

case of the death, or of the incompetency to act, or of the refusal or neglect to accept the trust hereby intended by the said Stephen Torrey, then I do hereby constitute and appoint Samuel D. Davenport of New Britain in the County of Middlebury and Commonwealth of Massachusetts as said trustee: and in case of the death, or incompetency to act, or of the refusal, or of the neglect to accept the trust hereby intended by the said Samuel D. Davenport, then I do constitute and appoint Joseph D. Davenport of Mendon, in the County of Worcester and Commonwealth of Massachusetts as said trustee.

I hereby constitute and appoint William Colburn of Newbury, in the County of Middlebury and Commonwealth of Massachusetts, to receive and manage the seven thousand dollars, hereinbefore bequeathed to my grand daughter Sophia Davenport Hayward, the income or interest of which or the principal to be paid to her, as in this my will is hereinbefore directed.

Trustee. I hereby constitute and appoint my son Benjamin Godfrey Davenport of New Orleans in the State of Louisiana as the trustee to receive and manage all the bequests hereinbefore made to my grand son Lyman Godfrey Aldrich, and I hereby direct my trustee to pay the income or interest of said bequests to the said Lyman Godfrey Aldrich, in such sums, and at such times as, in the discretion of my said trustee, the wants and necessities of the said Lyman Godfrey Aldrich shall require, and should the said Lyman Godfrey Aldrich die, leaving no issue lawfully begotten of his body, then I direct my said trustee to pay over the principal sum or sums, together with whatever sum or sums, if any, of income or interest which may remain unexpended at the decease of the said Lyman Godfrey Aldrich to the trustee of the legacy hereinbefore bequeathed to my wife Sally, for her use and benefit: and I further direct that whatever shall remain unexpended of the legacy at the decease of the said Sally shall be equally divided among my legal heirs.

Trustees. Reposing full confidence in the ability and integrity of the several trustees hereinbefore named, I hereby declare that it is my will that no bond be required of them for the faithful performance of the several duties created by their acceptance of the trusts to which they have hereinbefore been appointed.

Lastly, I hereby nominate, constitute and appoint

my son Benjamin Godfrey Davenport of the city of New Orleans in the Parish of Orleans, in the State of Louisiana, and my nephew Samuel D. Davenport of New Britain, in the County of Middlebury and Commonwealth of Massachusetts as joint executors of this my last will and testament.

On witness whereof I the said Benjamin Davenport have hereunto set my hand and seal at Mendon this twelfth day of January, in the year of our Lord one thousand eight hundred and sixty one.

Benj<sup>d</sup> Davenport (Seal)

Signed, sealed, published and declared by the said Benjamin Davenport, 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 each other, have hereunto subscribed our names as witnesses, the words "Massachusetts" between the fifth and sixth lines of the fourth page, having been first interlined.

David Adams

J. S. Duffell

W. P. Corbridge

Nathaniel Dodge

Be it remembered that I Nathaniel Dodge of Sutton, in the County of Worcester, and Commonwealth of Massachusetts, of sound and disposing mind and memory, do on this first day of March, in the year of our Lord, one thousand eight hundred and sixty one, make, publish and declare this my last will and testament, that is to say:

1. I hereby nominate and appoint my beloved wife Adaline D. Dodge sole executrix of this my last will and testament.

2. I order that all my just debts and funeral charges be paid out of my estate as soon after my decease as shall be found convenient by my said executrix.

I do give and bequeath to my son George Willard Dodge the sum of five thousand dollars, to be paid to him within one year from the time of my decease. Also I give to him my gold watch.

3. I do give devise and bequeath to my said wife Adaline D. Dodge, all the rest and residue of my estate, real, personal, or mixed to have and to hold the same to her and to her heirs and assigns forever, upon the express condition however, that she shall furnish my said son George W.