

**List of Probate docs.
Berkshire Co. Probate**

transcribed by Sara Doherty June 27, 1996

John Whitlock, Sr. of Lenox, MA. File No. 2618 Proved March 7, 1809

Docs. in file:

Recorded Bk 14 P 318	Presented Dec. 6 1808	John Whitlock Sr.'s Will Assignment of Wid. Share in real Estate Exec. Acct of Settlement of Pers. Estate Inv. of Estate Notice to Heirs Statement of Acct [not finished] Petition for Assignment Executors' Bond
Book 14 p. 437 or 431	Aug. 1, 1809	
Bk 15 pp. 54/55	Mar. 6, 1810	
Bk. 14 p. 389	June 6, 1809	
-----NA	Mar. 6, 1809	
-----NA	Mar. 7, 1809	
Bk. 14 p. 340	Apr. 4, 1809	
Bk. 14 p. 319	Mar. 7, 1809	

Will of John Whitlock Sr of Lenox, MA

Cond. of doc. very fragile Line by line transcription

trans. 6/27/1996 Sara Doherty

Inthe Name of GOD amen.

I John Whitlock of Lenox in the County of Berkshire and Commonwealth of Massachu setts of sound memory and understanding do this ---- third day of Feb.

AD 1794 make and publish this my last Will and Testament.

In the first place I resign my soul to God the father of all beings in humble reliance on his mercy thro the merits of the blessed Redeemer for a happy Immortality and my Body to the Earth from whence it was taken.

As to the worldly substance with which it has pleased God to bless me I give and dispose of it in the following man ner that is to say, To my dearly beloved wife Rhoda I give and bequeath fifty acres of my home lot whereon I now live to be taken from the West end of said Lot and to extend so far east that it shall contain the said quantity of fifty acres the East line thereof to run parallel to the West line of my sd Lot and extending the whole breadth of sd Lot. To have and to hold and enjoy the same toge ther with all the buildings thereon standing during her natural life. And to my sd Wife I further give all my personal estate whatsoever over and above what shall be necessary to defray my just debts and funeral charges ____.

To my beloved son John Whitlock I give and bequeath all the residue of my said home Lot to have and to hold the same to him and his heirs and assigns forever. I also give my said son John the said fifty acres first described to have and to hold the same to him his heirs and assigns from the de mise of my said wife forever. To my be loved daughter Betty wife of Doct. Thaddeus Thompson I give fifteen acres of Land to be

taken from the North side of my fifty acres lot situated in Stockbridge in said County of Berkshire bounded on William Walker's land Giddeon Smith's land & Enos Hanes [?] Lands & said fifteen acres to extend from the north line of said Lot the whole Length of the same so far south as to include said quantity with a line to be drawn parallel to the said North Line to have and to Hold the same to her, her heirs and assigns as an estate in fee forever.

To my beloved Daughter Sarah wife of {My }[crossed out] Daniel Willson I give fifteen acres parcel of the residue of my Last mentioned fifty acre Lot and to be taken next south of the Sd Betty's Land to extend so far South the whole length of Sd Lot as to include said quantity the South Line of the same to be drawn parallel to the South Line of the said Betty's Land to have hold enjoy the same to her her heirs and assigns forever.

To my beloved Daughter Abigail wife of James Keeler I give and bequeath all the residue of my said fifty acres Lot to have and hold the same to her her heirs and assigns forever.

And to my beloved Daughter Ruth wife of Thomas Rockwell I give and bequeath the sum of Ten shillings to be paid to her out of my personal estate by my Executors herein after wards named the having received what I conceive her proportion of my estate in advance. And In case my said son John Whitlock should be incapable of taking the real estate herein described to go to him by virtue of this devise on account of his being an Alien then I devise the whole of the said Home Lot Subject to the said Life estate of my said wife to his the said John's son Jonathan Whitlock he paying to his father the sum of five hundred pounds lawful money of Massachusetts within

two years after my decease. And I hereby constitute my said wife Rhoda and Daniel Williams of said Lenox Taylor executors of this my last Will and Testament In Witness of all which I have hereunto set my hand & Seal the Day and Year above written.

Signed Sealed & Delivered by the said John Whitlock as for his last will and Testament in the presence of us who were present at the signing and sealing thereof

John Whitlock

Enoch W. Thayer
Azariah Egelston
Stephen Willard

attachment: {printed}

Berkshire ss.

