

650-A

WILL
of
Isabel Anderson
of
Webster, New Hampshire

Deceased: November 3, 1948

Proved and Allowed: Merrimack County (New Hampshire)
Probate Court
Concord, New Hampshire
November 10, 1948

The State of New Hampshire

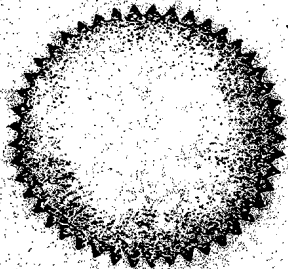
MERRIMACK SS.

COURT OF PROBATE

I, VIRA M. HOLMES, Register of the Court of Probate for said County of Merrimack, having by law the custody of the seal and all the records, books, documents and papers of or appertaining to the said Court of Probate, hereby certify that the paper hereto annexed is a true copy of a paper appertaining to said Court, on file and of record in the office of said Court, to wit: the Last Will and Testament of Isabel Anderson, late of Webster, in said County, deceased.

Given under my hand and the seal of said Court at Concord, in said County, this thirteenth day of November A. D. 1948.

Vira M. Holmes Register



ISABEL ANDERSON
LAST WILL AND TESTAMENT
DATED MAY 27, 1947

KNOW ALL MEN BY THESE PRESENTS

That I, ISABEL ANDERSON, of Webster, Merrimack County, New Hampshire, do make this my LAST WILL AND TESTAMENT, hereby revoking all wills and codicils made by me.

After the payment of my just debts and funeral expenses, I

I.A. give, devise and bequeath as follows:

FIRST: I give and bequeath to my cousin Mary B. Brandegee, my set of Indian emeralds; and to my cousin Margaret Perkins Greenough, my large esoponire pendant from India.

SECOND: I authorize my Executors to give and distribute to and among my relatives, friends and employees, and any public museums, organized charities, educational institutions organized and operated exclusively for charitable, educational or patriotic purpose, in such manner as my Executors in their absolute and uncontrolled discretion may determine, all furniture, furnishings, pictures, ornaments, silver, jewelry, household effects, and supplies, clothing, personal effects, automobiles and all other articles of tangible personal property owned by me, but not including money, securities, bank books or similar intangible personal property, and not including any articles of personal property otherwise disposed of by this Will. I also authorize my Executors to pay any expenses for packing and delivery of these articles as they may deem reasonable and proper.

THIRD: I give and devise my real estate in the Town of Webster, New Hampshire, known as "Winnepocket Farm" and "Boxlet," together with the buildings thereon, and all other lands owned by me in that same town, to Evelyn Foster Hastings and my goddaughter, Isabel Gardiner Victor, respectively daughter and granddaughter of William L. Foster, late of St. Paul's School, Concord, New Hampshire. So much of the real

I.A. estate, including buildings, as lies west of a line drawn from a point on the bathing beach to the main road, being the line that separates the Pond Lot from the Putney Lot, I give and devise to said Evelyn Foster Hastings, and so much as lies to the east of that line, including the Scott Sanborn Lot, to her daughter, Isabel Gardiner Victor, and if either of them does not survive me, then that one's share shall go to her issue then surviving by right of representation.

FOURTH: I give and devise to the Town of Brookline, Massachusetts
(subject to acceptance by said Town as hereinafter stated)

all my estate known as "Weld", with the dwelling house and other buildings thereon, situated chiefly in the Town of Brookline, but in part in the City of Boston, to be used by said Town for purposes of public recreation, or for charitable purposes, or for purposes of public education. This devise is subject to acceptance by the said Town within one year after this will is admitted to probate, and the said Town may at its option accept this devise so far as relates to the land in the Town of Brookline, and refuse to accept this devise so far as relates to the land in the City of Boston. In case this devise is not so accepted by said Town of Brookline, or is accepted in part as above stated, then I give and devise all said estate, or so much as is not so accepted, as the case may be, to such corporation organized and operated exclusively for charitable, educational or patriotic purposes, as my Executors in their absolute and uncontrolled discretion may select; provided that the corporation so

I.A. selected shall be of such character that the devise to it shall not be subject to United States estate tax or to Massachusetts inheritance tax. Such corporation shall have full power to sell such real estate, and in case of sale shall hold the proceeds of sale for the same purpose for which the real estate was held. I authorize my Executors to execute any deed of said real estate which may be necessary or proper in carry-

ing out the purposes of this article FOURTH.

