

2  
Certificates.

# Surrogate's Court,

COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

*Timothy Lynch* DECEASED,  
AS A WILL OF REAL AND PERSONAL PROPERTY.

City, County and State of New York, ss:

I, *John F. Whelan*

*an* Executor

named in the

last Will and Testament of *Timothy Lynch*

late of

the City of New York, deceased, do depose and say that I am a resident of No.

*493 Pearl*

Street,

City, County and State of New York, that I am over twenty-one years of age, and that I will well, faithfully and honestly discharge the duties of Executor of said last Will and Testament.

Sworn to this *16* day of *April* A. D. 188 *78*

*John F. Whelan*

*Edw J Dunphy*  
Assistant to the Surrogate,  
Notary Public N. Y. Co.

Certificates.

# Surrogate's Court,

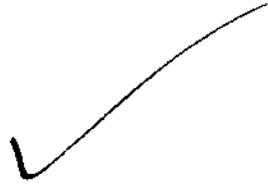
COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

*Timothy Lynch.*

DECEASED,

AS A WILL OF REAL AND PERSONAL PROPERTY.



City, County and State of New York, ss:

I,

*John Shea*

*an* Execut<sup>r</sup>.

named in the

last Will and Testament of

*Timothy Lynch.*

late of

the City of New York, deceased, do depose and say that I am a resident of No. *53 Park*

Street,

*in the*  
City, County and State of New York, that I am over twenty-one years of age, and that I will well, faithfully and honestly discharge the duties of Execut<sup>r</sup> of said last Will and Testament.

*John Shea*

Sworn to this *20th* day

of *April* A. D. 188*8*

*Edw. J. Murphy*  
Assistant to the Surrogate,  
Notary Public, N. Y. Co.

**Surrogate's Court,**

COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

*Timothy Lynch.*

DECEASED,

AS A WILL OF REAL AND PERSONAL PROPERTY.

City, County and State of New York, ss:

*Edward J. Murphy*

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

*Timothy Lynch*

now deceased.

I knew the above-named decedent ~~for more than~~ *at the time of the execution of* ~~his~~ *last* will and testament. The subscription of the name of said decedent to the instrument now shown to me and offered for probate as

last will and testament, and bearing date the *twenty seventh* day of *December* in the year one thousand eight hundred and *eighty six*, was made by the decedent at the

*City of New York*

on the *twenty seventh* day of *December* in the year one thousand eight hundred and *eighty six*, in the presence of myself and *David W. Callahan*, the other subscribing witness

At the time of such subscription the said decedent declared the said instrument so subscribed by ~~him~~ *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

*David W. Callahan*, the other attesting witness, sign *his* name as a witness at the end of said will, and know that *he* did so at the request of said decedent, and in *his* presence.

*I am a Counsellor at Law, as such I drafted this will, the body of the will being in English and written and assisted in the execution of the same.*

*Edw. Murphy*

Witness sworn and examined before me, this *13th* day of *April* 188*7*

*[Signature]*  
Assistant to the Surrogate,  
New York County.

**Surrogate's Court,**

COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

*Timothy Lynch.*

DECEASED,

AS A WILL OF REAL AND PERSONAL PROPERTY.

City, County and State of New York, ss:

*David O'Callahan*

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

*Timothy Lynch.*

now deceased.

I knew the above-named decedent for more than *six months* before *his* death. The subscription of the name of said decedent to the instrument now shown to me and offered for probate as

last will and testament, and bearing date the *twenty seventh* day of *December* in the year one thousand eight hundred and *eighty six*, was made by the decedent at the *City of New York*

on the *twenty seventh* day of *December* in the year one thousand eight hundred and *eighty six*, in the presence of myself and *Edward*

*J. Murphy.*

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 *Edward*

*J. Murphy*

, the other

attesting witness, sign *his* name as a witness at the end of said

will, and know that he did

so at the request of said decedent, and in *his* presence.

