

In the name of God, Amen. I Stephen D Berkman of
Berkmantown in the county of Westchester and State of
New York, Physician, being sensible of the shortness and
uncertainty of this life, and desirous of making disposition
of all my worldly estate, for the propepsion and
enjoyment of which, as well as for all other blessings
vouchsafed to me, my devout thanks are most justly
due to my Heavenly Father, I do make this my last
Will and Testament, hereby revoking all others by me
heretofore made, and declaring this and none other
to be my last Will and Testament.

First. I direct all my just debts and funeral
expenses to be paid by my Executors as soon as
conveniently may be after my decease.

Secondly. I give and devise to Anna C. Bail; Sarah
C. Dearin; Montgomery Dearin; Susan F Dearin and
Mary W Dearin the grandchildren of my late wife
Sarah, all and singular those two lots of ground with the
buildings thereon, situate in Berkmantown aforesaid,
known and distinguished on a map of the village of
Berkmantown dated October 1836 & filed in the
Clerks Office of the County of Westchester as numbers
8 (eight) and 9 (nine) on the north side of De Peyster
Street, between Clinton and Cortlandt Streets as laid
down on said Map. Each lot containing fifty feet in
width in front and rear, and one hundred and
twenty five feet in depth on each side. To have and
to hold the same with the appurtenances to the said

Anna C. Bail; Sarah E. Dearin; Montgomery Dearin;
Susan A. Dearin and Mary W. Dearin; their heirs
and assigns forever. I also give and bequeath to the
said Anna C. Bail; Sarah E. Dearin; Montgomery Dearin;
Susan A. Dearin and Mary W. Dearin the sum of
one thousand five hundred dollars to be distributed
among them in equal shares, that is to say the
sum of three hundred dollars to each of them ^{respectively}.
Thirdly. I give and bequeath to Susan Bishop who
has for some time been an inmate of my family
the sum of Two thousand dollars.

Fourthly. I give and bequeath all and singular
my household goods and furniture, watches, plate,
jewelry, books and family stores to my two sons
Stephen Frederick & Gerard Rhodolphus to be divided
between them in equal shares, and in case my
said sons cannot agree upon a division thereof or
of any part thereof it is my desire that such division
or so far as my said sons cannot agree in relation
there to be made by my Executors in such manner
as my said Executors may deem just, and thereby
authorize my said Executors to make such division
accordingly, and likewise in their discretion to
sell any part thereof in respect whereof my said
sons cannot agree as aforesaid, and divide the proceeds
between them according to their respective interests
therein. And I do also give and bequeath to my
said two sons the sum of Twenty thousand dollars to

be divided equally between them, that is to say, the sum of ten thousand dollars to each of them respectively.

Fifthly. I give and bequeath to my grandchildren Stephen and Mancius, the two children of my deceased son George, the sum of six thousand dollars, interest thereon as hereinafter mentioned, to be equally divided between them, that is to say, the sum of three thousand dollars to each of them respectively, and untill the principal of said legacies shall be paid, my will is, that the same shall be deemed to bear interest at the rate of six per cent per annum from the time of my death, & I authorize my Executors from time to time as such interest shall accrue to pay over such interest to him or them being of age, or to apply the same to his or their use being under age, in the proportions in which they shall severally be entitled thereto, and as to such part of such interest as shall not be so paid or applied, to pay over the same together with and in addition to the principal of such legacies.

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+ Sixthly. As to the rest residue & remainder of my estate both real and personal of whatever kind or nature, I give devise and bequeath the same as follows, that is to say— The one equal undivided third part thereof to my said son Stephen Frederick, To have and to hold the same to him his heirs, executors administrators & assigns forever.

The one other equal undivided third part thereof

to my said son Gerard Rhodolphus. To have and to hold
the same to him his heirs, executors, administrators
& assigns forever. And the remaining equal undivided
third part thereof to my grandchildren Mary & Anna
the children of my deceased daughter Anna Whaley
To have and to hold the same to them their heirs
executors administrators and assigns forever.

Seventhly. For the more easy & convenient division
distribution & settlement of my estate, I hereby authorize
& empower my Executors to sell & dispose of the
same, whether real or personal, or any part or
parts thereof, and either for cash, or partly for
cash and partly upon credit, and also to compromise
any claim or claims which may be made upon
my Executors or upon my estate or which I or
they may have or be entitled to against any
other person or persons. And also to set apart, allot
and convey to any or either of my said children
or grandchildren any part or parts of my estate,
to be for that purpose appraised and valued in
such manner as my said Executors may deem
most equitable, and to be charged to and taken by
such child or grandchild to whom the same shall
be so set apart allotted or conveyed at such appraised
value as part of his or her share of my estate under
this my Will.

