

This is the last Will and Testament  
of me Allan Weir of Churchillville East  
River in the County of Pictou, Nova Scotia,  
I give devise and bequeath all  
~~my~~ Real and Personal Estate, property,  
rights Credits and effects whatsoever to my  
Executors hereinafter named to wit my Sons  
Duncan Weir and Jonathan Weir and John  
McMurray of Pictou Esquire their heirs and  
assigns in Trust to grant sell convey and  
dispose of the same at Public or private Sale  
and to convert the same into money or a fund  
and after payment of all my just debts,  
funeral and testamentary expenses, I direct  
that out of such fund there shall be paid to my  
son Duncan Weir the sum of Six hundred  
Dollars. To my son James Weir Six hundred  
Dollars. To my son Jonathan Weir Six hundred  
Dollars. To my son Andrew Weir Eight hundred  
Dollars, and I will and direct that the last  
named sum or bequest to Andrew Weir  
shall be accepted by him in lieu and  
discharge of all and any debts claims and  
demands which the said Andrew Weir  
shall or may have or claim or allege to have  
against my Estate, and shall not be paid  
to him unless so accepted in full discharge.  
I will and direct that my Executors  
reserve Two hundred Dollars for the erection  
of a suitable Tombstone over my wife and my  
self. I also will and direct that my Executors  
pay to Janet Stalker the daughter of the late  
John Stalker of Barney's River the sum of

Four hundred Dollars being the sum which my late wife wished to bequeath to the said Jacob by a Will of her my said wife.

I will and direct that my Executors shall pay to my son John Weir the sum of ~~Twenty dollars~~ and also that if the said John Weir shall pay up all the Interest due and which shall be due at the date of my decease on and by virtue of the Mortgage made by the said John to me dated on or about the 28<sup>th</sup> day of March A. D. 1855. for four hundred pounds, then and on such payment of all the said interest I authorize direct and empower my Executors to release and discharge the said Mortgage and principal sum thereby secured freely and without any Consideration or Cash unto the said John Weir his heirs or assigns.

I will and direct that any residue of my Estate remaining undisposed of shall be equally divided amongst and paid to my said Sons Duncan Jonathan James and Andrew. I also will and direct that the Child or Children of any of my last named four sons shall take the share of any deceased parent and in case there should be a deficiency of ~~my estate to pay~~ in full all the foregoing legacies and bequests after payment of all my debts and testamentary Charges I will order and direct that such deficiency shall be borne by and deducted from the legacies to my said four sons (Duncan James Jonathan and Andrew) rateably in proportion to their respective legacies.

I Authorize and appoint the said  
Duncan Weir, Jonathan Weir and John  
McKislay as Executors and Trustees of  
and under this my last Will ~~and~~ <sup>and</sup>  
~~Testament~~ <sup>to which I set my hand and</sup>  
seal at Victoria this Tenth day of September  
A.D. 1877 and I revoke and declare to be  
null and void all other Wills by me heretofore  
made.

Signed, sealed and  
declared by the Testator  
as his last Will & Testament  
in presence of us who all  
together at the same time  
in his presence and  
at his request here.

Subscribe as Witnesses.

Signed A. J. Patterson

" Allan A. Ferguson

" John McKislay

Signed

Allan Weir

(L.S.)

I, Allan Weir formerly of Churchwillo,  
East River County of Hector and now of the  
Five trees Inn in said County do make and  
declare this to be a Codicil to my last and  
testament herewith before written, Having by said  
will directed that any Residue of my estate  
remaining undisposed of should be equally  
divided amongst and paid to my sons  
therein named, I will and direct that my  
son John Weir shall also with my said sons  
take an equal share of such residue and that  
my said Residuary estate shall be equally di-  
vided amongst and paid to my said sons  
Duncan Jonathan James Andrew and  
John, Witness my hand and seal set and  
subscribed to this Codicil this 19<sup>th</sup> day of  
December 1878. A.D. 1878.

Signed sealed and  
declared by the Testator  
as and to be a Codicil  
to his will in presence of  
us who all together at  
the same time in his  
presence and at his  
request hereto subscribe  
as Witnesses —

Signed  
Allan Weir (L.S.)

Signed, Archibald McRay  
" William Morton  
" Archibald McEwen

County of Pictou

In the Court of Probate of Wills, &c.

I do hereby certify that the foregoing instrument  
consisting of four pages is an exact and literal  
copy of the last will and testament and Codicil  
thereto, of Allan Weir late of Pine tree job in the  
County of Pictou, New Brunswick, deceased. Testate,  
which has been duly filed and admitted to Probate  
in accordance with the practice of the Court.

Given under my hand at Pictou,  
this 30<sup>th</sup> day of September A.D. 1885.

John H. Cairns  
Registrar

To John Ferguson Esq.  
Registrar of Deeds  
for the County of Pictou

Estate of  
Allan Weir, late  
of Pine Tree Cut, Georgian,  
deceased, Testate.

Copy of Will & Codicil,  
for  
Registrar of Deeds.

Procurator of Nova Scotia

Registrar of Deeds' Office, 15 Dec 1880. I certify that the within

instrument, indubitably, represents a true and correct copy of the above as in

the registry of Nova Scotia, Book No 1, pages 69, 70 & 71, on the said date.

of John Tolson's Registrar

John Tolson  
Reg.