FIFTH: I give and bequeath the following sums to the following beneficiaries:

- (a) To Miss Esther W. Bates, of Wellesley Hills, Massachusetts, Four Thousand (4,000) dollars.
- (b) To Miss Louise W. Bray, 44 Concord Avenue, Cambridge, Massachusetts, Four Thousand (4,000) dollars.
- (c) To Mrs. Cornelia Knox Kean, of Washington, D. C., Two thousand (2,000) dollars.
- (d) To Mrs. John Conover, of New York, N. Y., One thousand (1,000) dollars.
- (e) To Rufus Peckham, Isabel Gardiner Victor and Evelyn Philips, each Ten thousand (10,000) dollars.
- (f) To Elinor W. Betton, Anna S. Weld, Anna Gage and John G. Weld, each, Five thousand (5,000) dollars.

SIXTH: I give and bequeath the following sums to the following corporations or organizations:

- (a) To the Boston Authors Club, of Boston, One thousand (1,000) dollars.
- (b) To the Boston Chapter of the Penwomen's League, One thousand (1,000) dollars.
- I.A. (c) To the Colonial Dames of New Hampshire, whose headquarters are at Portsmouth, New Hampshire, One thousand (1,000) dollars.

SEVENTH: In case any legatee under any paragraph of this Will does not survive me, the bequest to such legatee shall lapse, unless otherwise stated.

EIGHTH: I have always appreciated the services and interests of those in my employ and have come to regard those who have been long in my employ as members of the family. With that particularly in mind, I direct that my Executors shall set apart such of my bonds and / or such

sum of money as in their opinion will produce sufficient annual net income when invested in the obligations of the United States Government or the obligations of the States or political subdivisions of such States, to pay the annuities provided for below in this article EIGHTH of my Will, and I give and bequeath said sum of money and / or securities to my Trustees hereinafter named under the Will, but in trust nevertheless, to hold, manage, invest and reinvest said trust fund, and from the net income they shall make the following payments, beginning one (1) year from the date of my death and continuing monthly thereafter, to the following annuitants during their lifetime.

(a) To Roger Amory, Four hundred (400) dollars; to Augustus M. Anderson, Three hundred (300) dollars; to Duncan Finlayson, Two hundred (200) dollars; and to Eleanor Pomroy, One hundred (100) dollars.

I.A. (b) To each and every other employee who at the time of my death is in my employ and has been in my employ for twenty-five (25) years, One hundred (100) dollars; to each and every other employee who at the time of my death is in my employ and has been in my employ less than twenty-five (25) years, but for at least fifteen (15) years, Seventy-five (75) dollars; to each and every other employee who at the time of my death is in my employ and has been in my employ less than fifteen (15) years, but for at least five (5) years, Fifty (50) dollars.

Whenever by reason of the death of any one or more of the persons described as beneficiaries in paragraphs (a) and (b) of this article EIGHTH of my Will, or for any other reason or reasons the net income and / or the principal of the trust fund established under this article EIGHTH of my Will, is deemed by my Trustees to be more than sufficient to provide for the payments under this article EIGHTH, then

any such surplus net income and / or surplus principal at any time or from time to time so available shall be paid over by my said Trustees hereunder in equal shares to the following corporations organized and operated exclusively for charitable, educational, religious or patriotic purposes, viz: (1) Episcopal City Mission, a Massachusetts corporation, to be used for the benefit of seamen in Boston; (2) Young Men's Christian Association, of Charlestown, Massachusetts; (3) Perkins Institution and Massachusetts School for the Blind; (4) Massachusetts General Hospital, of Boston, for the benefit of the arthritic out-patient department; (5) Community Health Association, of Jamaica Plain, Boston;

