

Alfred Whitlock

At a Surrogate's Court held at the Surrogate's office in the city of Auburn in and for the county of Cayuga on the 23<sup>rd</sup> day of August, A. D. 1875.

Present John J. M. Davis Surrogate.  
In the matter of the proof and probate of the last will and testament of Alfred Whitlock deceased

Be it remembered that on the 29<sup>th</sup> day of May A. D. 1875 Henry P. Whitlock of the town of Sterling County of Cayuga and State of New York, the executor named in and by the last will and testament of Alfred Whitlock late of the town of Victory in the county of Cayuga aforesaid deceased, appeared in open court before the Surrogate of the county of Cayuga and made application to have said last will and testament which relates to real estate only proved, and on such application the said Surrogate did ascertain by satisfactory evidence who were the widow heirs, at law and next of kin of said deceased and their respective residences, and said widow heirs at law and next of kin having waived in due form of law the issuing and service of the usual citation, and consenting that said will may be proved whenever brought before said Surrogate for that purpose, and on said 23<sup>rd</sup> day of August no one appearing to oppose the probate of the said will, such proceedings were thereupon had that the Surrogate took the proof of the said will herein after set forth, and he adjudged the said will to be a valid will of real estate and the proofs thereof to be sufficient, which said last will and testament and proofs are as follows: that is to say,

Will

In the name of God amen, I Alfred Whitlock of the town of Victory county of Cayuga and State of New York being of sound mind and memory and considering the uncertainty of this frail and transitory life do here by make and publish and declare this to be my last Will and Testament

of June  
gate.  
of Cayuga  
County ss  
William  
County  
ted with  
in the Court  
resent action  
here shown to  
y A. D. 1870 and  
statement of  
deceased  
at the end  
here the  
deceased  
witness to  
red my  
ce. The said  
e time of the  
and and dispe  
pects combe  
el and testa  
he was of full  
William  
this 10<sup>th</sup> day  
Davis Surrogate  
proceeding  
deceased as  
ther with the  
of the court  
ill and testa  
d and certifi  
of the Surrogate  
8-75  
rogate

that is to say, First - After all my lawful debts are paid and discharged, I give and bequeath unto my said wife all that my ~~land~~ <sup>messuage</sup> or tenement with the appurtenances situate in the town of Victory County of Cayuga and State of New York with the lands and hereditaments thereto belonging and the rents, issues and profits thereof for and during the term of her natural life and from and after the decease of my said wife, I give and bequeath the said messuage, or tenement lands and hereditaments unto such child or children as I shall leave or have living at the time of <sup>her</sup> my decease and to their heirs and assigns forever as tenants in common and if I shall have one such child or children ~~then~~ I give and devise (\*) which is a legacy given to my said wife as aforesaid, I hereby declare is intended to be and is so given to her in full satisfaction and recompense of, and as her dower and thirds which she may or can in any way claim or demand out of my estate, the above property mentioned in this will after the decease of Elizabeth Whitlock is to be divided among the children after she has her support out of the said property. Likewise, I make, constitute and appoint Henry D. Whitlock my executor to be executor of this my last will and Testament hereby revoking all former wills by me made. In witness whereof I have hereunto subscribed my name and affixed my seal the third day of April in the year of our Lord one thousand eight hundred and seventy five

Alfred Whitlock (Sd)

The above written instrument was subscribed by the said Alfred Whitlock in our presence and acknowledged by him to each of us; and he at the same time declared the above instrument so subscribed to be his last will and Testament and we at his request have signed our names as witnesses hereto in his presence and in the presence of each other and written opposite our names our respective places of residence

Henry D. Whitlock North Victory Cayuga Co. N. York  
 Russel Dutcher Westbury Cayuga County N. York

In the presence of the probate of the will of the said Alfred Whitlock of Victory in Cayuga County N. York was present here shown to 1875 and full said decease the same by him public and test an subscribing signed my The said dec execution of ground and make and to divide re no restraint is now in tion by the Subscribed A. D. 1875

In the presence of the probate of the will of the said Alfred Whitlock of Victory in Cayuga County N. York was present here shown to 1875 and full said decease the same by him public and test an subscribing signed my The said dec execution of ground and make and to divide re no restraint is now in tion by the Subscribed A. D. 1875

Henry D. Whitlock North Victory Cayuga Co. N. York  
 Russel Dutcher Westbury Cayuga County N. York

