

deceased you shall a true full & faithful Inventory of all & singular the goods chattels & credits that did any way belong or of right appertain to ye sd deceased at ye time of his death bring in & deliver to me or such Judge or Judges as shall be appointed for this County at or before the last of March next Ensuing & then & there to render a true plain & perfect account of your having Executed & performed your duty herein according to the tenor of the said Will & the laws of this Province—

Sworn before me the day & year afores^d

Witness my hand & seal—

WILLIAM SMITH

THOMAS HELME Cler.

In the name of God Amen

I *John Tooker*¹⁴ of *Southhold* in ye County of Suffolk on Long Island in ye Province of N. York do make constitute & ordain these presents to be my

¹⁴John Tooker appears to have come to Southhold from Setauket where he seems to have been living in 1655. His first wife was probably Mary Johnson of Hingham, England. His second wife was Hannah, widow of John Elton. His daughter, Hannah, married Richard Smith, son of the Patentee of Smithtown. Another daughter, Ruth, married Daniel Smith, his brother.

Rev. Joshua Hobart, the witness to this will, was the second minister in Southhold. Born 1629, died February 28, 1716. He was son of Rev. Peter Hobart of Hingham, England.

"Christall Brook Neck" is in Brookhaven, between Mt. Sinai and Port Jefferson. The Neck is east of what is known as "Chrystal Brook Hollow."

"Unkachoge," mentioned in the codicil, is probably the west part of Mastic.

last Will & Testamt. first I bequeath my soul to God that gave it me and my body being dead to be decently buried in the hopes of its resurrection unto everlasting life I now being of sound memory though weak in body do also order give bestow & bequeath all my worldly goods & estate in manner and form following :

Imp^{mis} I do give & bequeath unto my beloved wife *Hannah Tooker* all my goods lands allotments of land rights of land & commonages meadows & meadow lands orchards houses buildings dwelling houses outhouses barns stables all fences & fencing stuff together with all my corn either in ye field or houses & all my cattle either Cows or Cow kind Horses Mares sheep swine & all my household goods of all sorts whatsoever that are now belonging & appertaining to me within the whole town bounds of *Southhold* and all things that are mine in any other town or place or places whatsoever & every part & parcel of said goods lands stock & estate above-mentioned whatsoever to have & hold to her my s^d beloved wife *Hannah Tooker* with all the issues profits rents increase & emolument whatsoever during her natural life & noe longer to be fully Entirely & freely had & enjoyed by her according to a certain agreem^t & writing of dowry made by me unto my s^d beloved wife before her coverture all of which writing bearing date June ye third 1686 I do will & ordain shall be kept and observed inviolably in all ye particulars freedoms & enjoyments thereof.

Item—I give and bequeath unto my eldest son *Charles Tooker* after the decease of my beloved wife if it shall then remain in her possession my first lot of upland & meadow at ye Wading Creek and with the same proviso I give him a first lot of upland at *Ackaboake* between *John Concklins* to the west & *Theophilus Curwins* land to the Eastward commonly called *Tookers ponds* with two shares of meadow on the southside of *Peaconicke river*. I do give & bequeath to my son *John Tooker* after my decease ye one half of *Christall Brook neck* in ye township of *Brookhaven* with all the meadow at the old mans excepting one share.

Item—I do give & bequeath unto my son *Joseph Tooker* ye Southermost half of my home lot which he now possesseth having *John Holyoakes* land to ye Northward of it & *Jacob Longbothams* to ye Southward & also three acres in the old field situate between *John Holyoakes* and *John Mosiers* Also three acres of land in ye old field butting upon ye fresh pond with two acres & half in ye little neck butting upon ye brick kilne being half of my Brick kilne lot also a share of meadow in ye old field joining to ye Northern side of the fresh pond & a share of meadow at ye old mans—I give to my daughter *Hannah Tooker* after my wifes decease a feather bed two bolsters a rugge & a sale coverlet being my best coverlet and a little table I had of *John Holyoake* and curtains vallins such as they shall be after my wifes decease be they better or worse together with

half my pewter that shall be remaining at my wifes decease. Also a great Kettle and a great Iron pot and two leather chairs. All these such as they shall remain after my wifes decease I give to my five daughters or to as many of them as shall be then living at my wifes decease. All my household goods of all sorts whatsoever that shall be remaining after my wifes decease together with all such stock of Cattle horses sheep swine as shall remain of my estate after my wifes decease to be equally divided between my five daughters or such of them as shall survive after my wifes decease. I do give and bequeath to the eldest son of my son *Joseph Tooker* that shall be then living at my wifes decease all my lands tenem^s & hereditaments whatsoever in the whole Township of *Southhold* with all my houses and edifices whatsoever Except what is already given to *Charles* my son to have & to hold to my said grandson as an inheritance to him and his heirs for ever.

