

1853

150

In the Surrogate Court
of the County of Oxford
Province of Canada.

John Fleming late of the
Township of Altonham in
the County of Oxford Gentleman
deceased.

Petition

of Elizabeth Fleming Executrix
to be allowed to exhibit and
prove Will.

Filed 10th March 1853.

J. H. Tait
Registrar.

To His Honor William Lupton Esq. Judge of the
Sungate Court of the County of Oxford

The Petition of Elizabeth Fleming of the Township of Blenheim in the
County of Oxford Widow of the late John Fleming late of the said Township
of Blenheim deceased and executrix of the last will and testament of the said John
Fleming

Annethly Sheweth

That the late John Fleming late of the Township of Blenheim in the County
of Oxford deceased duly made and published his last will and testament
in writing bearing date on or about the thirteenth day of October last and by
his said will appointed your Petitioner and Henry Thompson of the said
Township of Blenheim Executors of his said will and departed this life at
Blenheim aforesaid on or about the eighth day of November last in that
having in any way received his said will. That the said Testator
at the time of his death was possessed or entitled to divers goods
and chattels rights and credits all within the County aforesaid
amounting in the whole to the sum of one hundred and forty three pounds
with shillings so far as he has been enabled to ascertain. That your
Petitioner is desirous of exhibiting the said will and proving the same and
taking for herself the duties of such executrix according to the said
Henry Thompson at any time hereafter to come in and give the said will if he
shall feel disposed to take upon himself the duties of such executrix. Your
Petitioner therefore humbly prays your Honor will be pleased to permit
her to exhibit and prove the said will and take for herself the duties of such
Executrix And your Petitioner as in duty bound will ever pray.

Woodslock 10 March 1753.

Elizabeth Fleming

Elizabeth Fleming

On reading the above petition I do hereby give leave to the Petitioner
with power to Henry Thompson to come in and prove the will

W. Lupton
Judge of the Court
County of Oxford

In the name of God Amen.

I John Fleming of the Township of Bluebird
in the County of Bedford and Province of Canada
you are calling unto mind the mortality
of my body and knowing that it is appointed
unto all men once to die, but being of a
perfect mind and memory, thanks be given
to Almighty God for the same, Do make
and ordain this my last Will and Testa-
ment - that is to say principally and first
of all I commend my soul unto the hands
of Almighty God who gave it. And my
body I commend to the earth to be buried
in decent Christian burial at the discretion of
my Executors, nothing doubting but at the
General Resurrection I shall receive the same
again by the mighty power of God.

And as touching such worldly Estate where
with it hath pleased God to bless me with
in this life I give devise and dispose of the
same in the following manner and form
First I will that all my just and lawful
debts be paid, I give and bequeath my pleas-
ure wagon and the harness thereto belonging
to my beloved wife Elizabeth, I give and
bequeath my saddle to my beloved son
Craister, And the residue of my personal
Estate I leave to be disposed of at the discretion
of my Executors, I will that the balances
still due and owing upon the Canada
Estate be paid off by my Executors, if they
can so arrange and that the Debt for the
same be taken out in the name of my
Executors,

Executors, and then after that I will that all
my estate personal and real be held for the
Benefit of my beloved wife Elizabeth so long
as she shall continue my lawful Widow,
and that an equal proportion of my said
property be given to each of my dear children
as they come of age, but in the event of my
dear wife Elizabeth marrying or in the
event of her decease, then I will that the whole
of my personal and real estate be equally
divided between my said heirs.

And I do hereby constitute make and ordain
Dennis Thompson of the Township of Bluekins
in the County and Province aforesaid, woman
and my beloved wife Elizabeth Fleming
joint Executors and Administrators of this my last
will and Testament. I do hereby utterly disallow
revoke and disannul all and every other former
Testament, wills, legacies, bequests, and Executors
by me in any wise before named, called, and
bequeathed, ratifying and confirming this
and no other to be my last will and Testament.
In witness whereof I have hereunto set my hand and
Seal this Thirtieth day of October in the year
of our Lord One thousand Eight hundred
and fifty two.

Thus Henry
Signed, Sealed, published, pronounced and declared by the
said John Fleming as his last will and Testament, in the
presence of the following witnesses on the day and year
first above written.

