

October 24, 2014

**VIA HAND DELIVERY**

Office of the Attorney General  
55 Elm Street, P.O. Box 120  
Hartford, CT 06141-0120  
Attn: Perry Zinn Rowthorn, Deputy Attorney General

Office of Health Care Access, Dept. of Public Health  
410 Capitol Avenue  
Hartford, CT 06134  
Attn: Lisa Davis, Deputy Commissioner

Re: **Proposal for Joint Venture between Greater Waterbury Health Network, Inc., and Vanguard Health Systems, Inc. – OHCA Docket No. 13-31838-CON and Attorney General Docket No. 13-486-01**


Dear Mr. Rowthorn and Ms. Davis:

Greater Waterbury Health Network, Inc. and Vanguard Healthcare Services, Inc., a wholly owned subsidiary of Tenet Healthcare Corporation, hereby submit responses to the Attorney General's Third Set of Interrogatories dated October 3, 2014. At your request, Mr. Rowthorn's office will receive one copy and Ms. Davis' office will receive seven copies. In addition, each office will receive copies by electronic mail and on a disc.

If you have any questions or need anything further, please contact me at (203) 252-2652. Thank you for your attention in this matter.

Very truly yours,

CARMODY TORRANCE SANDAK & HENNESSEY LLP

By   
Ann H. Zucker

Office of the Attorney General  
Office of Health Care Access, Dept. of Public Health  
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Enclosures

- c: Gary Hawes, Esq. (via electronic mail and disc)  
Office of the Attorney General
- Steven Lazarus (via electronic mail and disc)  
Office of Health Care Access
- Darlene Stromstad, FACHE, President/CEO (via electronic mail)  
Greater Waterbury Health Network, Inc.
- Jeffrey Peterson, Esq. (via electronic mail)  
Tenet Healthcare Corporation
- Collin Baron, Esq. (via electronic mail)  
Pullman & Comley LLC
- Massachusetts Nurses Association
- Connecticut Health Care Associates
- National Association for the Advancement of Colored People

DOCKET NO: 13-486-01

IN RE APPLICATION FOR JOINT : STATE OF CONNECTICUT  
VENTURE BETWEEN GREATER :  
WATERBURY HEALTH NETWORK, INC. : OFFICE OF THE ATTORNEY  
and VANGUARD HEALTH SYSTEMS, : GENERAL  
INC. :  
: OCTOBER 24, 2014

APPLICANTS' RESPONSES TO ATTORNEY GENERAL'S  
THIRD SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION

INTERROGATORIES

1. Several of the charitable gift documents listed in the Excel Spreadsheet provided as a part of your Application are included in more than one section. Most often, this double designation occurs in the situation of bed funds, where the gift document is listed both in Schedule A (Hospital Held Restricted Use Assets) and in Schedule D (Permanent Bed Funds). It is unclear, therefore, how those duplicate entries are reflected in the asset values reported in your Application. (Bates No. 45.)

As such, please list all bed funds in Schedule D, whether held by GWHN or 3<sup>rd</sup> party trustees, remove them from either Schedule A or B, and adjust the asset values accordingly. If the funds listed in both sections are actually different funds, please differentiate them for us.

The donor funds we have identified as in both Schedules A and D are as follows:

- a. Flora S. Page and George W. Smith,
- b. Mary L. Meigs,
- c. Ruth Sperry,
- d. Dwight H. Terry and Martha J. Terry,
- e. Merrit Heminway,
- f. Margery K. Hayden,
- g. Olive Rogers Warner (Richard V. Warner Memorial Fund), and
- h. Elizabeth K. Hayden.

The funds we have identified as in both Schedules B and D are as follows:

- a. Edith Blakesley,
- b. Abbie C. Hopkins,
- c. W. Easton Smith,

- d. **Edyth Blakesley (1961),**
- e. **Estate of Oscar L. Warner, and**
- f. **Rhoda Hellman.**

Please find attached, as **Exhibit 1**, revised Schedules A through E. The separate bed funds referenced above were previously listed in either Schedule A or Schedule B; that placement was based on whether the funds were held in a separate fund by The Waterbury Hospital (“the Hospital”) or in a separate fund by a third-party trustee. These funds have been moved to Schedule D (which originally only showed a single fund, the Hospital’s Permanent Bed Fund). No asset values listed for any separate bed funds originally on Schedule A or Schedule B were included in the value of the Permanent Bed Fund originally shown on Schedule D. All the asset values for the separate bed funds are now listed in Schedule D.

- 2. How has GWHN administered the bed funds in the past ten years? For example, how has GWHN identified potential recipients for bed fund distributions, verified that a potential recipient was an appropriate beneficiary for a bed fund, and accounted for the use of specific bed funds for their specifically targeted beneficiaries.**

The Hospital has long-standing policies in place to administer its bed funds. Potential recipients are identified by the Patient Access/Financial Services office whenever patients are referred to the office by customer service staff, primarily when any patient has an unpaid balance. Patients are notified of the existence of free bed funds on the same form that requests information about insurance, Medicare, Medicaid and worker’s compensation. The financial assistance application asks for the address of each patient and any church affiliation so that a patient’s eligibility for certain funds can be matched with those funds. Patients are required to submit appropriate documentation to the Hospital for verification purposes. The Hospital staff then matches eligible recipients with the appropriate funds and pays patient bills from those funds. No formal accountings for each fund are prepared. Copies of the Patient Assistance Policy, bed fund notice, Financial Assistance Application Form and the Checklist are attached hereto as **Exhibit 2**.

- 3. Please identify why the Scovill-Kingsbury Bed Fund (1915) is listed in Schedule A and not listed in Schedule D, Bed Funds.**

The Scovill-Kingsbury Bed Fund was listed on Schedule A instead of Schedule D Bed Fund because Schedule D originally only showed a single fund, the Hospital’s Permanent Bed Fund. It has been moved from Schedule A to Schedule D.



4. **With respect to the Edith F. Poole Fund (1928), the bed fund is listed in Schedule A, but not in Schedule D, even though the bed fund documentation is provided in connection with Schedule D. Please list this bed fund in Schedule D and remove it from Schedule A.**

The Edith F. Poole Fund has been moved from Schedule A to Schedule D.

5. **The Edith M. Chase Fund (1972) is listed in both Schedule A and D. We believe this charitable gift document should be listed only in Schedule A because it requires that the charitable funds be used for a dispensary. In addition, please identify how distributions from this fund were determined. Please include a description of any and all restrictions that GWHN has historically imposed on the use of these charitable assets.**

The Edith M. Chase Fund must be used for a “dispensary”, a term used in the early 20<sup>th</sup> century to describe a clinic that provided outpatient medical care. The income from the Edith M. Chase Fund is used to help underwrite the Henry S. Chase Outpatient Center, also known as the “Chase Clinic”. The Chase Clinic offers primary health care to individuals living in the greater Waterbury area, many of whom are uninsured and underinsured. Physicians, registered nurses and allied health professionals provide orthopedic, surgical, urology, dermatology, gastroenterology, podiatry and musculoskeletal specialty services at the Chase Clinic. For the fiscal year ending September 30, 2014, the cost of running the Chase Clinic was \$1,851,015; the income from the Edith M. Chase Fund was \$31,458.74. Because the Hospital expends much more than the fund’s income annually on the Chase Clinic, the income is paid over to the Hospital in recognition of that fact. No other restrictions have been imposed. The fund has been removed from the bed fund listing in Schedule D.

The amount of the income distribution from the Edith M. Chase Fund, and all other funds held by the Hospital from which the Hospital draws income only, is determined by taking the twelve-quarter moving average of the trust’s market value multiplied by the spending rate, which has been 4.5% since August 2009. This answer should be deemed to apply to all interrogatories below where the same question has been posed.

6. **You have included the charitable gift document for the Katherine Pomeroy Bed Fund but do not have it listed in the Schedule D. Please include it in Schedule D.**

Katherine Pomeroy (aka Mrs. N. A. Pomeroy) made gifts to the Hospital to fund the Charlotte Benedict Hill Bed Fund in 1915 and 1926. The fund is listed under “Hill” as part of the Permanent Bed Fund on Schedule D.

7. **There are numerous instances for which you have provided us an excerpt from a will or trust or even from a letter that purports to be the granting language of the gift document. See Attachment 1. Because we do not have complete documents for these funds, we cannot confirm this language or the status or existence of any successor language. Please identify why you did not provide the charitable gift documents corresponding to the charitable funds identified in Attachment 1. To the extent those documents can be found, please produce them. To the extent those documents cannot be found, please identify the due diligence undertaken to find them.**

The documents requested in Attachment 1 to the Third Set of Interrogatories and Requests for Production relate primarily to governing instruments for gifts to the Permanent Bed Fund. The Hospital and counsel have undertaken a diligent and protracted search and have located the majority of them. In instances where the Hospital and counsel have been unable to locate a document, we have described the steps taken to attempt to locate them. See **Exhibit 3** for copies of located documents, and a summary of steps taken to locate documents that have not been produced. Documents and information regarding decedents were requested from the Connecticut State Library in Hartford, the Waterbury Probate Court and the Silas Bronson Library in Waterbury, which is the repository for certain historic probate documents from the Waterbury Probate Court. Probate courts, in Naugatuck, Litchfield and Southbury, have also been contacted. During the years in which certain requested Wills were believed to have been probated, the courts listed above also administered estates for other surrounding towns, including Middlebury, Woodbury, Southbury and Watertown.

8. **With respect to the Florence Nightingale Cot Fund, you did not specify whether this fund was an endowment and whether it was use restricted. Our understanding is that as a bed fund, it is both.**

The Florence Nightingale Cot Fund should be deleted from Schedule D because it terminated in 2005. The fund was originally established in 1933 by graduates of the Waterbury Hospital School of Nursing to pay hospitalization expenses of members of the Waterbury Hospital School of Nursing Alumni Association. In 1977, an agreement was entered into by the Hospital and the Alumni Association recognizing that, because the Nursing School's last class graduated in 1973, the need for the fund was finite. By agreement, once all the income and all the appreciation in the fund had been used for members' hospitalization and medical expenses, the original gift (\$16,260.76) was to be turned over to the Hospital; that occurred in 2005 with the request by the Alumni Association that the gift be used for the Cardiac Unit. See **Exhibit 4** for a copy of correspondence from the Alumni Association confirming the transfer.

9. With respect to the Sarann B. Kazanjian Fund (1974), it appears that there are two separate funds provided for in the will. First, the Article III Medical Equipment Fund appears to be a restricted use endowment. Second, the Article VI Residuary Trust Fund appears to have been a fully expendable, general use gift.

a. With respect to the Article III Medical Equipment Fund, please identify how distributions from this fund were determined. Please include a description of any and all restrictions that GWHN has historically imposed on the use of these charitable assets.

The income from the Article III, Sarann B. Kazanjian Memorial Fund is directed to be used for the purchase of medical and surgical equipment. The income generated from the fund in fiscal year 2014 was \$2,804.76. The Hospital expends much more than that annually on medical equipment and the income is paid over to the Hospital in recognition of that fact. No other restrictions have been imposed on the use of the income from this fund.

b. With respect to the Article VI Residuary Trust Fund, please identify whether any assets remain in the fund and, if so, their value.

No funds have passed to the Hospital under the Article VI Residuary Trust Fund. That fund is currently held in three separate trust funds by Bank of America for the benefit of Mrs. Kazanjian's grandchildren and will ultimately be paid over to Mrs. Kazanjian's issue; only if there are no such issue would any funds be paid over to the Hospital. The three trusts total \$10,352,629.53 as of September 30, 2014.

10. With respect to the Henry Peck Fund (1918), there appear to be two funds under this designation. First, the Paragraph 16 Building Fund appears to be a use restricted, fully expendable fund. Second, the Paragraph 18 Fund appears to have been an unrestricted endowment fund.

a. With respect to the Paragraph 16 Building Fund, please identify whether any assets remain in the fund and, if so, their value.

No Paragraph 16 Building Fund currently exists, and to the best of our knowledge said fund was fully expended for construction costs in the Hospital's early years.

b. With respect to the Paragraph 18 Fund, please identify the Fund's value.

The Paragraph 18 Fund still exists and is held by Bank of America as Trustee; the net income from said fund is paid to the Hospital and used for its general uses and purposes. Its value as of September 30, 2014 was \$8,363,710.

**11. With respect to the Kenneth J. Stoughton Fund (1977), please identify the purpose and historical use of Waterbury Hospital's equipment fund.**

The lifetime income beneficiary of the Kenneth J. Stoughton Fund is still living; therefore the Hospital has received no payments from this fund. It will not receive any payments until after the death of that lifetime income beneficiary. The purpose and use of the Hospital equipment fund that is to receive the fund's assets sometime in the future will be determined when the funds are received from Mr. Stoughton's Trust.

**12. With respect to the Junior League Fund (1937), please identify how distributions from this fund were determined. Please include a description of any and all restrictions that GWHN has historically imposed on the use of these charitable assets.**

The net income is paid annually from the Junior League Fund to the Hospital; in the last fiscal year the income was \$85.07. No restrictions have been historically imposed on the use of this income payment by the Hospital.

**13. With respect to the Kazanjian Student Nurse Fund, please identify how distributions from this fund were determined. Please include a description of any and all restrictions that GWHN has historically imposed on the use of these charitable assets.**

As stated previously with respect to the Kazanjian Student Nurse Scholarship Fund, the Waterbury Hospital School of Nursing last graduated nurses in 1973. In recognition of the School's likely termination, Mrs. Kazanjian directed in 1966 that the Student Nurse Scholarship Fund be used to establish an Education Seminar Fund to underwrite the expense of staff attendance at educational conferences. The annual income from the fund in the last fiscal year was \$1,916.80; nursing education costs for the year ending September 2014 totaled \$1,929.35. All the income from the fund was paid over to the Hospital in recognition of the fact that it expends a larger amount on nursing education and other staff education than the income generated.

**14. With respect to the Dr. M.H. Merriman Fund, please identify how distributions from this fund were determined. Please include a description of any and all restrictions that GWHN has historically imposed on the use of these charitable assets.**

No distributions from the Dr. M.H. Merriman Fund, which currently totals \$5,487.03, have been made recently. The funds have been left to accumulate in recent years. Actual income has totaled under \$5 annually. The donor imposed a restriction that the income be

used to defray the expenses of personnel in the Hospital laboratories in attending scientific meetings.

- 15. With respect to the Mary Kingsbury Bull Fund, please identify how distributions from this fund were determined. Please include a description of any and all restrictions that GWHN has historically imposed on the use of these charitable assets.**

The income from the Mary Kingsbury Bull Fund is directed to be used for the furnishing of and providing an endowment for the children's ward at the Hospital. The Hospital does not operate a separate children's ward any longer, but does provide services to children in its emergency department and the special care and newborn nurseries. The income generated from the fund in fiscal year 2014 was \$889.39. Because the Hospital expends much more than the fund's income annually on services for children, the income from the fund is paid over to the Hospital in recognition of that fact. No other restrictions have been imposed on the use of the income from this fund.

## Attachment 1

### Excerpt of Relevant Will or Trust Provision, No copy of will or trust document – Schedule D

- Adt, Eugene C. Fund (Adele M. Adt)
- Benedict, George H. Fund (George H. Benedict)
- Bull, Helen Smith
- Coffin, Henrietta Louise Adrienne Free Bed Fund
- Curtis, Mary A. Bed Fund
- Field, Edward Bed Fund
- Fitzsimmons, Louis E.
- Graves, Anna E. Bed Fund
- Greenburg, William B. Fund
- Harvey, George S.
- Kellogg, Stephen Wright and Lucia Hosmer Fund
- Leavenworth, Cynthia Free Bed Fund
- Lott, Rose A.
- Montague, Nellie M.
- Peck, Franklin L. Fund
- Shipley, Alfred J.
- Smith, Richard Memorial Bed Fund
- Spencer, Julia V. Warner Fund
- Upson, Jennie (First Congregational Bed Fund)
- Wade, Henry L. Bed Fund
- Welton, Nelson J. Bed Fund

### Excerpt of Relevant Will or Trust Provision, No copy of will or trust document – Schedule A

- Charles F. Brooker Will and Codicil (Charles F. Booker Fund)
- Marguerite B. Fulling

### Excerpt of Relevant Will or Trust Provision, No copy of will or trust document – Schedule C

- Thomas P. Crean

**Partial Will, Succession Language Unknown – Schedule D**

- **Burdsall, Margaret and Burritt, Harriett Bed Funds**
- **Burritt, Edith & Melrose Bed Fund**
- **Castle, Margaret F. Memorial Bed Fund**
- **Hart, Bertha Platt**
- **Hayden, Elizabeth K. Fund**
- **Judson, Winnifred H. Free Room Fund**
- **Merriman, William Buckingham, Jr. Bed Fund**
- **Merriman, William Buckingham and Sarah Kingsbury Parsons Memorial Bed Fund**
- **Merchant, May Lew and Bennett Merchant Fund**
- **Swenson, John**

AFFIDAVIT

Applicant: Greater Waterbury Health Network, Inc.

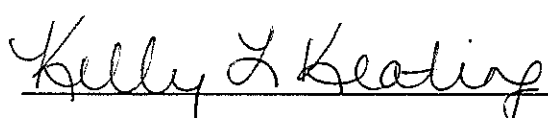
Project Title: Application for Approval of a Joint Venture By and Among Greater Waterbury Health Network, Inc. and Vanguard Health Systems, Inc.

I, Darlene Stromstad, FACHE, President/CEO of Greater Waterbury Health Network, Inc. being duly sworn, depose and state that Greater Waterbury Health Network, Inc.'s information submitted in this Response to Attorney General's Third Set of Interrogatories and Requests for Production is accurate and correct to the best of my knowledge.

  
Signature

10/24/14  
Date

Subscribed and sworn to before me on October 24, 2014

  
Notary Public / Commissioner of the Superior Court

My commission expires: August 31, 2019



# **EXHIBIT 1**

**Trusts and Other Dispositions Benefiting Waterbury Hospital**  
**Schedule A. Waterbury Hospital, Trustee – Not Use Restricted**

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Charles F. Brooker Will and Codicil		\$177,543	"in trust for the following purposes to wit: To be invested in the manner prescribed by law for trust funds, said fund to be known as the "CHARLES F. BROOKER FUND" and held in trust as a permanent fund, and the income therefrom to be used for the expenses and carrying on of the purposes of said Hospital.  "I request said WATERBURY HOSPITAL of Waterbury in their respective use of the income from the aforesaid trust funds to give the preference to employees of the American Brass Company and its successors ..."	None	Y	N	N	N	Will being sent by Derby Probate Court
Clara A. Forester (Richard A. Forester Memorial Fund) 5/15/1956		\$84,462	"the principal to be held by it in a perpetual trust to be known as "The Richard A. Forester Memorial Fund", and the income only thereof to be used for the general purposes of said organization."	None	Y	N	N	N	Yes Trust u/w
Karl & Margaret Hallden Memorial Fund 7/25/1967	Bank of America, Agent	\$100,117	principal distributed from Memorial Fund 6/1/1986 – consent to distribution in file	None	N	Y	N	N	Yes Will, Consent to Distribution and 12/20/85 letter from Colonial Bank detailing provisions of gift, Agreement between Waterbury Hospital and Colonial Bank

**Trusts and Other Dispositions Benefiting Waterbury Hospital**  
**Schedule A. Waterbury Hospital, Trustee – Not Use Restricted**

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non- Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
George R. Lamb (George B. Lamb and Harriet Welton Lamb Endowment Fund) 7/12/1923		\$289,791	"the principal of said fund to be kept intact . . . and only the income therefrom used as the Board of Directors may determine for promoting and maintaining the Hospital and its work"  "income therefrom used as the Board of Trustees may determine for promoting and maintaining the Hospital and its work"	"If for any reason said Waterbury Hospital shall fail or refuse to accept said fund upon the conditions above stated, the Trustee shall . . . set over all of the . . . assets belonging to the Trust Fund to such person . . . as shall have been designated by me in my last will and testament . . ."	Y	N	N	N	Extract from Trust and Trust Agreement between Waterbury Hospital and Colonial Bank Trustee dated 1967

**Trusts and Other Dispositions Benefiting Waterbury Hospital**

**Schedule A. Waterbury Hospital, Trustee – Use Restricted**

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Hattie/Harriet Schlegel Anderson May, 1986 July 21, 1986		\$121,500	"income therefrom to be used to provide for the ongoing education of nurses at the Hospital through in-service programs, outside speakers, conference fees and expenses, tuition assistance in obtaining advanced degrees, or for other employees to become Registered Nurses, and books periodicals and other educational support systems."	None	Y	N	Y	N	Proposed language re distribution, and Custodial Agreement
At Risk Kids 1999		\$1,029	Income will be used to "underwrite operations, after grant income has been exhausted, for programs that focus on preventive strategies designed to decrease serious emotional and behavioral problems."	None	Y	N	Y	Y	Yes Resolution
Theodore Bevans 10/16/1963		\$8,757	"used for the benefit of children hospitalized in the Waterbury Hospital."	None	N	Y	Y	N	Yes Contribution letter
Edith M. Chase (Henry Sabin Chase Memorial Fund) 1/24/1972	The Waterbury Hospital	\$805,350	"to establish and maintain a dispensary under the name, 'The Henry Sabin Chase Memorial Dispensary'."	None	Y	N	Y	N	Yes Will
Mildred Crozier 12/28/1988	The Waterbury Hospital	\$285,594	"the income of the Fund, and such amount of the net appreciation (realized and unrealized) thereof...be used...to provide scholarship assistance to children of Hospital employees so as to enable them to pursue their professional education in medicine and related fields of caring." "...it is my desire that no part of the value of any contribution made by me...be so expended"	None	Y	N	Y	Y	Yes Instrument of Gift

**Trusts and Other Dispositions Benefiting Waterbury Hospital**

**Schedule A. Waterbury Hospital, Trustee – Use Restricted**

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Marguerite B. Fülling 3/21/66 6/19/96		\$78,929	"to be known as the Marguerite B. Fülling Research Fund, only the income from which is to be used for research of breast cancer".	Unknown – trust document not located	Y	N	Y	N	Gift letter and Waterbury Hospital Receipt & Release
Grad Nurse 1/30/1979		\$7,358	To provide loans to graduate nurses for further education	None	Y	N	Y	Y	Yes Memorandum
Junior League Fund 2/1937 (memo from The Colonial Trust Co.)	The Waterbury Hospital	\$2,177	"condition of gift: To be used as a special Medical Fund." – memo from The Colonial Trust Company	None	Y	N	Y	N	Yes Instrument of Gift
Sarann B. Kazanjian (Sarann B. Kazanjian Memorial Fund) 10/17/1974	The Waterbury Hospital	\$71,802	"Amount of Gift - \$1,500.00" "Fifty Thousand Dollars (\$50,000.00) to The Waterbury Hospital...and that the income from it be used to purchase equipment for medical and surgical purposes." "If any of the principal or net income of the Residuary Trust shall remain undisposed of after compliance with all of the foregoing provisions of this Article VI, I direct my then Trustees to pay, transfer and deliver said undisputed portion to The Waterbury Hospital, to be to it absolutely."	None	Y	N	Y	N	Yes Will

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule A. Waterbury Hospital, Trustee – Use Restricted

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Sarann B. Kazanjian (Sarann B. Kazanjian Student Nurse Scholarship Fund) 8/12/1955 (citation to letter in unknown memo)	The Waterbury Hospital	\$49,070	"\$10,000.00 payable to the Waterbury Hospital... and the annual income therefrom be used to defray expenses of a student nurse or nurses during her or their period of nursing training. She further requests that preference be given to those student nurses residing in Waterbury and the surrounding towns of Naugatuck, Woodbury, Middlebury and Watertown..."	None	Y	N	Y	N	Yes Instrument of Gift - Student Nurse Scholarship Fund
L.J. Mayo		\$13,392	Scholarships for nursing students	None	N	Y	Y	Y	Yes Hospital Summary
Dr. M.H. Merriman 9/22/1964		\$5,487	Gift in memory of Lewis Mayo, former pharmacist at Waterbury Hospital "to be established as a fund, the income of which is to be used to defray the expenses of personnel in the Waterbury Hospital Clinical and Pathological Laboratories in attending scientific meetings."	None	Y	N	Y	Y	Yes Draft Memorandum

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule B. Third Party Trustee

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited Under §21a-175 Y/N	Instrument of disposition in file Y/N
Harriet/Hattie S. Anderson 9/21/1943	Bank of America	\$90,240	"income to be used by said Waterbury Hospital Corporation to provide or assist in providing hospital care to deserving and needy residents of the City of Waterbury, Connecticut."	None	N	Y	Y	N	Yes Instrument of Gift
Mary Kingsbury Bull Fund (established by Edith Kingsbury) 1/24/1951	Bank of America	\$22,768	"for the furnishing and providing an endowment of the Children's Ward in The Waterbury Hospital. When the furnishing is completed enough of the bonds are to be sold for payment to the Hospital and the balance to be carried in separate account with int. accruing against future withdrawal for replenishment."	None	N	Y	Y	N	Yes Record of Gift/Trust Agreement with Hospital
Almon B. Dayton 8/23/1940	Bank of America	\$114,117 which is 6.67% of the total	"one-fifth of the net annual income of said trust shall be paid . . . annually in equal shares unto The Waterbury Hospital . . . The Waterbury Anti-Tuberculosis League of Waterbury, Incorporated, . . . and The Gaylord Farm Sanatorium . . . in perpetuity."	"If any one or more of aforesaid religious and philanthropic organizations named as beneficiaries herein shall cease to exist or shall relinquish its corporate charter, or shall fail for any reason to function in the territory in which it is now located, its share of the income as hereinbefore determined shall be paid by my said trustee to The Waterbury Foundation Incorporated of Waterbury, Connecticut, to be used by the directors of said Foundation for religious or charitable purposes, preferably for some use similar to that performed by the corporation previously receiving said income."	N	Y	N	N	Yes Trust w/w
Natalie M. Dodd 10/6 Paul Heroux 5/18/76 9/13/84	J.P. Morgan & Co.	\$0	"the balance of the remaining principal of the trust as follows: . . . 15% thereof to The Waterbury Hospital"	"In the event that an organization to which a portion or all of the remaining principal of the trust is directed to be paid . . . shall not be an exempt organization at the time of the Settlor's death, such portion . . . of the remaining principal of the trust shall	N	Y	N	N	Yes Amended and Restated Agreement and Will

[W2463993]

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule B. Third Party Trustee

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited Under §21a-175 Y/N	Instrument of disposition in file Y/N
John Elton #2 for St. John's Parish 11/29/46 6/26/1947 J. Lincoln Fenn 10/23/1950	Bank of America  Stanhope Fenn Cunningham	\$312,363 which is 50% of total  \$0	"net income... in equal shares, to St. John's Parish of the Protestant Episcopal Church... and to The Waterbury Hospital... to be to each of them absolutely."  I of 5 contingent remaindermen - Petition to Superior Court of California for transfer of trust to California was granted.	be paid, in the same proportions as aforementioned, to such of the aforementioned organizations as shall then be in existence and exempt organizations, or, if none of the aforementioned organizations shall then be in existence and an exempt organization, the same shall be paid only to such exempt organization or exempt organizations... as the Trustee, in its absolute discretion, shall determine." None	N  N	Y  Y	N  N	N  N	Yes Will and Codicil  Yes Trust w/w
I. Kent Fulton 10/02/1939 and 12/15/1939	Bank of America	\$6,726,464	"To my trustee... I give and bequeath the sum of Twenty-five Thousand Dollars (\$25,000), to be held by it in trust and the net income thereof to be paid over annually to the Waterbury Hospital... to be used by said Hospital for its general uses and purposes." remainder beneficiary- approximate value \$30,000	None	N	Y	N	N	Yes Trust w/w and Codicil
Donald F. Gibson 9/24/1983	JPMorgan Chase	\$0		None	N	Y	N	N	Yes Trust w/w



Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule B. Third Party Trustee

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited Under §21a-175 Y/N	Instrument of disposition in file Y/N
Charles Hellmann (Sibilla Hellmann Fund) 6/13/1955	Bank of America	\$10,359,926 which is 50% of total	"yearly income shall be divided equally between The Waterbury Hospital, Inc. and The St. Mary's Hospital Corporation . . . income to be used by each hospital as it may deem for the best interests of each hospital."	"In the event that either hospital goes out of existence, the entire net income shall be paid to the remaining hospital. If either hospital shall merge with another hospital and my Trustees believe that the corporation so formed carries out the purposes of the hospital so merged, then my Trustees shall pay one-half of the income to such amalgamated corporation, but, if my Trustees believe that the amalgamated corporation does not carry out the purposes of the hospital so merged and mentioned herein, then the entire income shall be paid to the remaining hospital. Should both hospitals mentioned herein cease to exist and there shall be no corporation or corporations formed as aforesaid so that there will be no charitable or eleemosynary corporation or corporations to which the income from the trust shall be paid, then my Trustees shall give the net income to the Meriden hospital, and, in the event that said hospital has ceased to exist or has not been amalgamated with any other charitable institution carrying out the ideals and principals of such institution, then my Trustees shall pay the net income in such proportion as they may deem advisable to other charitable, religious and eleemosynary corporations as shall be located in said Waterbury which carry out the principles and teachings of The Waterbury Hospital Inc. and The St. Mary's hospital corporation, and my Trustees shall have full discretion to designate the appropriate corporation or corporations and shall have full discretion as to the proportion of the net income which shall be paid to each corporation designated."	N	Y	N	N	Yes Trust w/w
Frank Keeling (The Frank Keeling Fund) 12/15/1954	Bank of America	\$3,260,517	"income only thereof to be paid . . . to be used for the general purposes of said Hospital"	None	N	Y	N	N	Yes Trust w/w
Jacob Keeling (The Jacob Keeling Fund) 6/30/1952	Bank of America	\$2,521,751	"income only thereof to be paid . . . to be used for the general purposes of said Hospital"	None	N	Y	N	N	Yes Trust w/w

(W2463993)

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule B. Third Party Trustee

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited Under §21a-175 Y/N	Instrument of disposition in file Y/N
Harriet Kirk 6/15/1942	JP Morgan Chase	\$438,526 which is 20% of total	"one-tenth of the net income to The Waterbury Hospital, Inc. . . . the same to be used for the general purposes of the corporation."	"In the event that said corporation goes out of existence, then said income shall be divided equally among the other corporations and associations mentioned in Section B; but, if said corporation shall merge with any other corporation and my Trustee believes that the corporation so formed carries out the purposes of THE WATERBURY HOSPITAL, INC., then my Trustee shall pay the net income to such amalgamated corporation, but, if my Trustee believes that the amalgamated corporation does not carry out the purposes of THE WATERBURY HOSPITAL, INC., then the net income shall be divided equally among the other charitable and eleemosynary corporations and association mentioned in Section B. . . .  Should all of the corporations mentioned in Sections A and B aforesaid cease to exist, . . . then my Trustee shall give the net income, in such proportion as it may deem advisable, to other charitable, religious and eleemosynary corporations as shall be located in Waterbury, which carry out the principles and teachings of the corporations heretofore mentioned. . . .  Note: The corporations and association mentioned in Section B are Waterbury Day Nursery Association, The Southmayd Home, Inc., The Waterbury Visiting Nurses' Association, Inc. and The St. Mary's Hospital Corporation.	N	Y	N	N	Yes Trust w/w
Henry H. Peck 6/12/1918	Bank of America	\$8,363,710	"Whereas, the Board of Directors of the Waterbury Hospital . . . has entered into a contract for the construction of an addition to the buildings of said hospital, . . . I direct my executor to pay over to the Treasurer of said Hospital such sum as may be determined by my executor and the Board of Directors of said Hospital to be necessary to pay the cost of said building.	None	N	Y	N	N	Yes Will

[W2461993]

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule B. Third Party Trustee

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited Under §21a-175 Y/N	Instrument of disposition in file Y/N
Edith F. Poole 4/11/1928 (Francis A. and Florence A. Poole Fund)	Bank of America	\$145,288 (50% of total)	... "pay over the net income semi-annually to the Waterbury Hospital...for general uses of said institution." "the net income thereof shall be divided equally, semi-annually, between the Second Congregational Church ... and the Waterbury Hospital ... the same to be used for the general purposes of said organizations."	None	N	Y	N	N	Yes Will
Wilma A. Snowden 10/25/1984 12/27/1990	Comerica Bank	\$0	Contingent remainder interest	None	N	Y	N	N	Yes, Trust Agreement and Amendment Yes Will
Kenneth J. Stoughton for Paul L. Baraby 6/13/1977	Bank of America	\$0	"Upon the death of said Paul L. Baraby, the entire corpus of said Trust shall be distributed to The Waterbury Hospital...to be added to its equipment fund ... [2/11 Value - \$360,700	None	N	Y	Y	N	Yes Will

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule C. Miscellaneous

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Thomas P. Crean October 13, 2011		\$10,000 Pending bequest	To the WATERBURY HOSPITAL of Waterbury, Connecticut, the sum of Ten Thousand (\$10,000) Dollars in fee;	None	N	Y	N	N	Yes Will
Gift Annuity April 3, 2003	Wachovia	\$135,778	Gift annuity funds payable to Waterbury Hospital at donor's death	None	N	Y	N	Y	Board Resolution, Letter of Understanding and Investment Policy Statement
Stephen J. Pecka w/s/a Steven J. Pecka 2/17/09		\$5,000 Pending bequest	"I give and bequeath the sum of Five Thousand (\$5,000.00) Dollars to WATERBURY HOSPITAL, of Waterbury, Connecticut, or to its successors, either by way of merger or consideration;"	None	N	Y	N	N	Yes Will
Pooled Income Fund	Bank of America (Revocable)	\$112,300		None	N	Y	N	Y	Agreement of Trust dated 8/20/1993
Molly Patricia Lenners 2/27/08 PENDING: Temporary Administrator appointed 10/16/14		Unknown	The remainder of my estate, or all of my residuary estate if Douglas L. Fox does not survive me, shall be distributed as follows: 1. One third to St. Mary's Hospital of Waterbury, Connecticut to be used for the care and treatment of mental illness; and 2. Two thirds to Waterbury Hospital of Waterbury, Connecticut		N	Y	N		Yes Will

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule C. Miscellaneous

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non- Endowment Y/N	Use Restricted Y/N	Solicited under §21(a)-175 Y/N	Instrument of disposition in file Y/N
Madelyn L. Queor 08/01/2007		Unknown	One (1) equal share to my brother, ALBERT LITRO, if she survives me by thirty (30) days, and, if he does not, then to the WATERBURY HOSPITAL, with a current mailing address of Waterbury Hospital Fund Development Office, 64 Robbins Street, Waterbury, CT 06708, or its successor hospital, for its general and unrestricted purposes in memory of ALBERT LITRO		N	Y	N		Yes Will

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule D. Permanent Bed Funds

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21b-175 Y/N	Instrument of disposition in file Y/N
Permanent Bed Fund Various Dates	Waterbury Hospital Trustee, Bank of America, Agent	\$5,210,209	See separate Bed Fund binder with all underlying documentation	See separate Bed Fund binder with all underlying documentation	Y	N	Y	N	
Edith Blakesley Fund 03/08/1961	JPMorgan Chase	\$2,262,286	"net income to be used by Hospital as a free bed fund for members of the Second Congregational Church who are considered as worthy ill cases requiring financial assistance".	"In the event that said The Waterbury Hospital shall be merged into or taken over by another private nonprofit hospital the said Trustee shall make payment to the successor corporation. In the event that the said The Waterbury Hospital shall terminate its existence, the said Trustee shall have the power to send such income to such hospital operating in the City of Waterbury, or serving the public of the City of Waterbury, as it may, in its judgment, select."	N	Y	Y	N	Yes Trust w/w
Margery K. Hayden (Elizabeth K. Hayden Fund) 02/03/1975	The Waterbury Hospital	\$35,029	"the sum of Twenty Thousand Dollars (\$20,000) to be known as "The Elizabeth K. Hayden Fund", to establish a bed fund, the purpose of which shall be used for the care of patients of Southmayd Home, Incorporated, of said Waterbury, who shall be designated by the Board of Directors of said Southmayd Home, Incorporated, as being eligible to receive said free bed and medical care. In the event that all or any portion of said income in any consecutive twelve months period (said period to be determined by said Hospital, in its sole discretion) shall not be needed for the purpose of providing free bed and medical care, same may be used by said Hospital for its general purposes."	None	Y	N	Y	N	Yes Will

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule D. Permanent Bed Funds

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Rhoda M. Hellman (Sibilla Hellman Fund) 11/11/1969	Bank of America	\$5,336,369 which is 50% of total	"During the continuation of this trust the net income arising therefrom shall be divided equally between the Waterbury Hospital and St. Mary's Hospital, such payments to be made quarter-yearly or at such more frequent intervals as the Trustee shall deem wise."	"If either of the hospitals listed above is not an organization described in Sections 170(a), 2055(a) and 2522(a) of the Internal Revenue Code or has ceased to exist when income of the trust is to be distributed to it, the Trustee shall distribute all such income to the remaining hospital. If neither hospital shall qualify under such sections the Trustee shall distribute the income to such other organizations in the health care field as are described in said Sections 1770(c), 2055(a) and 2522(a) as the Trustees shall select."	N	Y	N	N	Yes Will
Merrit Heminway (Merrit Heminway Bed Fund) 1914 (extract from executive committee report)	Waterbury Hospital	\$245,736	From Hospital Records: "Income to maintain bed for Watertown poor." Letter 10/31/60 from Katherine H. Heminway: "wish of his family that the income from this sum be added to that of the Merrit Heminway Bed Fund and administered as that fund has been administered in the past . . . . We wish that the word "poor" be interpreted to mean anyone whose hospital bills (not being otherwise fully covered) are such that the patient would be burdened thereby so that help in their payment might be considered of curative value. It is also our wish that any income from this fund left at the end of each hospital fiscal year be turned over to the hospital's general funds."	"The Board of the hospital should feel free to request the family of Merrit Heminway to change the above provisos if in their opinion the fund is no longer serving a useful purpose. If the time should arise when there were no family left to confer with, the interest and principal of the fund should be used in such a way as best to serve Watertown patients."	Y	N	Y	N	Instrument of Gift - Addition to Bed Fund

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule D. Permanent Bed Funds

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Abbie C. Hopkins 4/30/1938	Bank of America	\$5,870,238	"If, however, at the termination of said twenty-year period, no hospital has been built by the Naugatuck Hospital in said Naugatuck, I direct the Trustee to continue to hold and invest and reinvest said fund and the increment thereto, as aforesaid, until a hospital has been erected in said Naugatuck by the Naugatuck Hospital, and meantime to pay to The Waterbury Hospital... said remainder of the net income from said fund and from the increment thereto for the purpose of providing accommodations and medical care and attention for the poor and needy residents of the Borough of Naugatuck aforesaid, with the understanding, however, that the surplus of said income, if any, may be used by The Waterbury Hospital aforesaid for its general uses and purposes.  (c) If, at some later period, a hospital is erected in said Naugatuck by the Naugatuck Hospital, I direct the Trustee to pay said remainder of the net income from said fund and from the increment thereto, in perpetuity, to the Naugatuck Hospital, to be used for the general purposes of said institution."	None	N	Y	Y	N	Ycs Will
Mary L. Meigs (The Meigs Fund) 7/17/1952	The Waterbury Hospital	\$1,232,011	"... the principal thereof to be held as a perpetual trust to be known as the "Meigs Fund", and the income only thereof to be used for the care at said hospital of persons in reduced circumstances in such manner as the Board of Directors of said Hospital may determine"	None	Y	N	Y	N	Yes Will



Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule D. Permanent Bed Funds

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Edith F. Poole 4/1/1928 (Francis A. and Florence A. Poole Fund)	Waterbury Hospital	Part of Permanent Bed Fund	"(\$10,000), to the Waterbury Hospital...to be held as a permanent fund and invested and reinvested, and the net income thereof applied towards the establishment and maintenance of a free room in said hospital for the use of such person or persons as the minister in charge for the time being, of the Second Congregational Church, of Waterbury, Connecticut, may designate.	None	Y	N	Y	N	Yes Will
Scovill-Kingsbury Bed Fund 1915 (extract from Executive Committee Report)	Waterbury Hospital	\$249,628	"extract from Report of Executive Committee 1915: "endowing a free cot for the benefit of the poor of St. John's parish Waterbury." - undated Waterbury Hospital record	None	Y	N	Y	N	Yes Acknowledgment of \$5,000 gift by hospital
Flora S. Page and George W. Smith (Curtis Hurlbut Smith Bed Fund)	Waterbury Hospital	\$197,528	"The Curtis Hurlbut Smith Endowed Bed has been added to our list. Mr. Smith, a native of Southbury, is thus memorialized by the generosity of a brother and sister."	None	Y	N	Y	N	Yes Hospital Summary

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule D. Permanent Bed Funds

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non- Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
W. Easton Smith 5/31/44 (Howard Easton Smith Fund)	Bank of America	\$132,756	<p>“I give and bequeath to The Colonial Trust Company, of Waterbury, Connecticut, the sum of Five Thousand Dollars (\$5,000.00), in trust, however, to hold, manage, invest and reinvest, and pay over the net income thereof semi-annually to the Waterbury Day Nursery Association, of said Waterbury, for its general purposes, said fund to be known as “The Howard Easton Smith Fund.”</p> <p>“Should any of the corporations, institutions or organizations named as beneficiaries of the trust created by Paragraphs 8, 9 and 10 of this Will, dissolve, terminate or cease to carry on their corporate purposes, I direct that the income otherwise to be paid to such corporation, institution or organization shall thereafter be paid to The Waterbury Hospital, of said Waterbury, for its general purposes.”</p>	None	N	Y	N	N	Yes Will

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule D. Permanent Bed Funds

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Ruth Sperry (Mr. and Mrs. Mark L. Sperry, Sr. Memorial Fund) Letter 12/3/1947 Letter 7/13/1976	The Waterbury Hospital	\$195,638	"\$2,500. to be used toward a hospital Bed Fund. . . 1. For employees and their families of the Scovill Mfg. Co. 2. For members of the Sperry family. 3. For such persons as I, or somebody that I might designate, might direct. I wish the unexpended balance in the fund to be carried over to the next year until the Fund reaches the sum of \$10,000. After that it may be turned over to the Superintendent for general purposes of the institution."	None	Y	N	Y	N	See Bed Fund Binder
Dwight H. Terry And Martha Terry (The Dwight H. and Martha J. Terry Fund) 3/08/1919 11/21/1918	The Waterbury Hospital	\$682,586	"I give to the Waterbury Hospital...approximately \$10,000 to be added to the Mark L. Sperry and Julia P. Sperry Bed Fund. The income to be used preferably for members of The First Congregational Church and employees of The Scovill Manufacturing Company or to anyone in need of hospital assistance." "only the proceeds thereof shall be used for the purpose of providing free beds and medical care and attention for the poor and needy of the Towns of Plymouth and Thomaston . . . and that the surplus of said income, if any, may be used for the general uses of said institution"	None	Y	N	Y	N	Yes Trust w/w Dwight Terry and Trust w/w Martha Terry
Olive Rogers Warner (The Richard Vincent Warner Memorial Fund) 4/22/1926	The Waterbury Hospital	\$1,419,552	"as a trust fund . . . only the proceeds thereof shall be used for the purpose of providing accommodations and medical care and attention for the residents of the Borough of Naugatuck . . . and that the surplus of said income, if any, may be used for the general uses of said institution"	None	Y	N	N	N	Yes Will

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Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule D. Permanent Bed Funds

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non- Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
Estate of Oscar L. Warner (The Warner Memorial Fund) 2/29/1932	Bank of America	\$2,445,489	"the income thereof for the purposes of providing accommodations and medical care and attention for the poor and needy residents of the Borough of Naugatuck, Connecticut, with the understanding, however, that the surplus of such income, if any, may be used for the general purposes."	None	N	Y	Y	N	Yes Will

Trusts and Other Dispositions Benefiting Waterbury Hospital

Schedule E. General Endowment Fund / Not True Endowment / Board Designated

Name Date	Trustee	Value as of 9/30/14	Language of Disposition	Language of Succession	Endowment Y/N	Non-Endowment Y/N	Use Restricted Y/N	Solicited under §21a-175 Y/N	Instrument of disposition in file Y/N
General Endowment Fund	Waterbury Hospital	\$1,895,947	Consists solely of outright gifts		N	Y	N	Y	

## **EXHIBIT 2**

<b>CATEGORY: Free Care Manual</b>	<b>POLICY: Free Care Policy Matrix</b>
<b>PAGE:</b>	<b>ORIGINATED: 10-4-06</b>
<b>REVIEWED:</b>	<b>REVISED: 10/06, 01/07, 01/08,01/10</b>
<b>RETIRED:</b>	

**PATIENT ASSISTANCE POLICY**

**The Patient Assistance Policy governs the right of a patient to request assistance with unpaid balances.**

- Patient expresses that they cannot pay the bill and either has or has not been granted a discount previously.
- Patient may or may not have insurance

Once a request has been made, Customer Service staff work with the patient/representative to determine the qualification for Waterbury Hospital's various programs below. As appropriate, cases are prepared and presented to the Patient Assistance Committee for review. Free bed funds are applied for full/partial approval.

