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In the year of

Malacca Malacca

Probat

Office of the Surrogate Clerk.

In the Goods of Malcolm McKenzie
deceased, named in a certain Notice of Application for a grant of
Probate dated the nineteenth day of January
A. D. 1861 as late of the Township of East Jordan
in the County of Oxford, Yeoman.

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 Probate of the Will bearing date the eighth
day of November A. D. 1850

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 Twenty ninth day of January A. D. 1861

Charles Fitzgibbon

Surrogate Clerk.

I.

The Registrar of the Surrogate Court,
County of Oxford
Woodstock

CCW

In the Surrogate Court of the County of Oxford

Wants the Surrogate Court of the County of
Oxford

The Petition of William Wilson
and William Anderson both of the Townships
of East Yorra in the County of Oxford formerly
and Hugh Whaley formerly of the Townships
of East Yorra but now of the Township
of West Yorra School Teacher

Wmubly Sheweth

That Malcolm McKenzie late of the
Township of East Yorra aforesaid formerly
deceased died on or about the ^{fourteenth} fifteenth day
of October A.D. 1851 at the Township of East
Yorra aforesaid and that the said deceased
at the time of his death had his fixed place of
abode at the said Township of East Yorra
having real and personal Estate in the said

That the said deceased in his lifetime duly made
his last will and Testament in Writing
bearing date the 8th day of November
A.D. 1850. That your petitioners are the
Executors named in the said will.

That the value of the personal Estate
and effects of the said deceased which he
in any way did possessed of or entitled to
and for and in respect to which a probate
of the said will is to be granted are of about
the value of One thousand dollars
to the best of your petitioners knowledge and
belief. Wherefore your petitioners ^{pray} that probate
of the said will of the said deceased may be granted
to them by his Honorable Court - William Wilson

Dated the 19th day of January A.D. 1852 Hugh Whaley
William Anderson

In the Surrogate Court of the County of Oxford
In the face of Malcolm McKenzie late of the
Township of East Gorrin in the County of Oxford
Yoman deceased

William Wilson of the Township of
East Gorrin in the County of Oxford Yoman make
oath and say. That I knew Malcolm ~~McKenzie~~
McKenzie late of the Township of East Gorrin
Yoman deceased

That on or about the Eighth day of October
A D 1861 I was present and did see the said
Malcolm McKenzie sign ~~and~~ and declare the
paper writing hereinto prepared and marked A
as and for his last will and Testament

That I deponent and Hugh Whealy formerly
of the Township of East Gorrin aforesaid but
now of the Township of West Gorrin in the said
County School Teacher 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.

That the name of Hugh Whealy subscribed
as a witness to the execution of the said will
is the proper handwriting of said Hugh Whealy

That the name William Wilson subscribed
as a witness to the execution of the said will is
the proper ^{handwriting} handwriting of the William Wilson

That the name William Anderson
subscribed as a witness to the said will is
the proper handwriting of said Anderson
but that the said Anderson was not
present with me at the time the said will
was executed by said Testator

Sworn before me at the town of Woodstock

In the County of Oxford this 19th day of January

A D 1861

J. F. Wilson

in Court for the County of Oxford

William Wilson

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In the Surrogate Court of the County of Onondaga

In the presence of Malcolm McKeuzie late of the Township of East Gorra Onondaga deceased
I William Nelson of the Township of East Gorra in the County of Onondaga Onondaga make oath and say that I am one of the Executors named in the last will and Testament of the said Malcolm McKeuzie that the said deceased died on or about the fifteenth day of October A.D. 1861 at the said Township of East Gorra. And that the said deceased at the time of his death had his fixed place of abode at the said Township of East Gorra in the County of Onondaga

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 One thousand dollars

Sworn before me at the Town of Woodstock in the County of Onondaga this 19th day of January A.D. 1861

E. F. Allan

William Nelson

A Justice of the Peace
County of Onondaga

In the Surrogate Court of the County of Oxford

In the good of Malcolm M. Keegan late of the
Township of East Gorea in the County of Oxford
Yoman deceased

I William Wilson of the Township of
East Gorea in the County of Oxford Yoman
Make oath and say. That I receive the paper
writing hereto affixed and marked "A" to obtain
the true and original last will and Testament of
the said Malcolm M. Keegan late of the said
Township of East Gorea deceased that I am
one of the Executors therein named.

That I will faithfully administer the
personal Estate and Effects of the said Testator
by paying his his just debts and legacies
contained in his said will so far as as the
same will hereunto extend and the law
bind me that I will exhibit a true and perfect
inventory of all and singular the personal Estate
and Effects of the rights and Credits of the said
Testator and render a just and full account
of my Executorship whenever required by law
to do

Shewn before me at the Town
of Woodstock in the County of
Oxford this 19 day of December
A.D. 1861

E. F. Wilson
Notary Public
County of Oxford

William Wilson

In the Sarrigate Court County of Oxford
In the Goods of Malcolm McKeuzie late of the
Ship of East Yorra in the County of Oxford
deceased.

