

I give and bequeath unto "The Evangelical Lutheran Congregation of St. Matthew's Church in the City and vicinity of Philadelphia," the sum of One thousand Dollars (\$1000.00) to be invested and kept invested by the Trustees of the said Church in good and safe securities (not necessarily only in what are known as legal investments) as a part of the endowment fund called and known as "The Jane C. Heyl Endowment Fund" in memory of my dear mother, who loved the Church so much and worked so diligently for its erection. If I should die within the statutory period of one calendar month from the date of the execution of this Will, whereby the legacy to the Evangelical Lutheran Congregation of St. Matthew's Church should become void, I give and bequeath the sum of One thousand Dollars (\$1000.00) to my wife, Clara Grove Heyl.

FIFTH All the rest, residue and remainder of my estate, real, personal and mixed, of whatsoever nature and wheresoever, situate, I give devise and bequeath unto my Executors hereinafter named, IN TRUST to invest the same and to pay the net income therefrom to my wife, Clara Grove Heyl, for and during the term of her natural life, subject, however, to the payments of principal sums to my sons John B. Heyl and Robert C. Heyl, Jr., as herein after provided, and upon the decease of my said wife, Clara Grove Heyl, then In Trust to divide my said residuary estate into two equal portions, and as to one of said portions, to continue to hold invest and reinvest the same, and pay over the net income arising therefrom unto my son John B. Heyl for and during the full term of his natural life, and upon his decease subject to the life estate herein of my said wife Clara Grove Heyl, to pay over the principal of the portion of my residuary estate so held in trust for him unto such children and the issue of any deceased children as he may leave surviving at the time fixed for the distribution of my said residuary estate, such issue taking, however, only such share as his, her or their parent or parents would have taken if living. If my said son John B. Heyl should die without leaving children or issue of deceased children surviving at the said time of distribution, then I direct that the portion of my residuary estate so held in trust for him shall be conveyed, assigned, transferred and paid over to such

(3)

person or persons and for such estate or estates as my said son John B. Heyl shall by any last will and testament of writing in the nature thereof direct, limit and appoint. And if my said son John B. Heyl should die without leaving any children or issue of deceased children surviving at the said time of distribution and should not exercise the power of appointment conferred upon him then I direct that this portion of my residuary estate so held in trust for him shall be held upon the same terms of trust with the same remainders as the other half of my said residuary estate is held for my son Robert C. Heyl, Jr., as is hereinafter set forth.

And as to the other one-half portion of my said residuary estate, upon the decease of my said wife, Clara Grove Heyl, to continue to hold, invest and reinvest the same, and pay over the net income arising therefrom unto my son Robert C. Heyl, Jr., and for and during the full term of his natural life, and upon his decease, subject to the life estate herein of my said wife Clara Grove Heyl, to pay over the principal of the portion of my residuary estate so held in trust for him unto such children and the issue of any deceased children as he may leave surviving at the time fixed for the distribution of my said residuary estate such issue taking, however, only such share as his, her or their parent or parents would have taken if living. If my said son Robert C. Heyl, Jr., should die

without leaving children or issue of deceased children surviving at the said time of distribution, then I direct that the portion of my residuary estate so held in trust for him shall be conveyed, assigned, transferred and paid over to such person or persons and for such estate or estates as may said son Robert C. Heyl, Jr. shall by any last will and testament or writing in the nature thereof direct, limit and appoint. And if my said son Robert C. Heyl, Jr., should die without leaving any children or issue of deceased children surviving at the said time of distribution and should not exercise the power of appointment conferred upon him, then I direct that this portion of my residuary estate so held in trust for him shall be held upon the same terms of trust with the same remainders as the other portion of my said residuary estate is held for my son John B. Heyl, as is herein-

(4)

before set forth.

If both of my said sons John B. Heyl and Robert C. Heyl, Jr., should die without leaving children or issue of deceased children surviving them at the times fixed for the distribution of my said residuary estate, and should both fail to exercise the powers of appointment herein conferred upon them, then upon the death of the survivor of my said wife Clara Grove Heyl and my sons John B. Heyl and Robert C. Heyl, Jr., I direct that my ^{said} residuary estate shall be conveyed, assigned transferred and set over unto such person or persons as would be entitled thereto if I had died at the date of the death of the survivor of my said wife Clara Grove Heyl and my sons John B. Heyl and Robert C. Heyl Jr., intestate, unmarried and possessed thereof absolutely, a resident of the State of Pennsylvania. It is my desire and I hereby direct my said Executors hereinafter named, if and when my said sons John B. Heyl and Robert C. Heyl, Jr., shall respectively attain the age of twenty-five years, then, and in that event only to transfer, assign and pay over to each of my said sons so attaining the age of twenty-five years one-fifth part of the principal of my said residuary estate absolutely. I direct that if either of my said sons should die before attaining the age of twenty-five years or should fail to arrive at the age of twenty-five years before the death of my said wife Clara Grove Heyl, and should therefore not receive the one-fifth portion of my said residuary estate and the other of my said sons should so attain the age of twenty-five years and should receive the one-fifth portion of my said residuary estate, then in the distribution of my said residuary estate upon the death of my wife Clara Grove Heyl the one-fifth portion of my said residuary estate transferred to my son so having arrived at the age of twenty-five years shall be taken into consideration, and before the distribution of my said residuary estate above provided for, an amount equal thereto, to wit, one-fifth of the principal of my said residuary estate, shall first be set aside to be added to and held upon the same terms of trust as are above provided for the share of my residuary estate directed to be held for my said son who shall not have received his one-fifth share of my residuary estate, and his issue or appointees

(5)

subject in that event to the payment of the said one-fifth share of my residuary estate to my said son at the age of twenty-five years, if he should attain said age as above provided. SIXTH I direct that the principal or corpus of my estate and the income therefrom, so long as the same are held by my Executors or by my Trustees, or the survivor of them, shall be free from the control, debts, liabilities and engagements of legatees, or of any one beneficially interested therein, and shall not be subject to assignment by them, nor to