In the matter of the proof and probate of the last will and testament of Alfred Whitlock deceased of Victory in Cayuga County being duly sworn says I was well acquainted with Alfred Whitlock late of the town of Victory in the County of Cayuga aforesaid deceased. I was present when a certain instrument in writing now here shown to me bearing date the third day of April A.D. 1875 and purporting to be the last will and testament of said deceased was executed. I saw the deceased execute the same by signing his name at the end thereof. I heard him publish and declare the same to be his last will and testament. The deceased requested me to become a subscribing witness to the execution thereof. I did so, and signed my name thereto as such witness in his presence. The said deceased was in my opinion at the time of the execution of said instrument of a sound and disposing mind and memory, and in all respects competent to make and publish a last will and testament and to devise real estate, that he was of full age and under no restraint that I know of. I drew said will and it is now in all respects as it was at the time of its execution by the deceased.

Subscribed and sworn to this 23<sup>rd</sup> day of August A.D. 1875 before me. J. M. Davee Surrogate,

In the matter of the proof and probate of the last will and testament of Alfred Whitlock deceased

Cayuga County S.S. Henry D. Whitlock of the town of Sterling in Cayuga County being duly sworn says I was well acquainted with Alfred Whitlock late of the town of Victory in the County of Cayuga aforesaid deceased. I was present when a certain instrument in writing now here shown to me bearing date the 3<sup>rd</sup> day of April A.D. 1875 and purporting to be the last will and testament of said deceased was executed. I saw the deceased execute the same by signing his name at the end thereof. I heard him

publish and declare the same to be his last will and testament. The deceased requested me to become a subscribing witness to the execution thereof. I did so and signed my name thereto as such witness in his presence. The said deceased was in my opinion at the time of the execution of said instrument of sound and disposing mind and memory, and in all respects competent to execute and publish a last will and testament and to devise real estate; that he was of full age and under no restraint that I know of.

Henry Whitlock

Subscribed and sworn to this 23<sup>rd</sup> day of August A. D. 1875 before me J. M. Davie Surrogate.

Cayuga County N. Y. Recorded the preceding last will and testament of Alfred Whitlock deceased as a will of real estate together with the proofs taken in the Court of the Surrogate of the County of Cayuga relating to the said last will and testament which record is hereby signed and certified by me pursuant to the provisions of the Revised Statutes this 23<sup>rd</sup> day of August A. D. 1875

J. M. Davie - Surrogate

Silvanus Moon - At a Surrogates Court held at the Surrogates office in the City of Auburn in and for the County of Cayuga on the 27<sup>th</sup> day of August A. D. 1875

Present John M. Davie Surrogate  
 In the matter of the proof and probate of the last will and testament of Silvanus Moon deceased

Be it remembered that heretofore to wit on the 3<sup>rd</sup> day of October A. D. 1875 the sole executor named in and by the last will and testament of Silvanus Moon late of the town of ... in the County of Cayuga deceased appeared in open court before the Surrogate of the County of Cayuga

In the name of God amen. I Alfred Whitlock of the town of Victory county of Cayuga and State of New York, being of sound mind and memory and considering the uncertainty of this frail and transitory life, do therefore make ordain, publish and declare this to be my last Will and Testament that is to say, **First:** after all my lawful debts are paid and discharged, I give and bequeath unto my said wife all that my said message or tenement with the appurtenances situate in the town of Victory county of Cayuga and State of New York with the lands and hereditaments thereunto belonging and the rents, issues and profits therefor and during the term of her natural life and from after te decease of my said wife. I give and bequeath the said messuage or the tenement lands and hereditaments unto such child or children as I shall leave or have living at the time of her decease and to their heirs and assigns forever as tenants in common and if I shall have no such child or children &c then I give and deviede (&c) which legacy given to my said wife as aforesaid. I hereby declare is intended to be and is so given to her in full satisfaction and recompense of and as her dower and thirds which she may or can in any wise claim or demand out of my estate, the above property mentioned in this will after the decease of Elizabeth Whitlock is to be divided among the children after she has her support out of the said property. Likewise, I make constitute and appoint Henry V. Whitlock my executor to be executor or this my last Will and Testament hereby revoking all former Wills by me made. In witness whereof I have hereunto subscribed my name and affixed my seal the third day of April in the year of our Lord one thousand eight hundred and seventy five

Alfred Whitlock (L.S.)