*David O'Callahan*

Witness sworn and examined before me, this

*14th* day of *April* 188 *8*

*James H. Baker*  
Assistant to the Surrogate,  
New York County.

# Surrogate's Court.

COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

*Timothy Lynch*

DECEASED,

AS A WILL OF REAL AND PERSONAL PROPERTY.

I, *Severin B. Sharpe* Counselor at Law, hereby consent to be appointed by the Surrogate of the County of New York the special guardian of \_\_\_\_\_

*Jennie Lynch, Katie Lynch, Julia Lynch  
Sarah Lynch and Francis Lynch*

infant for the sole purpose of appearing for and taking care of ~~their~~ interests in the above entitled matter, and I hereby state that I have no interest in the proceedings adverse to that of said ~~infant~~, and am not connected in business with the attorney or counsel of any party hereto.

Dated New York, ~~March 19~~ *April 15* 1887.

*Severin B. Sharpe*

Special Guardian for above named infants

No.

*88 Park Row*

New York City.

City, County and State of New York, ss:

On this *20<sup>th</sup>* day of *April* 1887, before me personally came and appeared *Severin B. Sharpe* to me personally known, and known to me to be the same person described in, and who executed the above consent, and he acknowledged to me that he executed the same.

*Charles H. Becker*

Notary Public,

N. Y. County.

The People of the State of New York,

BY THE GRACE OF GOD FREE AND INDEPENDENT,

To John Lynch, Jeremiah, now  
and William Lynch, of full age,  
Jennie Lynch and Kate Lynch  
infants, over fourteen years of age -  
Julia Lynch, Sarah Lynch, and  
Francis Lynch, infants, under fourteen  
fourteen years of age residing with  
their Mother Julia Lynch and the Julia  
Lynch, last named, the widow -

of Timothy Lynch the deceased heirs, and next of kin  
deceased, SEND GREETING  
Whereas, John H. Thelen of the City of New York,  
has lately applied to the Surrogate's Court of our County of New York, to have a certain instru-  
ment in writing, bearing date the 27<sup>th</sup> day of December 1886

relating to both real and personal property, duly proved as the last Will and Testament  
of Timothy Lynch late of the City and County of  
New York, deceased, therefore you, and each of you, are cited to appear before the Surrogate of  
our County of New York, at his office in the City of New York, on the 1<sup>st</sup> day  
of April one thousand eight hundred and eighty6 at ten o'clock in  
the forenoon of that day, then and there to attend the probate of the said last Will and Testament

And such of you as are hereby cited, as are under the age of twenty-one years, are required  
to appear by your guardian, if you have one, or if you have none, to appear and apply for one to be  
appointed, or in the event of your neglect or failure to do so, a guardian will be appointed by the  
Surrogate, to represent and act for you in the proceeding.

In Testimony Whereof, we have caused the Seal of the Surrogate's Court of our said  
County of New York to be hereunto affixed. Witness, DANIEL G. ROLLINS, Esq.,  
Surrogate of our said County, at the City of New York, the 27<sup>th</sup>  
day of April one thousand eight hundred  
and eighty-seven



Daniel G. Rollins

Clerk of the Surrogate's Court.

Supplemental Citation

# Surrogate's Court,

COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND  
TESTAMENT OF

*Timothy Lynch*

DECEASED,

AS A WILL OF REAL AND PERSONAL PROPERTY.

State of New York,

County of *New York* } ss.