Furthermore my Will is that all the lands that are in these presents given to any and all my sons they shall have hold & enjoy as an inheritance to them & their proper heirs for ever and not otherwise.

Lastly my Will is that *Hannah Tooker* my beloved wife shall be the only Executrix of this my last Will & Testamt. during her life & that after her decease my will is that my sons *John* & *Joseph Tooker* shall jointly be my Executors if both living or else he of them that shall then survive.

Dated at *Southhold* this present 24 of April in ye

fourth year of the Reign of *James* ye 2^d King of
England Scotland France & Ireland Defender of the
faith Anno Dom. 1688 as witness my hand & seal

JOHN TOOKER

Signed sealed & delivered before us—

JOSHUA HOBART

JOSHUA HORTON

SARAH YOUNGS

Memorand. SOUTHOLD May ye 29 1690

That I the aboves^d Testator *John Tooker* have
added this following Codicil to my aforesaid Will
viz yt further it is my last Will & Testam^t. that if
any of my afores^d sons or daughters shall by them-
selves or others any way molest or disturb & trouble
Hannah my beloved wife in ye quiet & peaceable
possession & Enjoy^{mt} of any part or parcel of either
lands stock or household goods bequeathed her in
my will afores^d & in a writing made with her before
marriage that then every such or all of the so dis-
turb^{ing} molesting or disquit^{ting} at any time or times
after my decease shall utterly lose & forfeit from
themselves & their heirs unto her my afores^d wife &
to her disposal all such their part & portion w^{ts}soever
hereby given or intended to be given to them &
their heirs and to any & every of them so molesting
and disturbing her my s^d dear wife as absolutely &
fully as if they & any & every of them had never
had any grant or gift thereof made to them in this
my last Will & Testam^t

Item—I give my son *John Tooker* & his heirs ye other half of my land of Christall Brook neck at *Brookhaven* as I gave him the former half in my preceding will. Also I give one share of Meadow at *Unkachoge* that was formerly *Will^m ffancies* to my son *Joseph* & his heirs, furthermore my Will is & I do hereby give full power to my said dear wife *Hannah* that if she shall stand in need of a comfortable livelihood that then she shall & may make full & absolute sale & conveyance of any of my lands meadows or houseing that I shall die seized of in ye township of *Southhold* to her own use and behoof without any accounting therefore to any of my children or their heirs & what she shall leave at her death shall go as is disposed afores^d in my Will & in this Codicil I will that such her sales be & abide for ever firm and stable anything in my afores^d will to the contrary notwithstanding. Furthermore my Will is that if my Negro man called *Richard* or *Dick* shall behave himself submissively faithfully and diligently to my said dear wife *Hannah* truly observing and performing all her lawful commands not absenting himself by night or day from her service without her leave that then my said wife shall at her death fully free discharge & set ye s^d negro *Richard* or *Dick* at liberty giving his freedom but if the s^d negro *Rich^d* shall behave himself as a stubborn unfaithful & disobedient servant to her then my Will is y^t she shall & may at any time sell him to her own best advantage & behoof.

Finally I appoint my dear wife *Hannah* to be the sole Executrix of this addition & codicil annexed to my preceding Will & Testamt. and in confirmation of these presents I doe hereunto set my hand & seal the day and year above written.

JOHN TOOKER

Signed sealed & declared before us

JOSHUA HOBART

THOMAS MAPES

By the Hon^{ble} Coll. *William Smith* Judge of their Mat^{rs} Prerogative Court within ye County of Suffolk on Long Island in ye Province of New York in America—

To all to whom these presents shall come Greeting Know yee that Whereas *John Caryll* late of *East-hampton* husbandman departed this life the first day of Octob. Anno Dom. 1691 leaving no Executor & Remember ye Widow & relict of the said deceased for certain causes her hereunto justly moving hath prayed that the administration of the goods and chattels of the said deceased may be granted unto her the relict of the deceased afores^d I therefore by virtue of the authority to me derived reposing special trust and confidence in you Remember ye widow & relict of *John Caryll* afores^d deceased have nominated constituted & appointed and by these presents do constitute & appoint you Remember the relict of the deceased afores^d Administratrix of all &