Probate Petition

in re.

John Parker

1801

To The Supreme Court of Judicature at Madras

Ecclesiastical

The Humble Petition of John Pierson at present of Fort Saint George Esqr

That John Parker late a Lieutenant in His Majestys twelfth Regiment of Foot, departed this life at Pallicatta[illegible] upwards of Fourteen days ago; having first duly made and published his last will and Testament in writing bearing date the Thirteenth of June One thousand and Eight hundred and thereby appointed the Major and Agents of His Majestys said twelfth Regiment of Foot Executors thereof

That your Petitioner was Senior or First Major of His Majestys said Regiment at the said thirteenth day of June One thousand and Eight hundred, and also at the time of the death of the said deceased

That your Petitioner is desirous of carrying the intentions of the said deceased into Effect by collecting and realizing his property in India and remitting the same to the person appointed by the said deceased to receive the same

Your Petitioner therefore prays that Probate of the said last Will and Testament of the said John Parker may be granted to him as Executor as aforesaid

And your Petitioner as in duty Bound.

Shall Ever Pray

George McCrea
Proctor

I John Picton of Fort Saint George Esquire Make
Oath and Saith That the foregoing Petition is true in Substance
and matter of Fact

John Picton Major
H.M. 12th Reg.

Sworn before me this 4th
day of Oct. 1801

Supreme Court of Judicature

Ecclesiastical Side

In the matter of the
Will of John Parker
deceased

Petition and Affidavit
of John Picton

Filed 18th October 1901

Yrs
George McMahon
Proctor

2

Probate Petition

in re.

Thomas Gray with a letter.

1801

Colonel George Poe and Mr

Columbia [illegible]

Dear Sir

[illegible] your letter
[illegible] information, and that
[illegible] Estate will be greatly benefited
[illegible] your hands
[illegible]
[illegible]
[redacted]

Having a great respect for the
memory of the late Major Gray
however disagreeable the office ap-
peared to me it would be, I
determined immediately to accept
the office of Executor and wrote
my agents Messrs Lubbock & Co to obtain
the will from the Court of Mayor
Gray, as I could have procured
the Probate of the will here, without
any expence - but as the Law
brought proper to put it in your

[illegible] to [illegible]
I can have no reason for [illegible]
approval, and have this [illegible]
signified to my agents Messrs
Gabbett & Co: the [illegible] of Lt Governor
Group Vice Admiralty [illegible]
we have appointed [illegible]
[illegible] Executors of the Estate of the
late Major Thomas Craig
I have the pleasure to be
Sir
Your most Obed.
Humble Servt
David Blair

In the Supreme Court of Judicature at Madras

To the Honorable Sir Thomas Strange Knight Chief Justice

The Humble Petition of Lieutenant Colonel George Ure and Major David Blair both of the Honorable Company's Service on the Madras Establishment

Shew

That Thomas Gray late a Major in the Service of the English East India Company upon the Madras Establishment departed this life near Cammadaporam in the Month of June — One thousand Eight hundred and One having first duly made and published his last Will and Testament and thereby appointed your Petitioners and Major Charles Gray Colonel Thomas Leighton and Lieutenant Colonel James

That the property of which the said Testator died possessed is for the most part within the Jurisdiction of this Honorable Court —

That your Petitioners are desirous of obtaining Probate of the said Will, but as the Witnesses thereto are far distant from Madras —

Your Petitioners humbly pray that the said Will may be proved in Common form and that a Commission may issue to Colombo and Trincomalee Authorizing four or more persons to Administer the Oath of Executors to your Petitioners and that on the same being returned duly sworn that Probate do thereupon pass the Seal to your Petitioners reserving unto the other Executors the right of

Admitted
H. Strange
21st November 1801

George M'Mahon
Attorney for Petitioners

coming in and applying for Probate
the said Will

And your Petitioners as in
bound Shall Ever Pray

George Mc Mahon
Proctor for Lt. Colonel
Major David

2

In the matter of the
Will of Major Thomas
Gray deceased
} Petition

Filed 2nd November 1807

2

4/6

Probate Petition

in re.

George Parry

1802

In the Supreme Court of Judicature at Madras.
Ecclesiastical Side.

The humble Petition of Thomas Oakes
Esquire a Senior Merchant in the Service
of The Honorable the East India Company
under their Presidency of Fort Saint George.

Sheweth,

That George Parry Esquire late of Fort Saint George aforesaid
a Senior Merchant in the Honorable the East India Company's
Service did duly make and publish his last Will and Testament
bearing date "Fort St. George the 23. October 1796 and did thereby
appoint your Petitioner and George Read Esquire in the Civil
Service of the said East India Company to be his Executors
thereof.

That the said George Parry did afterwards that is to say
on the "25th March 1798" duly make write and publish a Codicil
to his said Will. And did also make write and publish another
Codicil to his said Will bearing date "Fort St. George 20th September
1798" thereby requesting Edward Stevens and Alexander Hamilton
to act as his Executors in England.

That Probate of the said Will and Codicils hath
been already granted to the said George Read by this Honorable
Court reserving the Power of granting the like Probate or Letters of Executorship
to your Petitioner when he should appear and apply for the same.

That your Petitioner is now desirous that Probate of
the said Will and Codicils should be granted to your Petitioner
and the usual Oath of an Executor administered to him.

Your Petitioner therefore humbly prays
That after such Oath is administered to
him Probate may pass the Seal of the
Court in his favor.

And your Petitioner shall
ever pray &c.

Thomas Oakes

Proctor

Supreme Court
Ecclesiastical Side.

In the Matter of the
Will of George Parry
Esq.r deceased.

Petition.

Filed 10th April 1902.

R.t Orme

Probate Petition
&
Affdt. in re.
John Gordon

1802

You Swear that You believe these to be the Last Will and Testament and Codicil of John Gordon deceased, and that you are one of the Executors in the said Will named, and that you will faithfully execute the said Will and Codicil by paying Debts and Legacies so far as the Effects will extend and the Law requires, and that you will cause all the said Effects to be appraised, and that You will exhibit a true and perfect Inventory of them into the Honorable the Supreme Court of Judicature at Madras on or before Six Months from this date, and that you will likewise render a true and just Account of this your Executorship, and deliver the same also into the said Court on or before Twelve Months from this date. And You also swear that the said John Gordon died upwards of four days ago. So help You God.

Walter Grant

Sworn [redacted] in Court at St. George this Second Day of March 1802.

[redacted]

In Presence

J. Webb

Registr.

In the Supreme Court of Judicature at Madras
Ecclesiastical side

The Humble Petition of Walter Grant
of Fort Saint George Esquire

Sheweth

That John Gordon deceased late an Assistant Surgeon on the Madras Establishment in the Service of the Honorable the United East India Company did in his Life time duly make and publish his Last Will and Testament in writing bearing date at Madras the sixth day of September last past and thereby appointed your Petitioner by the name and discription of Walter Grant Esquire Solicitor at Madras and his the Testators Brother Lewis Gordon Lieutenant in the Madras Army (since deceased) to be Executors thereof in India. And the said John Gordon did thereafter write and publish a Codicil to his said Will as will more fully appear by the said Will and Codicil hereunto annexed.

That your Petitioner as such surviving Executor is desirous that Probate of the said Will and Codicil should be granted to your Petitioner; and the usual Oath of an Executor having been administered to him.

Your Petitioner therefore humbly prays that such Oath being administered to him a Probate of the said Will and Codicil may pass the Seal of this Court in his favor.

And your Petitioner shall ever pray &c.

P. W. Orme
Proctor

3.

Supreme Court

Ecclesiastical side

In the matter of the
Will of John Gordon
deceased

Petition and
Affidavit

Filed 3 March 1802

4

Rt Orme

Walter Grant Esquire the Petitioner within named
maketh Oath and saith that the Contents of the within
Petition are true in substance and matter of fact.

Sworn this 2d day
of March 1802
Before me

Walter Grant

5

Probate Petition

in re.

Lieutenant Patric Mc. Gill

1802.

5

Probate Petition

in re.

Lieutenant Patric Mc. Gill

1802.

In the Supreme Court of Judicature at Madras.

Ecclesiastical Side.

In the Matter of the Will of Lieutenant Patrick Mc Gill deceased.

The humble Petition of Lumsden Dempster Esquire at present of Hydrabad, a Captain in the Military Service of the Honorable the United East India Company.

Sheweth

That Your Petitioner as one of the Executors of the above named Patrick Mc Gill deceased hath caused an Account Current of the Estate and Effects of the said deceased to be drawn and prepared for the purpose of being delivered into this Honorable Court but it being inconvenient for him to quit his present station and attend at Madras to be sworn to the truth of the said Account Current.

Your Petitioner therefore humbly prays that a Commission for the purposes above mentioned may issue to Hydrabad aforesaid accompanied with the said Account Current.

And Your Petitioner shall ever pray &c.

Proctor

Probate Petition and
&
Affdt. in re. Lt. H.F. Montendon

1802

In the Supreme Court of Judicature at Madras
Ecclesiastical Side.

In the Matter of the Will of Henry
Frederick Montandon deceased

The Humble Petition of George Louis
Bernard St Jouent of Chingapatam in Captain
his Majestys Thirty Regiment de Meuron
sh

That Henry Frederick Montandon deceased
late a Lieutenant in his Majestys Thirty Regiment
de Meuron did on his Life time make and publish
a certain Paper writing or Instrument in the
French Language purporting to be his last Will
and Testament bearing date at Trincomalie
in the Carnatic the Twentieth day of November
one thousand seven hundred and ninety seven
and thereby exposed in Your Petitioners by the name
and description of Mr George Louis Bernard the
duty of an Executor of his said Will as will more
fully appear by the said Will and a Translation
thereof duly made by Mr John Liddrick late of
the Swan French Interpreters of this Honble Court
both which are hereunto annexed

That the said Testator having died
this upon upwards of fourteen days ago Your
Petitioner is desirous that Probate of the said Will
should be granted to him and that a Commission
to Seringapatam for the purpose of examining
Persons there to take the Affidavits of Your Petitioner
&c

In verification of this his Petition, and it is to
administer to him the usual oath of an Executor,
it being inconvenient for him to quit the Province
he is now engaged in, to attend at Madras

Your Petitioner therefore humbly prays
that a Commission for the purpose
abovementioned may issue to
Seringapatam to the
due execution and return of the
said Commission, Probate of the
said Will may be granted to
your Petitioner.

And your Petitioner shall
ever pray &c.

Wm. Byrne
Proctor

George Louis Bernard of Seringapatam
a Captain in his Majesty's Swiss Regiment de
Meuron, maketh Oath and saith that the
contents of the within Petition are true in
substance and matter of fact.

Sworn at Seringapatam
this third day of July — 1802.
Before us

J. L. Bernard

Allan Wood
J. Reynolds
H. Thomas
Commissioners

MADRAS.} The Supreme Court of Judicature at Madras.

To Major Allan Grant, Captain Lieutenant Henry Francis de Meuron Bayard & Wm. John Reynolds

or any two of you at Seringapatam

GREETING.

Whereas George Louis Bernard at present of Seringapatam, a Captain in his Majesty's Swiss Regiment de Meuron

hath lately exhibited his Petition hereunto annexed on the Ecclesiastical side of the said Court praying amongst other things that he may be at liberty to prove in common form a Paper Writing (which is hereunto annexed) purporting to be the Last Will and Testament of Henry Frederick Montandon deceased late a Lieutenant in his Majesty's said Swiss Regiment de Meuron

and has also prayed the said Court to grant a Commission to take the Affidavit of him the said George Louis Bernard verifying

F. Bayard

this said Petition and also to administer the oath of an Executor to him the said George Louis Bernard

the said Court relying upon your care and fidelity doth by these presents give unto you or any two of you, full power and authority to take the said Affidavit and also to administer the oath of an Executor to the said George Louis Bernard

and you are hereby accordingly authorised and required you or any two of you, forthwith to go to the said George Louis Bernard

if he cannot conveniently come to you, and take his said Affidavit and also to administer to him the oath of an Executor which Affidavit and Oath are for that purpose hereunto annexed, the same to be done by you, or any two of you, and when you shall have so taken them, you are to send the same closed up under the Hands and Seals of you or any two of you, unto the said Supreme Court, together with this Commission. Witness Sir THOMAS STRANGE Knight, Chief Justice, at Madras aforesaid, the twenty Sixth day of June in the Year of our Lord One Thousand Eight Hundred and two

W. Semple
Dy Register.

MADRAS.} The Supreme Court of Judicature at Madras,

To Major Allan Grant, Captain Lieutenant Henry Francis de Meuron Bayard & Mr. John Reynolds

or any two of you at Seringapatam

GREETING.

Whereas George Louis Bernard at present of Seringapatam, a Captain in his Majesty's Swiss Regiment de Meuron has lately exhibited his Petition hereunto annexed on the Ecclesiastical side of the said Court praying amongst other things that he may be at liberty to prove in common form a Paper Writing (which is hereunto annexed) purporting to be the Last Will and Testament of Henry Frederick Montandon deceased late a Lieutenant in his Majesty's said Swiss Regiment de Meuron and has also prayed the said Court to grant a Commission to take the Affidavit of him the said George Louis Bernard verifying the said Petition and also to administer the oath of an Executor to him the said George Louis Bernard

We the said Court relying upon your care and fidelity doth by these presents give unto you or any two of you, full power and authority to take the said Affidavit and also to administer the oath of an Executor to the said George Louis Bernard

and you are hereby accordingly authorized and required you or any two of you, forthwith to go to the said George Louis Bernard

if he cannot conveniently come to you, and take his said Affidavit and also to administer to him the oath of an Executor which Affidavit and Oath are for that purpose hereunto annexed, the same to be done by you, or any two of you, and when you shall have so taken them, you are to send the same closed up under the Hands and Seals of you or any two of you, unto the said Supreme Court, together with this Commission. Witness SIR THOMAS STRANGE, Knight, Chief Justice, at Madras aforesaid, the twenty Sixth day of June in the Year of our Lord One Thousand Eight Hundred and two

W Temple
Dy Register.

Oath to be Administered to George Louis Bernard

You Swear that you believe this to be the last Will and Testament of Henry Frederick Montandon deceased late a Lieutenant in his Majesty's Swiss Regiment of Meuron and that you are the sole Executor therein named, and that you will faithfully Execute the said Will _____ by paying Debts and Legacies so far as the Effects will extend and the Law requires, and that you will cause all the said Effects to be appraised, and that you will Exhibit a true and perfect Inventory of them in the Supreme Court of Judicature at Madras, on or before Six Months from this day, and that you will likewise render a true and just account of this your Executorship and deliver the same also into the said Court on or before Twelve Months from this day.

SO HELP YOU GOD,

G. L. Bernard.

The above Oath has been duly administered, this Third day of July 1802.

By us " Allan Grant.
" J. Reynolds.
" Thomas Sayers.
Commissioners,

11-3-42

Dated 15th July 1842

To the Supreme Court of Judicature at Madras

Coote Jose

In the Goods and Chattels of
Major James Graham deceased
The humble Petition of John Talbot of
Madras Merchant

Exam A

That James Graham late of [illegible] in the Province of
the Carnatic Company deceased the Life having first duly
Made and published his last will and Testament in
writing bearing date the twenty eight day of February
in the Year one Thousand Seven hundred and Ninety Nine
whereof he hath appointed Your Petitioner and William
Webb Esquire Executors as by the said Will Ready
to be produced with Affidavit

That Your Petitioner as one of the Executors
in the said Will named is desirous of taking Probate of
the said Will granted to him reserving a Right to the
other Executor to come in and obtain Probate when he
may think proper

And Your Petitioner will ever Pray

Allowed
Hyde Villiers

John Talbot Madras 28th day of July 1801 Maketh Oath and Saith that the
foregoing Petition is true in all [illegible] to the best
of [illegible]

Talbot

Sworn before me
this 15th Day of July 1801

Henry Hyde Villiers

Oath to be annexed to the Inventory

You Swear That you do believe that to the
best of your Knowledge and Remembrance
the Paper Writing hereunto annexed and
Marked A contains a true and perfect Inventory
of all and Singular the Goods Chattels and
Credits of James Parker late of
Hayes in the County of the Middle Confectioner
deceased which have come to the Hands Possession
or Knowledge of you the said Executrix and
also a true Account of the Monies owing by
the said Deceased at the Time of his Death
so far as you have been able to discover
and Ascertain the same and that you will
further exhibit unto this Court such
Inventory and Account if any other Goods
Chattels or Credits of the said Deceased
shall come to your Knowledge or Possession
or if any other Debts owing by him shall
hereafter appear to you

So help you God

Sworn before me
this 14th Day of July 1892
in the Principal Registry
of the Probate Divorce and
Admiralty Division
[illegible]

Oct 14 1908

The Supreme Court of Judicature at Madras

Honorable Sir Henry Gwillim, Knight First Puisne Justice

Seal Fee

The humble Petition of William Leonard
of Madras Tavernkeeper

Chancery

That Thomas Minton late of Madras Mariner departed this life at or near Rangoon upwards of fourteen days ago having first duly made and published his last will and Testament nuncupative and thereby appointed your Petitioner Sole Executor thereof -

That the property of which the said Testator died possessed consists of ready Money debts owing to the said deceased by persons residing in Bengal and Rangoon and wearing apparel amounting to the Sum of three thousand four hundred and Ninety three Rupees or thereabouts -

That the said will has been proved by the oath of Valerius N. York one of the Subscribing Witnesses thereto as by the said will and affidavit of the said Valerius N. York hereunto Annexed relation being thereunto had will more fully appear -

Your Petitioner therefore humbly prays that the oath of an Executor may be administered to your Petitioner and that he may be at liberty to prove the said

And Your Petitioner shall ever Pray -

George Mc Mahon
Solicitor for Petitioner

In the Supreme Court of Judicature at Ma

Ecclesiastical Side

In the matter of the will of
Miller deceased.-

William Leonard the within named Petitioner
oath and saith that the Contents of the within
true in Substance and matter of fact to the b
of knowledge and belief.-

Sworn to before me this
27th day of October 1802

William Le

x Henry Gwillim

Ecclesiastical Side
In the matter of the
Will of Thomas Miller late of
Annapolis
deceased

Filed Nov 2, 1802

W.C. Maxwell

The Supreme Court of Judicature at Madras.

Seal side } Wallerius Nelson York of Madras Inhabitant maketh Oath and saith that Thomas Miller late of Madras Mariner did in his life time in the presence of this Deponent and also in the presence of Charles Loyd of Madras Inhabitant sign Seal publish and declare the annexed Paper writing as and for his last Will and Testament; that the said Thomas Miller being then to all outward appearance of Sound and disposing mind, Memory and understanding and this Deponent further saith that the names Charles Loyd and W. N. York set and Subscribed to the said Will are of the proper hand writing of the said Charles Loyd and of this Deponent.

Sworn to before me } Wallerius Nelson York
this 7th day of October 1802 }
Benj. Sullivan,

Z

Z

In the Matter of the
Will of Thomas Miller
deceased

} Petition for
Probate

23

Filed 5 Nov: 1803

W.D.

8

2/
X

McMahon

Oath to be administered to William Leonard

You Swear that you believe this to be the last will and Testament of Thomas Miller deceased late of Madras Mariner; that you are the Sole Executor therein named: that you will faithfully administer the Effects of the said deceased according to the said will by paying debts and legacies as far as the said Effects will extend and the Law requires and that you will exhibit a true and perfect Inventory thereof into the Supreme Court of Judicature at Madras and that you will likewise render a true and just account of this your Executorship and deliver the Same into the said Court when you shall be lawfully required so to do. —

So help you God

William Leonard

George Wm. Mason
Clerk

to before me this
of October 1802

× Henry Gwillem

In the Matter of the
will of Thomas
Miller deceased
} affidavit
of
N. A York

Filed 1 Novr 1862
P.S.

8

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4

(10)
M'Mahon

Probate Petition

and Affdt: in re.

-Major Francis Piachaud

1803

9x16

In the Supreme Court of Judicature at Madras -
Ecclesiastical Side.

In the Matter of the Will of Major
François Piachaud deceased.

The Petition of Dorothea Piachaud of Seringapatam Widow Pierre Lavie of the same place a Major in His Majesty's Swiss Regiment de Meuron and Antoine Conrad Lueiffel also of the same place a Captain in the said Regiment -

Sheweth -

That François Piachaud deceased late Major in His Majesty's Swiss Regiment de Meuron did in his life time make and publish his last Will and Testament bearing date "Seringapatam the 24th December 1802" and thereby appointed your Petitioners the Executrix and Executors thereof as will more fully appear by the said Will and a Translation of the same hereunto annexed -

That the said Testator having departed this Life upwards of Fourteen Days ago Your Petitioners are desirous that Probate of the said Will should be granted to them as the Executrix and Executors therein named -

Your

Your Petitioners therefore humbly pray that Probate of the said will may be granted to them. And that a Commission may issue to Lewis Gepatam for the purpose of authorizing Persons there to take the Affidavit of your Petitioner in Verification of this their Petition; and also to administer to them the Oath of Executrix and Executors.

And your Petitioners shall ever pray &c.

G. Rome
Proctor

Johanna Rudelphina Dorothea Piachaud, Pierre Landy, and Antoni Conrad Zweifel, the Petitioners in the annexed Petition named, severally make Oath and say, that the contents of the said Petition are true in substance and matter of fact.

J. R. D. Piachaud
P. Landy

Sworn at Lovingapatam this seventh day of June/April 1803. Before us.

Commissioners.

13

Supreme Court

Ecclesiastical Side.

In the Matter of the will
of Major François
Peachand deceased.

Petition
and
Affidavit

Filed 14 June 1803

R. S.

9

7/3

R. Crm

Probate Petition

in re.

Capt. Lt. Breon Fletcher

1803

To the Honorable Sir Thomas Andrew Strange Knight Chief Justice of His Majestys Supreme Court of Judicature at Madras and to the rest of the Judges of the same Court

The humble Petition of Herbert Hungerford Brooke Compton of Madras Esqr

Sheweth

That Brien Fletcher late a Captain Lieutenant in his Majestys Seventy fourth Regiment and a Batchelor departed this life at Your Petitioners both been informed at Bengalore on or about the twentieth day of April last

That the said deceased was as Your Petitioner believes at the time of his death intitled to share the Prize Money that might be thereafter forthcoming by reason of the Capture of Pondicherry in the year One thousand Seven hundred and Ninety three and of the Nabob of Seringapatam in the year One thousand Seven hundred and Ninety Nine and was possessed of Effects as doth appear by certain Letters hereunto annexed and hereafter referred to both to which amount or value Your Petitioner is unable to state

That the Mother and only surviving parent and also a Brother of the deceased are presently residents in England as appears by a Letter received by Your Petitioner from Major Brien Boyle as hereafter referred to

That the said deceased hath not left surviving him any Person or Persons to the Knowledge of Your Petitioner whatever of his or him other than Major Brien Boyle and

an Officer in His Majestys Seventy third Regiment who is (as your Petitioner hath been informed) the maternal Uncle of the said deceased

That the said deceased in his Life time stood indebted to your Petitioner in a Principal Sum of three hundred and Ninety three Star Pagodas eight fanams and Seventy Cash for Monies paid and advanced by your Petitioner on or about the [illegible] of February in the year of Our Lord One thousand and eight hundred to Messieurs Dring Gordon and Comrie three of Madras Merchants for and on Account of the said deceased. And no part of Interest Money as hath accrued on such payments on Account of which Sum your Petitioner hath received as Gold claim of the Value of One hundred Pagodas or thereabouts

That some time in or shortly before the months of [illegible] your Petitioner received a Letter from the said Breon Fletcher then employed in secret and dangerous services near Pondicherry to the South-ward of the Coleroon acquainting your Petitioner (according to the best of his recollection and belief) that he the said Breon Fletcher had made or was about to make a Will and had nominated or intended to nominate your Petitioner Executor thereof which Letter your Petitioner cannot now find although he hath made diligent search for the same

That in the Month of May and Year last mentioned your Petitioner received from the said Breon Fletcher by Sappan a Letter dated the Nineteenth day of May which is hereunto annexed (Marked No 1)

That immediately afterwards and as your Petitioner believes in the same Month of May your Petitioner received from the said Breon Fletcher by Sappan a paper writing which hath thenceforward hitherto continued in the possession of your Petitioners Late Husband which is hereunto annexed (Marked No 2)

That your Petitioner subsequent to the receipt of the Letter and paper last mentioned hath frequently seen and conversed with the said Breon Fletcher but the said paper writing (No 2) was not at any time the subjects of any conversation with the said Breon Fletcher And your Petitioner never considered the said papers as intended to have operation in case of the death of the said Breon Fletcher only and did not mean to claim the Prize Money thereby assigned to your Petitioner if the said Breon Fletcher should have continued alive at the time of the Payment thereof

That your Petitioner is advised by the said Breon Borden in the last mentioned paper writing and also knows (before named) that the said deceased had not at the time of his death Authority to dispose of the said Prize Money forthcoming in his the said Breon Borden right

That your Petitioner in the year one thousand seven hundred and Ninety eight received from the said Breon Fletcher a Letter dated the twenty third day of August a part of which is in the words and figures following "Any news concerns me I am afraid procrastinates your "recollect that when Borden" (meaning the said Breon Borden hereinbefore mentioned) "wrote home I accepted a "Bill drawn by him in favor of Hope and Card for the

3T

the Payment of which he left me his Pondicherry
Prize Money and some Lottery Tickets which he
ordered his Executor upon his Arrival home I was obliged
to draw on him Bills inclosed by Captain Aytone
for £200 as you settled the Acct for me by there
Bills he writes me that owing to several disappointments
he has been obliged to protest them so that
immediately as they arrive in this country I must settle
and to pay them - That the last mentioned letter
contains other Matters of a private and confidential
Nature not connected with the Subject last mentioned and therefore your Petitioner hath not annexed
the same hereto -

That the said Money paid by your Petitioner
to Brune Gordon and Connolly as aforesaid was
for paid on account of a Bill of Exchange drawn
by the said Breon Fletcher on the said Breons
Brides endorsed by Captain Daniel Aytone
for One hundred Pounds and returned to India
protested -

That subsequent to the death of the said Breon
Fletcher your Petitioner hath received from the said
Breon Brides certain letters which are hereunto annexed (Marked No 3 and 4) which your Petitioner
prays may be taken as part of this his petition -

That the Original Papers writing in the said letter
(No 3) mentioned and therein stated to have been
found amongst the papers of the said Breon Fletcher
have been transmitted to your Petitioner and are
hereunto annexed (Marked No 5 and 6) and your
Petitioner prays they may be considered and taken
as part of his his Petition -

That on the Memorandum in writing (Marked No 6) is
indorsed a List of Certain debts owing by the deceased
two whereof are specified in Sums amounting
together to One hundred and Seventy Pagodas or thereabout
That your Petitioner is willing to assume the office
of Executor of the said will and Codicil of the
said deceased if your Ladships shall under the
forgoing circumstances regard them or either of them
as the last will and Testament of the said deceased
or otherwise administer the said estate in such
manner as your Ladships shall deem expedient -

Your Petitioner humbly prays your Ladships that
he may be at Liberty to prove in common form before
your Ladships in this Honorable Court the said Several
Papers writing of the Twenty Ninth day of March and
the Twenty Second day of May in the year One
Thousand eight Hundred and
last will and Testament
said deceased
may be

In the Supreme Court
Madras
Ecclesiastical Side

In the goods &c. of
Brian Fletcher deceased

Herbert Abingdon Draper Compston of
Madras Esquire maketh oath and saith that the
Contents of ~~the foregoing Petition~~ ~~so far as the Matters of allegation on the part of the Petitioner~~ are true in substance and matter of fact

H. A. D. Compston

Sworn before me
this ~~fifth~~ day of
September 1803

Henry Gwillim

the payment of which he left me his Pondicherry prize Money and some Lottery Tickets which turned out but Indifferent - upon Finding also how I was obliged to draw on him Bills inclosed by Captain Aylmore for £200 as you settled the Acct for me by there Ships he writes me that owing to several disappointments he has been obliged to protest them so that immediately as they arrive in his country I must settle out to pay them. That the last mentioned letter contains other Matters of a private and confidential Nature not connected with the subject last mentioned and therefore your Petitioner hath not annexed the same hereto.

That the said Money paid by your Petitioner to Drury Gordon and Connolly as aforesaid was for paid on accounts of a Bill of Exchange drawn by the said Brion Fletcher on the said Brion Bindes endorsed by Captain David Aylmore for One hundred Pounds and returned to India protested -

That subsequent to the death of the said Brion Fletcher your Petitioner hath received from the said Brion Bindes certain letters which are hereunto annexed (Marked No 3 and 4) which your Petitioner prays may be taken as part of this his petition -

That the Original papers writing in the said letter (No 3) mentioned and herein stated to have been found amongst the papers of the said Brion Fletcher have been transmitted to your Petitioner and are hereunto annexed (Marked No 5 and 6) and your Petitioner prays they may be considered and taken as part of this his Petition -

That

That on the Memorandum in writing Marked No 6 is indorsed a List of Arrears debts owing by the deceased three whereof are specified in Sums Amounting together to One hundred and Seventy Pagodas or thereabouts

That your Petitioner is willing to assume the office of Executor of the said Will and Codicil of the said deceased if your Lordships shall under the foregoing circumstances regard them or either of them as the last Will and Testament of the said deceased or otherwise Administer the said estate in such Manner as your Lordships shall deem expedient -

Your Petitioner humbly prays your Lordships that he may be at Liberty to prove in common form before your Lordships in this Honorable Court the said Several Papers writing of the Twenty Ninth day of March and the Twenty Second day of May in the year One thousand eight Hundred and One as and for the last Will and Testament and Codicil thereof of the said deceased and that probate thereof respectively may be and under the Seal of this Court be granted to your Petitioner as the Executor in the said Will named -

Or that your Lordships will be pleased to grant in favor of your Petitioner as of other Person or Persons to whom the same may rightfully belong - Letters of Administration under Seal of this Court of the Goods Chattles and Credits of the said Deceased -

And your Petitioner shall ever Pray &c=

Supreme Court

Maury

Equitable Attachment

In the goods &c of

Capt. Lt. Brent Fletcher

Exhibit No. 2.

Deposition

Petition

Filed 13 Sep 1863

W. T.

10

4

Samuel

Porter

Probate Petition
&
Oath administered to Arther Anderson
in re.
Capt: Hugh Mackay

1803

To the Honorable Sir Thomas Andrew Strange Knight
Chief Justice of the Supreme Court of Judicature at Madras
and to the rest of the Judges of the same Court.

The humble Petition of Arthur
Anderson of Madras Gentleman
One of the Executors in India named
in and by the last Will and Testament
of Hugh Mackay late a Captain of
Cavalry in the Honorable the East
India Company's Service on the Mars
Establishment deceased.