*Edward J. Murphy*

of *New York City* being duly sworn, says that he is over the age of twenty-one years; that he made personal service of the within citation in the above-entitled special proceeding on the persons named below, whom deponent knew to be the persons mentioned and described in said citation, by delivering to and leaving with each of them personally a true copy of said citation as follows: on the *7<sup>th</sup>* day of *April* 1887,

at *No. 229 East 109<sup>th</sup> Street in the City of New York*, on *John Lynch, Jeremiah Lynch, William Lynch* and on *Jessie Lynch and Marie Lynch* infants over 14 years of age and on *Julia, Sarah & Frances Lynch*, infants under 14 years of age who reside with their mother, *Julia Lynch* and on said *Julia Lynch*, with whom I left a copy in behalf of each infant, also put

*the above copy of said citation in the hands of Julia Lynch for her*

*sworn to before me*  
*this 7<sup>th</sup> April 1887*

*Edward J. Murphy*

*Nicholas M. Hitching*  
*Notary Public Kings Co*  
*Certified as above*

*Surrogate's Court*

*In the Matter of Proving  
the Last Will Testament of  
Timothy Lynch, decd.*

*Supplemental Citation  
and  
Proof of Service*

# The People of the State of New York,

BY THE GRACE OF GOD FREE AND INDEPENDENT,

To *John Lynch - Jeremiah Lynch -*  
 and *William Lynch of full age - Jennie Lynch & Katie Lynch, infants, over fourteen years of age - Julia Lynch - Sarah Lynch and Francis Lynch, infants under fourteen years of age residing with their Mother Julia Lynch and to the said Julia Lynch last named the widow =*

of *Timothy Lynch* ~~the said~~ heirs, and next of kin deceased, SEND GREETING  
 Whereas *John F. Melan* of the City of New York, has lately applied to the Surrogate's Court of our County of New York, to have a certain instrument in writing, bearing date the *27th* day of *December* 188*7*

relating to both real and personal property, duly proved as the last Will and Testament of *Timothy Lynch* late of the City and County of New York, deceased. Therefore, you, and each of you, are cited to appear before the Surrogate of our County of New York, at his office in the City of New York, on the *twenty ninth* day of *March* one thousand eight hundred and eighty *seven* at ten o'clock in the forenoon of that day, then and there to attend the probate of the said last Will and Testament

And such of you as are hereby cited, as are under the age of twenty-one years, are required to appear by your guardian, if you have one, or if you have none, to appear and apply for one to be appointed, or in the event of your neglect or failure to do so, a guardian will be appointed by the Surrogate, to represent and act for you in the proceeding.

In Testimony Whereof, we have caused the Seal of the Surrogate's Court of our said County of New York to be hereunto affixed. Witness, DANIEL G. ROLLINS, Esq., Surrogate of our said County, at the City of New York, the *18th* day of *March* one thousand eight hundred and eighty-*seven*



*Arsturn M. Dickerson*

# Surrogate's Court,

COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

*Timothy Lynch*

DECEASED,

AS A WILL OF REAL AND PERSONAL PROPERTY.

State of New York,

County of *New York* } ss.

*Edward J. Murphy*

of *New York City* being duly sworn, says that he is over the age of twenty-one years; that he made personal service of the within citation in the above-entitled special proceeding on the persons named below, whom deponent knew to be the persons mentioned and described in said citation, by delivering to and leaving with each of them personally a true copy of said citation as follows: on the *22<sup>nd</sup>* day of *March* 1887, at *93 Market Street, in said City, on John Lynch, Jeremiah Lynch, Jimmie Lynch, Katie Lynch, Julia Lynch, Sarah Lynch, Francis Lynch and their mother, Julia Lynch* and on the *20<sup>th</sup>* day of *March* 1887, at *137 Nassau Street, on William Lynch at 137 Nassau St. New York*

Sworn to before me  
This *30<sup>th</sup>* day of *March* 1887  
*Victor M. Hitchings*  
Notary Public Kings Co  
Not filed in N.Y.C.

*Edw. J. Murphy*

*Surrogate's Court*

*In the Matter of Proving the Last Will and Testament*

*of Timothy Lynch, dead.*

*Citation*

a D.  
**Surrogate's Court,**  
COUNTY OF NEW YORK.

IN THE MATTER OF PROVING THE LAST WILL AND  
TESTAMENT OF

*Timothy Lynch*

DECEASED,  
AS A WILL OF REAL AND PERSONAL PROPERTY.

