

The last will and testament of Joseph House of  
Tyron in the county of Steuben

I Joseph House aged  
fifty one years and upwards being desirous to discharge  
the ~~last~~ charge every man owes to his family by making  
such provisions for the distribution of my property as shall  
be just and equitable, I solemnly publish and declare that  
my last will and testament as follows viz

Item - I give and bequeath to my wife the one third of  
all my property both real and personal during her lifetime  
for her support and maintenance, and it is my wish and  
request for her to remain with my children until the prompt  
heave of age and care and provide further according to the  
facts of her single life

Item. That my wife Emise shall have the use of eight acres and  
seventy of all the lands and bed ding and other house hold  
furnish now an hand to either keep an house or dispose  
of for the benefit of herself and children as she may think  
best while she remains my widow

Item. In case my wife should marry after my decease it is my  
will that she shall have the use of sufficient bedding  
furniture &c. to keep house comfortably in the country her lifetime &  
then to rent to my heirs -

Item - I give and bequeath to my son Keenan House  
the sum of Eight Hundred Dollars

Item - I give and bequeath to my daughter Keannah Bennett  
wife of Dea Bennett the sum of Eight Hundred Dollars

Item - I give and bequeath to my daughter Betsy Volunteer  
wife of William Volunteer the sum of Eight Hundred  
Dollars

Item - All the rest and residue of my Estate both real  
and personal lands tenements notes Bank Stock  
Mortgages accounts &c. whatsoever & wheresoever of what  
nature and kind I give and devise to my remaining children  
viz To Eliza House Charles House, Lewis R  
House Joseph House Mary House William

Joseph House Will - Steuben County, NY  
Tyron 3 - 136. Obtained from www.sampubco.com

Thomas & John Thomas, subjects to the bequests hereof  
and hereafter made to be equally split in all respects  
to have taken for Sustain and each one to have as  
much as no more than an other!

Item. This in case either of them shall die before the age of  
twenty one years or marriage then I give to the other of him or  
her as going to the survivors of my children -

Item - The gifts and bequests to my son Thomas C  
Thomas to my daughter Hannah Bennett & my daughter  
Catherine Robinson of eight hundred Dollars each to be paid  
to each of them respectively or to their heirs on or before the  
time my youngest childen became of age and it is to  
be an actionary with my Executors whether to pay or  
disburse before my youngest childen comes of age  
or not.

Item. Provided always and I do hereby declare that  
such sum or sums of money I have or may advance  
to my childen during my lifetime the same shall be  
deducted from their legacies herebefore mentioned and  
also for such property or goods as I have or may  
advance to them during my life time with a receipt  
being had to my book of accounts well appear -  
said sums not to come interest -

Item I do hereby appoint my Executors hereafter named  
heirs of each and all my childen until their come  
of age.

Item. The devise to my heirs Elvin & Hannah Charles W.  
Thomas Lewis Robinson & Joseph Thomas Mary Jane  
Hannah William Thomas & John Thomas is to be equally  
divided between my said heirs when my youngest childen  
of age.

Item. I do hereby appoint and constitute my said wife  
Catherine & my son Elvin C Thomas <sup>& Charles Thomas</sup> Executors of this my  
last will and testament, hereby revoking all former  
wills by me made.

In witness whereof I have hereunto set my hand  
and seal the fourth day of September in the year  
of our Lord one thousand eight hundred and thirty  
Eight.

4546  
1838

Joseph Kaul (S)

The above instrument consisting of one sheet was  
made here subscribed by Joseph Kaul the testator  
in the presence of each one and was at the same  
time declared by him to be his last will and testament  
and met his legal ends in names as attesting witnesses,  
Stephen Arnold residing in Tyrone Steuben County,  
Ira White residing in Tyrone Steuben County.

State of New York

Steuben County Surrogate's office } I Robert Campbell  
do hereby certify that in

presence of the several testators of this State upon  
panels and circumstances taken in said County and  
in the following by the order of Stephen Arnold &  
Ira White the said attesting witnesses to the foregoing  
will, that said will was only executed - that the  
said testator at the time of executing the same was  
in all respects competent to devise real estate and not  
under restraint - and I do further certify that said will  
is recorded in my office in Book with Testaments &  
Credents at page 136 &c. & the proof thereof in Book  
of records orders and decrees -

(S) In witness whereof I have hereunto set my  
hand and seal of office this 4th day of Feb. 1839.

Witnessed 4 Feb. 1839.

Robert Campbell Sr.  
Surrogate

Robert Campbell Sr.  
Surrogate.