

1857

Francis Davis Deane

Amherst

July 31 August 1857

An inventory of the Goods and Chattels of the late
Francis Davis deceased late of the township of North Norwich
County of Oxford

1 Pair of Horses	—	\$ 250
2 Colts	—	140
1 Yolk of Oxen	—	100
5 Cows	—	75
5 Young Cattle	—	60
1 Wagon	—	25
24 Sheep	—	36
House hold furniture	—	30
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		\$ 716

North Norwich 29th Dec^r

Appraisers

James Robinson
William Hill

In the Surrogate Court of the County of Oxford.

Province of Canada,
COUNTY OF OXFORD,
TO WIT:

Ephraim Cook of the Township of
North Norwich in the County of Oxford

Physician maketh oath and saith, that the late Francis Davis Senior
late of the Township of North Norwich in the said County
deceased, departed this life, at the said Township on or about the
twelfth day of September in the year of our Lord, one thousand eight
hundred and fifty six

Sworn before me at the Township of Blandford in the County
of Oxford this day of A. D. 1857

Ephraim Cook

Register Judge of the Surrogate Court,
County of Oxford.

Sworn before me at the Town of Woodstock in the
County of Oxford this 31 day of August 1857
W. Suprenant
Judge Surrogate Court (C. C. C. C.)

In the Surrogate Court of the County of Oxford.

Province of Canada,
COUNTY OF OXFORD,
TO WIT:

You, Ephraim Cook of the Township of
Shortt's Townshipp in the County of Oxford

Phymer one of the subscribing Witnesses to the last Will and Testament of the late
Francis Davis Senior late of the said Township deceased, do swear that
you were personally present, and did see the said Francis Davis
sign, seal, publish, and declare the Will now shewn to you as and for his last Will and Testa-
ment, and you the said Ephraim Cook do further swear that the names of

Edw^d Anderson
which appears as Witnesses to the said last Will and Testament of the said Francis
Davis Senior is are the proper handwriting of them the said Edw^d
Anderson who, together with
you, signed their names in the presence of the said Testator, and at his special instance and re-
quest; and you likewise further swear that you verily believe that the said Francis
Davis Senior at the signing of the said last Will and Testament
was of sound memory and understanding.

So, HELP YOU GOD.

Sworn before me at the Township of Shortt's in the County of }
Oxford, this day of January A. D. 1857

Ephraim Cook

Register Judge of the Surrogate Court,
County of Oxford.

Subscribed for me at the Town of Woodville in the County
of Oxford this 31 day of August 1857
W. Suprenant Secy S.C.

In the Surrogate Court of the County of Oxford.

Province of Canada,
COUNTY OF OXFORD,
TO WIT:

You *Mary Davis* of the Township of
North Norwich in the County of *Oxford*

the Executrix named in the last Will and Testament of the late
Francis Davis senior late of the said Township of *Provencher* deceased, do
swear that you believe the Will *now shewn to you to be the last*
Will and Testament of the said *Francis Davis senior* that you will
pay all the Debts and Legacies of the said deceased, so far as the Goods and Chattels, Rights and
Credits of the said deceased shall extend, and by law you are bound: that you will exhibit
a full, true, and perfect Inventory of the Goods and Chattels, Rights and Credits of the said
deceased, in the Registry Office of the Surrogate Court of the County of Oxford, when you shall
be, thereunto lawfully required. And you further swear that the Goods and Chattels, Rights
and Credits of the said deceased at the time of his death amounted to the sum of *one*
hundred and seventy nine pounds or thereabouts

So HELP YOU GOD.

