

THE PEOPLE OF THE STATE OF NEW YORK

BY THE SENATE OF GOD ETER AND INDEPENDENT

To William Tracy, Charles Tracy, Frances, wife of William F. Well, and Katharine R. Parker, severally, residing in the City of New York, Anna Goodrich, and Susan Goodrich both residing at the City of Utica, Oneida Co New York, Charlotte H. Parker and Rachel T. Whitehead, both residents of the City of New York, but who are now temporarily sojourning in Europe

of Edward H. Tracy

Whereas, William Tracy

has lately applied to our Surrogate of the County of New York, to have a certain instrument, in writing, relating to both real and personal estate, duly proved as the last

Will and Testament of Edward H. Tracy late of the City

of New York, deceased, Therefore you and each of you are cited to appear before our said Surrogate, at his office, in the City of New York, on the Twist day

of November 1875 at ten o'clock in the forenoon of that day, then and there to attend to the probate of the said last Will and Testament

in testimony whereof, the Surrogate of our said County has hereunto set forth his seal of office, the Eighth

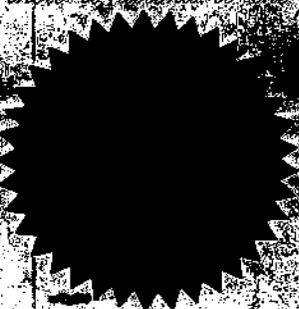
day of September One Thousand Eight

Hundred and Seventy five

the widow, heirs, and next of kin of the deceased

SEND GREETING

of the City of New York



Wm. H. Raymond
Clerk to the Surrogate's Court

State of New York
City and County of New York ss.

Charles Edward Tracy of said City
being sworn says that he made personal service of the
foregoing original citation on the following named persons
in said citation mentioned by exhibiting to each of them
the said original citation and delivering to each of them
a copy thereof as follows; on the said Frances, wife of
William H. Wells, Katharine R. Parker and Charlotte H.
Parker in the City aforesaid on the twentieth day of
September 1875, the said Charlotte H. Parker having returned
to her home since the filing of the petition herein.

Sworn to before me this
21st day of September 1875

Alfred Bayler
Notary Public
N.Y. County.

Charles Edward Tracy

City and County of New York ss.

W. F. Haemer of said City
being sworn says that he made personal service
of the foregoing original citation on William
Tracy one of the persons in said citation mentioned
by exhibiting to him the said original citation
and delivering to the said William Tracy
a copy thereof in the City of New York on
the twenty first day of September 1875

Sworn to before me this
21st day of September 1875.
Alfred Bayler
Notary Public
N.Y. County.

W. F. Haemer.

County of New York, }
SURROGATE'S COURT.

TO THE SURROGATE OF THE COUNTY OF NEW YORK:

The Petition of William Gray
of the City of New York, respectfully sheweth

That your Petitioner is an Executor named in the last Will and Testament
of Edward H. Tracy late of the County of New York,
deceased: That the said deceased was, at or immediately previous
to his death, an inhabitant of the County of New York, and departed this life in
said County, on the twenty eighth day of August 1873 and that
said last Will and Testament relates to both real and personal estate.

Your Petitioner further shows that the ~~widow~~^{heirs}, only heirs, and next of kin of said
deceased, are as follows: He ~~has~~^{left} no widow. His brothers were John Parker
and Charles Tracy his only brothers: Frances H. Wells wife of William
H. Wells his only sister - Katharine R. Parker & Charlotte H. Parker
two daughters of a deceased sister, Rachel J. Whitehead daughter
of a deceased sister, and Anna Goodrich & Susan Goodrich
daughters of a deceased sister: all of now persons and of
full age and all but the said Anna Goodrich & Susan
Goodrich who reside in the County of Oneida (County of Oneida
in the City of New York). The said Tracy died unmarried
leaving no descendants and no other heirs or next of kin
than those above mentioned, ^{your petition further states} and that the
said Charlotte H. Parker and Rachel J. Whitehead
are ^{temporarily} ~~temporarily~~ ⁱⁿ Europe. ~~That the Estate and effects of~~
~~in respect of which the Probate of said Will is applied for do not exceed in value the~~
~~sum of~~ \$5000.

Your Petitioner therefore prays, that the said last Will and Testament may be
proved, and Letters Testamentary granted thereon according to law.

William Gray

City and County of New York, ss.: I, William Gray

the Petitioner named in the foregoing Petition, being duly sworn, do depose and say, that
I have read the foregoing Petition, to which I have subscribed my name, and
know the contents thereof, and that the matters of fact therein stated are true, and that the
matters therein stated of my information and belief, I believe to be true.

Sworn this 8th day of Sept A. D. 1873, before me, William Gray

[Signature]
Sept 11 1873
Surrogate.

Surrogate's Court,

COUNTY OF NEW YORK.

In the matter of proving the last Will and Testament of

Edward H. Tracy

deceased,

as a Will of Real and personal Estate.

Examination of Witnesses, sworn and examined in the above entitled matter.

County of New York, to wit: **Ambrose Ryder**

of **Carmel Putnam Co. N.Y.** being duly sworn as a witness in the above entitled matter, and examined on behalf of the applicant to prove said Will, says:

I was well acquainted with **Edward H. Tracy** now deceased.

I knew the above named decedent for upwards of **thirty** years before his death.

The subscription of the name of said decedent to the instrument now shown to me and offered for probate as his **last** will and testament, and bearing date the **Ten**th day

of **August** in the year one thousand eight hundred

and **seventy-five** was made by the decedent at the **Village of Carmel, New York**

in the presence of myself, **Francis T. Wells and Austin La Monte** the other subscribing witness.