I Hugh Whealy formerly of the Township
of East Yorra but now of the Township of West
Yorra in the said County School Teacher make
Oath and say that I believe the paper writing hereto
produced and marked A to contain the true and
original last will and Testament of Malcolm
McKeuzie late of the Township of East Yorra
in the County of Oxford deceased
that I am one of the Executors therein named
and that I will faithfully administer the personal
Estate and Effects of the said Testator by paying
his just debts and the legacies contained in his will
so far as the same will extend thereto and the
law bind me and that I will exhibit a true and
perfect inventory of all and singular the
personal Estate and Effects rights and Credits
of the Testator and render a just and full
account of my Executorship whenever
required by law so to do

Shewn before me at the Town
of Woodstock in the County of } Hugh Whealy
Oxford this 19 day of January }
A.D. 1861 }
I. J. Miller }
A. J. J. }
County of Oxford }

In the Surrogate Court of the County
of Oxford

In the presence of Malcolm McNeuz late of the
Township of East Zorra in the County of
Oxford formerly deceased

William Anderson of the Township of
East Zorra in the County of Oxford formerly
made oath and say that he believes the paper
writing hereto prefixed marked PA to contain
the true and original last will and testament
of the said Malcolm McNeuz late of the said
Township of East Zorra formerly deceased
That I am one of the Executors therein named
and that I will faithfully administer the
personal Estate and effects of the said Testator
by paying his just debts and the legacies
contained in his will so far as the same will
thereunto extend and the law binds me
and that I will exhibit a true and perfect
inventory full and singular of the personal Estate
and effects rights and credits of the Testator
and render a just and full account of my
Executorship whenever required by law
so to do

Sworn before me at the Town of
Woodstock in the County of Oxford
this 17th day of January A.D. 1861

William Anderson

J. F. Allan
Notary Public
County of Oxford

Terra ~~the~~ eight of Nov^r and in the
 year of our Lord one Thousand eight Hundred and ^{fifty} ~~and~~
 I hereby ^{will} that my property situated
 in the Township of East Terra in
 District of Brock and province of
 Canada West being the east Half of
 Lot fifteen in the thirteenth concession
 in the said Township the land to be
 equally divided by a straight line drawn
 from south to north I will that ~~the~~
 my son Malcolm will have the east
 half when he is of the age of Twenty
 and two years and the west half
 I will to my son Alexander at the death
 of his Mother I will that the manag-
 ing of the land and all my effects may
 remain with my wife Margaret Menzies
 on condition of her remaining in
 widowhood untill my son Malcolm be
 of the age specified above at which time
 he is to take possession of the east half
 he is to have one pair of horses
 to be continued

No
 No
 No

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and harness one four wheel waggon
one plough and harrow with what
bejudged his share of the horned cattle
after all claims is satisfied with seed
~~and~~ for his land and provision for one
season but to have no separate claims
on any of the crops
that may or have been sown or planted
previous to him being of the age -
specified at which time my wife and
Alexander our son is to have possession
of the west half only with one pair
of horses ^{and harness} one lumber waggon and other
farming implements ^{and cattle} as above specified
But should my wife die during
Alexander's minority I will be shall
assist his brother ^{Malcolm} in working the farm
jointly untill the said Alexander
is Twentyone years of age at which
time he is to be put in possession
of the west half of the said Lot and
to be supplied of the farm by his Bro-
ther with all such Stock and Articles
as I have above provided to be given
Malcolm I will that my daughters be
supported while they chuse to remain

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On the farm my daughter Ann having received her portion will not be included in this my will Margaret my daughter on leaving the farm to have stock to the amount of five pounds currency my daughter Catherine on her leaving to receive the like sum my daughter Janet to be provided for on the farm during her sickly state when of age should she recover her health and ~~think~~ ^{she} think to proper to leave her Mother or Brothers house she is to ~~be~~ ^{be} the same provided for as her two last mentioned sisters Alexander and Mary to get good common education Mary to be provided untill of age and then to receive the ^{same sum} money in stock as her other sisters my last mentioned four daughters to be provided with bed and bedding each should one of my sons die ~~to~~ without issue his share of the property to go to his Brother should both die and leave no issue the whole of the property to go to my wife for the maintainance of herself and our offspring and at ~~the~~ my

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wife's death the whole property to
be divided equal between the four last
mentioned daughters in my will
or the whole property stock and move-
able effects to be sold and ~~the~~ all the
money to be equally divided with the
four mentioned daughters or as many
~~as~~ as shall then be living making
the largest provision for the young
and tender and the sick and there-
by will that none of the landed proper-
ty can be sold ^{or mortgaged} until those whom
I have appointed my heirs ~~of~~ of age
I hereby will that both my sons shall
have their share equal in supporting
their mother ~~or~~ in a comfortable manner
on the farm all the days of her widowhood
But should she be married to any other man
after my death the power conferred on her
by this my will shall then ~~be~~ from and
after the day of such marriage be null & void
nor shall the ~~said~~ ~~husband~~ husband be allowed
a dwelling place on any part of that land
described in my will nor shall he have
any claim right or title to any thing
continued on the fifth page

that is or may be thereon or any way connected
 with the above mentioned lands nor shall my
 wife from and after the date of such marriage
 have power to contract any debt on the land
 or any of the stock or property that is or
 may on or after ^{date} this be on the land or lands
 already described in my will. But my wife
 to have such provision made for her as the
 Law allows where a widow becomes the wife
 of another ~~man~~ and I hereby name
 Mr. William Wilson and Hugh Whealy both
 of Las Zorra to be the Executors of my will
 and also Mr. William Anderson of East Loma
 I hereby name to be added to the aforesaid
 number of the Executors of my will.

William Wilson Witness
 Hugh Whealy Witness
 William Anderson Witness
 Malcolm McKenzie

William Wilson, Executor
 Hugh Whealy, Executor
 William Anderson, Executor
 E. J. Shan
 as witness