service of the Citation by him heretofore issued pursuant under his hand & the seal of Office of the Surrogate of the County of Albany unto the next of kin of the aforesaid deceased, to appear before the said Surrogate at the Surrogate's Office in the City of Albany, at a certain time therein specified & attend the probate of the instrument aforesaid—

And Thereupon the said annexed instrument was also exhibited & produced unto the said Surrogate by the executor aforesaid and to support & maintain the instrument before mentioned, the said person so propounding the same for Probate produced unto the said Surrogate L. L. Van Ingen, one of the attesting witnesses to the aforesaid instrument & who being duly sworn by the said Surrogate in Open Court, did depose and say that he saw the said Nathan Brown subscribe his name at the end of the aforesaid annexed instrument which is now impressed with the seal of Office of the Surrogate of the County of Albany; that he heard the said Nathan Brown declare the aforesaid instrument to be his last will, and that he subscribed his name at the end of the said will as an attesting witness thereto, at the request of the said Nathan Brown and that at the time thereof the said Nathan Brown was of sound mind and memory of full age to execute a will and was not under any restraint to the knowledge information or belief of the said witness and that James Van Ingen the other subscribing witness to said will, did together with this deponent subscribe his name as an attesting witness to said will, in the presence of said witness & in the presence & at the request of the said Testator—

And Thereupon, all and singular the premises being considered by the said Surrogate & it being made satisfactorily to appear unto him, that the aforesaid Nathan Brown was at the time immediately previous to his death an inhabitant of the said County of Albany: And it appearing moreover to the said Surrogate, by the testimony before mentioned, that the Citation heretofore by him duly issued in manner aforesaid requiring the parties therein named to appear and attend the probate of the aforesaid instrument hath been duly served in manner before mentioned, on all the parties required by law to be served therewith: And it moreover appearing unto him that the said Nathan Brown did execute the said annexed instrument & publish the same as his last will & due form of law, and that the same was duly attested, by the witnesses whose names are thereto subscribed in the presence & at the request of the said Testator— And that at the time of the execution aforesaid, he was of sound mind and memory and competent in all respects to execute the same— It is Declared & determined by the said Surrogate that the said annexed instrument is the last will of the said deceased by him executed & published in due form of law, and It is decreed by the said Surrogate, that the same be Admitted to Probate as a

will of personal property: and thereupon probate of the same is now duly granted pursuant to the Statute Concerning wills of personal property and the Probate thereof

In Testimony whereof the said Surrogate hath hereunto affixed his seal of Office

L.S.

Witness Anthony Blanchard Esq. Surrogate of the County of Albany, at the City of Albany, this fourth day of March in the year of Our Lord one thousand eight hundred and thirty four—

A. Blanchard

The Last Will & Testament of Francis Van Valkenburgh

Proved and Recorded March 17th 1834

The last will and testament of Francis Van Valkenburgh of the town of Gilderland in the County of Albany, I Francis Van Valkenburgh Considering the uncertainty of this mortal life & being of sound mind and memory; Blessed be Almighty God for the same, do make and publish this my last will and testament in manner and form following that is to say First. I give and bequeath unto my beloved wife Hannah Van Valkenburgh all my household furniture including all my beds and bedding with all the linnings, working and all things appertaining thereto, to her use, and for her Comfort and benefit, with full power to dispose of the same by her last will & testament or otherwise, to our five daughters, or to such of them as she shall think fit and proper But not to make any other disposal thereof to any person or persons, or in any way or manner whatsoever, and I do order that my said wife keep and sustain our Children and especially my younger ~~daugh~~ daughter Hannah Margaret whom I commit to the protection and Care of her mother my said wife, and it is my will and I do order and direct that she the said Hannah Margaret be educated Clothed and supported by and under the Care and direction of her mother out of my Estate during her minority and the better to enable her to sustain my Children & keep the family together and to Educate Cloathe and support my said Daughter Hannah Margaret during her minority, I do give and bequeath unto her my said loving wife all my Real Estate, the rents issues and profits thereof during the term and all the time that she shall be and remain my widow— I give and devise to my said daughters Ann Mariah, the wife of Philip Shell, Catherine Jane, Elizetta, Alida Rebeckah and Hannah Margaret, all my Real Estate lands & tenements to them my said daughters and to their and to each of their heirs and assigns forever equally to be divided between them share and share alike, to have and to hold the same from and after the decease or marriage of my said wife and not until after her marriage or decease and I do order and direct, that in Case of the death or marriage of my said wife during the minority of my said daughter Hannah Margaret then and in such Case my

