

wife of the said Daniel have herunto set our hands and seals this fourth¹⁰³
day of March in the year of our Lord one thousand eight hundred and
twenty two — Daniel Thuerber (seal)
signed sealed and delivered Olive Thuerber (seal)
in presence of us Worcester J. May 16th 1822 then the above named
Hiram Allen } Daniel Thuerber acknowledged the above instrument
Sam^l. B. Penniman } to be his free act and deed before me
Elijah Taft } Thos Allen Just of Peace
Sub^d. June 19th 1822 Ent^d. & Exam^d. By Ar^{ts}. Ward Reg^d

Marshall Jacob I Jacob Marshall of Lunenburg in the County of Worcester of lawful
age do testify that about forty years since being the day after the Gene-
ral of Mr. Zachariah Whitney dec^d. his children assembled together in
order to make a division of the property & effects of their father there being
no will, and I was invited to meet with them after we were met Mr. Zachariah
Whitney proposed as a mode of Settlement that his Brother John Whitney should
have all the real estate & the stock that was left by his father and should sup-
port his mother during her life and that his Sisters should have all the money
and notes belonging to the Estate for their share and he would have one half
the Pew in the meeting House and would relinquish all his right title and
interest in the other property; provided this proposition should be accepted, there
was some objection^{made} to this proposition by the Sisters as not being so much as
they ought to have but Mr. Zachariah Whitney observed that if they would
not ~~assent~~ assent to those terms he would, take his share in the estate, when
after some deliberation the proposition was agreed to and a settlement of
the estate made according to it, and I further say that Mr. Zachariah
Whitney occupied and improved the half of said Pew by him reserved in
meeting House aforesaid from the time of the aforesaid settlement of
his father's estate until the present time and I have frequently him
say during the time that he owned one half of the said Pew, and fur-
ther the deponent saith not — Jacob Marshall

Commonwealth of Massachusetts
Worcester J. Town of Lunenburg this fifth day of April in the year
of our Lord one thousand eight hundred and twenty two personally
appeared before us the subscribers two Justices of the Peace in and for
the County of Worcester quorum minus, the aforesaid deponent and after
being carefully examined and duly cautioned to testify the whole truth
and nothing but the truth made oath that the foregoing deposition
by him subscribed is true. Taken at the request of Zachariah Whiting
to be preserved in perpetual remembrance of the thing, and we duly no-
tified all persons living within twenty miles of this caption, we knew
to be interested in the property to which the said deposition relates, and
Priscilla Whitney and John Whitney attended —
Sub^d. June 19th 1822 Ent^d. & Exam^d. By } Edmund Cushing
} Esck Whiting