Sheweth

That the said Hugh Mackay deceased
departed this life on or about the twenty third day
of September last having first duly made and
published his last Will and Testament in Writing
bearing date the twenty sixth day of January in
this present year of our Lord One thousand eight
hundred and three And thereby appointed Captain
William Macglyregor, Captain David Faulis,
Captain George Neele, Captain Robert Barclay
together with your Petitioner his Executors in India

That the said Testator in and by his said
Will appointed his Brother John Mackay, Captain
Donald Matheron, Ensign Mackay and Captain

Robert Sutherland to be his Executors in Europe

That the said Captain William Macgregor so appointed by the said Testator to be one of his Executors in India is lately deceased And the said Captain David Foulis one other of such Executors so appointed by the said Testator to act in India lately Embarked at Madras for Europe

That the said Testator has left Property within the Jurisdiction of this Honorable Court of the Value of Forty thousand Pagodas or thereabouts Consisting of Bonds of the Honorable Company and divers other securities for Money and Effects Also Household Goods and has also left Property in England to a considerable Amount

That the said Captain George Neale and Captain Robert Barclay are now at a considerable distance from Madras and are desirous that Probate of the said last Will and Testament of the said Hugh Mackay deceased should be granted to your Petitioner the said Captain George Neale or the said Captain Robert Barclay and David Foulis and each of them Nevertheless reserving to themselves and himself the Right of applying to Your Lordships at any time hereafter for Probate of the said last Will and Testament of the said Hugh Mackay deceased to be granted in the Names of them or either of them as such Executors as aforesaid

That your Petitioner as one of the Executors

3K

in India of the said Will is willing to take upon himself the burthen of the Execution thereof

Your Petitioner therefore humbly prays Your Lordships that Your Petitioner may be at liberty to prove the said last Will and Testament of the said Hugh Mackay deceased in common form And that Probate of such last Will and Testament may be granted to Your Petitioner as one of the Executors therein named by and Under the Seal of the Honorable the Supreme Court of Judicature at Madras And that a Reservation may be therein made in favor of the said Captain only the said Captain Hugh David Foulis Neale and Captain Robert Barclay to come in and prove the said Will and Testament and for any of them and each of them to apply to Your Lordships at any time hereafter for the purpose of obtaining Probate of the said last Will and Testament of the said Hugh Mackay deceased to be granted in the Names of them or either of them by and under the Seal of the said Supreme Court at Madras

And Your Petitioner shall ever pray &c

In the Supreme Court of Judicature at Madras Ecclesiastical Side.

In the Matter of the Will of Captain Hugh Mackay deceased

Arthur Anderson of Madras Gentleman maketh Oath and Saith

That the foregoing Petition is true in Substance
and Matter of fact.

Ar. Anderson

Fort Saint George the
Second day of November 1803.
Sworn before me.

Henry Guillim

Supreme Court
Ecclesiastical side.

In the Matter of the
Will of Captain Hugh
Mackay deceased.

Petition of Mr
Arthur Anderson
for Probate.

Filed 2d Nov 1803

Samuel
Reg.

5K

Oath to be Administered to Arthur Anderson of Madras Gentleman.

You Swear that you believe this to be the last Will and Testament of Hugh Mackay late a Captain in the Fourth Regiment of Native Cavalry in the Service of the Honorable East India Company upon the Madras Establishment deceased And that You are one of the Executors therein named and that you will faithfully Execute the said Will by paying Debts and Legacies so far as the Effects will extend and the Law requires And that you will exhibit a true and faithful Inventory of all the said Effects and likewise a just Account of this your Executorship into the Supreme Court of Judicature at Madras when you shall be thereto lawfully required —

So help You God.

Fort Saint George
the Second day of Novr 1803.
Sworn before me.

x Henry Guillim

Supreme Court
Ecclesiastical Side

In the Matter of the
Will of Hugh Mackay
deceased.

Oath administered
to Mr. Arthur Anderson
Filed 2 Nov.r 1803

A.J.

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6

Samuel
Proctor.

(PROBATE)

. Warrant of Commission and Affdt in re.

John Arnold

1804

(Paupers)

(1)

Madras The Supreme Court of Judicature at Madras

To Lieut Colonel Mawby Spencer, Capt. Gordon and Lieut Antill or any two of you at Pondicherry. —

Greeting

Whereas Laurus Tennimus late Executor named in the Last Will and Testament of John Arnold late a private in His Majestys 73rd Regiment of Foot Deceased hath lately exhibited his Petition in the Ecclesiastical side of the said Court praying amongst other things that he may be at liberty to prove the said Paper Writing intituled as hereunto annexed / purporting to be the Last Will and

also prayed the said Court to grant a Commission to take the Affidavit of J. Scarrow Surgeon, and Christopher Pyle who are respectively Witnesses to the said Last Will and Testament for that purpose. The said Court relying upon your care and fidelity doth by these presents give unto you or any two of you full power and authority to take the said Affidavits and you or any two of you are hereby required and authorised at such certain day and place as you shall think fit to go to the said J. Scarrow Surgeon, and Christopher Pyle and such Witnesses as may be produced before you if they cannot conveniently come to

You

Supreme Court
Ecclesiastical side

In the Matter of the
Will of Hugh Mackay
deceased.

Oath administered
to Mr Arthur Anderson
Filed 2 Nov.r 1803

W.S.

11 4

E. Samuel
Proctor

you and take their Affidavits which Affidavits are for
that purpose hereunto annexed, the same to be done by you
or any two of you and when you shall have so taken them,
you are to send the same closed up under the Hands and
Seals of you or any two of you unto the said Supreme
Court together with this Commission. Witness Sir Thomas
Andrew Strange Knight Chief Justice at Madras
aforesaid the 6 day of March — in the year of our
Lord One Thousand Eight Hundred and Four. —

W Semphy
Dr. Reg

Let the Oath be Administered to J. Scarnman Surgeon and
Christopher Doyle the Subscribing Witnesses to the Last
Will and Testament of John Arnold Deceased. —

You J. Scarnman Surgeon and Christopher
Doyle do severally Swear that you saw the Will now
exhibited Signed Sealed Published and Declared by the
Testator John Arnold as and for his Last Will and
Testament and that he was at that time to all outward appearance
of sound Mind Memory and Understanding and that you Subscribed
your Names as Witnesses thereto in the presence of the said Testator and of
each other. —

So Helpe you God

The above Oath has been duly Administered
this Fourteenth Day of March One Thousand
eight hundred and four
By Us J Bourchier Capt. 73 Regt. } Commissioners
W Sterkitt Lieut 73 Regt

Filed 9 April 1904

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263-64

13

Probate Petition

and Affdt in re. John Crilly

1804.

To the Honorable the Supreme Court of Judicature at Madras

In the Matter of the Will of Mr John Cully deceased.

The humble Petition of Captain John Rivers

Sheweth

That John Cully late a Surgeon in the Service of the Honorable Company departed this life more than fourteen days ago having first duly made and published his last Will and Testament in Writing bearing date the Second day of August One thousand eight hundred and appointed your Petitioner and one Robert Townsend Farquhar Executors thereof as by the said Will hereunto annexed will more fully appear And having also first made or caused to be made a certain other Testamentary Disposition or Memorandum in Writing hereunto also annexed—

That your Petitioner as one of the Executors aforesaid is desirous of obtaining Probate of the said Will and Testamentary Disposition or Memorandum.—

Your Petitioner therefore humbly prays that Probate of the said Will and Testamentary Disposition or Memorandum may be granted to him reserving the Power of granting like Probate to the other Executor the said Robert Townsend Farquhar when he shall appear and sue for the same.—

And your Petitioner shall ever Pray.

Watts and Whelan
Proctors

John Nixon the Petitioner named in the forgoing Petition Maketh
Oath and saith that the said Petition is true in Substance and matter
of Fact. —

Jno Nixon

Sworn to in Fort Saint George
this 7th day of December 1804

Before me:
Benj. Guerard

Oath to be Administered to John Nixon

You Swear that you believe these to be the Last Will and Testament and Codicil of John Cilly deceased and that you are one of the Executors in the said Will and Codicil named and that you will faithfully Execute the said Will and Codicil by paying debts and Legacies so far as the Effects will Extend and the Law requires and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your Executorship into the Supreme Court of Judicature at Madras when you shall be thereto lawfully required.

So help you God

Sworn to before me this
Seventh day of December 1801
Benj. Sullivan

John Nixon

Supreme Court
Exd. Seals

In the Goods and Chattels of John Cilly deceased
John Cilly deceased
Petition of John Nixon
Filed 7th December 1801
&c.

Walter and Robertson
Proctors

Filed 7th December 1804

(PROBATE)

Affidavit in re. Alexander Morrison

1806

In the Supreme Court of Judicature at Madras.

Ecclesiastical Side

In the Matter of the Will of Alexander Morrison deceased.

Richard Mark Dickens a Colonel in His Majesty's Army and Lieutenant Colonel of His Majesty's Thirty fourth Regiment of Foot and now Stationed with a part of the said Regiment at Bellary and William Fenwick a Major in His Majesty's Army and Captain in the said Regiment and also Stationed therewith at Bellary two of the Executors named in the last Will and Testament of Alexander Morrison deceased late Surgeon of the said Thirty fourth Regiment severally Oath and say in manner following - And first the said Richard Mark Dickens for himself saith that he this Deponent sometime in the Month of September last did examine the Original Will of the said Alexander Morrison to Messrs Scott Brodie Haliburton and Company of Madras Merchants with directions to cause application to be made to the Supreme Court of Judicature at Madras for probate of the said Will to be granted in favour of this Deponent Richard Mark Dickens and the said other Deponent William Fenwick as two of the Executors therein named - And this Deponent saith that on or about the twenty third day of the said Month of September in the year aforesaid this Deponent the said Richard Mark Dickens did receive the said Original Will back from the said

said Tullah Bardie Halyburton and Company together with a
Petition to the said Supreme Court on behalf of this Deponent and
the said other Deponent William Fenwick praying Probate of
the said Will with a form of affidavit to the said Petition
annexed for swearing the contents thereof and together also with
a Commission from the said Supreme Court of Judicature directed
to Major General Dugald Campbell and Major Charles
Armstrong at Bellary aforesaid with other persons in the said
Commission named and authorising the said Commissioners or any
two of them to take the oath of this Deponent and the said William
Fenwick and to administer to them the Oath of Executorship under
the said Will.

And both these Deponents make Oath and say that
on the Twenty fourth day of the said Month of September in
the year aforesaid they these Deponents did appear before the said
Major General Dugald Campbell and the said Major Charles
Armstrong two of the said Commissioners and were by them duly
Sworn to the said affidavit and Oath of Executorship the said
Petition and the said Original Will being then and there produced
before the said two Commissioners for that purpose and that
thereupon the said Commission was duly executed by the said
two Commissioners as executed and the same together with the
said Original Will and the said Petition and affidavit thereunto
annexed were sealed up viz a Packet under the Separate Seals

of the said two Commissioners and the said Packet ordered to
Gilbert Ricketts Esquire Register of the Honble the Supreme Court
at Madras. —

And the said Deponent Richard Mark Dickens for
himself further saith that he did enclose the said Packet in a —
cover directed to Messieurs Tulloh Brodie Haliburton and Company at
Madras and did on or about the Twenty fifth day of the said month
of September and year aforesaid cause the said Packet so directed
as last mentioned to be delivered into the Post office at Billiney
aforesaid for the purpose of being transmitted to the said Tulloh
Brodie Haliburton and Company in order that the said Commission
Petition and Original Will might be attended into the Supreme Court

And both these Deponents say that they have been informed
and verily believe that the said Packet containing the Several
Papers last above mentioned never came to the Hands of the said
Tulloh Brodie Haliburton and Company but what has become
thereof these Deponents do not know —

Sworn at Billiney the 16th day of
December 1805. by virtue of a Commission
issuing from the Supreme Court of Judicature
at Madras for that purpose amongst other
things and bearing date the Ninth
day of the said month of December and
year aforesaid

Before us

Wm Campbell Major General.
Chas Armstrong Major.

R M Dickens Capt.
Comms 3d Regt
W Fenwick Major

Supreme Court
Cat. Side

In the Matter of the Will of
Wm. Alexander Merrison deceased

Affidavit of Richard
Mark Dickins and
William Fenwick

Filed 9th January 1886
JS

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Sutherland

15

(PROBATE)

Affidavit in re. Major General Sir Eeeles Nixon

1806

Madras

The Supreme Court of Judicature at Madras.

To Lieutenant Colonel Thomas Munro Peter Bruce & William Chaplin Hector Shaw and G: F: Travers or any two of you at Adoni in the Ceded Districts. —

Send Greeting. —

Whereas the last Will and Testament of Eccles Nixon Knight late a Major General in the East Indies Deceased hereunto Annexed Was on the Nineteenth day of February last Exhibited Read and proved before this Court by Mr William Light Proctor for John Henworthy Esqr one of the Executors therein named to whom Probate of the said Will was Accordingly granted reserving a Power for the other Executors named therein to come in and prove the same when they might apply for that purpose. —

And Whereas Frederick Gahagan Esqr one other of the Executors named in the said Will hath Applied to this Court for Probate thereof to be granted to him. —

Now know ye that the said Court doth by these presents give full power and authority to you the said Lieutenant Colonel Thomas Munro Peter Bruce William Chaplin Hector Shaw and G: F: Travers or any two of you to take the Oath of the said Frederick Gahagan for the faithful Administration of the Estate of the said Deceased and you or any two of you are hereby Accordingly authorized and required if the said Frederick Gahagan is infirm and unable to come to you forthwith to go to the said Frederick Gahagan and the said Frederick Gahagan appearing before you or any two of you are hereby required to lay before him the said last Will and

and

and Testament of the said Eccles Kinon Knight Deceased hereunto
annexed and to Administer to him the Oath hereafter Mentioned
and this being done you are without delay to return the said Oath
under the Hands and Seals of you or any two of you and likewise
the said Will together with this Commission Witness Sir
Thomas Andrew Strange Knight Chief Justice at Madras
aforesaid the Twelfth day of March in the year of our Lord
One Thousand Eight Hundred and Six.

John Shaw
Dep.t Reg.r

Oath to be Administered to the aforenamed Frederick Galagous.

You Swear that you believe this to be the Last Will and
Testament of Sir Eccles Kinon Knight Deceased and that you and
One of the Executors named and that you will
faithfully execute the said Will by paying Debts and
Legacies so far as the said Effects shall extend and the Law
requires; and that you will exhibit or cause and perfect
Inventory of all the said Effects and likewise ajust Accounts
of this your Executorship into the Supreme Court of Judicature
at Madras when you shall be thereto lawfully required.

So help you God.

The above Oath has been duly
Administered this Fourteenth
day of April 1806
By us

Fred.k Galagous

Wm Light
Proctor

Thomas Munro
Will.m Chaplin
Tho.s Oakes
} Commissioners.

2112

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Filed 6th May 1906

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16

(PROBATE)

Petition and Affidavit in re.

Thomas Lowther

1806

To the Honble the Supreme Court of New
Ecclesiastical Jurisdiction

In the matter of proving
the Will of Mr Thomas Southee
late of Thomas Cabrits
deceased

The humble Petition of George Southee
of Thomas Cabrits aforesaid

Sheweth

That Thomas Southee late of Thomas Cabrits aforesaid
testator deceased departed this life more than fourteen days
ago having first duly made and published his last Will
and Testament in writing bearing date the first day
of November Instant and appointed your Petitioner and
John Tullock Executors thereof as by the said Will
hereunto annexed will more fully appear.

That your Petitioner as one of the Executors
is desirous of obtaining Probate of the said Will.

Your Petitioner therefore humbly prays
that Probate of the said Will may
be granted to your Petitioner according to
reserving a power of granting the
like Probate to the said John Tullock
the other Executor on the said Will
named when he shall apply for the
same.

And your Petitioner shall ever pray

J. Sutherland
Proctor

Filed Nov. 24th 1802

to be administered to George Abbothnot

You swear that you believe this to be the last Will and Testament of Thomas Lowther deceased and that you are one of the Executors therein named and that you will faithfully Execute the said Will by paying debts and Legacies so far as the Effects will extend and the Law requires and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your Executorship to the Supreme Court of Chancery at Nassau when you shall be thereto lawfully required.

So help you God

George Abbothnot

this 22d Day
1806.

J. P. Grange

to be administered to George Arbuthnot

You swear that you believe this to be the last Will and Testament of Thomas Souther deceased and that you are one of the Executors therein named and that you will faithfully Execute the said Will by paying debts and Legacies so far as the Effects will extend and the Law requires and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your Executorship to the Supreme Court of Judicature at Nassau when you shall be thereto lawfully required.

So help you God

George Arbuthnot

Sworn
this 22nd day
of 1806.

J. Strange

George C.

on the foregoing Petition mar
the said Petition is true in fact.

George Arbuthnot

Sworn to in Fort Saint George
this 24th Day of November 1806
Before me

Supreme Court
Caledonia Co.

In the Matter of proving
the Will of Col. Thomas
Sowles deceased. -

Petition of Geo. Wentworth

Feb. Nov. 24th 1806.

16
3/4

Sutherland
Register

17

(PROBATE)

Petition in re. Mr. George Ure

by John Binny &
John Blair

1807

To the Honble the Supreme Court of Judicature
at Madras

Ecc. Side

In the Matter of the Will of
Mr. George Mee deceased
The humble Petition of John Bisset
and John Blair

Sheweth

That George Mee late a Surgeon
to the Residency of Hyderabad departed this life
more than fourteen days ago having first duly
made and published his last Will and Testament
in Writing bearing date the twenty third day of
September in the year One thousand Eight
hundred and Five and thereby appointed Henry
Russel Secretary to the Residency of Hyderabad
and your Petitioners Executors thereof as by the said
Will hereunto annexed may appear

That your Petitioners are two of the
Executors aforesaid are desirous of obtaining Probate
of the said Will

Your Petitioners therefore humbly
pray that Probate of the said
Will of the deceased may be
granted to them accordingly

And your

receiving a power of granting the
like Probate to the said Henry
Russell the other Executor in the
said Will named who he
shall apply for the same
And your Petitioner shall
ever Pray
J. Sutherland Proctor

John Berry one of the Petitioners
Named in the foregoing Petition Maketh oath and
saith that the said Petition is true in substance
and matter of fact J. Berry

Sworn to at my Chambers
at Fort St. George this 9th
day of January 1807

Before me
Henry Guillemard

Supreme Court

Eco. Sitr

In the Matter of the Pet.
of Mr. George Blair and

Petition of John Berry
and John Blair.

Filed 12 January 1867

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18

(PROBATE)

Petition of Henry Russel

in re. George Ure

1807

To the Honble the Supreme Court of Judicature at Madras
Ecclesiastical Side

In the matter of the Will of M.r Surgeon Ure deceased.-

The Humble Petition of Henry Russel Esquire.-

Sheweth

That Surgeon Ure late Surgeon to the Residency of Hydrabad departed this life more than fourteen days ago having first duly made and published his last Will and Testament in writing bearing date the Twenty Third day of September in the year one thousand Eight hundred and five and thereby appointed your Petitioner and John Binny of Madras Merchant and John Blair Captain of Engineers Executors thereof.-

That the said Will of the said Surgeon Ure hath been proved by the said John Binny in common form and the same as your Petitioner hath been informed and verily believes now remains in the Registry of this Honble Court.-

That the said John Binny and John Blair as two of the Executors named in the said Will have applied for Probate thereof to be granted to them with a reservation of power to grant the like Probate to your Petitioner.-

That your Petitioner as the other Executor in the

said

said Will named is also desirous of obtaining Probate thereof

Your Petitioner therefore humbly prays
that Probate of the said Will may be
granted to him accordingly -
And Your Petitioner will Ever pray

J. Sutherland Proctor

John Binny of Mona Merchant maketh
Oath and saith that the foregoing Petition is true in
substance and matter of fact

J. Binny

Sworn to in open Court —
this 7th day of February 1807

Before me

John Mair Clerk

Reg

Supreme Court
Eccl. Side

In the matter of the Will
of Mr George Ure dec.d

Petition of Henry Bagshaw

Filed 7.th February 1807

18

2/3

Sutherland
Proctor

19

(PROBATE)

Petition & Oath of Cathrine Hurdis
in re. Thomas Bowyer Hurdis

1808

The Honorable the Judges
Ecclesiastical Court

Bowyer Hurdis Esquire deceased

The humble Petition of Catharine Hurdis Widow and
Richard Feltham Esquire.

Sheweth,

That Thomas Bowyer Hurdis Esquire late of the Civil
Establishment of the Honorable the English East India Company on the
Coast of Coromandel deceased before his death duly made and
published his last Will and Testament in writing bearing date the
Twenty third day of September in the year One thousand Eight hundred
William Harrington Esquire now in Europe and Lieutenant James
Courtail Hurdis Executors and Executors of that his Will As by
reference to such Will hereunto annexed will more fully appear.

That the said Deceased departed this life upwards of
fourteen days ago leaving Property and Effects within the Jurisdiction
of this Honorable Court.

That Your Petitioners are desirous of proving the said
Will in common form and of having Probate thereof granted to
them with the usual reservation in favor of the other Executors
William Harrington

Your Petitioners therefore

Your

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thereby Praying a reserving a
Right to the other Executors to come in and
take Probate when they shall apply for
the same -

And Your Petitioners shall Ever
pray &c.

P. Byrne
Proctor:

Catharine Hurdis and Richard Feldham the
Petitioners in the foregoing Petition named severally make Oath
and say That the contents of the said Petition are true in
substance and matter of fact.

Sworn at Madras
this 17th day of
December in the year 1808.
Before me

Wm. Petrie

" Catharine Hurdis

" R. Feldham

7.

Affidavit

Filed 19th December 1808

19

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Mr Cripps
Proctor

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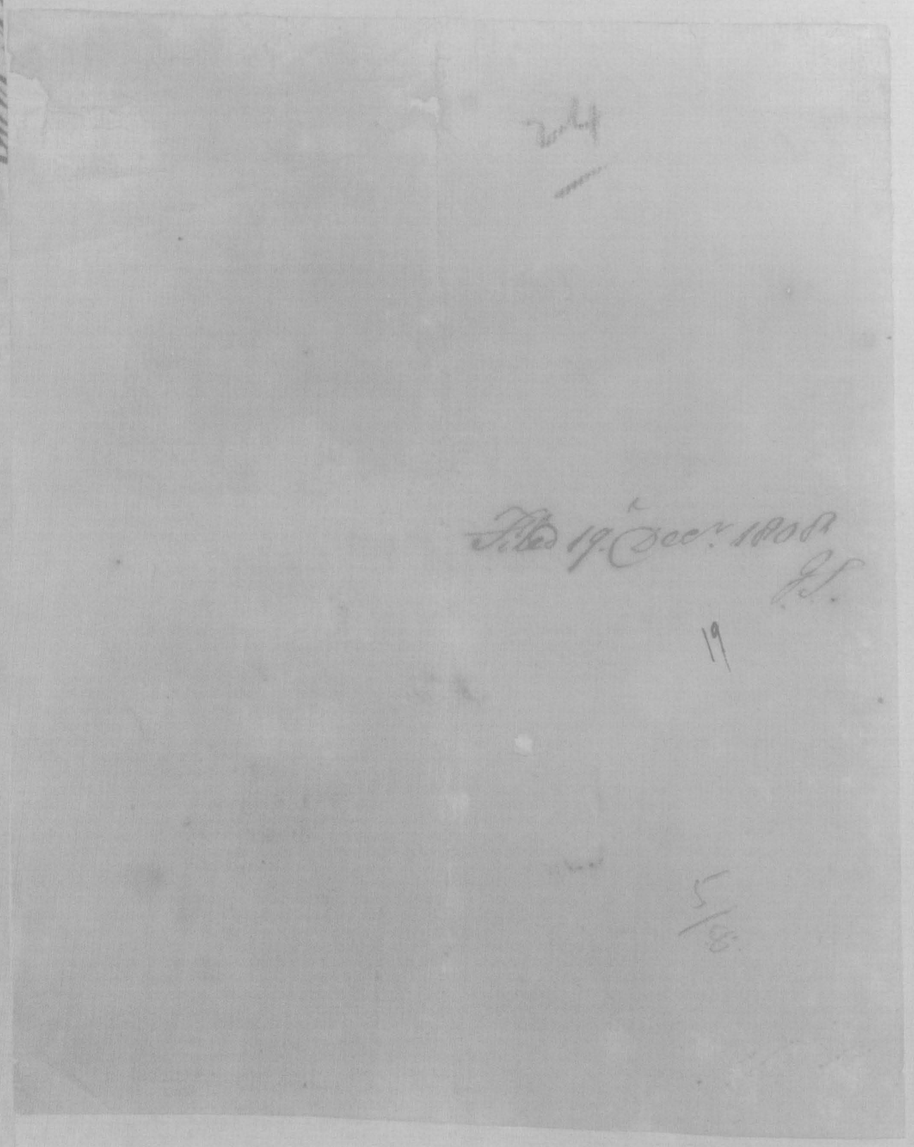
Oath administered to Mrs Catharine Hurdis and Richard Geldham Esqrs.

You severally swear that you believe this to be the last will and Testament of Thomas Hurdis deceased and that you are the Executrix and one of the Executors named in the said Will, and that you will faithfully execute the said Will, by paying Debts and Legacies, so far as the Effects will extend, and the Law requires, and that you will exhibit a true and perfect Inventory of all the said Effects, and likewise a just Account of this your Executorship, into the Office of the Registrar at Madras, when you shall be thereto lawfully required.

Sworn at Madras this 17th day of December in the year 1808 before

Filed 19th December 1808

M. Crue
Proctor



24

Rec'd 19 Dec. 1838

19

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20

(PROBATE)

Oath administered to Margaret De Silva in re.

Francis De Silva

1810

Oath Administered to Margaret De Silva on the 19th Day of June 1810

You Swear that you believe this to be the Last Will and Testament of Fernand De Silva deceased and that you are the Executrix therein named and that you will faithfully Execute the Said Will by paying Debts so far as the Effects will extend and the Law requires, and that you will Exhibit a true and perfect Inventory of all the Said effects and likewise a just Account of this your Executorship into the Inferior Court of Judicature at Madras when you Shall be thereto lawfully Required

So help you God
Margaret D'Silva

Sworn before me
in Fort S. George
the Contents hereof having been
previously explained by the
Court Interpreter
this 19th Day of June
1810.

B Thange

Oath Administered to Margaret De Silva on the 19th Day of June 1810

You Swear that you believe this to be the Last Will and Testament of Francis De Silva deceased and that you are the Executrix therein named and that you will faithfully Execute the Said Will by paying Debts so far as the Effects will extend and the Law requires and that you will Exhibit a true and perfect Inventory of all the said effects and likewise a just account of this your Executorship into the Supreme Court of Judicature at Madras when you Shall be thereto lawfully Required

So help you God
Margaret D'Silva

Sworn before me
in Fort St. George
the Contents hereof having been
previously explained by the
Court Interpreter
this 19th Day of June
1810.

William Cossie Mdte.
Recdr.

Filed 19 June 1810

21

(PROBATE)

Petition of Henry Read in re.

Lt. Col. Robert Garden

1810

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

In the Matter of the Will of
Lieutenant Colonel Robert Garden
deceased.

The Humble Petition of Henry Reid Esquire
Surgeon, and Major Richard Butler ~~and Captain~~
~~Lorenzo Moore~~ all of his Majestys Eighty ninth
Regiment of foot.

Sheweth,

That Robert Garden Esquire late a Lieutenant Colonel in his
Majestys Eighty Ninth Regiment of foot before his death duly made and
published his last Will and Testament in writing bearing date Fortyfaenth
George Firkieth May One thousand eight hundred and Ten whereby he
appointed your Petitioners his Executors As on reference to such Will is
hereunto annexed will more fully Appear.

That the said Testator departed this life upwards of fourteen
days ago, leaving property and Effects within the Jurisdiction of this
Honorable Court

Your Petitioners therefore humbly pray that
they may be allowed to prove the said Will in
Common form and that Probate thereof may be
granted in their favour.

And your Petitioners shall ever Pray &c.

Proctor

1.

3

Henry Reed, Roberto Butler and Lorenzo Nunn
the Petitioners in the foregoing Petition named severally make oath
and say, That the Contents of the said Petition are true in substance
& and matter of fact.

All Sworn at Fort Saint George
this 3d day of ~~July~~ August 1810
Before the Court

his
Henry X Reed
mark

his
Roberto X Butler
mark

2

15

Supreme Court
Ecclesiastical Side

In the Matter of the
Will of Lieutenant Colonel
Robert Gordon deceased

Petition

Filed August 3d 1818

Wm Prime

2

Oath administered to Henry Reid Esquire and Major Richard Butler ~~and Captain Lovegrove Evans~~

You Swear that you believe this to be the Last Will and Testament of Lieutenant Colonel Robert Gordon deceased and that you are the Executors named in the said Will, and that you will faithfully execute the said Will by paying Debts and Legacies so far as the Effects will extend and the Law requires, and that you will exhibit a true and perfect Inventory of all the said Effects and deliver a just Account of this your Executorship into the Supreme Court of Judicature at Madras when you shall be thereto lawfully required

So help you God

All Sworn in Open Court
this 3d Day of August
in the Year 1818

Henry Reid

Richd Butler

Before

Paris August 3d 1810.

21

22

(PROBATE)

Petition & Oath of John Clodie in re.

Lt. Michael Smith

1810

In the Supreme Court of Judicature at Madras.
Ecclesiastical side

In the Matter of the Will of
Lieutenant Michael Smith deceased
The humble Petition of John Goldie of
Madras Surgeon

Sheweth

That Michael Smith late a Lieutenant in the Military service of the Honorable the East India Company under their Presidency of Fort SaintGeorge before his death duly made and published his last Will and Testament in writing bearing date at Bangalore the fourth day of June last whereby he appointed his beloved father Isaac Smith Esquire of London and your Petitioner to be his Executors As on reference to such Will hereunto annexed will more fully appear.

That the said Michael Smith departed this life upwards of fourteen Days ago leaving property and Effects within the Jurisdiction of this Honorable Court.

That your Petitioner is desirous of proving the same Will and of having Probate thereof granted to him as one of the Executors therein named.

Your Petitioner therefore humbly prays that he may be allowed to prove the said Will in Common form and that Probate thereof may be granted to him with the usual reservation in favour of the other Executors

1.

Dr Executor therein named

W Bone
Proctor.

John Goldie the Petitioner in the foregoing Petition named
maketh Oath and saith That the Contents of the said Petition are
true in substance and matter of fact.

Sworn at St Andrew
this 4th day of July 1810
Before the Court.
Jno Russell
Dep

Jn° Goldie

2.

In the Supreme Court
Ecclesiastical State

In the Matter of the Will of
Lieutenant Michael
Smith deceased

Petition

Filed August 4th 1810.
Wm Gatacre

Oath administered to John Boldie Esquire

You Swear that you believe this to be the Last Will
and Testament of Lieutenant Michael Smith deceased,
and that you are one of the Executors named in the said Will,
and that you will faithfully execute the said Will by paying
Debts and Legacies so far as the Effects will extend and the
Law requires and that you will exhibit a true and perfect
Inventory of all the said Effects and likewise a Just Account
of this your Executorship into the Supreme Court of Judicature
at Quebec when you shall be there to Lawfully required.

So help you God

Sworn at Fort Saint George
this 4th Day of August in the
Year 1810.
Before the Court

John Boldie

Wm Gatacre

Bibl. August 4th 1810.