Executors herein after mentioned educate Cloath & support my said daughter Hannah Margaret out of my estate untill she arrive to the age of Eighteen years, and I further Order and direct that one half acre of land including the burying ground on my farm be laid out and designated by proper and visible marks and bounds by my executors within one year after my decease and that the same remain and be for a burying place for my family and for such others as my executors, or my family shall think proper to permit, and in Case the farm on which such burying ground be situated shall be sold by my said daughters or any of them then in such Case I order and it is my will that the said burying ground be separately reserved for a burying place forever with the right of way and the full privilege of ingress egress and regress to in and out of the said premises at all proper times and on all proper Occasions – And as to all the rest residue and remainder of my personal Estate, goods and Chattles of what kind and nature soever, or wherever the same may be, I request and it is my will that the same be sold for the payment of my debts or so much thereof as shall be sufficient for the payment thereof by my executors and that after the pay of my debts and Charges I give and bequeath to my said five daughters and to their heirs executors and administrators forever – I hereby appoint my two loving friends Abraham La Grange and John Bleeping executors and my loving wife Hannah Van Valkenburgh Executrix of this my last will and testament – And Lastly I do hereby Order and direct that if any difference dispute, question, or Controversy shall arise or happen concerning any gift legacy matter or thing in this my will given or bequeathed, that in such Case no suit or suits at law or in equity or otherwise shall be brought Commenced or prosecuted for or Concerning the premises or any matter Concerning my estate, the same shall be referred to the award order and determination of my two executors Abraham La Grange, John Bleeping and Isaac Vedder, and in Case of the death or inability of either of the last mentioned three persons, then the other two shall appoint such other third person in the place room & stead of such of such deceased or disabled one, and what they or any two of them shall order direct or determine therein shall ~~shall~~ be binding and Conclusive to all and every person and persons therein Concerned – I further Order and direct, that in Cas that any or either of my five daughters shall dye without an heir or heirs of her or their body, then her share of my Real Estate shall descend to the surviving sister sisters to her or them and to her their heirs forever – I hereby revoke all former will or wills by me made – In Witness whereof I hereunto set my hand and Seal this twenty seventh day of April in the year of Our Lord one thousand eight hundred thirty three – Francis Van Valkenburgh [L.S.]

Signed sealed published and declared by the above named Francis Van Valkenburgh as his last will and testament in presence of us who in his presence and in the presence of each other hereunto subscribe our names as witnesses hereto

David Hosford
Myndert LaGrange

Sd.

State of New York
County of Albany
Surrogate's Court – } Be it remembered that on the Seventeenth day of March in the year of Our Lord one thousand eight hundred and thirty four before Anthony Blumhard Surrogate of the County of Albany came Hannah Van Valkenburgh the executrix named in a certain instrument which purports to be the last will and testament of Francis Van Valkenburgh late of the town of Guilderland in the County of Albany deceased and which said instrument is hereunto annexed and which bears date on the twenty seventh day of April in the year of Our Lord one thousand eight hundred and thirty three – And the said Executrix propounded the aforesaid instrument unto the Surrogate aforesaid as the last will of the said deceased, and prayed that the same might be duly admitted to Probate by the said Surrogate pursuant to the provisions of the Statutes of this State Concerning wills of personal property and the probate thereof: And thereupon satisfactory proof was made according to law, unto the aforesaid Surrogate of the due service of the Citation by him heretofore issued pursuant to law, under his hand and the seal of Office of the Surrogate of the County of Albany unto the next of kin of the aforesaid deceased to appear before the said Surrogate, at the Surrogate's Office in the City of Albany, at a certain time therein specified, and attend the probate of the instrument aforesaid –

And Thereupon, the said annexed instrument was also exhibited and produced unto the said Surrogate by the said Executrix and to support and maintain the instrument before mentioned, the said person so propounding the same for Probate produced unto the said Surrogate David Hosford one of the attesting witnesses to the aforesaid instrument, and who being duly sworn by the said Surrogate in Open Court, did depose and say, that he saw the said Francis Van Valkenburgh subscribe his name at the end of the aforesaid annexed instrument (which is now impressed with the seal of Office of the Surrogate of the County of Albany) – that he heard the said Francis Van Valkenburgh, declare the aforesaid instrument to be his last will, and that he subscribed his name, at the end of the said will, as an attesting witness thereto, at the request of the said Francis Van Valkenburgh, and that at the time thereof the said Francis Van Valkenburgh was of sound mind and memory of full age to execute a will, and was not under any restraint to the knowledge information or belief of the said witness, and that Myndert La Grange the other witness to said will, did in the presence of this deponent and in the presence & at the request of the testator, subscribe his name also as an attesting witness to the said will –