To the Surrogate's Court of the County of New York:

The Petition of *John F. Whelan* residing at  
No., *493 Pearl* Street, in the City of New York, respectfully  
sheweth, that your Petitioner is an Execut. named in  
the last Will and Testament of *Timothy Lynch* late of the County  
of New York, deceased:

That said last Will and Testament  
above-mentioned relates to both real and personal property, and bears date the *27<sup>th</sup>* day  
of *December* 1886, and is signed at the end thereof by the said testat. *Edward J. Murphy* of *no. 5 Madison St. N.Y. City* and *David O'Callahan*  
of *no. 117 Washington St. N.Y. City* as attesting witnesses.  
That Petitioner does not know of any other will or codicil to said last Will and Testament,  
nor is there any *to the best of his information and belief.*

That the said deceased was, at or immediately previous to his death, a resident of the  
County of New York, and departed this life in said County, on the *22<sup>nd</sup>* day  
of *February* 1887.

Your Petitioner further states that the following are all the heirs, and all the next  
of kin of said deceased, together with their residences, are as follows, to wit: ~~Your Petitioner,~~  
*John Lynch* a son of deceased  
who resides at *33 Market St. in N.Y. City*  
*Jeremiah Lynch* a son of deceased  
who resides at *33<sup>rd</sup> Market Street in said City*  
*William Lynch* a son of deceased  
who resides at *33 Market Street in said City*  
*Jennie Lynch* a daughter of deceased  
who resides at *33 Market Street in said City*  
*Katie, Julia and Sarah Lynch*, daughters of deceased who  
reside at *33 Market Street in said City*  
*Francis Lynch*, a son of deceased, who resides at *33*  
*Market Street in said City*  
*and Julia Lynch*, wife of deceased, who resides at above named  
place

That all the above-named are of full age and sound mind, EXCEPT, *Jennie, Katie,*  
*Julia, Sarah and Francis* who are respectively, *20, 16, 13*  
*9 and 6* years of age, who reside with their mother, *Julia*  
*Lynch*

That said decedent left him surviving no child or children, nor the issue of  
any deceased child or children, nor any father or mother, nor brother or sister of the half or the  
whole blood, nor the issue of any deceased brother or sister, except as above stated.

That no petition for probate of said Will has been heretofore filed in this or any other Surro-  
gate's Court of this State.

~~That personal service of a citation cannot with due diligence be made upon the above-named  
non-residents within the State of New York, and your Petitioner prays for an order directing the  
service thereof without the state, or by publication, pursuant to sections 2522 and 2533 of the  
Code of Civil Procedure.~~

Your Petitioner further prays that a citation issue to the above-named persons to attend the  
probate thereof, and that the said last Will and Testament of *Timothy Lynch* deceased  
may be proved as a Will of real and personal property,  
and that Letters Testamentary be issued thereon to the Execut. who may qualify thereunder.

Dated, New York City, *March 10<sup>th</sup>* 1887

*John F. Whelan*  
Petitioner.  
(OVER.)

City, County and State of New York, ss:

John J. McLean

the Petitioner named in the foregoing Petition, being duly sworn, deposes and says that he has read the foregoing Petition subscribed by him and knows the contents thereof; and that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and that as to those matters he believes it to be true.

Sworn to this 15<sup>th</sup> day of March A. D. 1887

John J. McLean Petitioner.

Edw. Murphy Attorney at Law, N. Y. Co.

Proceeding adjourned to April 5 1887 11 A.M.

Will filed 17 day of March 1887. Pet. filed 17 day of March 1887. Cit. returnable 17 day of March 1887. Sup. Cit. 15 day of April 1887. Cit.

Surrogate's Court, COUNTY OF NEW YORK.

In the matter of proving the last Will and Testament of Amos Dyck Deceased, as a Will of Real and Personal Property.

Petition.