23

(PROBATE)

Petition & Oath of Johanna Catharina
Vandersnack in re.
Fredrick Vandersnack

1811

Pauper

To the Honorable Sir Thomas Andrew Strange Knight Chief Justice of the Supreme Court of Judicature at Madras and to the rest of the Justices of the same Court

Ecclesiastical Side

In the Matter of the Will of Fredericks Vandersnack late a Pensioned Serjeant in the Service of the Honorable Company deceased

The humble Petition of Johanna Catharina Vandersnack Widow

Sheweth

That the said Frederick Vandersnack deceased departed this Life on the 23rd day of February in the year 1815 ——— having first duly Made and published his last Will and Testament in Writing bearing date the Twenty fourth day of February in the year one thousand Eight hundred and Ten Whereby the said Testator did bequeath unto your Petitioner all his Effects Pay, Batta, Seringapatam Prize Money or whatever he might be due to him at his Decease and the said Testator did direct that the said Prize Money should be divided and that your Petitioner should receive and have one Moiety or half part thereof and that

of

other Society should be distributed among the poor People but the Said Testator did not by his said Will make any appointment of Executor thereof—

That your Petitioner is the Widow of the said Testator and is desirous of obtaining Letters of administration to his Estate and Effects with his said Last Will and Testament annexed.

Your Petitioner therefore humbly prays your Lordships to Grant unto your Petitioner Letters of administration to the Estate and Effects of the said Frederick Vandersmack deceased with his said Will annexed to her the said Johanna Catharina Vandersmack his Widow and the Principal Legatee named in his said Will—

And your Petitioner shall ever &c

Mark—The
of Catharina Vandersmack

Johanna Catharina Vandersmack the Petitioner

in the foregoing Petition Named Maketh Oath and Saith that the said Petition is true in Substance and Matter of Fact.

The
Mark ✕ of Catharina Vandersmack

Fort Saint George
this 25th day of June 1811
Sworn before me. The
Contents having been first
Explained by the Court
Interpreter

W Thorpe

Anthoney Guintz and Albert Lassell the Subscribing Witnesses to the Last Will and Testament of the above Mentioned Frederick Vandersmack Deceased severally Make Oath and Say that they were present and did See the said Frederick Vandersmack Subscribe his Name to the said Will and that at the time he so Subscribing the same he was (as these Deponents verily believe) perfectly Sensible well Know that the Instrument he so Subscribed was his Last Will and Testament.

Anthoney Guintz
Albert Lassell

Fort Saint George
this 25th day of June 1811
Sworn Before me

W Thorpe

Pauper

Oath to be Administered to Johanna Catharina Vanderstraeck

You Swear that you believe
this to be the Last Will and Testament of Frederick
Vanderstraeck late a Pensioned Serjeant in the
Service of the Honorable Company deceased, that
you are the Widow of the said deceased and
Legatee named in the said Will and that
you will faithfully execute the said Will by
Paying debts and Legacies so far as his
Effects will extend and the Law requires and
that you will exhibit a true and perfect
Inventory of all the said Effects and likewise
a just account of this your administratorship
into the Supreme Court of Judicature at
Madras when you shall be thereto lawfully
required —

So help you God

Fort Saint George
this 20 day of July 1811
Sworn before me —
The Contents having been
first explained by the
Court Interpreter —

The Mark
of Johanna Catharina
Vanderstraeck

Supreme Court
Testamentary Side
In the Matter of the
Will of Frederick Van-
derstraeck deceased

Petition of Johanna
Catharina Vanderstraeck
Widow praying for
Letters of administration
with the Will annexed

Filed 25th June 1811

Filed 25 July 1911
Geo.

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Con. 25 July 1911

24

(PROBATE)

Petition of J.P. Adams in re.

Richard Daking

1811

In the Supreme Court of Judicature at Madras

Ecclesiastical side

In the Matter of the Will of
Richard Daking a Assistant Surgeon
in the Twenty fifth Regiment of Light
Dragoons deceased

The humble Petition of George Pownall
Adams Esquire a Lieutenant Colonel in His Majestys
Twenty fifth Regiment of Light Dragoons at present
Stationed at Bangalore

Sheweth

That Richard Daking lately an Assistant
Surgeon in His Majestys Twenty fifth Regiment of Light
Dragoons deceased before his death duly made and published
his last Will and Testament in writing with a Codicil thereunto
written and respectively bearing date at Bangalore in Mysore
the Second Day of June in the Year of our Lord One thousand
Eight Hundred and Seven And by the said Will the said
Testator appointed your Petitioner to be Executor of that his
Will As on reference to such Will and Codicil hereunto
annexed will more fully and at large appear

That the said Testator departed this life within
the Jurisdiction of this Honorable Court and leaving
Property

1

Property and Effects within that Jurisdiction

That Your Petitioner is now desirous of proving the said Will and Codicil in common form and of having Probates thereof granted to him.

Your Petitioner therefore humbly prays that he may be allowed to prove the said Will and Codicil in common form and that Probate thereof may be granted to him.

And your Petitioner shall ever &c. Pray &c.

R. L. Bruce
Rector.

Geo. t. Pl. Adams

George Pownal Adams the Petitioner in the foregoing Petition named maketh Oath and saith That the contents of the said Petition are true in substance and in matter of fact.

Geo. t. Pl. Adams

Sworn at Bangalore
this twenty ninth Day of July
in the year 1844.
Before us

A. W. Empie
Alwar
Commissioners

(2)

Ufarun

Schreiben

An die Königl.
Will Kuhan
Danzig

Petition

Pillau 5. August 1811.

(PROBATE)

25

Petition & Administration of Oath of W. Wild

in re. James Mc. Roberts

1811

To the Honorable Sir Thomas Andrew Strange Knight Chief Justice of the Supreme Court of Judicature at Madras and to the rest of the Justices of the same Court

Ecclesiastical Side

In the Matter of the Will of James Mc Roberts late a Private in His Majestys Thirty Third Regiment of Foot deceased.

The Humble Petition of William Weld

Sheweth

That the said James Mc Roberts deceased departed this Life in the Month of August in the Year of our Lord One thousand and Eight Hundred — having first made and Executed a certain Testamentary writing as and for his last Will and Testament bearing date in Seringapatam the twenty Seventh day of August in the Year One Thousand Eight Hundred whereby the said Testator did Constitute and appoint your Petitioner

and

and one John Mosley who is since deceased
his Executors

That your Petitioner is desirous of
Proving the said last Will and Testament of the
said James McRoberts deceased in common
form before your Lordships and of obtaining
Probate thereof as the Surviving Executor named
in the said Will.—

Your Petitioner therefore humbly
prays your Lordships that he may
be at Liberty to prove the said last
Will and Testament of the said
James McRoberts in common
form and that thereupon Probate
thereof may be granted to him
as such Surviving Executor
as aforesaid

And your Petitioner
will Ever Pray &c

William

3C

William Wild the Petitioner in the foregoing
Petition named Maketh Oath and saith that the
said Petition is true in substance and Matter
of fact.—

Wm Wild

Fort Saint George
this 21st day of July 1811
Sworn before
F. Mclaught

Thomas Sexton assistant to the adjutant of his
Majesty's Sixty third Regiment of Foot Maketh Oath and saith That
the Last Will and Testament of James McRoberts in the foregoing
Petition mentioned is entirely in the hand writing of him this
Deponent, that he this Deponent do wrote the same by the desire
of the said James McRoberts who affixed his mark thereto in the
presence of him this Deponent he the said Testator being at the
time perfectly sensible and this Deponent further saith that
William Bevers the only subscribing Witness to the said Will
hath departed this life—
Fort Saint George this 9th day
of July 1811 Sworn before me—

Thos Sexton

W Thorp

Oath to be administered to William Wild

You Swear that you believe this to be the Last Will and Testament of James Mr Roberts late a Private in His Majestys Thirty Third Regiment of Foot deceased that you are the Surviving Executor named in the said Will that you will faithfully Execute the said Will by Paying Debts and Legacies so far as the Effects will Extend and the Law requires, and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your administratorship into the Supreme Court of Judicature at Madras when you shall be thereunto lawfully required.—

So help you God

Wm Wild

Fort Saint George
this 26 day of July 1815
Sworn before me
F. Maunsell

Wm Wild
Exr

Supreme Court
Ecclesiastical Side

In the Matter of the Will of
James Roberts deceased

Petition of William Wild
praying for Probate of the
Will of the above
mentioned Testator.—

Filed 5th August 1815.
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Seal

Tilsit 9. August 1811.
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26

(PROBATE)

Petition & Oath of C. Webster &

Thomas Jonston in re.

Thomas Cox

1811

To the Honorable Sir Thomas Andrew Strange knight Chief Justice of the Supreme Court of Judicature at Madras and to the rest of the Justices of the same Court —

Ecclesiastical Side
In the Matter of the Will of Thomas Cox Late a Private in His Majestys Thirty third Regiment of Foot deceased —

The humble Petition of Charles Webster and Thomas Johnston Privates in the same Regiment —

Sheweth

That the said Thomas Cox deceased departed this Life in the Month of May now last past having first Caused to be written a Certain Testamentary Writing as and for his last Will and Testament bearing date the twenty seventh day of April preceding wherein your Petitioners were Nominated to be Executors —

That your Petitioners have Endeavoured to learn the Reason of the said Thomas Cox not having signed the said Testamentary Writing and have been informed and believe that it was Owing to the sudden Illness of one James McGuilty orderly Man at the Hospital at Serengapatam where the said Thomas Cox died whose Name is Subscribed to the said Writing as Witness) who had undertaken to get the same signed, —

That the said Will was drawn out by one Matthew

Matthew Wise a Private in the said Regiment by the desire and by the Dictation of the said Thomas Cox who was at the time perfectly sensible—

That your Petitioners are desirous of proving the said Will of the said Thomas Cox deceased and of obtaining Probate thereof as the two Executors named therein—

Your Petitioners therefore humbly pray your Lordship that they may be at liberty to prove the said Will of the said Thomas Cox deceased and that thereupon Probate thereof may be granted to your Petitioners as the Executors therein named—

And your Petitioners shall Pray &c

Mark ✕ The Charles Webster
of

Mark ✕ The Thomas Johnston
of

Charles Webster and Thomas Johnston the Petitioners in the foregoing Petition Named severally make Oath and Say that the Allegations Contained in the said Petition are Correct and true—

Fort Saint George
this 16th day of July 1811.
Sworn before me

Mark ✕ The Charles Webster
of

Mark ✕ The Thomas Johnston
of

Matthew Wise Private in His Majesty's Thirty third Regiment of Foot maketh Oath and Saith that the Will of Thomas Cox in the foregoing Petition Mentioned is wholly in the hand Writing of him this Deponent that he this Deponent so wrote the same at the request and by the Dictation of the said Thomas Cox who was at the time perfectly sensible and knew what he was about—

Matthew Wise

Fort Saint George
this 16th day of July 1811
Sworn before me—

36

Bawtree

Supreme Court

Ecclesiastical Side

In the Matter of

the Will of Thomas

Cox deceased —

Seal

1911 26

Petition of Charles

Webster and Thomas

Johnston praying for

Probate —

Filed 16 August 1911.

Veale

Proctor

27

(PROBATE)

Petition of L. Desilva in re.

Catharina D Rozario

1811

To the Honorable Sir Thomas Andrew Strange Knight
Chief Justice of the Honorable the Supreme Court of Judicature
at Madras and to the rest of the Justices of the same Court -

Ecclesiastical Side

In the Matter of the Will of Catharina
De Rozario deceased -
The Humble Petition of Lawrence
De Silva of Madras Inhabitants -

Sheweth

That Catharina De Rozario late of Madras or
before her death duly made and published her last Will
and Testament bearing date the Second day of July in the
year One Thousand Eight hundred and Eleven and thereby or
appointed your Petitioner Sole Executor thereof -

That the said Catharina De Rozario departed this life
on the fifth day of July last without altering or revoking her
said Will leaving property and Effects within the Jurisdiction
of this Honorable Court -

That your Petitioner is desirous of proving the
said Will, and of having Probate thereof granted to him -

Your Petitioner therefore humbly prays, that he
may be allowed to prove the said Will in
common form, and that probate thereof may
be granted to him -

And your Petitioner shall ever pray

Wm Leyte
Proctor

In the Supreme Court of Judicature at Madras Ecclesiastical Side -

In the Matter of the Will of Catharina De Rozario deceased -

Lawrence De Silva the Petitioner in the annexed Petition named Maketh Oath and saith that the Contents of the said Petition are true in substance and matter of fact.

Law.ce D'Silva

Sworn at my Chambers in Fort Saint George this [illegible] day of August 1911

Before me

J. H. Kirkpatrick

Petr for Lawrence De Silva

Supreme Court

Ecclesiastical Side

In the Matter of
the Will of Catharina
De Rozario deceased.

Petition & Affidavit

Filed 20th August 1912
1911

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Light Proctor

28

(PROBATE)

Oath administered to Edward Ranker

in re. Lawrence Jameson

1811

Oath to be administered to Edward Rankin

You Swear that you believe this to be the last Will and Testament of Lawrence Lawson late of [illegible] deceased that you are one of the Executors named therein that you will faithfully Execute the said Will by paying Debts and Legacies as far as the Effects will Extend and the Law requires and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of the your Executorship into the Supreme Court of Judicature at Madras when you shall be thereunto lawfully required

So help you God

E Rankin

Sworn at St. George —
this 11th day of October 1813
before me — —

[illegible]

Filed 6. October 1853

29

(PROBATE)

Petition of James Strange

in re. Lt. Col. Robert Montague Strange

1811

In the Supreme Court of
Judicature at Madras.
Ecclesiastical Side.

In the Matter of the Will of
Lieutenant Colonel Robert
Montague Strange deceased.

The humble Petition of James
Strange Esquire.

Sheweth.

That Robert Montague Strange
a Lieutenant Colonel in the Service of the Honble
United East India Company on the Madras
Establishment lately departed this life at
Rayacottah having previous to his death duly
made and published his last Will and Testament
in writing, bearing date the twenty third day of
June in the Year One thousand seven hundred
and ninety four, and thereof appointed your
Petitioner, together with Lieutenant (now Lieutenant
Colonel) John Munro and Lieutenant James
Rodgers, who hath since as your Petitioner believes
departed this life, Executors as by the said Will
which is hereunto annexed, will appear.

That your Petitioner, as one of the Executors in the said Will named is desirous of proving the same and obtaining Probate thereof under the Seal of this Honorable Court.

Your Petitioner therefore

prays that Probate of the said Will of the said Robert Montague Strange deceased may be granted to your Petitioner as one of the Executors therein named, on the same being proved by him in common form, with the usual reservation in favor of the other surviving Executor

And Your Petitioner shall &c &c pray &c

James Strange

James Strange Esquire the Petitioner in the foregoing Petition named, maketh Oath and saith that the contents of the said Petition are true in substance and matter of fact

Jas Strange

Sworn at Madras this Sixteenth day of December 1811.

Before me.

F Macnaghten

Supreme Court.
Ecclesiastical Side.

In the Matter of the
Will of Lieut. Col.
R. M. Strange dec?

Petition of
James Strange Esq.
for Probate

Filed 16th December 1811

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Chitney v Shaw

(PROBATE)

Petition of Captain H. Yarde

in re. Lt. George Shepherd

1812

To the Honorable the Supreme Court of Judicature at Madras
Ecclesiastical Jurisdiction

In the matter of the last Will and Testament of Lieutenant George Shepherd deceased. —

The humble Petition of Captain Henry Yarde

Sheweth,

That George Shepherd a British Subject late a Lieutenant in the Service of the Honorable the United Company of Merchants of England trading to the East Indies departed this life having previous to his death made and published his last Will and Testament in writing and thereby appointed your Petitioner and Captain Alexander Simmonds and William Dodd Greaves Executors thereof as by the said last Will and Testament and an Affidavit of William Dodd Greaves thereto subjoined and sworn to by him before A ... Esq. Magistrate and Justice annexed, will more fully appear. —

That the said Alexander Simmonds and William Dodd Greaves by a certain act of Renunciation respectively executed by them on or about the First day of June and the Seventeenth day of May last have renounced and disclaimed

the

the Execution of the said last Will and Testament
of the said deceased as by the said Renunciation
Exhibited also annexed will appear —

That your Petitioner hath been informed and
verily believes that the said George Shepherd deceased
has left property and effects within the Jurisdiction
of this Honorable Court to be administered and that
your Petitioner as one of the Executors in the said last
Will named is desirous of obtaining Probate of the same

Your Petitioner therefore humbly
prays that Probate of the
said last Will and Testament
of the said deceased may be
granted to him accordingly —
And your Petitioner shall ever
pray &c —

James Nicholls

Henry Yarde the Petitioner, named in the
foregoing Petition, maketh oath and saith that the
said Petition is true in substance and matter
of fact.-

Sworn to this [illegible] day
of August 1812. By virtue of a
Commission to me directed bearing
date the First day of August 1812

Before me
Edwd. M. Ridge

Supreme Court

vs

District of Massachusetts

1812

In the Matter of the Libel
Bill and Instrument of
Lieutenant George Ashby
duly sworn.

Petition
of
Captain Henry Hall

30

Boston August 11th 1812.

Enclosed
Boston

(PROBATE)

Petition of Joseph Erratt

in re. James Thomas

1813

To the Honorable Sir Thomas Andrew Strange
Knight Lord Chief Justice of the Supreme Court of Judicature at
Madras and to his Companions the Justices of the same Court —

Ecclesiastical Side —

In the Matter of the Last
Will and Testament of James
Thomas late a Veterinary Surgeon
in His Majestys Twenty Second
Regiment of Light Dragoons
deceased —

The humble Petition of Joseph Evatt Veterinary
Surgeon in the Honorable Companys Body Guard —

Sheweth,

That the said James Thomas departed this
life at Cawnpore in the month of June
in the year One Thousand Eight hundred
and Twelve having duly made and published
his last Will and Testament in writing bearing
date the Fourth day of March One Thousand Eight
hundred and Eleven and thereby appointed your
Petitioner his Executor as on reference being thereunto
had will appear —

That the said James Thomas hath left Property
within the Jurisdiction of this Honorable Court to

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be

be Administered and your Petitioner as Executor in the said Will Named is desirous of obtaining Probate of the said Will and of taking the Burthen of the Execution thereof.—

Your Petitioner therefore humbly Prays your Lordships that Probate of the aforesaid Will of the said James Thomas may be granted to your Petitioner as the Executor therein Named—

And your Petitioner shall ever Pray &c.—

Joseph Orrell the Petitioner Named in the foregoing Petition Maketh Oath and Saith that the same is true in Substance and Matter of fact.—

Joseph Orrell

Sworn

Fort Saint George this 15th day of January 1813—

Sworn before me ——————

1813

Supreme Court

Ecclesiastical Side.

In the Matter &c. of

James Thomas deceased

Petition of Joseph

Pratt Praying for

Probate &c.

Filed 25 January 1813 JS

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(PROBATE)

Petition of W. Montgomone

in re. Lt. Alexander Montgomone

1813

To The Honorable the Supreme Court of Judicature at Madras
Ecclesiastical Side

In the matter of the Last Will and Testament of Lieutenant A Montgomerie deceased

The humble Petition of William Montgomerie

Sheweth

That Alexander Montgomerie late a Lieutenant in the Second Regiment of Native Cavalry in the Service of the Honorable the United Company of Merchants of England trading to the East Indies under the Presidency of Fort Saint George departed this life on the [illegible] day of September last having first duly made and published a certain paper writing or Memorandum bearing date the twenty fifth September one thousand eight hundred and twelve as and for his last Will and Testament and thereby appointed Your Petitioner sole Executor as by the said paper writing or Memorandum hereunto annexed will more fully appear —

That Your Petitioner as such sole Executor as aforesaid is desirous of obtaining Probate of the said paper writing or Memorandum —

Your Petitioner therefore humbly prays that Probate of the same may be granted to him as such sole Executor as aforesaid accordingly —

And Your Petitioner shall ever pray —

John Rivers

Proctor

William Montgomerie the Petitioner named in
the foregoing Petition maketh oath and saith that the
said Petition is true in substance and matter of fact

1813

Supreme Court
Cattaraugus Case

In the matter of the last
Will and Testament of
Lieutenant M
Montgomerie deceased

Petition of
William Montgomerie

Filed 23 March 1813
JS

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Ricketts
Prothon

33

(PROBATE)

Petition & Oath administered to W. Mackintosh

in re. William Hammond Taylor

1813

To the Honorable Sir Thomas Andrew Stonor
Knight Chief Justice of the Supreme Court of Judicature at Madras and
to the rest of the Justices of the same Court

Ecclesiastical Side

In the Matter of the will or
Testamentary Writing of William
Hammond Taylor late an
Assistant Surgeon in the Service of
the Honorable Company deceased

The humble Petition of William
Mackintosh Surgeon in the same
Service

Sheweth

That the said William Hammond Taylor deceased
departed this Life on the Eighteenth day of March now
last past having first made and signed under his hand a testa-
mentary writing bearing date the Twenty eighth day of
September now last past which he shortly declared to be his
last and only Codicil to his last will and Testament made
in London by Thomas Lovejoy Esquire Attorney at Law
and by which said Testamentary Writing the whole of which
your Petitioner verily believes to be in the proper hand-
writing and to bear the proper Signature of the said
William Hammond Taylor the said William Hammond
Taylor appointed your Petitioner and Charles Hannay

1

Esquire Lieutenant in His Majestys Eighteenth Regiment of Foot his Executors in India —

That your Petitioner is desirous of proving the said Testamentary writing as one of the Executors therein named, and of obtaining Probate and assuming the said Executorship.

Your Petitioner therefore humbly prays your Lordship that he may be at liberty to prove the said Testamentary Writing in Common form before your Lordship on this Honorable Court and that thereupon Probate thereof may be Granted to your Petitioner as one of the Executors therein named —

And your Petitioner will Ever Pray &c

W Mackintosh

Filed

William Mackintosh the Petitioner in the foregoing Petition named maketh oath and saith that the said Petition is true in substance and matter of fact

W Mackintosh

Fort Saint George
the 11th day of May 1803
Sworn before me

W Kay

Oath to be administered to William Macdonald Taylor

You Swear that you believe this to be the last will and Testament of William Kennaway Taylor late an Assistant [illegible] of the Honorable Company deceased and that you are one of the Executors therein named That you will faithfully administer his Effects by paying Debts and Legacies so far as the Effects will extend and the Law and that you will Exhibit a true and perfect of all the said Effects and likewise a just Account your Executorship unto the Supreme Court of Judicature at Madras, when you shall be thereunto lawfully required.

So help you God

W. Macdonald

Fort Saint George
this 11th day of May 1813
Sworn before me

Filed 11th May 1813

Supreme Court
Ecclesiastical Side

In the Matter of the
Will or Testamentary
writing of William
Hammond Taylor deceased

Petition of William
Mackintosh praying
for Probate
Filed 11. May 1843
33 JS

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Neale
Proctor

(PROBATE)

Petition of Robert Pearse in re.

Capt. Benjamin Nun.

1813.

35

(PROBATE)

Petition of William Ord in re.

Maj. Genl. Patrick Alexander Agnew

1813

35

(PROBATE)

Petition of William Ord in re.

Maj. Genl. Patrick Alexander Agnew

1813

To the Honorable the Supreme Court of Judicature at Madras.

Ecclesiastical Side.

In the Matter of the Will of Capt.
Benjamin Shun deceased.

The humble Petition of Robert Pearse Esquire
Surgeon of His Majesty's Thirtieth Regiment of Foot.

Sheweth,

That Benjamin Shun late a Captain in His Majesty's Thirtieth Regiment of Foot deceased did before his death duly sign his last Will and Testament in writing bearing date at Trichinopoly the Twentieth day of July One Thousand Eight hundred and ten Whereby he appointed Your Petitioner to be his Executor as far as related to the management of such part of his Property as might be in India and appointed his Father Richard Shun Esquire of the City of Dublin to be Executor for the remainder As by reference to such Will hereunto annexed will more fully appear.

That the said Benjamin Shun was a British Subject and left Property and Effects within the Jurisdiction of this Honorable Court.

That Your Petitioner as the Executor in India under the said Will is desirous of proving the said Will in common form and of having Probate thereof granted to him.

Your Petitioner therefore humbly prays That he may be allowed to prove the said Will

in

1.

in common form and that Probate thereof may
be granted to him -
And your Petitioner shall &c
pray &c -

R. Byrne
Proctor

Robert Pearse the Petitioner in the foregoing
Petition named maketh Oath and saith That the contents of the
Petition are true in fact -

Sworn at Cananore
this Tenth day of June
in the year 1813 -

Before us -
" Alleyn Cap. 73rd Regt
" Wm. Fisher Asst Surgn
&c &c

Robert Pearse

Compliments.

2.

13

Supreme Court
Ecclesiastical side.

In the Matter of
the Will of Captain
Benjamin Hunn deceased.

Petition.

Filed 25th June 1853
GP

34 6d/3

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H. Crimes
Proctor.

35

(PROBATE)

Petition of William Ord in re.

Maj. Genl. Patrick Alexander Agnew

1813

To the Honorable Sir Thomas Andrew Strange Knight Chief Justice of the Supreme Court of Judicature at Madras and to the other Justices of the said Court

Ecclesiastical Side

In the Matter of the Will and Codicil of Patrick Alexander Agnew late a Major General in the Service of the Honorable Company on their Establishment of Fort Saint George deceased —

The humble Petition of — &c
William Ord of the Madras Service on the same Establishment

Sheweth

That the said Patrick Alexander Agnew deceased departed this Life in the Month of January now last past having first duly made and published his Last Will and Testament in Writing bearing date the Fifth day of May One thousand Eight hundred and Ten and which is hereunto annexed Whereby the said Testator appointed Lieutenant Colonel Mark Wilks of the East Indian Company Service on the Madras Establishment Lieutenant Colonel John Brannan formerly of the same Establishment but now one of the Directors of the East Indian Company John Hunter Esquire a Writer to the Signet in Edinburgh your Petitioner Patrick Grant of Brae Esquire of Upper Grosvenor Street London jointly —

1

with his the said Testators Wife Margaret Agnew to be Executors of his said Will. —

That the said Testator did likewise subsequent to the making and Publishing of his said Will make and publish a Codicil thereto bearing date the Seventy Ninth day of April One thousand Eight hundred and Eleven and which is hereunto also annexed marked No. 2. —

That your Petitioner as one of the Executors in the said will named is desirous of proving the same together with the said Codicil and of obtaining Probate thereof respectively and of taking upon himself the Charge of the said Executorship. —

Your Petitioner therefore humbly prays your Lordship that he may be at liberty to Prove the said last will and Testament and Codicil of the said Patrick Alexander Agnew deceased in Common form before your Lordship in this Honorable Court and that thereupon Probate thereof respectively may be granted to your Petitioner alone of the Executors named therein. —

And your Petitioner will ever Pray &c.

William Roby

Recd Sept. 17th

William Ord the Petitioner in the foregoing Petition named maketh oath and saith that the said Petition is true in substance and Matter of fact.—

Wm Ord

Sworn at Saint George
this twentieth day of September 1813
before me Whitbourn

J. Rowe
Supr Ct Regr

Supreme Court
Ecclesiastical Side

In the Matter of the Will
and Codicil of Major
General Patrick Alex-
ander Agnew deceased

Petition of William
Ord Esquire praying to
be at liberty to prove the
same and for Probate as one
of the Executors

Filed 20th Sept. 1813
JS

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30/

Neale
Proctor

(PROBATE)

Order in re. to

Lt. Mansfield Plenderleath

36.

1814

In the Supreme Court of Judicature at Madras—
Vacation after the Second Term 1814

Ecclesiastical Side 17th May 1814—

Before the Hon^ble Sir Thomas Andrew Strange, Knight,
Chief Justice, at his Chambers—

In the Matter of the Will
of Lieutenant Mansfield
Henderleath deceased

Upon the Motion of Sir Samuel
Toller in behalf of George
Arbuthnot Esquire one
of the Executors named in the
Last Will and Testament of Lieutenant Mansfield
Henderleath deceased — and on reading the
Petition of the said George Arbuthnot verified
by his Affidavit and a Paper writing
thereto annexed alledged to be the Last
Will and Testament of the said Lieutenant
Mansfield Henderleath deceased — It is
Ordered that the said Petition be received,
and that the said Will be proved in Common
form —

John Shaw
Dep^t Reg^r

R Browne
Proctor

Mr. Orme
Proctor

In the Supreme Court of Judicature at Madras -
Ecclesiastical side
Vacation after the second Term 1814 -
17th May 1814 -

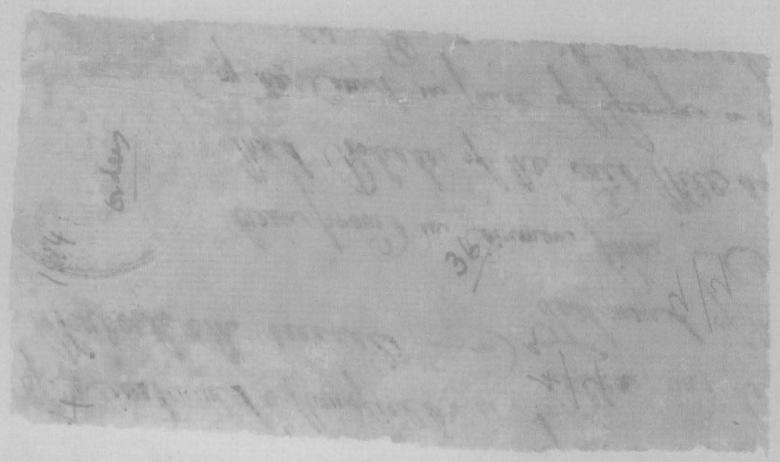
Before the Honble Sir Thomas Andrew Strange, Knight,
Chief Justice at his Chambers -

In the Matter of the Will
of Lieutenant Mansfield
Pendergath deceased —

Upon the Motion of Sir Samuel
Toller, and the Last Will and
Testament of the deceased having
been proved in Common form — It is ordered
that Probate of the said Will do issue [illegible] the Seal
of the Court in favor of George [illegible] one
of the Executors with the usual reservation
in favor of the other Executor therein named -
when he shall appear and apply for the
same -

John Hays
Dpt Regr

R. Orme
Proctor



(PROBATE)

37 Oath administered to Gilbert Ricketts

in re. Lt. Thomas Noble

1814

Oath to be Administered to Gilbert Nicholls Esquire

You Swear that you believe Thomas Noble late a Lieutenant in the Second Battalion of the Sixth Regiment of Native Infantry died without making any Will and that you as Register of the Supreme Court of Judicature at Madras will faithfully Administer his Effects by paying Debts so far as his Effects will extend, and the Law requires - And that you will exhibit a true and perfect Inventory of all the said Effects and likewise a Just Account of this your Administratorship into the Supreme Court of Judicature at Madras when thereto lawfully Required

Sworn at my Chambers in Fort Saint George this 6th day of September 1814 } So help you God

his
X mark

Clarke

2n 9 1814

37

Filed 8. September 1814

(PROBATE)

38

Petition of Thalia Eliza Whyte
in re. Capt. John William Whyte

1815

In the Supreme Court of Judicature at Madras

Ecclesiastical Side.

In the matter of the Will of
Captain John William Whyte
deceased.

