

96PRO178EP1

Last Will and Testament,

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Be it Remembered that I, ELIZABETH B. QUIRK

JAN 19 1996

of Mendon, Worcester County,

in the Commonwealth of Massachusetts, being of sound mind and memory, but knowing the uncertainty of this life, do make this my last **Will and Testament**, hereby revoking all former wills by me at any time heretofore made.

After the payment of my just debts and funeral charges, I bequeath and devise as follows:

FIRST: To my children, I give, devise and bequeath the proceeds of all my real estate, wherever situated, each to receive an equal share as specifically set forth as follows:

- (a) To my son, JOHN E. QUIRK, residing in Milford Massachusetts, one-fourth share of the proceeds;
- (b) To my son, WILLIAM J. QUIRK, now residing in Sylma, California, one fourth share of the proceeds;
- (c) To my daughter, MARY P. FANTINI, of Mendon, Massachusetts, one-fourth share of the proceeds; and
- (d) To my daughter, HELEN E. CARRABBA, of Mendon, Massachusetts, one fourth share of the proceeds.

All expenses of the sale and other costs to be deducted from the sale of the real estate.

SECOND: To my son, JOHN E. QUIRK, of Milford, Massachusetts, I forgive, release and discharge him for any and all liability devolving upon him by reason of his indebtedness to me; but more specifically all such sum or sums of money due me under or upon a promissory note dated March 17, 1959, and signed by my son, JOHN E. QUIRK, as maker or payor and upon which I am named as payee, said note being in the sum of ten thousand (\$10,000.00) dollars. Upon my death the debt due under the said note and the mortgage securing said note, insofar as my interests in such instruments are concerned, shall be considered cancelled and paid, and I hereby declare this relinquishment of JOHN E. QUIRK's debt to me as my gift to him under this Will.

And in the event that my son, JOHN E. QUIRK, shall predecease me, this gift of the relinquishment of my son's indebtedness to me shall accrue to the benefit of his wife and children and/or his legal representatives in the same manner and shall have the same effect as though my son, JOHN E. QUIRK, died immediately after my death. All rights bequeathed to JOHN E. QUIRK shall pass to his heirs, namely his wife and children, should he predecease me.

THIRD: To my daughter, HELEN E. CARRABBA, I give and bequeath my diamond ring.

FOURTH: To my daughter, MARY P. FANTINI, I give and bequeath all my silverware and dishes.

FIFTH: All the rest, residue and remainder of my personal property, whether of cash in a bank or banks, automobile, equipment, furniture, tools, and bric a brac, I give and bequeath the same to my children, JOHN E. QUIRK, WILLIAM J. QUIRK, MARY P. FANTINI and HELEN E. CARRABBA, to them in equal shares, share and share alike.

SIXTH:

And I empower the Executor of my Will to sell or mortgage any and all of my property, real and personal at public auction or private sale without securing the license from any court, and to execute, acknowledge and deliver all necessary deeds or other instruments to pass the property or title to the same, and no purchaser from my said Executor shall be obliged to look to the application of the purchase money or thing given or conveyed in exchange therefor.

SEVENTH:

I hereby nominate and appoint ANGELO J. ROBERTI, of Hopedale, Worcester County, Massachusetts, to be the Executor of this Will and I request that he be exempt from furnishing surety or sureties on his official bond.

In testimony whereof I hereunto set my hand and in the presence of three witnesses declare this to be my last will this 18th day of April in the year one thousand nine hundred and seventy nine.

Elizabeth B. Quirk

On this 18th day of April A. D. 1979

ELIZABETH B. QUIRK, of Mendon, Massachusetts, signed the foregoing instrument in our presence, declaring it to be her last will: and thereafter as witnesses thereof we three, at her request, in her presence, and in the presence of each other, hereto subscribe our names.

Nathan Rosenfeld
Barbara Crane
Carolyn P. Ostapowicz