Note: In cases of partial approval, patient may be asked to pay a nominal co-pay or deductible amount to reflect acknowledgement of responsibility towards outstanding debt.

**DISCOUNT PROGRAMS**

<b><u>UNINSURED PATIENT POLICY</u></b>	<b><u>SELF PAY DISCOUNT POLICIES</u></b>																									
<ul style="list-style-type: none"> <li>• Patient has no insurance</li> <li>• Patient has been denied Medicaid/Saga</li> </ul> <p><b>If Income is at or below 200% of the FPIG, patient will qualify for 100% discount.</b></p> <p><b>If Income is &gt;200% of the FPIG, refer to the Sliding Scale Matrix for discount guidance.</b></p>	<p><b>PROMPT PAY DISCOUNT</b></p> <p>For patients with NO insurance, a prompt pay discount of 25% will be applied for full payment of the outstanding balance after discount within 30 days of receipt of first statement.</p> <p><b><u>This discount requires no financial application.</u></b></p>	<p><b>SLIDING SCALE</b></p> <p>Patient has no insurance Patient's income is above 200% poverty income guidelines or Patient has a balance/s after insurance.</p> <p><b>Individual Encounter Balance - &lt;=\$200 - no discount applies</b></p> <p><b>Aggregate balances - \$201 to \$999 - patient must complete a financial application to qualify for sliding scale discount [self pay only] or charity care. <u>Presentation to PAC not required.</u></b></p> <p><b>Aggregate balances - &gt;\$1000 - patient must complete a financial application for sliding scale discount [self pay only] or presentation to PAC(bal after ins). Case can be presented to PAC a second time if the patient is unable to comply with payment arrangements on balance after discount.</b></p>																								
<p><b><u>CHARITY CARE POLICY</u></b></p> <p>Balances in aggregate totaling &lt;\$1000 and are.....</p> <ul style="list-style-type: none"> <li>• Uncollectible Encounters</li> <li>• Deceased, no estate</li> <li>• Homeless, no information</li> <li>• Pt has recently been granted T19</li> </ul> <p>-----</p> <p>Balances in aggregate &gt;\$1000 do not need to be presented to PAC. Write off to appropriate Free Bed Fund</p>	<p align="center"><b><u>Bed Funds</u></b></p> <table border="0"> <tr><td>AC Hopkins (Naugatuck)</td><td>2000</td></tr> <tr><td>CH Smith (Anyone)</td><td>2001</td></tr> <tr><td>Terry (Thomaston,Plymouth)</td><td>2004</td></tr> <tr><td>Hayden (Southmayd Home)</td><td>2005</td></tr> <tr><td>Hemingway (Watertown)</td><td>2006</td></tr> <tr><td>Meigs (Anyone)</td><td>2007</td></tr> <tr><td>MI Sperry (Anyone)</td><td>2008</td></tr> <tr><td>Other (Anyone)</td><td>2009</td></tr> <tr><td>Permanent (Anyone)</td><td>2010</td></tr> <tr><td>RV Warner (Naugatuck)</td><td>2011</td></tr> <tr><td>Scovill-Kingsbury(St John's)</td><td>2012</td></tr> <tr><td>Charity Care Non FBF</td><td>2002</td></tr> </table>	AC Hopkins (Naugatuck)	2000	CH Smith (Anyone)	2001	Terry (Thomaston,Plymouth)	2004	Hayden (Southmayd Home)	2005	Hemingway (Watertown)	2006	Meigs (Anyone)	2007	MI Sperry (Anyone)	2008	Other (Anyone)	2009	Permanent (Anyone)	2010	RV Warner (Naugatuck)	2011	Scovill-Kingsbury(St John's)	2012	Charity Care Non FBF	2002	
AC Hopkins (Naugatuck)	2000																									
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Charity Care Non FBF	2002																									
<b>Cost to Charge Alias - 2003</b>	<b>Prompt Pay Alias - 2013</b>	<b>Sliding Scale Alias - 2014</b>																								

**CHANGE OF ADDRESS** STREET \_\_\_\_\_ CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_ TELEPHONE # \_\_\_\_\_

IF YOU WISH TO USE A CREDIT CARD PLEASE CHECK ONE:

<input type="checkbox"/> VISA	<input type="checkbox"/> MASTERCARD	<input type="checkbox"/> DISCOVER CARD	Name of Cardholder _____
AMOUNT CHARGED	CARD #	EXP. DATE	SIGNATURE

<input type="checkbox"/> <b>MEDICARE</b> RETIREMENT/DISABILITY DATE _____ MEDICARE # _____ PART A (HOSPITAL) EFFECTIVE DATE _____ PART B (MEDICAL) EFFECTIVE DATE _____	<input type="checkbox"/> <b>WORKER'S COMP.</b> DATE OF INJURY _____ RESPONSIBLE EMPLOYER _____ TELEPHONE # _____ ADDRESS _____ COMP. CARRIER (INS.) _____ CLAIM # IF AVAILABLE _____ ADDRESS _____
<input type="checkbox"/> <b>HMO</b> <input type="radio"/> NAME _____ ADDRESS _____ EMPLOYER _____ ID # _____	<input type="checkbox"/> <b>BLUE CROSS</b> SUBSCRIBER'S NAME _____ DOR _____ RELATION TO PATIENT: <input type="radio"/> SELF <input type="radio"/> SPOUSE <input type="radio"/> CHILD <input type="radio"/> OTHER <input type="radio"/> CT B/C <input type="radio"/> FEP <input type="radio"/> NATL B/C PLAN CODE (ALPHA) _____ <input type="radio"/> OUT OF STATE B/C PLAN CODE _____ STATE _____ SUBSCRIBER'S EMPLOYER: _____
<input type="checkbox"/> <b>MEDICAID</b> EFFECTIVE DATE _____ <input type="radio"/> TITLE XIX NO./CASE NO. _____ <input type="radio"/> CITY OF WATERBURY _____ <input type="radio"/> OTHER STATE, CITY OR AGENCY NAME/# _____ NAME ON CARD _____	<input type="checkbox"/> <b>B/C 65</b> B/C # _____ <input type="checkbox"/> <b>OTHER INSURANCE</b> NAME OF INSURANCE _____ SUBSCRIBER'S NAME _____ ADDRESS _____ ID # _____ SUBSCRIBER'S EMPLOYER _____

**ARE YOU HAVING PROBLEMS PAYING YOUR HOSPITAL BILLS?**

Waterbury Hospital offers "free bed funds" to cover the cost (partially or fully) for inpatient, outpatient and emergency services rendered at the Hospital for qualifying patients. To obtain further information, including an application, please contact our customer service representatives.

You will receive written notice of the outcome of your case including reason/s if your case is rejected. You may reapply for free bed funds at any time. Additional funding may become available on an annual basis.

Other assistance options, such as a sliding scale discount may also apply to your situation. The financial counseling process will indicate available options to assist you with your outstanding balance.

**ESTA USTED TENIENDO PROBLEMAS PAGANDO LOS BILES DEL HOSPITAL?**

El Hospital de Waterbury le ofrece un programa llamado "Fondo de Cama Gratis" para cubrir el gasto parcial o completo a los pacientes que son internados, dado de alta o en emergencia que visitan el Hospital. Este programa solamente es para esas personas que califican. Para obtener más información, incluyendo una aplicación, por favor comuníquese con nuestra oficina de servicios al paciente en el horario indicado a continuación:

OR TELEFONO:  
 03-573-7116, de lunes a viernes, 8:30 a.m. a 3:30 p.m.  
 CON CITA O SIN CITA:  
 Horario de la oficina: lunes a viernes, 8 a.m. a 4:30 p.m.  
 LAS OFICINAS DE ASISTENCIA AL PACIENTE ESTAN LOCALIZADAS EN LA PLANTA BAJA AL CRUZAR LA CALLE DE ESPERA.

Usted recibirá una notificación indicando si su caso ha sido aprobado o negado. Fondos adicionales estarán disponibles anualmente. Otra opción de asistencia es la aplicación "Sliding Scale Discount" para su situación financiera. Esta aplicación es para ayudarle con el balance de su cuenta pendiente.

Asistencia adicional estará disponible en el Departamento de Servicio Social o Departamento de Salud.

**ARE YOU UNINSURED?**

If you meet the definition of "uninsured" as defined by Connecticut State statutes, you may be eligible to have your balance/s reduced.

1. You have one or more outstanding balances due to Waterbury Hospital.
2. You have applied and been denied eligibility for any medical or health care coverage provided by Medicaid or State Administered General Assistance [SAGA] due to failure to satisfy income or other eligibility requirements.
  - a. Proof of denial is required.
3. You are not eligible for coverage for hospital services under any other health insurance program [including workers compensation, third-party liability, motor vehicle insurance].
4. Your household income is at or below 200% of the Federal Poverty Income Guidelines..
  - a. Proof of income is required.

To find out if you qualify, please contact us.

**PATIENT FINANCIAL SERVICES**

- \* By phone at 203-573-7116, Monday through Friday, 8:30 a.m. to 3:30 p.m. 2217
- \* By appointment or walk-in. The Patient Financial Services Office located at the hospital.



**Waterbury Hospital**  
**Patient Access/ Financial Services**  
**FINANCIAL ASSISTANCE APPLICATION FORM 2011-2012**

CASE # \_\_\_\_\_

DATE \_\_\_\_\_ Account # \_\_\_\_\_

**I. PATIENT DATA – [If patient is a minor, [under 18] mother, father and/or guardian information must be completed]**

Name \_\_\_\_\_ date of birth \_\_\_\_\_

Address \_\_\_\_\_

zip code \_\_\_\_\_

Phone number \_\_\_\_\_ social security # \_\_\_\_\_

**Mother's information**

Name \_\_\_\_\_ social security # \_\_\_\_\_

Date of birth \_\_\_\_\_ phone number \_\_\_\_\_

Address \_\_\_\_\_

zip code \_\_\_\_\_

**Father's information**

Name \_\_\_\_\_ social security # \_\_\_\_\_

Date of birth \_\_\_\_\_ phone number \_\_\_\_\_

Address \_\_\_\_\_

zip code \_\_\_\_\_

**Guardian's information**

Name \_\_\_\_\_ social security # \_\_\_\_\_

Date of birth \_\_\_\_\_ phone number \_\_\_\_\_

Address \_\_\_\_\_

zip code \_\_\_\_\_

**CHURCH AFFILIATION:** \_\_\_\_\_



Patient Access / Financial Services

CHECKLIST FOR FINANCIAL ASSISTANCE

- \_\_\_\_\_ Proof of Residence (rent receipt, mortgage, or letter from landlord)
- \_\_\_\_\_ Proof of income for the past 12 months.
- \_\_\_\_\_ Copy of SS/Pension/SSI (or other benefit check or letter from agency)
- \_\_\_\_\_ Most recent Income Tax return.
- \_\_\_\_\_ Proof of assets (stocks, bonds, IRAs, CDs etc.)
- \_\_\_\_\_ Complete bank account statements; checking and/or savings, passbook (LAST 3 MONTHS)
- \_\_\_\_\_ Car registration
- \_\_\_\_\_ Public assistance determination
- \_\_\_\_\_ Alien registration card or other proof of alien status
- \_\_\_\_\_ Other \_\_\_\_\_
- \_\_\_\_\_ Other \_\_\_\_\_
- \_\_\_\_\_ Other \_\_\_\_\_

# **EXHIBIT 3**

## Attachment 1

### Excerpt of Relevant Will or Trust Provision, No copy of will or trust document – Schedule D

- **Adt, Eugene C. Fund (Adele M. Adt)** – full Will of Adele M. Adt attached;
- **Benedict, George H. Fund (George H. Benedict)** - not provided;
- **Bull, Helen Smith** - full Will attached;
- **Coffin, Henrietta Louise Adrienne Free Bed Fund** - full Will attached;
- **Curtis, Mary A. Bed Fund** - not provided;
- **Field, Edward Bed Fund** - full Will of Charlotte Merriman attached;
- **Fitzsimmons, Louis E.** – not provided;
- **Graves, Anna E. Bed Fund** – full Will of Frederick G. Graves attached;
- **Greenburg, William B. Fund** – full Will attached;
- **Harvey, George S.** – full Will of Hattie Rachel Stone attached;
- **Kellogg, Stephen Wright and Lucia Hosmer Fund** – full Will of Charles Poole Kellogg attached;
- **Leavenworth, Cynthia Free Bed Fund** – full Will of Elisha Leavenworth attached;
- **Lott, Rose A.** – full Will attached;
- **Montague, Nellie M.** – full Will attached;
- **Peck, Franklin L. Fund** – full Will of Henrietta J. Peck attached;
- **Shipley, Alfred J.** – full Will attached;
- **Smith, Richard Memorial Bed Fund** – full Will of Helen Smith Bull attached;
- **Spencer, Julia V. Warner Fund** – full Will attached;
- **Upson, Jennie (First Congregational Bed Fund)** – full Will attached;
- **Wade, Henry L. Bed Fund** – full Will attached;
- **Welton, Nelson J. Bed Fund** – full Will attached.

### Excerpt of Relevant Will or Trust Provision, No copy of will or trust document – Schedule A

- **Charles F. Brooker Will and Codicil (Charles F. Booker Fund)**- not provided;
- **Marguerite B. Fulling** – not provided.

### Excerpt of Relevant Will or Trust Provision, No copy of will or trust document – Schedule C

- **Thomas P. Crean**- full Will attached.

### Partial Will, Succession Language Unknown – Schedule D

- **Burdsall, Margaret and Burritt, Harriett Bed Funds** – not provided;
- **Burritt, Edith & Melrose Bed Fund**- not provided;
- **Castle, Margaret F. Memorial Bed Fund** – full Will of Frank E. Castle attached;
- **Hart, Bertha Platt** – full Will attached;
- **Hayden, Elizabeth K. Fund** – full Will of Margery Hayden attached;
- **Judson, Winnifred H. Free Room Fund** – full Will of Fletcher Judson attached;
- **Merriman, William Buckingham, Jr. Bed Fund** – full Will attached;
- **Merriman, William Buckingham and Sarah Kingsbury Parsons Memorial Bed Fund** – full Will attached (same as entry above);
- **Merchant, May Lew and Bennett Merchant Fund**- full Will of Charlotte Merchant attached;

- **Swenson, John** – not provided.

Explanation re: Documents Not Provided:

- Benedict, George H. Fund (George H. Benedict) - Will being sent from Middlesex Probate Court in Massachusetts;
- Curtis, Mary A. Bed Fund – this fund was created under the Will of William E. Curtis. His Will could not be located. Searches were conducted at the Connecticut State Library, the Waterbury Probate Court and Silas Bronson Library Archives. The Connecticut State Library located three decedents by that name but did not have information regarding the town of death. Probate Courts were contacted in Naugatuck, which also covers Middlebury; Litchfield; and Region #22, which covers Bethlehem, Oxford, Roxbury, Southbury, Washington, Watertown and Woodbury;
- Fitzsimmons, Louis E. – this fund was created under the Will of Mary E. Fitzsimons, who died on October 9, 1934 in Waterbury. Her Will could not be located. Searches were conducted at the Connecticut State Library, the Waterbury Probate Court and Silas Bronson Library Archives. Probate Courts were contacted in Naugatuck, which also covers Middlebury; Litchfield; and Region #22, which covers Bethlehem, Oxford, Roxbury, Southbury, Washington, Watertown and Woodbury;
- Charles F. Brooker Will and Codicil (Charles F. Booker Fund)- Will being sent from Derby Probate Court;
- Marguerite B. Fulling – this fund was created under an Inter Vivos Trust, which is not public record. The law firm that handled the matter no longer exists and the attorney is deceased; the successor law firm has no record of the Fulling Trust;
- Burdsall, Margaret and Burritt, Harriett Bed Funds and Burritt, Edith & Melrose Bed Fund – both of these funds were created under the Will of Edith Porter Burritt, who died on July 4, 1926. Her Will could not be located. Searches were conducted at the Connecticut State Library, the Waterbury Probate Court and Silas Bronson Library Archives. Probate Courts were contacted in Naugatuck, which also covers Middlebury; Litchfield; and Region #22, which covers Bethlehem, Oxford, Roxbury, Southbury, Washington, Watertown and Woodbury;
- Swenson, John – his Will could not be located. Searches were conducted at the Connecticut State Library, the Waterbury Probate Court and Silas Bronson Library Archives. The Connecticut State Library located three decedents by that name but did not have information regarding the town of death. Probate Courts were contacted in Naugatuck, which also covers Middlebury; Litchfield; and Region #22, which covers Bethlehem, Oxford, Roxbury, Southbury, Washington, Watertown and Woodbury.

When the above Wills are received, copies will be immediately provided to the Attorney General's Office.

Additional Documents

Two new items have been added to Schedule C: Estate of M. Lenner and Estate of M. Queor. Copies of Wills are attached hereto.

KNOW ALL MEN BY THESE PRESENTS:

THAT I, ADELE M. ADT, of the town of Waterbury, County of New Haven, State of Connecticut, do publish and declare the following as and for my last will and testament, hereby revoking and annulling all former wills and codicils by me made heretofore.

FIRST ARTICLE.

I give and bequeath to the WATERBURY HOSPITAL, a corporation chartered by the General Assembly of the State of Connecticut, and located in said Waterbury, the sum of five thousand dollars (\$5000), to be held by said corporation and its successors forever as a fund to maintain a free cot in and under the auspices of said Hospital to be known as "Eugene C. Adt Free Cot." \* \* \*

SECOND ARTICLE.

I give and bequeath to the Masonic Charity Foundation of Connecticut, a corporation incorporated under the laws of said State, the sum of five thousand dollars (\$5000) to have and to hold the same for the uses and purposes of said corporation, the same to be to said corporation and its successors forever. \* \* \*

THIRD ARTICLE.

I give and bequeath to the SOUTHMAYD HOME, a corporation located in said Waterbury, the sum of two thousand dollars (\$2000).

FOURTH ARTICLE.

I give and bequeath to the Connecticut Humane Society, however the corporation may be properly denominated, being that corporation having its principal location in Hartford, in said State, the sum of two thousand dollars (\$2000), the same to be to said corporation and its successors forever. \* \* \* \* \*

FIFTH ARTICLE.

I give and bequeath to the RIVERSIDE CEMETERY ASSOCIATION, a corporation located in said Waterbury, the sum of one thousand dollars (\$1000), the same to be to said corporation and its successors forever. \* \* \* \* \*

SIXTH ARTICLE.

I give and bequeath to DR. CHARLES H. BROWN of said Waterbury, the sum of five thousand dollars (\$5000), the same to be to him and his heirs forever. \* \* \* \* \*

SEVENTH ARTICLE.

I give and bequeath the sum of three thousand dollars (\$3000) to HOWARD E. ADT, HENRIETTA, his wife, and RUTH M. ADT, their daughter, all of New Haven, said County and State, share and share alike, the same to be to them and their heirs forever, and direct that in the event of the death of any of said beneficiaries before my decease, the survivors or survivor shall take the whole bequest. \* \* \* \* \*

EIGHTH ARTICLE.

I give and bequeath the sum of three thousand dollars (\$3000) to SARAH L. NOETHER, IRVING M. NOETHER and LEAH NOETHER, of said Waterbury, share and share alike, the same to be to them and their heirs forever, and direct that in the event of the death of any of said beneficiaries before my decease, the survivors or survivor shall take the whole bequest. \* \* \* \* \*

NINTH ARTICLE.

I give and bequeath to EDITH GRIGGS ADT of Torrington, County of Litchfield, in said State, the sum of two thousand dollars (\$2000), the same to be to her and her heirs forever.\* \*

TENTH ARTICLE.

I give and bequeath to ANNA AHERN, of said Waterbury, now connected with the Waterbury Printing Company, the sum of one thousand dollars (\$1000), the same to be to her and her heirs forever. \* \* \* \* \*

ELEVENTH ARTICLE.

I give and bequeath to WATERBURY INSTITUTE OF CRAFT AND INDUSTRY, INCORPORATED, a corporation duly organized under the laws of the State of Connecticut, and located in said Waterbury, the sum of three thousand dollars (\$3000), the same to be to it and its successors forever.\* \* \* \* \*

TWELFTH ARTICLE.

I give and bequeath to BOYS' CLUB INCORPORATED OF WATERBURY, a duly organized corporation located in said Waterbury, the sum of three thousand dollars (\$3000), the same to be to it and its successors forever. \* \* \* \* \*

THIRTEENTH ARTICLE.

I give and bequeath to TRINITY EPISCOPAL CHURCH, or however the same may be denominated, located in said Waterbury, the sum of one thousand dollars (\$1000), the same to be to it and its successors forever. \* \* \* \* \*

FOURTEENTH ARTICLE.

I give and bequeath to FREDERICK DASHIEL BUCKLEY of said Waterbury, the sum of two thousand dollars (\$2000), the same to be to him and his heirs forever. \* \* \* \* \*



FIFTEENTH ARTICLE.

All the rest, residue and remainder of my estate I give, devise and bequeath to the persons named in this will as beneficiaries of my estate, the same to be given to them pro rata according to the amount of their respective legacies, the same to be to them and their heirs forever. \* \* \* \* \*

LAST ARTICLE.

I nominate and appoint THE WATERBURY TRUST COMPANY, a corporation chartered by the General Assembly of the State of Connecticut, and located in said Waterbury, as executor of this my last will and testament. \* \* \* \* \*

IN WITNESS WHEREOF, I have hereunto set my hand and seal at said Waterbury this 6th day of April, A. D. one thousand nine hundred seventeen.

Adela M. Adt (L.S)

Signed, sealed, published and declared by the within named testatrix, ADELE M. ADT., as and for her last will and testament, in the presence of us, who, in the presence of said testatrix and of each other, have hereunto, at her request, subscribed our names as witnesses at said Waterbury, this 6th day of April, A. D. 1917.

Walter R Brown  
Richardson Brown  
Walter Brown

WITNESSES.

STATE OF CONNECTICUT }  
COUNTY OF NEW HAVEN }

ss. Waterbury, April 6, 1917.

The within named Notton Brown  
and Richardson Brown being duly sworn,  
depose and say, that they witnessed the within will of the within  
named testatrix, Adele M. Adt, and subscribed the same in her  
presence, and at her request, and in the presence of each other;  
that the said Adele M. Adt at the time of the execution of said  
will appeared to them to be of full age, and of sound mind and  
memory and that she signed said will and declared the same to be  
her last will and testament in their presence, and that they make  
this affidavit at the request of said testatrix.

Richardson Brown

Notton Brown

Subscribed and sworn to at the request of the within  
named testatrix, Adele M. Adt, the day and year above written,  
before me.

Walter R. Brown  
Notary Public.

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 15TH DAY OF OCTOBER A.D. 1959

Present, JAMES R. LAWLOR, Judge.

ESTATE OF HELEN SMITH BULL late of Middlebury in said District, deceased.

Upon application praying that an instrument purporting to be the last Will and Testament of said deceased be admitted to Probate, this Court finds that all persons known to be interested in said Estate have signed a waiver of notice of a hearing on said application, which waiver has been duly filed in Court, and is ordered recorded and lodged on file.

Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament according to law, to pass real and personal estate, and that the testatrix at the time of executing the same was of sound and disposing mind and memory, having been fully proved by the affidavit of F. TERESA MUNRO and ELIZABETH A. MACDONALD, two of the three subscribing witnesses, the Court finds the same to be true. It is therefore, considered by this Court that said Will is proved and the same is approved and ordered to be recorded and lodged on file.

And on the 15th day of October A.D. 1959 THE COLONIAL BANK AND TRUST COMPANY successor by merger to THE COLONIAL TRUST COMPANY appointed by the said Will executor thereof appeared in Court by EDWARD G. HAZEN, Trust Officer, and accepted said trust.

Attest: JAMES R. LAWLOR, Judge.

I, HELEN SMITH BULL, of Middlebury, County of New Haven, State of Connecticut, make, publish and declare the following as and for my Last Will, and hereby revoking any and all other wills and codicils heretofore made by me.

#### ARTICLE FIRST

I give and bequeath all of my tangible personal property of every nature and description and wheresoever located to such of my sisters as shall survive me and to the lawful living issue of such of my sisters as shall have predeceased me in shares per stirpes, to be theirs absolutely.

#### ARTICLE SECOND

I give and bequeath Two Thousand Dollars (\$2,000.00) to NICHOLAS MANCINI, of said Middlebury, if he shall survive me; if he shall not survive me I give and bequeath said sum of Two Thousand Dollars (\$2,000.00) to his wife, MARY MANCINI, if she shall survive me. I also give and bequeath Fifteen Hundred Dollars (\$1,500.00) to HELEN FRIZZELL, if she shall survive me.

#### ARTICLE THIRD

If PHILIP MANCINI, son of Nicholas and Mary Mancini, shall survive me, then I give and bequeath to him the sum of Five Hundred Dollars (\$500.00), and to his mother, MARY MANCINI, the sum of Five Hundred Dollars (\$500.00). Without hereby creating a trust it is my desire that such sums be used to assist Philip in furthering his education in technical or trade schools in such field as he may choose.

## ARTICLE FOURTH

I give and bequeath to THE WATERBURY HOSPITAL, of Waterbury, Connecticut, the sum of Ten Thousand Dollars (\$10,000.00), the income only thereof to be used for the establishment and maintenance of a bed in said Hospital for the use of needy and worthy patients, the same to be known as "The J. Richard Smith Memorial Bed" in memory of my father, J. Richard Smith, late of said Waterbury, deceased.

## ARTICLE SIXTH

I give and bequeath to THE WATERBURY HOSPITAL, of Waterbury, Connecticut, the sum of Ten Thousand Dollars (\$10,000.00), the income only thereof to be used for the establishment and maintenance of a bed in said Hospital for the use of needy and worthy patients, the same to be known as "The C. Sanford Bull Memorial Bed" in memory of my beloved husband, C. Sanford Bull, late of said Middlebury, deceased.

## ARTICLE SEVENTH

All of the rest, residue and remainder of my property, both real and personal, and wheresoever situated, including any lapsed or void legacies, I give, devise and bequeath to the living lawful issue of my sisters, AGNES S. BRYAN, OLIVE S. SPERRY and MARGARET S. KAYNOR, taking in shares per stirpes, to be theirs absolutely, to them and their respective heirs forever.

## ARTICLE EIGHTH

I hereby nominate and appoint THE COLONIAL TRUST COMPANY, Executor of this will, without bond.

## ARTICLE NINTH

If, after the execution of this will, the Colonial Trust Company is consolidated, merged or combined with any other institution, any such consolidated corporation or the corporation with which it is consolidated, merged or combined, if such latter corporation is legally authorized to do so, shall immediately succeed to the title, powers and duties hereby conferred and imposed upon The Colonial Trust Company as Executor.

## ARTICLE TENTH

I hereby give to my said Executor power to sell and convey any and all real estate without an order of court, upon such terms, including the taking of a purchase money mortgage, as it may deem wise, and to execute and deliver such deeds and instruments as may be necessary to pass title thereto. I further authorize my said Executor to sell, exchange, transfer or otherwise dispose of any or all other property of my estate, excepting always any shares of capital stock of The Waterbury Companies which I may own at my decease which I desire be distributed in kind to the issue of my sisters under the provisions of Article Seventh of this will, and to invest and reinvest the proceeds thereof in such securities as it may deem wise, including stocks, bonds or other securities, expressly directing that it shall not be confined to investments permissible by law for trustees, and I do hereby declare that it shall not be liable for any loss resulting to my estate from any investment or reinvestment made or retained by it in good faith. I further authorize my Executor to make payment of any legacies provided for in this will and distribution of my estate by transferring money,

securities or other property as it may deem advisable at the market value thereof as determined by it at the time of such distribution, its judgment therein to be binding and conclusive upon all parties.

ARTICLE ELEVENTH

I hereby direct that all legacy, succession, inheritance, transfer and estate taxes, levied or assessed upon or with respect to any property (including, without limiting the foregoing, insurance, jointly held property, bonds and any and all other kinds of personal and real property), which is included as part of my gross estate for the purpose of any such tax, shall be paid by my Executor out of my estate in the same manner as an expense of administration and shall not be pro rated or apportioned among or charged against the respective devisees, legatees, beneficiaries, transferees or other recipients, nor charged against any property passing or which may have passed to any of them and that my Executor shall not be entitled to reimbursement for any portion of any such tax from any such person.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 15th day of February, A.D. 1957.

HELEN SMITH BULL (SEAL)

Signed and sealed by the within named Testatrix, HELEN SMITH BULL, and by her declared to be her Last Will and Testament in our presence who have hereunto subscribed our names as witnesses in her presence and in the presence of each other, and at the request of said Testatrix, this 15th day of February, A. D. 1957.

F. TERESA MUNRO }  
ELIZABETH A. MACDONALD } Witnesses  
WILLIAM W. GAGER }

STATE OF CONNECTICUT }  
COUNTY OF NEW HAVEN } SS. Middlebury February 15th, A.D. 1957

Then and there personally appeared the undersigned, who being duly sworn, depose and say that they witnessed the execution of the within will of the within named Testatrix, HELEN SMITH BULL; that the said HELEN SMITH BULL subscribed said will and declared the same to be her Last Will and Testament in their presence and in the presence of William W. Gager; that they and the said William W. Gager thereafter subscribed the same as witnesses in the presence of said Testatrix and at her request; that the said Testatrix at the time of the execution of said will appeared to them to be of full age and of sound mind and memory and competent in every respect to make a will; and that they make this affidavit at the request of said Testatrix.

F. TERESA MUNRO of Middlebury  
ELIZABETH A. MACDONALD of Watertown

Subscribed and sworn to before me,  
the day and year above written,

(SEAL) \* WILLIAM W. GAGER, Notary Public.

Attest:

FRANK J. BLAIR,

Judge.

the foregoing to a true copy of the original instrument in file.

Attest:

*John J. ...* Clerk.

IN A PROBATE COURT HELD AT HARTFORD, CONNECTICUT, WITHIN AND FOR THE DISTRICT OF HARTFORD, ON THE 10th DAY OF NOVEMBER, A. D. 1921.

Present, FRANK J. BLAIR, Judge.

EDITH M. WILSON, Plaintiff, vs. ...

Upon application praying that an order be granted directing the said Will and Testament therein of said deceased to admit to probate, Edward B. Walker and ...

Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the true execution of said last Will and Testament according to law, to have full and complete effect, and that the intestate at the time of executing the same was of sound and disposing mind and memory, having been fully proved by the affidavits of Frank E. Clark and Wesley W. Price, two of the subscribing witnesses ...

And on the 10th day of November, A. D. 1921, the Colonial Trust Company appointed by the said Will executor thereof appearing in Court by Edward B. Walker, Trust Officer and accepted said trust.

Attest:

FRANK J. BLAIR,

Judge.

Witness my hand and the seal of said Court, this 10th day of November, 1921, at Hartford, Connecticut.

Attest:

John J. ...

funeral expenses.

SECOND.

I direct that at my decease my remains shall be buried in the  
Cemetery, in the Town of Waterbury, Connecticut, in a plot to be selected  
by said Executor. And I further direct the selection and erection of a suitable  
monument for said Executor, all to be paid for out of my estate.

THIRD.

I give, devise and bequeath the sum of Two Hundred and Twenty Five  
Dollars, to the MRS. JAMES and MARGUERITE SCHNEIDER, of LANSING, Michigan,  
to be to them and their respective heirs and assigns forever, in full settlement  
of all claims against my estate.

FOURTH.

I direct my Executor to distribute all my personal belongings  
as specified in a letter on file with this my Will.

FIFTH.

All the rest, residue and remainder of my estate, of whatsoever kind  
and wheresoever situated, I give, devise and bequeath to THE WATERBURY HOSPITAL  
in said Waterbury, Connecticut, to be used for a Free Bed Fund and to be known  
as the "Henriette Louise Adrienne Coffin Free Bed", the benefits of the same to be  
under the control of the Executive Committee of said Hospital. In the event that all  
residue and remainder of my estate be insufficient for a Free Bed, then I direct  
that such remainder be paid into the general fund of said Hospital, the same to  
be forever.

I make, constitute and appoint THE COLONIAL TRUST COMPANY, of New York,  
to be executor of this my last will and testament and direct that no law  
of this State shall prevent except what may by law be imperative.

In WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal  
the fifteenth day of March, in the year of Our Lord One Thousand Nine Hundred  
and Eighteen.

HERIETTE LOUISE ADRIENNE COFFIN  
Signed, sealed, published and declared by the said Henriette Louise  
Coffin, as and for her last will and testament in the presence of us, the  
witnesses, in the presence of each other, and at her request have subscribed our  
names hereto.

JAMES H. CLARK of Middlebury,  
WALTER S. TRIPP of Colville,  
JOS. J. WILSON of Waterbury.

STATE OF CONNECTICUT :  
COUNTY OF NEW HAVEN : ss.

Personally appeared James H. Clark and Walter S. Tripp, witnesses  
to the last will and testament of Henriette Louise Adrienne Coffin, who being  
lawfully summoned and duly sworn, depose and say that they subscribed said will in the  
presence of the said testatrix and the said testatrix signed said will in their

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... and deponent further say that at the time of the execution of said will ...  
... this affidavit at her request.

FAITH E. SLAY  
BARLEY B. THIFF.

Subscribed and sworn to before me this fifteenth day of March, A. D., 1921.

(Seal)

LORENA I. MILLER,

Notary Public.

Be it remembered that a true copy of the original Will and Proof on file.

Attest:

*John J. ...* Clerk.

IN COURT OF PROBATE HOLDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY,  
ON THE EIGHTEEN DAY OF DECEMBER, 1921.

Present, DENNIS J. SLAVIN, Judge.

WILL OF SAMUEL FERRIS.

The following inventory is accepted, approved and ordered recorded, viz:  
DISTRICT OF WATERBURY, SS. PROBATE COURT, August 3, 1921.

