

STATE OF NEW YORK,  
Ulster County, ss.

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

Sworn to this 1st day of December,

A. D. 1915

H. W. Coons,  
Notary Public.

J. C. S. Dorothea Foeller  
Petitioner.

OATH OF EXECUTOR.

STATE OF NEW YORK,  
Ulster County, ss.

J. C. S. Dorothea Foeller the Executrix named in the Last Will and Testament of Henry Foeller late of the Town of Wawarsing in said County, deceased, do swear and declare that she will faithfully and honestly discharge the duties of such Executrix and that her postoffice address is No. 26 Queens Boulevard, Jamaica, N. Y.

J. C. S. Dorothea Foeller.

Subscribed and sworn to this 1st  
day of December 1915, before me

H. W. Coons,  
Notary Public.

AT A SURROGATE'S COURT, held in and for the County of Ulster at the Surrogate's Office in the City of Kingston, N. Y., on the 6th day of December one thousand nine hundred and fifteen.

Present Hon. WALTER N. GILL Surrogate  
In the Matter of the Probate of the last  
will and Testament Henry Foeller,  
Deceased.

A duly verified petition having been presented to and filed in the Surrogate's Court of the County of Ulster, by J. C. S. Dorothea Foeller the executrix of Henry Foeller late of the town of Wawarsing County of Ulster, deceased praying for the probate of the Last Will and Testament of decedent and a citation having been issued thereon directed to Lucy Foeller of No. 20 Bay View Terrace, Newburgh, N. Y., Mina Foeller of No. 20 Bay View Terrace Newburgh, N. Y., Eula Vermilyea of Union Hill, N. J., Henry D. Foeller of Spring Glen, New York, George F. Foeller, address unknown the widow, if any and the heirs at law and next of kin of Martin Foeller, deceased, whose names and residences are unknown, and the husband, if living, and the heirs at law and next of kin of Louisa Schneider whose names and residences are unknown and it being proved by said petition, to the satisfaction of the Surrogate that Eula Vermilyea of Union Hill, New Jersey parties to whom said citation is directed are non-residents and reside at the respective places of residence above set forth, and it also appearing that the places of residence of George F. Foeller, the widow, if any and the heirs at law and next of kin of Martin Foeller, deceased, and the heirs at law and next of kin of Louisa Schneider to whom said citation is also directed, are unknown and cannot, after due diligence, be ascertained:

Now, on motion of H. Westlake Coons of counsel for said petition, IT IS ORDERED, that service of the citation in the above entitled matter be made on the non-residents, whose names are above set forth, by publication thereon in one newspaper to wit: The Ellenville Journal published in the Village of Ellenville, New York once a week for four successive weeks, or at the option of the petitioner, by delivering a copy to each person so cited, without the State, in person.

And it further ordered and directed that on or before the day of the first publication the petitioner deposit in the post-office at Ellenville, N. Y., sets of copies of the citation and of this order, each set contained in a securely closed post-paid wrapper, directed to the following persons, respectively, at the places designated below: Eula Vermilyea of Union Hill, New Jersey

And I, being satisfied by the said petition that the petitioner cannot with reasonable diligence, ascertain a place or places where George F. Foeller, the widow, if any, and the heirs at law and next of kin of Louisa Schneider to whom said citation is directed, would probably receive matter transmitted through the post-office, hereby dispense with the deposit of any papers therein.

Walter N. Gill

AT A SURROGATE'S COURT, held in and for the County of Ulster, at the Surrogate's office in the County of Kingston, on the 6th day of December 1915.

PRESENT: HON. WALTER N. GILL, SURROGATE.

In the matter of proving  
the Last Will and Testament of  
Henry Foeller, Deceased.

On reading and filing the petition of J. C. S. Dorothea Foeller propounding the last will and Testament of Henry Foeller, late of the Town of Wawarsing, County of Ulster, and State of New York, deceased, for probate;

IT IS ORDERED, that a citation issue to the proper persons, pursuant to the prayer of said petition, requiring them to appear in this Court, on the 10th day of January 1916, at 10 o'clock in the forenoon of that day, and attend the probate of said Will

Walter N. Gill,

Surrogate

THE PEOPLE OF THE STATE OF NEW YORK.  
BY THE GRACE OF GOD, FREE AND INDEPENDENT.

