

said sister, Annie Fitzpatrick for and during the term of her said life, and at and immediately upon the decease of the said Annie Fitzpatrick I do hereby order and direct that the said premises shall be sold by my said Trustee, and the net proceeds arising therefrom after payment of all costs and charges attending the execution of this Trust, shall be equally divided among the children of my said niece Easter Schmidt who may then be living, or to the child or children of such as may be then deceased, such child or children taking by representation the parents share.

LASTLY. I do hereby nominate, constitute and appoint the said Horace P. Green of the Borough of Media in the County of Delaware aforesaid the Executor of this my last will and testament, and I do hereby give and grant unto him full power and authority, either as Executor or in the execution of his duties as Trustee hereinbefore named, to grant, bargain and sell any real estate of which I may die seized at either public or private sale, and in such part or parts as he in the exercise of his judgment may deem to the best interest of my estate, and to make good and lawful conveyances of said real estate to any purchaser or purchasers thereof in fee simple, or for any less estate, and without any liability or responsibility on the part of such purchaser or purchasers to see to the proper application of the purchase money.

In Witness Whereof I have hereunto set my hand and seal this Tenth day of June in the year of our Lord one thousand nine hundred and nine (1909).

Catharine Foley (Seal)

Signed, sealed, published, pronounced and declared by the above named Testatrix Catharine Foley as and for her last will and testament, in our presence, who at her request, in her presence and in the presence of each other have hereunto subscribed our names as witnesses.

G. Edward Bartram

Ruth H. Thomson

I, Catharine Foley of the Borough of Darby in the County of Delaware and State of Pennsylvania do make publish pronounce and declare the following as and for a codicil to my last will and Testament dated the tenth day of June, A. D. one thousand nine hundred and nine.

Whereas in my said will I have given three hundred dollars to each of my sisters Easter Fitzpatrick and Elizabeth Clarey after the death of my husband James Foley it is now my will that after the death of my said husband and the termination of the trust created in said will for his benefit six hundred dollars shall be given to my sister Annie Fitzpatrick to be held by her in trust for my two sisters above named and to pay to each of them three hundred dollars at the rate of two dollars per week.

In addition to the legacies given in my will after the death of my said husband, it being distinctly understood that the ^{above} gift of six hundred dollars to my sister Annie Fitzpatrick being in lieu of the legacies of three hundred dollars given in said will to my two sisters Easter Fitzpatrick and Elizabeth Clarey. I do give the following additional legacies after the death of my said husband:

Twenty-five dollars each to my nephew- John J. Clarey and my niece Catharine Fearre, son and daughter respectively of Eliza Clarey

One hundred dollars to each of the following persons, James Clyde Bergin, a child of a nephew, James William Smith a child of a nephew niece, and Mary Emma Eliza

Twenty five dollars to Mary Wiseman at present residing at 1734 Warnick Street, Philadelphia in recognition of her kindness, and I direct that this sum of twenty-five dollars shall be paid at the time my funeral expenses are paid even though this may be before the death of my husband James Foley.

Horace P. Green, whom, in my said will, I appointed Executor and Trustee, being now deceased, I now nominate constitute and appoint his son Ernest Le Roy Green the executor of my said Will and also appoint him trustee under said will to perform the same duties and with same powers and privileges and with all the rights both as executor and trustee as are given in said will to Horace P. Green.

Hereby ratifying and confirming my said will except as herein modified, I hereunto set my hand and seal this fourteenth day of May A. D. one thousand nine hundred and eleven.

Witnesses present,
The word "above" before gift
being interlined in the 19th line
of first page and the word nephew
being scratched out in the 3rd
line of this page before signing

Catharine Foley (SEAL)

G. Edward Bartram

Henry S. Waters

IN THE MATTER OF THE ESTATE OF

Catharine Foley late of Borough of Sharon Hill, Delaware County, Pa., Deceased.
DELAWARE COUNTY, SS:

Personally appeared before me, THEO F. KREEGER, Jr., Register for the Probate of Wills and granting Letters of Administration in and for the County and State aforesaid Ernest LeRoy Green who being duly affirmed according to law, deposes and says that the said Catharine Foley died in the Borough of Sharon Hill, Del. Co. Pa., on the eighth day of May, A. D. 1913 about an hour of 5.30 A. M.

Affirmed to and subscribed)

this 14 day of May, A.D.) Ernest LeRoy Green

1913.

Theo. F. Kreeger, Jr.
Register.

STATE OF PENNSYLVANIA:

COUNTY OF DELAWARE SS:

Be it remembered that on this fourteenth day of May Anno Domini, one thousand nine hundred and thirteen (1913) before me, Theo. F. Kreeger, Jr., Register for the Probate of Wills, and Granting Letters of Administration in and for the County and State aforesaid, personally appeared G. Edward Bartram and Ruth H. Thomson the subscribing witnesses to the foregoing instrument of writing which purports to be the last Will and Testament of Catharine Foley, late of the Borough of Sharon Hill, deceased, being severally affirmed according to law, did depose and say that they were present, and saw and heard the testatrix sign, seal, publish, pronounce and declare the same as and for her last will and testament; and at the doing thereof she was of sound, disposing mind, memory and understanding to the best of their knowledge and belief.

Affirmed to and subscribed ~~before me~~ G. Edward Bartram

before me the day and year above) Ruth H. Thomson

written.

Theo. F. Kreeger, Jr.
Register.