

Will of David Knapp of Mayfield, Fulton County, New York

Transcribed by David L. Martin

Note: A copy of the following declaration was obtained from the Surrogate's Court, Fulton County, New York. It does not appear among the probate documents that can be found on ancestry .com

To A. McFarlan Surrogate of Fulton County The petition of Solomon I. Knapp one of the Executors named in the last will and testament of David Knapp late of the town of Mayfield, County of Fulton deceased Sheweth that said David Knapp died a natural death on or about the 29th day of October 1842 & was an inhabitant & resident of said town and county at & immediately previous to his death & left real & personal estate [___?] & left a will by which he disposed of both real & personal estate in said County. That he left a widow who [resides?] in Mayfield Fulton Co [named?] Abiah Knapp – Left sons and daughters to wit Hannah wife of Barent Denny - Lorenda wife of David Fonda, Samuel L. Knapp Catherine wife of Michael Denny, Sally wife of Robert Wilkins, Rachel Knapp - Hellen [sic] wife of Samuel Fairbanks who all reside in Fulton County Except Catherine & Michael Denny who reside in Jefferson County, & Samuel Knapp who resides in said county & Lorenda & David Fonda who reside in the state of Michigan & Hellen & Samuel Fairbanks who also reside in Michigan who are all & the only [___?] heirs and next of kin, to his knowledge, [to___?] said [___?]

Nov 10th 1842

Signed Solomon I Knap

Fulton, County §

Solomon I Knapp being duly sworn says the facts set forth in the above petition are true.

Signed Solomon I Knap

The will itself was recorded in Book 3, pp. 280-283 Fulton County Surrogates Court. Images of the document are available in New York, Wills and Probate Records, 1659-1999 on ancestry.com

The last will and Testament of David Knapp of Mayfield in the county of Montgomery state of New York. I, David Knapp Considering the uncertainty of this mortal life & being of sound mind and memory (blessed be Almighty God for the same) do make & publish this my last will & Testament in manner & form following (that is to say) First, I Give and bequeath to my beloved wife Abiah Knapp the use of the one third part of all the lands now in my possession being the third part of that on which I now reside in Mayfield aforesaid, Viz. Lot No. four in Clauses' Patent & the East half of lot No. three in the same patent to secure her maintenance thereon during her natural life together with as much house room in the house where I now reside as she shall need & as much of the other buildings on said land as she shall need during her natural life & shall remain my widow, & shall wish to reside on said land, I also bequeath to her to do with as she pleases all my household furniture.

I Give and bequeath to each of my daughters Viz. Hannah wife of Barent Dennie Orenda wife of David Fonda, Catherine wife of Michael Dennie & [___?] wife of Samuel Fairbanks one good cow or the value thereof in other stock; I Give and bequeath to my daughter Sally wife of Robert Wilkins one good cow or the value thereof in other stock and the sum of fifty dollars in stock unless I shall pay or give her that sum before my decease.

I give and bequeath to my daughter Rachel (single woman) as Good an outset as my other daughters have had with one good cow or the value thereof on other stock and one hundred dollars to be paid in stack, [sic] whenever she shall need the same if she shall not have received

the same before my decease and whether she shall have received as above or not, I Give and bequeath her one other good cow or the value thereof in other stock after my decease. I further Give and bequeath to my eldest son Samuel Knapp the use and profit of all the lands now in his possession and on which he now resides in Mayfield aforesaid being parts of lots number Eighteen and nineteen in said Clauss' [sic] Patent containing Ninety one acres, more or less, during his natural life and I Give and devise the same lands after the decease of my said son Samuel with the appurtenances, to the sons of my said son Samuel, which he may leave at his decease to them Jointly, and to their heirs and assigns forever, they the said sons of the said Samuel to maintain and support their mother thereon while she shall remain the widow of my said son Samuel. And I will that my said Son Samuel or his said sons shall pay to my daughter Rachel above named within six months after my decease, the last mentioned cow or the value thereof in other stock which I have bequeathed her as above. And I do hereby Give and devise to my youngest son Solomon I. Knapp, at my decease the two third parts of the lands on which I now reside being the whole of lot Number four and the East half of Lot number three in Clauss' patent with the appurtenances except such part thereof as my said wife shall need as aforesaid, to hold to him, the said Solomon I., his heirs and assigns forever; & after the decease of my said wife I Give and devise the whole of the said Lands and appurtenances last mentioned to him the said Solomon I. Knapp heirs & assigns (being about one hundred and thirty five acres) to have and to hold to him the said Solomon I. Knapp his heirs and assigns forever. And I do will and order that the several legacies herein before mentioned, except as aforesaid (the cow to the paid by my son Samuel or his sons) unless they shall have been paid before my decease shall be paid out of my personal property excepting the household furniture which I may leave at my decease, and if there shall not be left enough personal property to pay my debts if I shall have any, & to pay said legacies I will and order that my said son Solomon I shall pay the same. And if there shall be more of my personal property, except my household furniture, than sufficient to pay as aforesaid I Give and bequeath the same except household furniture (which my said wife is to dispose of) to him my said son Solomon I his heirs and assigns forever. And I do hereby appoint my said son Solomon I. Knapp and my son-in-law Barent Dennie executors of this my last will and Testament, hereby revoking all former wills by me made In witness whereof I have hereunto set my hande [sic] and seal this fifteenth day of September in the year of our lord Eighteen hundred and thirty four.

Signed: David Knapp

Signed sealed published and declared by the said David Knapp to be his last will and testament in the presence of we, who have hereunto subscribed our names as witnesses in the presence of the testator

E. C. McConnell

Wm. McConnell

Both of Mayfield in the County of Montgomery & State of New York.

Note: The witnesses apparently had moved to Grafton, Ohio and were deposed there by David Ashley on behalf of the Surrogates Court of Fulton County. The witnesses basically testified that they saw David Knapp sign the will under no restraint and that he was of sound mind and memory at the time.