

58

In the goods of  
Francis Danvers

Letter of Acquittance

Affidavit of Search for Will.

In the Surrogate Court,

Count 7

of *Onondaga*

In the goods of *Francis Donnelly*

deceased.

I *James Donnelly* of the *City*  
of *Albany* in the County of *Albany* State of  
*New York* one of the United States of America  
make oath and say:

That I am the party applying for administration of the personal estate  
and effects of the said *Francis Donnelly* late of *the City*  
of *Albany* in the County of *Albany* deceased.

That I made diligent and careful search in all places where the deceased  
usually kept his papers and in his depositories, in order to ascertain whether the  
deceased had or had not left any Will, but that I have been unable to discover  
any Will, Codicil, or Testamentary paper, and I verily believe that the deceased  
died without having left any Will, Codicil, or Testamentary paper whatsoever.

Sworn at *Albany*  
in the County of *Albany*  
the *13<sup>th</sup>* day of *December*  
A.D., 18 *60* before me, and I  
certify that I first read over  
the above affidavit to the  
said deponent and she said  
that she perfectly understood  
the same

*James Donnelly*  
mark

*James Donnelly*  
at Law, C.P. Albany

Unto the Surrogate Court of the County of *Ulster*

The Petition of *James Donnelly* of the City of *Albany* in the State of *New York* under the United States of America

HUMBLY SHEWETH

That *Francis Donnelly* late of the City *New York* of *Albany* deceased, died on or about the *twenty first* day of *March* in the year of our Lord one thousand eight hundred and *fifty eight* at *the City of Albany*

in the County of *Albany* in the United States of America and Province of Canada, and that the said deceased at the time of *his* death had a fixed place of abode at *Albany* in the said County of *Albany*

That the said deceased died *intestate*

and without having left any Will, codicil or testamentary paper whatever, and that your Petitioner is the lawful *wife* and next of kin of the said deceased

That the personal estate and effects of the said deceased which *he* in any way died possessed of or entitled to, and for and in respect to which letters of administration are requested to be granted, are of or about the value of *one thousand* dollars, to the best of your Petitioner's knowledge, information and belief.

Wherefore your Petitioner prays that administration of the personal estate and effects of the said deceased may be granted and committed to *her* by this Honorable Court.

Dated this *seventh* day of *December* 18*60*

*James Donnelly* Petitioner

*Janet Donnelly* marks

Office of the Surrogate Clerk.

In the Goods of Francis Donally  
deceased, named in a certain Notice of Application for a grant of  
Administration dated the Seventh day of December  
A. D. 1860 as late of the City of Albany in the State  
of New York one of the United States of America

I, Charles Fitzgibbon the Surrogate Clerk,  
do hereby certify, that no Notice of Application in respect to the Goods  
of the said deceased has been received by me from any of the Registrars  
of the Surrogate Courts in Upper Canada, save the above from the  
Surrogate Court for the County of Oxford for a grant  
of Letters of Administration.

And I further certify, that no Caveat, or copy of Caveat  
against the grant of Probate or Administration on the Goods of the  
said deceased has been lodged with or received by me.

Dated the Seventh day of December A. D. 1860

Charles Fitzgibbon

Surrogate Clerk.

I.

The Registrar of the Surrogate Court,  
County of Oxford  
Woodstock

CC.

In the Surrogate Court of the County of Suffolk

In the goods of *Francis Dwyer* deceased.

*we* *Samuel Burgess* of the County of Woodstock in the County of Suffolk and *George Johnston* of the Township of Amudaga in the County of Putnam

severally make oath that we are the proposed Surrogates on behalf of the intended administratrix of the personal estate and effects of *Francis Dwyer*

deceased in the within Bond named, for the faithful administration of the said personal estate and effects of the said deceased, and I the said *Samuel Burgess*

for myself make oath and say that I am possessed of estate of the value of *Two thousand* dollars, and am worth *two thousand*

*Johnston* dollars, all my debts being first paid; and I the said *Burgess* for myself make oath and say that I

am possessed of estate of the value of *two thousand* dollars and am worth *two thousand*

dollars, all my debts being first paid.

The above named *Samuel Burgess* and *George Johnston* were severally sworn before me this *thirteenth* day of *December* A. D. 18 *60* at *Woodstock* in the County of *Suffolk*

*Samuel Burgess*  
*George Johnston*

*James Smith*  
A. C. C. *Suffolk*

Know All Men by these Presents: That we *Jane Donnelly* of the City of Albany of the County of Albany in the State of New York *Jane of the District of Columbia* *Jane of the County of Annapolis* *Jane of the County of Annapolis* *Jane of the County of Annapolis* are jointly and severally bound unto *David Shank* the *Judge* of the Surrogate Court of the County of *Annapolis* in the sum of *two thousand* dollars, to be paid to the said *David Shank* or the Judge of the said Court for the time being; for which payment well and truly to be made, we bind ourselves and each of us for the whole, our heirs, executors, and administrators, firmly by these presents. Stated with our seals. Dated the *thirtieth* day of *December* in the year of our Lord one thousand eight hundred and *sixty*

