

~~Will & Testament of Philip van Cortlandt~~

In the name of God Amen. Philip van Cortlandt of
The Town of Cortlandt being in sound mind and memory do Make
This my Last Will and Testament hereby revoking all former Wills
in manner and form following —

And first it is my Will that my Earthly Body be buried
at the discretion of my Executors hereafter to be named and all
my debts paid soon after my decease —

And whereas it may appear by The Last Will and Testament
of my deceased Grand Father Philip van Cortlandt that the Lots
of Land wherein I now reside at the Mouth of Corton River
being known as front Lot Number One of the Manor of
Cortlandt was devised and left to my Father Gerrit van
Cortlandt with In tail to his Eldest Son and as the Laws
of the State of New York have abolished all In tails and
my right established both by Law and the decease of my
Father I am authorized to dispose of the same —

And Whereas at my decease it may be probable that
a Ballance of monies may be due from me to the Estate
of my deceased Father and in order to discharge the same
without disagreement among my Relations and to promote
harmony and prevent Law Suits. I do hereby direct and it is
my Will that the said Lot of Land on which I live the
same being amply sufficient shall be accountable for the
extinguishment thereof. And as my Brother & Sisters will
be entitled to an Equal part of the Ballance which may
be due from me to the Estate And as the Land I shall give
to Each will be of more value than their Individual share
of said ballance it is my Will that no Account be made
thereof this being a Settlement —

Therefore in Consideration of the above I do in the first
Place give and bequeath unto my Brother Gerrit van Cortlandt
and to his heirs and assigns for ever all that part of said front
Lot Number One of the Manor of Cortlandt. Beginning
at the North West Corner thereof where it joins the Land
of John Conklin and runs with the line of said lot North
Easterly to the Landing Road then following the said Road

to a Run of Water, then down the said Run of Water to Cruton River
then to the middle thereof. Then down the said River keeping the
middle thereof, passing the Deer hole to the Island called Deer Islands
then to the tree standing on the South Side of said Cruton River
and in the Corner of the Town of Greensburgh and of the Town of
New Castle then down Cruton River on the South Side thereof to
Hudson River then westerly and as it may run with the waters of
the said Cruton to the Meadows Creek then up the same to the West
of Land then following the said Meadow Land and Meadow Creek
until it comes to Dike made by Robert Underhill then a West
Line to Hudson River then westerly along the said Hudson River
to the Place of Beginning containing about six hundred Acres
of Land Subject to the discharging the aforesaid Ballance and
also the payment of five hundred Dollars "when necessary"
as stipulated to be paid to the Underhills on the Place given
them for the mill seat to be paid for buildings exclusive
of mills which said buildings was erected on the Land hereby
bequeathed

I Item - I give and bequeath unto my Sister Catharine
during her natural life all that part of said Lot Number
One Beginning at the Line of John Conklin's Land on the
North Easterly Side of the Landing Road and Run with said Road
Easterly to a Run of Water then down the same to Cruton River
then to the middle thereof then up the same to the Brook
North Easterly to the House where David Ford now lives then
following up the Brook to where the Brook was blown to drain
the Swamp, thence North westerly course to the line of said Lot
Number One in the South westerly End of said Swamp then
following the line of said Lot to the Place of Beginning
containing about two hundred Acres and after the decease of
my said Sister Catharine I give and bequeath the same to
her son Charles Evan Wyck his Heirs and Assigns for ever
Subject nevertheless to the discharging the aforesaid ballance -

I Item - I give and bequeath unto my Sister Cornelia
and to her heirs and Assigns for ever Subject to the proportion
of the aforesaid Ballance the North Easterly End of said

