

JOHN HEARD

1687

DOVER

In the name of god amen, the second day of Aprill in y<sup>e</sup> year of our Lord one thousand six hundred Eighty Seaven: I John heard of dover in y<sup>e</sup> provinc of Newhampshir \* \* \*

3 I<sup>t</sup> I doe give unto my son Benjamen heard: the forty acers of Land where he Liveth and Is posed of to him his heirs Executors Administrators & Assigns according to the Right & tittle I have to the S<sup>d</sup> Land by vertue of the towne grant or otherwais

4: I<sup>t</sup> I doe give to my three daughters Mary ham, & Abigall Jons & Elizabeth Newte: to each one of them: a heiffer of two years old or upward to be delivered to each of them or their order within ten daies after my deseace—

5: I<sup>t</sup> I give to my son trustrom heard the one half of y<sup>e</sup> hundred acers of Land which was granted me by y<sup>e</sup> towne & Layed out by william wintworth Ralfe hall & John hall to him & his heirs Executors administrators, & assignes for ever & one Lott of the two Lots which I have in Cochecha marshes—

6: I<sup>t</sup> I doe give to my son Samuel heard two steears betwen on & two years old to be delivered to him or his order within ten days After my deseac—

7: I<sup>t</sup> I give to my daughter dorcas heard y<sup>e</sup> thirty acers of Land which I bought of Joseph saunders as by his bill of saill dated the twenty fourth of october 1669 situate neare Cochecho: to her, her heires Executors administrators or Assignes for ever = & allsoe I give hur the fether bed & bedsteed with the bolsters & pillers Rugg blankets & what doth belong to it which is now Called by the name of dorcase bed = & two Cowes to be delivered to her or to her order: in ten days After my decease, & y<sup>e</sup> decease of hur mother

8: I<sup>t</sup> I give unto my prentice John walldron, Iff hee doe faithfully serve his time according to his Indenture: one Cow to be delivered him—

9: I<sup>t</sup> I give to my well beloved wiff Elizabeth heard for Love & Efection I doe owe & bear to hur, & for her Comfortable maintenance y<sup>e</sup> use & profit of y<sup>e</sup> one halff of my plantation

(Joyntly with my Executor) as it is now Improved duering her naturall Liff & allso y<sup>e</sup> halfe of y<sup>e</sup> Stock both without dors & with in dores duering her Life, & y<sup>e</sup> Liberty to despose of y<sup>e</sup> one halfe of y<sup>e</sup> Increase Leveing the Stock of quick stuff as shee shall find it, & as for y<sup>e</sup> on halfe of the wollen Linen bedding brass & puter shee to have y<sup>e</sup> Liberty to despose as shee shall see good

IO I<sup>t</sup> I doe make & ordain my son Nathaniel heard to by my heire, & Executor of all my Estatt which is not formerly by this my will ordered & disposed of; to him his heirs Executors administrators & assignes for ever (all wais provided any thing in this my will to y<sup>e</sup> Contrary notwithstanding) that is If my S<sup>d</sup> Executor Nathaniel heard, doe hapen to dy & not being married that then my will is that Lands shall returne to my sons Samuel & trustrom heard Equally betwen them & to their heirs & or assignes for ever, & the moveables to be Equally devided betwen my four daughters mary ham Abigall Jons Elizabeth Nute & dorcas heard but If my son Nathaniel doe hapen to mary and have no Isue Lawfully begotten, but shall Leave A widoe or Relique behind him, my will is that his s<sup>d</sup> wedoe shall Enjoy y<sup>e</sup> whole Estat which he shall be possessed of: duering her widdohud but If shee hapen to mary shee shall have but y<sup>e</sup> on third part of y<sup>e</sup> Lands, & the other two thirds to Return to my saied sons samuel & trustrom: & After her deseace her one third part shall be to them allsoe

Signed Sealed & delivered	the mark of
In y <sup>e</sup> presence of us	John X heard [Seall]
Richard waldron	
Abraham Lee	
John Evens	

[Recorded 1692.]

[Deeds, vol. 5, p. 86.]

[Release by Samuel Heard of Dover of all claim against the estate, Jan. 24, 1688/9, for two steers left to him in the will; witnesses, Thomas Downs and John Davis.]

[Deeds, vol. 5, p. 88.]

[Release by John Ham of Dover, in behalf of his wife, Mary Ham, of all claim against the estate of her father, John Heard, Jan. 24, 1688/9, for one heifer left to her in his will; witnesses, John Davis and John Hayes.]

[Deeds, vol. 5, p. 88.]

[Release by Jenkin Jones of Dover, in behalf of his wife, Abigail Jones, of all claim against the estate of her father, John Heard, Jan. 24, 1688/9, for one heifer left to her in the will; witnesses, John Davis and Thomas Downs.]

[Deeds, vol. 5, p. 89.]

[Release by James Nute, Jr., of Dover, in behalf of his wife, Elizabeth Nute, of all claim against the estate of her father, John Heard, Jan. 24, 1688/9, for one heifer left to her in the will; witnesses, Richard Otis and John Evans.]

[Deeds, vol. 5, p. 89.]

[Release by Benjamin Heard of Dover of all claim against the estate, March 12, 1688/9, in consideration of the receipt of all his father's clothes, both woolen and linen; witnesses, Samuel Heard and John Ham.]

