

that is to say, in trust to collect and receive all the interests, rents and profits issuing and arising out of and from said estate and out of the proceeds thereof to pay; first all taxes, repairs and necessary expenses of said estate and second all necessary expenses for the proper maintenance and support of my daughter Martha Herman, who is now an invalid. Should the amount necessary for the proper support and maintenance of my said daughter Martha be one third or more of the balance of my said interests, rents and profits after paying taxes, repairs and expenses as aforesaid; then and in that event I direct my son Robert Herman, trustee as aforesaid, to divide annually the balance of said interests, rents and profits equally share and share alike between himself and my daughter Linda Klotz; but should the sum necessary for the proper support and maintenance of my said daughter Martha be less than one third of the balance of said interests, rents and profits after paying taxes, repairs and expenses as aforesaid, then and in that event I direct said trustee Robert Herman to hold the difference between said sum so expended and one third of said balance as aforesaid in trust for my said daughter Martha until such time when she shall become able to manage her own affairs, and then to pay the same over to her; and I further direct my son Robert Herman trustee as aforesaid to divide annually the other two thirds of the balance of said interests, rents and profits equally, share and share alike between himself and my daughter Linda Klotz. Should my said daughter Martha die without having become able to manage her own affairs, then the fund so accumulated if any, shall be divided equally, share and share alike between my other two children Robert Herman and Linda Klotz. And I hereby expressly give my said son Robert Herman trustee as aforesaid, full power and authority to sell, mortgage, lease and convey all or any part of my said estate should it become necessary to do so for the proper support and maintenance of my afflicted daughter Martha Herman, or if said trustee should consider it advisable and for the best interest of my estate to do so and to re-invest the proceeds in other property or securities. Should my said daughter Martha, after the death of my wife become able to manage and control her own affairs, then and in that event I desire and hereby direct my said estate to be equally divided, share and share alike between my children, Martha and Robert Herman and Linda Klotz as tenants in common. Should my said daughter Martha depart this life without having become able to manage her own affairs, and without the estate having been divided as aforesaid, then and in that event upon the death of my said daughter Martha it is my wish and I hereby direct my said estate to be equally divided, share and share alike between my children Linda Klotz and Robert Herman as tenants in common and not as joint tenants.

I nominate, constitute and appoint my wife Sophie Herman executrix of this my last will and testament and desire that she be appointed without giving bond.

In testimony whereof I have hereunto set my hand and seal this Nineteenth day of November A.D. 1889.-

Chas. Herman (Seal)

Signed, sealed, published and declared by Charles Herman, the above named testator, as and for his last will and testament, in the presence of us, who, at his request and in his presence, and in the presence of one another, have subscribed our names as witnesses thereto.

Geo. F. Schayer
 Theo. E. Woods
 J. A. Masdel

SUPREME COURT OF THE DISTRICT OF COLUMBIA,
 HOLDING A SPECIAL TERM FOR ORPHANS' COURT BUSINESS.

March 11th 1891.

District of Columbia, to wit:

This day appeared George F. Schayer, Thomas E. Woods and Julius A. Masdel, the subscribing witnesses to the foregoing last will and testament of Charles Herman, late of the District of Columbia, deceased, and severally made oath on the Holy Evangelists of Almighty God, that they did see the Testator therein named sign this will; that he published, pronounced, and declared the same to be his last will and testament; that at the time of so doing he was, to the best of their apprehension, of sound and disposing mind, and capable of executing a valid deed or contract; and that their names as witnesses to the aforesaid will were signed in the presence and at the request of Testator, and in the presence of one another.

Teste: L. P. Wright.

Register of Wills.

In the Supreme Court of the District of Columbia
 holding Orphans Court.

In Re Estate of)
 Charles Herman,)
 deceased.)

Upon consideration of the petition of Sophie Herman, widow, and consent thereto of Robert Herman and Linda Klotz, children of said decedent, and it appearing to the Court that the last will and testament of Charles Herman, deceased, dated November 19, 1889, has been filed and proved by the three subscribing witnesses thereto, it is adjudged, ordered, and decreed, this 13th day of March, 1891, that said will be and the same is hereby admitted to probate and record, and letters testamentary granted to said Sophie Herman, provided that she shall give bond as executrix, conditioned for paying all just debts of, and claims against the deceased, and all damages recovered against her as executrix, and all legacies bequeathed by the will, as provided by law, in the penalty of five hundred dollars.

A. C. Bradley
 Justice

IN THE SUPREME COURT OF THE DISTRICT OF COLUMBIA,
 HOLDING A PROBATE COURT.

In re Estate of)
 Charles Herman,) No. 4,323.
 deceased.)

ON CONSIDERATION of the petition of Robert Herman, it is this 24th day of February, A.D. 1903 ordered, adjudged and decreed that letters of administration be bonis non, cum testamento annexo, be and they are hereby granted unto Robert Herman upon his giving bond in the penalty of Three thousand dollars, conditioned for the faithful discharge of his trust.

Job Bernard,
 Justice.