AT a Court of Probate, Holden at Lenox within said county of Berkshire on the seventh day of March A. D. 1809, before the Hon. WILLIAM WALKER, Esq. Judge of the said Court. The instrument hereunto annexed, is presented as the Last Will and Testament of John Whitlock late of Lenox in the County of Berkshire deceased, by Rhoda Whitlock and Daniel Williams executors therein named, for Probate: (all the heirs at law of said deceased being duly notified) And Enoch W. Thayer Esq. and Stephen Willard two of the subscribing witnesses to the same, appearing made oath that they saw John Whitlock the Testator sign and seal and heard him publish and declare the same to be his last Will and Testament; that he appeared to be of lawful age, sane mind and disposing memory, when he did it, that they together with Azariah Egelston who is absent at Boston all subscribed witnesses to the same, at the same time, in the presence of the Testator. Whereupon I the said judge, do adjudge and decree that the same is proved: And it is hereby approved, ratified and confirmed as the last Will and Testament of the said John Whitlock deceased, In testimony whereof, I hereunto set my hand and seal of said Court.

William Walker

close relative to the Thomas¹ Whitlock of Gravesend (Brooklyn), NY, the likely progenitor of our Betsy⁶ Whitlock's family (if only I could find the church records or something...), as High Wycomb is only about 10 or so miles from Aston Clinton and neighborhood. [See Whitlock I below]. Both covenanted in the Milford, CT Church June 23, 1644, and their first four children were baptised there at that time. His houselot was No. 52 in Milford, located on West Farm St. He held land next to his brother Timothy¹ as of Dec. 1648. The present ROW for the New York/New Haven railroad goes through it, more or less. The family removed to Hadley, MA ca. 1663. He was made freeman 1666. He apparently immigrated with two of his brothers, Nathaniel¹ and Timothy¹. Hannah died, probably in Hadley ca. 1665. Joseph¹ married secondly, Isabel¹ (Ward) (Catlin) Northam, widow of John² Catlin, of Connecticut and New Jersey, and of James Northam. She had come to Massachusetts with her son John³ Catlin and daughter Mary³ Catlin, as Wid. Catlin from Newark, NJ, and she d. Dec. 8, 1676. This Isabell was the mother of Mary³ (Catlin) French (see Graham Line French II), but the proof is a bit circumstantial and the Catlin genealogies are a mess. This theory does not agree with the printed Catlin genealogy, which is full of loopholes. [This relatively modern work is referred to as "a piece of Cheese!!" by one professional genealogist of my acquaintance.] He married third Elizabeth¹ (Gibbons) (Hitchcock) Warriner, the widow of both Luke¹ Hitchcock (see Graham Line) and William¹ Warriner (see above). Elizabeth died Apr. 25, 1696. We not only descend from Joseph and Hannah but from all three of his wives as well

Children of Joseph¹ and Hannah¹ (Whitlock) Baldwin:

1. Joseph² bp. June 23, 1644 m. Sarah² Coley, dau. Benjamin¹ he d. Nov. 21, 1681 she d. _____, 1689 Ch: Joseph³ m. Elizabeth Grover rem. to Malden, MA, James³ m. Elizabeth (____) rem. to Saybrook & Malden, MA, Mehitable³ d. inf., Hannah³ d.y., Mary³ d.y., Mercy /Mary³ m. Sam Allen, Jr., Samuel³, Hannah³
2. Benjamin² bp. June 23, 1644 m. Hannah Sargeant, dau. of Jonathan of Branford, CT he d. ___ she d. ___ rem. to Newark, NJ Ch: ?
3. Hannah² bp. June 23, 1644 m. May 6, 1658 Jeremiah Hull of New Haven s. of Richard he d. June 13, 1700 she d. _____ Ch: (Hull) Mary, and others... [check Hull genealogies] check Fams of N. Hav....
4. Mary² bp. June 23, 1644 m. John³ Catlin b. Arthur Kill, NJ rem. to Deerfield, MA, s. of John¹ Catlin and Isabel¹ (Ward) (Catlin) Northam and bro. of Mary³ (Catlin) French see Graham Line) he d. during the Deerfield Massacre Feb. 28, 1704 She became famous during the Deerfield Massacre for her compassion to a wounded French invader, who, having invaded her home, killed her husband and a child and kidnapped others she took in and gave water and a place to quietly die. For this small kindness she was not dragged off to Canada along with the other women, but was found by the rescue party who came to the relief of Deerfield. This incident is recalled in The Unredeemed Captive by John Demos, a recent history of the Massacre and it's aftermath she d. _____ Ch: (Catlin) Joseph⁴, John⁴, Jonathan⁴, Elizabeth⁴ m. James Corse,