Eighthly. As to the share or shares of such of my
Grandchildren as shall be minors, in case no general

which has been

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Guardian shall be appointed and authorized by law
to receive the same, it is my Will and I do hereby
direct my Executors to deposit such share or shares or
such part thereof as shall be payable in cash, in the
New York Life Insurance and Trust Company at
interest, for the use and benefit of such Minor or
Minors during his, her or their minority, and in such
manner that the income arising therefrom may be
applied to the use of such minor or minors.

Lastly. I hereby nominate and appoint my friends
Nathaniel Baylis and Evan Morrison of Tarrytown
and Gerrit G. Van Wageningen Esquire of the City of Brooklyn
Executors to this my Will, hereby giving to my Executors
full power and authority to do and perform every
act matter and thing necessary or proper to carry
the same into effect according to the true intent &
meaning thereof.

In Witness whereof I have hereunto set my
hand and seal this twenty fourth day of June in the
year of our Lord one thousand eight hundred and
fifty six.

J. D. Beekman 

Subscribed by the said Testator Stephen D. Beekman
& by him declared at the time of making such
subscription to be his last Will and Testament in
the presence of each of us who have signed our names
as witnesses at the request of the said Testator.

Wm. Lee

Mount Pleasant

Stephen C. Hammond Mount Pleasant

Whereas, I, Stephen D. Beekman of Beekmantown in the Town of Mount Pleasant in the County of Westchester and State of New York, have heretofore made my last Will and Testament in writing bearing date the twenty fourth day of June in the year of our Lord one thousand eight hundred and fifty six, in and by which I have devised & bequeathed unto Gerard Rhodolphus Beekman one of my Sons a certain portion of my estate real and personal therein mentioned and described.

Now therefore, I do by this my writing which I hereby declare to be a Codicil to my said last Will and Testament and to be taken as a part thereof, Order and declare that my Will is, that instead of such devise and bequest ^{to him} my said Son Gerard Rhodolphus to and for his own use absolutely, I give devise and bequeath, all that certain portion of my estate real and personal, mentioned and described in my said last Will and Testament, as the share of my estate intended thereby to be devised and bequeathed to my said Son Gerard Rhodolphus Beekman, to William Hibbard and Nathaniel Baylis, two of the Executors of my said last Will and Testament therein, herein and hereby nominated and appointed, and the survivor of them, and their heirs, executors administrators and assigns forever. In trust nevertheless, and to and for

the following uses and purposes, that is to say,
to receive the rents, issues, profits and interest
thereof from time to time, and after the payment
of necessary charges and expenses, to apply the
same towards the support and maintenance of
the said Gerard Rhodolphus Beekman, and in
such a way as to be free, clear and discharged
of and from all debts, now by him owing or hereafter
to be contracted, and from all Assignments, Mortgages,
or incumbrances thereof by him to be made,
for and during the term of his natural life.
And in further trust, from and immediately
after the death of the said Gerard Rhodolphus,
to convey and distribute the said portion of
my estate to and among his widow and issue,
if any such there should be, him surviving,
or the survivor or survivors of them, in equal
proportions share and share alike, and if there
should be no widow or issue then living, then
in trust to convey and distribute the same
to and among my heirs or next of kin. And
it shall and may be lawful for the said
Trustees and the Survivors of them, at any time
during the life of the said Gerard Rhodolphus,
to grant, bargain ~~and~~ sell and dispose of the
portion of my estate or any part thereof so
devised to them in trust as aforesaid, at public
or private sale, at such time or times and upon

such terms and in such manner as to them shall seem meet, and to reinvest the proceeds thereof and to change from time to time the investment thereof as to them shall seem meet; the rents issues profits and interest thereof to be applied as aforesaid, but the consent in writing of the said Gerard Rhodolphus shall be necessary for any such grant, bargain, sale, re-investment or change of investment. And I do hereby nominate and appoint my friend the said William Hibbard of the city of New York, now President of the Bowery Fire Insurance Company to be one of the Executors of my said last Will and Testament in the place and stead of Evan Morrison therein named. And it is my desire that this Codicil be annexed to and made a part of my last Will and Testament as aforesaid to all intents and purposes, hereby revoking all such parts of my last Will and Testament as are inconsistent with the directions and provisions herein contained.

In Witness whereof I have hereunto set my hand and seal this twenty ninth day of October in the year of our Lord one thousand eight hundred and fifty six

S. D. Berkman 

The above instrument consisting of one sheet was at the date thereof signed sealed published

and declared by Stephen D. Berkman the
Testator therein mentioned, as and for a Codicil
to his last Will and Testament in presence of
us who at his request and in his presence and in
the presence of each other have subscribed our
names as witnesses thereto.

James Law
Stephen L. Hammond

Harry Town.
Berkman town.

Copy of
The Last Will & Testament
of Stephen D. Berkman.