The humble Petition of Thalia Eliza Whyte Widow of the said John William Whyte

Sheweth,

That John William Whyte late a Captain in the Military Service of the Honorable the East India Company now deceased before his death duly made and published his last Will and Testament in writing bearing Date the twelfth day of May last past at Vizagapatam and thereby appointed your Petitioner (his Widow) Sole Executrix of that his Will, as on reference to such Will hereunto annexed will appear;

That the said Testator was a British [illegible] and has left Property and Effects within the Jurisdiction of this Honorable Court.

That your Petitioner as the Sole Executrix named in the said Will is desirous of proving the same in Common form and of having Probate thereof granted to her.

Your Petitioner therefore humbly prays that she may be allowed to prove the

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the said Will in Common form and
that Probate thereof may be granted
to her as such sole Executrix.

And your Petitioner shall &c
Pray &c.

Thalia Eliza Whyte

Robinson
Porter

Thalia Eliza Whyte the Petitioner in the foregoing Petition named Maketh Oath and Saith That the Contents of the said Petition are true in substance and matter of fact.—

Thalia Eliza Whyte

Sworn at Vizagapatam
this 22d day of December
in the year 1814 .....
Before us...

" David Robertson
" John Wilson

Commissioners.

(2)

Supreme Court

1st Eccl.s side.

In the matter of
the Will of Captain
Ivan William Whyte
deceased.-

Petition

Filed 11th January 1815.

JL

38

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Orne

39

(PROBATE)

Petition of the Revorend W.C. Loveless

and J. Harkness in re.

Louisa Flora

1815

To the Honorable the Supreme Court of Judicature at Madras
Ecclesiastical Side

In the Matter of the last Will and Testament of Louisa Flora deceased

The humble Petition of the Reverend William Charles Loveless and John Hardaye

Shew

That Louisa Flora late of Madras, deceased this life, having first duly made and published her last Will and Testament, in writing, and marked with her own hand, bearing date the Eighth day of October in the Year of our Lord One thousand Eight hundred and Fourteen and thereby appointed Your Petitioners, Executors thereof as by the said Will hereunto annexed will fully appear

That your Petitioners as such Executors, are desirous of obtaining Probate of the said Will -

Your Petitioners therefore humbly pray that Probate of the said last Will and Testament of the said Louisa Flora deceased may be granted to them as such Executors as aforesaid and Your Petitioners shall ever pray.

John Adriaensz

Proctor

The Reverend William Charles Lovekyn and
John Hankey the Petitioners named in the foregoing
Petition make Oath and say, that the said Petition
is true in substance and matter of fact —

Sworn at my Chambers in
Fort Saint George this 27th
day of January 1815 —

Before me —
J. Macnaghten

W. Lovekyn.
J. Hankey

Supreme Court
Ecclesiastical Side

In the Matter of the last
Will and Testament of
Louisa Nova Deceased

Petition of
The Reverend William Henry
Lowndes and John Hastings

Filed 27 January 1815

(PROBATE)

40

Petition of

W. Horsman, W. Maggs & Mary Ann Graves

in re. James Graves

1815

In the Supreme Court of Judicature at Madras

Ecclesiastical Side -

In the Matter of the Will
of James Graves deceased

The Humble Petition of William Hardman
Esquire a Surgeon in the Service of the Honorable
the United East India Company on the Madras
Establishment William Maggs of Madras Merchant
and Mary Ann Graves the Widow of the said James
Graves deceased -

Sheweth

That James Graves who was in his life
time an Inhabitant of Madras and Storekeeper
departed this life on or about the day of
last having previously thereto made and
published his last Will and Testament in Writing
bearing date the fifth day of April last past and
thereby appointed Your Petitioners the Executors
and Executrix as will appear by the said Will which
is hereunto annexed.

That Your Petitioners as such
Executors and Executrix are desirous of proving the said Will
in

in Common form and having Probate thereof granted to them.

Your Petitioners therefore humbly pray that they may be allowed to prove the said Will in common form and that Probate thereof may be granted to them, as such Executors and Executrix as aforesaid.

And Your Petitioners will ever pray

J. Reaue Proctor

William Horsman, William Maggs, and Mary Ann Graves the Petitioners in the foregoing Petition named, severally make Oath and say, that the Contents of the said Petition are true in substance and Matter of fact.

Wm Horsman

Wm Maggs

Mary Ann Graves

Sworn at my Chambers in Saint George this 30th May 1815.

Before me

W. Henbolt

Supreme Court
Ecclesiastical Jire

In the Matter of the Will
or Testamentary Writing
of James Graves deceased

The Petition of William
Horsman, William
Maggs and Mary Ann
Graves for Probate -
Filed 30th May 1865. JS

Shaw
Jrctr

(PROBATE)

Petition of James Dalton in re.

Major General John Picton.

1815

In the Supreme Court of Judicature at Madras

Ecclesiastical Jurisdiction

In the Matter of the Will of Major General John Picton deceased

The Humble Petition of James Dalton Esquire a Surgeon in the Service of the Honorable the United East India Company on the Madras Establishment at present Stationed at Bangalore

Sheweth

That John Picton a Major General on the ~~~~ Army, and Lieutenant Colonel of His Majesty's Twelfth Regiment of Foot, lately departed this life in England having previous to his death duly made and published his last Will and Testament in Writing bearing date the Ninth day of September in the Year One thousand Eight hundred and Ten and thereby requested Your Petitioner with Captain Eustace acting Paymaster of the said Regiment (who is now as Your Petitioner believes at the Isle of France) to settle all his Affairs, and receive all Monies that might be due to him, as on reference to such Will which is hereunto annexed will appear

That the said Testator was a British

subject

subject, and hath left property and Effects within
the Jurisdiction of this Honorable Court to be administered

That Your Petitioner as one of the
Executors appointed by the said Will is desirous
of proving the same in Common Form and obtaining
Probate thereof reserving the like right to the other
Executor when he shall think fit to apply for the
same.

Your Petitioner therefore humbly
Prays that he may be at liberty
to prove the said Will and that
Probate thereof may be granted
to him as one of the Executors thereby
appointed with such reservation as
aforesaid in favor of the other Executor

And Your Petitioner will ever
Pray &c.

James Dalton

James Dalton the Petitioner in the foregoing Petition named
maketh Oath and saith that the Contents of the said
Petition are true in substance and matter of fact

Sworn at Bangalore this fourth
day of September 1815 By Virtue
of a Commission to us directed
Before us
Thomas Morris Esqr
Mark Cubbon Esqr
Commissioners

Supreme Court
Ecclesiastical Side

In the Matter of the Will
of Major General John
Pelton deceased.

Petition of James Dalton
Esq. one of the Executors
for Probate
Filed 25th September 1855
JJ

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Shaw
Proctor

(PROBATE)

Affidavit of John Carruthers in re.

James Oliver

1815

John Carruthers of Madras one of the Proctors of the Honorable the Supreme Court of Judicature at Madras Maketh Oath and Saith that Thomas Henry Somerset Conway of Fort Saint George Esquire some time in the Month of October last delivered to this Deponent the annexed Paper Writing purporting to be a True Copy of the Last Will and Testament of James Adams Esquire late of London deceased in Order that this Deponent should apply to the said Supreme Court for Probate thereof to the Executors therein Named and which Paper Writing when delivered to this Deponent was whole and entire and bore a Paper Seal appearing to be the Seal of John Hayward Spenceley Notary Public placed opposite to the Signature of the said John Hayward Spenceley on the last Side of the said Paper Writing and which Paper Writing this Deponent Saith has since the same came to and while it remained in his possession been eaten through and the Seal destroyed and which this Deponent verily believes has been effected by Vermin

Fort Saint George this 14th day of October 1815 Sworn before me

F. Macnaghten

John Carruthers

2n 17

Supreme Court

Acc. Side

In the Matter of the
Last Will and Testament
of James Oliver Esq.
dec'd

42

Affidavit of Wm
Carruthers

Filed 26th October 1815. J.S.

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2/2n

Carruthers
Proctor

43

(PROBATE)

Petition of J.D.White in re.

P.L. Heydinger

1815

In the Supreme Court of Judicature at Madras.

Ecclesiastical side.

In the matter of the Will of
Philip Lewis Hydinger Esquire deceased.

The humble Petition of John Douglas White Esquire,
Lieutenant Thomas MacLean, and John De Fries Esquire.

Sheweth,

That Philip Lewis Hydinger Esquire Private Secretary to the Right Honorable Hugh Elliot Governor of Fort Saint George lately before his death duly made and published his last Will and Testament bearing date the Ninth Day of October last past and thereby Appointed your Petitioners to be his Executors in the East Indies As on reference to such Will hereunto annexed will more fully Appear.

That the said Testator was a British subject and has left Property and Effects within the Jurisdiction of this Honorable Court.

That your Petitioners as such Executors in the last Indies are desirous of proving the said Will in Common form and of having Probate thereof granted to them.

Your Petitioners therefore humbly pray that they may be allowed to prove the said Will in Common form and that Probate thereof may be granted to them as the Executors in the last Indies in the said Will named.

James
Proctor

John

John Douglas White, Thomas Macliane and John D[illegible] the Petitioners in the foregoing Petition named severally make Oath and say that the Contents of the said Petition are true in Substance and matter of fact.

" White.
" Thos Macliane
" [illegible]

Sworn at Fort St. George in the East Indies this 27th November 1685.

Before me.

E. Macclesfield

2

Supreme Court
Ecclesiastical side.

In the Matter
of the Will of Philip
Lewis Heydinger Esq.
deceased

Petition

Filed 28th November 1815.
JS.

43

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(PROBATE)

Petition of J. Macleod in re.

Alexander Mc. Caskill

1816

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

In the Matter of the Will of
Alexander McBarkill late of Bellary
an Assistant Surgeon Deceased—

The humble Petition of John Macleod Esquire
Assistant Secretary to Government, and John Mackeon Esquire
Garrison Assistant Surgeon at Vellore

Sheweth,

That Alexander McBarkill an Assistant Surgeon
on the Establishment of Fort Saint George and Stationed at
Bellary lately departed this life having first duly made
and published his last Will and Testament in writing bearing
date Bellary the Twenty fifth August last past whereby he
Requested his Friends your Petitioners, and John Duncan of Bellary
Superintending Surgeon to be Executors of that his Will, As on
reference to such Will hereunto annexed will more fully appear—

That after the death of the Testator a Writ
without date in the Nature of a Codicil to the said
Will addressed to Captain Cullen was found in the Pocket
of the said Testator Requesting the said Captain Cullen to
accept his the Testators Watch and Fob as Small token
of his gratitude, As on reference to such Writ hereunto
also Annexed will more fully appear—

That

That the said Testator was a British subject and has left Property and Effects within the Jurisdiction of this Honorable Court—

That your Petitioners as two of the Executors in the said Will named are desirous of proving the same Will and Codicil in Common form and of having Probate thereof granted to them—

Your Petitioners therefore humbly pray that they may be allowed to prove the said Will and Codicil in Common form and that Probate thereof may be granted to them as Executors as aforesaid with the usual reserve in favor of the said John Laurence who he shall appear and apply for Probate—

And your Petitioners shall ever pray &c

R Ommaney
Proctor

John Macleod Assistant Secretary to Government, and John Macleod Assistant Surgeon severally make Oath and say that the Contents of the foregoing Petition are true in Substance and Matter of fact—

Sworn to by the Petitioner John Macleod Assistant Surgeon at Vellore the 15th day of December in the year 1815. Before us,

" Jas Stokes Surgeon & Member
" W Thackeray
" Wm Hall
} Commissioners

" A Macleod
Asst Surgeon
" J. Macleod
Asst Secretary to Govt

2

Sworn to before me
Solicitor John
Macleod appointed
Secretary to Government
at Fort St George the
1st day of
January 1816.
Before me

Supreme Court

Ecclesiastical side.

In the Matter of
the Will of Alexander Mc.
Caskill an Assistant Surgeon
deceased.

Petition

Filed 18th January 1816.

(PROBATE)

Petition of M. Ramaswamy in re.

Mambalam Naroso Naick

1817

In the Supreme Court of Judicature at Madras

Ecclesiastical Side.

In the Matter of the Will of
Mambalam Narooso Naick
Deceasd.-

The humble Petition of Mambalam
Ramasawmy of Madras Inhabitant.-

Sheweth,

That Mambalam Narooso Naick late an Hindoo Inhabitant of Madras Deceasd before his death duly made and published his Last Will and Testament in Writing in the Tentoo Language bearing date the Sixteenth Day of April in the Year One Thousand Eight hundred and fourteen whereby he authorized your Petitioner his first son and also Vencatasawmy his second son to many his affairs and dispose of his Estate, and after the payment and appropriations therein given bequeathed to your Petitioner and the said Vencatasawmy the residue of his Estate, As on reference to such Will and a translation thereof hereunto annexed will more fully appear.-

That the said Testator departed this life upwards of Seven Year ago leaving property and Effects within the Jurisdiction of this Honorable Court.-

That as your Petitioners said Brother

Vencatasawmy

1.

Venkatasawmy is now an Infant of Eleven Years your Petitioner is desirous of proving the said Will in common form and of having Letters thereof granted to him reserving the said reservation in favour of his said Brother when he shall be of age to apply for Probate.

Your Petitioner therefore humbly prays that he may be allowed to prove the said Will in Common form and that Probate thereof may be granted to him reserving a right to the said Venkatasawmy to apply for Probate when of age to do.

And your Petitioner shall ever pray

&c

Proctor

Mambalam Ramasawmy the Petitioner in the foregoing Petition named Maketh Oath and saith that the contents of the said Petition are true in substance and Matter of fact.—

M. Ramasawmy

Sworn at Fort St. George
this 3rd Day of February 1817.
the Contents having been first
explained by the Court Interpreter
Before the Court.

2

Supreme Court

Ecclesiastical Side

In the Matter of the
Will of Mambalam
Naroosoo Deceased

Petition.

Colombo 3rd July 1867

T. L.

Orme

Proctor.

46

(PROBATE)

Translation of Will of M.K.S. Satoor

1817

In the Name of the Father and the Son, and of the Holy Ghost.—

The Will after death is in force according to the holy Apostle Saint Paul.—

I Mariam Khanum Sarkis Satoor, in perfect sinde, do make this my will, and declare that I have appointed my legitimate daughter Catherine Rovea John my Executrix, and I direct her to execute all my wishes according to the following injunctions—

Firstly of all I request she will perform my funeral rites according to the merit of my situation or according to her pleasure.—

Secondly, the whole of property my whatever it may be whether from the firm with regards to the affairs appertain to Europe whatever portion of it may Concern me, and whether for my individual property, the whole of it and entirely I leave and with free will present

to

to the said Executrix my daughter; and to her
daughter Mariam; to them both equally and
indefferently, and which Shope, with all my
heart; they will enjoy with all possible lastingness.
In Confirmation whereof I have Signed and
Sealed before and in the presence of [redacted]
this day in Madras in the Year of our
Saviour 1817 March the first

We are Witnessed Mariam X Khanum Sarkies Satoor (Ld)
David Mc Carthie
Saint Agavelly—

A true translation from the Armenian —
language as near as can be made by me —

Tho.s Paul
Sw.n Interpreter

Examined Compared and Carefully Collated with the Translation of
the Original Will proved in the Supreme Court of Judicature at
Madras and admitted to be [redacted] a Copy. etc.

47

(PROBATE)

Petition & Oath to be administered to C.L. Desilva & P.L. Desilva

in re. Apool Simon

1818

To the Honorable Sir John Henry Newbolt
Knight Chief Justice of the Supreme Court of Judicature
at Madras and to the rest of the Justices of the same Court
Ecclesiastical Side

In the Matter of the Will
of Apoo Simon late an
Inhabitant of Madras deceased
And
In the Matter of the Petition of Catherine
Louis De Silva and Apoo
Louis De Silva Inhabitants
of Madras —

Humbly sheweth

That the said Apoo Simon deceased de-
parted this life on the fifteenth day of March
now last past having duly made and executed
his Last Will and Testament bearing date the
thirteenth day of the said Month whereby
the said Testator did constitute and appoint
Petitioners his Executors and Executor —

That your Petitioners are desirous of
proving the said last Will and Testament
of the said Apoo Simon deceased in Common
form before your Lordships and of ob-
taining Probate thereof as the Executors and
Executor thereof the said Will —

Your Petitioners therefore
humbly pray your Lordships
that

that they may be at Liberty
to Prove the said last Will
and Testament of the said
deceased Simon deceased in
Common form and that there
upon Probate thereof may
be granted to them accordingly -
and your Petitioners will
Ever Pray &c -

Mark
The + Catherine Lewis
Da Silva

Alexander De Silva

Catherine Lewis De Silva and
Joseph Lewis De Silva the Petitio-
ners in the foregoing Petition named Seve-
rally make Oath and Say that the said
Petition is true in Substance and Matter
of fact -

Mark
The + Catherine
Lewis De Silva

Alexander De Silva

Madras
this 31st day of January 1838
Sworn before me - The Contents
having been first Explained to the
Deponents by the Court Interpreter

W^m Rees

Oath to be administered to Catherine Lewis
De Silva and Joseph Lewis De Silva -

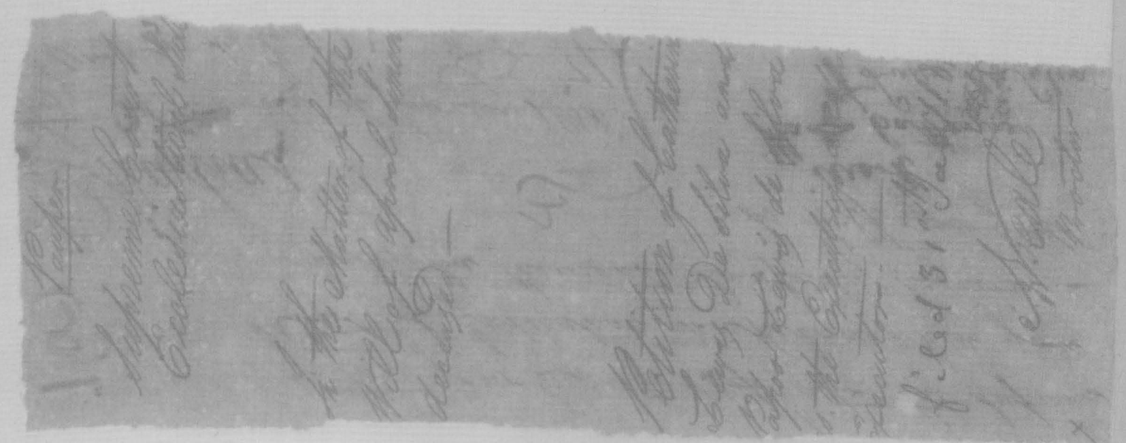
You and each of you Swear that you
believe this to be the last will and Testa-
ment of Ayoot Simon late an Inha-
bitant of Madras deceased and that you
are the Executrix and Executor named in
the said Will that you will faithfully
Execute the said Will by paying Debts as
far as the Effects will Extend and the
Law requires and that you will Exhibit
a true and perfect Inventory of all the
said Effects and likewise a just account
of the same to the Supreme
Court of Judicature at Madras when you
shall be thereunto Lawfully required -
So help you God

Mark
The + Catherine
Lewis De Silva

Alexander De Silva

Madras
this 31st day of January 1838
Sworn before me - the Contents
having been first Explained to the
Deponents by the Court Interpreter

W^m Rees



4.8

(PROBATE)

Petition of Capt. R. Crewe & Major C. Waugh

in re. Capt. John Beaumont.

1818

In the Supreme Court of Judicature at Madras.

Ecclesiastical side.

In the Matter of the Will of
Captain John Beaumont deceased.

The humble Petition of Richard Crewe a
Captn and Gilbert Waugh a Major in the Military Service
of the East India Company under their Presidency of
Fort Saint George and now stationed at Bangalore

Sheweth,

That John Beaumont a Captain in the Military Service
of the said United Company under their said Presidency lately departed
this life but before his death duly made and published his Last
Will and Testament in writing bearing date the Nineteenth Day of
January last past and thereby appointed Your Petitioners his Executors,
As on reference to such Will hereunto annexed will fully appear

That the said Testator was a British Subject and has
left Property and Effects within the Jurisdiction of this Honorable
Court.

That Your Petitioners as the only Executors named in
the said Will are desirous of proving the same in common form
and of having Probate thereof granted to them.

Your Petitioners therefore
humbly pray that they may be allowed
to

to have the said Writ in common form and
having Tribute thereof granted to them.

And Your Petitioners shall
ever pray &c.

Registrar
Director

Richard Crewe and Gilbert Waugh the
Petitioners in the foregoing Petition named severally make
Oath and say that the Contents of the said Petition are true
in substance and matter of fact.

" R. Crewe

" G. Waugh

Both Sworn at Bangalore
the thirteenth day of February
in the year 1813.

Before us

" Tho. Marriott Colonel
" Willm. Garrard Capt.

Commissioners.

2.

Supreme Court
3 Ecclesiastical side.

In the Matter of
the Will of Captain
John Drummond deceased

Petition

48

Filed 17th Feby 1818
C.H.C

Order
Proctor

(PROBATE)

A true copy of Will and Codicil of Mrs. Mary Mein

1818

I Mrs. Mary Mein Widow of the late Nicol Mein
Esqr. of Madras, being of sound and disposing mind, do
hereby make my last Will and testament as follows. —
Whereas the said Nicol Mein deceased, by his last
Will bearing date the 12th. April 1804, did give &
bequeath unto me, during my life, the full benefit of
the whole property, of which he might die possessed,
and did declare it to be his Will that, after my
decease, his Son John Alexander Mein should heir
& inherit two thirds of the whole of his said property,
and that his Daughter Mary Mein should inherit the
remaining one third thereof; and Whereas, by an
Account rendered by me as Administratrix to my
said Husband's Estate, & filed in the Supreme Court
of Madras, the property so bequeathed amounts to
Pagodas Eight Thousand Five hundred and thirty-
three, Nine fanams and Twenty eight cash (8533. 9. 28.
which Stands invested in Government Securities in
my Name as Administratrix aforesaid. — And whereas
I am possessed of property in my own right (exclusive
of my said Husbands Estate) exceeding in Amount the
sum of Five Pagodas Eight Thousand (5000), and which
also Stands invested in Government Securities in my
own Name, And have also in the hands of my Agents a
Balance of Account somewhat exceeding the sum of Five
Pagodas Two Thousand (2000) which has Accumulated
from the Savings of my income. — Now I do hereby give &
bequeath the whole property of which I may die
possessed

possessed, exclusive of my said Husbands estate, (and with the exception of my Household furniture & other effects & of the Legacy hereinafter specially bequeathed), after payment of all my just & lawful Debts & of the Legacy hereafter mentioned, unto my said Son John Alexander Mein & my said Daughter Mary Mein, to be divided in such a Manner between them, as shall equalize the portions of each in the property left by their Father and that of which I may die possessed, and now hereby bequeath; it being my Will and intention that my said Daughter Mary Mein, shall receive such an increased share of my property, as shall make her share of both estates, equal to that of her Brother the said John Alexander Mein.

I give and bequeath to my Daughter Mrs. Matilda Margaret Trotter the sum of Five Hundred Pounds (£500), together with all the Household furniture, Wearing apparel, Bed & table Linen, Country made plate, & Carriages & horses, which may belong to me at the time of my decease, as also my Picture ring, my figure hair bracelet set with diamonds, and my large diamond locket with hair and Gold Chain attached.

To my said Daughter Mary Mein I leave all my Europe Made plate, & Watch, my large gold Wearing Chain, my hair Ring & plain hair bracelet both set with diamonds

To my said Son John Alexander Mein I leave my Emerald Ring and Diamond Broad pin and

And to my Daughter Mrs. Veronica Dighton, I leave my large Diamond Ring. And I request that my dear in law Lieutenant Colonel John Dighton and my friends John Goldie Esq. and John Binny both of Madras will undertake the friendly office of Executors to this my last Will & Testament, hereby Revoking all former or other Wills made by me at any time heretofore, In Witness whereof I have hereunto set my hand and Seal at Madras this Nineteenth day of April in the Year of our Lord One Thousand eight hundred and Eleven.

Mary Mein (L.S.)

Signed & Sealed
in the presence of
Jas. Webster
Lt 1 Bn 21st N.I.
W. Binny Lieut
2nd Bn 7 Regt N.I.

A true copy
C.H. Cleg
Dep. Reg.

Codicil

My beloved & lamented Daughter Mrs. Veronica Dighton having departed this life, & the execution of the foregoing Will, whereby the Legacy bequeathed to her has become lapsed, I do now hereby leave & bequeath to my Grandson Mein Charles Dighton the eldest Son of my said Daughter Mrs. Veronica Dighton my large Diamond Ring referred to in my said Will

Will which I request may be delivered to him by
my said Executors when he shall attain the age of
Twenty one Years.— In Witness whereof I have to this
Codicil, set my hand & Seal at Madras this thirteenth
day of July One Thousand Eight hundred & thirteen.—

Signed & Sealed
In the Presence of }

Mary Mein

Wm Scott Lieut
2d Bn 4 Regt

Ja. Webster Lieut
2d Batt. 21 N.I.

Examined Compared and Carefully Collated with the Original Will and
Codicil and Attested to be true Copies — The Original forwarded by
Despatch this 5 day of July 1813 —

A. H. Clay
Dept Sec

2/13

(PROBATE)

Petition of Lt. Cont. J. Dighton & J. Goldie in re.

Mrs. Mary Mein.

1818

In the Supreme Court of Judicature at Madras

Ecclesiastical side.

In the Matter of the Will of
Mrs Mary Mein deceased.

The humble Petition of Lieutenant Colonel
John Dighton and John Foldie Esquire.

Sheweth,

That Mary Mein late of Madras Widow
deceased before her death duly made and published her Last Will
and Testament in Writing bearing date the Nineteenth day of
April in the year One thousand eight hundred and Eleven and
thereby appointed Your said Petitioners and John Pring Esquire
now in Europe to be the Executors of that her last Will and
Testament And the said Mary Mein did afterwards make a
Codicil to her said Will bearing date the Thirteenth day of July
One thousand eight hundred and thirteen As on reference to such
Will and Codicil hereunto annexed will fully appear.

That the said Testator was a British Subject and
has left Property and Effects within the Jurisdiction of
this Honorable Court.

That Your Petitioners as two of the Executors
in the said Will named are desirous of proving the same
in common form and of having Probate thereof
granted to them.

Your

1.

Your Petitioners therefore humbly pray that they may be allowed to prove the said Will in common form and that Probate thereof may be granted to them as two of the Executors in the said Will named with the usual reservation of granting Probate to the said John Dring when he shall apply for the same -

And Your Petitioners shall ever pray &c

Bonnee
Proctor

John Dighton and John Foldie the Petitioners in the foregoing Petition named severally make Oath and say that the contents of the said Petition are true in substance and matter of fact -

" John Dighton
" Jno. Foldie

Both Sworn at Trichinopoly the Eleventh day of July in the year 1818 -

Before us

" Addiscin Scott
" Ed Cuthbert

Commissioners.

13

Supreme Court
Ecclesiastical side

In the Matter
of the Will of Mrs Mary
Main deceased.

Petition

50

Filed 26th June 1874
O.R.H.

Y
Y
Y
Order
Proctor

13

Supreme Court

Ecclesiastical side

In the Matter
of the Will of Mrs Mary
Mein deceased.

Petition

50

Filed 26th June 1874

O'Neill
Proctor

(PROBATE)

Petition of Major John Dalrymple in re.

James Rannie Anderson

1819.

(PROBATE)

Petition of Major John Dalrymple in re.

James Rannie Anderson

1819.

Gratis

To the Honorable the Supreme Court of Judicature at Madras
Ecclesiastical Side -

In the Matter of the Will of
Ensign James Rannie Anderson
deceased &c -

The humble Petition of Major John Dalrymple
Sheweth -

That James Rannie Anderson late an Ensign of the Madras Engineers departed this life having previously made and published his last Will and Testament, bearing date the Nineteenth day of June in the Years of our Lord One thousand Eight hundred and Eighteen and thereby appointed your Petitioner and Doctor Peter Scott, now residing at Madras, Executors thereof as by the said Will now remaining in the Registry of this Honorable Court, will more fully appear.

That the said Peter Scott one of the Executors in the said Will named proved the same in this Honorable Court and obtained Probate thereof under the Seal of the said Court reserving a power of granting the like Probate to your Petitioner as the other Executor in the said Will named, when your Petitioner shall appear and apply for the same -

That your Petitioner being now stationed at

at Saulnah and cannot conveniently come to Madras -

Your Petitioner therefore humbly prays that Probate of the said Will of the said deceased may be granted to him as one of the Executors as aforesaid and for the purpose of administering the usual Oath of Executor to your Petitioner that a Commission may issue to certain persons at Saulnah - And your Petitioner shall ever pray -

John Sutherland
Major 20th Regt

Sackhouse
Proctor

John Dalrymple one of the Petitioners named in the foregoing Petition maketh Oath and saith that the said Petition is true in Substance and matter of fact. —

J. Dalrymple
Major 3d Regt

Sworn to at Saulnats this Seventeenth day of December 1759. By virtue of a Commission issued out from this Honorable Court directed to us

J. Wright Esqr
J. Evans Capt. Lieut. 3d Regt.

Mackilwraith
Proctor

94 (Gratis)

Supreme Court

Ecclesiastical Side

In the matter of the Will
of Christian James Ramsay
Anderson deceased.

Petition of Mary
Anne Dalrymple

N
filed 31 Dec.r 1819
C.H.C.
51 6/3

Stackhouse 3/3
Proctor

(PROBATE)

52

Petition of Catharine White in re.

John White

1820

To the Honorable Sir John Henry Newbolt Knight Judge Justice of the Supreme Court of Judicature at Madras and to the rest of the Justices of the same Court.

In the Matter of the Will of John White late a Serjeant of Foot Artillery deceased

The humble Petition of Catherine White Widow of the said deceased.

Sheweth

That the said John White deceased departed this Life on the Fifteenth day of June in the year One thousand eight hundred and fourteen having first duly made & Certain Testamentary Writing as and for his last Will and Testament bearing date the Tenth day of the same Month and year Whereby the said Testator did Will and bequeath unto your Petitioners Son William White all his Pay Arrears of Pay Arrears Money and Prize Money [illegible] to power of Attorney to him after his Decease not appoint any Executor of his said Will.

That the said William White (aged about three years) departed this Life on the thirtieth day of September One thousand eight hundred and fifteen and left no other relation besides your Petitioner his Mother.

That your Petitioner as such Widow of the said John White deceased is desirous of obtaining Letters of Administration to the Estate and Effects of the said John White deceased with the said Testamentary Writing Annexed.

That the Property left by the said John White deceased will not (as your Petitioner believes) exceed in Value the sum of thirty five Pagodas eight fanams and twenty Cash or thereabouts.

Your Petitioner therefore humbly prays

To the Honorable Sir John Harvey New Bolt
Knight Chief Justice of the Supreme Court of Judicature
of Nova Scotia and to the rest of the Justices of the same Court.
In the Matter of the Will of
John White late a Sergeant of
Royal Artillery deceased
The humble Petition of Katherine
White Widow of the said deceased.

