

<sup>1859</sup>  
In the Curragh  
Court of the County  
of Oxford

In the Court of  
William McKee

Application  
and Renunciation

Remitted and filed this  
5th day of April 1859

James Smith  
Registrar

John Gray  
Attorney for Applicant

Unto the Surrogate Court of the County of Oxford

The Petition of Janet M<sup>c</sup>Kay of the Town of Woodstock  
in the County of Oxford Widow

Humbly Sheweth

That William M<sup>c</sup>Kay late  
of the Town of Woodstock in the County of Oxford  
deceased, died on or about the twenty sixth day of  
February in the year of our Lord one thousand  
eight hundred and fifty nine at the Town of  
Woodstock in the County of Oxford and Province  
of Canada and that the said deceased at the  
time of his death had <sup>his</sup> fixed place of abode  
at the Town of Woodstock in the said County of  
Oxford

That the said deceased in his life time duly  
made his last Will and Testament, bearing  
date the eighteenth day of June One thousand  
eight hundred and fifty eight

That Donald Gordon and Angus M<sup>c</sup>Kenzie  
both of the Town of Woodstock aforesaid the Execu-  
tors named in the said Will have by Deed here-  
unto annexed duly renounced all rights and  
title to the probate and execution of the said Will  
and to the administration to the personal estate  
and effects of the deceased

That your Petitioner is the Widow of the said  
deceased

That the value of the whole property devolving  
under the said Will is under Four thousand  
Dollars and that the personal Estate and effects  
of the said deceased which he in any way  
died possessed of or intitled to, and for and

in respect to which a Probate of the said Will is to  
be granted, are of or about the value of Twenty five thousand  
dollars to the best of your Petitioner's Knowledge and  
belief. Wherefore your Petitioner prays that ad-  
-ministration with the said will of the said de-  
-ceased annexed may be granted to her by this  
Honourable Court

Dated the first day of April A.D. 1859

June's Petition  
by her Attorney  
J. H. [unclear]

Know all Men by these presents That we  
Donald Gordon of the Town of Woodstock  
in the County of Oxford Merchants Clerk and  
Angus McKeague of the same place Currier  
in the Woodstock School the Executors named  
in the Last Will and Testament of William  
Atkey late of the Town of Woodstock aforesaid  
Mason deceased for their good causes and  
considerations as hereunto moving Have each  
each of us both renounced and disclaimed  
and by these presents do and each of us both  
Renounce and Disclaim all our and every  
of our right title or interest in or unto the probate  
and execution of the Last Will and Testament  
of the said deceased and to the Letters of Adminis-  
tration with the same annexed.

Witness our hands this fifth day of March  
in the year of our Lord one thousand eight  
hundred and fifty nine

Signed sealed and Delivered  
In presence of  
Angus McKeague  
Donald Gordon

County of Oxford } I George Forbes of the  
Town of Woodstock in the County of  
Oxford Quaker Make oath and say that I  
was present on the day of the date of the within Deed  
Yell and did see the within named Donald Gordon  
and Charles McKenja severally sign seal and as their  
act and deed in due form of Law & deliver the said  
Deed Yell and that I am a subscribing Witness  
to the execution of the same - and that the Name let  
and subscribed <sup>as witness</sup> to the execution of the said Deed <sup>George Forbes</sup> being  
my proper handwriting.

17th

~~Sworn before me at Woodstock in the  
County of Oxford this eighth day of  
March in the year of our Lord 1834~~

~~John King~~

~~A Commissioner for taking Affidavits  
in the Queen's Bench in and for the  
County of Oxford -~~

George Forbes

Sworn before me at Woodstock  
in the County of Oxford the thirty first  
day of March A.D. 1834

Macdonald

A Commissioner for taking Affidavits  
in the Queen's Bench in and for the  
County of Oxford

Know all Men By these presents, That we  
Janet McKay of the Town of Woodstock in the  
County of Oxford Widow William Grey of the  
said Town of Woodstock Esquire and George Forbes  
of the same place Gaoler are jointly and sever-  
ally bound unto David Shank McQueen  
the Judge of the Surrogate Court of the County  
of Oxford in the sum of Five thousand Dollars  
to be paid to the said David Shank McQueen  
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. Sealed with our seals.

Dated the Sixth day of May in the year of our  
Lord one thousand eight hundred and fifty nine

The Condition of this obligation is such, that  
if the above named Janet McKay the admin-  
istratrix of the personal estate <sup>and</sup> effects, rights  
and credits, of William McKay late of the Town  
of Woodstock in the County of Oxford Mason  
deceased, who died on the Twenty seventh day of  
February in the year of our Lord one thousand  
eight hundred and fifty nine do when lawfully  
called on in that behalf, make or cause to be made  
a true and perfect Inventory of all and singu-  
lar 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 Janet McKay or into the hands and  
possession of any other person or persons for her and  
the same is made, do exhibit or cause to be exhib-  
ited, into the Registry of the Surrogate Court of the  
said County of Oxford 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 Janet McKay 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 then the  
legacies contained in the said Will, annexed to the  
said Letters of Administration to the said Janet  
McKay committed, so far as such personal estate  
will therunto extend, and the law bind him;  
And further, do make, or cause to be made, a full,  
true, and just account of her said Administration  
when she shall be therunto lawfully required: And  
all the rest and residue of the personal estate and  
effects, rights and credits, shall deliver and pay  
unto such person or persons as shall be by law entitled  
thereto: 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

