

AT A SURROGATE'S COURT, held at the Surrogate's Office in *Utica* in the County of Oneida, on the *24* day of *March* A. D. 18 *86*, before W. B. BLISS, Esq., Surrogate of the said county, for the purpose of proving and recording the Last Will and Testament of *Edwiger A. Pearl* late of the *City* of *Utica* in the County of Oneida, deceased, in pursuance of chapter sixth, title first, article first, part second of the Revised Statutes of the State of New York, and of an act entitled "An Act concerning the Proofs of Wills, Executors and Administrators, Guardians and Wards, and Surrogate's Courts," passed May 16th. 1837, and other acts concerning the same, on the application of *Elyza Pearl executrix*

in said Will named

Henry C. Backus being duly sworn and examined in open court, testified that he was well acquainted with *Edwiger A. Pearl* deceased, and had been for the last *6* years immediately preceding his death, that he died in the month of *Sept* last past, at *Utica* in the County of Oneida, which was his last place of residence at the time of his death, that he saw the said Testator sign the paper here offered to be proved, recorded and admitted to probate as the Last Will and Testament of the said deceased, on the day the same bears date, (the seal having been previously affixed,) that this deponent signed the same at the same time as a subscribing witness, in the presence of the Testator, and at his request, and in the presence of *William C. Prescott* who also at the time signed the same as subscribing witness, in the presence of the Testator, and at his request, and in the presence of this deponent that the said Testator, at the time he so signed the said Will, then and there in the presence of this deponent and in the presence of the other subscribing witness, published and declared the same as and for his Last Will and Testament; and this deponent further says, that the said Testator, at the time he so signed, published and declared the same as aforesaid was of sound and disposing mind and memory, and of full age, and not under restraint, and competent to devise real estate.

H. C. Backus

William C. Prescott being duly sworn and examined in open court, testified that he was well acquainted with *Edwiger A. Pearl* deceased, and had been for the last *12* years immediately preceding his death, that he died in the month of *Sept* last past, at *Utica* in the County of Oneida, which was his last place of residence at the time of his death, that he saw the said Testator sign the paper here offered to be proved, recorded and admitted to probate as the Last Will and Testament of the said deceased, on the day the same bears date, (the seal having been previously affixed,) that this deponent signed the same at the same time as a subscribing witness, in the presence of the Testator, and at his request, in the presence of *Henry C. Backus* who also at the same time signed the same as a subscribing witness, in the presence of the Testator, and at his request and in the presence of this deponent that the said Testator, at the same time he so signed the said Will, then and there in the presence of this deponent and in the presence of the other subscribing witness, published and declared the same as and for his Last Will and Testament; and this deponent further says, that the said Testator, at the time he so signed, published and declared the same as aforesaid, was of sound and disposing mind and memory, and of full age, and not under restraint, and competent to devise real estate.

William C. Prescott

J. L. Henderson
 court, testified that he was well acquainted with *Ebenzer A. Pearl* being duly sworn and examined in open
 deceased, and had been for the last *16* years immediately preceding his death, that he died in the month of *Sept -*
 last past, at *Ottawa* in the County of Oneida, which was his last place of residence at the time of his death, that he saw
 the said Testator sign the paper here offered to be proved, recorded and admitted to probate as a codicil to the Last Will and Testament of the
 said deceased, on the day the same bears date, (the seal having been previously affixed,) that this deponent signed the same at the same time as a
 subscribing witness, in the presence of the Testator, and at his request, and in the presence of *Charles Stacey*
 who also at the same time signed the same as subscribing witness, in the presence of the
 Testator, and at his request, and in the presence of this deponent that the said
 Testator, at the time he so signed the said codicil, then and there in the presence of this deponent and in the presence of the other subscribing
 witness, published and declared the same as and for a codicil to his Last Will and Testament; and this deponent further says, that the said Testator
 at the time he so signed, published and declared the same as aforesaid, was of sound and disposing mind and memory, and of full age, and not under
 restraint, and competent to devise real estate.

