

City of Philadelphia, Pennsylvania, and J. Howard Reber, Esq., an attorney at law, residing & having his office in the said City of Philadelphia, having been appointed a Commissioner to take the testimony of said witnesses, by an order of the Surrogate's Court of Oneida Co. said order being dated March 4th 1915, and said Commissioner having duly qualified and having examined said witnesses as directed by said order and in his commission, and said Commissioner having duly returned the depositions of said witnesses verified by himself as commissioner, to the office of the Surrogate of Oneida County.

And the said Petitioner having appeared on the 12th day of April, 1915, by his attorneys, Fuller & Miller

And the several witnesses called having been examined before the Surrogate and the proofs taken reduced to writing, and the Surrogate having inquired particularly into the facts and circumstances, and heard the proofs and allegations of the parties, and duly deliberated thereon, and it appearing to his satisfaction that the instrument propounded for probate as and for the last will and testament of said deceased is genuine and valid, and was duly executed, and that the testator at the time of the execution thereof, was of full age, of sound mind and memory, was in all respects competent to make a will, and not under restraint; and the probate thereof not having been contested

It is decided, ordered, adjudged and decreed that the said instrument and the Codicil thereto be and the same is hereby admitted to probate, and established as and for the last will and testament of said testator valid to pass real and personal property and the same be recorded accordingly.

And it is further ordered and decreed, that Letters Testamentary issue to Theodore C. Walters Executor in said will named upon his appearing and taking the official oath as prescribed by law.

M.H. Sexton  
Surrogate.

BE IT REMEMBERED, that I, John E. Walters now of the City of Philadelphia and State of Pennsylvania, being of sound and disposing mind, memory and understanding, do make publish and declare this as and for my last will and Testament, hereby revoking and making void all former Wills by me at any time heretofore made

FIRST: I order and direct that all my just debts and funeral expenses be fully paid and satisfied as soon after my decease as can be.

SECOND: All the rest, residue and remainder of my estate real, personal and mixed of whatsoever nature and kind wheresoever situate I give, bequeath and devise unto my son, Theodore C. Walters, absolutely and in fee, for his own use and benefit forever.

THIRD: I hereby request that I shall be buried by the side of my deceased wife, Sarah B. Walters in Hillside Cemetery, Philadelphia, and that my said son shall keep our graves in good order. I also request my said son to give to my grand-niece, Ethel May Walters, a Five Dollar gold piece each and every year until she attains the age of twenty-one years, said gold pieces to bear the date of the year or years given.

LASTLY: I nominate, constitute and appoint my said son, Theodore to be the Executor of this my last Will and Testament.

IN TESTIMONY WHEREOF, I the above named testator, have hereunto set my hand and seal this fourth day of February, A.D. 1907.

John E. Walters L.S.

Signed, sealed, published and declared by John E. Walters the testator above named as and for his last Will and Testament in the presence of us, who at his request and in his presence and in the presence of each other have hereunto subscribed our names as witnesses.

J.W. Ritter 1101 Ridge Ave., Philada., Pa.  
Ellen M Ritter 512 N. 11th St., Philada., Pa.

WHEREAS, I, John E. Walters, now of the Village of Deposit, Town of Deposit, County of Delaware and State of New York, late of the City of Philadelphia and State of Pennsylvania have made and duly executed my last will and Testament in writing bearing date the fourth day of February, A.D. 1907.

NOW, I, the said John E. Walters, do by this present Codicil to my Last Will and Testament hereto annexed, confirm and ratify my said last Will and Testament in every respect as far as any part is inconsistent with this Codicil.

FIRST: I give, and bequeath to my niece Grace Lowerre, now living in the City of Brooklyn, N.Y., for her kindness to me during my lifetime, the sum of two hundred dollars, and my executor is directed to pay the same within one year from the date of the Probate of this WILL.

SECOND: I give and bequeath to the First Baptist Church of Deposit, N.Y., the sum of Two Hundred to be placed at interest and the annual interest of the same to be used as follows:-

The annual interest on one hundred dollars for the expenses of said church.

The interest of fifty dollars to be paid annually to The American Baptist

Missionary Union.

The interest in fifty dollars to be annually paid to the American Baptist Home Mission Society.