Janet <sup>her</sup> McKay  
mark

William Gray

Wm Gray

A Commissioner for taking Affi-  
-davits in the Court of Queens Bench  
in and for the County of Oxford

Geo. Ford

In the Surrogate Court of the County of Oxford

In the Goods of William McKay

Deceased

We, William Grey of the Town of Woodstock in the County of Oxford Esquire and George Forbes of the same place Gaoler severally make Oath that we are the proposed Sureties on behalf of the intended Administration of the Personal Estate and Effects of William McKay 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 William Grey for myself, make Oath, and say, that I am possessed of Estate of the value of Five thousand dollars, and am worth Five thousand dollars, all my debts being first paid; And I, the said George Forbes for myself, make Oath, and say, that I am possessed of estate of the value of Five thousand dollars, and am worth Five thousand dollars, all my debts being first paid.

The above named William Grey and George Forbes were severally sworn before me, this Seventh day of May in the Year of our Lord one thousand eight hundred and fifty nine at Woodstock in the County of Oxford

William Grey  
Geo. Forbes

Wm. Kevell

A Commissioner for taking affidavits  
in the Queens Bench in and for the County of Oxford

In the Surrogate Court, of the County

of Oxford

In the goods of William McKay

deceased.

I Janet McKay of the Town of Woodstock in the County of Oxford Widow make oath and say that I am the ~~the Execut~~ ~~named in the last last Will and Testament~~ ~~of the said~~ ~~deceased.~~

party applying for administration with the will annexed - of the personal Estate of the said William McKay 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 Probate of the said Will is to be granted, are of or about the value of Twenty five hundred dollars.

Sworn at Woodstock in the County of Oxford the Seventh day of May A. D., 1859 before me, Whetstvell

Janet McKay mark

A Commissioner for taking Affidavits in the Queens Bench in and for the County of Oxford And I do hereby certify that the above Affidavit was first read over by me to the above named Janet McKay and that she seemed perfectly to understand the same and made her mark thereto in my presence.

In the Surrogate Court, of the County of  
of *Coxford*

In the goods of *William McKay*  
deceased.

I, *Janet McKay* of the Town of  
of *Woodstock* in the County of *Coxford*  
make oath and say:

*Plus* That I am ~~the Exors~~ named in the last Will and Testament  
of the said *William McKay* deceased,  
party applying for the said administration  
with the Will annexed of the personal estate  
and effects of the said *William McKay* deceased.

That said deceased died on or about the *Twenty seventh* day of *February*  
in the year of our Lord one thousand eight hundred and *fifty nine* at  
*Woodstock* and that the said deceased at the time of his death had  
his fixed place of abode at *Woodstock* in the said County of  
*Coxford* —

Sworn at *The Town of Woodstock* *Janet McKay*  
in the County of *Coxford* *X*  
the *first* day of *April* *Mark*  
A.D., 18 *59* before me.

*J. McDonald*  
Administrator for taking Affidavits  
under the said Will in and for the County of  
*Coxford* and do hereby certify that the  
above Affidavits were taken and sworn to  
in my presence by the above named *Janet McKay*  
and that she seemed perfectly understanding  
the same and made her oath thereto in my  
presence *J. McDonald*

Office of  
The Surrogate Clerk

In the goods of William McKay, deceased  
named in a certain Notice of Application  
for a grant of Letters of Administration  
with the Will annexed, dated the fifth  
day of April AD 1859 as late of the  
Town of Woodstock in the County of  
Oxford.

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  
Surrogate Courts in Upper Canada, save  
the above from the Surrogate Court for the  
County of Oxford for a grant of Letters of  
Administration with the Will annexed, which  
said Will bears date the Eighteenth day of  
June AD 1858.

And I further certify that no caveat or  
copy of Caveat against the grant of Probate  
or Administration in the goods of the said  
deceased has been lodged with or received  
by me

Dated this Seventh day of April 1859

Charles Fitzgibbon  
Surrogate Clerk

To  
The Registrar of the Surrogate Court  
County of Oxford  
Woodstock  
Ct.

In the Surrogate Court, of the County of  
of *Cayuga*  
In the goods of *William McKoy*  
deceased.

I *John Greig* of the Town  
of *Woodstock* in the County of *Cayuga* Gentlemen

make oath and say:

That I knew *William McKoy*  
late of *The Town of Woodstock* deceased.

That on or about the *eighteenth* day of *June* in  
the year of our Lord one thousand eight hundred and *fifty eight* I was present  
and did see the said *William McKoy* sign and declare the  
paper writing hereunto annexed, as and for the last Will and Testament of the  
said *William McKoy*

That I, deponent and *Nector Lutherlund*  
of *The Town of Woodstock* respectively  
did subscribe our names as witnesses to the execution of the said Will at the  
request of the said Testator and in presence of each other; and lastly, that the  
several names subscribed as witness to the execution of the said Will are of the  
proper handwriting of this deponent and the said *Nector Lutherlund*  
respectively.