Sheweth

That the said John White deceased departed this
Life on the Fifteenth day of June in the year One
Thousand eight hundred and fourteen having first duly
& duly made certain Testamentary Writings as and for his
last Will and Testament bearing date the Tenth day
of [illegible] Month and year aforesaid the said Testa-
tor did Will and bequeath unto your Petitioners Son
William White all his Pay Arrears of Pay Clothing
Money and Prize Money
to which he should be entitled
by him after his Decease
not appoint any Executor of his said Will.

That the said William White (aged about
three years) departed this Life on the thirteenth
day of September One thousand eight hundred and
fifteen and left no other relation besides your Petitioner
on his Mother.

That your Petitioner as such Widow of the
John White deceased is desirous of obtaining Letters
of Administration to the Estate and Effects of the
said John White deceased with the said Testa-
mentary Writing Annexed.

That the Property left by the
deceased will not (as your Petitioner
save the sum of thirty
twenty Cash or there

Oath to be Administered to Catharine White.

You Swear that you believe this to be the last Will and Testament of Sobre White late a Serjeant of Horse Artillery deceased and that you are his Widow that you will faithfully Administer this Effects by paying Debts so far as his Effects will extend and the Law requires and that you will exhibit a true and perfect Inventory of all the said Effects and likewise a just Account of this your Administratorship into the Supreme Court of Judicature at Madras when you shall be thereunto lawfully required.

So help you God.

Madras, this 21 day of May 1829 Sworn before me The Contents having been first Explained to the Deponent by the Court Interpreter

Mark
The + Catharine White

C. H. Clarke
Asst.

Paupers.

Supreme Court
Ecclesiastical Side

In the Matter of
the Will of Sobre
White deceased.

1870

Petition of Catharine
White praying for Letters
of Administration with
the Will annexed as
the Widow.

Filed 22nd March 1870

Peake
Proctor

53

(PROBATE)

Petition & Oath to be administered J. Delorge

in re. John Kenworthy.

1820.

To the Honorable Sir John Henry Newbolt Knight Chief Justice of the Supreme Court of Judicature at Kingston and the other Judges of the same Court.— Ecclesiastical Side.

In the matter of the Will of John Hennerday late a Private in the Jamaica Eurobean Regiment

The humble Petition of Joseph Delorge a Negroes Private in the same Regiment.—

Shewith.

That the said John Hennerday departed this life on the Eighth day of March in the year One thousand Eight hundred and eleven having first duly made a certain Testamentary writing bearing date the [illegible] day of the said Month and year whereby he the said Testator did bequeath unto Isaac Royster Esq. a Negro man named Richard Hunter all his Pay arrears of Pay Prize Money with all sums of Money which might become due to him after his decease but the said Testator did not appoint any Executor of his said Will.—

That the said Isaac Royster departed this life on the Eighth day of July in the year One thousand Eight hundred and twelve having previously made and signed a certain Testamentary writing as and for his last Will and Testament whereby he bequeathed unto Richard Hunter all the Property pertaining to him after his decease.—

That the said Richard Hunter departed this life on the Fourteenth day of March in the year One

Joseph Delorge the Petitioner in the foregoing Petition named maketh Oath and saith that the said Petition is true in substance and matter of fact.

Madras. this 19th day of May 1820. Sworn before me

Wm Rowlandson

Mark
The X Joseph Delorge

oath to be Administered to Joseph Delorge

You Swear that you believe this to be the last Will and Testament of John Heaworthy late a Private in the 1st Battalion European Regiment deceased and that you are the administrator of the Estates of James Hayler and Richard Hunter late Privates of the said Regiment deceased and that you will faithfully execute the said Will by paying Debts so far as the Effects will extend and the Law requires and that you shall exhibit a true and perfect Inventory of all the said Effects and likewise render a just account of this your administration to the Supreme Court of Judicature at Fort St George when you shall be thereunto lawfully required.

So help you God.

Madras
this 19th day of May 1820
Sworn before me

Wm Rowlandson

Mark
The X of Joseph Delorge

One Rupee Stamp

Know all men by these presents that I John Heaworthy late a Private in the 1st Battalion European Regiment deceased do hereby make and appoint Joseph Delorge my true and lawful Attorney for me and in my name to ask demand sue for recover and receive all and singular the Goods Chattels and Effects whatsoever of my late Husband James Hayler deceased which have been granted to me by the Honorable the Governor in Council of Fort St George for the due administration of the said deceased's Estate and Effects and for the same or any part thereof to compound and agree and on receipt thereof or any part thereof acquittances or other sufficient discharges for the same to make seal and deliver and in case of refusal or neglect of any person or persons to pay the same unto my said Attorney to commence and prosecute any action or actions suit or suits for the recovery thereof and generally to do perform and execute all and every other act matter and thing whatsoever touching or concerning the premises as fully and amply to all intents and purposes as I myself could do if personally present hereby ratifying and confirming all and whatsoever my said Attorney shall lawfully do or cause to be done in the premises by virtue of these presents.

In Witness whereof I have hereunto set my hand and seal this 19th day of May 1820.

Signed Sealed and delivered in the presence of

Wm Rowlandson

Mark
The X John Heaworthy

Madras

This 19th day of May 1820

Sworn before me

Wm Rowlandson

Mark
The X Joseph Delorge

Know all men by these presents that I John Heaworthy late a Private in the 1st Battalion European Regiment deceased do hereby make and appoint Joseph Delorge my true and lawful Attorney for me and in my name to ask demand sue for recover and receive all and singular the Goods Chattels and Effects whatsoever of my late Husband James Hayler deceased which have been granted to me by the Honorable the Governor in Council of Fort St George for the due administration of the said deceased's Estate and Effects and for the same or any part thereof to compound and agree and on receipt thereof or any part thereof acquittances or other sufficient discharges for the same to make seal and deliver and in case of refusal or neglect of any person or persons to pay the same unto my said Attorney to commence and prosecute any action or actions suit or suits for the recovery thereof and generally to do perform and execute all and every other act matter and thing whatsoever touching or concerning the premises as fully and amply to all intents and purposes as I myself could do if personally present hereby ratifying and confirming all and whatsoever my said Attorney shall lawfully do or cause to be done in the premises by virtue of these presents.

In Witness whereof I have hereunto set my hand and seal this 19th day of May 1820.

Signed Sealed and delivered in the presence of

Wm Rowlandson

Mark
The X John Heaworthy

Transfer

Supreme Court
Ecclesiastical Side

In the matter of the
Will of John Hill.
late of Kingscote

No 6 of 1920
3 R.C.

Petition of Joseph
Delaney Hogg, the
attorney for Dorothy Hill
with the will annexed.

Date
Proctor

(PROBATE)

Certificate in re. to

Canagammal.

1821

Pauper 12

the Supreme Court of Judicature at Madras
iastical side.— Vacation after 2nd Term 1825.—

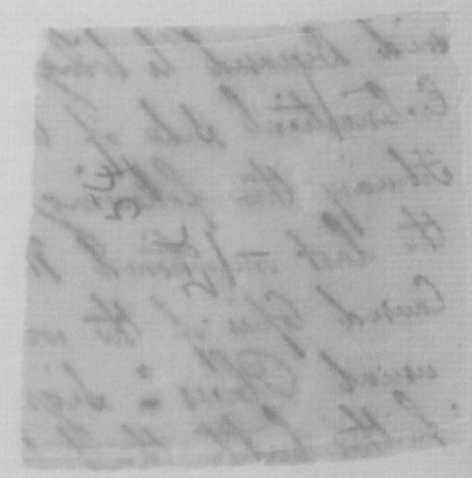
the Goods and Chattels of Canagamall Deceased

I Hereby Certify that on the 26th day of January
application was made by Maleyeppen for Letters of
nistration to the Estate and Effects of the said Canagamall
an Inhabitant of Saint Thomas's Mount Deceased
th her Testamentary Writing Annexed / to be granted to him
the Eldest Son and Sole Legatee therein named — That on
31st 6 several Citations issued to the Universal or Residuary
tee or nearest of Kin of the said Deceased or to any
Person or Persons who may be possessed of any Goods or
eils or Writings any wise purporting to be a Will of the
d Deceased to bring the same into the Registry of the
siastical side of the said Court on or before the 7th day of
ary then following and was returned on the 13th day of
last mentioned Month — endorsed as follows — "I have
d Copies of the within Citation to be stuck up in the
ost Places" — Signed — "George Lys Sheriff" — And I
this Certify that the usual Notices of such application
e been published in the Government Gazette and that no Caveat
been filed to the granting of such Letters of Administration
ted 19th May 1825.—

C.H. Clay
D.R.S.P.

Filed 25th May 1825
C.H.C. D.R.





(PROBATE)

Petition of David Hill in re.

Reverend Doctor John Allan.

1822.

To

The Honorable the Supreme Court of Judicature at Madras
Ecclesiastical Side

In the Matter of the Last Will
and Testament of the Reverend
Doctor John Allan late a
Minister of Saint Andrews Church
Madras deceased

The humble Petition of David Hill Esquire
a Civil Servant on the Madras Establishment and
one of the Members of Government of Fort Saint George
Sheweth

That the said Reverend Doctor John Allan
deceased departed this life on or about the Eleventh day of
December Instant having previous to his death made and
Published his Last Will and Testament in Writing bearing
date the Thirteenth day of May in the year of our Lord
One thousand Eight hundred and Seventy and thereby
appointed your Petitioner Sole Executor thereof as by the
said Will hereunto annexed will fully appear -

That your Petitioner as the Sole Executor -
Named in the said Will is desirous of obtaining
Probate thereof -

Your

Your Petitioner therefore humbly
Pray that Probate of the said Will
of the said Reverend Doctor Johns —
Allan deceased may be granted to your
Petitioner as such Sole Executor as
aforesaid —

And your Petitioner shall
ever Pray &c

David Hill

David Hill the Petitioner Named in the
foregoing Petition Maketh Oath and Saith that the
said Petition is true in Substance and Matter of
fact —

David Hill

Sworn me at my —
17 day of December

Chas. Edwd. Grey.

Your Petitioner therefore humbly
Prays that Probate of the said Will
of the said Reverend Doctor Johns —
Allan deceased may be granted to your
Petitioner as such Sole Executor as
aforesaid —

And your Petitioner shall
ever Pray &c

David Hill

David Hill the Petitioner Named in the
foregoing Petition Maketh Oath and Saith that the
said Petition is true in Substance and Matter of
Fact —

Sworn before me at City
of Halifax this 17 day of December
A.D. 1861

Chas. Edwd. Gray

David Hill

Supreme Court
Ecclesiastical Side

In the Matter of the
Last Will and Testament of
The Reverend Doctor John
Allan deceased—

Petition for Probate

filed 17th Decr. 1822
C. H. C.
2 R.
55
6/3

Carruthers
Proctor

(PROBATE)

Will of Mrs. Ann Simpson

1824

Filed 13th July 1824

A.C.B.

In the name of God Amen. I Ann Simpson of St Thome near Madras being at present in good health and of sound and memory and understanding praised be God for the same do make publish and declare this to be my last Will and Testament in the manner and form following. First I recommend my soul to Almighty God my Creator hoping for a remission of my sins by the Merits and Mediation of my Saviour Jesus Christ, and my Body I commit to the Earth to be decently interred and I desire it may be deposited next to the remains of my late Brother Colonel Thomas Barnett in the Burying Ground of the Church at Vepery. I will that all such Debts as I shall justly owe at the time of my decease and my Funeral Expences be first paid and discharged. As to my Estate real and Personal my Will is as follows and I direct my Executors hereinafter named to proceed to the Execution thereof with all convenient speed after my decease. Imp.t I will that the sum of One Thousand Star Pagodas be laid out in the purchase of Bond promissory notes or other securities of the Government of Madras and that the Interest thereof be paid as soon as the same can be received to my Aunt Mrs Elizabeth Lees for and during the term of her natural Life and from and immediately after her decease I give and bequeath the said sum of One Thousand Pagodas to the sons and Daughters of my said late Brother Colonel Thomas Barnett who may be then living share and share alike. I bequeath to my Niece Mrs Emilia Macpherson widow of the late William Macpherson the sum of One Thousand Pagodas to her son Thomas Macpherson One Thousand Pagodas to be paid to them respectively as soon as practicable after my decease. I also bequeath to her daughter Elizabeth Macpherson One Thousand Pagodas & to her other three daughters Catherine Maria and Marcella Three Hundred Pagodas each to be paid to them respectively upon their attaining the age of Twenty one years or upon the day of their marriage which ever shall first happen In case of marriage the said sums are to be first settled upon them for the benefit of themselves and Children & in the event of either the said Catherine Maria & Marcella dying before they shall be of the said age or are married, the sum hereby bequeathed to her or them so dying shall be given to the survivors or survivor. I bequeath to my Nephew Thomas Barnett ## ## ## ## ## ## ## the sum of Five Thousand Pagodas in addition to the Five Thousand Pagodas he has already received from me, also the Upstair Dwelling House with the out houses and Ground thereunto belonging known by the name of Stephens House, situated and being in the Village of St Thome the property whereof is secured by a Government Certificate No.27 Given my

This amount is beyond N.S.

Ann Simpson

This erasure is made by myself before signing my intention to bequeath to my Son Henry Chapman Five Thousand Pagodas and my Honourable Father Nisbet Ansley Esqr

and former do bequeath to my Son Henry Chapman [illegible] the sum of Five Thousand Star Pagodas in addition to the Five Thousand Pagodas he received from me upon his Marriage also the House at the Red Hills in the District of Bengal part formerly the property of James Gill Esqr together with the Godowns and Grounds thereunto belonging and the Bungalow and outhouses built and erected by myself also a part of the said Grounds the proportion of it owned by the Company's Government in the name of the said James Gill bearing date the sixteenth Day of December One Thousand seven Hundred and Ninety four. Likewise bequeath to my said Son Henry Chapman [illegible] and my silver China Bottle Box. I bequeath to Matilda the wife of my said Son Henry Chapman One Thousand Pagodas to be paid to her as soon after my decease as practicable to be vested with her name. Also bequeath to my Grandchildren [illegible] Samuel Thomas Chapman Horatio Chapman Elizabeth Chapman Matilda Chapman Annie Chapman Eliza Chapman and Mary Chapman being the Children of my Daughter

This erasure is by me A. C.

This erasure is by me A. C.

This erasure is by me A. C.

Kitty Barnett deceased to be paid to them after the decease of their Father Henry Chapman and my Nephew James Barnett the Sum of Three Thousand Pagodas to be received from me upon his Marriage or the age of Twenty one years and the Interest thereof to be paid to my Nephew John Barnett for and during his natural life and upon his decease the Principal to be equally divided between his Children and in case of either of the said Children dying before the age of Twenty one years or dying before Marriage the Survivor shall have the whole of Three Thousand Pagodas to be laid out in the purchase of Bonds Promissory Notes or other Government Securities and the Interest thereof be paid to my said Nephew John Barnett for and during his natural life and upon his decease the Principal to be equally divided between his Children and in case of either of my said Grandchildren dying before the age of Twenty one years or dying before Marriage the Survivor shall have the whole of the said Three Thousand Pagodas and in case both of my said Grandchildren dying before the age of Twenty one years or dying before Marriage the Sum of Three Thousand Pagodas shall be divided between my Nephews James Barnett and Henry Barnett Sons of my Sister Kitty Barnett deceased and my Nephew James Barnett shall have the Interest of his Share during his life and upon his decease the Principal to be paid to his Children and in case of either of my said Grandchildren dying before the age of Twenty one years or dying before Marriage the Survivor shall have the whole of the said Three Thousand Pagodas and in case both of my said Grandchildren dying before the age of Twenty one years or dying before Marriage the Sum of Three Thousand Pagodas shall be divided between my Nephews James Barnett and Henry Barnett Sons of my Sister Kitty Barnett deceased and my Nephew James Barnett shall have the Interest of his Share during his life and upon his decease the Principal to be paid to his Children and in case of either of the said Children dying before the age of Twenty one years or dying before Marriage the Survivor shall have the whole of the said Three Thousand Pagodas to be laid out in the purchase of Bonds Promissory Notes or other Government Securities and that the Interest thereof be paid to my Nephew John Barnett for and during his natural life and upon his decease Direct that the said Sum of Two Thousand Pagodas be divided among his Brothers James Henry and Richard Barnett or in case any of them shall be dead then to the Survivors. I bequeath to my Nephew Richard Barnett or in case he shall be dead then to his Children the Sum of Two Thousand Pagodas to be placed in the hands of Trustees until he shall attain the age of Thirty years when it is to be paid to him, he receiving the Interest in the meantime for his Support & maintenance. I bequeath to Maurice the son of my late niece Maria Anna Alvarez the sum of Three hundred Pagodas in addition to the sum of Three Hundred Pagodas I promised his deceased Mother upon her marriage, to be paid to him upon his attaining the age of Twenty one years. I bequeath to Charlotte sister Amelia the wife of Lieutenant Thomas Strange Kinsey the sum of Two Thousand Pagodas to be placed into the hands of Trustees for the benefit of herself & Child or Children. I bequeath all my Wearing Apparel Linen & Jewellery to be equally divided between the said Maria and Hannah. I bequeath the sum of Five Hundred Pagodas towards the discharge of the Debt incurred for building the New Wesleyan Methodist Chapel in Madras if the Debt shall not have been paid off then. I bequeath the said sum of Two Thousand Pagodas to the Methodist Society in England in aid of their Benevolent & Charitable purposes to be by them directed at Madras. I bequeath the sum of Five Hundred Pagodas to the Male & Female Orphan Institutions near the Black Town Chapel Vepery under the conduct of the Reverend M. Harris and now under the Patronage of Sir Thos. Munro. I direct my Executors with all convenient speed after my decease to proceed to execution of this my last Will and Testament to the discharge and payment of the above legacies by appropriating and applying the whole of my property for the purpose whether consisting of any sum or sums of Money in the hands of my Moneys Messrs. Binny & Co. or Madras or invested in Company's Paper or in Carnatic Stock or of sums which may be due to me by Individuals and particularly a large Balance due to me by Mr. Paul Fanin Bookseller of Calcutta as per his Account Current closed 31st December One Thousand eight hundred and fifteen and the Interest due thereon since that Date for of Him deceased

This erasure is by me A. C.

This erasure is by me A. C.

This erasure is by me A. C.

This erasure is by me A. C.

This erasure is by me A. C.

This erasure is by me A. C.

goods and Chattles of every discription save and except the Houses
Grounds Jewels Wearing Apparel and other Articles herein before
bequeathed until the Legacies hereby bequeathed and devised be fully
paid and discharged and carried into effect and after such payment
and discharge and after paying the expences of carrying this my Will
into Execution if any surplus or residue of my Estate shall remain
I bequeath & devise the same as follows; Viz.t Two Third parts part of
Residue I bequeath to my Nephews Thomas Barnett & James Bar-
=nett & my son Henry Chapman [illegible] to be divided and
paid to them the said Thomas Barnett James Barnett & Henry Chap-
=man in three equal shares & the other Third part I bequeath
to my Nephews John Barnett & Richard Barnett & my Niece
Emelia Macpherson [illegible] the said three
them in three equal shares And my property as specified
as above for the payment of the said Legacies not sufficient to pay
them in full Then I direct that a Deduction shall be made from
the several sums herein Devised in proportion to the amount
so Devised until no Deficiency appears And I observe by a
Grant or Bond made in the Persian Language bearing the great
Seal and signature of the late Nabob Omdut-ul-Omrah Nabob of the
Carnatic and dated the Cuttery of Rubbee [illegible]
Hundred & fifteen of the Hijera or my late [illegible]
came possessed of certain Lands which were granted by the said
Nabob to him & his heirs forever by the way of Jagar as a reward
his long and faithful services with Lands have ever since been
=ned by the Honorable East India Company and the right to the
and property whereof are now vested in me as the Legal
representative of my said late Brother and whereas as a
=muneration or compensation of any kind was made by the
said East India Company to my Brother during his life
time or has since been made to me as his representative for
the Assumption of the said Lands and for which there now
a just claim upon the said East India Company I do hereby
bequeath to Thomas Barnett James Barnett & John Barnett
Richard Barnett & Emelia Macpherson the children of my
ter of my said late Brother who may be living at the time
of my death and to my son Henry Chapman [illegible]
[illegible] whatsoever sum or sums of money may
be hereafter granted by the said East India Company by
way of compensation or satisfaction or may be paid or
secured for the Assumption of the said Lands to be
ded between them the said Thomas Barnett James Bar-

This codicil is one de-
=scribed in the writing
=tion & mentioned by
Hen.y Chapman in
this Bequest.
Ann Simpson

This codicil is
by the
Ann Simpson

John Barnett Richard Barnett Emelia Macpherson and Henry Chapman
share & share alike together with all my right Title claim property
and demand in and upon the said Lands and all my right & title &
prosecute the said East India Company or any other person or persons
and to grant & give such release and discharges as may be requi-
in the premises And lastly I hereby order & constitute & appoint my
Nephews Thomas Barnett & James Barnett and my son Henry
Chapman Executors to this my last Will and Testament & all
=tion in my own hand writing hereby revoking and making void all
former and other Wills by me at any time heretofore made In
Witness whereof I the said Ann Simpson have to this my last
Will set my hand and seal in Thrones this Twenty sixth
day of July in the year of our Lord one Thousand Eight Hundred
and Twenty two

Signed Sealed by the within named Ann Simpson
and by her published and declared as and for her
Will and Testament in the presence of us
who have hereunto subscribed our names as
witnesses thereof in her presence and in the
presence of each other attorney at
Law
D. Stephenson
Wm Graham

Ann Simpson

P.S. My Portrait done at Windsor by [illegible] of my own Portrait taken when a Boy
and to be delivered to my said son Henry Chapman

Ann Simpson

Ann Simpson Deed

27 Will

1824

Enclosed is my last ~~Will and Testament~~
to be opened & ~~some~~ ~~my~~ decease as possible
in the presence of as ~~many~~ of my family as
may be present. Ann Simpson

57

5

51

(PROBATE)

Renunciation of right of executorship
of Charles Robert William Innes

in re. the Will of W. Maggs.

1825

To all to whom these presents shall come,
I Charles Robert William Innes Gentleman send
Greeting - Whereas William Maggs late of
Madras Merchant deceased by his last Will and
Testament in writing bearing date the Nineteenth day
of March last, appointed me one of the Executors
thereof - And whereas I am desirous of declining
to act in the said Executorship - Now Know ye
that I the said Charles Robert William Innes
for divers Causes and Considerations me thereunto
moving, Have renounced, disclaimed, and given
up, and by these presents Do absolutely and for-
ever renounce, disclaim, and give up, All executor-
and Executorship of or to the said hereinbefore in
part recited Will of the said William Maggs
deceased, and of and to all and every or any other
[illegible] Will [illegible] testamentary
writing or writings whatsoever by him the said
William Maggs at any time or times made, and
the probate and probates of the same and every
of them respectively, and all my right, title,
power, and authority whatsoever, to prove the
same, or to act under or by virtue of the said
Wills, or to perform all or any of the trusts
thereof or otherwise Administer, interfere,
or intermeddle with the estate or effects
of him the said William Maggs deceased

In

filed 9 Sept. 1825
Ch. C.

In Witness Whereof I have hereunto set my hand and seal at Madras this Fourth day of September One thousand Eight hundred and Twenty Five.-

Signed Sealed and delivered in the presence of

A. Bp. Peters

Abel Marcus

Clerk to the Revd

Pondrs

Chas. R. W. Jones

2n 38

Renunciation
right of Succession.

58

(PROBATE)

Petition of Perumal Mudaliar

in re. M.D. Ramaswamy Mudaliar.

1825.

To the Honorable Sir Edmond Stanley Knight
Chief Justice of the Supreme Court of Judicature at Madras
and to the rest of the Justices of the same Court.—

Ecclesiastical Side

In the Matter of the Last Will and
Testament of Mymungla Doorgum
Ramasawmy Mooddliar late of
Madras Hindoo Inhabitant deceased.—

The Humble Petition of Parconnael
Mooddliar of Madras aforesaid Hindoo Inhabitant

Sheweth

That the said Ramasawmy Mooddliar departed this life at Madras on or about the Twenty fifth day of September in the year of Christ one thousand Eight hundred and Twenty four having first duly made and published his Last Will and Testament in Writing in the Malabar Language bearing date a Hindoo day and year answering with the Seventieth day of September in the year of Christ one thousand Eight hundred and Twenty four whereby he appointed your Petitioner his Brotherinlaw to manage all his affairs until his sons should attain their full age according to Law.—

That

(1)

That the said Mynungla Doorgum Ramasawmy Moodelliar has left him surviving Five Sons Viz. Tyasawmy Sabanpady, Nagapen, Sondarop and Chinnadappen who are respectively Infants the Eldest of whom is of the age of Eleven years.-

That your Petitioner verily believes the said Mynungla Doorgum Ramasawmy Moodelliar has left Property within the Jurisdiction of this Honble Court to be administered.-

That your Petitioner is advised and believes by Construction of Law your Petitioner is the Executor of the said Last Will and Testament of the said Mynungla Doorgum Ramasawmy Moodelliar during the Minority of his said sons.-

That your Petitioner is desirous of proving the said Last Will and Testament of the said Ramasawmy Moodelliar and of taking upon himself the burthen of the Execution thereof until the sons of the said Ramasawmy Moodelliar shall attain their age of Majority according to Hindoo Law.-

Your Petitioner therefore humbly

Prays

(2)

That the said Mynungla Doorgum Ramasawmy Moodelliar has left him Surviving Five Sons Viz: Eyasawmy Sabanpady, Nagapen, Sondarag and Chundeappen who are respectively Infants the Eldest of whom is of the age of Eleven years.

That your Petitioner verily believes the said Mynungla Doorgum Ramasawmy Moodelliar has left Property within the Jurisdiction of this Honble Court to be administered.

That your Petitioner is advised and believes by Construction of Law your Petitioner is the Executor of the said Last Will and Testament of the said Mynungla Doorgum Ramasawmy Moodelliar during the Minority of his said sons.

That your Petitioner is desirous of proving the said Last Will and Testament of the said Ramasawmy Moodelliar and of taking upon himself the burthen of the Execution thereof until the sons of the said Ramasawmy Moodelliar shall attain their age of Majority according to Hindoo Law.

Your Petitioner therefore humbly

Prays

(2)

Prays that Probate of the said
Last Will and Testament of the
said Ramasawmy Moodelliar
may be granted to your Petitioner
as the Executor therein named.-
And your Petitioner
shall ever Pray &c.a.-

Ouseley

Paroonmaul Moodelliar the Petitioner named
in the foregoing Petition Maketh Oath and Saith
Tho: Seed that the same is true in Substance and matter
Proctor of fact.-

Ouseley

Sworn to in Chambers
this 18th. day of February 1825
The Contents having been
previously explained to the Deponent
by the Court Interpreter.-
E. Stanley

Wm Cox
C.R.Clay
D.Regr

(3)

9

Supreme Court

Eccl. Side

Pro Testa Petition

In the Matter &c.a of

Mymungala Doorgum

Ramasawmy Moodelliar late

of Madras Hindoo Inhabitant

decd

Petition of Parvonaul

Moodelliar

filed 19th feby 1875

C.H.C

D.R.

Seed 59

Seed 4

Proctor

(PROBATE)

Petition of Donald Stuart in re.

Lt. Alexander Read

1826

In the Supreme Court of Judicature at Madras
Ecclesiastical Side.

In the Matter of the
Last Will and Testament
of Alexander Read Esquire
late a Lieutenant in His
Majesty's Forty Sixth
Regiment of Foot deceased.

To The Honorable Sir Ralph Palmer
Knight Chief Justice of The Supreme Court of
Judicature at Madras and the rest of the
Justices of the Same Court.

The Humble Petition
of Donald Stuart
Esquire a Lieutenant in
His Majesty's said Forty
Sixth Regiment

Sheweth,

That the said Alexander
Read lately departed this life at Caumanore
having before his death made and Signed
a Testamentary paper writing as and for
his last Will and Testament bearing date
the

the Twenty first day of October One thousand
Eight hundred and Twenty five and thereby
appointed your Petitioner his Sole Executor
as by the said Will hereunto annexed appears.

That the said Testator left property
within the Jurisdiction of this Honorable
Court to be Administered.-

Your Petitioner therefore
humbly prays that Probate of the
said Will be granted to your
Petitioner as the Sole Executor
therein Named.-

And your Petitioner
will Ever Pray &c.

Donald Stuart

Petition Sworn
Proctor

Donald Stuart the Petitioner in
the foregoing Petition Named Maketh Oath
and Saith that the said Petition is true in
Substance and Matter of fact.-

Donald Stuart

Sworn Proctor

Sworn to at Caussaupore
the 26th day of June 1826. before me
by virtue of a Commission issued out of
and under the Seal of the Supreme
Court of Judicature at Madras
Before Me.

H. Ashhurst.
Commissioner

Supreme Court
Hadzor
Eccl. Side.

In the Matter
of Alexander Read
Esqr. deceased

60/

Petition
filed 4th Jany 1822

Wrash
Proctr

60

(PROBATE)

Petition & Oath to be administered to Robert Short

in re. Lt. Col. H. H. Pepper.

1826

12

60

(PROBATE)

Petition & Oath to be administered to Robert Short

in re. Lt. Col. H. H. Pepper.

1826

21

In the Supreme Court of Judicature at Madras
Ecclesiastical Side.

In the Matter of the Last Will
of Hercules Henry Vesper Esquire late
a Lieutenant Colonel in the Madras
Army deceased.

To the Honorable Sir Ralph Palmer Knight Chief Justice
to the Honorable Sir Robert Buckley Comyn Knight and
the Honorable Sir George William Ricketts Knight Puisne
Justices of the said Court.

The Humble Petition of Robert Short
Esquire a Major in the Madras Army

Sheweth.-

That the said Hercules Henry Vesper
departed this life at Madras on or about the Twenty fifth
day of July in the present year One thousand eight hundred
and Twenty Six having before his death duly made and
published his last Will and Testament in writing bearing
date the Ninth day of July in the said year One thousand
eight hundred and Twenty Six and thereof appointed his
brother Lieutenant Colonel Henry Vesper of the Bengal
Army

Army and Thomas Kepper Esquire who is resident in Ireland And your Petitioner his Executors as by the said Will hereunto annexed appears

That the said Testator left property within the Jurisdiction of this Honorable Court to be administered.-

Your Petitioner therefor prays your Lordships to grant unto your Petitioner Probate of the said last Will and Testament of the said Honorable Henry Kepper deceased reserving power of granting the like Probate to the other Executors in the said Will named when they shall Come in and apply for the same.-

And your Petitioner will ever Pray &c

Robt Short
Major Brigade
Army

Brice Warwick
Proctor

Robert Short the Petitioner in the foregoing Petition named maketh Oath and Saith that the Contents of the said Petition are true in substance and matter of fact.-

Robt Short

Brice Warwick
Proctor

Sworn in Open Court
this 27 day of July 1820
C.H. Clay
D. Regr.