Lot Number One. Beginning at the Mouth of Good brook and runs to the Lot Rased to Jeremiah Gysley for the Still House Then following on the East Side thereof leaving Garret Williams possession of House Stable and Garden on the Corner to the East until it comes to the Road, Then run the Road as runs to the North westerly Line of said Lot Number One, then North Easterly along the said Line to the North East Corner thereof then South Easterly along the Line to Croton River to the place of Beginning Containing Two hundred Acres more or less Reserving thereout for the use of the part to be bequeathed to my Sister Ann that piece of Ground lying before the house where Jeremiah Gysley lives containing about One Acre to extend far enough so as to include a Spring of water which may be brought to the House. Also Reserving One Acre doorthly thereof to place a Barn or Stable leaving a Lane between the two Lots from the Road Eastward

Item I give and bequeath unto my Sister Ann and to her heirs and assigns for ever all that part of said Lot situate between the part bequeathed to my Sister Catharine and the part bequeathed to my Sister Cornelia containing about Two hundred Acres including the Two Acre pieces in front of the House of Jeremiah Gysley lives. Subject never = theles to the discharging the before mentioned Ballance

And Whereas I am indebted to my Sister Catharine as may appear from Settlements to be made and in Order to secure the pay ment thereof I do hereby direct that my part of the mills South of Croton River and the House and Land in the possession of John T. Hollman be accountable and I do hereby give and bequeath the said House Land and my part of the said mills and every thing appurtenanting thereunto together with what the said John T. Hollman is or may be in my debt on account thereof unto my nephew Gierre Coon Wyck and to his heirs and assigns for ever Subject to an equitable discharge of the Debt hereafter to be found due to my said Sister Catharine as aforesaid —

And Whereas I have received Money from Walter Howden

which arose from his being Miller and superintending the mills left by the Lindsells and have also received some profits from the lands belonging to the Estate of my deceased Father South of Croton River and South and East of John T. Holzman and whereas I have paid the Taxes and for Improvements made thereon but perhaps not equivalent and as my deceased Father by his Last Will did give and bequeath to me a part thereof therefore wishing that full compensation be made I do give and bequeath the said part which in my Opinion is of more value than the Equivalent unto my Brother Pierre and my Sisters Catherine Camelia and Ann and to their heirs and assigns for ever

Having thus far arranged and disposed of the Estate which was derived from my Grand Father and Father in the most equitable manner that my Lindsell Family could devise in order to prevent discord and promote happiness, good will and Affections among all concerned which I hope and most sincerely pray may be the result —

I shall now proceed to dispose of what it has pleased my heavenly Father and God to bless me with in addition and in order to prevent difficulties in the distribution of Articles of trifling amount and to place in one Confidential Person property sufficient to discharge all my Debts I do give and bequeath unto my nephew Philip Van Wyck and to his heirs and assigns for ever all the residue of my Estate both Real and Personal Excepting such parts thereof as I may particularly designate give and bequeath by a Codicil or Codicils hereafter to be made and added to this my Last Will with full power to sell and convey Real Estate foreclose Mortgages fulfill Contracts collect Debts and pay all what is due from me to the People of the State of New York and all other Demands against me except such as is already provided for by this my Last Will —

And I do hereby direct and appoint my Brother Pierre Van Cortlandt my nephew Pierre Van Wyck

my Nephew Philip G. Van Wyck Executors and my Sisters
Cornelia Beckman and my Sister Ann Van Merselaer
Executrices to This my Last will

Signed sealed published and declared to be my Last will
and Testament the Ninth day of March in the year One
Thousand Eight and Twenty four -

In the Presence of,

Robert Acker

Rachel Tompkins

John Guild ---

Wm Cortlandt (L.S.)

