

This is the last will and testament
of me Charles H. Childs of Providence in the State
of Rhode Island.

I give and bequeath unto my four children
Charles H. Childs, Arredina H. Childs, William
H. Childs and Clara J. Childs the sum of
Sixty dollars a year each during the two years
next after my decease; the first of such yearly
payments to be made to my said children ~~and~~
respectively as soon after my decease as conveniently
may be and the second of such yearly payments
to be made to my said children respectively as soon
after the expiration of the first year succeeding
my decease as conveniently may be. And I also
give and bequeath unto my said four children
the further sum of One thousand dollars each
to be paid to them respectively at the expiration
of the said period of two years or as soon thereafter
as conveniently may be.

I give and bequeath unto Euclid C. Thayer
of said Providence his executor administrators
and assigns the sum of One thousand dollars
in trust to lay out and invest the same in good
stocks or mortgages of real Estate with power
to vary such stocks and securities as occasion
may require and from time to time during
the life of my brother Liberty Childs, in case
of his sickness, to pay or apply the income of
the said trust moneys to the extent of sixty
dollars per annum to and for his use and benefit
at such times and in such manner in all
respects as the trustee for the time being of this my
Will shall in his discretion think proper; And

from and immediately after the decease of my
said brother the said trust moneys and premises
shall go and be in trust for my wife Abigail
G. Childs her executors administrators and
assigns absolutely; and I declare and direct
that in the meantime and until the said
trust moneys and premises shall vest
absolutely in and become payable or transmissible
to my said wife her executors administrators
or assigns as aforesaid the said trustee for the
time being shall from time to time receive
the annual produce and income of such
trust moneys and premises and lay out
and invest so much and such part thereof
as shall from time to time be unapplied
under the provision in favor of my said
brother hereinbefore contained in good stocks
or mortgages of real Estate and shall receive
the annual produce and income of the
said last mentioned stocks and securities
and lay out and invest the same in or upon
other stocks and securities of the like nature
(the said trustee for the time being varying
and transposing the said stocks and securities
from time to time as occasion may require
or as he shall think proper) and shall from
time to time repeat such investments so
that subject to the said provision for my
said brother all the resulting income and
produce for the time being of the said trust
moneys and premises may, during such
suspense of vesting as aforesaid, accumulate
in the way of compound interest; and I

declare that the said annual produce & income
trust moneys stocks and securities and all
the accumulations of the same shall,
subject to the said provision for my said
brother go and be in trust for my said
wife her executors administrators and
assigns but to be paid or transferred to her
or them only after the decease of my said brother.

— I give and devise one undivided half
part of my real Estate and premises where
I have heretofore carried on the business of a
Livery Stable situate on the Easterly side of
Dorance Street in said Providence and
extending through to Orange Street unto
the said Euclid C. Mayes his heirs and assigns
upon the trusts nevertheless and to and for the
ends intents and purposes hereinafter expressed
and declared of and concerning the same
(that is to say) in trust to enter into and upon
the said real Estate and premises and receive
and take the rents issues and profits thereof;
and also to lease said real Estate and premises
or any part thereof from year to year or
otherwise and at such rent as can be
reasonably obtained for the same; and generally
to manage and order all the affairs and business
of or relating to the said last mentioned trust premises.
And I authorize and empower the trustee for
the time being of my Will in his discretion to
sell and dispose of the whole or any part of
the said last mentioned trust premises by public
auction or private contract and for that
purpose to make and execute all necessary

