

1866 - September 21st

Last Will and Testament
of
Thomas Cheer

Probate - Crown Hill

Probate stated

30 April 1845

Probate granted to the
Executors named in the
Will - the 30th of
April - 1845

Wansell
Registrar

IN THE SURROGATE COURT.

District of Brock, Canada West.

WOODSTOCK, }

TO WIT: }

Thomas Dittus the younger
Of the Township of *Mansfield* District of *Brock* and Province
aforeaid, maketh oath and saith that *Thomas Cayer late of*
Woodstock in the said District Governor
deceased

departed this life on or about the *Twenty second* day of *September*
in the year of our Lord one thousand eight hundred and *forty four* and that to
the best of *his* knowledge and belief, as far as *he* hath been able to discover
the Goods and Chattels, Rights and Credits of the said deceased, within the said District
of *Brock* — did not exceed the sum of *three hundred*
Pounds Currency.

Sworn before me at Woodstock, this *second* day of *April* 1845.

Tho. Dittus

J. Arnold — Surrogate. District of Brock.

IN THE SURROGATE COURT.

PROVINCE OF CANADA,
DISTRICT OF BROCK,
WOODSTOCK, TO WIT:

YOU *John M^cFarland Nelson*
of the *Town* of *Woodstock*

in the District of *Brock* and Province of Canada, *Merchant* one
of the subscribing witnesses to the last Will and Testament of the late *Thomas*
Cher of the *Said Town* of *Woodstock*

in the District of *Brock* and province aforesaid *Yeoman*
Deceased, do swear that you were personally present and did see the said *Thomas*
Cher

Cher sign, seal, publish and declare the *Will*
now shown to you as his last Will and Testament; and you the said *John*
M^cFarland Nelson do further swear that the names *William*
Brettridge and *John Ferguson*

William Brettridge and *John Ferguson* which appear as Witnesses to the last Will and Testa-
ment of the said *Thomas Cher* are the proper handwriting of them the said

William Brettridge and *John Ferguson* who together with you
signed their names in the presence of the said testator and at his special instance and
request; and you likewise further swear that you verily believe, that the said
Thomas Cher 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 Woodstock, this *29th*
day of *March* 1845
John Arnold Just.

John M^cFarland Nelson

IN THE SURROGATE COURT.

PROVINCE OF CANADA,
DISTRICT,
Woodstock, to wit:

YOU *John M^c Coventry* of the *Township*
of the Township of *Zorra*

in the *District* of *Brock*
and Province of Canada, *Yeoman* do swear that you are the persons named in the
last Will and Testament of the late *Thomas Cher*
of the *Town* of *Woodstock* in the *Brock* District, and
Province aforesaid. *Yeoman* deceased as Executor thereto,

that you believe the paper now shown to you to be the said last Will and Testament of
the said 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 true, full, 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 into the Registry
of the said Surrogate Court, when you shall be thereto lawfully required—

Sworn before me at Woodstock, this
29th day of *March* 1844
John Arnold

John M^c Coventry
Joseph Turner

*And personal estate to my two sons James
Joseph & Co. to their use and benefit absolute*

*Woodstock in the
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in sole use
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Thomas Chew of the Town of Woodstock in the District of Brock and
Province of Canada, German, do make and publish this my last will
and testament hereby revoking and making void, all former wills
by me at any time heretofore made: And first I direct that my
Body be decently interred in the burying ground of the Episcopal Church
of Woodstock in the said Town according to the rites and Ceremonies
of the said Church, and that my funeral be conducted in a manner
Corresponding with my Estate and situation in Life: And as to such
worldly Estate as it hath pleased God to entrust me with, I dispose
of the same as follows: First I direct that all my debts and funeral
Expenses be paid as soon after my decease as possible, out of the first money
that shall come into the hands of my Executors from any portion of my
Estate real or personal: Also I direct that a fair valuation or appraisement
be made by three Judicious neighbours, of all my said Estate in-
cluding my household furniture, and after being signed with their names,
that a Copy of the same shall be given by them to each of my Executors
I direct that all the real Estate of which I shall die seized or possessed
shall be sold by my Executors for its reasonable value, for Lawful
money of Canada, or in ~~any~~ and the amount thereof secured in such
a manner as is usual in like Cases, to ensure the full and punctual
payment thereof: And to effectuate this my intention I do hereby
vest in my Executors full power and Authority to dispose of my
real Estate in fee simple for a term of years, or otherwise in as full
and large a manner, in every respect as could myself do, if living:
Provided my Executors shall deem such a course necessary for the pay-
ment of my just debts but not otherwise: — And in like manner I
direct that my personal property be disposed of by my said Executors
But I hereby expressly direct that neither my real nor personal Estate
shall be disposed of as aforesaid unless absolutely necessary for the
payment of debts: And after the payment of my just debts as aforesaid
I give and Bequeath to my Beloved wife ^{Callie} the whole of my
personal and real Estate for her sole use and Benefit during her
Life — And after her decease I give and Bequeath all my said real
and personal Estate to my two Sons James and Henry, share and
share alike, to their use and benefit absolutely for ever — And I hereby
appoint John H. Coventry of the Township of East Oxford, in the said

John Chew

District, yeoman, and Joseph Turner of the Townships of Gorham, in
the said District, yeoman, Executors of this my Last Will and Testament,
And hereby further appoint my Beloved Wife Guardians of my
said sons during their minority; And in case of her death before
the younger of them shall have attained the age of twenty one years
then I appoint my said Executors, or the survivor of them, and
the heirs of such survivor, Guardians or Guardian as the case may
be, of my said children. And I hereby revoke all former
wills by me made and declare this only to be my last will and tes-
tament, In witness whereof the said Thomas Cheen hereunto this my
Last Will and Testament, contained in two sheets of paper, set my
hand to the first sheet thereof, and my hand and seal to this last
sheet the twenty first day of September in the year of our Lord one Thou-
sand Eight Hundred and forty four.

Signed, sealed, published and declared by the Testator Thomas
Cheen as and for his Last Will and Testament in the presence
of us, who in his presence, at his request and in the presence
of each other have hereunto subscribed our names as
Witness thereto - The letters "uel" in the Word and
name "Samuel" being first erased, and the word and name
"Sarah" being also altered to "Sally"

J. H. & Co.

William Pittsides, W. D.
Rector of Woodstock
John Hayward
J. W. Wilson