Oath to be administered to Major Robert Short

You Swear that you believe this to the last Will and Testament of Lieutenant Colonel Hercules Scott Pepper late of the Madras Army deceased and that you are one of the Executors in the said Will named and that you will faithfully execute the said Will by paying debts and legacies so far as the effects will extend and the law require and that you will exhibit a true and perfect Inventory of all the said effects and likewise a just account of this your Executorship into the Supreme Court of Judicature at Madras when you shall be thereto lawfully required.-

So help you God

Robt Short

Cecil Swinny
Proctor

Sworn to in Open Court
this 27 day of July 1820.

C. H. Clay
D. Regr.

Supreme Court
Madras
Ecclesiastical Side

In the Matter of the
Will of Lieutenant Col.
J C. Vyvyan deceased

Petition

filed 27 Jul 1876
C.T.C.

6/

Vivedesh
Proctor

b2
b1

(PROBATE)

Petition of Capt. Richard Somner Seton

in re. Capt. William Forster Lewis.

1826

In the Supreme Court of Judicature at Madras
Ecclesiastical Side..

In the Matter of the Last Will and Testament of William Forster Lewis late a Captain in the Madras Artillery deceased..

To the Honorable Sir Ralph Palmer Knight Chief Justice and the Honorable Sir Robert Buckley Comyn Knight and the Honorable Sir Grey William Ricketts Knight Puisne Justices of the Supreme Court of Judicature at Madras..

The Humble Petition of Richard Sommerton Captain in the Madras Artillery..

Sheweth..

That the said William Forster Lewis on or about the Eleventh day of December last departed this life at Rome within the Dominions of the King of Etra having a certain Testamentary paper writing as and for his Last Will and Testament which as your Petitioner has been informed and believes was written about two hours before the death of the said William Forster Lewis and which he was of sound mind by Captain Richard Morison of the Madras Infantry by the desire and at the dictation of the said William Forster Lewis and which paper writing when written was approved of by the said William Forster Lewis As by the Affidavit of the said Richard Morison and the said Testamentary paper writing respectively hereunto annexed appears..

That

That the said William Forster Lewis did by his said Testamentary paper writing appoint your Petitioner and Nathaniel Hunter of the Madras Artillery by the names and descriptions of Seton and Hunter or either of them his Executors as by the said Testamentary paper writing hereunto annexed appears..

That the said William Forster Lewis left property within the Jurisdiction of this Honorable Court to be administered..

Your Petitioner therefore humbly prays your Lordships to grant Probate of the said Testamentary paper writing of the said William Forster Lewis to your Petitioner as one of the Executors named reserving power of granting the like Probate to the said Nathaniel Hunter the other Executor in the said Testamentary paper writing named when he shall come in and apply for the same..

And your Petitioner shall ever pray &c

Said Executor

R. J. Seton

Richard Sconce the Petitioner in the foregoing Petition named maketh Said oath and saith that the said Petition is true in substance and matter of fact

Sworn to at Bangalore
this 6th day of November 1826.....
under a Commission issued out of and under the
Seal of the Supreme Court.....

Before me..

R. J. Seton

45 Supreme Court

Ecclesiastical Side.

In the Matter of the Last Will and Testament of William Forster Lewis late a Captain in the Madras Artillery deceased.

Petition

Filed 16th Nov.r 1870

C. H. C.

L. R.

62

Vivash

Proctor.

(PROBATE)

Petition of M. Ponniah Mudaliar

in re. M. Krishnaswamy Mdr

1829

In the Supreme Court of Judicature at Madras
Ecclesiastical Side.

In the Matter of the Last Will
and Testament of Manally
Kistnasawmy Moodelyar late
an Hindoo Inhabitant of Madras
deceased.

To the Honorable Sir Ralph Palmer knight Chief
Justice and to the rest of the Justices of the Same Court.

The Humble Petition of Manally
Ponniah Moodelyar residing in
Vepa Mootrapen Street in the Black
Town of Madras, the Brother and Constituted
Executor named in the will of the said deceased

Sheweth.

That the said Manally Kistnasawmy Moodelyar
departed this life at Madras aforesaid on or
about the Twenty Seventh day of May last,
having previous to his decease, duly made and
published his last will and Testament in
writing, in the Malabar language and Character,
bearing

bearing a Windsor date, Corresponding with the Said Twenty Seventh day of May Last-whereby the Said Testator (among other things) appointed your Petitioner to Conduct his affairs after his death, and also to be the Heir of his own Property and to his Patrimony-as on reference to the said Will and to a true Translation thereof in the English language hereunto annexed, will more fully and at large appear.

That your Petitioner as such Brother and Constructive Executor named in the Will of the said Testator, is desirous of proving the Said Will before your Lordships in Common form, and that Probate thereof issuing out of and under the Seal of this Honorable Court, may be granted in favor of your Petitioner.

Your Petitioner therefore humbly prays your Lordships will be pleased to allow your Petitioner to prove the Said Will of the Said Testator in Common form before your Lordships, and that Probate thereof issuing out of and under the

the Seal of this Honorable Court may be granted to your Petitioner as such Brother and Constructive Executor named in the said will.

And your Petitioner will ever Pray &c.

M. Bonniak

Postage 6½d

Manally Bonniak Moodelyar the Petitioner in the foregoing Petition named maketh oath and Saith That the Contents thereof are true in Substance and matter of fact.

M Bonniak

Sworn at my Chambers in Bentinck Buildings Madras this 3d day of July 1829. The Contents having been first explained to the Deponent by the Court Interpreter.

Before me.

R Comyn

3

PRINTING CO

23

Supreme Court
Madras
Collector

In the Matter of the
Last Will and Testament
of Manally Krishnaswamy
Undeliyar deceased.

Petition
for Probate

64/14/5

C. Mad
Proctor.

(PROBATE)

Petition of G. J. Usunian in re.

A. J. Usunian.

1831

In the Supreme Court of Judicature at Madras

Ecclesiastical Side.

In the Matter of the Last Will and Testament of Mahtesse Anthony Johannes Usunian Esquire late an Armenian Merchant of Madras deceased.

To The Honorable Sir Ralph Palmer Knight Chief Justice and to the rest of the Justices of

The humble Petition of George Joseph Usunian Esquire the nephew and sole Executor named and appointed in and by the will of the said deceased

Sheweth,

That the said Mahtesse Anthony Johannes Usunian deceased, departed this life at Madras on the Sixteenth day of the present month of March, having previous to his decease duly made and published his last Will and Testament in writing in the Armenian language and Character, bearing date

1

date the Twenty fourth day of January one
thousand Eight hundred and twenty four
whereby, he Nominated and appointed your
Petitioner the sole Executor thereof - as on
reference to the said Last Will and Testament
and the Translation thereof hereunto annexed
will more fully appear.

That your Petitioner is desirous
of proving the said Will of the said Testator
in Common form before your Lordships
and of obtaining Probate thereof in his favor
as such sole Executor as aforesaid -

Your Petitioner therefore
humbly prays your Lordships
will be pleased to allow him
to prove the said Will of the
said Testator in Common
form before your Lordships
and that Probate thereof
issuing out of and under the
Seal of this Honorable Court
may be granted to your

Petitioner

Petitioner as the sole Executor
therein named.

And your Petitioner
will ever Pray &c.

G J Usunian

Petitioner

George Joseph Usunian the Petitioner
in the foregoing Petition named, maketh
Oath and saith, That the Contents thereof
are true in Substance and Position of Fact.

G J Usunian

Sworn to in Open Court
this 30th day of March
1881

A Henck
D Regt

3.

1255 of 31 Filed 30 March 1831

Supreme Court

Madras

Eccl. Side

In the Matter of the
Last Will and Testament
of M. A. I. Usanian
Esquire Deceased

Petition
for Probate

65

Cooper
Proctor

64

(PROBATE)

Petition of A. S. Owen in re.

Thomas Owen.

1833.

In the Supreme Court of Judicature at Madras.

Ecclesiastical Side.

In the Matter of the Last Will and Testament of Thomas Owen Esquire late Senior Member of the Medical Board at Madras deceased.

To The Honorable Sir Ralph Palmer Knight Chief Justice of the Supreme Court of Judicature at Madras and The Honorable Sir Robert Buckley Comyn Knight Puisne Justice of the same Court.

The humble Petition of Mrs. Agnes Sophia Owen the Widow of the said Testator and of John Smyth Owen Esquire an Assistant Surgeon on the Madras Establishment both now residing at Madras.

Sheweth

That the said Testator Thomas Owen deceased departed this Life at Madras on the Fourteenth day of January instant having before his death made and published his Last Will and Testament in writing bearing date the Twenty sixth day of December One thousand Eight hundred and Thirty One whereby he Constituted your Petitioner Agnes Sophia Owen Executrix and your Petitioner John Smyth Owen his Son and his Brother-in-law William Fowke Senior of Stafford in England his Executors of his said Will But for greater Certainty herein your Petitioners Craves to refer to the said Will hereunto annexed.

That

That the said Testator hath left property within the Jurisdiction of this Honorable Court to be Administered.

Your Petitioners therefore pray that Probate of the said Will of the said Testator Thomas Owen deceased may be granted to your Petitioners as the Executrix and Executor thereon named, reserving Power of granting the like Probate to the other Executor when he shall Come in and apply for the same.

And your Petitioners will Ever pray &c.

A. S. Owen

S. Owen

Executor

Mrs. Agnes Sophia Owen and John Smyth Owen the Petitioners in the foregoing Petition named severally Make Oath and say that the Contents of the said Petition are true in Substance and Matter of fact.

A. S. Owen

S. Owen

n to at Madras
y of February 1833
ard by virtue of
mission ispued out
under the Seal of
hereon Court

Before me

Com. of Pr

Commissioner

(L)

That the said Testator hath left property within the Jurisdiction
of this Honorable Court to be Administered.

Supreme Court

Madras

Ecclesiastical Side

Filed 6 February 1833

In the Matter of the Last Will and Testament of Thomas Cowen Esquire late Senior Member of the Medical Board at Madras deceased.

Petition

66/ 6/3

3/ Jowash

Baker

62

(PROBATE)

Petition & Accounts in re.

A. Penn.

1834.

To The Honorable Sir Ralph Palmer Knight Chief Justice of His Majestys Supreme Court of Judicature at Madras and The Honorable Sir Robert Peachey Knight Puisne Judge of the same Court.

Ecclesiastical Side

In the Matter of the Last Will and Testament of Abel Penn late a Commissary of Ordnance at Vellore deceased.

The Humble Petition of James Blacking Dorffer

Sheweth

That the said Abel Penn departed this life on or about the twenty fifth day of April in the year One thousand Eight hundred and twenty five having previously to his decease made and published a Testamentary Paper writing bearing date the first day of May in the year One thousand Eight hundred and twenty two as and for his last Will and Testament and also three Codicils thereto bearing date respectively the Second of December One thousand Eight hundred and twenty two and Tenth of February One thousand Eight hundred and twenty four and the said Testator Abel Penn nominated and appointed

appointed John Penn his Son and John Cun=
=ningham to be the Executor of his said Will and
Codicils

That the said Testator by his said
Last Will and Testament gave and bequeathed to
your Petitioner the Sum of Two hundred Pagodas
& the said Testator therein naming your Petitioner
only James Dorffer as by the said Will now
of record in this Honorable Court will appear.

That the said John Penn the
Son of the said Testator departed this life in
the life time of the said Testator and the said
John Cunningham survived the said Testator
for a short period and departed this life without
having proved the said Will and Codicils of the
said Testator or having in any manner interfered
with his Estate and Effects -

That upon the application of
Patrick Leighton Esquire late Registrar of this
Honorable Court Letters of administration of the
Estate and Effects of the said Testator with his
said Will and Codicils annexed were on or about
the Fifth day of May in the year One thousand
Eight hundred and twenty Six granted to the
said Patrick Leighton as such Registrar of this
Honorable

To the Honorable Court—

That your Petitioner has been informed and verily believes that the said Patrick Cleghorn as Administrator as aforesaid collected and received all the Goods and Chattels and Effects of the said Testator and also discharged and paid all the just debts of the said Testator which came to his Knowledge.

That your Petitioner has also been informed and verily believes that the said Patrick Cleghorn duly accounted with the Master of this Honorable Court for all the receipts and disbursements on account of the Estate of the said Testator. And that his account of the said Estate together with the Master's Certificate of the Correctness of such account have been duly filed and are now of record in this Honorable Court and your Petitioner craves leave to refer to the same respectively as part of this his Petition.

That the said Patrick Cleghorn deposited in the Honorable Company's Treasury on account of your Petitioner the said Legacy of Two hundred Pagodas bequeathed by the said

said Testators Will.

That there is now standing in the Honorable the Company's Treasury to the account of your Petitioner the Sum of Madras Pardes Nine hundred and sixty Eight annas fourteen and Pice six being the said Legacy of Pagodas Two hundred bequeathed to your Petitioner by the Will of the said Testator and deposited in the said Treasury by the said Patrick Cleghorn Esquire the administrator of the Estate and Effects of the said Testator and the accumulation of Interest thereon as by the Accountant General's Report hereunto annexed will appear.

That your Petitioner is now of the age of Twenty four years and Nine Months or thereabouts as by the Certificate of Baptism hereunto annexed will appear.

That your Petitioner is desirous of receiving the said Sum of Madras Pardes Nine hundred and sixty Eight annas fourteen and Pice six standing to the Account of your Petitioner as aforesaid, paid out to your Petitioner.

Your

Wherefore Your Petitioner therefore humbly Prays your Lordship that the said [illegible] Court of Saint George with the consent of the Accountant General may be directed to pay unto your Petitioner the said Sum of Madras Rupees Nine hundred and Sixty Eight annas fourteen and paid up together with all accumulation of Interest thereon from the date of the Certificate of the Accountant General hereto annexed. And your Petitioner will Ever Pray &c.

J. B. Dorffer

James Blickins Dorffer the Petitioner in the foregoing Petition named Maketh Oath and Saith that the contents thereof are true in Substance and [illegible]

Sworn to in open Court this 4th day of September 1834

J. B. Dorffer

Filed 19th September 1834
M.R.

Supreme Court
Ecclesiastical Side

No. 12.

In the Goods and Chattels of
the late Mr Mat Rum deceased

The Account of James Dorffer

I hereby certify that according to the books
of the Supreme Court the Funds standing to the credit
of this Estate are as follows viz.

In a Promissory Note of the 5 p Cent Loan of 18th August 1825
No 6286 dated 28th August 1826 bearing interest
from 20th May 1834 for Sicca Rupees 600

In a Ditto of the 5 p Cent Loan of 15th January 1830
No 677 dated 9th June 1830 bearing interest
from 9th June 1834 for _____ " 100

Sicca Rupees 700 or
Madras Rupees 745-8
m p & o

In Cash not bearing interest _____ 61-0-

Ditto to be invested by the Sub Treasurer
in purchase of Government Securities when
procurable _____ 162.6.6

223.6.6

Madras Rupees 968.14.6.

Fort St George Accountant Genl's Office
6th August 1834

Accountant Genl & Supt Cash

This Certificate is granted
on application from
Mr J. T. Baillie Solr.
for J. C. Crampton Minister
for Mr James Dorffer
dated 5th August 1834

Geo. A. Taylor
Actg

Extract from the Register of Baptism kept
at Teppoy Mission Church

Jemmi Bluttoo Dorfer born on the 6th
December 1809 son to Christian Bluttoo
Dorfer and Jemmi his Wife, residing at
Stone Town, was baptized in the Teppoy Church
on the 27th January 1836 by the Late Revd
C. H. Pozzi &c.

J. P. Rottler
Protestant Missionary

In the presence of
Abel Penn, Wm Simpson,
and Catherine Penn.

The foregoing is a true Extract.

J. M. Jones, Registr

68

(PROBATE)

Petition & Certificate in re. to

Henry Gahagan.

1834.

2799 of 34 Filed 19th September 1834

Supreme Court

Madras

Ecclt. Side

In the Matter of the
last Will and Testament
of the Revd Peter Late a
Chaplain of Ordnance at
Vellore deceased

67

Petition of J. B.
Forjett

18/6
9 9/9 1/2

1/2 x 21/2 Crampton
x Proctor
6/6 1/2

In the Supreme Court of Judicature at Madras.

Ecclesiastical Side.

In the Goods and Chattels of
Henry Gahagan Esquire deceased.

Dated this 10th
October 1834

I Hereby Certify that Thomas
Alexander Oakes Esquire to whom Letters of
Administration with the Last Will and Testament
and Codicil annexed of the above named Henry
Gahagan late of No. 13 Wimpole Street in the County
of Middlesex Esquire Deceased were granted by this Honorable Court
have filed in my Office a True and just Inventory
of all and singular the Goods Chattels and Credits
of the said Testator Henry Gahagan deceased and
likewise a True and perfect Account of the
Administration of the said Thomas Alexander
Oakes which Inventory and Account have been
verified on Oath before me by the said Thomas
Alexander Oakes Whereby it appears that no
Goods Chattels Effects or Property whatsoever of
the said deceased have or hath come to the hands

possessors or knowledge of the said Thomas Alexander Oakes save and except a Promissory Note of Bengal remittable Loan No. 884. of 3458 of 1822/23. dated Thirtieth June One Thousand Eight hundred and twenty two for Sicca Rupees Eighty three Thousand and eight hundred - And I find that the said Promissory Note hath by virtue of a Power of Attorney for that purpose from the said Thomas Alexander Oakes as such Administrator as aforesaid to John George Turnbull Esquire Lieutenant Fenwick Fort Saint George and William Douglas Acting Sub-Treasurer Fort Saint George been assigned over by them to Major William Stone and James Vallance Esquire and that the same is held in deposit in the Account of the said William Stone and James Vallance by the said John George Turnbull attached Account and Fenwick and William Douglas attached Acting Sub-Treasurer as aforesaid And I have filed my papers and others the said Account of Thomas Alexander Oakes attached Administrator as aforesaid And I find that the said Thomas Alexander Oakes hath caused the usual Advertisement calling

calling upon all persons having claims upon him indebted to or holding property belonging to the said deceased forthwith to state their claims pay their debts and deliver up such property to him the said Thomas Alexander Oakes as such Administrator as aforesaid at Madras to be published in the Fort Saint George Gazette and Madras Gazette of the Thirtieth of August one Thousand Eight hundred and Thirty four -

All which I humbly Certify and Submit to this Honorable Court

Shaw

Master

Filed 17th October 1864

In the Supreme Court of Judicature at Madras.

Ecclesiastical Side.

In the Matter of the Last Will and Testament and Codicil thereto of Henry Gahagan Late of No. 13 Hemsley Street in the County of Middlesex Esquire Barrister at Law deceased.

To The Honorable Sir Ralph Palmer Knight Chief Justice of the Supreme Court of Judicature at Madras and To the Honorable Sir Robert Buckley Comyn Knight Puisne Justice of the same Court.

The humble Petition of Thomas Alexander Oakes Esquire of the Madras Civil Service and Now residing at Madras

Sheweth

That the said Testator Henry Gahagan who departed this life on the Twenty fourth day of February now last past by his Last Will and Testament and Codicil thereto both bearing date the Sixth day of May One thousand Eight hundred and Thirty two appointed Major William Stone and James Vallance Esquire who are now in England his Executors and who duly proved the said Will and Codicil on the Sixth day of March now last past in the Prerogative Court of the Archbishop of Canterbury and obtained Probate thereof But herein for greater Certainty your Petitioner Craves to refer to the Exemplification of Probate of the said Will

(1)

and

and Codicil of the said Testator already filed of record in this
Honorable Court.

That by a Deed Poll or Power of Attorney under the hands
and Seals of the said William Stone and James Vallance and
bearing date the Seventh day of March now last past the said
William Stone and James Vallance did duly Constitute and appoint
your Petitioner together with William Oliver Esquire a Member of
Council at Madras and George Edward Russel Esquire jointly and
each of them separately the Attorneys and Attorney of the said
William Stone and James Vallance among other things to apply
for and receive from the Accountant General and Sub Treasurer
Certain Promissory Notes of the Bengal Remittable Debt belonging to the
said Testator and to cause the same to be Exchanged for other Promissory
Notes or to be transferred into the Names of the said William Stone
and James Vallance as the personal representatives in England of
the said Henry Gahagan and to do such other acts as may be
requisite to cause the Interest of the said paper to be remitted from
time to time by the said Accountant General and Sub Treasurer to
the said William Stone and James Vallance as personal
representatives as aforesaid in like manner as the said Interest
was accustomed to be remitted to the said Henry Gahagan in
his lifetime and if need be to apply to this Honorable Court for and
to obtain Probate of the said Will and Codicil or Letters of
Administration with the Will and Codicil annexed of the Goods

Chattels

Chattels and Credits of the said Testator in the Presidency of Madras And
herein for greater Certainty your Petitioner Craves to refer to the said
Dead Collen Power of Attorney already filed of record in this Honorable
Court.

That under and by virtue of the said Dead Collen Power of
Attorney your Petitioner applied to the said Accountant General and
Sub Treasurer to transfer the said Promissory Note into the names
of the said William Howard and James Mallaney as such Executors
and representatives of the said Henry Gahagan as aforesaid but
the said Accountant General and Sub Treasurer refused to do
the same unless your Petitioner obtained Letters of Administration
of the Estate and Effects of the said Testator from this Honorable
Court and your Petitioner did accordingly on the Eighteenth day
of July last apply to this Honorable Court for Letters of
Administration of the Estate and Effects of the said Testator
which application was granted to your Petitioner on his
entering into the usual Administration Bond with two good
and sufficient sureties to be approved of by the Master

That your Petitioner and Elijah Canrobert Chitty
and Hulton Varadanaig Naick your Petitioners sureties
accordingly entered into the usual administration Bond with
the Registrar of this Honorable Court before the Master and
administration of all and singular the Goods Chattels
rights and Credits of the said deceased with his said

Will

Will and Codicil as set forth in the said Exemplification annexed
on the twenty Sixth day of August last passed the Seal
of this Court in favor of your Petitioner.-

That your Petitioner thereupon authorized the said
Accountant General and said Treasurer to convert over and they
accordingly converted over a Promissory Note of the Bengal
remittable Loan No. 304 of 2465 of 1822/23 dated 30th
June 1832 for Eighty seven thousand and Eight hundred
Sicca Rupees which was standing in the name of the said
Henry Gahagan into the names of the said William Stone
and James Williams Such Executors as aforesaid and the
same is now held in deposit by the said Accountant
General and said Treasurer in order that the Interest of
the said Promissary note might from time to time be
remitted to the said Executors in England in like
manner as the same was remitted to the said Testator
in his lifetime.-

That your Petitioner has filed in the
Office of the Master in Equity (verified by
your Petitioner's Oath) a true and just Inventory
of all and singular the Goods Chattels and
Credits of the said Testator Henry Gahagan
deceased and likewise a true and perfect account
of the administration of your Petitioner whereby it
appeared

appeared that the Goods Chattels Effects or property
whatsoever of the said deceased came to your Petitioners
hands possession or knowledge save and except the said
Promissory Note hereinbefore mentioned and the said
Master has accordingly passed and allowed your
Petitioners said account But herein for greater Certainty
your Petitioner Craves to refer to the Certificate of the
said Master which is hereunto annexed.

That the said Testator hath left no other
Estate property or Effects to the best of your
Petitioners knowledge information and belief within
the Jurisdiction of this Honorable Court to be
administered save and except the said Promissory
note for Eighty seven thousand and Eight hundred
Sicca Rupees now in the hands of the Accountant
General and the Treasurer as aforesaid nor have as
aforesaid has any other property of the said deceased
ever come to the hands possession or knowledge of
your Petitioner and your Petitioner believes to the
best of your Petitioners information and belief there
are no Creditors or Claimants against the Estate of

the

the said Henry Cuthagan.

That your Petitioner and his said Sureties are desirous that the said administration Bond so granted to the said Registrar before the Master aforesaid may be Cancelled.

Your Petitioner therefore prays your Lordships for an Order that the said Master do Cancel the said Bond and that your Petitioner and the said [illegible] and Rubna Veerasawmy Racek your Petitioner's said Sureties be declared to be relieved and discharged from the administration of the Estate and Effects of the said deceased.

And your Petitioner shall Ever pray &c.

T. A. Oakes

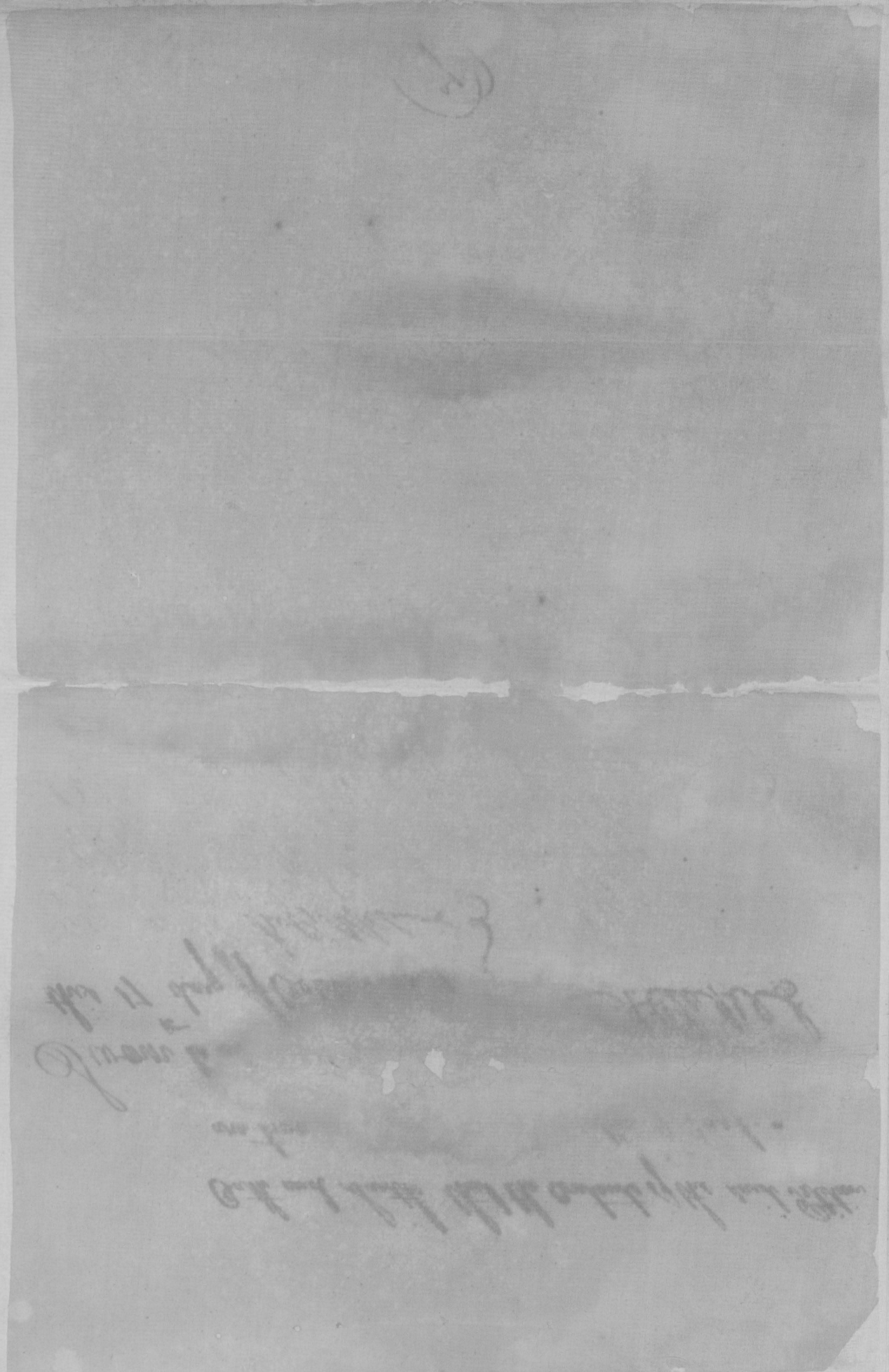
Thomas Alexander Oakes the Petitioner in the foregoing Petition named Maketh Oath

Oath and Saith that the Contents of the said Petition
are true in Substance and Matter of fact.

Sworn to at my Chambers
this 17th day of October 1834

L. H. Cattell

Bell J. P.



31

$162 @ 3d

Supreme Court
Madras
Ecclesiastical side
Filed 17th October 1887

In the Matter of the
Will and Codicil of
Henry Gabagan Esqre
deceased.

Petition

68/28/10

10/20 Jarrett
Pro

(PROBATE)

67

Petition & Oath to be administered to Lt. W. Garrard &

Reverend George James

& Renunciation of Lt. Col. W. Garrard

in re. to Capt. W.T. Drewry.

1835

Filed 8th December 1835.

Know all Men by these presents that I Lieutenant Colonel William Garrard Chief Engineer on the Madras Establishment one of the Executors nominated and appointed in and by the last Will and Testament of William Tillotson Drewry late a Captain in the Corps of the Madras Engineers deceased bearing date the Fifteenth day of November in the year of our Lord One thousand Eight hundred and Thirty four do hereby pronounce Probate of the said Will and of the Testators Codicils thereto and Administration of the Goods and Chattels rights and Credits of the said deceased and to the end that this my Renunciation may have its due effect in Law I do hereby Constitute and appoint Orial Vencash Gentleman one of the Proctors of the Supreme Court of Judicature at Madras or any other Proctor of the said Supreme Court to be my Proctor and to appear for me in the said Supreme Court of Judicature at Madras and pray and procure the same to be admitted and the said Renunciation to be also admitted and accepted to all intents and purposes in Law and I do hereby promise to ratify and Confirm all and whatsoever my said Proctor shall lawfully do or cause to be done in or about the Premises. In Witness whereof I have hereunto set my Hand and Seal in Madras aforesaid this day of December One Thousand Eight hundred and Thirty five.

W Garrard
Lt Col. Engrs

Signed and Sealed
the presence of-
Chas Lushington
Captain Engrs

52

In the Supreme Court of Judicature at Madras.

Ecclesiastical Side

In the Matter of the Last Will and Testament and Codicils of William Tillotson Drewry Esquire late a Captain in the Corps of Madras Engineers Deceased.

To The Honorable Sir Robert Buckley Comyn Knight Chief Justice of this Honorable Court

The humble Petition of Lieutenant William Garrard of the Madras Engineers and The Reverend George James a Cubitt Clerk a Chaplain on the Madras Establishment

Sheweth

That the said Testator departed this life as your Petitioners have been informed and believe at Sea in or about the month of March last having before his death made and Published his Last Will and Testament in writing bearing date the Fifteenth day of November One thousand Eight hundred and Thirty four with three Testamentary writings or Codicils thereto without date and the said Testator did by his said Will appoint his Brothers Henry R Drewry and Charles Stewart Drewry together with Richard Hardinge Stewart to be Executors to his Estate and the said Testator by his said Will also appointed Lieutenant Colonel Garrard of the Engineers and your Petitioners

Fees

his Executors in this Country But herein for greater Certainty your Petitioners Crave
to refer to the said Will and Codicils which are hereunto annexed.—

That Lieutenant Colonel William Garrard One of the said
Executors in this Country has by Deed Poll under his hand and Seal and bearing
date the day of December Instant renounced Probate of the said Will
as by such Deed of Renunciation which is also hereunto annexed appears.—

That the said Testator has left property and Effects within the
Jurisdiction of this Honorable Court to be Administered.—

your Petitioners therefore Pray that Probate
of the said Will and Codicils of the said Testator William
Tillotson Drewry deceased may be granted to your
Petitioners as Two of the Executors in this Country therein
Named reserving Power of granting the like Probate to the
said Henry R Drewry Charles Stewart Drewry and
and Richard Hardinge Stewart when they shall
respectively Come in and apply for the same.—

And your Petitioners will ever Pray &c.—

H. B. Rowsell
Proctor.

W Garrard
Lieut. Engineers

Geo. J. Cubitt

Lieutenant William Garrard and The Reverend George James Cubitt
the Petitioners in the foregoing Petition Named Make Oath and Say that the Contents
of the said Petition are true in substance and matter of fact.—

W Garrard

Geo. J. Cubitt

Sworn to at my Chambers
this 31st. day of December 1855.—
Before me

R Lamyn.

