

At a Surrogate's Court, held in and for the County of Cattaraugus, at the Surrogate's Office in ^{Little Valley} ~~Ellicottville~~, on the second day of December A. D. 1875.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

PRESENT, James D. McVey Surrogate.

Thomas Paisley Deceased.

On the twenty second day of September A. D. 1875 Joseph Beaslee named in a certain instrument in writing, purporting to be the Last Will and Testament of Thomas Paisley late of the town of Napoli

in said county, deceased, applied in this Court to have the said instrument, which relates to real and personal estate, proved as the Last Will and Testament of the said deceased; and thereupon the Surrogate of said County did ascertain by satisfactory evidence the facts required by law, and did issue a Citation in due form of law, directed to the proper persons, by their respective names, and stating their places of residence, requiring them to appear before him at his office

in Little Valley in said County, on the second day of December A. D. 1875, to attend the probate of the said instrument. And afterwards, to wit, on the day and at the place last aforesaid, due proof by affidavit was produced and filed in said Court, of the service of the said Citation in the mode prescribed by law, and the said applicant appeared in person

And Norman M. Allen, Special Guardian for Jita Pinkney, Edson Pinkney, Mary Pinkney and Edwin Pinkney Infant heirs at law and next of kin of said deceased appearing

and no other parties or persons appearing, such proceedings were thereupon afterwards had on the said second day of December that the said Surrogate took the proof in support of the said instrument as follows:

Surrogate Court.—County of Cattaraugus.—ss.

IN THE MATTER OF PROVING THE WILL OF

Thomas Paisley Deceased.

Harris Aldrich and Franklin S. Gould of the town of Conevango in the County of Cattaraugus aforesaid, being duly sworn, do depose and say, that they are the subscribing witnesses to the Last Will and Testament of

Thomas Paisley late of the town of Napoli in the County of Cattaraugus aforesaid, deceased. And these deponents further say that the said Thomas Paisley the said testator did, in the presence of these deponents subscribe his name at the end of the instrument which is now

shown and exhibited to these deponents which purports to be the Last Will and Testament of the said Thomas Paisley and which bears date on the eight day of August in the year of our Lord one thousand eight hundred and seventy two

And these deponents further say that the said testator did, at the said time of subscribing his name as aforesaid, at the end of said Will, declare the said instrument so subscribed and now exhibited to be his Last Will and Testament; and these deponents

did thereupon subscribe their names at the end of the said Will, as attesting witnesses thereto, in the presence and at the request of the said testator. And these deponents further say that at the said time when the said testator subscribed his name to the said last Will as aforesaid, and at the time of these deponents subscribing their names as attesting witnesses thereto as aforesaid, the said testator was of sound mind and memory, of full age to execute a will, and was not under any restraint. And that the said Will now appears in all respects as when so executed, without any alteration whatsoever.

Subscribed and sworn, this second day of December 1875, before me, }
James D. McVey Surrogate of Cattaraugus County.

Franklin S. Gould
Harris Aldrich

In the Same Matter:

The foregoing proofs and examinations were taken before the Surrogate aforesaid, on the second day of December 1875, and the depositions of the respective witnesses were by them severally subscribed after having been carefully read over to them. And the said Surrogate being satisfied upon the proof taken, that the said Will is genuine and valid, and was duly executed, and that the said testator, at the time of executing the same was in all respects competent to devise real estate, and not under restraint, doth therefore allow the said Will, proofs and examinations to be recorded, and the said Will **Admitted to Probate**. And the said Surrogate doth order, adjudge and decree that the said Will be, and the same hereby is established as a valid Will of the real and personal estate of the said

Thomas Paisley deceased.
Witness, James D. McVey Surrogate of the County of Cattaraugus, at Ellicottville in said County, the second day of December A. D. 1875.
James D. McVey Surrogate.