WILL OF SAMUEL FERRIS, late of the Town of Waterbury, in said district, deceased.  
ORDERED, That two months from the 7th day of August, 1921, to and the date  
the said decedent died, the administrator within which to make, or cause to be made, and return a  
true and perfect inventory of all the estate of said decedent, both real and personal,  
including interest in action.

And this Court appoints Harrison Hewitt and Arthur W. Chambers, Justices  
of the Peace, to appraise said property, they being first  
duly sworn according to law.

DENNIS J. SLAVIN, Judge.

IN THE PROBATE COURT FOR THE DISTRICT OF WATERBURY,  
WILL OF SAMUEL FERRIS, late of the Town of Waterbury, in said district, deceased.

The undersigned, appointed appraisers on said estate, having appraised all  
the estate embraced in the annexed inventory, according to its value, being first  
duly sworn according to law.

HARRISON HEWITT, Appraiser.  
ARTHUR W. CHAMBERS, Appraiser.

Certified to be a true and correct inventory of all the property, real and  
personal, of which I have any knowledge, belonging to the estate of Samuel Ferris.

ALFRED W. ... Administrator.



...and personal ...  
...of sound and disposing mind and memory, having been fully proved in Court ...  
...of Maria Williams, one of the subscribing witnesses, this Court ...  
...to be true. It is therefore considered by this Court that said will is ...  
...is approved and ordered to be recorded and lodged on file.  
...on the 17th day of February, 1911, this Court having found that William S. ...  
...by the said will, executor thereof, who appeared in Court, accepted ...  
...and gave bond with sufficient surety in the sum of Five Thousand (\$5000) dollars ...  
...is approved, accepted, ordered recorded and lodged on file.

Attest:

DENNIS J. SLAVIN,

Judge.

1152.

L. CHARLOTTE B. MERRIMAN of Waterbury, New Haven County, State of ...  
...of sound and disposing mind and memory, do make, publish and declare ...  
...as and for my last will and testament.

ARTICLE I. I give and bequeath to my brother WILLIAM B. MERRIMAN ...  
...of Ten Thousand (10000) Dollars, the same to be to him or his heirs forever.

ARTICLE II. I give and bequeath to my brother EDWARD F. MERRIMAN ...  
...of Two Thousand (2000) Dollars, the same to be to him or his heirs forever.

ARTICLE III. I give and bequeath to my nephews BUCKINGHAM F. ...  
...WILLIAM B. MERRIMAN, JUNIOR, sons of my brother William B. Merriman, and to his ...  
...children or child of his, who may be living at the time of my decease, the sum of ...  
...Thousand (2000) Dollars, each, the same to be to them or their heirs forever.

ARTICLE IV. I give and bequeath to my brother WILLIAM B. MERRIMAN, the sum of Ten Thousand (10000) Dollars. IN TRUST HOWEVER for the following purposes: to invest and reinvest as to him may seem proper, and to pay over to my brother EDWARD F. MERRIMAN, at such times and in such sums as he may deem proper, the net income thereof until the death of said EDWARD F. MERRIMAN. I direct that said sum of Ten Thousand (10000) Dollars, be divided equally amongst my sisters MARGARET F. CASTLE and HELEN MERRIMAN and my brother WILLIAM B. MERRIMAN, the same to be to them or their heirs forever.

ARTICLE V. I give and bequeath to my sister or sisters who may survive me, the sum of Fifteen Thousand (15000) Dollars to be used by them as I have directed.

ARTICLE VI. All the rest, residue and remainder of my property, both real and personal and wherever situate, I give, devise and bequeath to my sisters MARGARET F. CASTLE and HELEN MERRIMAN, or to the survivor of them.

ARTICLE VII. I direct that no inventory be made of my estate, further than may be required.

ARTICLE VIII. I appoint my brother WILLIAM B. MERRIMAN, executor of this my last Will and Testament and direct that no bond be given by him except as by law required.

I, CHARLOTTE V. MERRIMAN, have hereunto subscribed my name and affixed my seal this thirteenth day of March, 1907.

CHARLOTTE V. MERRIMAN. S.S.

Signed, sealed, published and declared by the within testatrix as and for her last Will and Testament, in the presence of us, who in her presence and in the presence of one other and at her request have hereunto subscribed our names as witnesses of the fact, in the day and year last above written.

WITNESSES:  
MARTHA WILSON,  
THOMAS WILSON.

Subscribed and sworn to before me, Notary Public, at my office, in the County of Middlebury, Vermont, March 13, 1907.

Personally appeared Delle Miss, Maria Hubbard and Thomas Hubbard the undersigned witnesses to the within Will and Testament, and took solemn oath that the within testatrix, CHARLOTTE V. MERRIMAN signed, sealed, published and declared the same as and for her last Will and Testament, in the presence of them, that they were present, and in the presence of each other and at her request, hereunto subscribed their names as witnesses, that at the time of the execution of said Will and Testament said testatrix was of sound and disposing mind and memory, before me.

WITNESSES:  
Notary Public.

Witnessed in the presence of the original Will and Proof of file.

attest:  
*John Henry* Notary.

## ESTATE OF FREDERICK G. GRAVES

(CONTIN.)

## THE WILL

I, FREDERICK G. GRAVES, of Bethlehem, Litchfield County, Connecticut, being of sound and disposing mind and memory, make, publish, and declare the following as and for my last will and testament, and hereby revoke any and all other wills and codicils heretofore made by me.

FIRST: I direct my Executor, hereinafter named, to pay all my just debts and funeral expenses.

SECOND: I give and devise to my niece, HARRIET GRAVES LEWIS, if living, otherwise to her husband, CLINTON LEWIS, those two certain farms, one of which was conveyed to me by Warren J. and Ethel J. Bristol, be deed dated November 23, 1920, recorded in Bethlehem Land Records, Volume 21, Page 81, and the other conveyed to me by William N. P. and Henrietta Zabeler, by deed dated December 12, 1914, recorded in Volume 14, Page 454 of said Land Records, EXCEPTING HOWEVER, such portions of said farms as I may convey to another or others prior to my decease.

THIRD: I give and bequeath the sum of Five Thousand Dollars (\$5000.00) free of tax, to my sister-in-law, Katherine E. Graves; the sum of Two Thousand Dollars (\$2000.00) free of tax, unto Doctor William Goodrich of Waterbury; and any automobile I may own unto Lewis S. Reed of said Waterbury.

FOURTH: I bequeath to the YOUNG MEN'S CHRISTIAN ASSOCIATION OF WATERBURY, One Thousand Dollars (\$1,000.00) to the BOYS' CLUB OF WATERBURY Five Hundred Dollars (\$500.00); to the VISITING NURSES ASSOCIATION OF WATERBURY, INC. Five Hundred Dollars; to the SECOND CONGREGATIONAL CHURCH SOCIETY OF WATERBURY Five Hundred Dollars (\$500.00); to the WATERBURY HOSPITAL INC. of said Waterbury the sum of Five Thousand Dollars (\$5000.00) to establish a Bed Fund in memory of my sister, Anna E. Graves; and unto John F. Cam of said Waterbury, if living, the sum of Fifteen Dollars (\$15.00) per week during the remainder of his life, provided however, that my said Executor, in its sole discretion may, in lieu of paying said weekly annuity from my estate, purchase an annuity of \$15.00 per week or \$62.50 per month for said John F. Cam and charge the cost thereof to my estate as payment of this legacy.

FIFTH: I bequeath to the DANBURY CEMETERY ASSOCIATION the sum of Five Hundred Dollars (\$500.00), and request that it be used for the perpetual care and maintenance of the plot in the cemetery of said Association which is located in Danbury, in this State, in which the body of my father, GEORGE W. GRAVES, is interred.

SIXTH: All of the rest, residue, and remainder of my estate, real or personal, I give, devise, and bequeath as follows:

(a) Three-fifths thereof unto my said niece, HARRIET GRAVES LEWIS, to be hers absolutely.

(b) Two-fifths thereof unto my trustee hereinafter named, in trust however, to pay the net income thereof in convenient instalments to my niece, Mabel Margaret Platt of Morris, Connecticut, during her lifetime, in the event of real necessity or emergency to pay to said niece or expend for her use and benefit so much of the principal of said trust as said trustee shall determine to be necessary or advisable, and upon the death of said niece, or if she shall have predeceased me, to pay the remainder of said trust share to her then living issue, per stirpes, to be theirs absolutely.

SEVENTH: I hereby nominate, constitute, and appoint THE CITIZENS AND MANUFACTURERS NATIONAL BANK as Executor and Trustee hereunder, and direct that no bond be required of it as such by any Court or Judge.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 13th day of August, 1940.

FREDERICK G. GRAVES (SEAL)

Signed, sealed, published and declared as and for his last will and testament by the testator, FREDERICK G. GRAVES, in our presence, who, in his presence, in the presence of each other, and at his request have hereunto subscribed our names as witnesses this 13th day of August, 1940.

Barbara B. MacKeever

Marie N. Bolan

M. Virginia Bailey

STATE OF CONNECTICUT

ss Waterbury  
COUNTY OF NEW HAVEN

We, the undersigned, being duly sworn, depose and say that on the 13th day of August, 1940, the above named testator, FREDERICK G. GRAVES, signed the foregoing will in our presence as witnesses, who thereupon subscribed our names thereto as witnesses, in his presence, at his request, and in the presence of each other; that at the time of the execution of said will said FREDERICK G. GRAVES appeared to be of

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 19TH DAY OF JULY A.D., 1956.

Present, JAMES R. LAWLOR, Judge.

ESTATE OF WILLIAM B. GREENBURG, late of Waterbury, in said District, deceased.

Upon application praying that an instrument purporting to be the last Will and Testament and Codicil thereto of said deceased be admitted to Probate, H. JOHN WEISMAN made sworn return that the order of this Court directing public notice of the time and place assigned for a hearing upon said application has been complied with, which this Court finds to be true and said return is accepted, ordered recorded and lodged on file.

Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament and Codicil according to law, to pass real and personal estate, and that the testator at the time of executing the same was of sound and disposing mind and memory, having been fully proved WILL by the affidavit of ROSEMARY SMITH, WILLIAM J. SECOR, JR. and ANNA BAKUN, the three subscribing witnesses and CODICIL by the affidavit of ELIZABETH S. JONES, JANET E. MINNAMAN and AMELIA E. SOLOMITA, the three subscribing witnesses, the Court finds the same to be true. It is therefore, considered by this Court that said Will and Codicil are proved and the same are approved and ordered to be recorded and lodged on file.

And on the 19th day of July A. D. 1956 H. JOHN WEISMAN appointed by the said Will executor thereof appeared in Court, accepted said trust and gave bond with sufficient security, in the sum of One Thousand (\$1,000.) dollars, which bond is approved, accepted, ordered recorded and lodged on file.

Attest:

JAMES R. LAWLOR, Judge.

KNOW ALL MEN BY THESE PRESENTS:

THAT I, WILLIAM B. GREENBURG, of Waterbury, New Haven County, State of Connecticut, being of sound mind and memory, do hereby make, publish and declare the following as and for my last will and testament, hereby revoking and annulling any and all former wills and codicils by me heretofore made, in manner and form as follows:

ARTICLE FIRST.

I give and bequeath the sum of Ten Thousand Dollars, (\$10,000.00) to THE CONGREGATION OF TEMPLE ISRAEL, INCORPORATED, of Waterbury, Connecticut, to be used in such manner as the Executive Board shall determine.

ARTICLE SECOND.

If I am survived by ALICE WERTHEIMER, of Middlebury, Connecticut, I give and bequeath to said Alice Wertheimer, the sum of Thirty Thousand Dollars (\$30,000.00) in appreciation for the kindness and sympathy which she has so generously extended to me during the last years of my life and in addition, I give and bequeath to said Alice Wertheimer any automobiles which I may own as of the date of my death, as a token of my appreciation for her assistance in acting as a driver for me over the past few years when I have been incapacitated.

ARTICLE THIRD.

If I am survived by my wife, ETHEL K. GREENBURG, of Hartford, Connecticut, I give, devise and bequeath to my Trustee hereinafter named, with the powers and duties hereinafter

set forth an amount equal to fifty (50%) per cent of the value of my adjusted gross estate as finally determined, administratively or judicially, for federal estate tax purposes diminished by the value for federal estate tax purposes of all other items in my gross estate which qualify for the marital deduction and which pass or have passed to my said wife otherwise than by this will. In making the computation necessary to determine this amount, the value determined in the federal estate tax proceedings shall control. The Trustee shall hold such amount as a separate trust and during the lifetime of my said wife, shall pay over to my said wife the entire net income derived from the trust, quarterly or more often as the Trustee shall deem advisable, and, in the event the net income is not sufficient for the adequate and customary maintenance and support of my said wife, the Trustee is authorized to supplement the net income by the use of so much of the principal of said trust as he shall deem necessary for the adequate and customary maintenance and support of my said wife.

My Trustee shall not make any invasion of the principal of this fund during the life of my said wife until all other funds of my said wife available for her adequate and customary maintenance and support shall have first been exhausted.

On the death of my said wife, the then remaining principal and the income for the period between the last income distribution and date of death of my said wife, shall be distributed to or used for the benefit of such person or persons or the estate of my said wife, in such amounts and proportions and upon such terms, trusts and conditions as my said wife shall appoint by her Will, which Will must specifically refer to the power herein given to my said wife.

If or to the extent that my said wife does not exercise her power to appoint by Will, then, on the death of my said wife, the unexpended income and principal then remaining in said fund shall be divided into eighty (80) shares and said eighty (80) shares shall thereafter be distributed in accordance with the provisions of Article Fourth of this will.

#### ARTICLE FOURTH.

All the rest, residue and remainder of my property, both real and personal and where-soever situate, shall be divided into eighty (80) shares, and I give, devise and bequeath said shares absolutely and forever in the following manner:

- 20 shares to my cousin, DR. HAROLD BORN, of Bartlesville, Oklahoma;
- 10 shares to THE WATERBURY HOSPITAL, a corporation located in Waterbury, Connecticut, to establish a bed fund to be known as "The William B. Greenburg Fund", and the income of this bequest shall be used for the purpose of providing free bed and medical care to such persons as the Board of Trustees may designate;
- 2 shares to WATERBURY DENTAL SOCIETY, of Waterbury, Connecticut, to be used for its general purposes;
- 32 shares to THE CONGREGATION OF TEMPLE ISRAEL, INCORPORATED, of Waterbury, Connecticut, to be used in such manner as the Executive Board shall determine;
- 16 shares to H. JOHN WEISMAN, of Waterbury, Connecticut, in appreciation of the many kindnesses rendered to me by him during my life and in addition because of my sincere devotion to his father, Herman J. Weisman, my closest friend, to whom I would make a bequest except for the fact that he has ample means of his own.

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## ARTICLE FIFTH

In addition to the powers by law conferred upon Executors, I hereby authorize and empower my Executor hereinafter named, and any successor to said Executor, in his absolute and uncontrolled discretion, to retain any and all property, real or personal, of which my estate may be composed at the time of my death; to sell and convey any or all of the property, real or personal, of which my estate may at any time be comprised, without giving any bond; to invest and reinvest any money in my estate at any time in any property, real or personal, including common stocks and common trust funds, at his discretion, without being limited by any statute or rule of law; to join in any reorganization, merger, consolidation or exchange of any securities held by him, and to exercise rights to subscribe to or receive any new securities; to borrow money and give security therefor, and encumber any or all of the property of my estate for such purpose; to control, operate and manage any or all property now or hereafter constituting a part of my estate, and to carry on any business enterprise as a partner or otherwise in which I may be interested in my lifetime; to compromise and settle any claim belonging to or against my estate or the property in my estate; except as otherwise provided, to make division and distribution of my estate in securities, property or cash as my Executor may deem proper; to execute and deliver good and sufficient assignments, contracts, agreements, deeds, mortgages, leases, receipts, releases and such other instruments as may be required to effectuate any of the powers set forth herein.

## ARTICLE SIXTH.

I give to my Trustee hereinafter named, the same authority, power and discretion as are set forth in Article Fifth hereof for my Executor, with reference to any property, real or personal, which shall at any time constitute a part of the trust hereinbefore created, and I further authorize and empower my Trustee to make such expenditures as may be necessary and proper in administering this trust, including the hiring of agents and attorneys; and to refrain from filing an account with the Court of Probate oftener than once every three (3) years, unless he shall be ordered to do so by such Court.

## LAST ARTICLE.

I name, constitute and appoint H. JOHN WEISMAN, of said Waterbury, Connecticut, Executor and Trustee of this my last will and testament and direct that no bond be required of him as such Executor or Trustee, except as rendered imperative by law.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at said Waterbury, this 11th day of May, A.D. one thousand nine hundred fifty-six.

WILLIAM B. GREENBURG (L.S.)

Signed, sealed, published and declared by the said testator, WILLIAM B. GREENBURG, as his last will and testament, in the presence of us, the subscribing witnesses, who, in his presence and in the presence of each other, have hereunto at his request subscribed our names as such witnesses, at said Waterbury, on the 11th day of May, A. D. 1956.

ROSEMARY SMITH

WILLIAM J. SECOR JR.

WITNESSES

ANNA BAKUN

STATE OF CONNECTICUT

COUNTY OF NEW HAVEN

ss. Waterbury,

May 11, 1956.

The within named ROSEMARY SMITH, and WILLIAM J. SECOR JR. and ANNA BAKUN, being each duly and separately sworn, deposes and says: that deponent witnessed the instrument purporting to be the last will and testament of WILLIAM B. GREENBURG, and bearing date of May 11, 1956, subscribed the same in the presence of said testator, at his request, and in the presence of each of the other two persons whose names appear as witnesses thereto; that the within named testator, at the time of the execution of said instrument, was more than eighteen years of age, and appeared to such deponent to be of sound mind and memory; that the within named testator signed said will and declared the same to be his last will and testament in the presence of all three of said witnesses; and that each deponent respectively makes this affidavit at the request of said testator.

ROSEMARY SMITH

WILLIAM J. SECOR JR.

ANNA BAKUN

Subscribed and sworn to, at the request of the within named testator, WILLIAM B. GREENBURG, the day and year above written, before me.

FRANCES B. GACHEWICZ, Notary Public

KNOW ALL MEN BY THESE PRESENTS:

THAT I, WILLIAM B. GREENBURG, of Waterbury, County of New Haven, Connecticut, being of sound and disposing mind and memory, do hereby make, publish and declare this as and for a codicil to my last will and testament dated May 11, 1956, republishing and confirming said will in all particulars except that "Last Article" of said will is hereby revoked and in place thereof the following Article is substituted:

LAST ARTICLE

I name, nominate and appoint H. JOHN WEISMAN, of said Waterbury, Executor and Trustee of this my last will and testament, and direct that no bond be required of him as such Executor or Trustee except as rendered imperative by law, and if the said H. JOHN WEISMAN, as Trustee, shall fail to qualify or complete his duties as such Trustee, I name, nominate and appoint THE COLONIAL TRUST COMPANY, of said Waterbury, Trustee in his place and stead, and direct that no bond be required of it as such Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at said Waterbury, this 29th day of May, A. D. one thousand nine hundred fifty-six.

WILLIAM B. GREENBURG (L.S.)

Signed, sealed, published and declared by the said Testator, WILLIAM B. GREENBURG, as a codicil to his last will and testament, in the presence of us, the subscribing witnesses, who, in his presence and in the presence of each other, have hereunto, at his request, subscribed our names as such witnesses, at said Waterbury, on the 29th day of May, A. D. 1956.

ELIZABETH S. JONES

JANET E. MINNAMAN

WITNESSES

AMELIA E. SOLOMITA

STATE OF CONNECTICUT

ss. Waterbury,

May 29, 1956.

COUNTY OF NEW HAVEN

The within named Elizabeth S. Jones, and Janet E. Minnawan, and Amelia E. Solomita, being each duly and separately sworn, deposes and says: that deponent witnessed the instrument purporting to be a codicil to the last will and testament of WILLIAM B. GREENBURG,

and bearing date May 11, 1956, subscribed the same in the presence of said Testator, at his request, and in the presence of each of the other two persons whose names appear as witnesses thereto; that the within named Testator, at the time of the execution of said instrument, was more than eighteen years of age, and appeared to be of sound mind and memory; that the within named Testator signed said codicil and declared the same to be a codicil to his last will and testament in the presence of all three of said witnesses; and that each deponent respectively makes this affidavit at the request of said Testator.

ELIZABETH S. JONES

JANET E. MINNAMAN

AMELIA E. SOLOMITA

Subscribed and sworn to, at the request of the within named Testator, WILLIAM B. GREENBURG, the day and year above written, before me.

ANTOINETTE E. CIMINERA, Notary Public

The foregoing is a true copy of the original Proof, Will and Codicil on file.

Attest:

John J. Howard Clerk.

AT A COURT OF PROBATE HOLDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 9TH DAY OF JULY A.D., 1956.

Present, JAMES R. LAWLOR, Judge.

ESTATE OF VICTORIA MONKAVICH ENSERO

The following Inventory is accepted, approved and ordered recorded, viz:

TO THE COURT OF PROBATE FOR THE DISTRICT OF WATERBURY:

ESTATE OF VICTORIA MONKAVICH ENSERO, late of the town of Waterbury, in said district, deceased.

The undersigned, appointed Administrator on said estate, hereby certifies the following to be a true and complete Inventory, both real and personal, of which he has any knowledge, belonging to the estate of said deceased.

ALFRED INSERO, Administrator

Sworn to and subscribed, in open Court, this 9th day of July 1956, before me.

JOHN J. HOWARD, Clerk.

INVENTORY

Four (4) War Savings E Bonds @ 25.00	\$100.00
Four (4) War Savings E Bonds @ 100.00	400.00
One (1) War Savings L Bonds @ 50.00	<u>50.00</u>
	\$ 550.00

The foregoing is a true copy of the original Inventory on file.

Attest:

John J. Howard Clerk.



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And on the 1st day of May A.D. 1951, William W. Gager appointed by the said Will executor thereof appeared in Court, accepted said trust and gave bond with sufficient security, in the sum of Two Thousand (\$2,000.) dollars, which bond is approved, accepted, ordered recorded and lodged on file.

Attest:

JOHN L. GAFFNEY,

Judge.

I, HATTIE RACHEL STONE, of Waterbury, County of New Haven, State of Connecticut, do make and constitute this my Last Will and Testament, hereby revoking all former wills by me at any time made.

1. I direct that all my just debts and funeral expenses be paid by my Executor hereinafter named.

2. I direct and authorize my Executor to expend such sum not exceeding Three Hundred Dollars (\$300.00), as may be necessary to arrange for the proper perpetual care of the family burial plot in the Evergreen Cemetery in New Haven, Connecticut.

3. I direct and authorize my Executor to expend such sum not exceeding Three Hundred Dollars (\$300.00), as may be necessary to arrange for the proper perpetual care of the family burial plot in the Evergreen Cemetery in Watertown, Connecticut.

4. I give and bequeath to THE MISSIONARY SOCIETY OF CONNECTICUT, a corporation duly chartered by the General Assembly of the State of Connecticut and located in the Town of Hartford, County of Hartford, in said State, the sum of Ten Thousand Dollars (\$10,000.00), to be added to and become part of the trust fund known as "THE OSCAR L. LOCKE FUND", heretobefore established by me by irrevocable trust agreement, to be held and disposed of in accordance with the terms of said trust agreement.

5. I give and bequeath to THE MASONIC CHARITY FOUNDATION OF CONNECTICUT, incorporated under the laws of said State and located at Wallingford, Connecticut, in memory of my husband, CHARLES A. STONE, the sum of Ten Thousand Dollars (\$10,000.00), to be held in trust and the income only thereof to be used for the general purposes of said corporation.

6. I give and bequeath to THE WATERBURY HOSPITAL, of Waterbury, Connecticut, the sum of Ten Thousand Dollars (\$10,000.00), to be known as "THE GEORGE S. HARVEY FUND", the principal thereof to be held in trust and the income only thereof to be used for the maintenance of a free bed in said Hospital.

7. I give and bequeath to THE WATERBURY VISITING NURSES ASSOCIATION, INCORPORATED, of said Waterbury, the sum of Ten Thousand Dollars (\$10,000.00), to be known as "THE GEORGE S. HARVEY FUND", the principal thereof to be held in trust and the income only thereof to be used for the general purposes of said Association.

8. I give and bequeath to THE BOYS' CLUB, INCORPORATED, of Waterbury, Connecticut, in memory of my husband, CHARLES A. STONE, the sum of Five Thousand Dollars (\$5,000.00), the principal thereof to be held in trust and the income only thereof to be used for the general purposes of said corporation.

9. I give and bequeath to WATERBURY YOUNG MEN'S CHRISTIAN ASSOCIATION, of said Waterbury, in memory of my husband, CHARLES A. STONE, the sum of Five Thousand Dollars (\$5,000.00), the principal thereof to be held in trust and the income only thereof

to be used for the general purposes of said Association.

10. I give and bequeath to WILLIAM W. GAGER, of Waterbury, Connecticut, in appreciation of his many kindnesses to me during my lifetime, the sum of Five Thousand Dollars (\$5,000.00), to be his absolutely.

11. I give and bequeath to KATHERINE STONE LEAVENWORTH, of Southbury, Connecticut, all of my household furniture, furnishings, china, pictures, silver and other personal effects, to be hers absolutely.

12. All of the rest, residue and remainder of my property, both real and personal, and wheresoever situated, including any lapsed or void legacies or devises, I give, devise and bequeath, in equal shares, to HARRY H. STONE, of Southbury, Connecticut, HARRIET STONE WARNER, of Waterbury, Connecticut, ESTHER L. STONE, of Southbury, Connecticut, JEANETTE STONE MATTESON, of Cohasset, Massachusetts, KATHERINE STONE LEAVENWORTH, of Southbury, Connecticut, and ESTELLA J. PALMER, of New Haven, Connecticut, to be to each of them absolutely, PROVIDED, HOWEVER, that should said HARRY H. STONE, HARRIET STONE WARNER, ESTHER L. STONE, JEANETTE STONE MATTESON or KATHERINE STONE LEAVENWORTH have predeceased me, leaving children then surviving, the share of such decedent shall be given to their children per stirpes, AND FURTHER PROVIDED that if said ESTELLA J. PALMER shall have predeceased me, her share shall be given to her mother, HARRIET M. PALMER, if living, and if she too have predeceased me, her share shall have given to her father, HENRY E. PALMER, to be his absolutely.

13. I direct that all gifts, bequests and legacies herein given shall be paid in full, free from all succession or inheritance taxes, whether State or Federal, and that all such taxes shall be borne and paid by my Executor out of my general estate.

14. I appoint WILLIAM W. GAGER, of Waterbury, Connecticut, to be Executor of this Will, and direct that no bonds be required of him by any Court or Judge for the proper discharge of his duties as such Executor. In case of his death, inability, or refusal to act as such Executor, I appoint THE COLONIAL TRUST COMPANY, of Waterbury, Connecticut, to be Executor in his stead. I further authorize my said Executor to sell, mortgage or lease any or all of my real property, without an order of Court, and to execute and deliver such deeds and instruments as may be necessary therefor. I further authorize my said Executor in making payment of any pecuniary legacy or distribution of any shares hereunder to do so in money, securities or other property, and the judgment of my said Executor concerning the propriety thereof and the relative value for the purpose of distribution of securities or other property so allotted shall be binding and conclusive upon all persons interested in my estate.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 25th day of January, A.D. 1940.

HATTIE RACHEL STONE (SEAL)

Signed and sealed by the within named Testatrix, HATTIE RACHEL STONE, and by her declared to be her Last Will and Testament in our presence, who have hereunto subscribed our names as witnesses in her presence and in the presence of each other, and at her request, this 25th day of January, A.D. 1940.

BERTHA M. HAMEL

LILLIAN B. ROYCE Witnesses.  
IRENE A. VEZINA

STATE OF CONNECTICUT, )  
COUNTY OF NEW HAVEN, ) SS. Waterbury, January 25th, A.D. 1940.

Then and there personally appeared the undersigned, who being duly sworn, depose and say that they witnessed the execution of the within will of the within named Testatrix, HATTIE RACHEL STONE; that the said HATTIE RACHEL STONE subscribed said will and declared the same to be her Last Will and Testament in their presence and in the presence of Irene A. Vezina; that they and the said Irene A. Vezina thereafter subscribed the same as witnesses in the presence of said Testatrix and in the presence of each other and at the request of said Testatrix; that the said Testatrix at the time of the execution of said will appeared to them to be of full age and of sound mind and memory and competent in every respect to make a will; and that they make this affidavit at the request of said Testatrix.

BERTHA M. HAMEL of Waterbury  
LILLIAN B. ROYCE of Waterbury

Subscribed and sworn to, before me, the day and year above written.

(SEAL)

IRENE A. VEZINA,

Notary Public.

The foregoing is a true copy of the original Proof and Will on file.

Attest:

John J. Arnold Clerk.

AT A COURT OF PROBATE HOLDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 1st DAY OF MAY A.D., 1951.

Present, JOHN L. GAFFNEY, Judge.

ESTATE OF MARGARET E. BRICKLEY

The following Return of Final Settlement is accepted, approved and ordered recorded, viz: TO THE PROBATE COURT FOR THE DISTRICT OF WATERBURY:

ESTATE OF MARGARET E. BRICKLEY late of Waterbury in said District, deceased.

The subscriber, Administrator of the Estate of said deceased, after the acceptance of his final account, hereby makes return:

That all moneys and properties of every description in his hands or control, as such Administrator have been by him paid over and distributed to the persons or corporations entitled thereto, in accordance with law and the orders of said Court; and that so far as he has any knowledge, the said Estate is now fully administered and settled.

Dated at Waterbury, Conn., this 30th day of April, 1951.

JOHN F. BRICKLEY,  
Administrator.

HELEN A. ANDERSON

JOHN A. MEMBRINO

JAMES J. DILLON

Subscribed and sworn to before me, this 14th day of November, A.D. 1955,

WILLIAM B. FITZGERALD

Commissioner of the Superior

Court for New Haven County

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 30TH DAY OF JANUARY A.D. 1958.

Present, JAMES R. LAWLOR, Judge.

ESTATE OF CHARLES POOLE KELLOGG, late of Waterbury, in said District, deceased.

Upon application praying that an instrument purporting to be the last Will and Testament of said deceased be admitted to Probate, ALBERT B. MANNIX made sworn return that the order of this Court directing public notice of the time and place assigned for a hearing upon said application has been complied with, which this Court finds to be true and said return is accepted, ordered recorded and lodged on file. Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament according to law, to pass real and personal estate, and that the testator at the time of executing the same was of sound and disposing mind and memory, having been fully proved by the affidavit of CATHARINE E. WILLIAMS, LEA D. MARTIN and JOHN B. FUSCO, the three subscribing witnesses, the Court finds the same to be true. It is therefore, considered by this Court that said Will is proved and the same is approved and ordered to be recorded and lodged on file. And on the 30th day of January A.D. 1958 THE CITIZENS AND MANUFACTURERS NATIONAL BANK OF WATERBURY appointed by the said Will executor thereof appeared in Court by PAUL A. MONROE, Trust Officer, and accepted said trust.

Attest: JAMES R. LAWLOR,

Judge.

I, CHARLES POOLE KELLOGG, a resident of and domiciled in the City of Waterbury, County of New Haven, State of Connecticut, make, publish and declare the following as and for my last Will and Testament hereby revoking any other Wills and Codicils heretofore made by me.

#### ARTICLE FIRST

I direct that all of my just debts and funeral expenses be paid by my Executor hereinafter named, and I especially direct that I be buried by the side of my mother in the Kellogg family lot in Riverside Cemetery, in the City of Waterbury, Connecticut. If any rearrangement of the graves in said lot is made necessary by this provision, I direct that the necessary expense so incurred be paid in the same manner as my funeral expenses.

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## ARTICLE SECOND

(a) I give and bequeath the sum of Three Thousand Dollars, (\$3,000.00) to the WATERBURY HOSPITAL, of Waterbury, Connecticut, and request the governing officers thereof to invest and reinvest the same in the manner trustees would and to add the same to the Stephen Wright Kellogg and Lucia Hosmer Kellogg Fund given to said hospital under the will of my said mother, Lucia Hosmer Kellogg, the combined fund to be known as the Stephen Wright Kellogg and Lucia Hosmer Kellogg Free Bed Fund and the income thereof to be applied to the maintenance of a free bed in said hospital, preference in the use of which shall be given to such person or persons as the governing authorities of the Second Congregational Church of said Waterbury may designate.

(b) I give and bequeath to the SECOND CONGREGATIONAL CHURCH SOCIETY, of said Waterbury, the sum of Three Thousand Dollars (\$3,000.00) to be added to the fund given to said Congregational Church under the will of my said mother, Lucia Hosmer Kellogg, the combined fund to be known as the Kellogg Memorial Fund in memory of Stephen Wright Kellogg, Lucia Hosmer Kellogg and Charles Poole Kellogg, and request the governing authorities thereof to invest and reinvest the same in the manner trustees would, the income thereof to be applied to the support of said Second Congregational Church.

(c) And I further give and bequeath to said SECOND CONGREGATIONAL CHURCH the sum of Six Hundred Dollars (\$600.) and request the governing authorities thereof to invest and reinvest the same in the manner trustees would and to use the income thereof for the purchase and display of flowers in said church on the last Sunday in January of each year in memory of my father, Deacon Stephen Wright Kellogg; on the last Sunday in June of each year in memory of my mother, Lucia Hosmer Kellogg; and on the last Sunday in April of each year in memory of Charles Poole Kellogg.

CHARLES  
POOLE  
KELLOGG

(d) To the RIVERSIDE CEMETERY ASSOCIATION, of Waterbury, Connecticut, I give and bequeath the sum of Six Hundred Dollars (\$600.00) and request the governing authorities thereof to invest and reinvest the same in the manner trustees would and to apply the income thereof for the care and preservation of the lot, monument and headstones in the Stephen W. Kellogg family plot located in said Riverside Cemetery.

## ARTICLE THIRD

(a) To the following persons respectively, I give and bequeath the sum of Two Hundred Dollars (\$200.00) each with the request that each of said persons shall purchase, with the whole or with at least one-half of said sum given to each, some article of permanence (not china or glass) to be kept as a reminder of the giver;

(1) My nephews and nieces as follows:

Mrs. William H. Fector, Middlebury, Connecticut;

Mrs. Charles P. Taft, Cincinnati, Ohio;

Mrs. Thomas Ewing, Jr., New York, New York;

Mrs. John Griffith-Davies, Burton-on-the-Water, Gloucestershire, England;

Mrs. Edward T. Carmody, Middlebury, Connecticut;

Edwin H. English, Washington, Connecticut;

Frank K. English, Cheshire, Connecticut;

Mrs. Hollis H. Holt, New Haven, Connecticut;

Mrs. Perrin C. Galpin, Pelham Manor, New York;

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Harriet H. English, Winter Park, Florida;  
 Katharine P. English, Cambridge, Massachusetts;  
 Elizabeth H. Kellogg, Middlebury, Connecticut;  
 Mrs. John H. Jouett, St. Thomas, Virgin Islands;  
 Mrs. Frederick W. Evans, Englewood, Colorado.

- (2) Pauline B. Plume, of Watertown, Connecticut, widow of my late nephew, Stephen Kellogg Plume;
- (3) Constance E. Kellogg, of Greenville, South Carolina, widow of my late nephew Stephen Wright Kellogg;
- (4) My namesake, Charles Kellogg Gordy, of New Haven, Connecticut;
- (5) My friend, Urico Rossi, of Waterbury, Connecticut;
- (6) My friend, Emil Julian, of Waterbury, Connecticut.
- (b) I give and bequeath to my faithful employees, JAMES F. MARTONE, the sum of Three Thousand Dollars (\$3,000.00), MARY A. CARMODY, the sum of Two Thousand Dollars (\$2,000.00) and CHRISTINE O'CONNOR, the sum of One Thousand Dollars (\$1,000.00) and to my former employee, MRS. MARY L. KENT, of Waterbury, Connecticut, the sum of One Thousand Dollars (\$1,000.00)

(c) If any one of the beneficiaries mentioned in this Article Third shall have predeceased me, I direct that the sum provided for him or her shall be paid in equal shares to his or her heirs-at-law or next-of-kin.

(d) If the net value of my estate shall prove to be insufficient to meet the total of the sums bequeathed in Articles Second and Third of this my last Will and Testament, I direct that such sums be abated pro rata in accordance with the net value of my estate.

## ARTICLE FOURTH

To the RUSSELL TRUST ASSOCIATION, INCORPORATED, of New Haven, Connecticut, I give and bequeath the gold badge of membership in the Skull and Bones Society, and also the sum of Three Hundred Twenty-Two Dollars (\$322.00) to be expended by the directors of said association in the purchase of any appropriate article of furnishing, picture, book or books, to be suitably inscribed with the name of the giver and placed in the building of said association, situated at Yale University, City of New Haven, Connecticut.

## ARTICLE FIFTH

(a) I give and bequeath my watches and watch chains, all jewelry, my automobile and my fur-lined overcoat to the living sons of my sister, Lucy K. English, and to James F. Martone, to be distributed among them in substantially equal shares.

(b) I direct that the chauffeur regularly employed by me at the time of my decease shall be allowed to take such articles of my clothing and wearing apparel as he may select, but not to exceed one half in value of the total thereof, and that the remainder of my said clothing and wearing apparel be disposed of by my Executor, all suitable articles to be given to the FAMILY SERVICE ASSOCIATION OF WATERBURY, INCORPORATED, of Waterbury, Connecticut, for distribution among needy persons.

## ARTICLE SIXTH

All of my books, pictures and other personal effects not hereinbefore disposed of and not including my undivided one-fourth (1/4) share of the household furnishings of No. 83 Prospect Street, in said Waterbury, I give and bequeath to my nephews and nieces to

CHARLES  
 POOLE  
 KELLOGG

be distributed a icably and approximately equally among them, but with the request that such books as are suitable for the libraries of the BOY'S CLUB, INCORPORATED, of said Waterbury, and for the Sunday School of the SECOND CONGREGATIONAL CHURCH, of said Waterbury, be given to the said libraries. I direct that the silver loving cup given to me by a former class in the Sunday School of the Second Congregational Church of Waterbury, be given to said Sunday School.

#### ARTICLE SEVENTH

I direct that my undivided one-fourth ( $\frac{1}{4}$ ) share of the property known as No. 83 Prospect Street, in Waterbury, Connecticut, land, buildings and household furnishings be disposed of by my Executor in cooperation with the other owners of said property.

#### ARTICLE EIGHTH

If there shall be any residue remaining in my estate after the payment of all my just debts and funeral expenses and the payment of all bequests hereinbefore provided for, I direct that said residue be divided into six (6) equal portions and that one (1) of each portion be given to the FEDERATED FUNDS, INCORPORATED, of Waterbury, Connecticut, to the BOY'S CLUB, INCORPORATED, of Waterbury, Connecticut, to the YOUNG MEN'S CHRISTIAN ASSOCIATION, of Waterbury, Connecticut, to the Waterbury Chapter of the AMERICAN RED CROSS, to the SECOND CONGREGATIONAL CHURCH of Waterbury, Connecticut, and to the WATERBURY CIVIC ORCHESTRA or its successor in the field of music.

If any one or more of the organizations or institutions to which I have given any of said portions of the residue of my estate shall have ceased to operate or function, such share of my estate as I have given to it shall be paid and transferred unto THE WATERBURY FOUNDATION, INCORPORATED, of Waterbury, Connecticut, to be used and applied as the directors of said Foundation shall approve.

