

Probate & Copy

of the

Last Will & Testament

of

James Berric

6 mile Brook

Given under my hand & seal the

day of

the month of

Year of

In the Name of God Amen, I James Berrie of  
the Six Mile Brook of Pictou in the County of Pictou  
and Province of Nova Scotia Farmer being weak in  
body but of perfect mind and memory, calling  
to mind the mortality of my body and knowing  
that it is appointed for all men once to die, Do  
make and ordain this my last Will and Testament  
that is to say first of all I resign my soul into  
the hands of Almighty God and my body I  
recommend to the earth to be buried in decent  
Christian burial at the discretion of my Executors  
nothing doubting but at the general resurrection  
I shall receive the same by the Almighty power  
of God.

And respecting the worldly property with which  
it has pleased God to bless me in this life I give  
and dispose of the same in the following manner

First after the payment of all my lawful debts,  
I give and bequeath to Mary my beloved wife the  
following portion the same to be upheld given and  
paid to her yearly and every year during the term  
of her natural lifetime, namely three Cwt. of  
good wheat flour two Cwt. of good oat Meal,  
fifteen bushels of potatoes the use of one Milch  
Cow, ten pounds of sugar, three pounds of tea, twelve  
pounds of wool, two pounds in Cash Nova Scotia  
Curreney the use of one half of the house in which  
we now reside, the use of one third of the cellar,  
and the use of as much of the house furniture  
as she may need for her comfort, and the use of  
a horse and carriage and careful driver when  
she may require it, and a sufficient quantity  
of firewood hauled & cut at her house door  
to keep her house comfortable & also medical & other  
attendance when sick or otherwise requiring it.

Secondly I give unto my son William the sum of one shilling.

Thirdly I give unto my son James besides what he has already received the sum of one shilling.

Fourthly I give unto my daughter Gelly Widow of Alexander McDonald the sum of one shilling

Fifthly I give unto my daughter <sup>Mary</sup> wife of John McIntosh the sum of one shilling

Sixthly I give unto my daughter Jane wife of James Miln the sum of one shilling

Seventhly I give and bequeath to my daughter Ellen fifty pounds Cash Nova Scotia Currency & one Cow, six sheep, a bed & bed cloaths & a set of table furniture

Eighthly I give and bequeath unto my daughter Catherine fifty pounds Cash Nova Scotia Currency one Cow six sheep a bed & bed cloaths and a set of table furniture, The weaver's loom and the tackling belonging thereto to be the property of my daughters Ellen & Catherine conjointly

Ninthly I give unto my daughter Nancy wife of Dr. Fox one shilling.

Tenthly I give unto my son Daniel <sup>the sum of</sup> one shilling

Eleventhly I give and bequeath unto my sons Anthony & John four hundred acres of land on which I now reside together with all the buildings & improvements thereon and all the stock and farming utensils except what is hereinbefore bequeathed to and reserved for my wife Mary. The set of Blacksmith tools to be owned conjointly by both. If the lands on which I now reside should after measurement fall short of four hundred acres they are to have no more than it do contain,

but

but if it should exceed four hundred acres the  
overplus shall be laid off on the north west  
end of the lot and given to my son James,  
The above four hundred acres are to be equally  
divided between my sons Anthony & John  
Anthony to have the north end and John the south  
Also I give to my sons Anthony & John to be  
equally divided between them three hundred  
and seventy acres of land which I now  
own at Salmon River in the County of  
Colchester, All the above bequests and all  
the necessary expenses incurred in the execution  
of this my last Will and Testament are to  
be paid by my sons Anthony & John out  
of the property bequeathed to them, My wife  
Mary to have the use of my eight day clock  
if she chooses during her lifetime & to  
keep it in good order & afterwards to be  
given to my daughter Catherine

Also I constitute make and ordain  
John Graham Ebenezer Wood & Joseph  
Richard all of the West River of Putou the  
Executors of this my last Will & Testament  
whom I hereby empower to arrange and  
dispose of my property as this my last Will  
& Testament directs

In Witness whereof I have hereunto set my  
hand & seal this seventeenth of Oct<sup>r</sup> A. D.  
eighteen hundred and fifty five

Signed sealed and  
pronounced by the said }  
James Berrie as his last }  
Will & Testament in the }  
presence of us who in his

presence

present and in the presence  
of each other have hereunto  
subscribed our names  
(signed) David Wood (x) Sign<sup>d</sup> James x Berrie  
" " David Connors } his  
" " Alexander Wood } mark

PROVINCE OF NOVASCOZIA, County  
of *Pictou* Court of Probate.

By the Worshipful *James Fogo* Esquire,  
Judge of *His* Majesty's Court for the Probate of Wills, and granting Letters of Administration, &c. in  
and throughout the County of *Pictou* in the Province of Nova Scotia,

TO ALL TO WHOM THESE PRESENTS SHALL COME

GREETING.

KNOW YE that on the day of the date hereof,

Before me, the last Will and Testament of *James*

*Berrie*

late of *Six Mile Brook* in the County

aforesaid *James* deceased (of which last Will

and Testament, a true copy is hereunto annexed,) was

proved, approved, and allowed; the said deceased, having,

whilst living, and at the time of *his* Death,

Real Estate, Goods, Chattels, Rights, and Credits, and having last dwelt at *Six Mile Brook* aforesaid,

in the County aforesaid, by reason whereof the proving, approving, and allowing the said Will, and the

granting Administration of all and singular the said Real Estate, Goods, Chattels, Rights and Credits; and

also the auditing, allowing, and final discharging the accounts thereof, appertain to us; and Administration of

all and singular the Real Estate, Goods, Chattels, Rights and Credits, of the said deceased, in any way con-

cerning *his* Will, was granted to *John Graham, Ebenezer Wood*

and *Joseph Richard* all of the *West River*

in the County of *Pictou* *James*

the Executors named in the said last Will and Testament *they*

being first sworn, well and faithfully to administer the same, and to make a full and true Inventory of all and

singular the said Real Estate, Goods, Chattels, Rights and Credits, and to exhibit the same into the Registry

of our said Court, on or before the *twenty second* day of *July* next ensuing,

and also to render a just and true account thereof, and to do and perform, when thereto lawfully required, all

such other acts, matters and things, as to the true and faithful administration thereof, may or shall of right

appertain.

Given at *Pictou* in the Registry of our said Court, under the Seal thereof, the

*twenty second* day of *April* in the year of our Lord,

One Thousand Eight Hundred and *fifty six* and in the *Nine*

*teenth* Year of *His* Majesty's Reign.

*Jan Dickson*  
*Regisr*



*James Fogo*