J. L. Henderson

Charles Stacey
 court, testified that he was well acquainted with *Ebenzer A. Pearl* being duly sworn and examined in open
 deceased, and had been for the last *2* years immediately preceding his death, that he died in the month of *Sept -*
 last past, at *Ottawa* in the County of Oneida, which was his last place of residence at the time of his death, that he saw
 the said Testator sign the paper here offered to be proved, recorded and admitted to probate as a codicil to the Last Will and Testament of the
 said deceased, on the day the same bears date, (the seal having been previously affixed,) that this deponent signed the same at the same time as a
 subscribing witness, in the presence of the Testator, and at his request and in the presence of *J. L. Henderson*
 who also at the same time signed the same as a subscribing witness, in the presence of the
 Testator, and at his request and in the presence of this deponent that the said
 Testator, at the same time he so signed the said codicil, then and there in the presence of this deponent and in the presence of the other subscribing
 witness, published and declared the same as and for a codicil to his Last Will and Testament; and this deponent further says, that the Testator
 at the time he so signed, published and declared the same as aforesaid, was of sound and disposing mind and memory, and of full age, and not under
 restraint, and competent to devise real estate.

Chas Stacey

The foregoing proofs and examinations have been taken before me, the Surrogate aforesaid, at the time and place above mentioned, and the
 depositions of the respective witnesses having been by them respectively subscribed, after having been carefully read over to them, I, the said
 Surrogate, being satisfied upon the said proofs and examinations taken that the said Will and codicil are genuine and valid, and were duly executed;
 and the said Testator, at the time of executing the same, was, in all respects competent to devise real estate, and not under restraint, do therefore
 allow the said Will and codicil to be admitted to Probate, as a Will of real and personal estate, and the said Will, proofs and examinations
 to be recorded, and I certify that the Probate of said Will was not contested. Witness, W. B. Bliss, Surrogate as aforesaid, the
 day of *March* 188*6*

W. B. Bliss
 SURROGATE.

The Last Will and Testament of Ebenezer A. Pearl of Herkimer N.Y.

In the name of God Amen
I Ebenezer A. Pearl of Herkimer N.Y. being of sound mind and memory and mindful of the uncertainty of human life do make publish and declare this my last will and testament in manner following to wit:

First. I direct my Executor hereinafter named to pay all my just debts and funeral expenses.

Second. I give devise and bequeath all my printed books to my son Myron Pearl of Russia Herk. Co. N.Y.

Third. I give devise and bequeath all the rest residue of my property of every name and nature to my beloved wife Eliza Pearl of Herkimer Herkimer Co N.Y.

Fourth I hereby nominate and appoint my friend John H. Henderson of Herkimer N.Y. sole executor of this my last Will and testament, at the same time revoking all other wills by me made

Dated at Herkimer July 29th / 1884.
Ebenezer A. Pearl L.S.

The foregoing instrument consisting of two pages of legal cap was signed, sealed, published and declared by the said testator to be his last will and testament on the date above named in our presence and he did at the same time request us to sign the same as witnesses thereof, and we did so sign the same in his presence and at his request and in the presence of each other

Henry C. Backus

Residing at Herkimer N.Y.

William C. Prescott " " " " " "

Codicil to above will dated Aug 5th / 84

I Ebenezer A. Pearl above named do hereby make this Codicil to above will,

I do hereby nominate and appoint my wife

Eliza Pearl sole executrix of this my last-
will and testament instead of my friend
John H. Henderson above named. Given
under my hand and seal Aug 9th 1884
Ebenzer A. Pearl L.S.

The foregoing Codicil to above will was
signed sealed published and declared by the
above named testator Ebenzer A. Pearl to-
be a Codicil to his last Will and Testament-
and he did request us to sign the same
as witnesses thereto and we did so sign
the same at his request and in his
presence and in the presence of each
other.

J. H. Henderson, Berdingot, Herkimer Co. N. Y.
Chas Stacy " " " " " N. Y.

State of New York ss.
County of Oneida

I W. B. Bliss Justice of said
County hereby certify the foregoing to be the record of
the last Will and testament of Ebenzer A. Pearl
deceased and the proper and examinations taken
thereon.

W. B. Bliss
Justice.