CHARLES  
POJLE  
KELLOGG

#### ARTICLE NINTH

I hereby direct that all legacy, succession, inheritance, transfer and estate taxes, levied or assessed upon or with respect to any property (including, without limiting the foregoing, insurance, jointly held property, bonds and any and all other kinds of personal and real property) which is included as part of my gross estate for the purpose of any such tax, shall be paid by my Executor out of my estate in the same manner as an expense of administration and shall not be prorated or apportioned among or charged against the respective devisees, legatees, beneficiaries, transferees or other recipients nor charged against any property passing or which may have passed to any of them and that my Executor shall not be entitled to reimbursement for any portion of any such tax from any such person.

#### ARTICLE TENTH

I direct that the bronze statue of my deceased brother, Stephen Wright Kellogg, Jr., now in the parlor of the House at No. 83 Prospect Street, in Waterbury, be loaned to the Mattatuck Historical Society of Waterbury, Connecticut, to be displayed in the art gallery of said Society, for such period of time as said Society may desire; and when said Society no longer desires said statue then I give said statue to my then living nieces and nephews, share and share alike.

#### ARTICLE ELEVENTH

I hereby nominate, constitute and appoint THE CITIZENS AND MANUFACTURERS NATIONAL







ARTICLE THIRD.

I give, devise and bequeath to HELEN E. McOILL, wife of John McOill, of said Petersburg, the land and building thereon, situated in said Waterbury, and known as No. 4 Bank Street, said building being now occupied in part as a jewelry store, the sum of twenty thousand dollars (\$20,000), the same to be to her and her heirs forever.

ARTICLE FOURTH.

I give and bequeath the sum of ten thousand dollars (\$10,000.) to be divided among the children of FREDERICK J. KINGSBURY, now deceased, share and share alike and I also give and bequeath the like sum to be divided among the children of MRS. FRANKLIN CARTER, now deceased, share and share alike, and I further direct that the issue of any deceased child shall inherit in the place and stead of any deceased parent, share and share alike, per stirpes and not per capita, the same to them and their heirs forever.

ARTICLE FIFTH.

I give and bequeath the sum of twenty-five thousand dollars (\$25,000.) to HELEN C. JORDIN, and the like sum to FANNY H. WOODIN, both of Bridgeport, New York, State of Connecticut, the same to be to them and their heirs forever.

ARTICLE SIXTH.

I give and bequeath the sum of twenty-five hundred dollars (\$2,500.) to L. TRUMBULL, wife of William Trumbull, of Litchfield, State of Connecticut, the same to be to her and her heirs forever.

ARTICLE SEVENTH.

I give and bequeath the sum of fifteen thousand dollars (\$15,000.) to HARRIET E. MERRIN of said Bridgeport, the same to be to him and his heirs forever.

ARTICLE EIGHTH.

I give and bequeath the sum of five thousand dollars (\$5,000.) to HEAVENWORTH McOILL of said Petersburg, the same to be to him and his heirs forever.

ARTICLE NINTH.

I give and bequeath the sum of five thousand dollars (\$5,000.) to STRATTON, and the like sum to ELIZABETH A. HICK, both of Springfield, Massachusetts, sisters of my deceased wife, the same to be to them and their heirs forever.

ARTICLE TENTH.

I give and bequeath to JOHN P. CLAYTON of said Waterbury, the sum of five thousand dollars (\$5,000.) in consideration of many acts of kindness and in lieu of any charge or claim to be made by him against me or my estate or consideration of any kind up to my decease, the same to be to him and his heirs forever.

I further give the sum of five thousand dollars (\$5,000.) to be placed in TRUST however, to invest and collect the income thereof and to his daughters in equal shares, or expend it for their benefit and the daughters shall reach the age of twenty-five years, in any event the proportionate part of said principal sum, the said five thousand dollars, in case any one of said daughters shall have reached the age of twenty-five years.

... of the time of my decease, her proportionate part of said five thousand dollars (\$5,000) shall be paid directly to her by my executors, and said sum left in trust shall be to that extent reduced.

ARTICLE ELEVENTH.

I give and bequeath to the PETERSBURG HOME FOR THE SICK, located in Petersburg, Virginia, provided there shall be a corporation of that name, or such substantially capable of making this trust, the sum of fifteen thousand dollars (\$15,000.) the same to be held in trust by said corporation, or its trustees or directors, in whatever manner the law of the State of Virginia provides, and the income thereof to be used for the benefit of said Home and the principal if, in the opinion of the directors of said corporation, the expenditure of the same shall be necessary.

And I further provide that in the event that there shall be no such corporation capable of accepting said trust, FREDERICK P. LEAVENWORTH and ELISHA LEAVENWORTH, both of said Petersburg, and the survivor of them, shall act as Trustees and Trustees of said for the purpose of said trust, and to that end and for the purpose of this trust, shall be vested with the entire title of said trust estate, the same to be in them and their successors in trust forever.

ARTICLE TWELFTH.

I give and bequeath to the FIRST CONGREGATIONAL SOCIETY of said Petersburg, the sum of five thousand dollars (\$5,000.), the same to be to it and its successors forever.

ARTICLE THIRTEENTH.

I give and bequeath to THE SCYB CLUB OF WATERBURY, INCORPORATED, located in said Waterbury, the sum of twenty-five hundred dollars (\$2,500.), the same to be to it and its successors forever.

ARTICLE FOURTEENTH.

I give and bequeath to THE WATERBURY INSTITUTE OF CRAFT AND INDUSTRY, located in said Waterbury, the sum of three thousand dollars (\$3,000.), the same to be to it and its successors forever.

ARTICLE FIFTEENTH.

I give and bequeath to the DAY MENSERY, located in said Waterbury, the sum of three thousand dollars (\$3,000.), the same to be to it and its successors forever.

ARTICLE SIXTEENTH.

I give and bequeath to ABRA C. WHITING and MAW L. WATSON, both of said Waterbury, and to MRS. J. P. BRADLEY of Portland, Oregon, the sum of one thousand dollars (\$1,000.) each, the same to be to them and their heirs forever.

ARTICLE SEVENTEENTH.

I give and bequeath to the RIVERSIDE CEMETERY ASSOCIATION of said Waterbury the sum of five thousand dollars (\$5,000.) to be expended under the direction of its Board of Trustees.

I also give and bequeath to the said Association the sum of one thousand dollars (\$1,000.) in trust, the interest thereof to be applied to the perpetual care and improvement of my lot in the Cemetery, together with the monuments thereon: the same to be to it and its successors forever.



ARTICLE EIGHTEENTH.

I give and bequeath to the NORTHWAY HOME, located in said Watertown, the sum of twenty thousand dollars (\$20,000.), the same to be to it and its successors forever.

ARTICLE NINETEENTH.

I give and bequeath to AMIE FOX, of said Watertown, for many years its manager, the sum of three hundred dollars (\$300.), the same to be to her and her heirs forever.

ARTICLE TWENTIETH.

I give and bequeath to the WATERTOWN HOSPITAL, located in said Watertown, the sum of ten thousand dollars (\$10,000.), to be applied by the directors thereof to the general purposes of the institution.

I also give and bequeath to said Hospital the sum of ten thousand dollars (\$10,000.) in trust, the income arising therefrom to be used for the purpose of maintaining a free bed in said Hospital, to be known as the CYNTHIA LEAVESOPH-FREEMAN in memory of my deceased wife, for the use of such persons as may be designated by the executive committee of said Hospital, the same to be to it and its successors forever.

ARTICLE TWENTY-FIRST.

I give and bequeath to the WATERTOWN INDUSTRIAL SCHOOL, located in said Watertown, in trust, the sum of twenty-five thousand dollars (\$25,000.), to be invested, the income thereof only to be applied to the general purposes of the school under the direction of its officers.

I also give and bequeath to said School the sum of twenty thousand dollars (\$20,000.) in trust, the income thereof only to be used for the purpose of providing fuel for the needs of said Watertown, and in case it shall not all be needed for that purpose, for the purpose of giving aid in the payment of rent for such of the schools of said Watertown, without regard to nationality or religious creed, as the executive officers of said School may designate; the same to be to it and its successors forever.

ARTICLE TWENTY-SECOND.

I give and bequeath to the WATERTOWN HISTORICAL SOCIETY, a corporation organized in said Watertown, the sum of forty thousand dollars (\$40,000.), the same to be used for the purpose of providing land and buildings suitable for the use of said Society; I also give to said Society the sum of fifty thousand dollars (\$50,000.) and direct that the same shall be used and handled as follows:

This fund shall be safely invested without regard so much to the highest rate of interest as to the security of its investment; the income only of said fund shall be used for the general purposes of said Society.

I further direct that to this amount, the income of which is to be derived from the sale and rental of land and buildings hereinafore mentioned, shall be added the sum bequeathed for the purpose of providing land and buildings as the executive officers of said Society determine not to devote to this purpose; the same to be to it and its successors forever.

ARTICLE TWENTY-THIRD.

I give and bequeath to the CITY OF WATERTOWN, to be added to the general fund, and to the sum of...

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... to be used for the purpose of the maintenance of the JEDAS HANSON LIBRARY,  
... of ten thousand dollars (\$10,000.); the same to be to said City forever.

ARTICLE TWENTY-FOURTH.

I give and bequeath to the CITY OF WATERBURY the sum of five thousand dollars  
... to be used in the care, improvement and maintenance of that tract of land  
... Chase Park, located in said Waterbury; the same to be to said City forever.

ARTICLE TWENTY-FIFTH.

I give and bequeath to THE CONNECTICUT CHILDREN'S AID SOCIETY, located at  
... Connecticut, the sum of three thousand dollars (\$3,000.), the same to be to  
... and its successors forever.

ARTICLE TWENTY-SIXTH.

I give and bequeath to the MOUNT CARMEL CHILDREN'S HOME, located in Ct.  
... Connecticut, the sum of three thousand dollars (\$3,000.), the same to be to  
... and its successors forever.

ARTICLE TWENTY-SEVENTH.

I give and bequeath to SAINT MARY'S HOSPITAL, located in said Waterbury,  
... the sum of five thousand dollars (\$5,000.), the same to be to it and its successors  
... forever.

ARTICLE TWENTY-EIGHTH.

I give and bequeath the sum of fifty thousand dollars (\$50,000.), to be  
... and my equal parts and distributed among the children of my brother and  
... my sister, per stirpes and not per capita: that is, the two children of my brother  
... to take one-quarter; the three children of my sister, FRANCES  
... to take one-quarter; the grandchild of my sister, LUCIA TRATH, to take  
... and the children and grandchildren of the two children of my sister,  
... to take one-quarter; and I further direct that the issue of any  
... children of my brother and sisters shall inherit in place of their respective  
... and in case any of such issue shall be dead  
... the same rule shall apply to their issue: the same to be to  
... their heirs forever.

ARTICLE TWENTY-NINTH.

I give and bequeath to THE COLONIAL TRUST COMPANY of said Waterbury, a corpora-  
... by the General Assembly and located in said Waterbury, to it and to  
... its successors forever, the sum of fifty thousand dollars (\$50,000.), IN TRUST, FOR THE  
... and purposes. To hold, manage and control, lease, mortgage,  
... and re-invest as in the discretion of said Trustees shall seem  
... of said estate, but only in the manner provided by law in the  
... for the investment of trust funds and to dispose of the principal  
... as follows:

... the income thereof, annually to the CITY OF WATERBURY to be used for  
... and purposes for and otherwise maintaining a school  
... in or near Waterbury in any of the Public Schools of said





I direct the Court of Probate having jurisdiction of the settlement of my estate to allow reasonable time for the settlement thereof, as shall be made necessary by the special provisions hereof:

Further and lastly I direct that no bond be required of any Trustee for the holding of any trust made by the terms of this instrument.

IN WITNESSES WHEREOF, I have hereunto set my hand and seal at Waterbury, Connecticut, this 17th day of October, A. D. one thousand nine hundred ten.

ELISHA LEAVENWORTH. (L.S.)

Signed, sealed, published and declared by the said testator, ELISHA LEAVENWORTH as his last will and testament, in the presence of us, the subscribing witnesses, who in his presence, and in the presence of each other, and at his request have hereunto subscribed our names as such witnesses, at said Waterbury, on the 17th day of October, 1910.

EDWIN S. HUNT.

RICHARD PREUSSER.

MARY ALICE MILLER.

STATE OF CONNECTICUT  
NEW HAVEN COUNTY

SS. Waterbury, October 17th, 1910.

The within named EDWIN S. HUNT and MARY ALICE MILLER, being duly sworn, depose and say, that they witnessed the within will of the within named testator, ELISHA LEAVENWORTH, and subscribed the same in his presence and at his request and in the presence of each other: that the said Elisha Leavenworth, at the time of the execution of said will, appeared to them to be of full age, and of sound mind and memory: and that he signed said will, and declared the same to be his last will and testament, in their presence: and that they make this affidavit at the request of said testator.

EDWIN S. HUNT.

MARY ALICE MILLER.

Subscribed and sworn to, at the request of the within named testator, ELISHA LEAVENWORTH, the day and Year above written, before me.

RICHARD PREUSSER,

NOTARY PUBLIC.

This foregoing is a true copy of the original Will and Proof on file.





4. As to my Brother, GEORGE ROBINSON, and my sister, FANNIE ROBINSON, I give to them the sum of Ten Dollars (\$10.00), each, as, in my opinion, they are sufficiently provided for.

5. I give and bequeath to ISABEL COWAN, H. D., of said Waterbury, certain mahogany furniture inherited from my Mother, to wit: - bedstead, bureau, wash case, parlor table, stand and rocking chair, to be to her and her heirs and assigns forever.

6. I give and bequeath all my remaining household effects and furnishings to THE COLONIAL TRUST COMPANY, a corporation chartered by the General Assembly of the State of Connecticut, and located in said Waterbury, absolutely, to be disposed of according to any directions that I may give, or, in lieu of such directions, to be sold or disposed of by the said The Colonial Trust Company as they may find it expedient and the proceeds, if any, to become a part of the remainder of my estate.

7. I give and bequeath to the TRUSTEES OF THE FIRST METHODIST EPISCOPAL CHURCH, in said Waterbury, and to their successors in office, the sum of One Thousand Dollars (\$1,000.00), the same to be expended for a memorial window in said Church in memory of my Mother, Maria Baxter Robinson, and I also give to said Church the sum of One Thousand Dollars (\$1,000.00) for the Poor Fund and support of the charitable institutions of said Church.

8. I give and bequeath to THE WATERBURY HOSPITAL, located in said Waterbury, the sum of Five Thousand Dollars (\$5,000.00), to be known as "The Rose A. Lott Fund", in trust nevertheless, to be applied for the establishment of a free bed in said Hospital for the use of such person or persons as may be designated by the minister in charge for the time being of The First Methodist Episcopal Church of said Waterbury.

9. I give and bequeath to the TRUSTEES OF THE FIRST CONGREGATIONAL CHURCH of said Waterbury, to it and its successors, the sum of Five Hundred Dollars (\$500.00), the same to be expended for a memorial window in said Church in memory of Sarah Peck, widow of Asa C. Peck, deceased, late of said Waterbury.

10. I give and bequeath to the HONORIC CHARITY FOUNDATION of Connecticut incorporated under the laws of said State, the sum of One Thousand Dollars (\$1,000.00), to be known as "The Asa C. Peck Fund", to have and to hold the same, in trust to invest and to keep the same invested, and to apply the income thereof towards the uses and purposes of said corporation.

11. I give and bequeath to THE WATERBURY DAY NURSERY ASSOCIATION, of said Waterbury, incorporated under the laws of the State of Connecticut, the sum of One Thousand Dollars (\$1,000.00), in memory of Sarah Peck, widow of Asa C. Peck, to have and to hold the same, in trust to invest, and to keep the same invested, and to apply the income thereof towards the uses and purposes of said corporation.

12. I give and bequeath to THE WATERBURY ANTI-TUBERCULOSIS LEAGUE, of said Waterbury, the sum of One Thousand Dollars (\$1,000.00), in memory of my brother, Horace B. Robinson, deceased, to be to said The Waterbury Anti-Tuberculosis League and its successors and assigns forever.

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13. I give and bequeath to the WATERBURY CHURCH ASSOCIATION, of the city of Waterbury, the sum of Five Hundred Dollars (\$500.00). Its income thereof to be used in beautifying and preserving the Robinson lot and the monuments thereon in said cemetery.

14. I give and bequeath to THE COLONIAL TRUST COMPANY, a corporation chartered by the General Assembly of the State of Connecticut, and located in said Waterbury, the sum of Five Thousand Dollars (\$5,000.00), in memory of my daughter, Berrietta J. Peck, in trust nevertheless, for the following uses and purposes: to hold, possess, invest and reinvest the same in such securities as trust funds in the State of Connecticut may be invested in, and to pay over annually the net income arising therefrom to The Mount Carmel Children's Home, in New Haven, Connecticut, so long as its corporate existence shall continue; but in the event that the said corporate existence of the said Mount Carmel Children's Home should be terminated, then the said Colonial Trust Company shall thereafter pay over the net income arising from said fund to the Helen I. Goodrich Chapter of the King's Daughters of said Waterbury, to be applied by said Chapter towards the expenses and maintenance of Grove Home, so-called, in said Waterbury. If, however, said Grove Home should be discontinued, then and in that event, the income from said fund may be used by said Chapter for any one or more of the several purposes set forth in its articles of association.

Should the corporate existence of The Helen I. Goodrich Chapter of the King's Daughters, of said Waterbury, be terminated at any time hereafter, I direct that the income from said trust fund shall thenceforth be given to the trustees of the First Methodist Episcopal Church, of said Waterbury, and to their successors in office, to be applied by them for general church purposes.

15. I give and bequeath to the said THE COLONIAL TRUST COMPANY the sum of Five Thousand Dollars (\$5,000.00), in trust nevertheless, for the following uses and purposes: to hold, possess, invest and reinvest the same in such securities as trust funds in the State of Connecticut may be invested in, and to pay over annually the net income arising therefrom to the Helen I. Goodrich Chapter of the King's Daughters, in said Waterbury, to be applied by said Chapter towards the expenses of Grove Home, so-called, in said Waterbury. If, however, said Grove Home should be discontinued then and in that event, the income may be used by said Chapter for any one or more of the several purposes set forth in its articles of association. Should the corporate existence of the said The Helen I. Goodrich Chapter of the King's Daughters, in said Waterbury, be terminated at any time hereafter, I direct that the income from said fund shall thenceforth be given to the trustees of the First Methodist Episcopal Church, of said Waterbury, and to their successors in office, to be applied by them for general church purposes.

16. I direct that all gifts, bequests, and legacies herein given shall be paid in full, free from all succession or inheritance taxes, whether State or Federal, and that all such taxes shall be borne and paid by my executor out of my general estate.

One-half of all the real, residue and remainder of my estate, real

and personal, including lapsed legacies and devises, I give and bequeath to The Colonial Trust Company, of said Waterbury, in trust nevertheless, to be added to the trust fund of Five Thousand Dollars (\$5,000.00) set forth in paragraph fourteen of this Will, and said trust fund shall thereafter be held by said Trust Company, and the income disposed of for the benefit of The Mount Carmel Children's Home, or the Helen I. Goodrich Chapter of The King's Daughters, or the Trustees of the First Methodist Episcopal Church, of said Waterbury, in accordance with the provisions of said paragraph fourteen.

The remaining one-half of said real and residue I give and bequeath to the Colonial Trust Company, of said Waterbury, in trust nevertheless, to be added to the trust fund of Five Thousand Dollars (\$5,000.00) set forth in paragraph fourteen of this Will, and said trust fund shall thereafter be held by said Trust Company, and the income disposed of for the benefit of The Helen I. Goodrich Chapter of The King's Daughters, or the Trustees of The First Methodist Episcopal Church, of said Waterbury, in accordance with the provisions of said paragraph fourteen.

19. I appoint THE COLONIAL TRUST COMPANY, of Waterbury, Connecticut, Executor of this Will, without bonds, and hereby give to the said The Colonial Trust Company, both in its capacity of Executor and Trustee, power to sell and convey any and all of my real estate, without an order of court, and to execute and deliver such deeds and instruments as may be necessary to pass title thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at Waterbury, Connecticut, this 20<sup>th</sup> day of November, 1918.

ROSE A. LOTT (SEAL)

Signed and sealed by the within-named Testatrix, Rose A. Lott, and by her declared to be her last will and testament in our presence who have hereunto subscribed our names as witnesses in her presence and in the presence of each other, and at her request, this 20<sup>th</sup> day of November, 1918.

LORENA I. MILLER :  
 GRINDA E. HALL : Witnesses  
 O. SANFORD HULL :

JUDGE OF SUPERIOR COURT :  
 COUNTY OF NEW HAVEN : 19. Waterbury.

Be it remembered that on this 20th day of November, 1918, before me, Robert S. Walker, a Notary Public within and for said State, personally appeared the within-named Lorena I. Miller, Grinda E. Hall and O. Sanford Hull, all of said Waterbury, who, being duly sworn, severally take oath and say that they witnessed the within-named testatrix, Rose A. Lott, and subscribed the same in her presence and at her request, and in the presence of each other; that the said Rose A. Lott, at the time of the execution of said Will, appeared to them to be of full age, and of sound mind and memory; that she signed said Will and declared the same to be her last Will and Testament in their presence.



I give and bequeath to the  
nevertheless, to be added to the  
forth in paragraph fourteen of  
held by said Trust Company, and the  
and Children's Home, or the Relief  
Societies of the First Methodist  
with the provisions of said

residue I give and bequeath to the  
nevertheless, to be added to the  
forth in paragraph fourteen of  
held by said Trust Company, and  
the E. Scottish Chapter of The King's  
Episcopal Church, of said Waterbury,  
the fourteen-

of Waterbury, Connecticut,  
give to the said The Colonial Trust  
ated, power to sell and convey any  
part, and to execute and deliver such  
title thereto.

Witness my hand and seal, at Waterbury,  
Connecticut, this 9th day of June, 1919.

ROSE A. LOTT  
Witnesses  
ROSE A. LOTT

of Waterbury, 1919, before me, Robert  
state, personally appeared the within-  
signed ROSE A. LOTT, wife of said Waterbury.  
that they witnessed the within will  
subscribed the same in her presence  
together that the said Rose A. Lott,  
aged to them to be of full age, and of  
mind and declared the same to be her  
last will and testament.

ROBERT A. WILSON  
WITNESS R. BELL  
G. SANDFORD GALE  
described and sworn to before me the day and year above written.

the foregoing is a true copy of the original will and Exec on file.

Notary Public.  
Attest:  
*John H. ...* Clerk.

A COURT OF PROBATE HOLDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY,  
ON THE 9th DAY OF JUNE, 1919.

Present, HENRY J. BLAVIS, Judge.

ESTATE OF ROSE A. LOTT.

The following inventory is accepted, approved and ordered recorded, viz:  
DISTRICT OF WATERBURY, SS. PROBATE COURT, February 10, 1919.

ESTATE OF ROSE A. LOTT, late of the Town of Waterbury, in said District, deceased.

ORDERED, That two months from the 10th day of February, 1919, be and the same  
are allowed the Executor within which to make, or cause to be made, and return a true  
and perfect inventory of all the estate of said deceased, both real and personal, in-  
cluding charges in action.

And this Court appoints A. J. Shipley, George R. Marshall and James R. Taylor,  
disinterested and disinterested persons, appraisers, to appraise said property, they being  
first duly sworn according to law.

HENRY J. BLAVIS, Judge.

IN THE PROBATE COURT FOR THE DISTRICT OF WATERBURY.

ESTATE OF ROSE A. LOTT, late of the Town of Waterbury, Connecticut, in said District,  
deceased.

The undersigned, appointed appraisers on said estate, have appraised all the  
estate embraced in the annexed inventory, according to its value, having first been  
duly sworn according to law.

JAMES R. TAYLOR  
GEORGE R. MARSHALL  
ALFRED J. SHIPLEY  
Appraisers.

Certified to be a true and complete inventory of all the property, both real  
and personal, of which I have any knowledge, belonging to the Estate of Rose A. Lott,  
deceased.

THE COLONIAL TRUST COMPANY, Executor,  
By OTIS B. ...

his doings pursuant to this order.

Attest JAMES R. LAWLOR, Judge.

District of Waterbury, ss. Probate Court, January 21 A.D. 1963

The Executor appeared in Court and filed a Probate bond with sufficient surety in the sum of \$9,050.00 conditioned properly to administer and account for the avails of such sale of the aforesaid land, which bond is approved, accepted, ordered recorded and lodged on file. (Recorded in Vol. 472, page 418).

Attest JAMES R. LAWLOR, Judge.

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 22ND DAY OF JANUARY A.D. 1963.

Present, JAMES R. LAWLOR, Judge.

ESTATE OF NELLIE MYERS MONTAGUE, late of Middlebury in said District, deceased.

Upon application praying that an instrument purporting to be the last Will and Testament and Codicils thereto of said deceased be admitted to Probate, this Court finds that all persons known to be interested in said Estate have signed a waiver of notice of a hearing on said application, which waiver has been duly filed in Court, and is ordered recorded and lodged on file.

Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament and Codicils according to law, to pass real and personal estate, and that the testatrix at the time of executing the same was of sound and disposing mind and memory, having been fully proved, Will by the affidavit of DORIS E. RAY, JOAN FRENZEL and WILLIAM J. SECOR JR., the three subscribing witnesses thereto and First Codicil by the affidavit of ALICE M. BOCK, JO ANN FARESSA and JOAN FRENZEL, the three subscribing witnesses thereto, and Second Codicil by the affidavit of the same three subscribing witnesses as on the First Codicil, the Court finds the same to be true. It is therefore, considered by this Court that said Will and Codicils are proved and the same are approved and ordered to be recorded and lodged on file.

And on the 22nd day of January A.D. 1963 THE COLONIAL BANK AND TRUST COMPANY, appointed by the said Will executor thereof appeared in Court and accepted said trust.

Attest: JAMES R. LAWLOR, Judge.

KNOW ALL MEN BY THESE PRESENTS:

THAT I, NELLIE MYERS MONTAGUE, of Middlebury, New Haven County, State of Connecticut, being of sound and disposing mind and memory, do hereby make, publish and declare the following as and for my last will and testament, hereby revoking and annulling any and all former wills and codicils by me heretofore made, in manner and form as follows:

ARTICLE FIRST.

I hereby direct that all legacy, succession, inheritance, transfer and estate taxes, together with interest and penalties in respect thereof, levied or assessed upon or with respect to any property which is included as part of my gross estate for the purpose of

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any such tax, shall be paid by my Executor out of my residuary estate and shall not be prorated or apportioned among or charged against the respective devisees, legatees, beneficiaries, transferees or other recipients, nor charged against any property passing or which may have passed by this will or otherwise to any of them, and that my Executor shall not be entitled to reimbursement for any portion of any such tax from any such person.

## ARTICLE SECOND.

I give and bequeath to my brother , THOMAS B. MYERS, of Racine, Wisconsin, all of my tangible personal property other than that specifically bequeathed under other provisions of this will, with the request that he distribute the same in accordance with a memorandum which I will leave with this will.

## ARTICLE THIRD.

I give and bequeath to each of the following institutions the amount set opposite its name, to be used by each in such manner and for such purposes as it shall determine:

EMERSON COLLEGE, Boston, Massachusetts	\$1,000.00
ST. JOHN OF THE CROSS ROMAN CATHOLIC CHURCH, of said Middlebury	1,000.00

## ARTICLE FOURTH.

I give and bequeath the sum of Two Hundred Fifty Dollars (\$250.00) to THE CATHOLIC CEMETERY ASSOCIATION, of Collinsville, Connecticut, for perpetual care of the Myers cemetery plot in old St. Patrick's Cemetery.

## ARTICLE FIFTH.

I give and bequeath my library to the MIDDLEBURY PUBLIC LIBRARY, of said Middlebury.

## ARTICLE SIXTH.

I give and bequeath to THE WATERBURY HOSPITAL, a corporation located in Waterbury, Connecticut, the sum of Five Thousand Dollars (\$5,000.00) to establish a bed fund to be known as "The John V. Montague Fund" in memory of my husband, John V. Montague, the income of this bequest to be used for the purpose of providing free bed and medical care for such worthy and needy residents of said Middlebury as the Board of Trustees may designate. It is my request and desire that said Hospital place a suitable plaque in a room at said Hospital commemorating the memory of my late husband, John V. Montague.

## ARTICLE SEVENTH.

I give and bequeath to ST. MARY'S HOSPITAL, a corporation located in said Waterbury, the sum of Five Thousand Dollars (\$5,000.00) to establish a bed fund to be known as "The John V. Montague Fund" in memory of my said husband, John V. Montague, the income of this bequest to be used for the purpose of providing free bed and medical care for such worthy and needy residents of said Middlebury as the Board of Trustees may designate. It is my request and desire that said Hospital place a suitable plaque in a room at said Hospital commemorating the memory of my late husband, John V. Montague.

## ARTICLE EIGHTH.

I give and bequeath to each of the following individuals living on the date of my death the amount set opposite his or her name, the same to be to him or her and his or her heirs forever:

DONALD MONTAGUE, 27 Southlands Road, Con on Eton, Cheshire, England	\$1,000.00
PATRICK MONTAGUE, 53 Heaton Road, Manchester 20, England	1,000.00

ISABELLA MONTAGUE SWAINSTON, The Old Lane Condicote, Stow on the Wold, Cloucester, England	\$2,000.00
ROSA MONTAGUE, 53 Heaton Road, Manchester 20, England	2,000.00
MARGARET MONTAGUE, 53 Heaton Road, Manchester 20, England	2,000.00
FLORA GILSON, Southboro, Massachusetts	1,000.00

## ARTICLE NINTH.

I give and bequeath to WALTER PERKINS, JR., of Freehold, New Jersey, the framed daguerreotypes of the Peter Myers family, together with the family brass andirons and set located in the parlor of my home in said Middlebury, the same to be to him and his heirs forever.

## ARTICLE TENTH.

If I am survived by FRANK MONTAGUE, JR., of Bandera, Texas, I give and bequeath to him three-fourths of my Sterling silver flatware, the oil portrait of my said husband, John V. Montague, the rug with the Montague coat of arms and the framed Montague coat of arms, the same to be to him and his heirs forever. In the event that said Frank Montague, Jr. shall predecease me, I give and bequeath said items to the eldest son of said Frank Montague, Jr. living on the date of my death, the same to be to him and his heirs forever.

## ARTICLE ELEVENTH.

If I am survived by MAJOR PAUL BRUCE MONTAGUE, of said Bandera, I give and bequeath to him one-fourth of my Sterling silver flatware, the same to be to him and his heirs forever. In the event that said Major Paul Bruce Montague shall predecease me, I give and bequeath said silverware to the eldest son of said Major Paul Bruce Montague living on the date of my death, the same to be to him and his heirs forever.

## ARTICLE TWELFTH.

I give and bequeath the genealogical chart of my said husband, John V. Montague, to his nieces, LAURA JANE MONTAGUE and ROSEMARY MONTAGUE, of Houston, Texas, the same to be to them and their heirs forever.

## ARTICLE THIRTEENTH.

I direct that my Executor shall divide all of the rest, residue and remainder of my property, both real and personal, and wheresoever situate, into two equal shares.

Clause A. If I am survived by my said brother, THOMAS B. MYERS, I direct that one such share shall be paid to him, the same to be to him and his heirs forever. In the event that my said brother, THOMAS B. MYERS, shall predecease me, I direct that such share up to but not exceeding Ten Thousand Dollars (\$10,000.00) shall be divided equally between said ST. MARY'S HOSPITAL and said THE WATERBURY HOSPITAL, to be added to the bed funds established under Articles Sixth and Seventh of this will and to be administered in accordance with the terms thereof. Any balance of such share in excess of Ten Thousand Dollars (\$10,000.00) shall be paid to my Trustee and shall be administered and distributed in accordance with the provisions of Clause B of this Article.

Clause B. If I am survived by my sister, ANNA MYERS FITZPATRICK, of Washington, D.C., I direct that one such share shall be distributed to my Trustee hereinafter named, IN TRUST NEVERTHELESS, with the powers and duties hereinafter set forth, for the following uses and purposes:

During the lifetime of my said sister, I direct that my Trustee shall pay over to

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my said sister the entire net income derived from said trust quarterly or more often, as my Trustee shall deem proper, and my Trustee is further authorized to pay over to my said sister so much of the principal from said trust as my Trustee, in its sole discretion, shall deem necessary to meet any financial emergency which may arise as a result of accident, illness or other unusual circumstances.

On the death of my said sister, I direct that any undistributed income and principal then remaining in such trust shall be divided among the following charities as follows:

FATHER FLANAGAN'S BOYS' HOME, Boys' Town, Nebraska	20%
THE CATHOLIC CHARITIES OF CONNECTICUT, directed by the Archbishop of Hartford	20%
THE REHABILITATION CENTER, of said Waterbury	20%
THE WATERBURY SYMPHONY ORCHESTRA, of said Waterbury	15%
THE MATTAUCK HISTORICAL SOCIETY, of said Waterbury	15%
THE WATERBURY CIVIC THEATRE, of said Waterbury	10%.

In the event that my said sister, ANNA MYERS FITZPATRICK, shall predecease me, I direct that such share shall be divided among the charities listed in the foregoing paragraph of Clause B of this article in an amount equal to the percentage set opposite each name.

## ARTICLE THIRTEENTH.

In addition to the powers by law conferred upon Executors, I hereby authorize and empower my Executor hereinafter named, and any successor to said Executor, in its absolute and uncontrolled discretion, to retain any and all property, real or personal, of which my estate may be composed at the time of my death; to sell and convey any or all of the property, real or personal, of which my estate may at any time be comprised; to invest and reinvest any money in my estate at any time in any property, real or personal, including common stocks and common trust funds, at its discretion, without being limited by any statute or rule of law; to hold property in its own name or in the name of a nominee or nominees; to join in any reorganization, merger, consolidation or exchange of any securities held by it, and to exercise rights to subscribe to or receive any new securities; to borrow money and give security therefor, and to encumber any or all of the property of my estate for such purpose; to control, operate and manage any or all property now or hereafter constituting a part of my estate, and to carry on any business enterprise as a partner or otherwise in which I may be interested in my lifetime; to compromise and settle any claim belonging to or against my estate or the property in my estate; except as otherwise provided, to make division and distribution of my estate in securities, property or cash as my Executor may deem proper; to determine whether to claim deductions available to me or my estate on estate tax or income tax returns, and to determine the date upon which to value my estate for estate tax purposes, all in such manner as it may deem advisable and without thereafter making any adjustment between income and principal or making any adjustment between beneficiaries on account of any such determination; to execute and deliver good and sufficient assignments, contracts, agreements, deeds, mortgages, leases, receipts, releases and such other instruments as may be required to effectuate any of the powers set forth herein. All powers herein granted my Executor may be exercised without obtaining probate order or approval.



## ARTICLE FOURTEENTH.

I give to my Trustee hereinafter named, and any successor to said Trustee, the same authority, power and discretion as are set forth in Article Thirteenth hereof for my Executor with reference to any property, real or personal, which shall at any time constitute a part of the trust hereinbefore created, and I further authorize and empower my Trustee to make such expenditures as may be necessary and proper in administering such trust, including the hiring of agents and attorneys; and to refrain from filing an account with the Court of Probate oftener than once every three years, unless it shall be ordered to do so by such Court. Whenever my Trustee shall have discretionary power to pay over principal to, or use the same for the benefit of, the beneficiary of the trust created hereunder, my Trustee may take into consideration in making its determination any income or principal available to said beneficiary other than that provided under the terms of this will.

## LAST ARTICLE.

I name, nominate and appoint THE COLONIAL BANK AND TRUST COMPANY, a banking institution located in said Waterbury, or any successor to said banking institution, Executor of this my last will and testament, and Trustee of the trust herein created, and direct that no bond or other security be required of it except as rendered imperative by law.

It is my express wish that WILLIAM J. SECOR, JR., of said Middlebury, shall perform all legal services in connection with the probate and administration of my estate and any tax matters that may arise in connection therewith.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at said Waterbury, this 27th day of September, A.D. one thousand nine hundred sixty-one.

NELLIE MYERS MONTAGUE (L.S.)

Signed, sealed, published and declared by the said testatrix, NELLIE MYERS MONTAGUE, as her last will and testament, in the presence of us, the subscribing witnesses, who, in her presence and in the presence of each other, have hereunto, at her request, subscribed our names as such witnesses, at said Waterbury, on the 27th day of September, A.D. 1961.

DORIS E. RAY                    )  
JOAN FRENZEL                    )       WITNESSES  
WILLIAM J. SECOR JR.         )

STATE OF CONNECTICUT        ss.            Waterbury,        September 27, 1961  
COUNTY OF NEW HAVEN

The within named DORIS E. RAY and JOAN FRENZEL and WILLIAM J. SECOR JR. being each duly and separately sworn, deposes and says: that deponent witnessed the instrument purporting to be the last will and testament of NELLIE MYERS MONTAGUE, and bearing date of September 27, 1961, subscribed the same in the presence of said testatrix, at her request, and in the presence of each of the other two persons whose names appear as witnesses thereto; that the within named testatrix, at the time of the execution of said instrument, was more than eighteen years of age, and appeared to such deponent to be of sound mind and memory; that the within named testatrix signed said will and declared the same to be her last will and testament in the presence of all three of

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said witnesses; and that each deponent respectively makes this affidavit at the request of said testatrix.

DORIS E. RAY

JOAN FRENZEL

WILLIAM J. SECOR, JR.

Subscribed and sworn to, at the request of the within named testatrix, NELLIE MYERS MONTAGUE, the day and year above written, before me.

ROSEMARY SMITH

Notary Public

KNOW ALL MEN BY THESE PRESENTS:

THAT I, NELLIE MYERS MONTAGUE, of Middlebury, New Haven County, State of Connecticut, being of sound and disposing mind and memory, do hereby make, publish and declare the following as and for a codicil to my last will and testament dated September 27, 1961, republishing and confirming said will in all particulars except:

(1) ARTICLE TENTH of said will is hereby amended to read as follows:

"ARTICLE TENTH.

If I am survived by FRANK MONTAGUE, JR., of Bandera, Texas, I give and bequeath to him the oil portrait of my said husband, John V. Montague, the rug with the Montague coat of arms and the framed Montague coat of arms, the same to be to him and his heirs forever. In the event that said Frank Montague, Jr. shall predecease me, I give and bequeath said items to the eldest son of said Frank Montague, Jr. living on the date of my death, the same to be to him and his heirs forever."

(2) ARTICLE ELEVENTH of said will is hereby eliminated and the following is substituted in place thereof:

"ARTICLE ELEVENTH.

I direct that my Executor, in its sole discretion, shall divide all of my Sterling silver flatware as nearly as may be into as many equal shares as there shall be nephews of my deceased husband living on the date of my death and such nephews then deceased leaving issue then living, and I direct that my Executor, in its sole discretion, shall distribute one such share to each such nephew then living and one such share to the issue of any deceased nephew, the issue of such deceased nephew to take per stirpes and not per capita.

I direct that my Executor, in its sole discretion, shall divide all of my Sterling silver hollow ware and miscellaneous pieces of Sterling silver as nearly as may be into as many equal shares as there shall be nieces of my deceased husband living on the date of my death and such nieces then deceased leaving issue then living, and I direct that my Executor, in its sole discretion, shall distribute one such share to each such niece then living and one such share to the issue of any deceased niece, the issue of such deceased niece to take per stirpes and not per capita."