The Condition of this obligation is such, that if the above named *Jane Donnelly* the administratrix of all the personal estate and effects, rights and credits of *Francis Donnelly*

late of the City of *New York* of *Albany* in the County of *Albany* in the State of *New York* deceased, (who died on the *thirtieth* day of *March* A. D. 18 *58*), do, when lawfully called on in that behalf, make or cause to be made a true and perfect inventory of all and singular the personal estate and effects, rights, and credits of the said deceased which have or shall come into the hands, possession, or knowledge of the said *Jane Donnelly* or into the hands and possession of any other person or persons for *her* and the same so made, do exhibit or cause to be exhibited into the Registry of the Surrogate Court of the County of *Annapolis* whenever required by Law so to do, and the same personal estate and effects, rights, and credits, and all other the personal estate and effects, rights, and credits of the said deceased at the time of *his* death, which at any time after shall come into the hands or possession of the said *Jane Donnelly* or into the hands or possession of any other person or persons for *her*, do well and truly administer according to law, (that is to say), do pay the debts which the said deceased did owe at *his* decease; and further, do make, or cause to be made, a true and just account of *his* said administration, whenever required by law so to do, and all the rest and residue of *his* said personal estate and effects, rights, and credits, do deliver and pay unto such person or persons respectively, as shall be entitled thereto under the provisions of any Act of Parliament now in force, or that may hereafter be in force in Upper Canada; and if it shall hereafter appear that any last will or testament was made by the deceased, and the executor or executors therein named do exhibit the same unto the said Court, making request to have it allowed and approved accordingly, if the said being thereunto required, do render and deliver the said letters of administration (approbation of such testament being first had and made) in the said Court, then this obligation to be void, and of no effect; or else to remain in full force and virtue.

Signed, sealed, and delivered in presence of

*James Kent*

*Jane Donnelly*

*Samuel Burgess*

*George Johnston*

**OATH FOR ADMINISTRATORS.**

In the Surrogate Court of the  
of Sufford

County of 7

In the Goods of Francis Donnelly deceased,  
I Janet Donnelly of the City

of Albany in the County of Albany in the State  
of New York in the United States of America  
make oath and say that

Francis Donnelly  
late of the Albany or in the County of in  
the Albany deceased, died, on the

twenty first day of March one  
thousand eight hundred and fifty  
eight

and intestate

That I am the lawful widow and one of the next of kin  
of the deceased,

That I will faithfully administer the personal estate and effects of the deceased by  
paying his just debts and distributing the residue (if any) of his estate according to  
law, and that I will exhibit a true and perfect Inventory of all and singular, the per-  
sonal estate and effects, rights and credits of the said deceased, and render a just  
and true account of my administration, whenever required by law so to do.

Sworn at Albany  
in the County of Sufford  
the 13<sup>th</sup> day of December

Janet Donnelly  
Widow

A.D., 1860 before me, and I  
Certify that I first read over  
the above affidavit to said  
deponent who said she perfectly  
understands its contents.

James Andrew  
A Com. C.P. Co. Sufford

In the Surrogate Court of the County of *Albany*

In the goods of *Francis Donnelly* deceased,

I *Jane Donnelly* of the City of *Albany* in the County of *Albany* in the State of *New York* one of the United States of America make oath and say that I am the widow of said *Francis Donnelly* and the party applying for letters of Administration to the personal estate of the said *Francis Donnelly* deceased

That the personal estate and effects of the said deceased, which he in any way died possessed of or entitled to, and for and in respect to which letters of Administration are prayed to be granted, are of or about the value of *one thousand* dollars

Sworn at *Wandsworth* in the County of *Albany* the *13<sup>th</sup>* day of *December* A.D. 18 *60*, before me, and I certify that I *present* over the above to said deponent who said that she fully understood the same

*Jane Donnelly*  
deponent

*James Rubin*

*Deputy C. C. Surrogate*



In the Surrogate Court of the County of Orange

In the Goods of Francis Donnelly deceased  
et al.

I Sam Donnelly of the City of Albany in the County of Albany in the State of New York one of the United States of America make oath and say that I am the widow

of the said Francis Donnelly deceased

That said deceased died on or about the twenty first day of March in the year of our Lord one thousand eight hundred and eighty eight at Albany aforesaid and that the said deceased at the time of his death had a fixed place of abode at the City of Albany in the said County of Albany aforesaid having at the time of his death real estate in the County of Orange

Sworn at Wardville in the County of Orange the 13<sup>th</sup> day of December A.D. 1868 before me, and I certify that I first read over the above affidavit to the said deponent and she said that she perfectly understood the same

Jane Donnelly  
make

James Donnelly

Wm. C. Co. Orange