Sworn before me at *the Township of Provencher* in the County of *Oxford* this *11* day of *January* A. D. *1857* } *Mary Davis*

Respectfully Judge of the Surrogate Court,
County of Oxford,
Summersville, at the Town of Woodstock in the County of
King's New 21 day of August 1857
H. Lapsley

To His Honor William Lupton Judge of the Superior
Court of the County of Orange

The Petition of Mary Dairs of the Township of North Church in the County
of Orange Widow of the late Francis Dairs ^{the late} late of the said Township Woman
deceased, and Executrix in the Will of the said Francis Dairs named

Humbly Sheweth that your petitioner is the Widow of the late
Francis Dairs ^{the late} late of the said Township Woman deceased who departed this
life at the said Township on or about the twelfth day of September in the
Year your Lord one thousand eight hundred and fifty six having first duly
made and published his last Will and Testament in writing bearing date the tenth
day of the said Month of September by which he appointed your Petitioner his
sole Executrix of his said Will. That the said deceased at the time of his death
was possessed of well and sufficiently furnished to divers goods and Chattels
rights and Credits all within the County aforesaid amounting to the sum of
one hundred and seventy nine pounds or thereabouts so far as your Petitioner
has been enabled to ascertain. That your Petitioner is desirous of proving
the said Will and therefore prays your Honor will be pleased to permit her to
take and prove the said Will and take in herself the duties of Executrix
in the said Will. And your Petitioner as in duty bound will ever pray.

Witness my hand and seal this 31st day of August
1857

Mary Davis

The Last Will and Testament of
Francis Davis Senior

I Francis Davis Senior considering the uncertainty of this mortal life, and being of sound mind memory and understanding do make publish and declare this to be my last Will and Testament in manner and form following, that is to say — First I recommend my soul to God who gave it —

2^d I give and bequeath to my Beloved Wife Mary Davis the whole of my personal property and my farm on which I now reside the same being Lot number one in the fifth Concession of the Townships of Norwich for her use during her natural life

3^d I give and devise to my son Michael Davis to his heirs and assigns forever the north half of Lot number twenty four in the first Concession of the Townships of Windham in the county of Norfolk — being the same the more reader on —

4th — I give and devise to my two sons (namely) Andrew John and Thomas William Davis to their heirs and assigns forever — After the decease of my Wife) my farm in Norwich being composed of Lot number one in the fifth Concession of the said Township of Norwich — and also all of the personal estate of whatever kind or nature — that may be left after the decease of my said Wife upon

The following conditions I hereby, that
my the said Andrew John and Thomas
Williams Davis shall pay to my Daughter
Hesca Davis the sum of Fifty Pounds
on or before two years next after the decease
of my Wife - And a like sum to be paid to
my Daughter Anna Maria Davis of Fifty Pounds
and in like manner - And a like sum
of Fifty Pounds to be paid to my youngest
Son Francis Davis in like manner - my
Sons Andrew John and Thomas Williams
are to share and share a like in the above beque-
nts - and to bear a like proportion in the
payment of the above legacies -

In the event of either of my two sons Andrew
John or Thomas Williams Davis or both of them
should die before their Mother, or die without
issue I give and direct that their share to
my son Francis Davis to his heirs or assigns
And I further order and direct that my Dau-
ghters above named shall at all times so long
as they remain single have a home with
their Mother and their Brothers Andrew John
and Thomas Williams Davis full of Charge
And I further direct that if my Daughter
or either of them should misbehave at any
time towards their Mother that she shall
have the power to enoll their share

Lastly I do hereby nominate and appoint
my Beloved Wife Mary Davis my sole
Executrix to this my last Will and Tes-
tament

In witness whereof I the said Francis
Davis Senior the Testator have hereunto

to this my last Will and Testament do my
hand and seal this twentieth day of September in
the Year of our Lord one thousand eight hundred
and Fifty six at Norwich in the County of
Berford and Province of Canada

Francis Davis

Legally Sealed, Published and Declared by the
Said Francis Davis Senior as and for his last Will
and Testament in the presence of us and at his
request, and in his presence and in the presence
of each other have hereunto subscribed our
names as Witnesses

Thomas Cook
Edw. Melrose