.

Instead of the bequest of ten dollars given in my last Will to my son Stephen K. Wright, I do now declare that my will is that my said son Stephen K. receive one hundred dollars which sum I give in trust to my daughter Mary W. Gorsline and my friend William Congdon to be received by them and paid to said Stephen K. at such times and in such sums as said trustees shall deem suitable and proper for his comfortable support and maintenance whenever sick or in circumstances requiring help.

Third.

To my son Josiah J. Wright I give twenty dollars instead of the ten dollars named in my former Will & Testament. I now hold said Josiah J. Wright's note which I request my executor to cancel or give up as payment for this bequest.

Fourth.

In my last Will and Testament I gave the residue & remainder of my said personal property to my son Williston and my daughter Sarah, now the wife of Myron D. Hitchcock and Mary M., wife of Wm. Gorsline (now widow) equally share and share alike. I do now hereby declare and my will is that my said son Williston and my two daughters Sarah Hitchcock wife of Myron D. Hitchcock and Mary W. Gorsline widow of William Gorsline receive one hundred dollars each instead of the whole of said residue. I now declare that my will is that the residue and remainder of all my personal property of whatever kind or amount be equally divided share and share alike between my three sons Stephen K, Josiah and Williston and my two daughters Sarah Hitchcock and Mary M. Gorsline, the said Stephen K. to be given in trust to Mary M. Gorsline said \$100, should my son Stephen K. die before the said bequest of one hundred dollars shall be expended for his use and benefit then I desire and do hereby bequeath whatever sum may remain unexpended to my daughter Mary M. Gorsline and to her heirs. And lastly it is my desire that this codicil be deemed to and made a part of my last Will and Testament as aforesaid in all intents and purposes. In witness thereof I have hereunto set my hand and seal the 14th day of March 1862.

Josiah Wright

Whereas I, Josiah Wright of the Town of Scriba, Oswego County, state of New York have made my last Will and Testament in writing bearing date the 5th day of Oct 1857. I did also on the 14th day of March 1862 make a codicil to my said last Will and Testament and annexed it thereto and declared it to be a part of my last Will and Testament, in which said first Will and Testament made by me I did appoint my friend Whiting Rice my sole executor of my said last Will and Testament and did not alter or revoke said appointment in the codicil annexed thereto. Now therefore I do by this my writing which I hereby declare to be a codicil to my said last Will & Testament and taken as a part thereof order and declare (illeg.) executor of this my last Will and Testament in place of said Whiting Rice, and I declare that this codicil be made a part of and annexed to my said last Will and Testament in witness whereof I have hereunto set my hand and seal this 30th day of June 1862.

Josiah Wright