(3) Clause B of ARTICLE THIRTEENTH of said will is hereby amended by eliminating therefrom the following:

"THE WATERBURY CIVIC THEATRE, of said Waterbury  
and substituting in place thereof the following:

10%"

"THE NEWINGTON HOSPITAL FOR CRIPPLED CHILDREN, of Newington, Connecticut 10%."

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at Waterbury, Connecticut, this 9th day of January, A.D. one thousand nine hundred sixty-three.

NELLIE MYERS MONTAGUE (L.S.)

Signed, sealed, published and declared by the said testatrix, NELLIE MYERS MONTAGUE, as a codicil to her last will and testament, in the presence of us, the subscribing witnesses, who, in her presence and in the presence of each other, have hereunto, at her request, subscribed our names as such witnesses, at said Waterbury, on the 9th day of January, A.D. 1963.

ALICE M. BOCK }  
JO ANN FARESSA } WITNESSES  
JOAN FRENZEL }

STATE OF CONNECTICUT ss. Waterbury, January 9, 1963  
COUNTY OF NEW HAVEN

The within named ALICE M. BOCK and JO ANN FARESSA and JOAN FRENZEL, being each duly and separately sworn, deposes and says: that deponent witnessed the instrument purporting to be a codicil to the last will and testament of NELLIE MYERS MONTAGUE, and bearing date January 9, 1963, subscribed the same in the presence of said testatrix, at her request, and in the presence of each of the other two persons whose names appear as witnesses thereto; that the within named testatrix, at the time of the execution of said instrument, was more than eighteen years of age, and appeared to be of sound mind and memory; that the within named testatrix signed said codicil and declared the same to be a codicil to her last will and testament in the presence of all three of said witnesses; and that each deponent respectively makes this affidavit at the request of said testatrix.

ALICE M. BOCK  
JO ANN FARESSA  
JOAN FRENZEL

Subscribed and sworn to, at the request of the within named testatrix, NELLIE MYERS MONTAGUE, the day and year above written, before me.

WILLIAM J. SECOR, J R.  
Notary-Public  
Commissioner Superior Court

KNOW ALL MEN BY THESE PRESENTS:

THAT I, NELLIE MYERS MONTAGUE, of Middlebury, New Haven County, State of Connecticut, being of sound and disposing mind and memory, do hereby make, publish and declare the following as and for a codicil to my last will and testament dated September 27, 1961 and to the codicil to my last will and testament dated January 9, 1963, republishing and confirming said will and said codicil in all particulars except:

Clause B of ARTICLE THIRTEENTH of said will is hereby amended by eliminating therefrom the following:

"THE WATERBURY SYMPHONY ORCHESTRA, of said Waterbury 15%"  
and substituting in place thereof the following:

"THE WATERBURY PHILHARMONIC SOCIETY, of said Waterbury 15%."

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at Waterbury, Connecticut, this 10th day of January, A.D. one thousand nine hundred sixty-three.

NELLIE MYERS MONTAGUE (L.S.)

Signed, sealed, published and declared by the said testatrix, NELLIE MYERS MONTAGUE, as a codicil to her last will and testament, in the presence of us, the subscribing witnesses, who, in her presence and in the presence of each other, have hereunto, at her request, subscribed our names as such witnesses, at said Waterbury, on the 10th day of January, A.D. 1963.

JO ANN FARESSA )  
JOAN FRENZEL ) WITNESSES  
ALICE M. BOCK )

STATE OF CONNECTICUT SS. Waterbury, January 10, 1963  
COUNTY OF NEW HAVEN

The within named JO ANN FARESSA and JOAN FRENZEL and ALICE M. BOCK, being each duly and separately sworn, deposes and says: that deponent witnessed the instrument purporting to be a codicil to the last will and testament of NELLIE MYERS MONTAGUE, and bearing date January 10, 1963, subscribed the same in the presence of said testatrix, at her request, and in the presence of each of the other two persons whose names appear as witnesses thereto; that the within named testatrix, at the time of the execution of said instrument, was more than eighteen years of age, and appeared to be of sound mind and memory; that the within named testatrix signed said codicil and declared the same to be a codicil to her last will and testament in the presence of all three of said witnesses; and that each deponent respectively makes this affidavit at the request of said testatrix.

JO ANN FARESSA  
JOAN FRENZEL  
ALICE M. BOCK

Subscribed and sworn to, at the request of the within named testatrix, NELLIE MYERS MONTAGUE, the day and year above written, before me.

WILLIAM J. SECOR, J.R.  
Commissioner Superior Court

AT A COURT OF PROBATE HOLDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 22ND DAY OF JANUARY A.D. 1963.

Present, JAMES R. LAWLOR, Judge.

ESTATE OF ELIZABETH M. MURPHY

The following Declination of Executor to Act is accepted, approved and ordered recorded, viz:

DECLINATION BY FIDUCIARY

TO THE PROBATE COURT FOR THE DISTRICT OF WATERBURY

Estate of ELIZABETH M. MURPHY, late of Waterbury, in said District, deceased.

...to be recorded and lodged on file.  
...of the 15th day of May, 1911, this Court having found that hose A. Love  
...to the said will, executrix thereof, who appeared in Court, accepted  
...and with sufficient surety in the sum of one thousand (\$1,000)  
...is approved, accepted, ordered recorded and lodged on file.

Attest:  
DENNIS J. SLAVIN,

Judge.

CHARLES FRANKLIN POOL, of the town of Waterbury, New Haven County, State  
of Connecticut, disposing mind and memory, do make and create this my  
last will and testament in manner and form following, hereby revoking and annulling  
all other wills by me at any time heretofore made.

F I R S T .

I give, devise and bequeath to the RIVERSIDE CEMETERY ASSOCIATION, of said  
Waterbury, the sum of five hundred dollars, the income thereof to be used for the pur-  
pose of maintaining the lot wherein my remains are to be placed beside my  
mother, Mrs. POOL.

S E C O N D .

I give, devise and bequeath to the MOUNT CARMEL HOME FOR ORPHANS, situated  
at Mount Carmel, Connecticut, the sum of five thousand dollars, in trust,  
the income thereof to be applied by the Directors of said Home for the better  
maintenance of said Home.

T H I R D .

I give, devise and bequeath to the WATERBURY HOSPITAL, of said Waterbury, the  
sum of five thousand dollars, in trust, the income thereof to be applied to the main-  
tenance of the Hospital. The said fund to be known as the Franklin L. Pool  
Hospital Fund, and said fund to be known as the Franklin L. Pool Hospital Fund.

F O U R T H .

I give, devise and bequeath to the KIM'S DAUGHTERS of said Waterbury, the  
sum of five thousand dollars, in trust, the income thereof to be used for the purposes  
of said Society, which said gift is in living memory of my mother, Mrs. POOL, and  
shall be distributed in the work of said Society.

S I X T H .

I give, devise and bequeath to my sister, ANNA S. STONE, of said Waterbury, the sum of five  
thousand dollars, to her and her heirs forever.

S E V E N T H .

I give, devise and bequeath to my said mother, ROSE L. POOL, to her and her heirs forever  
all the rest, residue and remainder of my estate, real and personal, I give,  
devise and bequeath to my said mother, ROSE L. POOL, to her and her heirs forever.

E I G H T H .

I hereby nominate, constitute and appoint my wife, Mrs. POOL, my executor  
and administrator of this my last will and testament.

of this my last will and testament, and will and utmost wishes should be observed and carried out for the faithful performance of her said trust.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Washington, D.C., this 17th day of April, A. D. 1911.

MRS. JOSEPHINE S. SWANSON

Signed, sealed, published and acknowledged and after due deliberation and advisement by the said Josephine Swanson in the presence of me, the undersigned, Justice of the Peace, and of two competent witnesses, her husband and one other, and at her request, have heretofore subscribed and delivered these presents.

MRS. JOSEPHINE SWANSON

MRS. MARY SWANSON

F. W. SWANSON

The foregoing is a true copy of the original will and testament of Mrs. Josephine Swanson.

Witness my hand and seal at Washington, D.C., this 17th day of April, A. D. 1911.

*[Signature]*

AT A COURT OF PROBATE HELDEN AT WASHINGTON, DISTRICT OF COLUMBIA, THIS 17th DAY OF APRIL, 1911.

Present, JAMES H. SWANSON, Clerk of the Court.

The following Application for Permission to Execute a Trust is hereby presented to the Probate Court for the District of Columbia.

- The subscriber respectfully represents:
1. That she is the daughter and sole heir-at-law of Mrs. Josephine Swanson, deceased.
  2. That the said Mrs. Swanson in his lifetime was the administrator of the estate of Josephine Swanson, who was the mother of the subscriber.
  3. On the 26th day of June, 1905, Mrs. Swanson made application to the Probate Court for the said of the following property:

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APPLY FOR PERMISSION TO EXECUTE A TRUST.



STILES McCORMY, Executor.

40 Lombury St., Post Office Address.

Date Oct. 5, 1920.

signed and sworn to before me this 5th day of October, 1920.

MARGUERITE H. PARY.

Asst. Clerk.

The foregoing is a true copy of the original Affidavit Concerning Taxes on file.

Attest:

*John J. Thomas*

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 21st DAY OF SEPTEMBER, A. D., 1920.

Present, BENJAMIN J. SLAVIN, Judge.

ESTATE OF ALFRED J. WIPLEY, late of Waterbury, in said District, deceased.

FRONT OF WILL.

Upon application praying that an instrument purporting to be the last will and testament of said deceased be admitted to Probate, this Court finds that all persons known to be interested in said Estate have signed a waiver of notice of hearing on said application, which waiver has been duly filed in Court and is now recorded and lodged on file.

Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament according to law, to pass real and personal estate, and that the testator at the time of executing the same was of sound and disposing mind and memory, having been fully proved by the affidavit of Gertrude L. Emery and Frank Pella, two of the subscribing witnesses, the Court finds the same to be true. It is, therefore, manifested by this Court that said Will is proved and the same is approved and ordered to be recorded and lodged on file.

And on the 21st day of September, A. D., 1920, the Colonial Trust Company appointed by the said Will executor thereof appeared in Court by Robert S. Walker, Trust Officer and assigned said trust.

Attest:

BENJAMIN J. SLAVIN,

Judge.

WILL.

I, ALFRED JOHN WIPLEY, of Waterbury, New Haven County, State of Connecticut, do hereby and declare the following to be my last will and testament, to be revocable and amendable all things aforesaid and voidable by me at any time hereafter.

I will that all my just debts and funeral expenses be paid by my personal representative hereof.

I give, devise and bequeath to THE COLONIAL TRUST COMPANY, my trust to take up said, all my household goods and furniture, books, papers, and

articles, ornaments, jewelry, safe, medals, coins, souvenirs, automobiles, horses, and all other articles of similar character, for the purpose, however, of making such distribution thereof among my friends and relations, as my said decedent shall see fit, or as directed by me.

2. All the rest, residue and remainder of my estate, real or personal, wherever located, I direct to be divided into fifteen (15) equal parts or shares to be distributed as follows: -

a. I give, devise and bequeath six (6) of said equal parts or shares to my brother, RALPH SHIPLEY, of Milford, Connecticut, the same to be to him and to his heirs and assigns forever.

b. I give, devise and bequeath four (4) of said equal parts or shares to the legal heirs of my half brothers, WILLIAM STANLEY and JAMES STANLEY, and the legal heirs of my half sister, ANN M. STANLEY, the same to be divided per capita and not per stirpes.

The beneficiaries under this clause of this my will at this date are William Stanley, the son of Edward Stanley, the son of my half brother William Stanley; George I. Stanley, William J. Stanley, Frederick B. Stanley, Joseph L. Stanley, Charlotte Stanley Buchanan, Ida Stanley, Curtis, children of my half brother James Stanley, and Frederick Warner, son of my half sister, Ann M. Warner. If any of the beneficiaries mentioned in this the third paragraph of my will, die before me, then his or her share shall be divided equally among his or her legal heirs.

c. I give, devise and bequeath one of said parts to the FIRST CHURCH of Waterbury, Connecticut, to be known as "The Alfred J. Shipley Fund", which fund shall be held in trust and invested and the net income thereof shall be used for the purposes of the surplus fund of said church.

d. I direct that one of the remaining shares be divided into two equal parts, and I give, devise and bequeath one of said parts to the FIRST CHURCH of Waterbury, Connecticut, to be known as "The Joseph and Sarah Shipley Fund", which fund shall be held in trust and invested and the net income thereof shall be used for the purposes of the surplus fund of said church.

The remaining part I give, devise and bequeath to the WASHINGTON HOSPITAL of Waterbury, Connecticut, to be known as "The Alfred J. Shipley Fund", which fund shall be held in trust and invested and the net income thereof shall be used to support of a free bed in said hospital.

e. I direct that one of said remaining shares be divided into two equal parts, and I give, devise and bequeath one of said equal parts to the FORTY-NINE EPISCOPAL CHURCH of said Waterbury, to be known as "The Ann M. Warner Memorial Fund in memory of my half sister, Ann M. Stanley Warner, a devoted member of said church. Said church shall hold said fund in trust, and invest and keep the same invested and apply the net income thereof for the current expenses of said church.

The remaining part I give, devise and bequeath to the FIRST CHURCH, Incorporated of said Waterbury, to be known as "The Alfred J. Shipley Fund", to have and to hold



the same in trust, to invest and bear the same invested and to apply the net income thereof towards the uses and purposes of said corporation.

2. I direct that one of said remaining shares be divided into two equal parts, and I give, devise and bequeath one of said equal parts to the CONNECTICUT SAVINGS ASSOCIATION SOCIETY, to be known as "The Alfred J. Sibley Fund" which fund shall be held in trust and invested and the net income thereof shall be used for the purposes of said Society as mentioned in its set of incorporation.

The remaining part I give, devise and bequeath to THE CONNECTICUT SAVINGS ASSOCIATION, of Waterbury, Connecticut, to be known as "The Alfred J. Sibley Fund" which fund shall be held in trust and invested and the net income thereof shall be used for the purposes of said Institution as credited in its set of incorporation.

3. I direct that the remaining share shall be divided into two equal parts and I give, devise and bequeath one of said parts to THE SAVINGS AND INVESTMENT SOCIETY OF CONNECTICUT, incorporated under the laws of said State, and located at Meriden, Connecticut. Said fund shall be known as "The Alfred J. Sibley Fund" and shall be held by said corporation in trust to invest and to bear the same invested and to apply the net income thereof towards the uses and purposes of said corporation.

The remaining part I give, devise and bequeath to THE SAVINGS AND INVESTMENT SOCIETY OF CONNECTICUT, of Waterbury, Connecticut, to be known as "The Alfred J. Sibley Fund", and to be held by said corporation in trust to invest and to bear the same invested and to apply the net income thereof towards the uses and purposes of said corporation.

4. I appoint THE COLONIAL TRUST COMPANY, of Waterbury, Connecticut, Executor of this will without bond and hereby give the Colonial Trust Company the full power to sell and convey any and all of my real estate without an order of court, and to execute and deliver such deeds and instruments as may be necessary to give effect thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Waterbury, Connecticut, this 25th day of May, 1919.

ALFRED J. SIBLEY (Testator)

Signed and sealed by the within named testator, Alfred J. Sibley, who has declared to be his last will and testament in our presence who have subscribed our names as witnesses, in his presence and in the presence of each other and at his request, this 25th day of May, A. D., 1919.

WITNESSES:  
FRANK WELLS  
ROBERT S. WALKER

STATE OF CONNECTICUT  
COUNTY OF NEW HAVEN ss. Notary.

Be it remembered that on this 25th day of May, 1919, before me, Notary Public within and for the State of Connecticut, personally appeared the within named Cortraine L. Sibley and Frank Wells, both of said Waterbury,

being duly sworn, severally make oath and say that they witnessed the within will of the within named testator, Alfred J. Shipley, and subscribed the same in his presence and at his request, and in the presence of each other and of Robert S. Walker: that the said Alfred J. Shipley, at the time of the execution of said will, appeared to them to be of full age, and of sound mind and memory: that he signed said will and declared the same to be his last will and testament in their presence: and that they make and sign this affidavit at the request of said testator.

CHENESE L. SPAGG

FRANK PRIMA.

subscribed and sworn to before me, the day and year above written.

ROBERT S. WALKER.

Notary Public.

The foregoing is a true copy of the original will and Proof on file.

Attest:

*John Thomas*  
 \_\_\_\_\_ Clerk.

IN A COURT OF PROBATE HOLDEN AT WATERBURY, WINDHAM AND WORCESTER DISTRICTS OF WATERBURY, IN THE 5th DAY OF OCTOBER, 1930.

Present,

BENJAMIN S. SLAYTON,

Judge.

WILL OF JOHN FRUIN.

The following List of Claims is accepted, approved and ordered recorded, viz: TO THE PROBATE COURT FOR THE DISTRICT OF WATERBURY:

WILLIAM OF JOHN FRUIN, late of Waterbury, in said District, deceased. The Subscriber, Administrator on the Estate of said deceased, hereby makes return:

That pursuant to the order of said Court, made on the 26th day of October A. D. 1918, allowing six months for the creditors to exhibit their claims against said Estate, and directing notice thereof to be given, as by said order on record more fully appears, he gave public notice of said order, and time allowed by said Court, by reading a notice thereof on the sign-post, nearest to where the deceased last dwelt, in said Town of Waterbury, and publishing the same 3 times in the Waterbury Democrat, a newspaper having a circulation in said Probate District.

allowed, no claims for debts owed by the deceased Estate, except the follow-

KNOW ALL MEN BY THESE PRESENTS:

THAT I, Julia V. Warner Spencer, of the Town of Waterbury, in the County of New Haven and State of Connecticut, being of sound and disposing mind and memory, do make, publish and declare the following to be my last will and testament, hereby revoking all former wills by me made.

1. It is my will that all my just debts and funeral expenses be paid by my executor hereinafter named.

2. I order and direct my executor to cause my burial in a marble grave vault, and to provide for my grave, a granite grave marker to match the others on the Spencer lot, and to have my name cut on the monument on the Spencer lot.

3. I give, devise and bequeath to the Waterbury Hospital, a corporation of said Waterbury, the sum of Twenty-five thousand dollars (\$25,000) in trust, to be known as the "Julia V. Warner Spencer Fund", the income therefrom to be used in establishing and maintaining forever a room to be used for the objects and purposes of said corporation, to be known as the "Warner Room" in memory of the Charles Warner family; also the sum of Five thousand dollars (\$5,000) in trust, to be known as the "Julia V. Warner Spencer Memorial for Miss Emmeline D. Warner Fund," to be applied to the establishment and maintenance of a free bed in said Hospital forever, for the use of such person as St. John's Episcopal Church of said Waterbury may designate.

4. I give, devise and bequeath to the Boys' Club, Incorporated, of Waterbury, the sum of Ten thousand dollars (\$10,000), to be known as the "Julia V. Warner Spencer Fund", in trust, the income therefrom to be used in establishing and maintaining forever a room to be used for its objects and purposes, to be

known as the "Harvey De Forest Warner Room."

5. I give, devise and bequeath to the First Congregational Church of Waterbury, the sum of Five thousand dollars (\$5,000), to be known as the "Julia V. Warner Spencer Memorial for Mr. and Mrs. Willard Spencer Fund," in trust, the income therefrom to be used forever for the benefit of ~~the~~<sup>its</sup> Ministers, as directed from time to time by said Church; also the sum of One thousand dollars (\$1,000) in trust, the income therefrom to be used in maintaining forever in good condition the "Gora Burton Spencer Baptismal Font;" also the sum of One thousand dollars (\$1,000) in trust, the income therefrom to be used forever for the benefit of the "Ladies' Benevolent Society of said Church;" also the sum of Five hundred dollars (\$500) in trust, the income therefrom to be used forever for the benefit of "The Ladies' Mission Circle of said Church;" also the sum of Two thousand dollars (\$2,000) in trust, the income therefrom to be used forever for the benefit of the Sunday School of said Church; said last mentioned four sums to be known as the "Julia V. Warner Spencer Funds."

6. I give, devise and bequeath to the Southmayd Home, Incorporated, of said Waterbury, the sum of Five thousand dollars (\$5,000) in trust, to be known as the "Julia V. Warner Spencer Memorial for Mrs. Emeline Dunbar Warner Fund," the income therefrom to be used in establishing and maintaining forever a room to be used for the care and maintenance of aged and indigent old ladies who are destitute and have no means of earning a livelihood, as directed from time to time by said Home.

7. I give, devise and bequeath to the Waterbury Institute of Craft and Industry, a corporation of said Waterbury, the sum of Five thousand dollars (\$5,000) in trust, to be known as the

"Julia V. Warner Spencer Fund," the income therefrom to be used forever for its objects and purposes.

8. I give, devise and bequeath to St. John's Episcopal Church of said Waterbury, the sum of Two thousand dollars (\$2,000) in trust, to be known as the "Julia V. Warner Spencer Memorial for Miss Emmeline P. Warner Fund," the income therefrom to be used forever for the benefit of the Sunday School of said Church.

9. I give, devise and bequeath to Emily A. Shannon of said Waterbury, Regent of Melicent Porter Chapter of the Daughters of the American Revolution of said Waterbury, the sum of Two thousand dollars (\$2,000) in trust, to be known as the "Julia V. Warner Spencer Memorial for Mrs. Emmeline Dunbar Warner and Miss Emmeline D. Warner Fund," the income therefrom to be used forever for the benefit of said Melicent Porter Chapter, and for its objects and purposes as directed by said Chapter from time to time.

10. I give, devise and bequeath to Mrs. Frederick D. Buckley of said Waterbury, President of the Waterbury Women's Club of said Waterbury, the sum of One thousand dollars (\$1,000) in trust, to be known as the "Julia V. Warner Spencer Fund," the income therefrom to be used forever for the benefit of said Waterbury Women's Club, and for its objects and purposes, as directed by said Club from time to time.

11. I give, devise and bequeath to The Waterbury Anti-Tuberculosis League, Incorporated, of said Waterbury, the sum of Two thousand dollars (\$2,000) in trust, to be known as the "Julia V. Warner Spencer Fund," the income therefrom to be used forever for its objects and purposes.

12. I give, devise and bequeath to the Waterbury Industrial School of said Waterbury, the sum of One thousand dollars (\$1,000) in trust, to be known as the "Julia V. Warner Spencer Fund," the income therefrom to be used forever for its objects and purposes.

13. I give, devise and bequeath to The Waterbury Day Nursery Association, a corporation of said Waterbury, the sum of Five hundred dollars (\$500) in trust, to be known as the "Julia V. Warner Spencer Fund," the income therefrom to be used forever for its objects and purposes.

14. I give, devise and bequeath to Charles Warner Baconnon of New York City, the sum of Eight thousand dollars (\$8,000).

15. I give, devise and bequeath to Dr. Isabel Cowan of said Waterbury, the sum of Ten thousand dollars (\$10,000).

16. I give, devise and bequeath to Mrs. Susie North Rowland of said Waterbury, the sum of Five hundred dollars (\$500).

17. I give, devise and bequeath to Mrs. Sarah A. Harrison of Woburn, Massachusetts, the sum of Five hundred dollars (\$500).

18. I give, devise and bequeath to Evelyn Claxton Wilder of Watertown, Connecticut, the sum of Five hundred dollars (\$500).

19. I give, devise and bequeath to William H. Lowe of said Waterbury, the sum of Five thousand dollars (\$5,000).

20. Said bequests shall be paid out of my real or personal estate, as soon as the settlement of my affairs will permit.

21. The rest, residue and remainder of my estate, I give, devise and bequeath to Dr. Isabel Cowan and William H. Lowe,

both of said Waterbury, share and share alike.

22. I hereby nominate and appoint William H. Lowe of said Waterbury, executor of this my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at Waterbury, this 19<sup>th</sup> day of September, A. D. 1910.

Jordan F. Warner (Seal)

Signed, sealed, published, and declared as and for her last will and testament, by her the said testatrix in presence of us, who at her request, and in her presence, and in presence of each other have subscribed our names as witnesses hereunto.

Charl Root  
James S. Bailey  
Mary R. Green



STATE OF CONNECTICUT,  
SS. Town of Waterbury,  
COUNTY OF NEW HAVEN,

we, *Charles Root, James H. Gailey*  
*and Mary A. Greer,*

who have subscribed our names as witnesses to the foregoing will, make solemn oath that Julia V. Warner Spencer the said testatrix signed and sealed the foregoing instrument in our presence and in the presence of each of us, that she published and declared the same to be her last will and testament, and that we each signed our names as witnesses at her request and in her presence, and in presence of each other, and that at the time of executing this will the said testatrix was to the best of our knowledge and belief, of sound and disposing mind and memory, and free from all undue influence. This affidavit is made and signed at the request of the said testatrix.

*Charles Root, James H. Gailey Mary A. Greer*  
Subscribed and sworn to this 19<sup>th</sup> day of September, 1910,

before me,

*George H. Freeman.*  
Notary Public.



THE 30th DAY OF OCTOBER, A.D., 1944.

Present,

PATRICK HEALEY,

Judge.

ESTATE OF PHILIP J. BRAHEN

The following List of Claims is accepted, approved and ordered recorded, viz:  
TO THE PROBATE COURT, FOR THE DISTRICT OF WATERBURY:

ESTATE OF PHILIP J. BRAHEN, late of Waterbury, in said district, deceased.

The Subscriber, Administratrix on the Estate of said deceased, hereby makes return:

That pursuant to the order of said Court, made on the 27th day of January, A. D., 1944, allowing six months for the creditors to exhibit their claims against the Estate, and directing notice thereof to be given, as by said order on record more fully appears she gave public notice of said order, and time allowed by said Court, by posting a notice thereof on the signpost, nearest to where the deceased last dwelt, in said Town of Waterbury, and publishing the same three times in the Waterbury Republican, a newspaper having a circulation in said Probate District.

And that within said time allowed, no claims for debts owed by the deceased at the time of his death were exhibited to her against his Estate.

ARLINE M. LEE,

Administratrix.

Subscribed and sworn to before me in open Court, this 30th day of October, 1944.

JOHN J. HOWARD,

Clerk.

The foregoing is a true copy of the original List of Claims on file.

Attest:

John J. Howard Clerk.

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 31st DAY OF OCTOBER, A.D., 1944.

Present,

PATRICK HEALEY,

Judge.

ESTATE OF JENNIE A. UPSON, late of Waterbury, in said District, deceased.

Upon application praying that an instrument purporting to be the last Will and Testament of said deceased be admitted to Probate, Earle Avery made sworn return that the order of this Court directing public notice of the time and place assigned for a hearing upon said application has been complied with, which this Court finds to be true and said return is accepted, ordered recorded and lodged on file.

Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament according to law, to pass real and personal estate, and that the testatrix at the time of executing the same was of sound and disposing mind and memory, having been fully proved by the affidavit

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of Jane A. Phelan and Irene A. Vezina, two of the subscribing witnesses, this Court finds the same to be true. It is, therefore, considered by this Court that said Will is proved and the same is approved and ordered to be recorded and lodged on file.

And on the 31st day of October, A.D., 1944, this Court finds that Leroy S. Andrew appointed by the said Will executor thereof, has filed in Court a written Declination of said Appointment, which Declination is accepted; The Waterbury National Bank appointed by said Will executor thereof, appeared in Court by Earle Avery, Assistant Trust Officer, and accepted said trust.

Attest:

PATRICK HEALEY,

Judge.

I, JENNIE A. UPSON, of Waterbury, County of New Haven, State of Connecticut, do make and constitute this my Last Will and Testament, hereby revoking all wills by me heretofore made.

1. I direct that all my just debts and funeral expenses be paid by my Executor hereinafter named.

2. I give and bequeath to SARAH NOETHER, of Waterbury, Connecticut, if living, my diamond platinum pin, to be hers absolutely.

3. I give and bequeath to LEAH HALL NOETHER, of Waterbury, Connecticut, if living, the sum of Two Thousand Dollars (\$2,000.00), and all of my clothing, hats, shoes, and everything of that nature, in fact, all of my personal paraphernalia, and all of my jewelry, except such as is specifically bequeathed, to be hers absolutely.

4. I give and bequeath to IRVING NOETHER, of Waterbury, Connecticut, if living, my library, including in this description all of my books of every character and wheresoever situated, the same to be his absolutely.

5. I give and bequeath to JANE CRAWFORD DOLBEARE, wife of George Dolbeare, now of Norwich, Connecticut, if living, the sum of Five Hundred Dollars (\$500.00), to be hers absolutely.

6. I give and bequeath to the SALVATION ARMY, of Waterbury, Connecticut, the sum of Two Hundred and Fifty Dollars (\$250.00), the same to be to it and its successors forever.

7. I give and bequeath to THE CONNECTICUT HUMANE SOCIETY, of Hartford, Connecticut, the sum of Two Hundred Dollars (\$200.00), the same to be to it and its successors forever.

8. I give and bequeath to PAULINE AUSTIN, of 33 Watertown Avenue, Waterbury, Connecticut, if living, the sum of One Hundred Dollars (\$100.00), to be hers absolutely.

9. All the rest, residue and remainder of my estate, both real and personal, of every kind and description, and wheresoever situated, including any lapsed bequests, I give, devise and bequeath to my Trustee hereinafter named, in trust, nevertheless, to hold, possess, invest and reinvest, and to pay over the net income arising therefrom to LEAH HALL NOETHER, of Waterbury, Connecticut, for and during her life. Should the said Leah Hall Noether be at any time in want or need, I further authorize and empower my said Trustee, at his sole discretion, to pay over to the said

Leah Hall Noether in addition to such net income so much of the principal of this trust fund as he shall deem necessary to assure to her adequate and comfortable support.

Upon the death of the said Leah Hall Noether, or should she predecease me, I give, devise and bequeath said rest, residue and remainder of my estate, or so much as shall then remain, in three equal shares, one share to the SALVATION ARMY, of Waterbury, Connecticut, the same to be to it and its successors forever, one share to THE CONNECTICUT HUMANE SOCIETY, of Hartford, Connecticut, the same to be to it and its successors forever, and one share to THE WATERBURY HOSPITAL, of Waterbury, Connecticut, the same to be added to and held in trust as a part of the FIRST CONGREGATIONAL CHURCH BED FUND, of said Hospital, and the income only thereof to be expended for the purposes of said fund.

10. I direct that all gifts, bequests and legacies herein given shall be paid in full, free from all succession or inheritance taxes, whether state or federal, and that all such taxes shall be borne and paid by my Executor out of my general estate.

11. I appoint LEROY S. ANDREW, of Naugatuck, Connecticut, Executor of this Will, without bonds, and Trustee of the trust hereinbefore created, and hereby give to the said Leroy S. Andrew, both in his capacity of Executor and Trustee, power to sell and convey any and all of my real estate without an order of court, and to execute and deliver such deed and instruments as may be necessary to pass title thereto, and I empower him to invest and reinvest the proceeds of my property, real and personal, in such securities as he may deem wise, including such stocks, bonds and other securities of such companies as he may consider proper, hereby vesting him, as such Executor and Trustee, with power to continue any of my investments in their present form or to change the same to any other form which he may deem wise, so that he shall not be obliged to invest only in securities prescribed by law for investment of trust funds, and I do hereby declare that he shall not be held liable for any loss resulting to my estate or to the trust fund held by him from any investment or reinvestment made or retained by him in good faith. I further authorize and direct my Executor to entrust all of my household furniture and other personal property now contained in my house to the care of Leah Hall Noether during the settlement of my estate or until such property is disposed of or distributed in accordance with this Will. In the event of the death, inability or refusal of the said Leroy S. Andrew to act, either as Executor or as Trustee hereunder, I appoint THE WATERBURY NATIONAL BANK, of Waterbury, Connecticut, Executor and Trustee in his stead, and I declare that The Waterbury National Bank while acting as such Executor or Trustee shall have the same powers as hereinbefore given to the said Leroy S. Andrew.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 22nd day of June, A.D., 1938.

JENNIE A. UPSON

(SEAL)

Signed and sealed by the within named Testatrix, JENNIE A. UPSON, and by her declared to be her Last Will and Testament in our presene who have hereunto subscribed our names as witnesses in her presence and in the presence of each other, and at her request, this 22nd day of June, A.D., 1938.

JANE A. PHELAN

IRENE A. VEZINA

WILLIAM W. GAGER

Witnesses.

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STATE OF CONNECTICUT:  
 COUNTY OF NEW HAVEN : SS. Waterbury, June 22nd, A.D., 1938.

Then and there personally appeared the undersigned, who being duly sworn, depose and say that they witnessed the execution of the within will of the within named Testatrix, JENNIE A. UPSON; that the said JENNIE A. UPSON subscribed said will and declared the same to be her Last Will and Testament in their presence and in the presence of William W. Gager; that they and the said William W. Gager thereafter subscribed the same as witnesses in the presence of said Testatrix and in the presence of each other and at the request of said Testatrix; that the said Testatrix at the time of the execution of said will appeared to them to be of full age and of sound mind and memory and competent in every respect to make a will; and that they make this affidavit at the request of said Testatrix.

JANE A. PHELAN of Waterbury

IRENE A. VEZINA of Waterbury

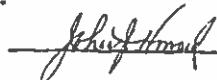
Subscribed and sworn to, before me, the day and year above written.

(SEAL) WILLIAM W. GAGER,

Notary Public.

The foregoing is a true copy of the original Proof and Will on file.

Attest:

 Clerk.

AT A COURT OF PROBATE HOLDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 31st DAY OF OCTOBER, A.D., 1944.

Present, PATRICK HEALEY, Judge.

ESTATE OF CLARA V. EVANS

The following Account is accepted, allowed and ordered recorded, viz:

TO THE PROBATE COURT FOR THE DISTRICT OF WATERBURY:

ESTATE OF CLARA V. EVANS, late of the Town of Waterbury, in said District, deceased.

The subscriber represents that it is the Temporary Administrator of the Estate of said deceased; that the following account contains a true statement of all moneys received and expended by it in its capacity aforesaid.

It therefore exhibits the following account with said estate, for allowance by said Court, viz:

THE COLONIAL TRUST COMPANY,

Temporary Administrator.

DR.

In Account with said Estate.

Cash in bank withdrawn

The Colonial Trust Company Checking account \$ 707.21

Dividend Checks dated on and after the date of death,  
 received in payment of dividends on stock of record  
 prior to death



owned jointly with V. Wallace of Farmington, Connecticut, the return of the same to be in lieu of lower or other allowance from my estate, but I desire the Court of Probate to make a liberal allowance for her support during her widowhood.

ARTICLE III.

I give, devise and bequeath to my daughter, MARY WARE WHITE, the building thereon, known as No. 107 Prospect Street, where she now resides, and also property I purchased from J. Robert Bronson, Executor, by deed dated April 15, 1887, after deducting therefrom two feet wide front and rear of the said building heretofore devised to my wife; also one thousand (1000) shares of the capital stock of the Waterbury Clock Company; one thousand (1000) shares of the capital stock of the Watchmaking Manufacturing Company; six hundred (600) shares of the capital stock of the New England Watch Company; one hundred (100) shares of the capital stock of the American Hardware Corporation; and one hundred and fifty (150) shares of the capital stock of the American Brass Company. The same to be to her and to her heirs and assigns forever.

ARTICLE IV.

I give, devise and bequeath to my daughter, LUCY WARE HUBBARD, one thousand (1000) shares of the capital stock of the Waterbury Clock Company; one thousand (1000) shares of the capital stock of the Watchmaking Manufacturing Company; six hundred (600) shares of the capital stock of The New England Watch Company; one hundred (100) shares of the capital stock of the American Hardware Corporation; and one hundred and fifty (150) shares of the capital stock of the American Brass Company. The same to be to her and to her heirs and assigns forever.

ARTICLE V.

I give, devise and bequeath to my two grandchildren, ELIZABETH WARE HUBBARD and HENRY WARE WHITE, each four hundred (400) shares of the capital stock of the Watchmaking Manufacturing Company, the same to be to them and to their heirs and assigns forever.

ARTICLE VI.

I give, devise and bequeath to MARY WARE BRAYMAN, the land I now occupy in Farmington, Windsor County, purchased from William T. Cabot, and situated on the corner of Central St. and Spring St., with all the buildings and appurtenances thereto belonging and contained, the same to be to her and to her heirs and assigns forever.

ARTICLE VII.

I give, devise and bequeath to my sister, LUCY WARE FORTER, the sum of one thousand dollars (\$1,000). The same to be to her and to her heirs and assigns forever.

ARTICLE VIII.

I give, devise and bequeath to my sister, EMILIA WARE STANBROOK, the sum of one thousand dollars (\$1,000). The same to be to her and to her heirs and assigns forever.

ARTICLE IX.

I give, devise and bequeath to my nephew, CHARLES W. WHITE, the sum of one hundred dollars (\$100). The same to be to him and to his heirs and assigns forever.

ARTICLE X.

I give, devise and bequeath to my nephew, LEVIN WARE, the sum of one hundred dollars (\$100). The same to be to him and to his heirs and assigns forever.

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... I give, devise and bequeath to my daughter, MARY WARE WHITE, the building thereon, known as No. 107 Prospect Street, where she now resides, and also property I purchased from J. Robert Bronson, Executor, by deed dated April 15, 1887, after deducting therefrom two feet wide front and rear of the said building heretofore devised to my wife; also one thousand (1000) shares of the capital stock of the Waterbury Clock Company; one thousand (1000) shares of the capital stock of the Watchmaking Manufacturing Company; six hundred (600) shares of the capital stock of the New England Watch Company; one hundred (100) shares of the capital stock of the American Hardware Corporation; and one hundred and fifty (150) shares of the capital stock of the American Brass Company. The same to be to her and to her heirs and assigns forever.



dollars (\$500.). The same to be to him and to his heirs and assigns forever.

ARTICLE XI.

I give, devise and bequeath to my niece, ALICE POTTER YOUNG, the sum of one thousand dollars (\$1,000.). The same to be to her and to her heirs and assigns forever.

ARTICLE XII.

I give, devise and bequeath to my niece, ALFRED THOMPSON, the sum of one thousand dollars (\$1,000.). The same to be to her and to her heirs and assigns forever.

ARTICLE XIII.

I give, devise and bequeath to my niece, CLARA KIRKLAND, the sum of one thousand dollars (\$1,000.). The same to be to her and to her heirs and assigns forever.

ARTICLE XIV.

I give, devise and bequeath to my niece, LENA THOMPSON, the sum of one thousand dollars (\$1,000.). The same to be to her and to her heirs and assigns forever.

ARTICLE XV.

I give, devise and bequeath to the YOUNG MEN'S CHRISTIAN ASSOCIATION of Waterbury, Connecticut, the sum of two thousand dollars (\$2,000.). The same to be to it and to its successors and assigns forever.

ARTICLE XVI.

I give, devise and bequeath to the INSTITUTE OF CRAFT AND INDUSTRY, INC., of Waterbury, Connecticut, the sum of two thousand dollars (\$2,000.). The same to be to it and to its successors and assigns forever.

ARTICLE XVII.

I give, devise and bequeath to the ROYS CLUB, INC., of Waterbury, Connecticut, the sum of two thousand dollars (\$2,000.). The same to be to it and to its successors and assigns forever.

ARTICLE XVIII.

I give, devise and bequeath to the DAY NURSERY, of Waterbury, Connecticut, the sum of two thousand dollars (\$2,000.). The same to be to it and to its successors and assigns forever.

ARTICLE XIX.

I give, devise and bequeath to THE WATERBURY HOSPITAL, of Waterbury, Connecticut, the sum of five thousand dollars (\$5,000.), in trust, to establish and maintain a free bed in said hospital.

ARTICLE XX.