Oath to be Administered to Lieutenant William Garrard
and The Reverend George James Cubitt Clerk

You Severally Swear you believe this to be the Last Will and
Testament and Codicils of William Tillotson Drewry Esquire late a
Captain in the Corps of Madras Engineers deceased and that you are Two
of the Executors in this Country therein Named and that you will
faithfully Execute the said Will and Codicils by paying Debts and
Legacies so far as his Effects will extend and the Law requires and
that you will Exhibit a true and perfect Inventory of all the said
Effects and likewise a just account of this your Executorship
into the Supreme Court of Judicature at Madras when you
shall be thereto Lawfully required.—

L. B. Haworth
Brktr.

Sworn to at my Chambers
this 31st. day of December 1835.—

Before me.
R Money.

So help you God

William

Geo. J. Cubitt

a cp

No 4204 of 55

Filed 31st December 1855.

J. H. S. R.

Supreme Court

Madras

46 Ecclesiastical Side

In the Matter &c. of William Tillotson Drewry Esquire late a Captain in the Corps of Madras Engineers Deceased. –

69

Petition 12d/6

Pearton

(PROBATE)

Petition of S. Narasimhalu & Canacammal in re.

P. Kistnamah Naick

1836

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

In the Matter of the Last Will and Testament of Parathypottoo Kristnamah Naicker late of Madras Inhabitant residing at Triplicane in Sawmy Pillay Street within the local limits of Madras deceased.

To The Honorable Sir Robert Buckley Comyn Knight Chief Justice of this Honorable Court.

The humble Petition of Soorewaram Kristnamah Naicker of Madras Inhabitant residing in Grand Sawmy Naicker's Street at Triplicane aforesaid and Canacamall the widow of the said deceased and residing in Sawmy Street at Triplicane aforesaid.

Sheweth

That the said Testator Parathypottoo Kristnamah Naicker departed this life at Triplicane aforesaid on the Second day of November last having before his death made and published his Last Will and Testament in writing bearing date the said Second day of November last which is hereunto annexed.

That the said Will was originally written as and for

a draft Will of the said Testator (with certain blanks left and
alterations afterwards made) by Soorah Ramasawmy Naicke of Triplicane
2 and Deputy Translator to the Sudr Court of Fort Saint George at
and by the dictation of the said Testator in or about the beginning of
the month of October last shortly after the said Testator was attacked
with his last illness and that at about one o'Clock in the morning
of the said second day of November last the said draft which the
said Testator had neglected to have fair Copied was read over to the
said Testator when the names and words "Mr Mc Donell"
meaning "Knox Mc Donell Esquire of the Madras Civil Service
3 "Mr Dickins" meaning Henry Dickinson Esquire also of the
Madras Civil Service "Wife" meaning your Petitioners Canacamma
the wife of the said Testator and "Narasimhaloo" meaning your
Petitioner Sooravaram Narasimhaloo Naicke were by the
Testator's directions written in the margin of the first page of
the said Will by the said Ramasawmy ~~by the Testator~~
~~directions~~ as being his the said Testator's Executors thereof and that
certain ~~other~~ alterations were made and blanks previously left
4 filled up by the Testator's directions and at his dictation by the
said Ramasawmy and that the said Testator signed his initials to the
said Draft and published the same on the said second day of
November last as and for his last Will and Testament the said
Testator being at that time of sound and disposing mind memory
and understanding But herein for greater certainty your Petitioners

ue to refer to the said Will which is hereunto Annexed and to
Affidavit of the said Ramasawmy Sworn or intended to be
en in this Matter.-

That in and by the said Will your Petitioner Varacamah
xpresly named an Executor as being the lawful wife of the
Testator and your Petitioner Narasimbalo therein called
Narasimha Naicke" and "Narasimha Naicke" in twice mention-
ing the third Executor of the said Testator as on reference to
said Will appears.-

That the said Testator has left property and effects
in the Jurisdiction of this Honorable Court to be Administered.-

Your Petitioners therefore
pray that Probate of the said Last Will
and Testament of the said Testator
Parathyprotto Kistnamah e Naicke
deceased may be granted to your Petitioners
as two of the Executors in the said
Will named reserving Power of
granting the like Probate to the said
Thomas M.c Donell and Henry Dickinson
Esquires as the other two Executors thereof

to them

3

when they shall come in and apply for the
same.-

And your Petitioners will ever Pray &c.-

Sworn to at Triplicane this 5th day of January 1836 - The Contents having been previously explained to the Deponents by the Court Interpreter under and by virtue of a Commission issued for such purpose.-

Before me

J. H. Baillie
Commissioner

Soorayaram Narasimaloo Naicke and Canacamall the Petitioners in the foregoing Petition named make Oath and say that the Contents of the said Petition are true in Substance and Matter of fact.-

Sworn to at Triplicane this 5th day of January 1836 - The Contents having been previously explained to the Deponents by the Court Interpreter under and by virtue of a Commission issued for such purpose.-

Before me

J. H. Baillie
Commissioner

Copied by me -
D. J. Simmonds
Dept. Sec.

69

(PROBATE)

Oath administered to J.W. Branson & E.S. Hay in re.

Mrs. M.A. Gordon

1836

Oath to be administered to James William Bredson Postmaster and Custom Samuel Hay

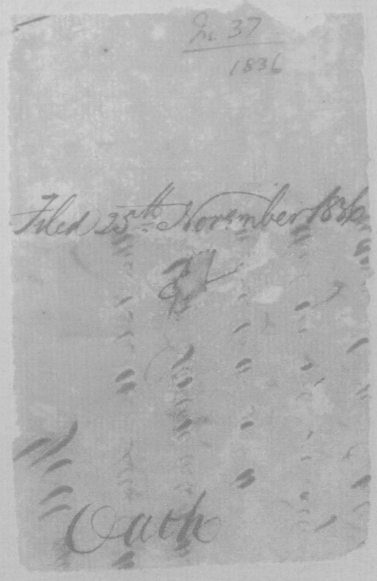
You severally swear that you believe
an instrument Last Will and Testament of the late Mary
Ann Gordon late of Madras Widow deceased and that you are
and by the said Will severally appointed Executors thereof
that you will severally faithfully perform the same and
administer her Estate and Effects by paying the debts and
that you will exhibit a true and perfect Inventory
of all the said Estate and Effects and likewise render a just
account of your Executorship when you shall be thereto
of reasonable at Madras when you shall be thereto
lawfully required

So help you God

Sworn to at my Chambers
this 25th day of November
1836
Before me

W. H. Bracken
Judge

N Mongin


No 37
1836

Filed 25th November 1836

Oath

7D

(PROBATE)

Oath administered to P. Cator in re. to
Mary Vigors.

1837

to be Administered to Peter Cator Esquire -

You Swear that you believe this to be the Last Will and Testament of Mary Vigors late of Saint Thomas Mount Madras deceased and that you are the Registrar of the Honorable the Supreme Court of Judicature at Madras for the time being and that you will faithfully Execute the said Will by paying Debts and Legacies so far as her Effects will extend and the Law requires and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your Executorship when thereunto Lawfully required -

So help you God -

Peter

Army Chambers
October 1837 -
Before me -

21.12.42

Pk 24 - 1937

42

(PROBATE)

Oath administered to J.A. Arbuthnot and G. Cadell

in re. to Capt. Thomas Thuillier

1837

Oath to be Administered to John Alves Arbuthnot Esquire and George Cadell Esquire &c.—

You Severally Swear you believe this to be the last Will and Testament of Thomas Thuillier Esquire late a Captain in the Seventeenth Regiment of the Madras Native Infantry deceased and that you are Two of the Executors thereby appointed and that you will faithfully Execute the said Will by paying Debts and Legacies so far as his Effects will extend and the Law Requires and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your Executorship into the Supreme Court of Judicature at Madras when you shall be thereto Lawfully Required.—

So help you God.—

J. B. Norton

Sworn to at my Chambers
this 15th Day of December 1837.—

Before me.

D. S. Ogilvie

J A Arbuthnot

Geo Cadell

3349 J 37 In 33 - 1837

Filed 15th December 1837

73

(PROBATE)

Oath administered to Abdul Hafeez Khan alias

Budda Meyan.

in re to Md. Tajuddeen Khan Bahadoor

1839

Oath to be administered to Abdool Hafeez Khan
Commonly called Budder Meeyan -

You Swear that you believe this to be the Last
Will and Testament of Mahomed Jaffoseen Khan
Bahadur, late of Mahomedan Inhabitant of Madras
deceased, and that you are the Executor therein
named and that you will faithfully Execute
the said Will by paying debts and Legacies
so far as the effects will Extend and the
Law requires and that you will Exhibit a
true and perfect Inventory of all the said
effects and likewise a just account of this your
Executorship into the Supreme Court of
Judicature at Madras when you shall
be thereto lawfully required -

So help you God.

Witness
Peon

Sworn to in open Court -
this 13th day of February 1839.
The Contents hereof having
been previously Explained
to the Deponent by the Court
Interpreter -

عبدالحفیظ خان
Abdool Hafeez Khan
alias
Budder Meeyan

Espd

No 18439

2n 6
m 1839

Supreme Court
Cecil Shore

Filed 13th February 1839
HKB

Oath

74

W Williams
Solicitor

73
45

(PROBATE)

Petition of Caroline Lewis in re. to
William George Fredennick Lewis.

1839

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

In the matter of the Last Will and Testament of William George Frederick Lewis Esquire late a Captain in the Forty Sixth Regiment of the Madras Native Infantry and Assistant Adjutant General in the Ceded Districts deceased.

To The Honorable Sir Robert Buckley Comyn Knight Chief Justice and The Honorable Sir Edward John Gambier Knight Puisne Justice of this Honorable Court.

The humble Petition of Caroline Lewis of Bellary in the East Indies the Widow of the said deceased

Sheweth,

That the said deceased as your Petitioner has been informed and believes departed this life in Camp near Cuddapah on the Ninth day of October One thousand Eight hundred and Thirty Nine having previously thereto duly made and published his last Will and Testament in writing bearing date the Fourteenth day of August One thousand Eight hundred and Thirty Nine and thereby appointed your Petitioner to be the Executrix and Alexander Duncan Campbell Esquire of the Madras Civil Service and the Testators Brother Frederick Lewis Esquire Surgeon and of the City of London to be Coexecutors of his said last Will and Testament but herein for greater Certainty and as to the further Contents of the said Will your Petitioner Craves to refer to the same now produced.

That the said Alexander Duncan Campbell hath by a Deed Poll under his hand and Seal bearing date the Thirtieth day of October one thousand Eight hundred and Thirty Nine renounced and disclaimed all and every of his right title or interest in or unto the Probate and Execution of the last Will or Testament of the said deceased and to the Letters of Administration with the same annexed. But herein for greater Certainty your Petitioner Craves to refer to the said Deed hereunto annexed.

That to the best of your Petitioners information and belief the said Frederick Lewis is residing in London or Elsewhere than in India.

That the said deceased hath left Property and Effects within the Jurisdiction of this Honorable Court to be Administered.

Your Petitioner therefore humbly Prays that

1

Probate

Probate of the said last Will and Testament of the said
William George Fredonnick Lewis deceased may be
granted to your Petitioner as the Executrix in the said
Will named Power being reserved of granting the like
Probate to the said Frederick Lewis the Executor therein
named when he shall come in and apply for the same.
And your Petitioner shall ever Pray &c.

Caroline Lewis.

Barlow Simpson
Proctor

Caroline Lewis the Petitioner in the foregoing Petition named
Maketh Oath and Saith that the Contents of the said Petition are true in
Substance and Matter of fact.

Sworn at Bellary this sixth day
of November 1839. Under and by virtue of a Commission
issued out of and under the Seal of this Honorable Court
for that purpose.

Caroline Lewis.

Before me

Alexander Welham Lawrence

Commissioner

2

3 Nov 1839

Supreme Court

29 / 1839 Madras

Eccl. Side

Filed 13th November 1839.

W. A.

In the matter of the Will

of W. G. T. Lewis Esqre deceased

Petition

75/

Rowlandson & Rose

Proctors

fo 6

74

(PROBATE)

Petition of Mrs. Julia Charlotte Thomas in re. to

James Thomas

1840

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

In the matter of the Last Will and Testament of James Thomas late of the Madras Civil Service Esquire deceased.

To The Honorable Sir Robert Buckley Comyn Knight Chief Justice and The Honorable Sir Edward John Gambier Knight Puisne Justice of this Honorable Court

The humble Petition of Mrs. Julia Charlotte Thomas of Madras the Widow of the said deceased.

Sheweth,

That the said James Thomas departed this life at Madras on or about the Sixth day of January instant, having previously thereto duly made and published his Last Will and Testament in writing bearing date the First day of January One thousand Eight hundred and Forty and thereof appointed your Petitioner the sole Executrix.

That the said deceased hath left Property and Effects within the Jurisdiction of this Honorable Court to be Administered.

Your Petitioner therefore humbly Prays that Probate of the said last Will and Testament of the said James Thomas deceased may be granted to your Petitioner as the sole Executrix in the said Will named.

And your Petitioner shall ever pray &c.

Julia Charlotte Thomas

Rowlandson & Rous
Proctors

Julia Charlotte Thomas the Petitioner in the foregoing Petition residing at Madras named Makes Oath and Saith that the Contents of the said Petition are true in Substance and Matter of fact.

Julia Charlotte Thomas

Sworn to at my Chambers this 24th day of January 1840

R Comyn.

a cp

to be Administered to Mrs Julia Charlotte Thomas

You Swear that you believe this to be the Last
Will and Testament of James Thomas Late of the Madras Civil Service
Esquire deceased and that you are the Sole Executrix therein named and that
you will faithfully Execute the said Will by paying debts and Legacies
so far as the Testators Effects will extend and the Law requires and that
you will Exhibit a true and perfect Inventory of all the said Effects and
likewise a just account of this your Executrixship into the Supreme Court
of Judicature at Madras when you shall be thereto Lawfully
required —

So help you God.

Julia Charlotte Thomas

to at my Chambers
of January 1840 -

Monyp

a. cp

Oath to be Administered to Mrs. Julia Charlotte Thomas

You Swear that you believe this to be the Last Will and Testament of James Thomas late of the Madras Civil Service Esquire deceased and that you are the Sole Executrix therein named and that you will faithfully Execute the said Will by paying debts and Legacies so far as the Testators Effects will extend and the Law requires and that you will Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your Executrixship into the Supreme Court of Judicature at Madras when you shall be thereto Lawfully required.

So help you God.

Julia Charlotte Thomas

Declaration for Probate

Sworn to at my Chambers this 24th day of January 1840.

J Harry

Supreme Court
Madras
Eccll Side

4

Filed 24th January 1840

In the Matter of the Last Will & Testament of James Thomas late of the Madras Civil Service Esqre dec.d

Petition

76

3/4

Rowlandson & Rose
Proctors

77
75

(PROBATE)

Oath administered to L.H.C. Visscher & G.W. Bloeme

in re. to Antonia alias Anthonella Maria Van

Hogendorp

1842

Oath to be Administered to Lambertus Hoenricus Cantor Visscher and Gerrard Wilhelmus Bloeme.-

You Severally Swear that you believe this to be the Last Will and Testament of Antonia alias Anthonetta Maria Van Hogendorp late a Dutch Widow of Pulicat deceased That you are in and by the said Will severally appointed Executors thereof And that you will severally faithfully Administer the Estate and Effects of the said deceased by paying Debts and Legacies so far as the Effects will extend And the Law requires And that you will severally Exhibit a true and perfect Inventory of all the said Effects and likewise a just account of this your Executorship into the Supreme Court of Judicature at Madras when you shall be thereunto lawfully required.-

Sworn to at my Chambers
this 21st day of January 1842.
Before Me.

So help You God.
L. H. Cantor Vis Scher.
G. W. Bloeme.

Edw.d J. Saunders.

No 1

Filed 25th January

Oath.

77

2nd 1842

Filed 21st January 1842

Oath.

77

(PROBATE)

78 Affidavit of Edwin Thomas Waller in re. to

Capt. Edward Wilson Kenworthy

1844

Supreme Court
Madras
Ecclesiastical Side

In the Matter of the last Will and Testament of Eliza Louisa Kenworthy deceased.

Edwin Thomas Walter of Madras a writer
[illegible] and Company
[illegible]
[illegible] well and sufficiently
[illegible] of Edward
[illegible] plain in the
[illegible] Light infantry from
[illegible] and Company
[illegible] the said Deponent
[illegible] such acts subsequently

1a

I Edward Wilson Kenworthy Esquire a Captain in the 73rd Madras Light Infantry do hereby declare that the last will and testament of my late wife Eliza Louisa Kenworthy dated at Bangalore this 5th day of February 1842 subscribed by Captain Thomas Cobbe assistant Surgeon Elijah Macwhirter and Engineer Master Superintendent Chintadrypettah and robert John Quigley Esquire Deputy Captain George Heavingham Establishment of the 19th Regiment N.I. are appointed by certain writing and I hereby declare that I have writing that the said Deponent Thomas Cobbe Esquire prove the same and obtain probate thereof

Edward Wilson Kenworthy Capt
73rd Light Infantry

Sworn at Bangalore
4th July 1844

recognized by the said Edward Wilson Kenworthy. And this Defendant further saith that the whole of the paper writing hereunto annexed including the signatures thereto is of the proper hand writing of the said Edward Wilson Kenworthy.

Witness
Peter

E.T. Walter

Sworn to before me at my
S.D. Chambers this 9th day of
August 1844 - - - - -

Edwd. J. Gambier.

Supreme Court
Madras
Ecclesiastical Side

In the Matter of the last Will and Testament of Eliza Louisa Kenworthy deceased.

Edwin Thomas Walter of Madras a writer in the Service of Messieurs Mac Dowell and Company of Madras Merchants residing in Royapooram Market Ward Caste and Saith that he is well and sufficiently acquainted with the Handwriting of Edward Wilson Kenworthy Esquire a Captain in the Twenty-third Regiment of Madras Light Infantry from this Deponent having repeatedly seen Letters from the to the firm of Messieurs Mac Dowell and Company which have been duly acted on by the said Messieurs Mac Dowell and Company and such acts subsequently recognized by the said Edward Wilson Kenworthy. And this Deponent further Saith that the whole of the paper writing hereunto annexed including the Signature thereto is of the proper hand writing of the said Edward Wilson Kenworthy.

Witness Sworn

E. T. Walter

Sworn to before me at my Chambers this 9th Day of August 1864

Chas. J. Gambier.

Supreme Court
Madras
Ecclesiastical Side

In the Matter of the last Will and Testament of Eliza Louisa Kenworthy deceased.

Edwin Thomas Walter of Madras a writer in the Service of Messieurs Mac Dowell and Company of Madras Merchants residing in Royapooram Madras Maketh Oath and Saith that he is well and sufficiently acquainted with the Hand writing of Edward Wilson Kenworthy Esquire a Captain in the Twenty-third Regiment of Madras Light Infantry from this Deponent having [illegible] to the firm of Messieurs Mac Dowell and Company which have been duly acted on by the said Messieurs Mac Dowell and Company and such acts subsequently recognized by the said Edward Wilson Kenworthy. And this Defendant further Saith that the whole of the paper writing hereunto annexed including the signature thereto is of the proper hand writing of the said Edward Wilson Kenworthy.

Witness Brown

E. T. Walter

Sworn to before me at my Chambers this 9th Day of August 1844 - - - - -

Edwd. J. Lambert

Nov 1882 Pub

In 26

Supreme Court
Madras
Eccl. Side

1844

Filed 13th August 1844

In the Matter of
C. L. Hayworthy deceased.

Affidavit of Edwin
Thomas Walter.

18/

4 2
2

3 Wilkins
Proctor

(PROBATE)

77

Will with translation & Probate granted to

C. Venkatachella Mudaliar & C. Choccalinga Mudaliar

in re. to C.S. Chellappa Appavu Mudaliar

1846

No 3549 /46

In the Supreme Court of Judicature at Madras.

Be it Known to all Men, that on the Third day of July Anno Domini One Thousand Eight Hundred and Forty Six the Last Will and Testament of Coonrum Saycadyar Chellappa Appauroo Moodelliar, late a Hindoo Inhabitant of Madras deceased,

(a Copy of which the translate thereof and of hereunto annexed,) was exhibited, read, and proved before this Court, and Administration of all and singular the Goods, Chattels, and Credits to the Deceased, in any wise belonging, was, and is hereby committed to Colattoor Vencatachella Moodelliar a Hindoo Inhabitant of Madras residing in Salay Street in the Black Town of Madras, and Colattoor Chocalinga Moodelliar also a Hindoo Inhabitant of Madras residing in Pardeshpen Naicken Street in the Black Town of Madras aforesaid, as the

Executors appointed by in the said Last Will named, being first sworn, well and truly to administer the same, and to pay the lawful Debts of the said Deceased, and the Legacies in the said Will contained, as far as the Goods, Chattels, and Credits of the said Deceased shall extend and the Law requires, and also to exhibit into the said Court, a true and perfect Inventory of all and singular the said Goods, Chattels, and Credits, and also a just Account, of all the Effects of the said Deceased, when they shall be thereto lawfully required.

Given under the Seal of the said Court at Madras, aforesaid, this Fourth day of July One thousand Eight Hundred and forty Six.

William A Leeds

Registrar.

PROBATE.

x H Shaw
Chief Clerk

for 3
rds

ATHENÆUM PRESS—R. HOSIE, PRINTER.

Translation —

This mark is common in the original — C. R. C. S.

(1)

On the 18th day of the Aleese month of the year Visvavasoo (or 1st November 1845) I, Coorrum Sayeadyen chellappa Appavoo the son of Coorrum, deceased Tamiah Moodelyar living at Chennapatnam, wrote and Kept (or caused to be written) the "Will," — with good Remembrance — of your ask what, — After my time, — an account of what I should give (to others) on account of receiving, — and on account of Conducting (matters) after my time, — I have appointed Colarsoor Vencata-chella Moodeliar, — and Colarsoor Chocacalinga Moodeliar these two persons, — as (my) "attorney". — What is due to me, — should be collected, — and the persons (I)

This word is badly spelt in the original C. R. C. S.

5b

owe to should be paid. — As the deceased, my grand-father Coorrum chellappa Vencata chella Moodeliar, — wrote and Kept in the "Will" on the 7th day of June month of the year 1845, that 25,000 Rupees be given to me; — the Rupees twenty-five — thousand should be collected as soon as the attorney to that "Will" having my grand mother Very clamoured praying the authority of "Probate" — and Rupees 1000 should be given to my mother — Tripoorammaal on account of (her) betle-nut Expense. — To Aindea — Adeppen day Varamyaeen, — a Becast-plate should be purchased for 500 Rupees and putting (inscribing) my name (upon it) (it) should be framed. — Rupees 1,100 should be given to my elder wife Shanmoogum on

This word is badly spelt in the original C. R. C. S.

nd Testament

Deceased, and
, and tha. yo
y paying Debts
ures, and that
d Effects and
Supreme Court

OU GOD.

account of (her) maintenance.— Rupees
1,000 be given to the second wife Roomiah-
-matay on account of (her) maintenance.—
The Remaining money should be divided
and given to my Creditors according to
"Devicde".— In this manner,— the —
"Will" written and Kept (or caused to be
written) with good sense.—

Coo- Chellappa Apparoo

Witnesses—

illa— Soobbaroya Moodely I Know.—

illa. Vincatachella Moodely I Know—

A true translation as near
as can be from the Malabar language—

C. Ringaroodoo
Chief Interpreter

Memo—

Document Received 30th June 1846. } C.R
Translation Ready 2d July - 1846 } C.J.

This word is used in the original.—
C.R.
C.J

No 116 of-1846.

2d July 1846—

Examined Compared and Carefully Collected with the original Will in the Malabar language and with the Translation thereof and attested to be a true Copy.—

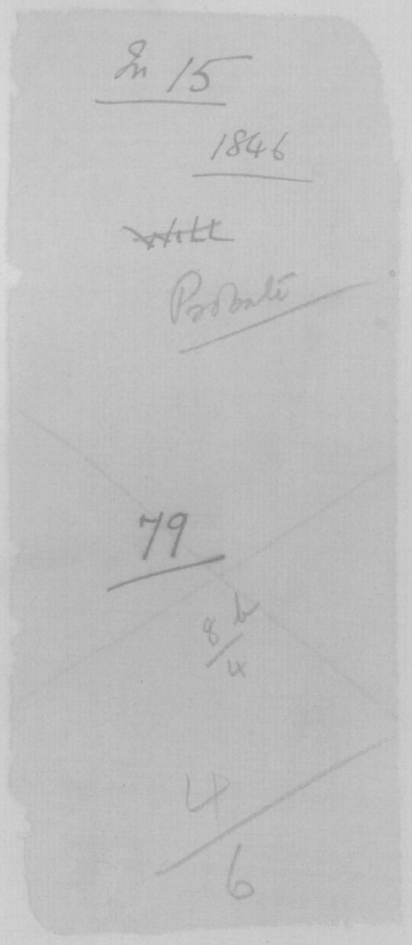
Wm Ard Lisle
Chief Clerk

74

Copy of the Oath Administered to

You Swear that you believe this to be the last Will and Testament of the Deceased, and that you will faithfully Execute the said Will and therein named, and that you will exhibit a true and perfect Inventory of all the said Effects and Legacies so far as the Effects will extend and the Law requires, and that you will likewise render a just account of this your Execut by paying Debts into the Supreme Court of Judicature at Madras when you shall be thereto lawfully required.

SO HELP YOU GOD.



(PROBATE)

76
80

Oath administered to C.M.Cundappa Mudaliar, S.Voomapathy Mudaliar, Muniswamy Mudaliar & Y.Ramanuja Mudaliar in re.to

C. Srinivasa Mudaliar.

1846

Oath to be administered to Chinnacauvanum Munnayree Cundappa Moodelyar Sydanjeenum Vomanpaty Moodelyar Moonisamy Moodelyar and Gatumbadoo Rammanoojа Moodelyar.

We Severally Swear that we believe this to be the last will and Testament of Chinnacauvanum Streenivasa Moodelyar late of Madras Hindoo Inhabitant deceased That we are the Executors thereby appointed That we will faithfully execute the said will by paying debts and legacies so far as the Effects will extend and the Law requires and that we will exhibit a true and perfect Inventory of all the said Effects and render a just account of our Executorships unto the Supreme Court of Judicature at Madras when we shall be thereunto lawfully required.

So help you God

Sworn to in Open Court this 27th day of July 1826 The contents hereof having been previously explained to the Deponents by the Interpreter of this Honorable Court.

P. Maasanapather Moodly
S. Moonisamy Moodelyar
G. Ramanoojeny Moodelyar

Cox for Hyde & Morris Solrs

No 2175/46

Filed 24 July 1846

In 20

Oath

80/ 4c/2

2/2

~~81~~
79

(PROBATE)

Petition of J.M. Wilson in re. to
Margaret Malton

1846

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

Of

The Honorable Sir Edward John Gambier Knight Chief

and

The Honorable Sir William Westbrooke Burton Knight Puisne

Justice of this Honorable Court. —

In the Matter of the Last Will and Testament of Margaret Matton late an Inhabitant of Madras and Widow deceased.

The Humble Petition of James Melville Milton an Inhabitant of Madras residing at Vepery within the Local Limits of Madras. —

Sheweth.

That the said Margaret Matton who was in her life time an Inhabitant of Madras and resided at Vepery within the Local Limits of Madras and who was in her life time the Widow of Edward Matton Esquire late a Captain in the Military Service of the Honorable the United East India Company on their Madras Establishment deceased, departed this Life at Cotacamund on the Neilgherry Hills a place subject to and under the Government of Madras, on the Seventh day of the present Month of July in the present Year One thousand eight hundred and forty six leaving no Child or Children her surviving —

That the said Margaret Matton previously to her decease and while of sound and disposing mind Memory and Understanding duly made and published her Last Will and

Testament

Testament in writing bearing date the Thirtieth day of June in the
present Year One thousand Eight hundred and Forty six and
therein and thereby Constituted and appointed Your Petitioner
the Sole Executor thereof as by the said Will Reference thereunto
will more fully appear –

That the said Margaret Melton deceased Left
Property and Effects within the Jurisdiction of this Honorable
Court to be administered –

That Your Petitioner is desirous of proving the said
Last Will and Testament of the said Mary Melton in this
Honorable Court in Common Form and of obtaining Probate thereof
as the Sole Executor therein named –

Your Petitioner therefore humbly prays
Your Lordships that Probate of the said
Will and Testament of the said Margaret
Melton deceased may be granted to
Your Petitioner as the Sole Executor therein
named – And Your Petitioner
Shall ever pray &c –

J. M. Melton

I James Melville Melton the Petitioner in the
foregoing Petition named Make Oath and say that the Contents
thereof are true in Substance and Matter of Fact. –

J. M. Melton

Sworn to in Open Court
this 31st day of July 1846.

William A. Sinclair
Dep.

2.

No 4349/805

Supreme Court
Madras
Ecclesiastical Side
Filed 31st July 1846

In the Matter of the
Last Will and Testament
of Margaret Malton
deceased -

Petition for Probate

Cramptton
Proctor

(PROBATE)

Oath administered to J. M. Wilson

in re. to Margaret Malton

1846

(PROBATE)

Oath administered to J. M. Wilson

in re. to Margaret Malton

1846

Oath to be Administered to Mr. James Melville Wilson -

You Swear that you believe this to be the Last Will and Testament of Margaret Malton late an Inhabitant of Madras and Widow of Edward Malton Esquire late a Captain in the Military Service of the Honorable the United East India Company on their Madras Establishment deceased and that you are the Sole Executor therein named that you will faithfully execute the said Will by paying debts and legacies as far as the Effects will extend and the Law requires and that you will exhibit a true and perfect Inventory of all the said Effects and render a just Account of this your Executorship in the Supreme Court of Judicature at Madras when you shall be thereto lawfully required -

So help you God -

Sworn to in Open Court
this 3d day of July 1816.

W. Mumford
Dep

Signature Proved.

In 22

Ex parte Sisk

Filed 31st July 1866

Oath.

82

Examiner
Proctor

88

(PROBATE)

Order, Oath & Petition of Noor Md. Saib Maracayer
in re. to Luvvay Tumbee Maracayer

1846

Filed 27 November 1846

Supreme Court
Madras
Ecclesiastical Side.

Vacation after the 4th Term 1846.

In the Matter of the Last Will and Testament of Lewray Tumbee Maracayer late of Pelacaray Merchant deceased.