I.A. (6) National Society of the Daughters of the American Revolution, for use of its Library; (?) Concord Historical Society, Concord, New Hampshire; and (8) Trustees of George Washington University, of the District of Columbia, and I give and bequeath all such surplus net income and / or all such surplus principal outright in equal shares to such corporations to the end and with the intention that eventually upon and after the death of all the persons described as beneficiaries in this article EIGHTH of my Will the entire principal of the trust fund originally established under this article EIGHTH of my Will shall be and become the property outright of the organizations enumerated above.

NINTH: I direct my Executors to distribute the sum of Five Thousand (5,000) dollars among those persons not otherwise provided for in this Will, who at the time of my death shall be in the services of what is known as the "Weld Estate" in the "Weld Office" in the City of Boston, including among them Addison R. Brown of Philadelphia, this sum to be distributed among them by my Executors in proportion to the respective periods of service of such persons.

TENTH: To all persons in my employ at the time of my death not provided for by any foregoing articles of my Will, I give

and bequeath the sum of Five hundred (500) dollars each.

ELEVENTH: I give and bequeath to the Selectmen of the Town of Webster, New Hampshire, at the time of the probate of this Will, and their successors in office, as Trustees, the sum of One Thousand (1,000) dollars, to be expended by them in local charities as they see fit.

I.A. TWELFTH: I give and bequeath to the Selectmen of the Town of Hopkinton, New Hampshire, at the time of the probate of this Will, and their successors in office, as Trustees, the sum of One thousand (1,000) dollars, to be expended by them in local charities for Contoocook as they see fit.

THIRTEENTH: I direct that all estate, inheritance, legacy and succession taxes, or taxes in the nature thereof, which may be levied or assessed against the Executors or against the Trustees, or for which the Executors or the Trustees may be liable, of which may be occasioned by my death, even though such taxes may be assessed in whole or in part with respect to property which does not come in to the possession of the Executors or the Trustees, shall be paid from the residue of my estate as an expense of administration, it being my intention that no part of any such taxes shall be collected from or charged against any beneficiary under this Will, or any other person receiving property with respect to which such taxes are assessed in whole or in part or which is required to be included in my gross estate for the purpose of any such taxes. I authorize and empower the Executors and the Trustees respectively to pay, compromise or settle any or all such taxes at any time, whether upon present or future interest, without obtaining the prior approval of any person interested in my estate and any compromise or settlement of any such taxes between the Executors or the Trustees and the representatives of any government shall

be final and binding upon all persons interested in my estate or in the

I. A. trusts under my WILL.

FOURTEENTH: All the residue of my estate, real and personal and wherever situated, shall be divided by my Executors into five (5) equal shares, one share for my cousin Mary B. Brandegee, one share for my cousin Margaret P. Greenough, one share for my deceased cousin Elizabeth Woodman, one share for my deceased cousin William L. Foster, and one share for my deceased cousin Charles G. Weld. In case said Mary B. Brandegee and Margaret P. Greenough respectively survive me, the share set apart for each beneficiary shall be paid over and conveyed to her, and in case either has died and leaves issue who survive me, such issue shall take their parent's share. Each share set apart for a deceased cousin shall be paid over and conveyed to the issue of such cousin who survive me. In all cases under this article **FOURTEENTH**, issue shall take in equal shares by right of representation. In case either Mary B. Brandegee or said Margaret P. Greenough do not survive me and leave no issue who survive me, or in case no issue of any one of my deceased cousins does survive me, then any share or shares of the principal which are thus undisposed of shall be divided equally among the other shares.

FIFTEENTH: No portion of any income or principal given or payable to any beneficiary under any provision of this Will shall be subject to alienation by the beneficiary in advance of his or her receipt thereof by assignment or otherwise, nor shall any such income or principal or any part thereof be subject to the interference or control of any creditors.