I further direct my Executor to pay all my debts and obligations from the realty or by estate not heretofore bequeathed. However, if the same is insufficient therefor, I direct my said Executor to debit so much from the bequest of my wife heretofore made, as shall be sufficient for that purpose.

ARTICLE XXI.

All the rest, residue and remainder of my estate I give, devise and bequeath to my wife, MARTHA STARBUCKER WARD, my daughter, MARY WARD WHITE, and my daughter, MARY WARD WYSE, heirs and heirs alike, to be to them and to their heirs and assigns forever.

ARTICLE XIII.

I direct that all the cash legacies hereinbefore made be paid out as soon as possible after my decease.

I hereby appoint THE COLONIAL TRUST COMPANY, Executor of this my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 16th day of November, nineteen hundred and eleven.

HENRY B. WADE. (Seal)

Signed, sealed, published and declared by the said Henry B. Wade as his last will and testament, in our presence, who in the presence of said testator of each other, have hereunto at his request, subscribed our names as witnesses.

BRIDGET O'SULLIVAN.

EILEEN O'SHEA. Witnesses.

Geo. E. Terry.

I, GEORGE E. TERRY, of Waterbury, New Haven County and State of Connecticut, being duly sworn, depose and say that I subscribed my name as a witness to the foregoing will of HENRY B. WADE, of said Waterbury, dated November 16th, 1911, in the presence of said testator, and that the other witnesses subscribed their names in presence of testator and all in the presence of each other. I further state that said testator at the time of executing said will, was of sound and disposing memory.

Geo. E. Terry.

Subscribed and sworn to this 16th day of November, nineteen hundred and eleven.

Geo. E. Terry, Jr.,

(Seal)

Notary Public.

The foregoing is a true copy of the original will and Proof on file.

Attest:

*[Handwritten Signature]*

AT A COURT OF PROBATE HELD AT WATERBURY, CONNECTICUT, FOR THE DISTRICT OF WATERBURY ON THE 20th DAY OF NOVEMBER, 1911.

Present,

GEORGE E. TERRY, Jr.,

Judge.

The following accounts in respect to, allowed and credited respectively, to the estate of the said Henry B. Wade, deceased, for the District of Waterbury, Connecticut, in and to the account of said estate, late in the town of Waterbury, Connecticut, in said probate proceedings.

The subscriber hereto is that they are the Administrators of the estate of said deceased, that the following account contains a full statement of all claims

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KNOW ALL MEN BY THESE PRESENTS:

That I, NELSON J. WELTON, of Waterbury, New Haven County, State of Connecticut, being of sound and disposing mind and memory, do make, publish and declare this as and for my last will and testament, hereby revoking and annulling any and all former wills by me made, in manner and form as follows, to wit:

ARTICLE FIRST.

Clause A. I give, devise and bequeath all of my land situated on the northerly side of Hillside Avenue in the City of Waterbury, together with all buildings thereon standing, being the homestead where I now reside, called "Weltonworth", to St. Margaret's School for Girls, a corporation chartered by the General Assembly and located in said Waterbury, to be and remain to it and its successors forever, for the sole and exclusive purpose and use of an Art School. \* \* \* \* \*

Clause B. I also give and bequeath to said corporation all of my oil paintings, statuary and other works of art, (including engravings but not photographs), such as shall be contained in said residence at my decease, the same to be to it and its successors forever, for the same purposes and uses as are stated in Clause A of this Article. \* \* \* \* \*

Clause C. I also give and bequeath to said corporation all of my library which shall be on the first floor of my said residence at my decease, except all Masonic books and works of every description which are given to Clarke Commandery, in Article Eleventh of this will, and also except the books of civil engineering of every description which are given to the City of Waterbury, in Article Twelfth of this will; also all the

furniture and fixtures in the drawing room, library, kitchen and laundry on the first floor and in the guest chamber and cook's room on the second floor and the maid's room on the third floor, the same to be to it and its successors forever. \* \* \*

Clause D. I also give and bequeath to said corporation the sum of fifty thousand dollars (\$50,000) IN TRUST, NEVERTHELESS, for the following uses and purposes: To hold, manage and control, invest and re-invest, and the avails thereof and property of all kinds thus acquired to lease, mortgage, sell and convey as in the discretion of the Board of Corporators of said corporation shall seem to be for the best interests of said Art School, and direct that so much of the income of said fund as shall be necessary for such purpose shall be devoted to the care, maintenance and proper conduct and support of said Art School and all property connected therewith, under such rules and regulations as said Board of Corporators may, from time to time, make and adopt. And I direct that said Board of Corporators shall require its proper officers or committee under whose direct charge the Art School shall so come, to render an itemized statement annually to said Board of Corporators, showing the income and expenditures in connection with said Art School and the financial condition and management of said trust fund, and shall cause the same to be spread upon the records of said Board; and I empower said Board to add to the trust fund from time to time so much of said income as shall not be, in their opinion, needed for the purposes of the regular maintenance of said trust, and to again deduct the same or any portion thereof from the principal amount of said trust fund. I further direct that neither addition shall be made to nor deduction made from the principal amount of said trust fund except by virtue of a

vote of the Board of Corporators which shall be spread upon the records of said Board, but at no time shall the total principal amount of said trust fund be reduced to less than fifty thousand dollars (\$50,000). \* \* \* \* \*

ARTICLE SECOND.

I give and bequeath to my cousin, Catherine A. Beers, now living in said Waterbury, the sum of three thousand dollars (\$3,000), if she be living at the time of my decease, the same to be to her and her heirs forever. \* \* \* \* \*

ARTICLE THIRD.

I give and bequeath to Allan Judd Welton and Donald Everitt Welton, the sons of my nephew, Frank R. Welton of Hartford, or to the survivor of them, share and share alike, the sum of ten thousand dollars (\$10,000), the same to be to them and their heirs forever. \* \* \* \* \*

ARTICLE FOURTH.

I give and bequeath to Augusta L. Welton of said Waterbury, the sum of five thousand dollars (\$5,000), if she be living at the time of my decease, the same to be to her and her heirs forever. \* \* \* \* \*

ARTICLE FIFTH.

I give and bequeath the sum of five thousand dollars (\$5,000) to Nellie Welton Hotchkiss and to the issue of Frank D. Hotchkiss and Nellie Welton Hotchkiss, or to such of them as shall be surviving at my decease, share and share alike, the same to be to them and their respective heirs forever. \* \*

ARTICLE SIXTH.

I give and bequeath to Rea B. Miner of said Waterbury,

the sum of three thousand dollars (\$3,000), also six (6) soup plates, six (6) game plates and six (6) dinner plates decorated by Mrs. J. F. Bingham of Hartford, also a serving table now in my dining room, if she shall continue and be in my employment at the time of my decease, the same to be to her and her heirs forever. \* \* \* \* \*

ARTICLE SEVENTH.

I give and bequeath to Frank A. Ray of said Waterbury, the sum of five hundred dollars (\$500), and all my horses, carriages and equipment, of which I shall die possessed, if he shall continue and be in my employment at the time of my decease, the same to be to him and his heirs forever. \* \*

ARTICLE EIGHTH.

I give and bequeath the sum of five hundred dollars (\$500) to each of the following persons:

Mrs. J. L. M. Woodruff, widow of Curtis T. Woodruff,  
William W. Bonnett of said Waterbury,  
My cousin, Lucy M. Burgher of Bridgeport, Fairfield County,  
My cousin, Nancy E. Bronson of Watertown, Litchfield County,  
Rev. John H. Lewis, Jr. of said Waterbury,

and

My old friend, Dr. Walter L. Barber of said Waterbury,  
the same to be to each of said legatees, provided they shall respectively be living at the time of my decease, and to their respective heirs forever. \* \* \* \* \*

ARTICLE NINTH.

I give and bequeath one thousand dollars (\$1,000) each to The Young Men's Christian Association,  
The Boys' Club ( Incorporated) of Waterbury,

and

The Young Women's Friendly League, each being a corporation located in said Waterbury, the same to be to them and their respective successors forever. \* \* \* \* \*

ARTICLE TENTH.

I give and bequeath five hundred dollars (\$500) each to The Waterbury Visiting Nurses Association, Incorporated, Harmony Lodge No.42, F. & A. M., and Continental Lodge No.76, F. & A. M., all located in said Waterbury, the same to be to them and their respective successors forever. \* \* \* \* \*

ARTICLE ELEVENTH.

I give and bequeath to the Clarke Commandery No.7, Knights Templar of Waterbury, the sum of five hundred dollars (\$500); also all my Masonic books, works, pamphlets, manuscripts, medals and Masonic jewelry and paraphernalia; also the book case in which most of said books are kept on the second floor of my said residence, the same to be to it and its successors forever.

ARTICLE TWELFTH.

I give and bequeath to the City of Waterbury all of my books and works on Civil Engineering, all of my engineering instruments and tools, maps and note books, also all my government, state and municipal reports, the same to be to said City of Waterbury forever: I direct that these articles shall be deposited in the Silas Bronson Library, and make this bequest solely upon the condition that this provision be complied with, and that they shall remain in the care, custody and control of the Board of Agents of the Bronson Library Fund, and their successors forever. \* \* \* \* \*

ARTICLE THIRTEENTH.

Clause A. I give and bequeath to the Riverside Cemetery Association of Waterbury the sum of ten thousand dollars (\$10,000), the same to be to it and its successors forever, upon the following terms and conditions, however, to wit:

First: That said Association shall forever keep in good order my lot in said cemetery and the tomb and monuments placed thereon.

Second: That after my interment no further burials in said lot shall be permitted.

Clause B. I give and bequeath to said Riverside Cemetery Association of Waterbury all of the furniture and books in my office, except Masonic books and works given to Clarke Commandery in Article Eleventh of this will, and engineering books and works given to the City of Waterbury in Article Twelfth of this will; the same to be to it and its successors forever. "

ARTICLE FOURTEENTH.

Clause A. I give and bequeath to the Waterbury Hospital, a corporation located in said Waterbury, the sum of five thousand dollars (\$5,000) to be applied by the Board of Directors of said corporation in the humane purposes of said institution.

Clause B. I give and bequeath to said Waterbury Hospital the sum of five thousand dollars (\$5,000), IN TRUST, NEVERTHELESS, for the following uses and purposes: To hold, manage and control, invest and re-invest as in the discretion of the Directors of said Trustee shall seem to be for the best interests of said trust estate, and the avails thereof and any property thereby acquired to lease, mortgage, sell and convey as

shall be by said Directors deemed proper, the income thereof to be devoted to the establishment and maintenance of a free bed in said hospital for the use of such persons as the Directors of said corporation may designate, and to be known as the "N. J. Welton Bed". \* \* \* \* \*

ARTICLE FIFTEENTH.

Clause A. I give and bequeath to St. John's Parish (Protestant Episcopal) of said Waterbury, the sum of ten thousand dollars (\$10,000) IN TRUST, NEVERTHELESS, for the following uses and purposes: To hold, manage and control, invest and re-invest as in the discretion of said Trustee shall seem to be for the best interests of said trust estate, and the avails thereof and any property thereby acquired to lease, mortgage, sell and convey as shall by said Trustee be deemed proper, and direct that the Board of Managers of the "Hall Funds" shall have the management and disposition thereof, free from the control of any other person whatsoever, and direct that the income thereof shall be used for the general purposes of said parish.

Clause B. I also give and bequeath to said parish all the furniture in the hall on the first floor of my said residence.

ARTICLE SIXTEENTH.

I give and bequeath to St. Paul's Parish (Protestant Episcopal) of Waterville, located in said Waterbury, the sum of two thousand dollars (\$2,000), IN TRUST, NEVERTHELESS, for the following uses and purposes: To hold, manage and control, invest and re-invest as in the discretion of the Trustee shall seem to be for the best interests of said trust estate, and the avails thereof and any property thereby acquired to lease, mortgage, sell and convey as shall be by said Trustee deemed proper, and I direct that the Wardens and Vestry of said parish shall have the management and disposition thereof, free from the con-

trol of any other person whatsoever. \* \* \* \* \*

ARTICLE SEVENTEENTH.

I direct that my Executor, hereinafter named, shall pay the legacies herein provided out of my real or personal estate as shall be by him deemed proper, as soon as the affairs of my estate will permit: I further direct that each of said legacies shall be free from succession tax, and that said succession taxes shall be paid out of the general fund or residuary portion of my estate: I hereby authorize said Executor to sell any portion or all of my real or personal estate ( except as otherwise herein provided), and to convey the same by proper deeds and instruments without obtaining authority therefor from the Court of Probate, and without giving bond in connection with any such sale. \* \* \* \* \*

ARTICLE EIGHTEENTH.

All the rest, residue and remainder of my estate, both real and personal, I give, devise and bequeath to my said nephew, Frank R. Welton, the same to be to him and his heirs forever.

ARTICLE NINETEENTH.

Clause A. I nominate and appoint Edwin D. Welton of said Waterbury the Executor of this my last will and testament, and direct that no bond shall be required of him in connection with the performance of the duties of said office.

Clause B. In the event of the death of said Edwin D. Welton prior to my decease, or of his inability for any reason to serve as the Executor hereof, I direct that such person shall be appointed as Executor as shall be nominated to that office by said Frank R. Welton: I further direct that any such Executor so nominated by said Frank R. Welton and appointed by



the Court of Probate, shall have the same powers with reference to the handling of my estate and the sale of any portion thereof as are herein provided for the guidance of said Edwin D. Welton, and his control of my estate: I give no directions for the furnishing of bond by any other Executor than said Edwin D. Welton, except that, in the event that my said nephew, Frank R. Welton, shall nominate himself for Executor and shall assume that office, he shall not be required to give bond. \* \* \*

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at said Waterbury, this eleventh day of August, A.D. nineteen hundred eight. \* \* \* \* \*

Nelson J. Welton (L.S.)

Signed, sealed, published and declared by the within named testator, Nelson J. Welton, as and for his last will and testament, in the presence of us, who, in the presence of said testator and of each other, have hereunto, at his request, subscribed our names as witnesses, at said Waterbury, this 11th day of August, A.D. 1908. \* \* \* \* \*

Walter R. Brown

Conford B. ...

William J. Hamilton

WITNESSES.

STATE OF CONNECTICUT, )  
COUNTY OF NEW HAVEN, ) ss: Waterbury, August 11, 1908.

The within named William J. Hamilton and

C. Sanford Bull being duly sworn, depose  
and say, that they witnessed the within will of the within named  
testator, Nelson J. Welton, and subscribed the same in his pres-  
ence and at his request, and in the presence of each other:  
that the said Nelson J. Welton, at the time of subscribing said  
will, appeared to them to be of full age, and of sound mind and  
memory: and that he signed said will, and declared the same  
to be his last will and testament, in their presence: and that  
they make this affidavit at the request of said testator. \* \*

C. Sanford Bull

William J. Hamilton

Subscribed and sworn to, at the request of the within  
named testator, Nelson J. Welton, the day and year above writ-  
ten, before me.

W. Hamilton

Notary Public.

KNOW ALL MEN BY THESE PRESENTS:

That I, NELSON J. WELTON, of Waterbury, County of New Haven, State of Connecticut, being of sound and disposing mind and memory, do make, publish and declare this as and for a codicil to my last will and testament dated August eleventh, nineteen hundred eight, hereby ratifying and confirming all of the terms and articles of said will in every particular except that I hereby cancel and annul ARTICLE NINETEENTH of said will, being that Article which provides for the nomination and authority of executors, and in lieu and in place thereof I substitute the following:

ARTICLE NINETEENTH.

I nominate and appoint The Colonial Trust Company of Waterbury as executor of my said last will and testament, and direct that said executor shall have all of the powers in said will otherwise provided for the executor therein before named. I further state that this revocation of the executor's clause and appointment of the new executor is at the earnest request of the executor named in my will. \* \* \* \* \*

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at said Waterbury, this twenty-eighth day of June, A. D. nineteen hundred thirteen. \* \* \* \* \*

Nelson J. Welton (L.S.)

Signed, sealed, published and declared by the within testator, NELSON J. WELTON, as and for a codicil to his last will and testament, in the presence of us, who, in the presence of said testator and of each other, have hereunto, at his request subscribed our names as witnesses, at said Waterbury, this 28th day of June, A. D. 1913. \* \* \* \* \*

of the State of Connecticut, and located in said Waterbury, the

Nathaniel Brownson

Lawrence L. Lewis

WITNESSES.

Charles E. Hart

STATE OF CONNECTICUT, )  
NEW HAVEN COUNTY. )

ss. Waterbury, June 28, 1913.

The within named Lawrence L. Lewis  
and Nathaniel Brownson, being duly sworn, depose and  
say, that they witnessed the within codicil of the within named  
testator, NELSON J. WELTON, and subscribed the same in his pres-  
ence and at his request, and in the presence of each other: that  
the said NELSON J. WELTON at the time of subscribing said codicil,  
appeared to them to be of full age, and of sound mind and memory:  
and that he signed said codicil, and declared the same to be a  
codicil to his last will and testament, in their presence: and  
that they make this affidavit at the request of said testator.

Lawrence L. Lewis  
Nathaniel Brownson

Subscribed and sworn to, at the request of the  
within named testator, NELSON J. WELTON, the day and year above  
written.

Charles E. Hart  
Notary Public.

KNOW ALL MEN BY THESE PRESENTS:-

THAT I, Nelson J. Welton, of Waterbury, County of New Haven, State of Connecticut, being of sound and disposing mind and memory, do make, publish and declare this as and for a codicil to my last will and testament, dated August eleventh, nineteen hundred and eight.

1. I hereby modify and change the provisions of Clause "A", of Article First, of my said will respecting the uses to which my homestead shall be held so that said clause A shall read as follows:

Clause A. I give, devise and bequeath all of my land situated on the northerly side of Hillside Avenue in the City of Waterbury, together with all buildings thereon standing, being the homestead where I now reside, called "Weltonworth", to St. Margaret's School for Girls, a corporation chartered by the General Assembly and located in said Waterbury, absolutely the same to be to it and its successors and assigns forever.

2. I hereby modify and change the provisions of Clause B of Article First of my said will, so that said Clause B shall read as follows:-

Clause B. I also give and bequeath to said Corporation all of my oil paintings, statuary and other works of art, (including engravings but not photographs), such as shall be contained in said residence at my decease, absolutely, to be to it and its successors and assigns forever.

3. I hereby modify and change the provisions of Clause D, of Article First, respecting the Fifty Thousand Dollars, Trust Fund, so that the same shall read as follows:-

Clause D. I give, devise and bequeath to The Colonial Trust Company, a corporation chartered by the General Assembly of the State of Connecticut, and located in said Waterbury, the

sum of Fifty Thousand (\$50,000.00) Dollars, in trust nevertheless for the following uses and purposes: To hold, possess, invest and re-invest the same at pleasure, in such securities as trust funds in the State of Connecticut may be invested in, and to pay over the net income arising therefrom to said St. Margaret's School for Girls, so long as its Corporate existence shall continue, but in the event that the Corporate existence of said St. Margaret's School for Girls should be terminated, then the said The Colonial Trust Company shall thereafter pay over the net income arising from said fund to St. John's Parish (Protestant Episcopal) of said Waterbury, for the general uses and purposes of said parish.

4. I hereby modify and change Article Sixth of my said will, so as to give and bequeath to Rea B. Miner, of said Waterbury, the additional sum of Five Thousand (\$5,000.00) Dollars, making in all the sum of Eight Thousand (\$8,000.00) Dollars, so that said Article Sixth shall read as follows:-

Article Sixth: I give and bequeath to Rea B. Miner, of said Waterbury, the sum of Eight Thousand (\$8,000.00) Dollars, also six (6) soup plates, six (6) game plates, and six (6) dinner plates, decorated by Mrs. J. F. Bingham of Hartford, also a serving table now in my dining room, if she shall continue and be in my employment at the time of my decease, the same to be to her and her heirs forever.

5. In all other respects, save as above modified and changed, I hereby ratify and confirm my said last will and testament, dated August 11th, 1908, and the codicil thereto dated June 28th, 1913.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at said Waterbury, this eighth day of May, A. D. nineteen hundred and seventeen.

Nelson L. Wilton (Seal)

Signed, sealed, published and declared by the within named testator, Nelson J. Welton, as and for a codicil to his last will and testament, in our presence who have hereunto subscribed our names as witnesses in his presence, and in the presence of each other and at his request, this eighth day of May, nineteen hundred and seventeen.

Henry L. Rowland  
Otis S. Norwich  
Robert Walker ) Witnesses.

STATE OF CONNECTICUT )  
                                  ) SS. Waterbury.  
COUNTY OF NEW HAVEN )

Be it remembered that on this eighth day of May, nineteen hundred and seventeen, before me, Robert S. Walker, a Notary Public within and for said State, personally appeared the within named Henry L. Rowland and Otis S. Norwich of said Waterbury, who being duly sworn, severally make oath and say that they witnessed the within codicil of the within named testator, Nelson J. Welton, and subscribed the same in his presence and at his request, and in the presence of each other, and in the presence of Robert S. Walker; that the said Nelson J. Welton at the time of subscribing said codicil appeared to them to be of full age, and of sound mind and memory; and that he signed said codicil and declared the same to be a codicil to his last will and testament, in their presence; and that they make this affidavit at the request of said testator.

Henry L. Rowland  
Otis S. Norwich

Subscribed and sworn to, at the request of the within named testator, Nelson J. Welton, the day and year above written.

Robert Walker  
Notary Public.

# Last Will and Testament

I, **THOMAS P. CREAN**, of 80 Media Avenue, Waterbury, Connecticut, being of lawful age, of sound and disposing mind, memory and judgment, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all previous wills and codicils by me made.

## ARTICLE FIRST

I will, order and direct my Co-Executrix and Co-Executor hereinafter named, to pay all my legal debts, except such as may be secured by mortgage at the time of my death, funeral expenses, and the expenses of administering my Estate, as well as all taxes, including inheritance, succession and estate taxes levied against the Estate or any beneficiary of jointly owned property, trusts or insurance proceeds, and I direct that said taxes be charged as an administration expense.

## ARTICLE SECOND

I will, order and direct that my Co-Executrix and Co-Executor sell all the real assets I die owning.

## ARTICLE THIRD

I give and bequeath onto my beloved children the following sums:

1. To my beloved daughter, **PATRICIA DANIELS** of Waterbury, Connecticut, the sum of One Hundred Thousand (\$100,000.00) Dollars to be to her and her heirs absolutely and forever;
2. To my beloved daughter, **CAROLE STONE** of West Haven, Connecticut the sum of Ten Thousand (\$10,000.00) Dollars to be to her and her heirs absolutely and forever; and
3. To my beloved son, **THOMAS P. CREAN, JR.**, of Windsor, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars, to be to him and his heirs absolutely and forever.

07-17-14

J. L.

J. L.  
2305



**ARTICLE FOURTH**

I give and bequeath unto my beloved grandchildren, the following sums:

1. To my beloved granddaughter, **SUSAN STONE** of Cromwell, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars to be to her and her heirs absolutely and forever;
2. To my beloved grandson, **CHRISTIAN DANIELS** of Waterbury, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars to be to him and his heirs absolutely and forever;
3. To my beloved granddaughter, **ALLENE DANIELS** of Waterbury, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars to be to her and her heirs absolutely and forever; and
4. To my beloved grandson, **MICHAEL STONE** of West Haven, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars, to be to him and his heirs absolutely and forever.

**ARTICLE FIFTH**

I give and bequeath unto my beloved brother, **HUGH CREAN** of Watertown, Connecticut, the sum of Fifteen Thousand (\$15,000.00) Dollars to be to him and his heirs absolutely and forever.

**ARTICLE SIXTH**

I give and bequeath unto my beloved friend, **SUSAN SAGER** of Ansonia, Connecticut, the sum of Fifteen Thousand (\$15,000.00) Dollars, to be to her and her heirs absolutely and forever.

**ARTICLE SEVENTH**

I give and bequeath onto the following hospitals:

1. To the **WATERBURY HOSPITAL** of Waterbury, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars in fee;

2. To **ST. MARY'S HOSPITAL** of Waterbury, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars in fee;
3. To **ST. FRANCIS HOSPITAL** of Hartford, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars in fee; and
4. To **HARTFORD HOSPITAL** of Hartford, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars in fee.

#### ARTICLE EIGHTH

I give and bequeath onto the following organizations:

1. To the **CONNECTICUT LIONS EYE RESEARCH FOUNDATION**, the sum of Twenty-Five Thousand (\$25,000.00) Dollars in fee;
2. To the **WATERBURY YMCA**, the sum of Ten Thousand (\$10,000.00) Dollars in fee; and
3. To the **IMMACULATE CONCEPTION CHURCH** of Waterbury, Connecticut, the sum of Ten Thousand (\$10,000.00) Dollars in fee.

#### ARTICLE NINTH

I give and bequeath all personal effects I die owning, including but not limited to my clothing, jewelry and tools, but excluding there from, all bank accounts, brokerage account, certificates of deposits, stocks, bonds or other instruments that depict a sum certain of money, to my beloved son, **THOMAS P. CREAN, JR.**, to be to him and his heirs absolutely and forever.

#### ARTICLE TENTH

I give and bequeath all the rest, residue and remainder of my estate unto my beloved daughter, **PATRICIA DANIELS** to be to her and her heirs, absolutely and forever.

#### ARTICLE ELEVENTH

I hereby nominate and appoint my beloved daughter, **PATRICIA DANIELS**, of Waterbury, Connecticut, Co-Executrix and **ATTORNEY MATTHEW D. MCCORMACK**, of Waterbury, Connecticut, Co-Executor of this my Last Will and Testament and waive any requirement that they post a bond to serve in said capacity.

I hereby direct that my funeral arrangements be handled by **MURPHY FUNERAL HOME**, Willow Street, Waterbury, Connecticut and that my body be interred in **MOUNT OLIVET CEMETERY**, Watertown, Connecticut with a bereavement party thereafter and that a headstone be erected at my grave with the following engraving thereon:

*THOMAS P. CREAN  
1927 - (Date of Death)  
"He Never Aspired to be Ordinary"*

**ARTICLE TWELFTH**

I direct my fiduciaries and hereby set aside the sum of **FORTY THOUSAND (\$40,000.00) DOLLARS** to have my remains prepared and waked by the **MURPHY FUNERAL HOME** with a funeral Mass to be celebrated at the **IMMACULATE CONCEPTION CHURCH**. Further, my fiduciaries are to have a post funeral party of class and style, with **FIVE THOUSAND (\$5,000.00) DOLLARS** of the money set forth above in this article.

**ARTICLE THIRTEENTH**

The Fiduciaries of this my Last Will and Testament shall have all the powers and authority as set forth in the Fiduciary Powers Act, Connecticut General Statute section 45a-234, as may from time to time be amended, and all of the powers enumerated in this statute are hereby incorporated.

I have also set forth my thoughts in original notes depicting, inter alia, my budget for my funeral and a listing of my assets and they are hereby attached as Schedule A, pp. 1-4 and incorporated by reference in this my Last Will and Testament.

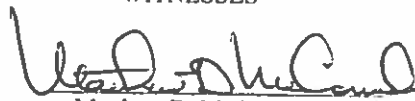
*IN WITNESS WHEREOF*, I have hereunto set my hand and seal at Waterbury, Connecticut this 13<sup>th</sup> day of October, 2011.

Initials: J.R. 07-17-14

  
THOMAS P. CREAN L.S.

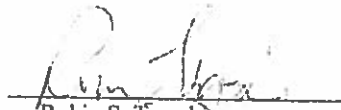
Signed, sealed, published and declared by the said THOMAS P. CREAN, as and for his Last Will and Testament, in the presence of us, who at his request, in his presence, and in the presence of each other have hereto subscribed our names as witnesses on the 13<sup>th</sup> day of October, 2011.

WITNESSES

  
Matthew D. McCormack

ADDRESSES

90 Pierpont Road  
Waterbury, Connecticut

  
Robin S. Trzaski

10 Roaring Brook Road  
Prospect, Connecticut

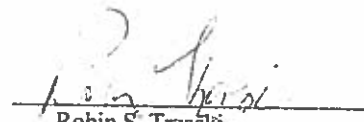
STATE OF CONNECTICUT

} ss. Waterbury

October 13, 2011

COUNTY OF NEW HAVEN

I, Robin S. Trzaski, who have subscribed my name as a witness to the foregoing will, make solemn oath Thomas P. Crean, the Testator, signed and sealed the foregoing instrument in my presence and in the presence of each of us, and in the presence of Matthew D. McCormack, and that at the time of executing this will the said Testator was, to the best of our knowledge and belief, of the age of eighteen years and upwards, of sound and disposing mind and memory, and free from all undue influence. This affidavit is made and signed at the request of the Testator.

  
Robin S. Trzaski

Subscribed and sworn to, before me, this 13<sup>th</sup> day of October, 2011.



Matthew D. McCormack  
Commissioner of the Superior Court

OBITUARY

**THOMAS P. CREAN**  
**Public Works Commissioner**

Thomas Crean died \_\_\_\_\_.

Mr. Crean was born in Waterbury, Connecticut on January 17, 1927, son of the late Patrick J. and Katherine (Moriarty) Crean.

He graduated from St. Margaret School, Leavenworth High School and the Illinois Institute of Technology. He worked for Northeast utilities for 41 years, retiring in 1989 as Director of Gas Operations.

Tom was a Navy Veteran of World War II and was a member of American Legion Post 195. He was a member of Waterbury Elks Lodge 265 and was a member and past director of the Waterbury Y.M.C.A. He was a Past President of the Meriden Lions Club and a past Chairman of the New England Gas Association.

He is survived by a brother, Hugh Crean of Watertown, two daughters, Carol Stone of West Haven and Patricia Daniels of Waterbury, a son, Thomas P. Crean, Jr. of Windsor and six grandchildren.

I, FRANK E. CASTLE, of Waterbury, New Haven County, Connecticut, make this my last will and testament, hereby revoking, annulling and declaring void all former wills and codicils by me at any time heretofore made.

#### FIRST

I direct that all my just debts, funeral expenses, and expenses of settling my estate be paid out of my estate by my executor hereinafter named.

#### SECOND

Of my personal effects, I give, devise and bequeath as follows; to wit—

To BURTON CASTLE, my watch and chain;

To WATERBURY MEDICAL ASSOCIATION, my office furniture and furnishings, my entire library and surgical instruments.

#### THIRD

I give and bequeath to THE WATERBURY MEDICAL ASSOCIATION of Waterbury, Connecticut, the sum of twenty-five thousand (\$25,000) dollars, the same to be used by said Association in accordance with the provisions of Article Eight of the Constitution and By-Laws of said THE WATERBURY MEDICAL ASSOCIATION, for Building Fund and for said purpose only.

#### FOURTH

I give and bequeath to THE WATERBURY HOSPITAL of said Waterbury, for its general purposes, the sum of thirty thousand (\$30,000) dollars, and to said WATERBURY HOSPITAL I give the further sum of ten thousand (\$10,000) dollars, the income, increment and profit arising therefrom to be used by said Hospital in providing and maintaining in said Hospital a free bed to be designated and known as the "Margaret F. Castle Memorial Bed."

## FIFTH

I give and bequeath to TRINITY EPISCOPAL CHURCH on Prospect Street, in said Waterbury, the sum of thirty thousand (\$30,000) dollars, the same to be used for the general purposes of said church organization.

## SIXTH

I give and bequeath to YALE UNIVERSITY the sum of fifteen thousand (\$15,000) dollars, the same to be used for the general purposes of the Medical School of said University and for no other purpose.

## SEVENTH

I give and bequeath to THE BOYS' CLUB, Inc., of said Waterbury, the sum of ten thousand (\$10,000) dollars, the same to be used for the general purposes of said organization.

## EIGHTH

I give and bequeath to THE MATTATUCK HISTORICAL SOCIETY of said Waterbury, the sum of ten thousand (\$10,000) dollars, the same to be used for the general purposes of said Society.

## NINTH

I give and bequeath to THE WATERBURY INSTITUTE OF CRAFT AND INDUSTRY of said Waterbury, the sum of five thousand (\$5,000) dollars, the same to be used for the general purposes of said Society.

## TENTH

I give and bequeath to THE DAY NURSERY, now located on Kingsbury Street, in said Waterbury, and to its successors in case it should lose its present identity, the sum of one thousand (\$1,000) dollars, the same to be used for the general purposes of said DAY NURSERY or its said successor as the case may be.



## ELEVENTH

I give and bequeath to THE EPISCOPAL CHURCH OF BETHANY, CONNECTICUT, the sum of three thousand (\$3,000) dollars, the same to be used for the general purposes of said Church Society, on condition that it provide for the perpetual care of the Castle burial plot located in the cemetery in the rear of the said Episcopal Church.

## TWELFTH

I give and bequeath out of my remaining estate as follows:

To WILLIAM B. MERRIMAN of said Waterbury, to be his absolutely, the sum of thirty thousand (\$30,000) dollars;

To my nephew DWIGHT SPERRY of Syracuse, New York, to be his absolutely, the sum of three thousand (\$3,000) dollars;

To MEDORA SPERRY, wife of said Dwight Sperry, to be hers, to her sole and separate use absolutely, the sum of three thousand (\$3,000) dollars;

To EARL SPERRY, son of said Dwight Sperry, to be his absolutely, the sum of three thousand (\$3,000) dollars;

To CELIA SPERRY, daughter of said Dwight Sperry, to be hers, to her sole and separate use absolutely, the sum of three thousand (\$3,000) dollars;

To ADELAIDE CASTLE of Morris Cove, Connecticut, widow of my brother, Frederick E. Castle, to be hers, to her sole and separate use absolutely, the sum of three thousand (\$3,000) dollars;

To my nephew BURTON CASTLE, son of said Adelaide Castle, to be his absolutely, the sum of three thousand (\$3,000) dollars;

To my niece IDA CASTLE BUTLER, daughter of said Adelaide Castle, to be hers, to her sole and separate use absolutely, the sum of three thousand (\$3,000) dollars;

To my niece JULIA CASTLE SPARKE, daughter of said Adelaide Castle, to be hers, to her sole and separate use absolutely, the sum of three thousand (\$3,000) dollars;

To my cousin SUSAN GILLILAND, wife of Rev. John Gilliland, to be hers, to her sole and separate use absolutely, the sum of three thousand (\$3,000) dollars:

To CAROLINE GILLILAND, daughter of said Susan Gilliland, to be hers, to her sole and separate use absolutely, the sum of three thousand (\$3,000) dollars:

To RACHEL GILLILAND FORREST, daughter of said Susan Gilliland, to be hers, to her sole and separate use absolutely, the sum of two thousand (\$2,000) dollars:

To my nieces CELIA WHEELER PERRY, ADELINE WHEELER TALMAGE, MARY WHEELER and CHRISTINA WHEELER, children of Orrin and Mary Wheeler, to each the sum of three thousand (\$3,000) dollars, to be to them and each of them, and to their and each of their sole and separate estate absolutely;

To FOSTER ROBINSON of Becket, Massachusetts, an old and faithful servant, to be his absolutely, the sum of five hundred (\$500) dollars.

#### THIRTEENTH

I give and bequeath to THE COLONIAL TRUST COMPANY of said Waterbury, the sum of eight thousand (\$8,000) dollars, IN TRUST. NEVERTHELESS, for the following uses and purposes; that is to say, said Trustee shall apply the earnings, increment and profits arising from said fund, and so much of the principal thereof as may in the exercise of a sound discretion to it seem proper, in providing for the comfortable support and maintenance of WILLARD WEED, ELMER WEED, NELSON WEED and ALABAMA WEED, children of John and Delia Castle Weed, and for the survivors of them, and upon the death of the last survivor, so much of said fund as may then remain, if any, shall be by my said Trustee paid over, and the same shall belong absolutely to ST. MARY'S HOSPITAL of said Waterbury, to be used by said Hospital for its general purposes. PROVIDED, that in expending from said fund, either income or principal, the same shall be divided equally among the said cestuis que trust: unless it should appear to said Trustee that necessity would call for a different division.

## FOURTEENTH

All the rest, residue and remainder of my estate, I direct shall be divided into six (6) parts or portions, and of said residue, I give, devise and bequeath as follows:

One (1) part or portion to said WATERBURY HOSPITAL for its general purposes;

One (1) part or portion to said TRINITY CHURCH for its general purposes;

One (1) part or portion to THE SOUTHWAYD HOME of said Waterbury, for its general purposes;

Three (3) parts or portions to said WATERBURY MEDICAL ASSOCIATION, to be added to the specific legacy provided in paragraph THIRD hereof, the same to be used for the purpose and in the manner directed in said paragraph THIRD.

In carrying out the terms of this will, my Executor is directed to sell or make such other disposition of my real estate as to my said Executor may seem wise, and my said Executor is further directed to pay all succession taxes legally chargeable to my estate out of the residue, so that the specific legacies, except as herein otherwise provided, may be paid in full.

Should it so happen that my estate prove insufficient for the payment in full of all the legacies herein specified and of said succession taxes, then and in such an event it is my will, and I direct, that to the extent of such deficiency the beneficiaries named in paragraphs FOURTH, FIFTH, SEVENTH and EIGHTH hereof contribute to make up the same, each of said beneficiaries contributing such amount of said deficiency as will equal the proportion thereof which the sum provided for such beneficiary bears to the sum of all the legacies set forth in said paragraphs FOURTH, FIFTH, SEVENTH and EIGHTH, PROVIDED, HOWEVER, that said sum of ten thousand (\$10,000) dollars given to THE WATERBURY HOSPITAL in paragraph FOURTH for a Memorial Bed shall in any event be paid in full.

Should any beneficiary named in this will contest in court and litigate any of the provisions of this my will, further than may be necessary for a proper proci and inter-

pretation thereof, then and in such event it is my will, and I direct that such beneficiary shall, ipso facto, forfeit and relinquish any and all claim under this will, and the share which would otherwise belong to such beneficiary shall go into, and be distributed as part of, my residuary estate.

I appoint THE COLONIAL TRUST COMPANY aforesaid Executor of this my will, and direct that no bond be required from said Executor for the proper performance of its duties as such, neither shall a bond be required from said COLONIAL TRUST COMPANY as Trustee under the THIRTEENTH Clause of this will.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Waterbury aforesaid, this 22nd day of April, 1911.

FRANK E. CASTLE, (Seal)

Signed, sealed, published and declared to be his last will and testament, by the above-named testator, FRANK E. CASTLE, in the presence of us, who in his presence, and at his request, and in the presence of each other, have hereunto subscribed our names as witnesses.

MARY C. O'NEILL, of Waterbury, Conn.  
FRANK PELKA, of Waterbury, Conn.  
PEARL J. SKILTON, of Watertown, Conn.

The within-named MARY C. O'NEILL, FRANK PELKA and PEARL J. SKILTON, being duly sworn, depose and say, that they witnessed the within will of the within-named testator, FRANK E. CASTLE, and subscribed the same in his presence, and at his request, and in the presence of each other; that the said FRANK E. CASTLE, at the time of the execution of said will, appeared to them to be of full age and of sound mind and memory; and that he signed said will, and declared the same to be his last will and testament, in their presence; and that they make this affidavit at the request of said testator.

MARY C. O'NEILL  
FRANK PELKA  
PEARL J. SKILTON

Subscribed and sworn to, at the request of the  
within-named testator, FRANK E. CASTLE,  
the day and year above written, Before me,

(Seal)           MICHAEL J. BYRNE, Notary Public.

Bertha Platt Hart

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 6th DAY OF OCTOBER A. D., 1930.

Present, DENNIS J. SLAVIN, Judge.