Edw. Murphy Esq., Attorney for Petitioner

No. 157 Nassau Street, New York City.

FILED April 27 1887 AS TO REAL AND PERSONAL ESTATE

S. G. (page 17/176. Severyn B Sharpe Decrees. Letters Testamentary. Liber 357. Page 237. Page 110

Order Entered 1887

Memorandum for Probate Clerk

Proponents will kindly fill the following blanks before filing:

What is the value of the personal property? \$500.00

Is the value of the whole estate less than \$500? No

Are any of the subscribing Witnesses dead? If so, Give their names.

State NAMES and RESIDENCES of subscribing Witnesses you propose to call on the return day of citation.

J. Murphy, Madison St. N.Y. Wm. Ballahan 117 Washington St. N.Y.

State names of Executors who will qualify, with their residences, giving street and number.

Not able to say as to John J. McLean. John J. McLean may qualify.

Where was the Will executed? At N.Y. Hospital

Will a Commission be necessary? No.

Where did the deceased reside at the time of death? N.Y. City

I, Timothy Lynch, of the State,  
County and City of New York, being of  
sound mind and memory, do hereby  
make, publish and declare this to be my  
last Will and Testament:

First; I direct and order that my  
funeral expenses and other just debts be  
paid by my Executors hereinafter named  
as soon as possible after my decease;

Second; I give and bequeath unto  
my son, John Lynch, all my wearing  
apparel except my uniform.

Third; I give and bequeath unto my  
daughter, Catharine Lynch, my trunk,  
bedding and bed clothing.

Fourth; I give and bequeath unto  
my Executors hereinafter named, all the  
rest, residue and remainder of my person-  
al property, in trust, to collect the same  
together as soon as possible after my  
decease, to sell, whatever of the same is  
saleable, at public or private sale; and out  
of the same and the net proceeds of such sale  
to give one-third thereof to my wife, Julia  
Lynch and to divide the remaining two-  
thirds equally among my four children  
Catharine Lynch, Julia Lynch, Sarah Lynch  
and Francis Lynch, or the survivors or

survivor of said four children.

Fifth; I give and devise unto my Executors hereinafter named, all my real property, in trust, to collect the rents and profits thereof and to manage the same; and I direct and order my said Executors to pay to my wife, Julia Lynch, one third of the net income arising from or out of said real property and to divide the remaining two-thirds of said net income, equally among my said four children, Catharine Lynch, Julia Lynch, Sarah Lynch and Francis Lynch or the survivors or survivor of said four children.

Sixth; I further direct my Executors hereinafter named, to sell and convey, as soon as practicable after the first day of May which shall be in the year one thousand eight hundred and ninety four, to the person or persons offering, at public or private sale, the greatest sum therefor, my said real property and out the net proceeds of said sale I order my said Executors to pay one third unto my wife, Julia Lynch and to divide the remaining two thirds equally among my four children, Catharine Lynch, Julia Lynch, Sarah Lynch and Francis

lynch or the survivors or survivor of  
said four children.

Seventh: I hereby nominate and ap-  
point my friends, John J. Whelan and  
John Shea as Executors of this my last  
will and testament and I hereby revoke  
all former wills and testaments by me  
ever made.

In Witness whereof I have  
herewith set my hand and seal this  
twenty-seventh day of December 1886.

Timothy Lynch 

The above instrument was on the date  
thereof signed, sealed, made, published and  
declared by Timothy Lynch as and for his  
last will and testament, in our presence, who  
at his request and in his presence and in  
the presence of each other have herewith  
subscribed our names as witnesses

Edw. Murphy No. 5 Madison St. New York City?

Harold C. Callahan

117 Washington Street N.Y. City

Last Will and Testament  
of  
Timothy Lynch

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Dated: 27<sup>th</sup> December 1886.

Timothy Lynch,  
of the County of Wick,  
Ireland.

Will  
of Timothy Lynch  
March 17 1887