

of Joseph Ply. The one third part of all my Real Estate, upon condition that they the said Bailey Pegg and my two Daughters Abigail & Polly, and their respective Husbands shall release & quitclaim unto the Person or Persons who may own the land which I sold many years ago to Daniel Daniels, and which was the land of their mothers of the said Abigail, Bailey & Polly & Alexander to them from her, and the above Devises shall be null and void unless they shall voluntarily release and quitclaim as above mentioned, and shall not have any part, or part out of my Real Estate unless they comply to said conditions and release and quitclaim as above stated and sworn.

Item. I give and bequeath unto Devises, to my two Grandchildren Abner Legg and Stephen Legg; the children of Abner Legg, the one third part of my Real Estate, to be held to them & their heirs & assigns, upon condition that they pay to my son Asa Legg the sum of two hundred Dollars when they shall come into the possession of the same, which shall be when the said Stephen shall arrive to the age of twenty one years: which sum I give and bequeath to my said son Asa Legg.

Item. I give, Devise & bequeath to my two Grandchildren, Charlotte Legg and Lyman Legg the children of Asa Legg and to their heirs and assigns, the one third part of my Real Estate, upon condition, that the said Charlotte and Lyman pay to Asa Legg, if the aforesaid Abner the sum of two hundred Dollars, at the time they come into the possession of the said Devises, which shall be when the said Lyman shall arrive to the age of twenty one years, whom I do hereby constitute, and appoint, the said Asa Legg, trustee for my said son Abner Legg and authorize him to receive the same as trustee for my said son Abner Legg, of the said Charlotte Legg & Lyman Legg, for the sole use and benefit of my said son Abner Legg, and to pay over the same to my said son for his support and comfort at his discretion as he may think proper, and in case the said Asa Legg whom I have appointed, trustee for my said son Abner should die, before my said son Abner, and no children of said trust, should remain in his hands, after being reasonably compensated for his services, then and in such case my said son may appoint another in like manner, like power and like discretion, in convenient time after having notice of the fact, and if he cannot remain in the hands of my trustee, appointed as aforesaid, for my said son Abner then it is my will that the same be paid over to Charlotte & Stephen Legg.

Item. I give and bequeath to my Daughter Nancy Pills the wife of Robert Pills the sum of ten Dollars to be paid in one year after my decease by my Executor.

Item. I give and bequeath to my Daughter Thankful Parkhurst the wife of Stephen R. Parkhurst the sum of twenty Dollars, to be paid her in one year after my decease by my Executor.

Furthermore I give and bequeath to my four Daughters, to wit, Abigail Kelly, Polly Ply, Lucy Pills and Thankful Parkhurst all my household goods to be equally divided among them; and I give my wearing apparel to my three sons Bailey, Asa & Abner to be equally divided among them.

Item. I give and bequeath to my Grandson David L. Ply my Rifle gun and equipments.

Item. I give and bequeath to my Granddaughter Charlotte Legg my great Bible.

Furthermore my will is, that if anything of my Estate shall remain after paying my just debts, funeral expenses and all the legacies (excepting what I have order to be paid to my son Asa Legg, and Asa's wife as trustee for my son Abner Legg, as aforesaid) be equally divided among my four Daughters, Abigail, Polly, Lucy and Thankful. And if my personal estate should not be sufficient, to pay my just debts, funeral expenses and legacies & exclusion of the household goods, the balance must be raised from the real estate. And my will is that my Real Estate remain in the hands of my Executor, for him to manage to the best advantage until my Grandson Stephen Legg shall arrive to the age of twenty one years, and my wish is that he would not have more than eight cords of wood cut upon the place annually during said time, and whatever money shall arise from the rents after paying him a reasonable sum for his trouble & expense in the business, he paid to them I have given my Real Estate, and in the meantime that, it is given, and those who are of age may receive their parts as it may arise, & those who are minors my Executor will put it on Interest till they arrive to the age of twenty one years.

Lastly, I constitute & appoint my good and trusty friend, Asa Legg my sole Executor of this my last Will & Testament, hereby revoking all former wills by me made.

In testimony whereof I have hereunto set my hand and seal this twenty second day of August, in the year of our Lord one thousand eight hundred & thirty four.

Signed, sealed, published & declared by the said David Legg to be his last will and Testament, in presence of us, who at his request & in his presence hereunto subscribed our names as witnesses to the same.

David <sup>his</sup> Legg L.S.  
 made.  
 Elijah Thayer  
 Samuel Alexander  
 Nancy Wheelock

Witness, ss. At a Court of Probate, holden at Wethersfield, on the fourth Tuesday of October, A.D. 1844.

The instrument hereto annexed, purporting to be the last will and testament of David Legg, late of Mendon, in said County, deceased, being offered for probate by Asa Legg the Executor therein named, and notice having been duly given, and Elijah Thayer, one of the witnesses thereto, making oath, that he saw said testator sign said will, and that he with Samuel Alexander and Nancy Wheelock attested and subscribed, the same as witnesses, in the presence of the testator, who was then of full age, and the parties interested having been heard thereon, and a second and third reading of said instrument, is proved, and decreed that the same be approved and allowed as the last will and testament of said deceased. J. B. Thomas, Judge of Probate.