ESTATE OF BERTHA PLATT HART, late of Waterbury, in said District, deceased.

Upon application praying that an instrument purporting to be the last Will and Testament of said deceased be admitted to Probate, Robert S. Walker, made sworn return that the order of this Court directing public notice of the time and place assigned for a hearing upon said application has been complied with, which this Court finds to be true and said return is accepted, ordered recorded and lodged on file. Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament according to law, to pass real and personal estate, and that the testatrix at the time of executing the same was of sound and disposing mind and memory, having been fully proved by the affidavit of Emelie C. Teller and Lucian D. Warner, two of the subscribing witnesses this Court finds the same to be true. It is, therefore, considered by this Court that said Will is proved and the same is approved and ordered to be recorded and lodged on file. And on the 6th day of October, A. D. 1930, The Colonial Trust Company appointed by the said Will executor thereof appeared in Court by Robert S. Walker, Trust Officer, and accepted said trust.

Attest:

DENNIS J. SLAVIN,

Judge.

I, BERTHA PLATT HART, of Waterbury, County of New Haven, State of Connecticut, do make and constitute this my Last Will and Testament, hereby revoking any and all wills by me heretofore made.

1. I direct that all my just debts and funeral expenses be paid by my Executor hereinafter named.
2. I direct that all my furniture, furnishings, books, pictures, jewelry, and other household and personal effects be distributed by my Executor in accordance with any written directions I may leave, and in the absence of such directions, each one of my children is to receive such articles as in the opinion of my Executor shall make his or her share as nearly equal in value as possible to every other share.
3. I give, devise and bequeath to THE COLONIAL TRUST COMPANY, of Waterbury, Connecticut, in trust, however, my homestead situated on Buckingham Street in said Waterbury, for the use and benefit of my daughter, RUTH HART BUTLER, during her life, she to pay all taxes, insurance, water rent, and repair and maintenance charges, during said period. Upon her death said trust shall cease and determine and I give, devise and bequeath said homestead to my Grandson, LEWIS STEELE HART, if living, otherwise in equal shares to his children, said issue to take among them the share their parent would have taken if living.
4. To THE WATERBURY HOSPITAL, a corporation located in said Waterbury, I give and bequeath the sum of Five Thousand Dollars (\$5,000.00), in trust, however, for

the following uses and purposes: To hold, manage and control, invest and reinvest as in the discretion of the Directors of said Trustee shall be for the best interests of said trust estate, and the avails thereof and any property thereby acquired, to lease, mortgage, sell and convey, as shall be by said Directors deemed proper, the income thereof to be devoted to the establishment and maintenance of a free bed in said hospital for the use of such persons as the Directors of said hospital corporation may designate.

5. All the rest, residue and remainder of my estate, both real and personal, including all lapsed or void bequests and devises, I give, devise and bequeath to such of my children as survive me, and to the issue of such as may have previously died said issue taking per stirpes and not per capita, to be to them and their heirs forever.

6. I appoint THE COLONIAL TRUST COMPANY, of Waterbury, Connecticut, Executor of this Will, without bonds, and hereby give to the said THE COLONIAL TRUST COMPANY, power to sell and convey any and all of my real estate without an order of court, and to execute and deliver such deeds and instruments as may be necessary to pass title thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 24th day of May, 1930.

The word nephew in paragraph three changed to "grandson" before Execution.

BERTHA PLATT <sup>her</sup>X HART (SEAL)  
mark

Signed and sealed by the within named testatrix, BERTHA PLATT HART, and by her declared to be her last will and testament in our presence, who have hereunto subscribed our names as witnesses in her presence and in the presence of each other, and at her request, this 24th day of May, 1930.

EMILIE C. TELLER  
LUCIAN D. WARNER WITNESSES  
ROBERT S. WALKER

STATE OF CONNECTICUT :  
COUNTY OF NEW HAVEN : SS. Waterbury

Be it remembered that on this 24th day of May, 1930, before me, ROBERT S. WALKER, a Notary Public within and for the State of Connecticut, personally appeared the undersigned, who being duly sworn, severally make oath and say that they witnessed the within will of the within named testatrix, BERTHA PLATT HART, and subscribed the same in her presence, in the presence of each other and of Robert S. Walker, and at her request; that the said BERTHA PLATT HART, at the time of the execution of said will, appeared to them to be of full age, and of sound mind and memory; that she signed said will and declared the same to be her last will and testament in their presence, and that they make and sign this affidavit at the request of said testatrix.

EMILIE C. TELLER of Waterbury, Conn.  
LUCIAN D. WARNER of Naugatuck, "

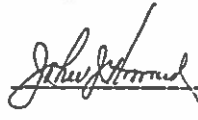
Subscribed and sworn to before me, this 24th day of May, 1930.

ROBERT S. WALKER,

Notary Public.

The foregoing is a true copy of the original Proof and Will on file.

Attest:



Clerk.

AT A COURT OF PROBATE HOLDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY,  
ON THE 7th DAY OF OCTOBER A. D., 1930.

Present, DENNIS J. SLAVIN, Judge.

ESTATE OF ABNER P. HAYES.

The following List of Claims is accepted, approved and ordered recorded, viz:

TO THE PROBATE COURT FOR THE DISTRICT OF WATERBURY:

RETURN OF NOTICE OF LIMITATION AND LIST OF CLAIMS.

ESTATE OF ABNER P. HAYES, late of Waterbury, in said district, deceased.

The Subscriber, Executor of the Will of said deceased, hereby makes return:

That pursuant to the order of said Court, made on the 10th day of March A. D. 1930, allowing six months for the creditors to exhibit their claims against the Estate, and directing notice thereof to be given, as by said order on record more fully appears, it gave public notice of said order, and time allowed by said Court, by posting a notice thereof on the signpost, nearest to where the deceased last dwelt, in said Town of Waterbury, and publishing the same three times in the Waterbury Democrat, a newspaper having a circulation in said Probate District.

And that within said time allowed, no claims for debts owed by the deceased at the time of his death were exhibited to it against his Estate, except those set forth on the following pages.

THE CITIZENS AND MANUFACTURERS NATIONAL BANK OF WATERBURY

Executor

By THOMAS F. MOORE, Trust Officer.

Subscribed and sworn to before me in open Court, this 7th day of October 1930.

DENNIS J. SLAVIN,

Judge.

ESTATE OF ABNER P. HAYES

CLAIMS FILED WITH EXECUTORLoans Secured by Collateral:

<u>Name of Lender</u>	<u>Amount of Claim</u>
Merchants Trust Co.	5,250.00
Waterbury National Bank	25,200.00
Colonial Trust Co.	6,000.00
Colonial Trust Co. (a)	60,000.00
Hartford-Connecticut Trust Co.	8,000.00



30 22878  
14

KNOW ALL MEN BY THESE PRESENTS:

THAT I, MARGERY K. HAYDEN, of the Town of Waterbury, County of New Haven, State of Connecticut, being of sound and disposing mind and memory, do hereby make, publish and declare the following as and for my last will and testament, hereby revoking and annulling any and all former wills and codicils by me heretofore made, in manner and form as follows:

ARTICLE FIRST

I hereby direct that all legacy, succession, inheritance, transfer and estate taxes, together with interest and penalties in respect thereof, levied or assessed upon or with respect to any property which is included as part of my gross estate for the purposes of any such tax, shall be paid by my Executors out of my residuary estate and shall not be prorated or apportioned among or charged against the respective devisees, legatees, beneficiaries, transferees or other recipients, nor charged against any property passing or which may have passed by this will or otherwise to any of them, and that my Executors shall not be entitled to reimbursement for any portion of any such tax from any such person. \* \* \* \* \*

ARTICLE SECOND

I give and bequeath all of my tangible personal property, including any and all furniture, furnishings, china, silverware, jewelry, ornaments, works of art, automobiles, books, pictures and other articles of similar nature, to WILLIAM ROGER PITKIN, JR., of Guilford, Connecticut, EDWARD HAYDEN PITKIN, of said Guilford, PAULINE PITKIN HARRINGTON, of Lakewood, Ohio, and ELIZABETH FULTON GUNTER HUSBAND, of Cochise, Arizona, and in the

event that any such beneficiary shall predecease me leaving issue me surviving, I give and bequeath the share of such deceased beneficiary to his or her issue per stirpes.

However, if I leave a memorandum addressed to said beneficiaries suggesting a disposition of any of said property, it is my hope and expectation that such suggestion will be accepted and followed by them. \* \* \* \* \*

ARTICLE THIRD

I give and bequeath the sum of Thirty Thousand Dollars (\$30,000.00) to each of the following beneficiaries: said ELIZABETH FULTON GUNTER HUSBAND, said WILLIAM ROGER PITKIN, JR., said EDWARD HAYDEN PITKIN, and said PAULINE PITKIN HARRINGTON

In the event that any such beneficiary shall predecease me leaving issue me surviving, I give and bequeath the share of such deceased beneficiary to his or her issue per stirpes.

ARTICLE FOURTH

I give and bequeath the sum of Twenty-five Thousand Dollars (\$25,000.00) to NANCY FULTON BRIGGS, of Tucson, Arizona, and the sum of Fifteen Thousand Dollars (\$15,000.00) to WILLIAM DUNCAN FULTON, of said Tucson. In the event that either of such beneficiaries shall predecease me leaving issue me surviving, I give and bequeath the share of such deceased beneficiary to his or her issue per stirpes. \* \* \* \* \*

ARTICLE FIFTH

I give and bequeath the sum of Five Thousand Dollars (\$5,000.00) to each of the following beneficiaries: ELIZABETH DUNCAN FULTON, of said Tucson, GERALDINE RUSSELL PITKIN, of said Guilford, PATRICIA GROVES PITKIN, of said Guilford, and THOMAS HUSBAND, of said Cochise. \* \* \* \* \*

ARTICLE SIXTH

I give and bequeath to said WILLIAM ROGER PITKIN, JR. the sum of Twenty-five Thousand Dollars (\$25,000.00). While this bequest is absolute, it is my wish that said WILLIAM ROGER PITKIN, JR. distribute said sum to the persons and in the amounts which shall be set forth by me in a memorandum which I shall leave with my will. \* \* \* \* \*

ARTICLE SEVENTH

In the event that RUTH E. EARLEY, of said Waterbury, shall survive me, I give and bequeath the sum of Thirty Thousand Dollars (\$30,000.00) to my Trustee hereinafter named, IN TRUST NEVERTHELESS, for the following uses and purposes, and with the powers and duties hereinafter set forth:

During the lifetime of said RUTH E. EARLEY, my Trustee shall pay over to or use for the benefit of said RUTH E. EARLEY from the net income derived from said trust the sum of Fifteen Hundred Dollars (\$1,500.00) per year, quarterly or more often as it, in its sole discretion, shall deem advisable, and in the event that the net income shall be insufficient in any twelve months period following the date of my death to provide payments to said RUTH E. EARLEY at the rate of Fifteen Hundred Dollars (\$1,500.00) per year, my Trustee shall pay over to her such amount or amounts from the principal of this trust as shall be necessary to provide payments to her at such annual rate. In the event that the net income in any twelve months period following the date of my death shall exceed the sum of Fifteen Hundred Dollars (\$1,500.00), such excess shall be accumulated by my Trustee and added to the principal of the trust.

On the death of said RUTH E. EARLEY, my Trustee shall divide the undistributed income and principal then remaining in said trust into as many equal shares as I shall have nephews and nieces then living and nephews and nieces then deceased leaving issue then living, and I direct that my Trustee shall pay one such share to each such nephew and niece then living and one such share to the issue of any deceased nephew or niece, the issue of any deceased nephew or niece to take per stirpes.

ARTICLE EIGHTH

If I am survived by CATHERINE KEIPER, of Prospect, Connecticut, I give and bequeath to her the sum of Two Thousand Five Hundred Dollars (\$2,500.00), the same to be to her absolutely. \* \* \* \* \*

ARTICLE NINTH

If I am survived by EMMA KIESSLING, of said Waterbury, I give and bequeath to her the sum of Two Thousand Five Hundred Dollars (\$2,500.00), the same to be to her absolutely. \* \* \* \*

ARTICLE TENTH

I give and bequeath to THE AMERIND FOUNDATION, INCORPORATED, located in Dragoon, Arizona, the sum of Twenty-five Thousand Dollars (\$25,000.00), to be used for its general purposes. \* \*

ARTICLE ELEVENTH

I give and bequeath to THE YOUNG WOMEN'S CHRISTIAN ASSOCIATION, located in said Waterbury, the sum of Thirty Thousand Dollars (\$30,000.00), to be used for its general purposes. \* \* \* \* \*

ARTICLE TWELFTH

I give and bequeath to THE MATTATUCK HISTORICAL SOCIETY, located in said Waterbury, the sum of Seventy Thousand Dollars (\$70,000.00), to be used for its general purposes. \* \* \* \* \*

ARTICLE THIRTEENTH

I give and bequeath to THE WATERBURY VISITING NURSES ASSOCIATION, INCORPORATED, located in said Waterbury, the sum of Fifteen Thousand Dollars (\$15,000.00), to be used for its general purposes. \* \* \* \* \*

ARTICLE FOURTEENTH

I give and bequeath to WATERBURY GIRL'S CLUB, INCORPORATED, located in said Waterbury, the sum of Fifteen Thousand Dollars (\$15,000.00), to be used for its general purposes. \* \* \* \* \*

ARTICLE FIFTEENTH

I give and bequeath to THE CONNECTICUT JUNIOR REPUBLIC located in Litchfield, Connecticut, the sum of Ten Thousand Dollars (\$10,000.00), to be used for its general purposes. \* \*

ARTICLE SIXTEENTH

I give and bequeath to THE WATERBURY HOSPITAL, located in said Waterbury, the sum of Twenty Thousand Dollars (\$20,000.00) to be known as "The Elizabeth K. Hayden Fund", to establish a bed fund, the income from which shall be used for the purpose of providing free bed and medical care to patients of Southmayd Home, Incorporated, of said Waterbury, who shall be designated by the Board of Directors of said Southmayd Home, Incorporated, as being eligible to receive said free bed and medical care. In the event that all or any portion of said income in any consecutive twelve months period (said period to be determined

by said Hospital, in its sole discretion) shall not be needed for the purpose of providing free bed and medical care, the same may be used by said Hospital for its general purposes. • •

#### ARTICLE SEVENTEENTH

I give and devise to CHILD GUIDANCE CLINIC OF WATERBURY, INC., a non-profit organization located in said Waterbury, all of my real estate located on Pine Street and Glenridge Street, in said Waterbury, for as long as said property shall be used by said corporation for the purposes for which said corporation was organized. In the event that said corporation shall take title to said property, it is my wish and desire that the buildings on said property as of the date of my death be retained by said corporation, to be used for the purposes for which said corporation was organized, and that no new buildings or structures be erected on said property. In the event that said corporation shall fail to accept this devise within a period of two (2) years from the date of my death, or in the event that at any time after acceptance, said corporation shall fail to use said real estate for such purposes, then the title and interest of said corporation in and to said real estate shall cease and terminate, and I give and devise said real estate to the CITY OF WATERBURY, to be added to and become a part of the property known as "Hayden Homestead Park", for as long as said property shall be used by said City for park purposes only. In the event that said City shall take title to the aforesaid property, it is my wish and desire that, with the exception of the three car garage in the rear of #52 Pine Street, in said Waterbury, all other houses or buildings located on such property shall be removed or razed by said City, and said

three car garage shall be used by the City for purposes directly connected with the maintenance, care, supervision and operation of said real estate as a public park. In the event that said City shall fail to accept this devise within a period of two (2) years from the date of the failure of the aforesaid corporation to accept said devise, or in the event that at any time after acceptance, said City shall fail to use said real estate for park purposes only, then the title and interest of said City in and to said real estate shall cease and terminate, and I give and devise said real estate, in equal shares, to said THE WATERBURY VISITING NURSES ASSOCIATION, INCORPORATED and said THE MATTATUCK HISTORICAL SOCIETY, to be used by each for its general purposes. \* \* \* \* \*

ARTICLE EIGHTEENTH

I give and bequeath the sum of Twenty-five Thousand Dollar (\$25,000.00) to my Trustee hereinafter named, IN TRUST NEVERTHELESS, with the powers and duties hereinafter set forth for the following uses and purposes:

1. For as long as said City of Waterbury shall maintain the property known as "Hayden Homestead Park" for park purposes only, my Trustee shall pay to said City of Waterbury the net income derived from said trust quarterly or more often as my Trustee, in its sole discretion, shall deem advisable, said net income to be used by said City for the maintenance of said park.

2. In the event that said City of Waterbury shall fail to maintain said real estate for park purposes only, then the title and interest of said City in and to the principal and undistributed income of this trust shall cease and terminate, and I give and bequeath said principal and any undistributed

income in equal shares to said THE WATERBURY VISITING NURSES ASSOCIATION, INCORPORATED, said THE MATTATUCK HISTORICAL SOCIETY, and said THE YOUNG WOMEN'S CHRISTIAN ASSOCIATION, to be used by each for its general purposes. \* \* \* \* \*

ARTICLE NINETEENTH

I give and bequeath the sum of Twenty Thousand Dollars (\$20,000.00) to said SOUTHMAYD HOME, INCORPORATED, to be used for its general purposes. \* \* \* \* \*

ARTICLE TWENTIETH

I give and bequeath the sum of Ten Thousand Dollars (\$10,000.00), to PEARL STREET NEIGHBORHOOD HOUSE, located in said Waterbury, to be used for its general purposes. \* \* \* \* \*

ARTICLE TWENTY-FIRST

I give and bequeath the sum of Fifteen Thousand Dollars (\$15,000.00) to WATERBURY DAY NURSERY, located in said Waterbury, to be used for its general purposes. \* \* \* \* \*

ARTICLE TWENTY-SECOND

I give and bequeath the sum of Ten Thousand Dollars (\$10,000.00) to BOYS CLUB, INC. OF WATERBURY, located in said Waterbury, to be used for its general purposes. \* \* \* \* \*

ARTICLE TWENTY-THIRD

I give and bequeath the sum of Ten Thousand Dollars (\$10,000.00) to THE YOUNG MEN'S CHRISTIAN ASSOCIATION, located in said Waterbury, to be used for its general purposes. \* \* \* \* \*

ARTICLE TWENTY-FOURTH

I direct that my Executors shall divide all the rest, residue and remainder of my property, both real and personal,



and wheresoever situate, into as many equal shares as I shall have nephews and nieces living on the date of my death and nephews and nieces then deceased leaving issue then living, and I direct that my Executors shall pay one such share to each such nephew and niece then living and one such share to the issue of any deceased nephew and niece, the issue of any deceased nephew or niece to take per stirpes. \* \* \* \* \*

ARTICLE TWENTY-FIFTH

In addition to the powers by law conferred upon Executors, I hereby authorize and empower my Executors hereinafter named, and any successors to said Executors, in their absolute and uncontrolled discretion, to retain any and all property, real or personal, of which my estate may be composed at the time of my death; to sell and convey any or all of the property, real or personal, of which my estate may at any time be comprised; to invest and reinvest any money in my estate at any time in any property, real or personal, including common stocks, common trust funds and mutual funds, at their discretion, without being limited by any statute or rule of law; to join in any reorganization, merger, consolidation or exchange of any securities held by them, and to exercise rights to subscribe to or receive any new securities; to borrow money from themselves or any one of them, and encumber any or all of the property of my estate for such purposes to control, operate and manage any or all property now or hereafter constituting a part of my estate, and to carry on any business enterprise as a partner or otherwise in which I may be interested in my lifetime; to compromise and settle any claim belonging to or against my estate or the property in my estate; except as otherwise provided, to make division and distribution of my estate in securities, property or cash, as my Executors

may deem proper, and in making distribution of my residuary estate in kind, my Executors, in their sole discretion, need not make a pro rata allocation of each asset so distributed; to determine whether to claim deductions available to me or my estate on estate tax or income tax returns, and to determine the date upon which to value my estate for estate tax purposes, all in such manner as they may deem advisable and without there- after making any adjustment between income and principal or making any adjustment between beneficiaries on account of any such determination; to execute and deliver good and sufficient assignments, contracts, agreements, deeds, mortgages, leases, receipts, releases and such other instruments as may be required to effectuate any of the powers set forth herein. All powers herein granted my Executors may be exercised without obtaining probate order or approval. \* \* \* \* \*

ARTICLE TWENTY-SIXTH

I give to my Trustee hereinafter named, and any successor to said Trustee, the same authority, power and discretion as set forth in Article Twenty-fifth hereof for my Executors with reference to any property, real or personal, which shall at any time constitute a part of the trusts hereinbefore created, and I further authorize and empower my Trustee to make such expenditures as may be necessary and proper in administering such trusts, including the hiring of agents and attorneys; to hold any part of the trusts in cash or uninvested for any period deemed advisable.

LAST ARTICLE

I name, nominate and appoint WILLIAM J. SECOR, JR. of Middlebury, Connecticut, and THE COLONIAL BANK AND TRUST COMPANY a duly organized banking corporation located in said Waterbury, or any successor thereto, Executors of this my last will and testament, to serve without bond. In the event that said WILLIAM J. SECOR, JR. shall fail to qualify or to complete his duties as such Executor, I direct that said THE COLONIAL BANK AND TRUST COMPANY, or its successor, shall act as sole Executor.

I name, nominate and appoint said THE COLONIAL BANK AND TRUST COMPANY, or its successor, Trustee of the trusts herein created, to serve without bond. \* \* \* \* \*

IN WITNESS WHEREOF, I have hereunto set my hand and seal, at said Waterbury, this 7<sup>th</sup> day of FEB. A.D. one thousand nine hundred seventy-five.

Margery K. Hayden (L.S.)

Signed, sealed, published and declared by the said testatrix, MARGERY K. HAYDEN, as her last will and testament in the presence of us, the subscribing witnesses, who, in her presence and in the presence of each other, have hereunto at her request subscribed our names as such witnesses, at said Waterbury, on the 7<sup>th</sup> day of FEB, A.D. one thousand nine hundred seventy-five.

[Signature]  
[Signature]

WITNESSES

STATE OF CONNECTICUT  
COUNTY OF NEW HAVEN

ss. Waterbury, 2/3/75

The within named James J. [unclear] and  
[unclear], being each duly and separately  
sworn, depose and say: that deponent witnessed the instrument  
purporting to be the last will and testament of MARGERY K.  
HAYDEN, and bearing date of 2/3/75, 1975, subscribed  
the same in the presence of the other person whose name appears  
as witness thereto; that the within named testatrix at the time  
of the execution of said instrument, was more than eighteen  
years of age and appeared to such deponent to be of sound mind  
and memory; that the within named testatrix signed said will  
and declared the same to be her last will and testament in the  
presence of both of said witnesses; and that each deponent  
respectively makes this affidavit at the request of said  
testatrix.

James J. [unclear]  
[unclear]

Subscribed and sworn to, at the request of the within  
named testatrix, MARGERY K. HAYDEN, the day and year above  
written, before me.

[Signature]  
Commissioner of Superior Court

TO THE PROBATE COURT FOR THE DISTRICT OF WATERTOWN:

STATE OF RAIMOND E. PARKER, late of Watertown, in said District deceased.

The Subscriber hereby makes return:

That pursuant to the order of said Court, made on the 7th day of June, 1956, it gave notice that there would be a hearing on the allowance of said application and of the account with said Estate at the Probate Office in Watertown, on the 25th day of June, 1956 at 9:30 O'clock in the forenoon, by publishing in the Waterbury Republican a newspaper having a circulation in said District, and by leaving with or mailing in registered letters addressed to each of the persons interested, and residing without the Probate District of Watertown, a copy of said order all on or before the 18th day of June, A.D. 1956, as directed by said Court.

The Waterbury National Bank, Executor  
By Earl Avery, Trust Officer

Subscribed and sworn to in open Court, this 25th day of June, 1956, before me.

Kathleen B. Mavin, Clerk

STATE OF CONNECTICUT  
DISTRICT OF WATERTOWN

SS. PROBATE COURT

June 25, 1956.

ESTATE OF RAIMOND E. PARKER, late of Watertown in said District deceased.

The Executor made sworn return, through its Trust Officer, Earl Avery, that, pursuant to the order of this Court, made on the 7th day of June, 1956, it gave notice of the time and place assigned for a hearing on the allowance of the foregoing application and of its account, as directed in said order, which this Court finds true. After a full hearing of all persons interested in said Estate, and the Executor having exhibited the receipt of the Treasurer of the State of Connecticut for the succession due said State, this Court accepts said return of notice and allows said account and the same is ordered to be recorded and lodged on file.

Attest: Joseph H. Mavin, Judge

Recorded by Kathleen B. Mavin, Clerk  
Kathleen B. Mavin

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ESSAYE OF FLETCHER W. JUDSON  
Application for Probate of Will

TO THE PROBATE COURT FOR THE DISTRICT OF WATERTOWN:

ESTATE OF FLETCHER W. JUDSON, late of Watertown in said district, deceased.

The subscriber represents that Fletcher W. Judson last dwelt in the Town of Watertown, in said district and died on the 9th day of November, A. D. 1955, possessed of goods and estate remaining to be administered, leaving a widow whose marriage took place, after April 20, 1927, whose name is Winnifred F. Judson of 271 Woodbury Rd., Watertown and his only heirs at law and next of kin the persons whose names, residences and relationship to the deceased are as follows, viz: There being no children nor children of deceased children, and no parents of deceased; and that deceased left a will and codicil herewith presented for Probate, wherein The Waterbury National Bank is named as Executor.

Therefore, your petitioner prays that said will and codicil may be proved, approved allowed and admitted to Probate and letters testamentary on said Estate, may be granted to The Waterbury National Bank the executor therein named.

And being the sole persons interested in said estate, hereby accept service and waive notice of the pendency of the foregoing petition.

Subscribed and sworn to by Winnifred H. Judson before me this 17th day of November 1955

Earl Avery  
Notary Public

Winnifred H. Judson

District of Watertown ss. Probate Court  
Last Will and Codicil

I, Fletcher W. Judson, of the Town of Watertown, in the County of Litchfield and State of Connecticut, make this my last Will, hereby revoking all Wills and Codicils heretofore by me made.

I. I direct that my funeral expenses and all my debts, except such as shall at the time of my death be secured by mortgage, be paid by my executor out of my personal estate,

II. I direct that a headstone be provided at a reasonable expense, to be paid by my executor out of my personal estate.

III. I give to my wife, Winnifred H. Judson, all of my household furniture, books, pictures, wearing apparel, ornaments, jewelry and all other articles of a similar nature, together with all my horses, carriages and vehicles and the appurtenances thereof of every kind and description which may be mine at the time of my death, the same to be her's absolutely.

IV. All the rest, remainder and residue of my property of every description, both real and personal, of whatsoever the same may consist or wheresoever it may be situated, whether I now own the same or whether it be hereafter acquired, I give devise and bequeath to the Waterbury National Bank of Waterbury, Connecticut, and its successors, to have and to hold the same during the life time of my said wife, Winnifred H. Judson, in trust nevertheless, for the following purposes:

(a) To hold, manage, encumber, sell exchange, invest and reinvest in proper securities, as authorized by law, to collect the income thereof, deduct the lawful and reasonable charges against the same, and to pay over the net income

thereof to my wife, Winnifred H. Judson, during her life.

(b) To liquidate such securities, as may be reasonably desirable, if the aforesaid income may become insufficient to afford my wife an amount of money, to be paid to her at regular intervals, sufficient to maintain her, in sickness and in health, in the manner in which we have lived, and in case of unusual expense, or in case of doubt as to the amount of payments therefore, the Bank shall be guided by her reasonable judgment therein.

V.

On the death of my wife, said Winnifred H. Judson, I give and bequeath the sum of Twenty Thousand (\$20,000.00) Dollars to each of the following organizations:

- (a) To the Young Men's Christian Association of Waterbury, Conn.
- (b) To the Board of the Home Missions of the Congregational and Christian Churches, the main office being at present located at 287 Fourth Avenue, New York City.
- (c) To the American Board of Commissioners for Foreign Missions of Boston, Mass.
- (d) To the First Congregational Church of Watertown, Conn.
- (e) To the Connecticut Junior Republic, located in Litchfield, Conn.
- (f) To the Boys Club, Inc., of Waterbury, Conn.
- (g) To the Gaylord Farm Sanatorium located at Wallingford, Conn.
- (h) To the Hampton Institute of Hampton, Va.
- (i) To the Tougaloo College of Tougaloo, Miss.
- (j) To the Tuskegee Institute of Tuskegee, Alabama.
- (k) To the Hungerford School of Winter Park, Florida.

VI.

On the death of my wife, said Winnifred H. Judson, I give and bequeath to the Waterbury Hospital, a corporation of Waterbury, Connecticut, the sum of Fifty Thousand (\$50,000.00) Dollars in trust and upon the following uses and trusts: to use the income from said trust fund for the establishment and maintenance of a free room in said Waterbury Hospital, said free room to be known as "The Winnifred H. Judson Room".

VII.

The cemetery lot which I own in Riverside Cemetery in Waterbury, Conn., I give and devise to the Riverside Cemetery Association, to be resold by them, when deemed desirable, the proceeds thereof to be added to the General Endowment Fund of the Association, and the same to be used in accordance with the Rules Thereof.

VIII.

I give to the Woodbury Cemetery Association of Woodbury, Conn., One Thousand (1,000) Dollars, as an Endowment Fund, to be used to keep in first class condition the lot known as the Judson lot, purchased by my father, John Wesley Judson, and the unused balance of the income to be used for the benefit of the General Fund and the cemetery grounds.

IX.

I direct that each and everyone of the above mentioned legacies given in paragraphs 5 and 6 of this my Will shall be paid to each legatee therein mentioned, free and clear of all Federal or state succession or inheritance taxes, and free and clear of from all taxes of any kind whatsoever.

X.

If for any reason whatsoever any or all of the legacies above given in paragraphs 5 and 6 of this my Will should lapse, I direct that such legacy shall form part of my residuary estate.

XI.

On the death of my said wife, Winnifred H. Judson, and after payment of the legacies aforesaid in paragraphs 5 and 6 of this my Will, I give, devise and bequeath all the rest, remainder and residue of my property, both real and personal, of whatsoever the same may consist or wheresoever it may be situated, or whether I now own the same or hereafter acquire it, as follows, viz: to The Waterbury National Bank in trust to pay,

- (a) One-half of the income thereof to the Waterdown Foundation, Inc., of Watertown, Conn.
- (b) One-half of the income thereof to the Waterbury Foundation, Inc. of Waterbury, Conn.

XII.

I appoint the Waterbury National Bank of Waterbury, Connecticut, Executor of this my last Will and Testament and Trustee of the Funds hereinafore specifically designated.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my seal at Waterbury, this 17th day of JUNE, 1946.

Fletcher W. Judson (L.S.)

Subscribed, sealed and declared to be his last Will and Testament by the said Fletcher W. Judson, in the presence of us, who in his presence and at his request, and in the presence of each other have hereunto subscribed our names as witnesses, at Waterbury, this 17th day of JUNE, 1946.

A. J. Thomson  
Earl R. Hotchkiss  
William F. Butler

STATE OF CONNECTICUT : ss. Waterbury June 17th, 1946  
COUNTY OF NEW HAVEN :

Then and there personally appeared the within named A. J. Thomson, Earl R. Hotchkiss, William F. Butler who being duly sworn, depose and say that they witnessed the execution of the within will of the within named Testator, Fletcher W. Judson, that said Fletcher W. Judson subscribed said Will and declared the same to be his last Will and Testament in their presence; that they thereafter subscribed the same as witnesses in the presence of said Testator and in the presence of each other and at the request of said Testator; that the said Testator appeared to them to be of full age and of sound mind and memory and that they make this affidavit at the re-

quest of said Testator.

A. J. Thomson  
Earl P. Hetchkiss  
William F. Butler

Subscribed and sworn to at the request of the within named Testator, Fletcher W. Judson, on the 17th day of June, 1946, before me,

Earl Avery  
Notary Public

CODICIL

I, FLETCHER W. JUDSON of the Town of Watertown, in the County of Litchfield, and State of Connecticut, make this Codicil to my Will dated June 17th, 1946.

I hereby revoke the gift made by Paragraph V (five), subdivision (k) to the Hungerford School of Winter Park, Florida.

I hereby republish and confirm my said Will in all respects, except as altered by this Codicil.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal at Waterbury, Connecticut, this 22nd day of June, 1951.

Fletcher W. Judson (D.S.)

Subscribed, sealed and declared to be his last Will and Testament by the said Fletcher W. Judson, in the presence of us, who in his presence and at his request, and in the presence of each other have hereunto subscribed our names as witnesses at Waterbury, this 22 day of June, 1951.

Earl Avery  
A. L. Edmond  
Charles F. Lewis

STATE OF CONNECTICUT )  
                                  ) ss. Waterbury            June 22, 1951  
COUNTY OF NEW HAVEN )

Then and there personally appeared the within named Earl Avery, A. L. Edmond, Charles F. Lewis who being duly sworn, depose and say that they witnessed the execution of the within Will of the within named Testator, Fletcher W. Judson, that said Fletcher W. Judson subscribed said Will and declared the same to be his last Will and Testament in their presence; that they thereafter subscribed the same as witnesses in the presence of said Testator and in the presence of each other and at the request of said Testator; that the said Testator appeared to them to be of full age and of sound mind and memory and that they make this affidavit at the request of said Testator.

Earl Avery  
A. L. Edmond  
Charles F. Lewis

Subscribed and sworn to at the request of the within named Testator, Fletcher W. Judson, on the 22 day of June, 1951, before me,

Harry J. Beardsley  
Notary Public

Inventory

DISTRICT OF W.L. BEGGS; )  
                                  ) ss. PROBATE COURT        November 18 1955  
ESTATE OF Fletcher W. Judson, late of the Town of Watertown, in said District, deceased.

ORDERED, That two months from the 18th day of November, 1955, be and the same are allowed the Executor within which to make, or cause to be made, and return a true and perfect inventory of all the estate of said deceased, both real and personal, including choses in action.

And this Court appoints Andrew E. McIntosh, John T. Beardon and Earle H. Segur judicious and disinterested persons, appraisers, to appraise said property they being duly sworn according to law.

By order of the Court,  
Joseph M. Havin, Judge

Personally appeared before me this 9th day of February 1956 Andrew E. McIntosh, John T. Beardon and Earle H. Segur who made solemn oath to faithfully discharge, according to law, their duties as appraisers to the best of their ability.

Earl Avery  
Notary Public

TO THE PROBATE COURT FOR THE DISTRICT OF W.L. BEGGS:  
ESTATE OF Fletcher W. Judson, late of the Town of Watertown, in said district, deceased.

The undersigned, appointed appraisers on said Estate, have appraised all the estate embraced in the annexed inventory according to its value, having been first duly sworn according to law.

John T. Pearson )  
Andrew E. McIntosh ) Appraisers  
Earle H. Segur )

Certified to be true and complete inventory of all the property, both real and personal, of which I have any knowledge, belonging to the Estate of Fletcher W. Judson, deceased.

The Waterbury National Bank,  
Executor

By Earl Avery  
Trust Officer

Subscribed and sworn to in open Court this 9th day of February A. D. 1956  
Harriet E. Anderson  
Notary Public

LAST WILL AND TESTAMENT

I, BUCKINGHAM F. MERRIMAN, of the City of Waterbury, County of New Haven, State of Connecticut, hereby make, publish and declare this as and for my LAST WILL AND TESTAMENT, hereby revoking, annulling and declaring void, any and all testamentary dispositions by me at any time heretofore made.

ARTICLE FIRST

I direct that my funeral expenses, and all my debts, except such as shall, at the time of my death, be secured by mortgage, be paid out of my personal estate.

ARTICLE SECOND

I direct that a headstone for my grave be provided at a reasonable expense out of my personal estate.

ARTICLE THIRD

I direct that any and all State and Federal succession, collateral, inheritance and transfer taxes on any legacies or devises, hereinafter given, shall be paid out of the residue of my estate.

ARTICLE FOURTH

I give to my friend, MARTHA CLARA MARIE BORK, otherwise known as Marion Bork Thompson, who resides at present at #201 West 77th Street, in the City, County and State of New York, and who is a sister of Mrs. George Bork Hocker of Elmhurst, Illinois, a certain gold medal with my name and year 1909 inscribed on the reverse thereof, which medal was awarded me by the League of Connecticut Golf Clubs, for the best qualifying score in the Connecticut State Amateur Championship Golf Tournament of 1909.

ARTICLE FIFTH

I give to my said friend, MARTHA CLARA MARIE BORK, of New York City, a certain brooch, set with mine diamonds and pearls, in an old-fashioned setting, which was formerly the property of my mother, and which will be found in my jewel box at my home at #102 Prospect Street, in said Waterbury.

ARTICLE SIXTH

I give and bequeath to the COUNTRY CLUB OF WATERBURY, a corporation of said Waterbury, all of my golf trophies, of every kind and description, except a certain gold medal, hereinbefore bequeathed in Article Fourth of this, my Will, to Martha Clara Marie Bork.

ARTICLE SEVENTH

I give to my cousin, H. MORTON MERRIMAN, of the Town of St. Michaels, Talbot County, and State of Maryland, and of the City, County and State of New York, a certain gold watch, formerly the property of my father, William B. Merriman, upon which is inscribed the names "G. P. Merriman", "Wm. H. Merriman", "Wm. B. Merriman", and "B. F. Merriman". This watch always descends to the eldest son of the Merriman Family, and it is my desire, as it was that of my father, that said watch be always kept in the family in the future as an heirloom, as it has been for the past one hundred and twenty-four years.

ARTICLE EIGHTH

I give and bequeath to my friend, BENNET BRONSON, of said Waterbury, my gold watch, which bears my family crest, and my initials, together with the names of the makers, "Patek, Philippe & Cie, Geneva."

ARTICLE NINTH

I give to my friend, FRANCIS T. PHILLIPS, of said Waterbury, and should he predecease me, to his heirs, all of my common and preferred stock in the Francis T. Phillips Co., a corporation organized and existing under the laws of the State of Connecticut, and having an office and principal place of business in said Waterbury.



ARTICLE TENTH

I give to my friend, FRANCIS T. PHILLIPS, of said Waterbury, my set of crystal and diamond evening dress studs and cuff links.

ARTICLE ELEVENTH

I give to the Mattatuck Historical Society, of said Waterbury, my oil painting of the Waterbury Green, painted in or about the year 1842, which hangs in the southeast corner of the parlor of my home at #102 Prospect Street, in said Waterbury.

ARTICLE TWELFTH

I give to my Executors, hereinafter named, absolutely, all of my household furniture, furnishings, books, pictures, jewelry, and personal effects, not herein specifically bequeathed, and I direct and request my said Executors to dispose of and distribute the same in accordance with my wish and direction otherwise than herein expressed, but my said Executors shall not be held to account to any person for the disposition which they shall make of all or any of said articles.

ARTICLE THIRTEENTH

I give to LEONIE M. BROWN WILLIAMS, of said Waterbury, who is my first cousin of the half-blood, once removed, and should she predecease me, I give to her heirs the two shares of capital stock of the R. K. Brown Company, a corporation organized and existing under the laws of the State of Connecticut, and having its principal place of business in said Waterbury, of which shares I am the legal and beneficial owner, free from trust.

ARTICLE FOURTEENTH

I give to my said cousin, LEONIE M. BROWN WILLIAMS, of said Waterbury, and should she predecease me, I give to her heirs, my French glass clock, which bears the name of "Tiffany & Co., New York", and which was given as a wedding present to my mother and father in 1886.

