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Petition of Phoebe Smith
to have letters of administration
granted to her

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filed 21st June 1868

Wm. H. B.

To His Honor William Livingston Esquire Judge of the
Sungate Court of the County of Oxford

The Petition of Phoebe Ann Emigh of the Township of
Northampton County of Oxford Widow and next of Kin of
Henry Emigh late of the said Township of Northampton deceased

Sheweth That the late Henry Emigh late of the said Township
of Northampton deceased departed this life of the said Township
on or about the fourteenth day of March in the Year one Thousand
Thousand Eight Hundred and fifty five without having made any
will upon which petition has been granted to ascertain as she
has made diligent search for a will of the said deceased but
has been unable to discover any such will - That your petitioner
with the Widow of the said deceased. That at the time of the decease
of the said Henry Emigh he was possessed of several goods and chattels
rights and credits all within the said County amounting in the whole so far
as she has been enabled to ascertain to the sum of £ 250. 0. 0 with a trust
that as yet no letters of administration of the Estate of the said deceased
have been granted to any one. Your petitioner therefore humbly prays
that your Honor will be pleased to grant to your Petitioner administration
of the said goods and chattels rights and credits as such widow and
next of Kin And your Petitioner as in duty bound will soe pray.

March 21st June 1755

Phoebe Ann Emigh

Know all Men by these PRESENTS, that we *Phoebe Ann Emigh of the Township of*
North in the County of Oxford Widow and administratrix of the estate of the late Henry
Emigh of the said Township Heirman deceased. Henry John Comell of the said Township
Mercant and James Ban of the said Township His Executors

are held and firmly bound to *His Excellency Sir Edmund Walker Knt. Gt.*
Governor General of the Province of Canada

and to his Successor and Successors in Office, in the sum of *Two hundred Pounds*
Pounds of lawful money of the said Province, to be paid to *His Majesty her heirs*

and Successors; for which payment, to be well and truly made, we bind ourselves
severally, our Heirs, and each of our Heirs, Executors, and Administrators, firmly by these
Presents. Sealed with our Seals, and dated at *North* in the
County of Oxford this *twenty first* day of *June*
in the year of our Lord one thousand eight hundred and *Eighty six*

THE CONDITION of this obligation is such, that if the within bounden *Phoebe Ann*
Emigh

Administratrix of all and singular the goods, chattels, and
credits of *Henry Emigh* deceased, do make, or cause to be
made, a true and perfect inventory of all and singular the goods, chattels, and credits, of the
said deceased, which have or shall come into the hands, possession, or knowledge of *her*
the said *Phoebe Ann Emigh* 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 *Superior Court of Judicature* on or before the *first*
Monday in *January* next ensuing, and the same goods, chattels, and credits,
and all other the goods, chattels, and credits of the said deceased, at the time of *her*
death, which at any time after shall come into the hands or possession of the said
Phoebe Ann Emigh or into the hands
and possession of any other person or persons for *her* do well and truly administer
according to law, and further do make or cause to be made a true and just account of *her*
said administration, at or before the *first* *Monday* day of *Aug 1886*
and all the rest and residue of the said goods, chattels, and credits, which shall be found
remaining upon the said Administratrix account, the same being first examined and
allowed by the Judge of the Court for the time being, shall deliver and pay unto such person
or persons, respectively, as the said Judge by his decree or sentence, conformably to the
provisions in a certain Act of Parliament, intituled, "An Act for the better settling Intestate
Estates," and passed in the twenty-second and twenty-third year of the reign of Charles II,
and also in a certain Act passed in the first year of King James II, contained, shall limit and
appoint; 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 into the said
Court, making request to have it allowed and approved accordingly, if the said *Phoebe*
Ann Emigh within bounden, 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 none effect, or else to remain in full force and virtue.

Signed and Sealed in
presence of

James Capenstone

Phoebe Ann Emigh

Henry John Comell

1st Dec in Jan 7 to 6. Jan 7 inc

in 26th of March to 31 March inc

in 4th to Oct 9 June inc

in 24 Sept. to Oct 29 inc

James Ban

In the Surrogate Court of the County of Oxford,

copied
Henry John ~~Conroy~~ of the Township of Norwich in the County of
Oxford deceased and James Barr of the said Township
as executor

SURETIES for the due administration of the estate of *Henry John*
late of the Township of
Norwich in the County of Oxford deceased, severally made oath and say: And first the said *Henry John*
Cornell for himself saith that he is worth
the sum of *three hundred and fifty* pounds of lawful
money of Canada, all his debts being first paid: And next the said
James Barr for himself saith that he
is worth the sum of *two hundred and fifty* Pounds, of
lawful money of Canada, all his debts being first paid.

Sworn before me at *Norwich* in the
County of Oxford, this *twentieth* day
of *June* in the
year of our Lord 1855 by the said
Henry John Cornell and
James Barr severally.

Henry John Cornell
James Barr

W. L. Simpson
Justice of the Peace
County of Oxford

Done at Norwich
County of Oxford
the 20th day of June 1855

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W. Sapientia Esq. N. Norwich July 10/55,

Mr. Enright writes
me to say she is very anxious & wants
to know why her papers have not
been forwarded, please answer —

Yours &c,

H. J. Cornwell

H. J. Cornwell

H. J.

In the Surrogate Court of the County of Oxford.

Province of Canada,
COUNTY OF OXFORD,
TO WIT:

Phoebe Ann Emigh
Marion

of the Township of
in the County of *Upper Merion*

affirmeth maketh oath and saith, that the late *Henry Emigh*
late of the Township of *Marion* in the said County of *Upper Merion*
Woman deceased, departed this life, at the said Township on or about the
fourteenth day of *March* in the year of our Lord, one thousand eight
hundred and *eighty five*

Sworn before me at _____ in the County }
of Oxford, this _____ day of _____ A. D. 18 _____ }

affirmed before me at Marion in the County of Upper Merion
21st day of June A.D. 1855
W. Lapenstien

Judge of the Surrogate Court,
County of Oxford.

Phoebe Ann Emigh

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In the Surrogate Court of the County of Oxford.

PROVINCE OF CANADA,
COUNTY OF OXFORD,
TO WIT:

You *Phoebe Ann Emigh*
of the *Township* of *North*
in the County of Oxford and Province of Canada, *Widow*
do swear that you know

of no Will made by *Henry Emigh*
late of the *Township* of *North*
in the County of Oxford; *deceased*
deceased, that you will well and truly administer all and singular, the Goods, Rights, Credits and Chattels of the said deceased: that you will pay all such debts as the said deceased owed at *his* death, so far as such Goods, Rights, Credits and Chattels will thereunto extend, and by Law you are bound: that you will make a true and perfect Inventory of all and singular the Goods, Rights Credits and Chattels of the said deceased, as have or shall come into your hands, custody, power or knowledge, and exhibit or cause to be exhibited, the same unto the Registry of the Surrogate Court of the County of Oxford, within the time limited by the said Court; and that you will also give a just and full account thereof into the said Court, when you shall be thereto lawfully required: you also swear that you are *the Widow of the said Henry Emigh deceased and that the said deceased did not leave any Credits or Chattels exceeding at his death valued more than one hundred pounds.*

Sworn before me at
in the County of Oxford, the _____ day of _____
A. D. 18 _____

Phoebe Ann Emigh

affirmed before me at _____ on the _____ day of _____
of the year 1855
W. L. Lapsley
Judge of the Surrogate Court,
County of Oxford.