To Lucy Foeller, of No. 20 Bay View Terrace, Newburgh, N. Y. Eula Vermilyea of Union Hill, New Jersey Henry D. Foeller, of Spring Glen, New York, George F. Foeller, address unknown, The widow, if any, and the heirs at law and next of kin of Martin Foeller, deceased, whose names and residences are unknown The husband, if living, and the heirs at law and next of kin of Louisa Schneider, whose names and residences are un known. You and each of you are hereby cited to show cause, at a Surrogate's Court, to be held in and for the County of Ulster, at the Surrogate's office in the City of Kingston, in said County, on the 10th day of January next, at ten o'clock in the forenoon of that day, why the Last Will and Testament of Henry Foeller late of the town of Wawarsing Ulster County, deceased, presented to said Surrogate's Court should not be admitted to probate and recorded as a Will of real and personal estate, in pursuance of the statutes on the petition of J. C. S. Dorothea Foeller of No. 26 Queens Boulevard, Jamaica, N. Y. the Executrix named therein

In Testimony Whereof, we have caused the seal of said Surrogate's Court to be hereunto affixed. Witness, Hon. WALTER N. GILL, Surrogate of our said County, at the City of Kingston, the 6th day of December in the year of our Lord one thousand nine hundred and fifteen.

Walter H. Gill  
Clerk of the Surrogate's Court.

H. Westlake Coons,  
Attorney,  
Ellenville, New York.

STATE OF NEW YORK  
COUNTY OF ULSTER, SS.

BEN M. TAYLOR, of the Village of Ellenville, in the County of Ulster and State of New York, being duly sworn, deposes and saith, that he is, and during all the time of the publication of the notice hereinafter mentioned, was the publisher of the newspaper called the Ellenville Journal, a public newspaper printed and published in the Village of Ellenville, in the County and State above named; and that the Citation in the matter of the last Will and Testament of Henry Foeller, a true printed copy whereof is thereto annexed, was printed and published in the said Ellenville Journal for 5 weeks successively, at least once in each week; such first publication having been made on the 9th day of December, 1915, and the last publication on the 6th day of January, 1916.

(signed) BEN. M. TAYLOR

Subscribed and sworn to before me this  
7th day of January 1916.

H. W. Coons  
Notary Public.

Fees. \$8.25

THE PEOPLE OF THE STATE OF NEW YORK.  
BY THE GRACE OF GOD, FREE AND INDEPENDENT.

To Lucy Foeller, of No. 20 Bay View Terrace, Newburgh, N. Y. Mina Foeller, of No. 20 Bay View Terrace, Newburgh, N. Y. Eula Vermilyea, of Union Hill, New Jersey Henry D. Foeller of Spring Glen, New York George F. Foeller address unknown The widow if any, and the heirs at law and next of kin of Martin Foeller, deceased, whose names and residences are unknown The husband, if living, and the heirs at law and next of kin of Louisa Schneider, whose names and residences are unknown You and each of you are hereby cited to show cause, at a Surrogate's Court to be held in and for the County of Ulster, at the Surrogate's office in the City of Kingston, in said County, on the 10th day of January next, at ten o'clock in the forenoon of that day, why the Last Will and Testament of Henry Foeller late of the Town of Wawarsing Ulster County, deceased, presented to said Surrogate's Court should not be admitted to probate and recorded as a Will of real and personal estate, in pursuance of the statute, on the petition of J. C. S. Dorothea Foeller No. 26 Queens Boulevard, Jamaica N. Y., the Executrix named therein.

In Testimony Whereof, we have caused the seal of said Surrogate's Court to be hereunto affixed. Witness, Hon. WALTER N. GILL, Surrogate of our said County, at the City of Kingston, the 6th day of December, in the year of our Lord one thousand nine hundred and fifteen.

Walter H. Gill (R.S.)  
Clerk of the Surrogate's Court.

STATE OF NEW YORK,  
ULSTER COUNTY, SS.

Ella V. Graham being duly sworn deposes and says that she is 22 years of age, and resides in the Village of Ellenville in said County of Ulster: That deponent, on the 7th day of December 1915, the first day of the publication of the citation herein served by mail a true copy of the annexed citation on each and every following named persons, whose respective places of residence are set opposite their respective names, to wit:

Name	Residence.
Eula Vermilyea	Union Hill, New Jersey

by depositing in the Ellenville Post-Office in the Village of Ellenville in said County of Ulster, as many copies of the said annexed citation as there are names above set forth enclosed severally in sealed envelopes, and which envelopes each have one of said copies within them, were severally and respectively plainly directed on the outside to said persons at their several and respective places of residence above set forth, and at the time of depositing the same in the Post-office as aforesaid, prepaid the full postage thereon.

Ella V. Graham

Subscribed and sworn to before me )  
this 7th day of December, 1915. )  
C. A. Van Wagener )  
Notary Public.