

1866

In re

Timothy Loothean

WITNESSETH
No. 30

of the Township of
and with this line also

District of
and Province

IN THE SUPREME COURT

District of Brock, Canada West

In the name of God, Amen, I Timothy Lothian
of the Township of Bedford, District of Perth, County
of Oxford Province of Canada, German, being ill
in health, but of sound mind memory and unde-
standing do declare this to be my last will and
testament hereby making null and void all former
Wills by me made in manner following that is to
say, First I commit my Soul into the
hands of Almighty God. Amen
Second I desire all my just debts and other
expenses to be paid by my Executors herein
after named.

Third. I leave and bequeath unto my Executors
all my real and personal Estate in trust, that
they my said Executors shall at twelve months
after my decease or as soon after as they shall see
practicable, sell or dispose of all my Property, real
and personal moveable or immovable, consisting
of Lands, Tenements, Goods and Chattels and the
amount of the proceeds of such sale shall be divided
in equal shares between my seven Children lawfully
born to me by my late Wife Dinah Twin, namely
George, Mary, Timothy, Richard, John, William
and Nathaniel Twin, share and share alike to
be paid them at their arriving at the age of
Twenty one years, and till they or either of them
attain that age they are to have the Interest of
their share for the Purpose of education and
support

Fourth. I leave and bequeath one Moiety of
the year rent of my Tavern Stand let to
a Gould in Hamilton unto my sons William
and

Nicholson Irwin and the other moiety unto my
three five Children aforesaid
Sixth, I do nominate and appoint John Thomson
Esqre, Robert Shure both of Bedford John
Brinkell and George Lowthian my Son and son
in law as my Executors, and do authorize and
empower them to give all Deeds in full of
all my real estate as may be required to make a
good and valid title and to fulfill the intent of
this my will, and I request my Children will
never allow my old servant Joseph Dixon to want
a meals victuals if they have it to give him
and now in the presence of Witnesses I have
signed this with my own hand and sealed
with my own seal this Twenty third day of
November in the year of our Lord one Thousand
eight Hundred and forty three

Timothy Lowthian
Signed sealed and declared to
be the last will and Testament
of the within named Timothy
Lowthian in the Presence of
us as Witnesses

O. A. Gould
J. H. Hill

IN THE SURROGATE COURT.

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

YOU *O. A. Gould*
of the Township of *Windsor*

in the District of *Brock* and Province of Canada, *James Nesper* one
of the subscribing witnesses to the last Will and Testament of the late *Timothy*
Lothian of the Township of *Windsor*
in the District of *Brock* and province aforesaid *Yeoman*
Deceased, do swear that you were personally present and did see the said *Timothy*

Lothian sign, seal, publish and declare the *Paper*
now shown to you as his last Will and Testament; and you the said *O. A. Gould*
do further swear that the name *G. F. Hill*

which appears as Witnesses to the last Will and Testa-
ment of the said *Timothy Lothian* are the proper handwriting of *them* the said
G. F. Hill.

Timothy Lothian 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
Timothy Lothian 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 *25*

day of *March* 184*4*

John Arnold (Scriber)

O. A. Gould

IN THE SURROGATE COURT.

PROVINCE OF CANADA,
DISTRICT,
Woodstock, to wit:

YOU *John Bickell*
of the Township of *Windsor*

in the *District* of *Windsor*
and Province of Canada, *Taylor* do swear that you are the person named in the
last Will and Testament of the late *Timothy Lothian*
of the Township of *Windsor* in the *Windsor* 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—

So Help You GOD.

Sworn before me at Woodstock, this *25*

day of *March* 184*4*

John Arnold (Scriber) *John Bickell*

IN THE SURROGATE COURT.

District of Brock, Canada West.

WOODSTOCK, }

TO WIT:

John Bickell

Of the Township of *Burlington* District of *Brock* and Province
aforesaid, maketh oath and saith that *Timothy Lethbride* late of
the Township of Burlington in said District - Yeoman

departed this life on or about the *Twenty fourth* day of *November*
in the year of our Lord one thousand eight hundred and *Forty Three* 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 *Woodstock* did not exceed the sum of *Two hundred*
Pounds Currency.

Sworn before me at Woodstock, this *25* day of *March 1844*

John Arnold

Surrogate. District of Brock.

John Bickell