

Return of John
Peterson and
Samuel Weiler

filed January 20th
1858
J. G. Vassell
per Fred J. [unclear]

Hanson

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To the Judge of the ~~Lower~~ Surrogate Court
of the County of Oxford the petition of John
Pettman of the Township of Norwich in the
County of Oxford yeoman and Samuel Waller
of the same place yeoman sheweth to your
Honour

That Thomas Pettman late of the
Township of Deerham yeoman made his last
will and testament bearing date the eleventh
day of December A.D. 1856 whereby he
appointed your petitioners executors of the
said

That the said Thomas Pettman after-
ward and on the sixth day of December
expressed having in no way revoked the
said will leaving divers goods and chattels
rights and credits all within the said County
and in the whole amounting in value
to the sum of about two hundred and
fifty pounds

That your petitioners are desirous
of obtaining probate of the said will

Your petitioners therefore pray to your
Honour that probate of the said
last will and testament may be
granted to them by this Court

And your petitioners will
ever pray

John Pettman
Samuel Waller

Dated January 25 1858

This Instrument Witnesseth, that I Thomas Pittman Senior, of the Township of Durham County of Oxford and Province of Canada West, being of sound and disposing mind, and memory, and understanding, do make, publish, and declare this to be my last will and testament; hereby revoking and making null and void all former last wills and testaments, and writings in the nature of last wills and testaments by me heretofore made.

My will is, first that my funeral charges and just debts shall be paid by my executors hereinafter named.

The residue of my estate and property which shall not be required for the payment of my just debts, funeral charges and the expences attending the execution of this my will, and the administration of my estate, I Give, devise, and dispose thereof as follows, to Wit:— I give and devise to my sons John and James Pittman, the whole of the North part of Lot Number five, in the Tenth Concession of the Township of Durham, to be equally divided between them, consisting of one hundred acres more or less, subject to the following conditions viz:— The sum of Six hundred dollars to be paid to my Son Sampson, and the further sum of six hundred dollars to be paid to my son William, the further sum of four hundred dollars to be paid to my daughter Mary Banker without control of her husband, the further sum of two hundred dollars to my daughter Ann Sophia, and the further sum of two hundred dollars to my daughter Sarah. — The half of the above named legacies to be paid five years after ~~the~~ ^{the} decease of my wife

Am Pittman if not married, I desire one Span of horses, one Yoke of Oxen and three cows with all the farming implements to be left on the farm for the use of my two sons John and James. I desire the rest of the stock to be left to the disposal of my wife - If any of my sons or daughters make any dispute with regard to this will I leave them each one shilling in place of the aforementioned legacies. In case of any of my sons dying unmarried I leave their share of their legacies to be divided equally among the rest.

As I consider my son James not at all times capable of taking care of his own affairs, I desire my son John to act as his guardian, and have full control over his property, so that he cannot dispose of it without his consent.

And I do nominate and appoint my son John Pittman and Samuel Waller of the Township of Norwich County of Oxford and Province of Canada West to be the sole executors, of this my last will and testament.

In testimony whereof, I the said Thomas Pittman, have hereunto subscribed my name and affixed my seal, this eleventh day of December, in the year of our Lord one thousand eight hundred and fifty six.

Thomas Pittman Sec^r

turn over

Signed, sealed, and declared, by the said
Thomas Pettman Sen.^r to be his last will
and testament, in Presence of Smithson
Waller, and Lancelot Waller, who at
his request, and in his presence, have sub-
scribed their names as witnesses hereto, in the
presence of each other

Smithson Waller }
Lancelot Waller

In the Surrogate Court of the County of Oxford.

Province of Canada,
COUNTY OF OXFORD,
TO WIT:

You, *Smithson Waller* of the Township of
Darvelin in the County of *Oxford*

Storekeeper one of the subscribing Witnesses to the last Will and Testament of the late
Thomas Pettum late of the said Township deceased, do swear that
you were personally present, and did see the said *Thomas Pettum*
sign, seal, publish, and declare the Will now shewn to you as and for his last Will and Testa-
ment, and you the said *Smithson Waller* do further swear that the names of
Lancelot Waller
which appears as Witnesses to the said last Will and Testament of the said *Thomas*
Pettum is ~~the~~ the proper handwriting of ~~them~~ the said *He*
Lancelot Waller who, together with
you, signed their names in the presence of the said Testator, and at his special instance and re-
quest; and you likewise further swear that you verily believe that the said *Thomas*
Pettum at the signing of the said last Will and Testament
was of sound memory and understanding.

So HELP YOU GOD.

Sworn before me at *Woodstock* in the County of }
Oxford, this *25th* day of *January* A. D. 18 *58*

W. Lapostolle
Judge of the Surrogate Court,
County of Oxford.

Smithson Waller

In the Surrogate Court of the County of Oxford.

Province of Canada,
COUNTY OF OXFORD,
TO WIT:

You *Samuel Walker* of the Town *Shub* of *South*
Beckham in the County of *Essex*

the Executor named in the last Will and Testament *Thomas Pettman* of the late
Thomas Pettman late of the said Town *Shub* deceased, do
swear that you believe the Will _____ now shewn to you to be the last
Will and Testament _____ of the said *Thomas Pettman* that you will
pay all the Debts and Legacies of the said deceased, so far as the Goods and Chattels, Rights and
Credits of the said deceased shall extend, and by law you are bound: that you will exhibit
a full, true, and perfect Inventory of the Goods and Chattels, Rights and Credits of the said
deceased, in the Registry Office of the Surrogate Court of the County of Oxford, when you shall
be, thereunto lawfully required. And you further swear that the Goods and Chattels, Rights
and Credits of the said deceased at the time of his death amounted to the sum of *two hundred*
and fifty pounds to the best of your information and belief.

So HELP YOU GOD.

Sworn before me at *Windsor*
of Oxford, this *25th* day of *January*

in the County) *Samuel Walker*
A. D. *1858* }

W. Lapin
Judge of the Surrogate Court,
County of Oxford.

In the Surrogate Court of the County of Oxford.

Province of Canada,
COUNTY OF OXFORD,
TO WIT:

You *John Pettman* of the Town *shp* of
Derham in the County of *Oxford* *Yroman* *mesf*

the Execut^{or} named in the last Will and Testament of the late
Thomas Pettman late of the said Town *shp* *Yroman* deceased, do

swear that you believe the Will _____ now shewn to you to be the last
Will and Testament _____ of the said *Thomas Pettman* that you will
pay all the Debts and Legacies of the said deceased, so far as the Goods and Chattels, Rights and
Credits of the said deceased shall extend, and by law you are bound: that you will exhibit
a full, true, and perfect Inventory of the Goods and Chattels, Rights and Credits of the said
deceased, in the Registry Office of the Surrogate Court of the County of Oxford, when you shall
be thereunto lawfully required. And you further swear that the Goods and Chattels, Rights
and Credits of the said deceased at the time of his death amounted to the sum of *two hundred*

and fifty pounds, and that the said Thomas Pettman departed this life
at the said Townshp of Derham on the sixth day of December in the year of
our Lord 1857.
So HELP YOU GOD.

Sworn before me at *Woodstock* in the County }
of Oxford, this *25* day of *January* A. D. *1858* }

John Pettman

W. Lapruntiere

Judge of the Surrogate Court,
County of Oxford.