I. A. **SIXTEENTH:** The Executors shall have full power and authority to sell, either at public or private sale, or to exchange, lease, pledge or mortgage in such manner and on such terms as they may

deem advisable, and without obtaining approval of any court any property real or personal, belonging to my estate, exclusive of real estate specifically devised or otherwise affected by the express terms of this Will, and to execute all deeds, assignments, leases, mortgages or other instruments necessary or proper for these purposes. The Executors shall also have full power and authority to adjust, compromise or otherwise settle claims in favor of or against my estate on such terms as they deem advisable. Pending the settlement of my estate, the Executors shall also have the same power with respect to any property, real or personal, constituting a part of my estate, as are given to the Trustees with respect to the trust property under the provisions of sub-divisions (a) to (f), inclusive, of this article SIXTEENTH of my Will.

The Trustees, in addition to their powers conferred by law and by other provisions of this Will, shall have the following powers, which shall continue after the date of the termination of the trusts under this Will for the purpose of distribution, viz:

I.A.

(a) To decide whether or not any amortization shall be made for bonds of other securities bought at a premium or for what are ordinarily considered as wasting investments, and to determine the method and amount of amortization in all cases where the Trustees decide to amortize, all without regard to the general rule of law on the subject;

(b) To take such action as the Trustees may deem expedient in connection with any plan for the consolidation, merger, reorganization, readjustment of the financial structure, or liquidation of any corporation or organization, any securities of which are held as part of the trust property, including the power to deposit such securities under such plan and to accept in exchange therefor such other securities as may be provided for by such plan, and the power to invest additional money pursuant to such plan;

(c) To deposit any securities held as a part of the trust property with or under the direction of any committee formed to protect such securities, to delegate discretionary powers to such committee and to pay the Trustees' share of the expenses and compensation of such committee;

(d) To employ such attorneys, investment counsel, clerks, agents or other help and assistance in the transaction of the business, management and protection of the trusts and trust property, and make such disbursements therefor as they may deem to be desirable, reasonable and proper;

(e) To adjust, compromise or otherwise settle claims in favor of or against the trust estate on such terms as the Trustees deem advisable;

(f) To set apart and ascertain, in establishing the trust funds provided for under this Will, or in dividing such trust funds for the purpose of distributions, or otherwise, under any of the provisions of this Will, such trust funds, or to divide the same in such manner and in such property, real or personal, and at such valuations as they may deem fair and reasonable.

No purchaser from the Executors or the Trustees shall be required to see to the application of the purchase money.

Any and all decisions or determinations by the Executors or by the Trustees pursuant to any of the powers or discretions given in this Will, if made in good faith, shall be final and conclusive as to all persons who are or may become interested in my estate or in the trusts under this will, whether such decisions or determinations be made

I.A. expressly or be implied in the acts, accounts or other proceedings of the Executors or the Trustees, as the case may be. No Executor or Trustee shall be responsible except for his or her own wilful neglect or default, nor shall they be responsible for each other or for any error in judgment.

SEVENTEENTH: I appoint Roger Amory, of Boston, Massachusetts, and Mary Weld Pingree, of Hamilton, Massachusetts, to be Executors of this Will. I desire that two Executors shall be appointed and act. and in case either or both of the Executors above named do not survive me or decline to act, then I appoint Robert H. Storer, of Needham, Massachusetts, to fill the first vacancy which may occur, and Samuel H. Wolcott, Jr., of Newton, Massachusetts, to fill the second vacancy which may occur. I appoint said Samuel H. Wolcott, Jr., and said Robert H. Storer, to be the Trustees of and under the trust created and provided

for under the terms of article EIGHTH of this Will. I desire that two Trustees shall be appointed and act, and in case of any Trusteeship vacancy by reason of death, resignation or otherwise, the remaining Trustee shall have the right to nominate the successor to fill the vacancy. Pending the actual filling of any vacancy, the remaining Executors and / or Trustees shall have full authority and power to act. I expressly direct that no Executor and no Trustee, whether original or successor, be required to give any bond or to furnish any surety on his or her official bond. Any successor Executor and any successor Trustees shall have all the same powers, discretions, duties and exemptions provided for in and under this Will for the original Executors and / or Trustees specifically named herein.

