

which fund shall be used for the upkeep of Lot 176, Section 6, in the name of Mrs. Benjamin Levy, together with the two adjoining graves of Raphael Steinhart and Teresa Steinhart, and the stones erected and to be erected therein.

Fifth: I give and bequeath the sum of One thousand dollars (\$1000) to each grandchild that I may have, if any, at that time, and do direct that in case such grandchild or grandchildren shall be minors, that the share of such minors shall be retained by my Trustee, the income allowed to accumulate and as each grandchild reaches the age of twenty-one years, my said Trustee is to pay to such child the said principal sum, together with all accumulations thereon.

Sixth: I give, devise and bequeath one-half of the residue of my estate to my daughter, Blanche B. Levy, and direct that the remaining one-half of my ^{said} estate continue to be held in trust and the income therefrom paid in quarterly installments to my said daughter, with the provision, however, that my said daughter shall have the privilege of withdrawing from the principal in the hands of my said Trustee each year during her life a sum not to exceed One thousand dollars (\$1000).

At the death of my daughter, my said Trustee shall assign, transfer and set over all the rest and residue of my estate in its hands to the children of my daughter, if she die leaving children. If she die leaving no children, I vest in her full power to make such disposition of said portion of my estate by her last will and testament as she may deem fit and proper. In case, however, of her failure to make such disposition of said portion of my estate, my said Trustee shall pay to my brother, Abe Levy, if living, the sum of Twenty-five hundred dollars (\$2500) and to my brother-in-law, Joseph Steinhart, if living, the sum of Twenty-five hundred dollars (\$2500), and to distribute all the rest and residue of my said estate among my heirs-at-law, in equal shares, per stirpes.

Seventh: I direct that my Trustee, before distributing the income from my estate to my wife, Minnie Levy, as directed in the Third Clause of this will, shall pay from the income received by it, the monthly dues on twenty-five shares of the Randall Building and Loan Association of Philadelphia, and on ten shares of the Franz Abt Building and Loan Association, likewise of Philadelphia, until the maturity of said shares.

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Eighth: I give my said Executor and Trustee full power and authority to retain any investments that I may have at the time of my death, without liability for depreciation in the value of the same, and do direct that my Trustee shall at all times keep the sum of at least Two thousand dollars (\$2000) invested in bonds listed on the New York Stock Exchange, so that if at any time my wife or daughter desire to withdraw from the principal the sums stipulated above, my said Trustee will always have liquid securities on hand that may easily be converted into cash.

I also give my Executor and Trustee, acting in either capacity, full power and authority to sell any or all of my real estate, wheresoever situate, at public or private sale, upon such terms and conditions as to it may seem advisable, and to give good and sufficient deeds in law therefor, provided, however, that in making such sale or sales, the consent of my wife, if living, must first be obtained, and if she be not living, then the consent of my daughter, Blanche B. Levy, must first be obtained.

Ninth: I nominate and appoint the GUARANTEE TRUST COMPANY, of Atlantic City, New Jersey, Executor, of this my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this Nineteenth day of May, in the year of our Lord, one thousand nine hundred and twenty.

Ben Levy (SEAL)

Signed, sealed, published and declared by the above named BEN LEVY to be his last will and testament, in the presence of us, who were present at the same time, and at his request, have subscribed our names hereto as witnesses, in the presence of said testator and of each other.

Anna R. Fislser

25 S. S. Carolina Ave
Atlantic City, N. J.

Herman M. Sypberd

100 Guarantee Trust Building
Atlantic City, N. J.

ATLANTIC COUNTY SURROGATE'S COURT.

In the matter of the Probate of the alleged) ON PETITION FOR PROBATE.
Will of Ben Levy, deceased.) DEPOSITION OF SUBSCRIBING WITNESS

STATE OF NEW JERSEY,)
) ss
COUNTY OF ATLANTIC,)

Anna R. Fislser, one of the witnesses to the annexed writing, dated May 19th, 1920, purporting to be the last will and testament of Ben Levy, deceased, being duly sworn according to law upon her oath deposes and says that she saw Ben Levy the said testator sign and seal the said annexed writing and heard him publish, pronounce and declare the same to be his last will and testament.

Deponent further says that at the time of the doing thereof the said testator was over the age of twenty-one years, of sound and disposing mind and memory and not under any restraint, so far as deponent knows and as she verily believes; and that Herman M. Sypberd, the other subscribing witness to the said will was present at the same time with deponent when the said will was signed by the said testator and by him published and declared as and for his last will and testament, as aforesaid, and that the said Herman M. Sypberd and deponent subscribed their names to said will as witnesses at the request of and in the presence of the said testator and in the presence of each other.

Subscribed and sworn to this third)
day of December 1920 at Atlantic) Anna R. Fislser
City, N. J. before me)

Albert C. Abbott, Surrogate.

ATLANTIC COUNTY SURROGATE'S COURT.

In the matter of the Probate of the alleged) ON PETITION FOR PROBATE.
Will of Ben Levy, deceased.) DEPOSITION OF SUBSCRIBING WITNESS.

STATE OF NEW JERSEY)
) ss
COUNTY OF ATLANTIC)

Herman M. Sypberd, one of the witnesses to the annexed writing, dated May 19th, 1920, purporting to be the last will and testament of Ben Levy, deceased, being duly sworn according to law upon his oath deposes and says that he saw Ben Levy the said testator sign and seal the said annexed writing and heard him publish, pronounce and declare the same to be his last will and testament.

Deponent further says that at the time of the doing thereof the said testator was over