

Will of John W. Benson et al
& 2 Affidavits of Dep.

The Affidavits "and Will"
No 9 of Henry J. Benson - late of Putnam
County - deceased -

In the name of God, I Edward Burgess
of the Township of Plunkett in the Lower
District Upper Canada promise being of sound
mind and memory do make and publish this
my last will and testament in manner and
form following: first I give my soul to almighty
God believing in a redemption of my sins through the
merits of Jesus Christ, and my body I leave to be
buried at the discretion of my Executors herein
after mentioned. Item first I do leave and bequeath
- to my beloved Wife Rachel the North West
part of lot number Ten in the fifth Concession
of the Township of Plunkett County of Oxford
Lower District Upper Canada containing seventy two
acres more or less together with all the improvement
thereon to hold the same to her free from all in-
cumbrances for her own use and benefit
and she better to enable her to support such of
my younger Children as shall choose to remain
at home with her, and diligently employ themselves
to labour on the said premises hereby devised
also all my right title and interest in and to the
North half of lot number nine in the fourth
concession of said Township to hold the same
to her and her assigns for and during her na-
tural life and all and singular the lands and
premises above mentioned I do here by order
and direct that my said Wife Rachel shall
by will or otherwise as she may think proper
dispose of amongst my Children after her decease
together with all my goods and chattels of what
ever

estate or kind or whatsoever the same may
be which I do also bequeath to my said wife
for her own use and benefit until the payment
of the legacy hereinafter mentioned and also
the payment of my just debts and funeral
expences - And I do hereby appoint my said
Wife Rachel Sole Executrix of this my last
will and testament hereby revoking all former
wills by me made. Witness my hand and seal
at Blenheim aforesaid this 8th day of April in
the year of our Lord one thousand eight hun-
-dred and thirty nine.

Signed sealed and published
and declared by the Testator
to be his last will and tes-
tament in presence of us who
have subscribed our names as
Witnesses in the presence of the
Testator and in the presence
of each other

and further as a part of this my last
will I leave to my sons Hugh. William
John. Samuel. Thomas. Joseph, five
Shillings each. also to my daughter Elizabeth
Jane Elmer & Rachel the sum of four Shillings
each all the above sums to be paid by my
Executrix within one year after my decease of
demanded, signed and sealed the
day and year above written

John Jackson

James R B Spence

Edw. Burgess

2-10
1839

Inventory of the Estate real and
 Personal of Edward Burgess, late
 of the Township of Blenheim in the
 district of Brock province of Canada
 yeoman deceased - taken this fourth
 day of February Eighteen hundred and
 forty two.

	£	s.	d.
Northwest part Lot No 10 & Concession 42 Day	180	0	0
Two Horses Valued at	13	10	0
Six Cows do	16	0	0
Six young Cattle	10	0	0
four Calves	2	10	0
Two Waggon	6	0	0
four Sheep	1	0	0
four Hogs	1	0	0
Household furniture	15	0	0
	<u>249</u>	<u>0</u>	<u>0</u>

Witness my hand
 James Spragg
 Samuel Burgess his
mark

I certify the above to be a true Inventory of the Goods
 Chattels of the late Edward Burgess according to the best
 of my belief - Dated Woodstock 22^d Feb 1842

Samuel Burgess his
mark

Canada

Surrogate Court

Subst of Writ

You John Jackson of the Township of Melburn in the
 said Subst. Equiv. J. P. One of the Subscribing Witnesses to the
 last will and Testament of the late Edmund Burgess of said Township
 deceased. do swear that you were personally acquainted
 with the said deceased, and were present and did see him the said
 Edmund Burgess sign the Paper now shown to you as his last
 will and Testament, and you the said John Jackson do
 further swear that the name James R. B. Spruce which
 appears as the other Witness to said last will and Testament
 is the proper handwriting of the said James R. B. Spruce
 who together with you the said John Jackson signed your
 names respectively in the presence of the said Deceased and
 at his Special Instance and Request, and you likewise
 further swear that you truly believe that the said Edmund
 Burgess at the signing of the said last will and Testament was
 of sound mind, memory and understanding.

So help you God.

Sworn before me at Courtville
 this first day of February 1842

John Jackson

John Arnold (Surrogate)

Surrogate Court } You Rachel Burgers of the Township of
 District of Brack } Blenheim in the said District of Brack, Windsor
 Province of Canada } and administratrix of all and singular the
 goods and Chattels Rights and Credits of Edward
 Burgers of the said Township of Brack deceased, do swear that the said Edward
 Burgers died on the seventh day of September in the year of our Lord one
 thousand eight hundred and sixty one. Having previously made his last
 will and Testament. and that you are the person named in said last
 will and Testament as the executrix thereof. That you believe the Paper
 now shown to you to be the said last will and Testament of the said Edward
 Burgers deceased. That you will pay all the debts and legacies of the said
 deceased so far as the goods and Chattels shall extend and the Law shall
 bind you. And that you will exhibit a full true and perfect Inventory
 of all and every the goods and Chattels Rights and Credits of the said
 deceased together with a just and true account of the same into the
 Registry office of the said Surrogate Court when you shall be thereto
 lawfully required. - So help you God -

Taken before me at Newstead }
 the first day of January }
 1862 }

Rachel X Burgers
 executrix

John Arnold (Surrogate)
 Inventory - under £300-0-0