In Witness Whereof I, ISABEL

I.A. ANDERSON, hereto set my hand and seal this 27th day of May, 1947.

Isabel Anderson (L3).

Signed, sealed, published and declared by the said ISABEL ANDERSON as and for her Last Will and Testament, in the presence of us, who at her request, in her presence, and in the presence of each other, hereunto subscribe our names as witnesses thereof.

NAMES	Addresses
Robert H. Holt	Lexington, Mass.
Charles Jackson, Jr.,	Dover, Mass.
John C. Rice	82 Devonshire St. Boston, Mass.



TOWN of BROOKLINE

Massachusetts

June 20, 1949

TO WISEM IN MY CONCERN:

I, Arthur J. Shimmers, Town Clerk of the Town of Brookline, duly elected and qualified as such and having custody of the records of said Town do hereby certify that at the Special Town Meeting held at the High School Auditorium, Tuesday, June 14, 1949, the following 6th Article came before the Town Meeting for consideration.

SIXTH ARTICLE.-- To see if the town will accept, or will accept so far as relates to the land in the Town of Brookline and refuse to accept so far as relates to the land in the City of Boston, the following devise to the town under paragraph Fourth of the will of Isabel Andersons

"FOURTH. I give and devise to the Town of Brookline, Massachusetts (subject to acceptance by said Town as hereinafter stated) all my estate known as "Weld," with the dwelling house and other buildings thereon, situated chiefly in the Town of Brookline, but in part in the City of Boston, to be used by said Town for purposes of public recreation, or for charitable purposes, or for purposes of public education. This devise is subject to acceptance by the said Town within one year after this will is admitted to probate, and the said Town may at its option accept this devise so far as relates to the land in the Town of Brookline, and refuse to accept this devise so far as relates to the land in the City of Boston. In case this devise is not so accepted by said Town of Brookline, or is accepted in part as above stated, then I give and devise all said estate, or so much as is not so accepted, as the case may be, to such corporation organized and operated exclusively for charitable, educational or patriotic purposes, as my Executors in their absolute and uncontrolled discretion may select; provided that the corporation so selected shall be of such character that the devise to it shall not be subject to United States estate tax or to Massachusetts inheritance tax. Such corporation shall have full power to sell such real estate, and in case of sale shall hold the proceeds of sale for the same purpose for which the real estate was held. I authorize my Executors to execute any deed of said real estate which may be necessary or proper in carrying out the purposes of this article FOURTH."

And it was,

VOTED, To accept both as related to the land in the Town of Brookline and as related to the land in the city of Boston, the following devise to the town under paragraph Fourth of the will of Isabel Andersons

"FOURTH: I give and devise to the town of Brookline, Massachusetts (subject to acceptance by said Town as hereinafter stated) all my estate known as "Weld," with the dwelling house and other buildings thereon, situated chiefly in the Town of Brookline, but in part in the City of Boston, to be used by said Town for purposes of public recreation, or for charitable purposes, or for purposes of public education. This devise is subject to acceptance by the said Town within one year after this will is admitted to probate, and the said Town may at its option accept this devise so far as relates to the land in the Town of Brookline, and refuse to accept this devise so far as relates to the land in the City of Boston. In case this devise is not so accepted by said Town of Brookline, or is accepted in part as above stated, then I give and devise all said estate, or so much as is not so accepted, as the case may be, to such corporation organized and operated exclusively for charitable, educational or patriotic purposes as my Executors in their absolute and uncontrolled discretion may select; provided that the corporation so selected shall be of such character that the devise to it shall not be subject to United States estate tax or to Massachusetts inheritance tax. Such corporation shall have full power to sell such real estate, and in case of sale shall hold the proceeds of sale for the same purpose for which the real estate was held. I authorize my Executors to execute any deed of said real estate which may be necessary or proper in carrying out the purposes of this article FOURTH."



Attest
Arthur J. Shimmers
Town Clerk

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