

1853

No. 153

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

Thomas Nichol late of the
Township of Bleby in
the County of Oxford
Yeoman, deceased.

Petition

of Agnes Nichol his
widow to be allowed to
take out letters of administration

filed 22nd April 1853

J. G. Vanhulst
Registrar.

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

The Petition of Agnes Nichol of the Township of Blenshem in the County of
Oxford Widow of the late Thomas Nichol late of the same Township
Woman deceased.

Humbly Sheweth.

That the late Thomas Nichol late of the Township of Blenshem in the
County of Oxford Esquire departed this life at Blenshem aforesaid on or
about the Eleventh day of April in the Year of our Lord one thousand
eight hundred and fifty three. That your Petitioner is the Widow of the said
deceased. That she has made diligent search for any last will and
testament of the said deceased but has been unable to discover any
such will. and that she has good reason to believe that the said
Thomas Nichol never made any will. That the said deceased
at the time of his death was possessed of eleven several and distinct
Rights and Credits all within the County of Oxford amounting
in the whole so far as she has been enabled to ascertain to the sum
of £ 88. 4. 3. That no Letters of Administration of the deceased
Estate have as yet been granted. Your Petitioner being desirous of
taking on herself the duty of administering the said deceased Estate
humbly prays you Her Honor will be pleased to grant to her Letters
of Administration of all and singular the said deceased Estate
of the said deceased. And you Petitioner as in duty bound
will ever pray.

Dated the 22 day of April 1853

Agnes Nichol

(In reading the above petition I am satisfied as to the death of
the above named Thomas Nichol & her legal rights & the Petitioner.

Dated 22 April 1853.

W. Lupton Esq.
Judge of the Highgate Court
County of Oxford

Know all Men by these PRESENTS, that we, *Agnes Nichol of the Township of Blebourn in the County of Oxford* widow of the late *Thomas Nichol of the said Township of Blebourn* Yeoman *George Landroth of the said Township of Blebourn* and *Hugh Baxter of the said Township of Blebourn* both Yeomen.

are held and firmly bound to *James Earl of Argyll and Kincardin* Governor General of the Province of *Canada*

and to his Successor and Successors in Office, in the sum of *one hundred and seventy seven* Pounds of lawful money of the said Province, to be paid to *the said James Earl of Argyll*

and his 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 *Woodstock* in the County of *Oxford* District, this *twenty second* day of *April* in the year of our Lord one thousand eight hundred and *fifty three*

THE CONDITION of this obligation is such, that if the ~~within~~ ^{above} bounden *Agnes Nichol*

Administratrix of all and singular the goods, chattels and credits of *Thomas Nichol* 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 *Agnes Nichol* 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 *Supreme Court of the County of Oxford* on or before the *last* Monday in *March* 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 *his* death, which at any time after shall come into the hands or possession of the said *Agnes Nichol* 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 of *June* 1854 and all the rest and residue of the said goods, chattels and credits, which shall be found remaining upon the said *Administratrix's* 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 *Agnes Nichol* 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
Rich^d Foggett,

Agnes Nichol
George Landroth
Hugh Baxter

In the Surrogate Court of the County of Oxford

George Landreth of the Township of Blewain
in the County of Oxford Yeoman and
Hugh Baxter of the said Township of Blewain
Yeoman

SURETIES for the due administration of the estate of Thomas
Nichol late of the Township of
Blewain in the County of Oxford District, Yeoman
deceased, severally make oath and say: And first the said George
Landreth for himself saith that he is worth
the sum of one hundred and seventy seven pounds of lawful
money of Canada, all his debts being first paid: And next the said
Hugh Baxter for himself saith that he
is worth the sum of one hundred and seventy seven Pounds, of
lawful money of Canada, all his debts being first paid.

before me, as }
in the _____ District, this }
day of _____ 18

George Landreth
Hugh Baxter

The above named persons George
Landreth and Hugh Baxter were severally
sworn before me at Woodstock in the County
of Oxford this 22 day of April 1853

W. Lafford
Judge Surrogate Court County
of Oxford

In the Surrogate Court
of the County of Oxford
Presence of Sworn

1853

No. 151

Thomas Nichol late of the
Township of Blewain
in the County of Oxford
Yeoman deceased.

Sworn

Attest: _____
Judge Surrogate Court County of Oxford

Filed 22 April 1853.

W. Lafford
Judge Surrogate

[Faint mirrored handwriting, likely bleed-through from the reverse side of the page]

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

You Agnes Nichol _____ of the Township
of Blenheim _____ in the County of Oxford
District and Province of Canada, Widow do swear that you know
of no Will made by Thomas Nichol _____
late of the Township of Blenheim _____ in the
County of Oxford District, Yeoman 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 said 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 Thomas Nichol deceased
and that the Goods, Rights, Credits and Chattels of the said
deceased at the time of his death did not in the whole exceed
the sum of three hundred Pounds and that the said
Thomas Nichol departed his life at Blenheim aforesaid
on or about the eleventh day of April instant

before me, at Woodstock
in the County of Oxford District, this
day of _____ 18

Schuyler J. P.

Agnes Nichol

Subscribed me at Woodstock in the County
of Oxford this 22 day of April 1863

W. J. P. Surrogate
County of Oxford

In the Surrogate Court
of the County of Oxford

You Martin Brown of the Township of Blewheim
in the County of Oxford and Province of Canada
Yeoman do swear that Thomas Nichol late
of the Township of Blewheim aforesaid, Yeoman,
departed this life in the said Township of
Blewheim on or about the eleventh day of this
present Month of April,

So help you Gods

Sworn before me at
Woodstock in the County
of Oxford this 22 day of April
A D 1853

Martin Brown

W. Supinsteen
Judge Surrogate Court
County of Oxford