Codicil

To all to whom these presents shall come send Greeting
Whereas I Philip Van Cortlandt of the Town of Cortlandt on
the Ninth day of March in the year One Thousand Eight
hundred and Twenty four did execute an Indenture pur-
porting to be my Last will with a reservation therein ex-
pressed to make a Codicil Thereto if I should conceive it
proper and Therefore on Reflection being of sound mind and
memory for which the Lord be praised. I do make This a Codicil
to my said Last will with amendments and alterations as follows

Whereas I did in my said Last will bequeath to my
much lamented and deceased Nephew Givre G. Van Wyck my Mills
South of Croton River now in the possession of John T. Polkman
together with Land and Premises all which Bequest with the Con-
ditions annexed in the Clause as the same is expressed is hereby
made void and revoked to all intents and purposes. And Whereas
I have discovered a mistake in my said Last will in the fifth
line from the bottom of the first page or sheet of the word
"Greensburgh" which should be "Mount Pleasant" I therefore
hereby direct the alteration -

And Whereas I have directed by my said Last will
in order to discharge what I had received from Walter Fowler
and others ^{given} to my Brothers & Sisters my part of the Land

South of Croton River as payment and whereas I have purchased most of that Land from my said Brother and Sisters. And I being also chargeable with all the debts due from me to the Estate of my deceased Father conceive the whole of that Clause useless And do hereby direct the said Clause be revoked and made void to all intents & purposes —

And whereas I have in this Codicil made void the Clause in my will which gave to my deceased nephew Givre G. Van Wyck my Mills South of Croton River &c. and whereas I have paid One Thousand Dollars for said Books which I left in his possession And also paid several hundred Dollars to purchase up his Notes at his request to relieve him from Debt. It is therefore my will and I do by this Codicil bequeath the said Land Books for his Son's benefit and that no charge be made for the said Notes And whereas I have been informed that there is found among my said Nephew's papers a promissory Note for several hundred Dollars due from me to him which might have been made to obtain money ^{for} ~~from~~ me from some of the Banks in New York and neglected. However for certainly I do hereby make it payable for his Son's benefit —

I give and bequeath all that piece or parcel of Land as the same is now in fence and which joins the Highway and the Land of John Conklin where the Methodist Meeting House now stands containing about Two Acres or thereabouts more or less and to be used for a burying place for the inhabitants of the Neighbourhood, and the meeting House for a place of Public worship under the direction of the Methodist Congregation. They always conforming to the Laws and Constitution of the State of New York as long as the said meeting House and the Fences are kept in good order and repair. The same to be used for a place of worship and burying ground and for no other purpose whatsoever —

I give and bequeath unto Philip Cortlandt Van Wyck my Godson the Son of my Nephew Philip G. Van Wyck, The Salt meadow at the South West part of this farm

now in my possession called the Round Island meadow being bounded by the meadow Creek, the upland and the ditch heretofore made by my Father's Order sometime before his Death. And on the West by Hudson River containing about Twelve Acres including the Round Island be the same more or less to him and his Heirs and Assigns for ever.

I give and Bequeath unto my Nephew Pierre Van Cortlandt, Son of my Brother Pierre all that piece or parcel of Land and Tenements situate on the South Easterly Side of Croton River in the Town of Mount Pleasant being bounded on the South Easter Side by the Highway and the Land now in the Occupation of Samuel C. Merritt containing about five Acres be the same more or less including the Brook of Water running from the highway into Croton River which I give to my said Nephew Pierre Van Cortlandt and to his Heirs and Assigns for ever.

And it is my Will and I do hereby direct that my Nephew Philip C. Van Cortlandt and his Family keep the possession and occupation of my House and farm whereon I now reside and receive the Profits thereof until the year of our Lord One thousand Eight hundred and Thirty Six that being the year my Brother's Son Pierre becomes of Age -

And with leaving if I should think of it and proper to make an additional Codicil or Codicils, I hereby declare this to be a Codicil to my last will & which I sign in the presence of Three Witnesses the Eighteenth day of January in the year of our Lord One thousand Eight hundred and Thirty One Signed sealed and declared to be Codicil to my last will in the presence of

B. W. Cortlandt (L.S.)

Robert Acher - Town of Cortland
John S. Ludlum - Town of Cortland
Jacob Acher - Cortland Town

Lash Will and
Cordell of Chalm
van Corbando