Moses Reynolds
Abner R. Sturges

Inventory of the Goods and Chattels of John Fleming of the Township of Blenheim in the County of Oxford yeoman, deceased, as made and appraised by us the undersigned appraisers this thirteenth day of November in the year of our Lord 1852

In the House	£	s	d	In the Barn	£	s	d	
Washboard & dishes	2	"	"	Cradle & Grappling	"	7	6	
Cinque	"	10	"	Butter & Plough	"	3	"	
Parlor Stove & pipe	1	10	"	2 Drags & Chis	1	"	"	
4 Bedsteads & Bedding	3	2	6	Sleigh	1	10	"	
2 Tables	"	7	6	Roller & Wagon ladders	"	7	6	
15 Chairs	1	"	"	Wagon	2	"	"	
Clocks	"	15	"	2 Tanning Mills	3	"	"	
Booking stove & furniture	3	"	"	Cutting Board	"	5	"	
Kitchen tin ware	"	10	"	3 cakes 2 forks 1 shovel	"	7	6	
Churn & Bread tray	"	5	"	Pek measure & pail	"	1	3	
2 set Horse bells & stee yard	"	7	6	Box & peas Banet & tailing	"	6	3	
Flour Chest & flour	"	15	"	Threshed wheat	25	"	"	
Soap tub & soap	"	3	9	Oats in sheaf	1	10	"	
Window sash & Glass	"	3	9	Peas unthreshed	3	"	"	
Bran & shorts	"	5	"	Hay	12	"	"	
10 Bags	"	7	6	12 1/2 Bushels wheat at mill	17	"	"	
Counter scale & weights	"	7	6	Chair	"	2	6	
Brocks & oil jug	"	2	6	In the yard				
2 chests & stand	1	"	"	2 Horses & harness	26	"	"	
Books	"	5	"	Breed mare	6	5	"	
2 Trunks	"	7	6	yearling colt	6	5	"	
Cradle & reel	"	5	"	4 cows	10	"	"	
Vinegar keg & tallow	"	3	9	3 Heifers	3	15	"	
Sugar Kettle & hammer	"	10	"	8 Hags	2	10	"	
Saw & Buck saw	"	10	"	Turnips	"	10	"	
2 wash tubs	"	6	3		123	5	6	
Iron pot & mop	"	3	"		19	11	7	
Spade	"	4	"		£	142	17	1
Meat tub	"	3	9					

19/11/52 } appraisers
 J. J. Wilbourn
 Wm. Master

You Elizabeth Fleming _____ of the Township
of Blenheim _____ in the County of Oxford
_____ in the Province of Canada, Widow do swear that you
believe this paper writing, hereto annexed, to be the true last Will and
Testament of John Fleming _____ late of the
Township of Blenheim _____ in the County of Oxford

_____ and Province aforesaid, Yeoman deceased, that you
will well and faithfully administer all and singular, the Goods, Rights,
Credits and Chattels of the said deceased, according to the contents of
his said Will: 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 the law requires; and that you will make a
true, full, and perfect Inventory of all and singular the Goods, Rights,
Credits and Chattels of the said deceased, and exhibit the same into
the Registry of the Sauvage Court of the County of Oxford when you shall be
thereunto lawfully required.

*You further swear that the said John Fleming departed
his life at Blenheim aforesaid on or about the eighth
day of November last past and that the goods and Chattels, Rights and Credits
of the said deceased at the time of his death did not in the whole exceed
the sum of three hundred Pounds*

So HELP YOU GOD.

*Witness my hand and seal this eighth day
of November 1853 at Blenheim in the County of Oxford
Province of Canada.*

Elizabeth Fleming

Sworn before me, at Woodstock
in the County of Orford, this
tenth day of March 1853.

W. Laproth

Judge Sauvage Court

County of Orford



Province of Canada } In the Surrogate Court
County of Oxford } of the County of Oxford

You Abraham R Stauffer of the Township
of Bleckheim in the County of Oxford and Province
of Canada German, one of the subscribing Witnesses
to the last Will and Testament of the late John Fleming
late of the Township of Bleckheim in the County of
Oxford and Province aforesaid, German, deceased.
do swear that you were personally present, and
did see the said John Fleming, sign, seal,
publish and declare the Will now shewn to you
as his last Will and Testament, and you the said
Abraham R Stauffer do further swear, that the
names Moses Reynolds, and Abraham R Stauffer
which appear as Witnesses to the last Will and
Testament of the said John Fleming are the
proper handwriting of him the said Moses
Reynolds and yourself, and that the said
Moses Reynolds and you, signed your names
in presence of the said Testator, and at his
special instance and request. You further
swear that you verily believe that the said
John Fleming 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
in the County of Oxford
this 10th day of March A.D. 1853

Abraham R. Stauffer

W. Lapreth
Surrogate Clerk
County of Oxford.