IN WITNESS WHEREOF, to this present writing which I do hereby declare to a Codicil to my last Will and Testament and which I direct to be added thereto, and to be taken as part thereof, I have set my hand and seal this 25th day of September, 1908.

John E. Walters, L.S.

We, whose names are hereto subscribed DO CERTIFY, that on the 25th day of September 1908, John E. Walters of the Village of Deposit, N.Y., the testator subscribed his name to this instrument in our presence and in the presence of each of us and at the same time and in our presence and hearing said John E. Walters declared and published this instrument as and for a Codicil to his last Will and Testament hereto attached and to be taken as part thereof and requested us and each of us to sign our names thereto as witnesses to the execution thereof, which we hereby do in the presence of the testator and of each other on the said date, and write opposite our names our respective places of residence.

J.B. Wade residing at Deposit, N.Y.  
Benj A. Wade Residing at Deposit, N.Y.

STATE OF NEW YORK,  
County of Oneida,  
Surrogate's Office, ss.

BE IT REMEMBERED, That on the 12th day of April 1915 at a Surrogate's Court, held in and for the County of Oneida, the within Last Will of John E. Walters late of the City of Utica in said County, deceased, was upon due proof admitted to probate as a Will valid to pass real and personal property.

(L.S.)

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court, at the City of Utica, on this 12th day of April A.D. 1915.

M.H. SEXTON, Surrogate.

THE PEOPLE OF THE STATE OF NEW YORK, BY THE GRACE OF GOD, FREE AND INDEPENDENT.  
To all to whom these Presents shall come or may concern,

SEND GREETING:

KNOW YE, That at a SURROGATE'S COURT, held in and for the County of Oneida, and State of New York, at the Surrogate's Office, in the City of Utica in said County, on the 12 day of April one thousand nine hundred and fifteen before Hon. MICHAEL H. SEXTON, Surrogate a decree was duly made admitting to probate the Last Will and Testament of John E. Walters late of the City of Utica in said County, deceased: And

Theodore C. Walters nominated and appointed Executor in said Last Will and Testament having appeared and taken the oath of office prescribed by law:

NOW THEREFORE, We do grant these Letters Testamentary to the said Executor giving and granting unto her power and authority to execute the provisions of said Last Will and Testament and to administer and dispose of the Estate of said deceased, as required by law.

L. S.

In Testimony Whereof, We have caused the seal of our said Surrogate's Court to be hereunto affixed Witness, Hon MICHAEL H. SEXTON, Surrogate of said County, at the City of Utica, in said County, on the 14 day of April in the year of our Lord one thousand nine hundred and fifteen.

A. J. Dutcher  
Clerk of the Surrogate's Court.

All of which we have caused by these presents to be exemplified, and the seal of our said Surrogate's Court to be hereunto affixed.

(seal)

WITNESS, HON. MICHAEL H. SEXTON, Surrogate of the County of Oneida, at the City of Utica, this 21 day of May in the year one thousand nine hundred and fifteen

A. J. Dutcher  
Clerk of the Surrogate's Court.

I, MICHAEL H. SEXTON, Surrogate and Presiding Magistrate of the Surrogate's Court, in and for the County of Oneida, and State of New York, (the same being a Court of Record), do hereby certify that the attestation to the above exemplification is in due form of law and by the proper officer: That Alfred J. Dutcher is the Clerk of the said Surrogate's Court in and for the said County of Oneida: That as such officer he has authority to certify the records of said Court and affix the seal of said Court thereto: That the signature to the said attestation is the genuine signature of said Alfred J. Dutcher, and that the impression thereon is the seal of said Court.

Declared  
for  
official  
use

IN WITNESS WHEREOF, I have hereunto set my hand this 21 day of May 1915

M.H. Sexton  
Surrogate.

STATE OF NEW YORK,  
County of Oneida, ss.

This is to certify that Michael H. Sexton, whose name is attested to the above certificate, is the Surrogate and Presiding Magistrate of the Surrogate's Court in and for the County of Oneida, and State of New York, and that he is duly elected and qualified as such Surrogate.

(seal)

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Court, this 21 day of May A.D. 1915

A. J. Dutcher  
Clerk of the Surrogate's Court.

Declared  
for  
official  
use.

Filed and recorded May 29, 1915.

Emanuel C. Shaner,  
Surrogate.