And I this deponent further say that I verily believe that the said Testator at  
the time of the execution of the said last Will and Testament was of sound and  
perfect mind memory, and understanding.

Sworn before me at *Woodstock*  
this *first* day of *April* }  
A.D., 18*59*

*John Greig*

*J Macdonald*

A Commissioner for taking  
affidavits in the Surrogate Court  
in and for the County of Cayuga

*William McKoy*

In the Name of God Amen. I William M  
Key of the Town of Woodstock in the County of  
Cape Fear sheweth do make and publish this my  
last Will and Testament, hereby Revoking and  
making void all former Wills by me at any time  
heretofore made -

My Will is that my funeral charges and Expenses,  
and just Debts and the Expenses attending the  
execution of this my Will shall be paid by my  
Executors herein after named - I Give and

Devise all that Parcel of Land and Premises,  
situate lying and being in the Town of Woodstock  
aforesaid being comprised of Lot Number Ten on the  
West Side of Light Street in the said Town of Woodstock  
to my Wife Janet McKay to hold the same during  
her natural life and from and after the de-  
cease of my said Wife then to my three sons  
Alexander, Donald and William to hold  
the said Parcel of Land to them and their  
respective heirs and assigns to their sole and  
only use forever - I Give Devise and Bequeath

to my said Wife Janet McKay all the rest  
Residue and Remainder of my estate real  
and personal whatsoever and wheresoever and  
of what nature and kind soever of which I shall  
be seized or possessed or to which I shall be  
entitled at the time of my decease to have  
and to hold the same to my said wife her  
heirs Executors administrators and assigns  
to and for her and their sole and only use  
and benefit forever. That it is my Will and  
intention that the provisions herebefore  
made in favor of my said Wife shall be  
accepted of by her in full of her right of

William M Key

Power out of my estate. And I appoint  
Donald Gordon of the Town of Woodstock  
aprentice Merchants Clerk and Angus Mac  
Kenzie of the same place Turnkey in the Wood  
stock Court Executors of this my Will. And I  
also appoint them and the Survivor of them  
Guardians or Guardian of my said Cous  
during their respective minorities.

In Witness Whereof I the said William M  
Kee have to this my Last Will and Testament  
Contained on two sheets of paper affixed together  
set my hand and seal in manner following -  
to the first sheet I have set my hand and to the last  
sheet I have set my hand and affixed my seal  
This eighteenth day of June in the year of  
our Lord One thousand eight hundred and  
fifty eight.

Signed Sealed published and  
Declared by the said William McKee  
as and for his Last Will and Testament  
in the presence of us who in his presence  
and in the presence of each other at his  
request have subscribed our names  
in witness hereof -

John Greig of the Town of  
Woodstock Collector

John Luthiland  
of the same place  
Carpenter

William McKee

In the Curia Court of the County of Oxford  
In the Goods of William M'Key deceased  
Where the paper writing referred to in the Appointments  
of me said M'Key - made this day -

James M'Key

This is the paper writing referred to in the Appointments  
of me said M'Key made before me this day - Dated the  
first day of April A.D. 1859

J. McDonald  
a Commissioner in Bankruptcy  
for the County of Oxford

Law Gill  
and Testament

J  
William M'Key

In the Goods of  
Curia Court of the  
Curia Court of the  
Curia Court of the

# In the Surrogate Court of the

County of *Copied*

In the Goods of *Mellum McKay*

Deceased.

I, *James McKay* of the Town

of *Woodstock* in the County of *Copied* *Madison*  
make Oath and say, that I believe the paper writing hereto prefixed to contain the true and original last **Will and Testament** of *Mellum McKay* late of the Town of *Woodstock* in the County of *Copied* and that the executor therein named

*has renounced all right and title to the probate and execution of the said Will*

**And** that I am the residuary Legatee in trust named therein: *Widow and residuary Legatee named therein*

**And** that I will faithfully administer the personal Estate and Effects of the said deceased, according to the tenor of his Will by paying his just debts, and the Legacies contained in his Will so far as the same shall thereto

extend, and the law bind me, and distributing the residue, if any, of the estate according to law; **And** that I will exhibit a true and perfect Inventory of all and singular the personal Estate and Effects, Rights and Credits, of the said Testator; **And** render a just and true account of my administration, whenever required by law so to do.

Sworn at *Woodstock*  
in the County of *Copied*  
the *first* day of *April*  
A.D. 18 *77* before me.

*James McKay*  
Mark

*M. Macdonald*  
A Commissioner for taking Affidavits  
with the County Clerk and for the County of  
*Copied* and do hereby certify that the  
above Affidavits were first read over in  
my presence to the above named *James*  
*McKay* and that she seemed perfectly  
to understand the same and made her  
mark thereon in my presence -  
*M. Macdonald*