- Hannah⁴ m. Thomas Bascom, Sarah⁴ m. Michael Mitchell, Esther⁴ m. Ebenezer Smead, Ruth⁴ [get m.'s of these]
5. Elizabeth² bp. Mar. 1645 m. James² Warriner of Springfield, MA
6. Martha² bp. Mar. 1645 m. Dec. 226, 1667 John Hawkes, s. John of Hadley she d. Jan. 7, 1676, John Hawkes was killed at the Deerfield Massacre Feb. 28, 1704 Ch: (Hawkes) John d.y., John m. Thankful, Hannah m. Jonathan Scott of Waterbury, CT
7. Sgt. Jonathan² b. Feb. 15, 1649 bp. Feb. 17, 1649 m. 1) Nov. 2, 1677 Hannah Ward, dau. of John she d. June 9, 1693 m. 2) Thankful Strong, dau. of Elder John and Abigail (Ford) Strong of Windsor he d. Dec. 13, 1739 she d. ____ Ch: (1st w.) Jonathan³ m. Mary Tibbals rem. to Waterbury, John³ m. ____ rem. to Connecticut Farms, NJ, Joseph³ m. ____ rem. to Newark, NJ, Hannah³ d.y., Daniel³ m. Patience Stevens rem. to Wallingford, Joshua³ m. Elizabeth (____), (2nd w.) Abigail³ m. Joseph Tibbals rem. to Durham, CT, Hannah³ m. Josiah Fowler, s. of Abraham, Martha³ d.y., Ebenezer³ d.y., Noah³ m. Thankful Johnson of Stratford, Phebe³ d. unm., Ezra³ m. Ruth Curtis rem. Durham, CT
8. David² b. Oct. 19, 1651 m. Mary², dau. Ens. John² Stream of Milford, CT Nov. 11, 1674 he d. Sept. 1683 she d. May 28, 1712 he was JP, Ensign and many times member of the General Assembly Ch: Samuel³ m. Sarah Kirby, dau. of Joseph and Mary (Markham) Kirby, David³ m. Abigail Wilkinson rem. to Durham then Litchfield, Nathan³ m. Elizabeth Rogers, dau. of John and Mary (Ford)
9. Sarah² b. Nov. 6, 1653 m. Samuel Bartlett of Northampton, MA he d. ____ she d. ____ Ch. (Bartlett) Samuel, Sarah, Mindwell m. Waitstill Strong, Joseph, Ebenezer m. 1) Martha Lyme 2) Eliz. Burt and 3) Sarah Strong, Elizabeth, Preserved, William, David, Benjamin

[In same packet wrongly filed] heavy paper w/ crown watermark] no date

A statement of the accounts of the agent on the estate of John Whitlock Jr. late of Lenox Abentee as appears from the Records of the Court of Probate for the County of Berkshire

Real Estate appraised at	£ 262..0..0
Personal estate & condils	£ 13..15..3
Debts due from	£ 83.. 19..5
Additional Debts	£ 8..15.3
Certified by Edw. Edwards Reg.	

This appears to be the estate of the Absentee in 1783 when it was attached.
Only Real estate remained in 1809

Know all Men by These Presents
that we Rhoda Whitlock widow and Daniel Williams Jr
innholder as principals and William P. Walker Esq. as
Surety all of Lenox

In the County of Berkshire, in the Commonwealth of Massachusetts, are
holden and stand firmly bound and obliged unto William Walker esq. Judge
of the Probate of Wills and granting Administrations with in the County of
Berkshire, in the full sum of Ten Thousand Dollars, to be paid unto the said
Judge, or his successors in office or Assigns; to the true payment whereof we
do bind ourselves, and each of us, our, and each our heirs, Executors and
Administrators, jointly and severally, for the whole, and in the whole,
firmly by these presents __ Sealed with our seals__ Dated the Seventh of
March A.D. Eighteen Hundred and nine