[Deeds, vol. 5, p. 88.]

Att a Court of Probate \* \* \* 28<sup>th</sup> October 1701

Tristram Hird appeared and desired that the Estate of John Hird his father dec<sup>d</sup> might be Settled according to Law, his said father dying Intestate as he thinks /

Elizabeth Hird [widow] and Relict of John Hird aforesaid appeared and Leaves all her Right of Said Estate to the Management of the Honourable the Lieu<sup>t</sup> Governour

Sarah Hird daughter in Law to the Said dec<sup>d</sup> alsoe appeared and desired that the Lieu<sup>t</sup> Govern<sup>r</sup> would be pleased to Settle the Said Estate amongst those to whome it properly belonged to.

Lieu<sup>t</sup> Governour told them he would Consider of what had been Said and desired;

[Probate Records, vol. 4, p. 28.]

Att a Court of Probate \* \* \* 4<sup>th</sup> Sep<sup>tr</sup> 1702

Tristram Hird moved to His Hon<sup>r</sup> the Lieu<sup>t</sup> Govern<sup>r</sup> by his Attornyes m<sup>r</sup> Jabiz Ring and m<sup>r</sup> Thomas Manning that the Said Hird might have Letters of Administration Granted to him Of his late father John Hird dec<sup>d</sup> his Estate /

The Lieu<sup>t</sup> Govern<sup>r</sup> was please to Answer that as there was a will formerly made by the Said John Hird, and was Endeavoured to be proved in S<sup>r</sup> Edmund Andrews time, but all the Wittnesses being Suddenly cutt off by the Indians Said Will was never legally proved, and the Exec<sup>r</sup> mentioned in Said will had taken the Estate into his hands, and he being Sometime since deceased the widdow of Said Executor mentioned in Said will, hath possesst the Estate and Enjoyed the same to this time. therefor he thinks it Not proper to Grant Letters of Administration to Said Tristram Hird in any other manner, but as de Bonis Non Cum Testamento Annexo :

[Probate Records, vol. 4, p. 39.]

[Petition of Tristram Heard, March 7, 1703/4, for administration on the estate of his father, John Heard of Cocheco, he being the only son living, and his mother having renounced administration.

Ordered that Sarah Heard, formerly widow of John Heard, be cited.]

As to Tristram Heard or his mother's praying Administration upon the estate of Jn<sup>o</sup> Heard Dec<sup>d</sup>—

I Sarah Fors late wife of Nath<sup>l</sup> Heard Dec<sup>d</sup>, Say that y<sup>e</sup> Estate of Jn<sup>o</sup> Heard is already Distributed according to his Will w<sup>ch</sup> will is allowed by the Last Hon<sup>table</sup> Judge of probate of Wills as appears on Record, Soe y<sup>t</sup> theres noe need of Administration, if any part of y<sup>e</sup> S<sup>d</sup> Estate, belonging to the S<sup>d</sup> Tristram Heard or his mother is withheld from y<sup>m</sup> the Law is open for their Recovery of it out of those hands in whose tis Found—

William Foste  
Sarah fors

[Endorsed] W<sup>m</sup> ffoft and Sarah his wife their reasons why  
Tristram Hird ought not to Administer 1705

Att a Court of probate \* \* \* the Second day of October 1705  
Elizabeth Hird widdow of John Hird formerly of Cochecha yeo-  
man deceased, and Tristram Hird, Sonn of the Said John Hird ;  
appeared at this Court, and Moved to the Judge to have Letters of  
Administration granted him of the Estate of the Said John Hird. /

William ffoft and Sarah his wife, formerly the widow of Nathaniel  
Hird, Brother to the Said Tristram Hird, Sonn of the Said John  
Hird, and gave in their Reasons in writeing why Elizabeth Hird,  
and Tristram Hird ought not to Administer which Reasons are as  
followeth in haec Verba Sequen. /

As to Tristram Hird or his mother praying Administration Upon  
the Estate of John Hird dec<sup>d</sup> Sarah ffoft late wife of Nathaniel  
Hird deceased Say ; that the Estate of John Hird, is already dis-  
tributed according to his will, which will is Allowed by the last  
Hon<sup>ble</sup> Judge of probates of Wills as appears on Record Soe that  
there is noe need of Administration ; if any part of the Said Estate  
belonging to the Said Tristram Hird, or his mother is with held  
from them, the Law is open for their Recovery of it out of those  
hands in whose it is found

[Administration not granted.]

[Probate Records, vol. 4, p. 69.]

[Bond of Tristram Heard of Coheco, yeoman, July 2, 1706, in  
the sum of £200, for the guardianship of John Heard, son of  
Samuel Heard of Coheco ; witnesses, N. Follett and John Tuttle.]

JOHN DAM

1687

DOVER

In the Name of God amen I Jn<sup>o</sup> Dam of Dover Sen<sup>r</sup> in Piscata-  
qua being very weak, \* \* \*

First I will & bequeath unto my son Jn<sup>o</sup> Dam a piece of Marsh  
in the Great bay on the South East Side of a Crick Runing

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OF THE  
PROVINCE OF NEW HAMPSHIRE

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