

and to pay such interest, rents, income and profits to my beloved daughter Marion R. Whann, during her natural life, and upon her death the said undivided one-half share of my estate to belong to my beloved daughter Adelle H. Hazen absolutely and forever.

SIXTH:- I authorize and empower my executrix and executor hereinafter named, or such one of them as may qualify and the survivor of them, to mortgage, sell and exchange any realty of which I may die seized or possessed and to give a proper mortgage, deed of conveyance therefor upon such terms and condition as to them may seem best and to execute, acknowledge and deliver any and all instruments necessary or requisite therefor.

SEVENTH:- I hereby nominate constitute and appoint my beloved daughter Adelle H. Hazen and my nephew Herman Gifford the executrix and executor and trustees under this my last will and Testament, and direct that no bond, security or surety be required of them or either of them for the faithful discharge of their duties as such. I have the utmost confidence in their honesty.

In Witness Whereof, I James R. Hazen, the testator above named have hereunto set my hand to this my last will and Testament, in the City of New York, Borough of Manhattan, this sixth day of November, in the year one thousand nine hundred and twelve.

James R. Hazen (seal)

Signed, sealed, published and declared by James R. Hazen, the testator above named, as and for his last will and Testament, and we the undersigned, at his request and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses and written opposite our names our respective addresses. Henry G. King, 744 St. Nicholas Ave., New York residence. George W. Maull, 82 Ridge Road, Rutherford, N. J. Residence.

SURROGATES' COURT COUNTY OF NEW YORK.

In the Matter of Proving the last Will and Testament of James R. Hazen Deceased As a will of Real and Personal Property County and State of New York, ss.:

George W. Maull of No. 82 Ridge Road, Rutherford New Jersey, being duly sworn as a witness in the above-entitled matter, and examined on behalf of the application to prove said will, says I was acquainted with James R. Hazen now deceased. 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 sixth day of November, in the year one thousand nine hundred and twelve was made by the decedent at the City of New York, on the sixth day of November, in the year one thousand nine hundred and twelve in the presence of myself and Henry G. King 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 in my opinion of sound mind, memory and understanding not under any restraint or in any respect incompetent to make a will. I also saw said Henry G. King the other subscribing witness sign his name as witness at the end of said will and know that he did so at the request and in the presence of said decedent. I knew said decedent for sixteen years before the execution of said instrument.

George W. Maull.

Witness sworn and examined before me this 22 day of December 1913.

Benj. A. Jackson, 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 James R. Hazen Deceased, As a Will of Real and Personal Property County and State of New York, ss:

Henry G. King, of No 742 St., Nicholas Avenue, Borough of Manhattan 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 acquainted with James R. Hazen now deceased. 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 sixth day of November in the year one thousand nine hundred and twelve was made by the decedent at the City of New York, on the sixth day of November in the year one thousand nine hundred and twelve in the presence of myself and George W. Maull 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 in my opinion of sound mind, memory and understanding not under any restraint or in any respect incompetent to make a will. I also saw said George W. Maull, the other subscribing witness sign his name as witness at the end of said will, and know that he did so at the request and in the presence of said decedent. I knew said decedent for twenty five years before the execution of said instrument.

Henry G. King

Witness sworn and examined before me this 2d day of December, 1913.

Benj. A. Jackson Assistant to the Surrogate New York County

At a Surrogate's Court held in and for the County of New York, at the Surrogate's Office in said county, on the 4th day of December in the year 1913.

Present: Hon. John P. Cohalan Surrogate.

In the Matter of the Proving the last Will and Testament of James R. Hazen deceased.

The citation herein having been duly issued, served, and returned, and the Surrogate having on his own motion appointed James A. Lynch, Esq., special guardian of the infant herein the allegations of the parties appearing having been heard, and the proofs having been heard, and the proofs having been duly taken by the Surrogate among other things as to the execution of said instrument, bearing date Nov. 6th 1912, and the probate of the said Will not having been contested and it appearing to the Surrogate that the Will was duly executed, and that the testator, at the time of executing it, was in all respect competent to make a will and not under restraint:

It is Ordered Adjudged and Decreed, that the instrument offered for probate herein be and the same hereby is admitted to probate as the last will and Testament of the said deceased, valid to pass real and personal property, and that letters testamentary be issued thereon to the executrix who may qualify thereunder.

And that James A. Lynch Esq., the special guardian of the infant herein is hereby allowed twenty five dollars for his costs.

John P. Cohalan, Surrogate