The Condition of this present Obligation is such, that if the above bounden
Rhoda and Daniel who have this day taken upon the offices of Executors to
the Last Will and Testament of John Whitlock late of Lenox aforesaid
deceased, shall return upon oath, a true and perfect inventory of all and
singular the Goods and Chattels, Rights and Credits of the said Testator,
which have or shall come to the knowlege and possession of their the said
executos or into the hands and possession of any other person for them in the
Probate Office, in the said County of Berkshire, upon or before the seventh
day of June next ensuing __ And further do make a just and true account of
their said Administration on oath, as aforesaid, at or before the seventh day
of March which will be in the year of Our Lord 1810, and all the rest and
residue of said Goods, Chattels, Rights and Credits shall deliver and pay unto
such Person or Persons as the said Judge or Judges by his or their decree,
order or Sentence, pursuant to law, or said will, as the case may be, shall
limit or appoint____ Then this Obligation shall be void, otherwise to
remain in full force.

Rhoda Whitlock
Danl Williams Jr.
William P. Walker
Robert Gardner
Willett Gardner

Pursuant to the annexed Warrant after notifying all persons concerned and being duly sworn Faith [x'ed out] to perform the service faithfully and impartially, we proceeded to appraise all the real estate where of John Whitlock late of Lenox in the County of Berkshire, deceased, died siezed and possessed, within this Commonwealth, as follows, to wit, about one hundred and eighty two acres of land with the building situate thereon in said Lenox at six thousand dollars, being the Home Lot of which the said deceased lived at the time of his decease, and also one certain fifty acre Lot lying in Stockbridge in said county at twelve hundred and fifty dollars and we have set off to Rhoda Whitlock the widow of sd John Whitlock deceased fifty acres of land from the west end of the aforesaid home lot of said deceased, together with all the buildings thereon standing, to have and to hold the same to her the said Rhoda for and during her natural life conformably with the last will and testament of the said deceased. And we have distinguished the said fifty acres set off to the said Rhoda by plain and lasting metes and bounds as follows, to wit, beginning at the Northwest corner of said deceased home Lot on the east line of the County road near Levi Glezen's dwelling hose, thence south 26 deg. W 39 rods on the east line of said road to Daniel Williams Jr's land, thence east on said Williams Line 26 deg south 14 rods and 22 links to said Williams Northeast Corner, thence south 21 deg W 7 rods and five liinks to the turnpike road thence on the north line of the Turnpike south 46 deg E 22 rods to the south line on the Home lot of said deceased, thence on the said south line East 6 deg. S 96 rods and 8 links to the heap of stones thence north 26 deg E 61 rods and four links to a heap of stones thence west 6 deg N 27 rods to the southeast corner of Elijah Northrup's land near a large rock thence westerly on the line between said Northrup and the aforesaid home lot of said deceased, as the fence now stands, to the first mentioned bound .

all which is submitted in witness our hands at Lenox this 18 of June 1809

Elijah Northrup
William P. Walker

We the subscribers Rhoda whitlock the widow of John Whitlock deceased and Peter Vanderburgh the Assignee of John Whitlock Jr. to whom the aforesaid land so set off to said Rhoda, was devised, subject to the life estate of said Rhoda, do hereby approve the aforesaid assignment of the said fifty acres June 19th 1809 signed

Rhoda Whitlock
Peter Van der Burgh

Persons named in inventory all paid cash
Reg. of Probate
" "

Stephen Willard attendance as witness
Wm Thayer "Enoch Wm Thayer to attend hearing
Probate
Stephen Wells for coffin
James Ingalls rec't
B. Bidwell "
Paul Dewey Jr. Taxes
Phineas allen publishment
The Farmer's Herald [Newspapr]
Archibald Hopkins surveyor
Appraisors
Enos Stone
Gamaliel Whiting rec't
Zadock S Hubbard rec't
Paul Dewey Jr. Rec't
John Willard"
Moses Way "
Elijah Northrup "
Edmund Dewey "

Recieved Daniel Williams for pasturing
Zaddock Hubbard"
Paul Dewey "
Town of Lenox for damages...highway widening taking
Gamaliel B Whiting

Notice to Heirs of John W. Jr pub in the Pittsfield Sun & in the Farmer's
Herald

[Sic. If John Jr. of Lenox is actually mean this must be notice of sale of John
the Absentee's share of John Sr.'s property. Text does not include the wording
of the advertisement as placed, only a note that it was placed.]