Upon the Motion of Mr. Thomas Sydney Smyth on behalf of Noor Mahommed Sahib Maracayer the sole Executor named in the Last Will and Testament of the said Lewray Tumbee Maracayer deceased. and upon reading the Petition of the said Noor Mahommed Sahib Maracayer verified by his Affidavit Sworn this day, and the paper writing thereunto annexed alleged to be the Last Will and Testament of the said Lewray Tumbee Maracayer. It is Ordered that the said Petition be Received, and that the said Noor Mahommed Sahib Maracayer be at liberty to prove the said Last Will and Testament of the said Lewray Tumbee Maracayer deceased in Common form, and that Probate thereof passing out of and under the Seal of this Honorable Court, be granted in favor of the said Noor Mahommed Sahib Maracayer, the sole Executor in the said Will named. Dated this 27th day of November 1846.

Edwd. J. Lambert.

Examined

Extra

No 6955 46

34

Supreme Court
Madras
Ecclesiastical Side

Vacation after the 4th June 1846.

In the Matter of the Last Will and Testament of Lievay Jumbee Maracayer late of Pelacaray Merchant deceased.

W. Smyth
Proctor for Petitioner

To Move upon the within Petition of Noor Mahommed Sahib Maracayer for an Order that the said Petition be received and that the said Noor Mahommed Sahib Maracayer be at liberty to prove the Last Will and Testament of the said Lievay Jumbee Maracayer deceased in Common form, and Probate thereof issuing out of and under the Seal of this Honorable Court be granted in favor of the said Noor Mahommed Sahib Maracayer the Sole Executor in the said Will named.

27th Novr. 1846.

J C Jeremiah
Proctor

54

Filed 27 November 1846

Oath to be Administered to Noor Mahomed Said Manager.

I Swear that I believe this to be the Last Will and Testament of Luvvay Jumbee Maracayer deceased, late of Velacaray Merchant; That I am the Executor therein named. that I will faithfully execute the said Will, by paying debts and Legacies so far as the Effects will extend and the Law requires. And that I will exhibit a true and perfect Inventory of all the said Effects, and likewise a just account of this my Executorship into the Supreme Court of Judicature at Madras, when I shall be thereunto lawfully required. —

So Help me God.

Sworn to at Madras
this 27th Day of November 1846.
The Contents hereof having been
previously explained to the
Deponent by the Court Interpreter.
Before me.

Thos. Dallin.

Commissioner.

(1)

In the Supreme Court of Judicature at Madras
Ecclesiastical Side.

In the Matter of the Last
Will and Testament of Lawray
Tumbee Maracayer, late of
Pelacaray Merchant deceased.

To The Honorable Sir Edward John Gambier Knight
Chief Justice, and To The other Justice of the Same
Court.

The Humble Petition of Noor Mahomed,
Sahib Maracayer, a Mahomedan
Inhabitant of Madras residing in Moor Street
in the Black Town of Madras, the Sole Executor
in the said Will named.

Sheweth,

That the Said Lawray Tumbee Maracayer,
who in his life time resided in a House situate in Moor
Street in the Black Town of Madras, departed this life at
the last mentioned place on or about the Fourth day
February — in the Year of Christ one thousand Eight
hundred and forty one — leaving previous to his decease,
duly made and published his Last Will and Testament
in writing, in the Tamil Language and Character, bearing
a Mahomedan date, Corresponding with the Thirtieth
day

(1)

In the Supreme Court of Judicature at Madras
Ecclesiastical Side.

In the Matter of the Last
Will and Testament of Lawrey
Tumbee Maracayer, late of
Pelacaray Merchant deceased.

To The Honorable Sir Edward Iohn Gambier Knight
Chief Iustice, and To The other Iustices of the Same
Court.

The Humble Petition of Noor Mahomed
Sahib Maracayer a Mahomedan
Inhabitant of Madras residing in Moor Street
in the Black Town of Madras, the Sole Executor
in the said Will named.

Sheweth,

That the Said Lawrey Tumbee Maracayer
who in his life time resided in a House situate in Moor
Street in the Black Town of Madras, departed this life at
the Last mentioned place on or about the Fourth day
February —— in the Year of Christ one thousand Eight
hundred and forty one — having previous to his decease,
duly made and published his Last Will and Testament
in writing, in the Tamil Language and Character, bearing
a Mahomedan date, Corresponding with the Thirtieth
day

day of January ~~~ of the year one thousand eight hundred and forty one ~~ and thereby nominated and appointed your Petitioner the sole Executor thereof, as by the said Original Will according to the translation thereof made by the Sworn Interpreter of this Honorable Court hereunto annexed will appear.-

That the said Lurvay Tumbee Maracayer left property and effects within the Jurisdiction of this Honorable Court to be administered.-

That your Petitioner is desirous of proving the said Last Will and Testament of the said Lurvay Tumbee Maracayer in common form before this Honorable Court, and of obtaining Probate thereof in favor of your Petitioner as the Sole Executor therein named.-

Your Petitioner therefore humbly prays your Lordships that the said Last Will and Testament of the said Lurvay Tumbee Maracayer deceased may be proved in Common form, and that Probate thereof issuing out of and under the Seal of this Honorable Court may be granted to your Petitioner

(2) As

as the Sole Executor therein named.
And Your Petitioner shall ever
pray &c.a

Noor Mahommed Sahib Marakayer

Sworn to at Madras
this 27th day of November 1846.
The contents hereof having been
previously explained to the
Deponent by the Court Interpreter.
Before me
Thos Dallin
Commissioner.

I, Noor Mahommed Sahib Maracayer,
the Petitioner in the foregoing Petition named, Upon my
Oath Say, that the Contents thereof are true in
substance and matter of fact.

Noor Mahommed Sahib Marakayer

Exhibited by me
M. Lobb 27 Nov.
Lic.

3.

No 6953 pub.

Supreme Court
Madras
Ecclesiastical side.

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Filed 24 November 1856
WH

In the Matter of the
Last Will and Testament
of Luvvay Tumbee
Maracayer deceased.

83

Petition

14 f
7

I C Jeremiah
Proctor

(PROBATE)

Petition of J. Matilda Doyle in re. to

Lt. William Doyle.

1847

In the Supreme Court of Judicature at Madras.

Ecclesiastical Side

To The Honorable Sir Edward John Gambier Knight Chief Justice and to The Honorable Sir William Wilcocks Burton Knight Puisne Justice of this Honorable Court -

In the Matter of the Last Will and Testament of William Doyle Esquire late Lieutenant and Deputy Commissary of Ordnance in the Service of the East India Company on their Madras Establishment deceased -

The Humble Petition of Jemima Mathilda Doyle of Madras the Widow of the said deceased and residing in Mowbrays Street in the Black Town of Madras.

Sheweth.

That the said William Doyle who died in his life time a Lieutenant and Deputy Commissary of Ordnance in the Service of the East India Company on their Madras Establishment departed this Life at Penang on the Twelfth day of June in the Year of our Lord One Thousand Eight Hundred and Forty six leaving him Surviving Your Petitioner his Widow and four Children named John Doyle Patrick Doyle Emily Dale and Jemima Doyle -

That the said deceased previously to his decease and whilst of sound and disposing mind Memory and understanding duly made and published his Last Will and Testament in writing bearing date the Eighteenth day of December in the Year of our Lord One Thousand eight Hundred and Forty three and thereby Constituted and appointed Your Petitioner the Executrix thereof

&c

(1)

&c

in manner following that is to say

"I give and Bequeath to Jemima Matilda Doyle my
"dearly Beloved Wife, whom I believe Constitute make and Ordain my
"Sole Executrix of this my Last Will and Testament for her Life
"during her Widowhood and that of my four Children John Doyle,
"Patrick Doyle, Emily Doyle, and Jemima Doyle the whole of the
"Property that I may possess at the time of my death in Government
"Bonds Money Household Goods Chattels all Pay Arrears of Pay and
"Prize money due or Monies that may hereafter become due to me—
"Provided ever and always that my Property thus willed shall become
"the property of my aforesaid four Children in the event of my Beloved
"Wife Contracting a second Marriage or in the event of her death, in
"either Case they are to have an equal Share and Share alike of the
"residue of my property and in the event of any of the aforesaid
"Children dying before they attain the Age of Eighteen Years the
"Share or Shares of such Child or Children shall revert to the
"Surviving Children in equal proportions— It is further my wish that
"the Executors of this Will become joint Executors in seeing that part
"of it Carried into effect which will devolve upon them in the event
"of my Beloved Wife's death, or in Case She should Contract a
"Marriage as aforesaid—

"That Substidiary Executors are not however to exercise any
"power during the Widowhood and life time of my Beloved Wife If is
"under the Circumstances of her re-marrying or in Case of her death
"they are Called upon to act"— as by the said Will Reference thereto
will more fully appear—

That the said William Doyle has left Property and

Effects

Effects within the Jurisdiction of this Honorable Court to be administered -

That Your Petitioner is desirous of proving the said Last Will and Testament of the said William Doyle in this Honorable Court in Common form and of obtaining Probate thereof as the Executrix therein named -

Your Petitioner therefore humbly prays Your Lordships that Probate of the said Will and Testament of the said William Doyle may be granted to Your Petitioner as the Executrix therein named And Your Petitioner - Will ever pray &c -

Jemima Matilda Doyle

Affirmation Stamp

I Jemima Matilda Doyle the Petitioner in the foregoing Petition named make Oath and say that the Contents thereof are true in Substance and Matter of Fact. -

Sworn to in Open Court
by the said Jemima Matilda Doyle
this 29th day of March 1837. -
William A Lutyens
Dep

Jemima Matilda Doyle

Pro. Petn.

year 1847.
Bro. P.
Petition (1)

18

Supreme Court
Madras.
Ecclesiastical Side.

Filed the 29th March 1847.
WSH

In the Matter of the Last Will and Testament of William Doyle Esquire late a Lieutenant and Deputy Assistant Commissary of Ordnance in the Service of the East India Company on their Madras Establishment deceased.

Petition for Probate.

84

Crampton
Proctor.

~~85~~
83

(PROBATE)

Order, Oath and Petition in re. to Captain
William Isacke.

1847.

Friday 6th October 1847. 1A

Supreme Court
Madras
Ecclesiastical Side

Vacation after the 4th Term 1847.

In the Matter of the Last Will & Testament of William Isaake Esquire late a Captain in the Fifth first Regiment of Madras Native Infantry deceased.

Upon the motion of Mr Alexander Bain and upon reading the joint Petition of John Wylie Esquire and of George Arbuthnot Esquire (verified by their Affidavit) I Order that the last Will and Testament of the said William Isacke deceased be proved in Common Form and that Probate thereof be granted to the said John Wylie and George Arbuthnot as the Executors appointed by the said Will.

Dated this 8th day of October 1847.

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

In the Matter of the Last Will and Testament of William Isacke Esquire late a Captain in the Fifty first Regiment of Madras Native Infantry deceased.

To The Honorable Sir Edward John Gambier Knight Chief Justice and The Honorable Sir William Westbrooke Burton Knight Puisne Justice of this Honorable Court.

The humble Petition of John Wylie Esquire Doctor of Medicine and Inspector General of Hospitals in the Service of the East India Company on their Madras Establishment and of George Arbuthnot of Madras Esquire one of the Members of the Firm of Messrs Arbuthnot and Company of Madras Merchants and Agents.

Sheweth,

That the said William Isacke departed this life at Seramboor on or about the Twenty seventh day of September in the year of Our Lord One Thousand Eight Hundred and Forty Seven having previous to his death duly made and published his Last Will and Testament in writing bearing

(1)

date

date the Fourth day of August One Thousand Eight Hundred and Forty Seven and thereby Nominated and appointed your Petitioners to be the Executors thereof but knew for greater Certainty and as to the further Contents of the said Will your Petitioners Crave leave to refer to the same when Produced.

That the said Testator hath left property and effects within the Jurisdiction of this Honorable Court to be administered.

That your Petitioners as the Executors appointed by the said Will are desirous of having Probate thereof granted to them.

Your Petitioners therefore humbly pray that Probate of the said Last Will and Testament of the said William Searle deceased may be granted to your Petitioners as the Executors appointed by the said Will.

And your Petitioners shall ever pray &c.

John Wylie

George Arbuthnot

We John Wylie residing at Eyemouth and George Arbuthnot residing at the Adyan the Petitioners in the foregoing Petition respectively Named do make Oath and say that the Contents of the

Ro. Chancellor Proctor

date the Fourth day of August One Thousand eight Hundred
and Forty Seven and thereby Nominated and appointed your
Petitioners to be the Executors thereof but herein for greater Certainty
and as to the further Contents of the said Will your Petitioners
Crave leave to refer to the same hereunto annexed.

That the said Testator hath left property and effects
within the Jurisdiction of this Honorable Court to be administered.

That your Petitioners as the Executors appointed by the
said Will are desirous of having Probate thereof granted to them.

Your Petitioners therefore humbly pray
that Probate of the said last Will and Testament
of the said William Lourke deceased may
be granted to your Petitioners as the Executors
appointed by the said Will.

And your Petitioners shall ever pray &c.

John Mylie

Geo Arbuthnot

Pro Chancery
Proctors

We John Mylie residing at Eyemouth
and George Arbuthnot residing at
the Ardyan the Petitioners in the foregoing Petition respectively
named do make Oath and say that the Contents of the
said

2

date the Fourth day of August One Thousand Eight Hundred
and Forty Seven and thereby Nominated and appointed your
Petitioners to be the Executors thereof but herein for greater Certainty
and as to the further Contents of the said Will your Petitioners
Crave leave to refer to the same Recents annexed.

That the said Testator hath left property and effect
within the Jurisdiction of this Honorable Court to be administered.

That your Petitioners as the Executors appointed by the
said Will are desirous of having Probate thereof granted to them.

Your Petitioners therefore humbly pray
that Probate of the said Last Will and Testament
of the said William Leacke deceased may
be granted to your Petitioners as the Executors
appointed by the said Will.

And your Petitioners shall ever pray &c.

John Wylie
George Arbuthnot

Sworn before
Proctor

We John Wylie residing at Eyemouth
and George Arbuthnot residing at
the Adyan the Petitioners in the foregoing Petition respectively
named do make Oath and say that the Contents of the
said

Said Petition are true in substance and Matter

of fact.

Sworn at Decatur

this 8th day of October 1847.

Before me

Albert Stebbins

Com. in Chancery dist. Ill.

Oath to be administered to John Wylie Esquire and George Arbuthnot Esquire -

We John Wylie and George Arbuthnot &c
Severally make Oath and say that we believe this to be the
Last Will and Testament of William Isacke Esquire late a
Captain in the Fifty first Regiment of Madras Native Infantry
deceased and that we are the Executors appointed by the said
Will and that we will faithfully execute the said Will by
paying Debts and Legacies so far as his Effects will extend
and the Law requires and that we will exhibit a true and
perfect Inventory of all the said Effects and likewise a
just account of this our Executorship unto the Supreme Court
of Judicature at Madras when we shall be thereto lawfully
required--

Sworn at Madras
this 8th day of October 1847.
Before me
[illegible]
Commissioner &c &c &c

So help us God
John Wylie
George Arbuthnot

Probate.
year 1847.
Boro. 42.
Petition.

No 558/847

Supreme Court
Madras
Eccl. Side

42

Filed 9th October 1847

In the Matter of the Will &
of Capt. W. Isacke deceased

Petition

85

Rose & Saunders
Proctors

Probate.

year 1847.

Bdle. 42.

Petition.

No 558/947

Supreme Court

Madras

42

Eccl. Side

Filed 9th October 1847

In the Matter of the Will &

of Capt. W. Isacke deceased

Petition

85

Pote & Sauncey

Proctors

(PROBATE)

Petition of P. Narasingah Pillai in re. to

Tiruvengadah Pillai

1850

In the Supreme Court of Judicature at Madras

Ecclesiastical side

In the matter of the last Will and Testament of Jeroovengadah Pillé late of Madras Heindoo Inhabitant deceased

To the Honorable Sir Edward John Gambier Knight Chief Justice and To the Honorable Sir William Westbrooke Burton Knight Puisne Justice of this Honorable Court

The Humble Petition of Pillichandy Narasingah Pillé of Madras Merchant a Hindoo Inhabitant residing at No 9 in Ramiah Pillays Street at Pureamottur within the local limits of Madras

Sheweth

That the said Jeroovengadah Pillé and Narrayanah Pillay the parties named in the Will hereinafter mentioned were brothers and members of an undivided Hindoo family

That the said Narrayanah Pillay departed this life at Madras on the twenty fifth day of June one thousand eight hundred and forty seven

That

1

That the said Jeroovengadah Pelli departed this life at Madras on or about the Twenty fifth day of November in the year of Christ one thousand eight hundred and forty nine having previously thereto and whilst of sound mind memory and understanding made and published his last Will and Testament in writing in the Malabar language and Character herewith filed bearing date the Nineteenth day of May one thousand eight hundred and forty seven and thereby appointed your Petitioner the Executor thereof to which said Will your Petitioner craves leave to refer as part and parcel of this his Petition

That the said Testator so departed this life as aforesaid without having in any manner altered or revoked his said Will and leaving an Estate and effects within the Jurisdiction of this Honorable Court to be administered

That your Petitioner is desirous of proving the said Will in common form and of obtaining Probate thereof as the Executor therein named

Your Petitioner therefore humbly prays that the said last Will and Testament of the said Jeroovengadah Pelli may be

admitted

admitted to proof in common form and that Probate thereof may be granted to your Petitioner as the Executor therein named

And your Petitioner will ever pray &c.

Marumm affixed
Trotan

P. Narasingadillay

P. Pallepandaram Narasingack Pilli the Petitioner in the foregoing Petition named make oath and say that the said Petition is true in substance and matter of fact.

Marumm affixed
Trotan

The contents having been previously explained to the Deponent by the Court Interpreter Sworn to at Madras this second day of January 1850 Before me

P. Narasingadillay

C. H. Hunter
Commissioner

Explained by me
C. Ringanadum
Chief Interpreter

3

admitted to proof in common form and that Probate thereof may be granted to your Petitioner as the Executor therein nominated

And your Petitioner will ever pray &c.

P. Narasingadillay

Translation Filed

P. Narasingadillay

J. Pallapanatteum Narasingak Pilli the Petitioner in the foregoing Petition named make oath and say that the said Petition is true in substance and matter of fact.

Translation Filed

The contents having been previously explained to the Deponent by the Court Interpreter Sworn to at Madras this second day of January 1850 Before me

P. Narasingadillay

C. Whitehill
Commissioner

Explained by me
C. Ramyanadin
Chief Interpreter

3

Supreme Court
Madras
Eccl Side
Filed 2nd January 1850 W. S. C.C.

In the Matter of Jeroovenadah Pillé late of Madras deceased Intestate

86

Petition

4/5

Branson
Proctor

Hutchins

(PROBATE)

85

Letter, Petition and Oath in re. to

Thomas Keeton Terrell,

1859

In the Supreme Court of Judicature at Madras

A

Filed 6 August 1839 M. J. R.

Cochin 21st September 1837.

To

J. Sylvennus Esqre.

Cochin.

Dear Sir,

Having been much pleased with your conduct in the burial of my late beloved wife and with your kind attention towards me for many years, I beg you will in my demise take the entire charge of all my household effects &c &c and that you will dispose of the same and see that my body be conducted with ... ing all expences thereto incurred from the proceeds of the above said effects also the servants wages and house rent.

I wish you not to sell my clothes but give them to ... you will be pleased to put a small tomb stone over my remains - After paying all expences to the follow ing with the balance ...

Keep the fourth for your self.

Lieut Donald Lloyd Esqre ...

... and the rest reference having to the Property and effects of the said Testator within the Jurisdiction of Her Majesty's Supreme Court at Bombay and containing no provisions in respect of the Testators effects at Cochin or elsewhere within the Jurisdiction of this Honorable Court -

marriage portion for Mary who was brought up from Childhood by my late wife and now living under his protection.

Give to my present Butler Chonabutt Coorumbutty One fourth which is in addition to the Legacy I have already bequeathed to him by my Will which is in the House of Messrs. Forbes & Co. of Bombay, and the balance remaining in your hands give as you think fit to the Servants of my household.

I have written to Mr. Cashin the Head Magistrate of Cochin informing him that I have authorized you to take charge of my effects and to dispose of them according to the instructions given.

I have also written to the Acting Collector of Malabar directing that the arrears of pension due to me up to the date of my Demise may be paid to you and that your receipt shall be a valid and full discharge for the same. I advise you selecting the Collector that the Bills for the arrears of my pension may be written at his office and forwarded for your signature. I have also written to Messrs. Forbes & Co. informing them of my having disposed

of my effects here, & being unable to handle the house

Dear Sir
Your sincere friend
W.H. Farrell
late Capt. 2nd Regt. Nayr

Beg you will
you can
your pleasure
as a present

Butler

Commissioner

That the Law Will has returned to

Registered as No. 1. by me
this 15th day of June 1859.
at 8 O'Clock M. in the
7th. and 8th pages of the
Book of Register of Wills
&c. &c. remains to Will.

Deputy Registrar Bombay

In the Supreme Court of Judicature at Madras

(Testamentary Jurisdiction)

In the Matter of a Codicil to the Last Will and Testament of Thomas Heaton Ferrell Esquire Late a Captain in the Service of the Indian Navy but now deceased.

To The Honorable Sir Henry Davison Knight Chief Justice

And

To The Honorable Sir Adam Bittleston Knight Puisne Justice of this Honorable Court.

The humble Petition of Vincent Lafrenais a Book Keeper in the firm of Messieurs Aug Herton and Company residing at Cochin aforesaid.

Sheweth, That the said Thomas Heaton Ferrell died at Cochin aforesaid on or about the Twenty fourth of December one thousand Eight hundred and fifty eight having previously thereto and whilst of sound mind memory and understanding duly made and published his Last Will and Testament in writing which he deposited in the hands of Messieurs Forbes and Company of Bombay whom he appointed his Executors.

That the said Will has reference solely to the Property and effects of the said Testator within the Jurisdiction of Her Majestys Supreme Court at Bombay and contains no provisions in respect of the Testators effects at Cochin or elsewhere within the Jurisdiction of this Honorable Court.

That Petitioner is one of the
Executors named in the last Will
and Testament of the said Thomas
Keeton deceased who died on or about the
twenty first day of September One Thousand Eight hundred and
fifty three and a Caveat to his said Will having been
entered by Elizabeth Keeton and after the Investigation of
this Court and the said Will by this Court
duly approved Petitioner therefore shows that he intends
that the said Caveat shall be proceeded separately from the
said Will, but for greater certainty as to the contents of
the said Caveat your Petitioner craves leave to refer to the
same herewith annexed and marked X.

That the said Testator hath left property and
Effects at Esther and within the limits of the Jurisdiction
of this Honorable Court to be administered

Your Petitioner therefore humbly
prays your Lordship that his
Petition may be received, that he
may be at liberty to prove the
said Codicil of the said Thomas
Keeton and that Probate thereof
may

(2)

may be granted to him as Executor
thereby constitutionally appointed -
And your Petitioner will ever pray &c.

V. Lafrenais

St Vincent Lafrenais Esquire, a Merchant
in the firm of Messieurs Coghlan Dow and Company of
Cochin in the East Indies, Merchants and residing at
Cochin aforesaid, the Petitioner in the foregoing Petition
named, Maketh Oath and Say that the contents of
the said Petition are true, to the best of his knowledge and belief
of fact.

V. Lafrenais

Sworn to by the said Vincent Lafrenais
at Quebec in the East Indies this
thirtieth day of July 1859 before
and by virtue of a Commission issued out of
and under the seal of the Supreme Court
at Madras for that purpose and bearing
date the Twenty first day of July 1859
Before me

E. Sutherland
Commissioner

3.

Oath to be administered to Vincent Lafrenais Esqure

I Vincent Lafrenais Esquire a Book keeper in the firm of Mesrs Lawrence Brightown and company of Cochin in the East Indies merchants and residing at Cochin aforesaid Do swear that I have this paper writing marked with the letter A to be a Codicil to the last Will and testament of Thomas Keeton Lovell Esquire late a Captain in the Retired List of the Madras Navy but now deceased and that I am the Executor thereby constitutively appointed and that I will faithfully execute the said Codicil and will pay all the Debts and legacies of the said deceased so far as his goods will extend and the Law requires and that I will exhibit a full true and perfect Inventory of all and singular the goods chattels Credits and Effects of the said deceased and further render a true account of my Executorship unto the Supreme Court of Judicature at Madras when I shall be thereunto lawfully required.

V Lafrenais

Sworn to by the said Vincent Lafrenais at Cochin in the East Indies this thirtieth day of July 1859 under and by virtue of a Commission issued out of and under Seal of the Supreme Court at Madras for that purpose and bearing date the Twenty sixth day of July 1859

Before me

Commissioner

4

Probate

1859

B No. 22

Petition

B No. 22

1836 to 54

22 Supreme Court
Madras

Filed 6th August 1854
W. G. Pt

In the Matter of a Caveat
to the last Will and Testament of
T. H. Sewell Esq. deceased

87

Petition

14a
7

7

Poyen & Miller
Proctors

(PROBATE)

Petition of Puppee Chetty Venkatarangam Chetty

in re. to Puppee Chetty Parthasarathy Chetty

1861

In the Supreme Court of Judicature at Madras

Ecclesiastical Side.

In the Matter of the Last Will and Testament of Puppee Chetty Parathasarathy Chetty late of Madras Merchant deceased -

To The Honorable Sir Colley Harman Scotland Knight Chief Justice and To the Honorable Sir Adam Bittleston Knight Puisne Justice of the Honorable Court -

The Humble Petition of Puppa Chetty Venkatarungum Chetty of Madras Merchant -

Sheweth -

That the said Puppee Chetty Parathasarathy Chetty who was a Merchant and who resided in his life time in Nurdah Mooteapen Street in the Black Town of Madras departed this life at his residence aforesaid on the Twenty ninth day of July One thousand Eight hundred and sixty One having previously to his death and while of sound and disposing mind and memory duly made and Published his Last Will and Testament in writing in the Tentoo Language and Character bearing date the Twenty Seventh day of July One thousand Eight

Eight hundred and Sixty one and thereby Constructively appointed your Petitioner his Eldest Son Executor thereof

That the said Ruppee Chitty Parthasarathy Chitty hath left Property and Effects within the Jurisdiction of this Honorable Court to be Administered.

That your Petitioner is desirous of proving the said Will and obtaining Probate thereof as the Executor so Constructively appointed by the said Will

Your Petitioner therefore humbly prays your Lordships that this his Petition may be received and that he may be at Liberty to prove the said Will of the said Ruppee Chitty Parthasarathy Chitty in Common form and that Probate thereof may be Granted to your Petitioner as the Executor Constructively appointed by the said Will

And your Petitioner shall Ever Pray &c

Richard Shea
Proctor

Ruppee Chitty Kenealarungum Chitty

(2)

I Pusspee Chitty Vencatarungum Chitty of
Madras Merchant residing in Vendah Mootenpen
Road in the Black Town of [redacted] and the
Petitioner named in the foregoing Petition
upon my Oath say that the Contents of the
said Petition are true in substance and
matter of Fact -

Pusspee Chitty Vencatarungum Chitty

Ritchie Mac Poster

Sworn to
by the said Pusspee Chitty
Vencatarungum Chitty the Contents
hereof having been previously
explained to him by the Court
Interpreter this 7th day of
November 1861.-

Before me

E. Kennedy

Commissioner

Explained by me.
C. Kristnaswamy Iyen
Deputy Interpreter
Sworn
C K
by Interpreter

3

Supreme Court
Madras
Test. Side

50

Filed 7th November 1861
Mayr. R

In the Matter of the Last Will and Testament of Pappen chitty Parathasarathy chitty late of Madras Merchant deceased -

Petition

88

Coder

Petchie & Shaw
Proctors

21

(PROBATE)

Petition of Henry Read in re.

Lt. Col. Robert Garden

1810

3

Henry Reed, Roberto Butler and Lorenzo Nunn
the Petitioners in the foregoing Petition named severally make oath
and say, That the Contents of the said Petition are true in substance
& and matter of fact.

All Sworn at Fort Saint George
this 3d day of ~~July~~ August 1810
Before the Court

his
Henry X Reed
mark

his
Roberto X Butler
mark

2

15

Supreme Court
Ecclesiastical Side

In the Matter of the
Will of Lieutenant Colonel
Robert Gordon deceased

Petition

Filed August 3d 1818

Wm Prime

2

Oath administered to Henry Reid Esquire and Major Richard Butler ~~and Captain Lovegrove Evans~~

You Swear that you believe this to be the Last Will and Testament of Lieutenant Colonel Robert Gordon deceased and that you are the Executors named in the said Will, and that you will faithfully execute the said Will by paying Debts and Legacies so far as the Effects will extend and the Law requires, and that you will exhibit a true and perfect Inventory of all the said Effects and deliver a just Account of this your Executorship into the Supreme Court of Judicature at Madras when you shall be thereto lawfully required

So help you God

All Sworn in Open Court
this 3d Day of August
in the Year 1818

Henry Reid

Richd Butler

Before

Paris August 3d 1810.

21

22

(PROBATE)

Petition & Oath of John Clodie in re.

Lt. Michael Smith

1810

In the Supreme Court of Judicature at Madras

Ecclesiastical Side

In the Matter of the Will of
Lieutenant Colonel Robert Garden
deceased.

The Humble Petition of Henry Reid Esquire
Surgeon, and Major Richard Butler ~~and Captain~~
~~Lorenzo Moore~~ all of his Majestys Eighty ninth
Regiment of foot.

Sheweth,

That Robert Garden Esquire late a Lieutenant Colonel in his
Majestys Eighty Ninth Regiment of foot before his death duly made and
published his last Will and Testament in writing bearing date Fortyfaenth
George Firkieth May One thousand eight hundred and Ten whereby he
appointed your Petitioners his Executors As on reference to such Will is
hereunto annexed will more fully Appear.

That the said Testator departed this life upwards of fourteen
days ago, leaving property and Effects within the Jurisdiction of this
Honorable Court

Your Petitioners therefore humbly pray that
they may be allowed to prove the said Will in
Common form and that Probate thereof may be
granted in their favour.

And your Petitioners shall ever Pray &c.

Proctor

1.

In the Supreme Court of Judicature at Madras.
Ecclesiastical side

In the Matter of the Will of
Lieutenant Michael Smith deceased
The humble Petition of John Goldie of
Madras Surgeon

Sheweth

That Michael Smith late a Lieutenant in the Military service of the Honorable the East India Company under their Presidency of Fort SaintGeorge before his death duly made and published his last Will and Testament in writing bearing date at Bangalore the fourth day of June last whereby he appointed his beloved father Isaac Smith Esquire of London and your Petitioner to be his Executors As on reference to such Will hereunto annexed will more fully appear.

That the said Michael Smith departed this life upwards of fourteen Days ago leaving property and Effects within the Jurisdiction of this Honorable Court.

That your Petitioner is desirous of proving the same Will and of having Probate thereof granted to him as one of the Executors therein named.

Your Petitioner therefore humbly prays that he may be allowed to prove the said Will in Common form and that Probate thereof may be granted to him with the usual reservation in favour of the other Executors

1.