✓ contracts and conveyances and to rescind alter
and Vary any contract so made and to buy
in any of the said trust premises offered for
sale under these powers and resell the same
in the manner hereby directed without
being answerable or accountable for any loss
suffered or diminution in price or value -
- And I declare and direct that the moneys
to arise from the sale and conversion of the
said last mentioned trust premises under
the preceding powers shall be by the said
trustee for the time being laid out & invested
in or upon productive real Estate or good
✓ stocks or mortgages of real Estate with
power to him from time to time in his
discretion to change alter and Vary such
investments for into or upon others of a like
nature. And I further declare and direct
that the said trustee for the time being shall
stand and be possessed of and interested in
the said last mentioned trust premises and
investments upon trust from time to time
to pay the net rents dividends interest and
income to arise therefrom unto my said
wife for and during her natural life; -
and from and immediately after her decease
✓ upon trust to pay such rents dividends
interest and income unto and equally
among my said four children for and
during their respective natural lives; - and
after their respective deceases, either before
or after my decease, the principal of their
✓ respective shares shall be equally divided

among such of their respective children if more than one as shall survive me and his her and their heirs and assigns for ever and if but one such child to such only child his or her heirs and assigns for ever - And if either of my said children should die without leaving any child or issue living at his or her decease then as to the share or respective shares as well original as accruing of such child or children respectively so dying upon the trusts herein declared concerning the other share or shares - and as to all the said last mentioned trust premises in case of the failure of all the limitations and objects of the preceding trusts in trust for my own right heirs for ever -

— I give devise and bequeath all the rest residue and remainder of my real and personal Estate both whatsoever and wheresoever at the time of my decease unto and to the use of my said wife her heirs and assigns for ever -

— And I declare that the provisions hereinbefore made for my said Wife shall be accepted and taken by her in lieu and full satisfaction of all dower to which she is or may be entitled out of all or any part of my real Estate at the time of my decease -

— I declare that any vacancy occurring in any trusteeship under this my Will by death in my lifetime or afterwards, disclaimer, resignation, residence abroad, refusal to act or incapacity may be supplied by the Court for the time being

exercising probate jurisdiction within the city
of Providence aforesaid -

I further declare that no purchaser
under the powers contained in this my Will
shall be obliged or concerned to inquire into
the necessity or expediency of any sale to him
under such powers; and also that no
purchaser tenant or other person shall
be obliged to see to the application of any
purchase money rent or other money or
be answerable for the application misapplication
or nonapplication thereof -

I appoint my said wife executrix of
this my Will and hereby revoking all Wills
by me heretofore made I declare this only
to be my last Will and testament -

In Witness whereof I have hereunder
set my hand and seal this Twenty second
day of January in the year of our Lord
One thousand eight hundred and sixty six.

Charles H. Childs

The above written will of the above named testator
Charles H. Childs was signed sealed published and
declared by him as and for his last Will & testament
in the presence of us being all present at the same
time who at his request in his presence and in
presence of each other have hereunto subscribed
our names as witnesses

Francis N. Wood & William H. Brown &

Benj. D. James &

42,50

State of Rhode Island and Providence Plantations.

MUNICIPAL COURT OF THE CITY OF PROVIDENCE.

March 13, 1866.

The annexed Instrument of writing, which as the Last Will and Testament of *Charles W Childs* late of said Providence, deceased, was on the *twentieth* day of *February last* presented for probate, and then received, and referred to *this day for consideration, with an order of notice thereon,*

is now read; notice having been duly given thereon, pursuant to said order. And the three subscribing witnesses thereto, to wit: *Fletcher N Wood*

William H Drown and Benjamin D Eames

are all present, sworn and examined; and on oath declare, that they were present, and saw said

Charles W Childs sign said Instrument, and heard him

declare the same to be his Last Will and Testament; and that they, at the same time, at

the request and in the presence of said *Charles W Childs*, and in

the presence of each other, subscribed their names as witnesses thereto; and that said

Charles W Childs was then of sane mind, and over

twenty-one years of age.

And no person appearing to object thereto, said Instrument is thereupon adjudged to be proved, and the same is approved, accepted and allowed, as and for the Last Will and Testament

of said *Charles W Childs*, deceased, and it is ordered that as

such, the same be recorded.

Samuel J. Smith

Clerk.