At the time of such subscription, the said decedent declared the said instrument so subscribed by him to be his last will and testament: and I thereupon signed my name as a witness at the end of said instrument, at the request of said decedent, and in his presence.

The said decedent, at the time of so executing said instrument, was upwards of the age of twenty-one years, and of sound mind, memory, and understanding, and not under any restraint, or in any respect incompetent to devise real estate. I also saw said **Francis T. Wells + Austin La Monte** the other attesting witness sign their names as witness at the end of said will, and know that he did so at the request of said decedent, and in his presence.

Sworn this **Ten** day of **November** 1875 before me,

Ambrose Ryder

David Billitts
Asst. Surrogate

SURROGATE.

Surrogate's Court,

COUNTY OF NEW YORK.

In the matter of proving the last Will and Testament of

Edward W. Tracy

deceased,

as a Will of Real and personal Estate.

Examination of Witnesses, sworn and examined in the above entitled matter.

County of New York, to wit: **Frances J. Wells**

of New York City being duly sworn as a witness in the above entitled matter, and examined on behalf of the applicant to prove said Will, says:

I was well acquainted with **Edward W. Tracy** now deceased.

I knew the above named decedent for at least forty years before his death. The subscription of the name of said decedent to the instrument

now shown to me and offered for probate as his last will and testament, and bearing date the **Ten** day

of **August** in the year one thousand eight hundred and **seventy-five** was

made by the decedent at the **village of Carmine** in the presence of myself, **Austin La Monte and Ambrose Ryder** the other subscribing witness.

At the time of such subscription, the said decedent declared the said instrument so subscribed by him to be his last will and testament: and I thereupon signed my name as a witness at the end of said instrument, at the request of said decedent, and in his presence.

The said decedent, at the time of so executing said instrument, was upwards of the age of twenty-one years, and of sound mind, memory, and understanding, and not under any restraint, or in any respect incompetent to devise real estate. I also saw said **Austin La Monte + Ambrose Ryder** the other attesting witness sign their names as witness at the end of said will, and know that they did so at the request of said decedent, and in his presence.

Sworn this **Ten** day of **August** 18**75**, before me,
Daniel S. [Signature]
SURROGATE.

Frances J. Wells

Surrogate's Court,

COUNTY OF NEW YORK.

In the matter of proving the last Will and Testament of

Edward H. Tracy

deceased,

as a Will of Real and personal Estate.

Examination of Witnesses, sworn and examined in the above entitled matter.

County of New York, to wit: Austin La Monte

of Carmel Putnam Co. N.Y. being duly sworn as a witness in the above entitled matter, and examined on behalf of the applicant to prove said Will, says:

I was well acquainted with Edward H. Tracy now deceased. I knew the above named decedent for

before his death. The subscription of the name of said decedent to the instrument now shown to me and offered for probate as his

last will and testament, and bearing date the 12th day of August

and 1875 was made by the decedent at the Village of Carmel N.Y.

in the presence of myself Francis J. Wells and Ambrose Ryder the other subscribing witness.

At the time of such subscription, the said decedent declared the said instrument so subscribed by him to be his last will and testament: and I thereupon signed my name as a witness at the end of said instrument, at the request of said decedent, and in his presence.

The said decedent, at the time of so executing said instrument, was upwards of the age of twenty-one years, and of sound mind, memory, and understanding, and not under any restraint, or in any respect incompetent to devise real estate. I also saw said Francis J. Wells and Ambrose Ryder the other attesting witness

sign their names as witness at the end of said will, and know that they did so at the request of said decedent, and in his presence.

Sworn this 1st day of November 1875 before me,

Austin La Monte

Daniel G. Hill

SURROGATE.

The last will and Testament
of Edward H. Tracy,

I, Edward H. Tracy of the City
of New York, Civil Engineer, hereby make
my last will and testament as follows:

All my estate and property of
every kind, I give, devise and be-
queath to my brothers William
Tracy and Charles Tracy, in equal
shares, and if either of them dies
before me his share goes to the sur-
vivor - and I appoint them execu-
tors of this will, and I revoke all
former wills and testaments,

In witness whereof I have here-
to set my hand and seal at
Carmel, N.Y. this Tenth day of
August 1875.

E. H. Tracy

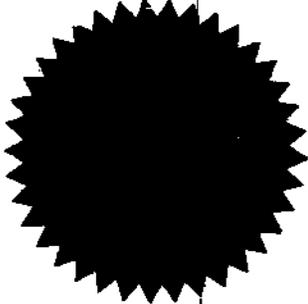
Signed, sealed, published and declared
by Edward H. Tracy as his last will
and testament, at Carmel, N.Y. this
Tenth day of August 1875, in the
presence of us, who at his request
and in his presence and in presence
of each other have subscribed
our names here to at the following

time and place, as attesting with
acc...

James T. Hill,
Residing at 60 West 42nd St
New York City -
For his Testaments
made at Canal St. N. Y.
New York City, Building
at ...

County of NEW YORK, Surrogate's Office

BE IT REMEMBERED, that on the day of the date hereof the last Will and Testament
of Edward W. Tracy deceased, being the foregoing written
instrument, was duly proved before Robert C. Hastings Surrogate of said County, ac-
cording to law, as and for the last Will and Testament
of the real and personal Estate of said deceased, whose said last Will and
Testament and Proofs are recorded in this office in liber 231
of Wills, page 411 In Testimony Whereof, the Surrogate of said County
has hereupon subscribed his name and affixed his Seal of Office, this First
day of November, One Thousand Eight Hundred and Seventy five



Surrogate,