ARTICLE FIFTEENTH

I give to my said cousin, LEONIE M. BROWN WILLIAMS, of said Waterbury, and should she predecease me, I give to her heirs, my chest of table silver, which was given by the late Robert K. Brown, to my mother, as a wedding present. Each piece of said silver bears the inscription "S.K.P.M. from R.K.B."

ARTICLE SIXTEENTH

I give and bequeath to the Riverside Cemetery Association, of said Waterbury, One Thousand Dollars, in trust, nevertheless, to expend the income from said sum for the perpetual upkeep and maintenance of my family burial plot in Riverside Cemetery, in said Waterbury.

ARTICLE SEVENTEENTH

I give to my said friend, MARTHA CLARA MARIE BORK, otherwise known as Marion Berk Thompson, who resides at present at #201 West 77th Street, in the City, County and State of New York, and who is a sister of Mrs. George Bork Hooker, of Elmhurst, Illinois, One Hundred Thousand Dollars.

ARTICLE EIGHTEENTH

I give to my nurse, BERTHA ADELAIDE FLYNNE, of said Waterbury, whether or not she may be in my employ at the time of my death, Five Thousand Dollars.

ARTICLE NINETEENTH

I give to my Executors, hereinafter named, Five Thousand Dollars, absolutely, trusting and believing that my said Executors will use and apply said sum in accordance with my wish and direction otherwise than herein expressed, but my said Executors shall not be held to account to any person for the disposition which they, or either of them, shall make, of the whole or any part of said sum.

ARTICLE TWENTIETH

I give to the WATERBURY HOSPITAL, a corporation of said Waterbury, Five Thousand Dollars, to be known as the William Buckingham Merriman, Jr. Fund, to endow a bed in the Waterbury Hospital, of said Waterbury, to be called and known as the William Buckingham Merriman, Jr. bed.

ARTICLE TWENTY-FIRST

I give to the WATERBURY HOSPITAL, a corporation of said Waterbury, Five Thousand Dollars, to be known as the William Buckingham Merriman and Sarah Kingsbury Parsons Merriman Fund to endow a bed in the Waterbury Hospital of said Waterbury, to be called and known as the William Buckingham Merriman and Sarah Kingsbury Parsons Merriman bed.

ARTICLE TWENTY-SECOND

I give to ST. JOHN'S PROTESTANT EPISCOPAL CHURCH of said Waterbury, Ten Thousand Dollars, absolutely.

ARTICLE TWENTY-THIRD

I give to THE WATERBURY VISITING NURSES ASSOCIATION, Inc., a corporation of said Waterbury, and to its successors, Five Thousand Dollars, absolutely.

ARTICLE TWENTY-FOURTH

I give to The Mattatuck Council of Boy Scouts of America, Inc., a corporation of said Waterbury, and to its successors, Five Thousand Dollars, absolutely.

ARTICLE TWENTY-FIFTH

I give to The Waterbury Council of Girl Scouts, Inc., a corporation of said Waterbury, and to its successors, Five Thousand Dollars, absolutely.

ARTICLE TWENTY-SIXTH

I give to the Yale School of Law, of New Haven, Conn., Ten Thousand Dollars, absolutely, to be used by it for its general purposes.

ARTICLE TWENTY-SEVENTH

I give to my chauffeur, EDWARD DEMPSY, of said Waterbury, whether or not he shall be in my employ at the time of my death, Five Thousand Dollars.

ARTICLE TWENTY-EIGHTH

I give to my cook, CATHERINE FLYNN, of said Waterbury, whether or not she may be in my service at the time of my death, Three Thousand Dollars.

ARTICLE TWENTY-NINTH

I give to my waitress, NCRA FLYNN, of said Waterbury, whether or not she may be in my service at the time of my death, Three Thousand Dollars.

ARTICLE THIRTIETH

I give to my janitor, WILLIAM FINCKLEY, of said Waterbury, whether or not he may be in my service at the time of my death, Three Thousand Dollars.

ARTICLE THIRTY-FIRST

I give to my friends, IRVING MARTIN MALSCH and his wife, MARGARET MINNAMAN MALSCH, both of the town of Milford, County of New Haven, State of Connecticut, and to the survivor of them Six Thousand Dollars, and I request that they use said sum for the purpose of providing for the education of their son, Craig Buckingham Malsch; said Irving Malsch and Margaret Minnaman Malsch, or the survivor, shall not be held to account for the disposition which they, or either of them, may make of the whole or any part of said sum.

ARTICLE THIRTY-SECOND

My reason for making no bequests or devises in this, my will, in favor of the children and grandchildren of Lena M. Brown, late of said Waterbury, deceased, other than such as are contained herein, is my conviction that; since I am unmarried, and leave no lawful issue, the terms of a certain Mutual Trust Agreement executed by said Lena M. Brown, and by me, at said Waterbury, on the 5th day of September, 1928, relating to 1256 shares of the capital stock of the R. E. Brown Co., a Connecticut corporation, make adequate provision for the said children and grandchildren of said Lena M. Brown.

ARTICLE THIRTY-THIRD

In the event that my estate should be insufficient to provide in full for all of the pecuniary bequests hereinbefore made, I direct, and it is my will, that the same shall have priority in the order in which the successive Articles of my Will are hereinbefore set forth.

ARTICLE THIRTY-FOURTH

All of the rest, residue and remainder of my property, and estate, of whatsoever the same may consist, and wherever the same may be located, and whether acquired before or after the execution of this will, and including all property not hereinbefore effectually disposed of, or the disposition whereof hereinbefore attempted to be made, shall, be reason of lapse or other cause, fail to take effect, and all property over which at the time of my death I shall have power of testamentary disposition, I now dispose of, as follows, that is to say: I direct my Executors to divide the same into seven equal parts, hereinafter called shares, and I do hereby give, devise and bequeath said shares as follows:

- To LECNIE M. BROWN WILLIAMS, of said Waterbury, who is my first cousin of the half blood, once removed, and to her heirs forever, one (1) share. *Deceased Sept 28, 1975, T. Williams, 1256 R. E. Brown Co. Shares*
- To H. MORTON MERRIMAN, of the Town of St. Michaels, Talbot County, and State of Maryland, and of the City, County and State of New York, who is my first cousin, once removed, and to his heirs forever, one (1) share. *Deceased Dec 30, 1964, Mercantile Safe Deposit & Tr Co. Executor*
- To M. HEMINWAY MERRIMAN, M.D., of the Town of Watertown, County of Litchfield, State of Connecticut, who is my first cousin, once removed, and to his heirs forever, one (1) share. *Deceased May 29, 1964, The Colonial Bk & Tr Co. Executor*

- To the WATERBURY HOSPITAL, a corporation of said Waterbury, and to its successors forever, two (2) shares, to be used by it for its general purposes.
- To the Pomfret School, a corporation of Pomfret, Connecticut, and to its successors forever, one (1) share.
- To the COUNTRY CLUB OF WATERBURY, a corporation of said Waterbury, and to its successors forever, one (1) share.

ARTICLE THIRTY-FIFTH

1) To the end that there may be no wasting of my estate by litigation pertaining thereto, I hereby declare and it is my will that any provision made herein, in favor of any beneficiary, shall, as to such beneficiary, be null and void if such beneficiary shall present any claim against my estate, or shall in any way, directly or indirectly, contest the probate or operation of this, my will, or shall in any way seek to set aside or annul this, my will, or any provision thereof.

2) In the event that one or more of the residuary beneficiaries named in Article Thirty-Fourth hereof, shall violate the provision expressed in the foregoing paragraph of this Article, I direct, and it is my will, that the share or shares of the beneficiary or beneficiaries so violating such provision, as aforesaid, shall be given to and distributed equally among the other residuary beneficiaries who do not violate said provision.

ARTICLE THIRTY-SIXTH

1) I nominate, constitute and appoint The Waterbury National Bank, a corporation of said Waterbury, and my friend, Francis T. Phillips, also of said Waterbury, Executors of this, my will, and I direct that no bond be required of them for the proper performance of their duties as such Executors, except as may be required by law.

2) In case of the inability or refusal of said Waterbury National Bank to act or to continue to act as Executor, I appoint the Citizens & Manufacturers National Bank, a corporation of said Waterbury, to act as Executor, in substitution for said Waterbury National Bank. In case of the inability or refusal of said Francis T. Phillips to act or to continue to act as Executor, I appoint my friend, Bennet Bronson, of said Waterbury, to act in place of said Francis T. Phillips. No further vacancy in the office of Executor shall be filled, but the remaining Executor shall continue to act as sole executor. The said executors or executor acting from time to time hereunder shall have the same rights and powers and shall be subject to the same duties as are imposed upon the original executors herein named, under the provisions of this will.

3) I hereby authorize and empower my said Executors to sell all or any part of my real or personal estate at public or private sale to such person or persons for such prices and upon such terms as they shall deem proper; and to transfer and convey the property thus sold without any obligation on their part to give any bond whatever for the proper application of the purchase money.

4) I direct and it is my will that each Executor shall receive in full compensation for the faithful and complete performance of its or his duties as executor hereunder, throughout the entire period of time beginning with my death, and ending with the final settlement and distribution of my estate, an amount equal to one and one-half percent ( $1\frac{1}{2}\%$ ) of the appraised value of all of the property of my estate as returned in the Inventory of my estate finally accepted by the Probate Court for the District of Waterbury.

5) Should either of my executors, whether because of death, resignation, removal or any other cause, discharge its or his duties for only a portion of the time beginning at my death, and ending with the final settlement and distribution of my estate, I direct that as to such executor only, the preceding paragraph of this article relating to compensation, shall not apply, and there shall be paid in full satisfaction for the services of such executor, only such amount as the Probate Court for the District of Waterbury, Connecticut, shall fix as the reasonable value of the services rendered by such executor, said amount in no event to exceed one and one-half ( $1\frac{1}{2}\%$ ) percent of the total appraised value of all of the property of my estate as returned in the Inventory of my estate finally accepted by the said Probate Court for the District of Waterbury.

6) I do not wish to have the value of my estate reduced by forced sale of stocks, bonds or other property in order to raise money to pay taxes. I therefore authorize and empower my executors or executor heretofore named, or any administrator appointed in case of vacancy in such office, in order to provide funds for the payment of any and all estate taxes, succession, inheritance, transfer and any other taxes of any nature whatsoever, now or hereafter imposed by the United States of America, or any state, county, or municipality therein, or any foreign state or country to borrow money, and for that purpose to pledge, or mortgage any of the assets or property which I may own at the time of my death, and to execute and deliver any and all notes, bonds, obligations, mortgages, assignments and other instruments and to perform all acts necessary, proper, or convenient in connection therewith, any and all such loans, pledges and mortgages to be made in the sole discretion of such executors or executor, or any such administrator and for such amounts and upon such terms, as such executors or executor, or any such administrator shall deem proper.

IN WITNESS WHEREOF, I have hereunto subscribed my name, and affixed my seal, at Waterbury, Connecticut, this twenty-third day of June, A.D. 1941.

BUCKINGHAM P. MERRIMAN (L.S.)

Signed, sealed, published and declared by the said BUCKINGHAM P. MERRIMAN, as and for his last will and testament, in the presence of us, who in his presence, and in the presence of each other, and at his request, have subscribed our names as witnesses hereto

HELEN A. ANDERSON

WALTER L. BARBER, JR.

HARRY F. SPELLMAN

STATE OF CONNECTICUT

::SS WATERBURY

June 23, A.D. 1941

COUNTY OF NEW HAVEN

Personally appeared HELEN A. ANDERSON, WALTER L. BARBER, JR., and

HARRY F. SPELLMAN witnesses to the foregoing last will and testament of Buckingham P. Merriman, who, being duly sworn, depose and say that they subscribed said will as witnesses thereto, in the presence of the said testator, and in the presence of each other, and the said testator signed said will in their presence, and acknowledged that he had signed said will, and declared the same to be his last will and testament; and deponents further say that at the time of the execution of said will, they believed the said testator to be of lawful age, and of sound mind and memory, and they make this affidavit at his request.

ELEN A. ANDERSON

WALTER L. BARBER, JR.

HARRY F. SPELLMAN

Subscribed and sworn to, before me, this 23rd day of June, A.D. 1941,

WILLIAM B. FITZGERALD  
Commissioner of the Superior  
Court for New Haven County

HAZEL B. SANDERSON  
 STELLA OAKSTEN  
 IRVING W. PASTERNAK

} Witnesses.

STATE OF CONNECTICUT, )  
 ) SS. Waterbury, October 20th, 1955.  
 COURT OF NEW HAVEN, )

Then and there personally appeared the undersigned, who, being duly sworn, depose and say that they witnessed the execution of the within Will of the within named Testator, CLARENCE C. RICHMYER; that the said CLARENCE C. RICHMYER subscribed said Will and declared the same to be his Last Will and Testament in their presence and in the presence of each other and at the request of said Testator; that the said Testator at the time of the execution of said Will appeared to them to be of full age and of sound mind and memory and competent in every respect to make a Will; and that they make this affidavit at the request of said Testator.

HAZEL B. SANDERSON  
 STELLA OAKSTEN  
 IRVING W. PASTERNAK

Subscribed and sworn to before me the day and year above written.

HARRY H. ALBERT  
 Commissioner of the Superior Court

AT A PROBATE COURT HELD AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 15TH DAY OF MARCH A.D. 1962.

Present, JAMES R. LAWLOR, Judge.

ESTATE OF CHARLOTTE J. MERCANT late of Waterbury in said District, deceased.

Upon application praying that an instrument purporting to be the last Will and Testament of said deceased be admitted to Probate, EDWARD G. HAZEN made sworn return that the order of this Court directing public notice of the time and place assigned for a hearing upon said application has been complied with, which this Court finds to be true and said return is accepted, ordered recorded and lodged on file.

Having fully heard the matter, this Court finds the allegations of said application proved and true.

And the due execution of said last Will and Testament according to law, to pass real and personal estate, and that the testatrix at the time of executing the same was of sound and disposing mind and memory, having been fully proved by the affidavit of DOROTHY H. ADAMS, TILLIE W. BURGESS and GLADYS PERSON, the three subscribing witnesses, the Court finds the same to be true. It is therefore, considered by this Court that said Will is proved and the same is approved and ordered to be recorded and lodged on file.

And on the 26th day of March A.D. 1962 THE COLONIAL BANK AND TRUST COMPANY, appointed by the said Will executor thereof appeared in Court, and accepted said trust.

Attest: JAMES R. LAWLOR, Judge.

I, CHARLOTTE J. HERCHENT, of Waterbury, New Haven County, Connecticut, make, publish and declare the following as and for my last Will and Testament, hereby revoking any other Wills and Codicils heretofore made by me.

## FIRST

I direct that all my just debts and funeral expenses be paid by my Executor hereinafter named.

## SECOND

I direct that I shall be buried in my family plot in Riverside Cemetery in Waterbury in accordance with written instructions that I have heretofore given to Alderson Funeral Homes, Incorporated, of Waterbury, and The Riverside Cemetery Association. I further direct that my Executor shall cause a suitable footstone to be placed on my grave and appropriate inscriptions to be made thereon and also on the monument on my family plot.

## THIRD

I give and bequeath to my Executor hereinafter named all of my tangible property, not including my cash or securities, with the request, however, that it distribute the same in accordance with the provisions of a letter I have directed to it that will accompany this Will.

## FOURTH

If MRS. RAYMOND A. PAYNE, now of #36 Ellsworth Road, West Hartford, Connecticut, daughter of the late Mrs. Minnie Lewis Symington, survives me, I bequeath to her the sum of Two Hundred Dollars (\$200).

## FIFTH

If MRS. EDNA FOGARTY, now residing at #161 Fairlawn Avenue, Waterbury, Connecticut, daughter of the late Mrs. Ervilla Lewis Blodgett, survives me, I bequeath to her the sum of Two Hundred Dollars (\$200).

## SIXTH

I bequeath the sum of Three Hundred Dollars (\$300) to each of my friends hereinafter named, who shall survive me, to wit: MRS. LAURA WILSON and MRS. FRANK C. PERKINS, both of Waterbury, Connecticut, and MRS. MARGARET C. PARKER, MISS DAINTRY H. WILDLIN and MISS ELIZABETH RATELSDORFER, all of New Haven, Connecticut.

## SEVENTH

I bequeath the sum of Two Hundred Fifty Dollars (\$250) each to MR. AND MRS. R. J. FOSTER, now residing at #215 High Street, Milford, Connecticut, and if either shall predecease me, I bequeath the sum of Five Hundred Dollars (\$500) to the survivor of them.

## EIGHTH

I bequeath the sum of Two Thousand Dollars (\$2,000) to each of my friends hereinafter named, who shall survive me, to wit: Mrs. HERBERT H. BURN, of Stratford, Connecticut, and MISS ANNA H. PLATT of Waterbury, Connecticut.

## NINTH

I give and bequeath to my friend, MISS FREDA HIGGINS, now of Waterbury, Connecticut, the sum of Four Thousand Dollars (\$4,000).

## TENTH

I give and bequeath the sum of Five Thousand Dollars (\$5,000) to MRS. ANNA M. SACHSENHAUSER, of Waterbury, Connecticut, if she shall survive me, and if she shall not survive me, I give and bequeath said sum to her daughters, MRS. LOUIS G. RAMPONI, now of Middlebury, Connecticut, and MRS. LAWRENCE E. GITCHELL, now of West Hartford, Connecticut, and her son, EARL J. SACHSENHAUSER, now of Waterbury, Connecticut, in equal shares. If MRS. ANNA M. SACHSENHAUSER shall predecease me and if any of her children aforesaid shall predecease me, I give and bequeath said sum to the survivors or survivor of said children.

## ELEVENTH

I bequeath the sum of Two Thousand Dollars (\$2,000) to each of the following, to wit: MISS GEORGIA WHEELER and MISS ALICE WHEELER, both of #15 Arapahoe Road, West Hartford, Connecticut. If either shall predecease me, I bequeath her share to the survivor.

## TWELFTH

I bequeath to the WATERBURY HOSPITAL, of Waterbury, Connecticut, in memory of my mother and father, the sum of Ten Thousand Dollars (\$10,000), to be known as "THE MARY LEWIS MERCHANT AND BENNETT MERCHANT FUND", which shall be held as a permanent fund and invested and reinvested, and the income thereof shall be applied toward the maintenance of a free room or bed in said Hospital which shall be used primarily for such elderly dependent members or attendants of THE SECOND CONGREGATIONAL CHURCH of Waterbury and THE BUNKER HILL CONGREGATIONAL CHURCH of Waterbury, as may from time to time be designated by Committees in the respective churches having authority in matters of this nature, and when not thus used, then for such other persons as the Executive Committee of said Hospital may from time to time designate.

## THIRTEENTH

I bequeath the sum of Twenty Thousand Dollars (\$20,000) to SOUTHWAYD HOME, INCORPORATED, of Waterbury, Connecticut, to be used for the general purposes of said corporation.

## FOURTEENTH

I bequeath the sum of One Thousand Dollars (\$1,000) to the BUNKER HILL CONGREGATIONAL CHURCH, of Waterbury, Connecticut to be added to the Building Fund of said Church.

## FIFTEENTH

I bequeath the sum of One Thousand Dollars (\$1,000) to THE SECOND CONGREGATIONAL CHURCH, of Waterbury, Connecticut, to be used for the general purposes of said Church.

## SIXTEENTH

I bequeath the sum of One Thousand Dollars (\$1,000) to CONNECTICUT INSTITUTE FOR THE BLIND, of Hartford, Connecticut, to be used for the general purposes of said corporation.

## SEVENTEENTH

I bequeath the sum of One Thousand Dollars (\$1,000) to THE GAYLORD FARA SANITORIUM of Wallingford, Connecticut, to be used for the general purposes of said Sanitorium.

## EIGHTEENTH

I hereby direct that all legacy, succession, inheritance, transfer and estate taxes, levied or assessed upon or with respect to any property (including, without limiting the



foregoing, insurance, bonds and any and all other kinds of personal and real property), which is included as part of my gross estate for the purpose of any such tax, shall be paid by my Executor out of my estate in the same manner as an expense of administration and shall not be prorated or apportioned among or charged against the respective devisees, legatees, beneficiaries, transferees or other recipients nor charged against any property passing or which may have passed to any of them and that my Executor shall not be entitled to reimbursement for any portion of any such tax from any such person.

NINETEENTH

All the rest and residue of my estate, I give, devise and bequeath to the following organizations, to be paid over to them in equal shares:

THE SECOND CONGREGATIONAL CHURCH OF WATERBURY, CONNECTICUT  
 BUNKER HILL CONGREGATIONAL CHURCH OF WATERBURY, CONNECTICUT  
 SOUTHWAYD HOME, INCORPORATED OF WATERBURY, CONNECTICUT

the same to be to them and their successors and assigns forever. I would recommend, however, although I do not make it mandatory, that the shares given to THE SECOND CONGREGATIONAL CHURCH of Waterbury and the BUNKER HILL CONGREGATIONAL CHURCH of Waterbury be held as a part of their permanent or endowment funds, and that the annual income thereof be used for the support and assistance of aged, dependent persons who are members of the parishes and congregations of said Churches, either in said SOUTHWAYD HOME, INCORPORATED, or elsewhere or otherwise, in the discretion of the Standing Committees of said Churches.

TWENTIETH

The Executor, in addition to any inherent or implied or statutory powers it may have now or hereafter, shall have full power and discretion, without the aid or approval of any court, to do everything it may deem advisable, even though it would not be authorized or appropriate for a fiduciary to do so (but for this power), including in this grant by way of illustration and not of limitation the power and discretion to: Borrow money for any purposes of my estate, including the power to borrow money from the Commercial Department of the Executor; acquire by purchase or otherwise any and all kinds of property, real or personal, including stocks, common or preferred, bonds and obligations, secured or unsecured, without diversification as to kind or amount; sell such property at public auction or private sale for such amounts as it shall determine, for cash or any other consideration; convey, exchange, lease, pledge, mortgage or otherwise deal with such property; determine all doubtful questions as to the construction of this instrument; compromise, settle or arbitrate any claims; employ assistance; determine allocation to income or principal of receipts, expenditures and charges; accumulate and treat as capital unexpended income; establish reservations from income in anticipation of expenses, repairs, replacements and/or betterments; hold securities in the name of a nominee; insure against insurable risks; participate in a common trust fund; and make distribution in kind or in money, or partly in cash, at the market value thereof, as determined by the Executor.

TWENTY-FIRST

I appoint THE COLONIAL BANK AND TRUST COMPANY of Waterbury, Connecticut, Executor

of this Will, without bond, and hereby give said Executor the power to sell and convey any and all of my real estate, without an order of court, and to execute and deliver such deeds and instruments as may be necessary to pass title thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 29th day of March, 1961.

CHARLOTTE J. MERCHANT (SEAL)

Signed, sealed, published and declared as and for her last will and Testament by the Testatrix, CHARLOTTE J. MERCHANT, in our presence, who, in her presence, in the presence of one another, and at her request, have hereunto subscribed our names as witnesses this 29th day of March, 1961.

DOROTHY M. ADAMS

TILLIE W. BURGESS

GLADYS PERSON

STATE OF CONNECTICUT,  
COUNTY OF NEW HAVEN, ss. Waterbury

We, the undersigned, being duly sworn, depose and say that on the 29th day of March, 1961, the above named Testatrix, CHARLOTTE J. MERCHANT, signed the foregoing Will in our presence as witnesses; that we thereupon subscribed our names thereto as witnesses, in her presence, at her request, and in the presence of one another; that at the time of the execution of said Will said CHARLOTTE J. MERCHANT appeared to be of full age and of sound and disposing mind and memory; and that this affidavit is made at her request.

DOROTHY M. ADAMS

TILLIE W. BURGESS

GLADYS PERSON

STATE OF CONNECTICUT,  
COUNTY OF NEW HAVEN, ss. Waterbury March 29, 1961.

Personally appeared DOROTHY M. ADAMS, TILLIE W. BURGESS and GLADYS PERSON, who subscribed the foregoing affidavit and made solemn oath to the truth of the same,

Before me,

WALTER F. TORRANCE

Notary Public

AT A COURT OF PROBATE HELDEN AT WATERBURY, WITHIN AND FOR THE DISTRICT OF WATERBURY, ON THE 26TH DAY OF MARCH A.D. 1962.

Present, JAMES R. LAMOR, Judge.

ESTATE OF JOHN P. LENIHAN

The following Appointment of Guardian ad litem is accepted, approved and ordered recorded, viz:

State of Connecticut,  
District of Waterbury, ss. Probate Court, 3-26-1962

ESTATE OF JOHN P. LENIHAN, late of Waterbury in said District, deceased.

# WILL

I, MOLLY LENNERS of 922 Main Street North, Woodbury, Connecticut, declare this to be my Will and I revoke any prior Will or Codicil.

## **ARTICLE I: DECLARATIONS**

I am not married, my parents are deceased, and I have no descendants. My closest relative is my half-brother (my father's son with his second wife), John R. Lenners of Pines Bridge Road, Oxford, Connecticut.

## **ARTICLE II: DEBTS**

I direct that all of my enforceable debts (other than claims of any mortgagee), my funeral and last medical expenses, and any other priority claims shall be paid as soon as practicable out of my general estate.

## **ARTICLE III: TAXES**

I direct that all estate, inheritance, transfer, succession and other similar taxes, including any interest and penalties thereon, which shall become payable with respect to any property required to be included in my taxable estate, whether passing under my Will or otherwise (excluding, however, any such taxes attributable to such property which does not pass under my Will and is held by or payable to any trust not created under my Will and excluding any generation-skipping tax), shall be paid out of my general estate as an administration expense, without proration or apportionment against any recipient of such property.

## **ARTICLE IV: RESIDUARY ESTATE**

All the rest, residue and remainder of my estate, both real and personal, of whatsoever kind, nature and description and wheresoever situated, which I may own or be entitled to appoint or dispose of, or to or in which I may have any right, title or interest at the time of my death, including any future interest, remaining after payment of all debts, taxes as defined in the Article of my Will entitled "Taxes," bequests and devises provided for in other Articles of my Will and administration expenses and other charges payable out of my "residuary estate," shall be distributed as follows:

Testatrix's Initials

**A. Bequests and Legacies.** I give and bequeath the sum of Fifteen Thousand Dollars (\$15,000.00) to my friend, Douglas L. Fox of 156 West Side Road, Woodbury, Connecticut, if he survives me.

**B. Remainder.** The remainder of my residuary estate, or all of my residuary estate if Douglas L. Fox does not survive me, shall be distributed as follows:

1. One third to St. Mary's Hospital of Waterbury, Connecticut to be used for the care and treatment of mental illness; and
2. Two thirds to Waterbury Hospital of Waterbury, Connecticut.

#### **ARTICLE V: APPOINTMENT OF FIDUCIARIES**

**A. Executors.** I appoint my Attorney Matthew Woermer of Naugatuck, Connecticut as Executor under my Will. If Attorney Woermer fails or ceases to act as Executor, I appoint my Attorney Peter M. Clark of Woodbury, Connecticut as successor or alternate Executor.

#### **B. General Provisions Regarding My Fiduciaries.**

In my Will I refer generally to my Executors as fiduciaries. No bond or surety shall be required of any fiduciary.

My Executors may appoint one or more co-fiduciaries at any time.

If any fiduciary fails or ceases to act and the foregoing provisions of my Will do not effectively provide for a successor, a majority of my presumed beneficiaries may appoint a successor fiduciary.

Any fiduciary is authorized to resign at any time. The appointment, revocation of appointment, or resignation of a fiduciary may be made by delivery of an acknowledged instrument to the court having primary jurisdiction to settle such fiduciary's accounts. Any appointment of a fiduciary may be conditioned to commence or to cease upon a future event and may be revoked or modified at any time before such future event has occurred. Unless otherwise expressly provided, any power to appoint a co-fiduciary or successor fiduciary shall permit appointment of an individual, bank or trust company as such fiduciary, and any power to appoint (but not to remove) a fiduciary shall be exercised by the parent (or, if none, the legal representative) of any minor and the legal representative of any incompetent person holding such power.

Any such reference in my Will to my Executors, whether in the singular or in the plural, shall include (unless otherwise expressly provided) all such Executors (including Administrators) and their successors.



**ARTICLE VI: ADMINISTRATIVE AND TAX PROVISIONS**

**A. Requirement of Survival.** No beneficiary shall be considered to have survived me and to be entitled to any of my estate unless such beneficiary survives for at least thirty (30) days after my death.

**B. Disclaimers.** Any person (or his or her legal representative) at any time may irrevocably disclaim, renounce or release, in whole or in part, any interest, benefit, right, privilege or power granted to such person by my will, including any fiduciary power (in which event such power shall be exercisable by my other fiduciaries, if any). Such action shall be taken by the delivery of an acknowledged instrument to my fiduciaries or by filing such instrument in the court in which my Will was admitted to original probate.

**C. Investment Counsel.** My fiduciaries may employ investment counsel; consult with such counsel on any matters relating to the retention, sale, purchase, investment, or reinvestment of securities or other property; and pay such investment counsel reasonable compensation for its services in addition to the regular compensation of my fiduciaries. My fiduciaries may act upon or refrain from acting upon the advice of such investment counsel in whole or in part, and to the extent they follow the advice of such counsel they shall not be liable for any action taken, except in the case of willful misconduct.

**D. Delegation.** Any fiduciary may delegate to the other fiduciaries the right to exercise any power (discretionary, administrative or otherwise) and may revoke the delegation at any time by delivery of an acknowledged instrument to such other fiduciaries.

**E. Duties of Successor Fiduciaries.** Any successor fiduciary is relieved of any duty to examine the transactions of any prior fiduciary and shall be responsible only for those assets that are actually delivered to such fiduciary.


**F. Liability of Fiduciaries.** My individual Executors and Trustees shall not be liable for any error of judgment or mistake or for any action taken or omitted, either by them or by an agent or attorney employed by them, or for any loss or depreciation in the value of my estate or any trust, except in the case of willful misconduct.

**G. Powers of Fiduciaries.** In addition to those powers and rights set forth in other provisions of this Will, and without limitation of the powers conferred upon them by law, I authorize and empower my Executors and Trustees to exercise those powers set forth in Connecticut General Statutes Section 45a-234 (the Fiduciary Powers Act) and those powers set forth in subsections (2), (6), (7), (8), (9), (10), (11), (12), (14), (15), (16), (17), (18), (19), (23), and (24) of Section 45a-235, and as same may be amended, as if set forth herein.




Will of Molly Lenners 2.27.08

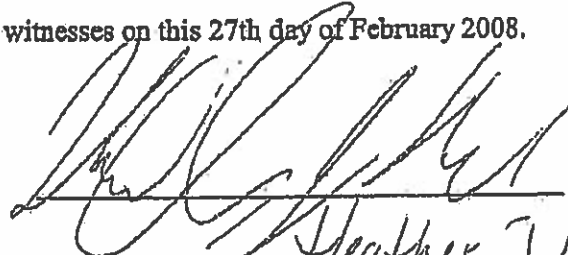
Signed as my Will on this 27th day of February 2008:

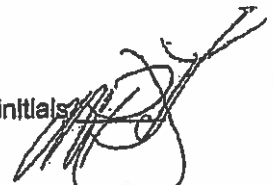
  
Molly Lenners

**ATTESTATION BY WITNESSES**

*SIGNED, SEALED, PUBLISHED AND DECLARED* by Molly Lenners, the Testatrix, as her Will, in the presence of each of us, who, at her request, in her presence, and in the presence of each other, have hereunto signed our names as witnesses on this 27th day of February 2008.

  
Peter M. Clark of Woodbury, Connecticut

  
Heather J Hall  
of Torrington, CT



**AFFIDAVIT OF WITNESSES**

State of Connecticut }  
                                  }  
County of Litchfield }

ss: Woodbury

February 27, 2008

Then and there appeared subscribing witness Heather J. Hull, who, being duly sworn, states:

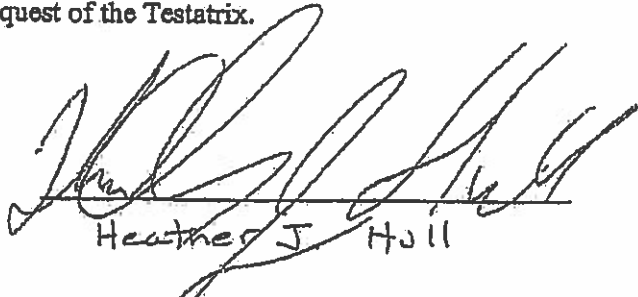
That she witnessed the execution of the attached Will by Molly Lenners, the Testatrix;

That the Testatrix subscribed, published, and declared the same to be her Will in their presence;

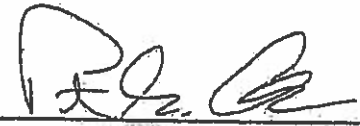
That she and the other witness, Peter M. Clark, thereafter subscribed the Will as witnesses in the presence of the Testatrix, in the presence of each other, and at the request of the Testatrix;

That at the time of execution of said Will the Testatrix appeared to her to be of full age, of sound mind and memory, and competent in every respect to make a Will and under no duress or undue influence; and

That she makes this affidavit at the request of the Testatrix.

  
Heather J. Hull

Subscribed and sworn to before me this 27th day of February 2008.

  
Peter M. Clark  
Commissioner of the Superior Court of the  
State of Connecticut



# Last Will and Testament

of  
MADELYN L. QUEOR

BE IT KNOWN TO ALL PERSONS, THAT I, MADELYN L. QUEOR, of the Town of Middletown, County of Middlesex, and State of Connecticut, being of lawful age, of sound and disposing mind, memory and judgment, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all previous Wills and Codicils by me at any time heretofore made.

## FIRST

(Identification of Next of Kin)

At the time of the making of this Will, I am married to WILLIAM R. QUEOR (my "husband"). I have one (1) sister, THERESA FLEMING, and one (1) brother, ALBERT LITRO, surviving.

## SECOND

(Payment of Debts, Funeral and Final Expenses)

I hereby direct that my just debts (except secured and mortgaged debts), funeral expenses and costs of administration of my estate be paid as soon after my death as may be practicable.

## THIRD

(Payment of Death Taxes)

I direct that all estate, inheritance, succession, transfer or other death taxes assessed by any taxing authority, whether foreign or domestic, in respect of all property taxable by reason of my death or by reason of the inclusion of such property in my gross estate for estate tax purposes, be paid, without

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Last Will & Testament of Madelyn L. Queor

Initialed: M L Q Dated: August 1, 2007 Page 1 of 13



apportionment, first out of that portion of my residuary estate which does not qualify for the marital deduction and thereafter out of that portion of my residuary estate which qualifies for the marital deduction, all without apportionment.

FOURTH

(Residuary Clause)

I give all the rest, residue and remainder of my property, of every kind and nature and wheresoever situated, whether real or personal (my "residuary estate"), outright to my husband, WILLIAM R. QUEOR, if he survives me.

FIFTH

(Alternate Residuary Clause,

in the Event of Husband's Predecease)

If my husband fails to survive me, I direct my Executor to divide my residuary estate into as many equal shares as shall provide the designated number of shares for each of the following alternate residuary beneficiaries and distribute the shares as follows:

- One (1) equal share to my sister, THERESA FLEMING, if she survives me by thirty (30) days, and, if she does not, then to the AMERICAN HEART ASSOCIATION, a charitable organization, with a current mailing address of the American Heart Association National Center, 7272 Greenville Avenue, Dallas, TX 75231, or its successor organization, for its general and unrestricted purposes and in memory of THERESA FLEMING; and

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Last Will & Testament of Madelyn L. Queor

Initialed: W R Q Dated: August 1, 2007 Page 2 of 13

- One (1) equal share to my brother, ALBERT LITRO, if he survives me by thirty (30) days, and, if he does not, then to the WATERBURY HOSPITAL, with a current mailing address of Waterbury Hospital Fund Development Office, 64 Robbins Street, Waterbury, CT 06708, or its successor hospital, for its general and unrestricted purposes and in memory of ALBERT LITRO;
- One (1) equal share to my husband's sister, FREIDA ZAGURSKI, presently of Silver City, North Carolina, if she survives me by thirty (30) days, and, if she does not, then in equal shares to her issue who survive me by thirty (30) days, per stirpes;
- One (1) equal share to the daughter of my husband's sister Freida Zagurski, namely CAROL ROMAN, presently of Thomaston, Connecticut, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Freida Zagurski, per stirpes;
- One (1) equal share to the daughter of my husband's sister Freida Zagurski, namely NANCY BOWDEN, presently of Thomaston, Connecticut, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Freida Zagurski, per stirpes;
- One (1) equal share to the daughter of my husband's sister Freida Zagurski, namely SUSAN COWETTE, presently of Silver City, North Carolina, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Freida Zagurski, per stirpes; and

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Last Will & Testament of Madelyn L. Queor

Initialed: M L Q Dated: August 1, 2007 Page 3 of 13

- One (1) equal share to the daughter of my husband's sister Freida Zagurski, namely JOANNE BOSTICK, presently of Asheboro, North Carolina, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Freida Zagurski, per stirpes;
- One (1) equal share to the daughter of my husband's late brother Milton Queor, namely DEBRA COOK, presently of Terryville, Connecticut, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Milton Queor, per stirpes;
- One (1) equal share to the son of my husband's late brother Milton Queor, namely BOBBY QUEOR, presently of Waterbury, Connecticut, if he survives me by thirty (30) days, and, if he does not, then to his issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Milton Queor, per stirpes;
- One (1) equal share to the son of my husband's late sister Betty Norton, namely WAYNE NORTON, presently of Plymouth, Connecticut, if he survives me by thirty (30) days, and, if he does not, then to his issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Betty Norton, per stirpes;
- One (1) equal share to the daughter of my husband's late sister Betty Norton, namely BETTY JEAN ELDRED, presently of Terryville, Connecticut, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Betty Norton, per stirpes; and

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Last Will & Testament of Madelyn L. Queor

Initialed: M. L. Q. Dated: August 1, 2007 Page 4 of 13

- One (1) equal share to the son of my husband's late sister Betty Norton, namely JEFF NORTON, presently of Terryville, Connecticut, if he survives me by thirty (30) days, and, if he does not, then to his issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Betty Norton, per stirpes;
- One (1) equal share to the daughter of my husband's late brother Kendall Queor, namely TINA STRAUSE, presently of San Antonio, Texas, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Kendall Queor, per stirpes;
- One (1) equal share to the daughter of my husband's late brother Kendall Queor, namely LORI BONNER, presently of Jasper, Texas, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Kendall Queor, per stirpes;
- One (1) equal share to the daughter of my husband's late brother Kendall Queor, namely TERI FOSTER, presently of Orange Grove, Texas, if she survives me by thirty (30) days, and, if she does not, then to her issue who survive me by thirty (30) days, and, if none, then to the surviving issue of Kendall Queor, per stirpes;
- One (1) equal share to the ARTHRITIS FOUNDATION, a national not-for-profit organization, with a current mailing address of P.O. Box 7669, Atlanta, GA 30357-0669, or its successor organization, for its general and unrestricted purposes; and

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Last Will & Testament of Madelyn L. Queor

Initialed: M L Q Dated: August 1, 2007 Page 5 of 13

- Two (2) equal shares to the SALVATION ARMY, United States of America, with a current mailing address of the Salvation Army National Headquarters, 615 Slaters Lane, P.O. Box 269, Alexandria, VA 22313, or its successor organization, for its general and unrestricted purposes;
- One (1) equal share to ST. SEBASTIAN'S CHURCH, presently of 155 Washington Street, Middletown, Connecticut, or its successor church, for its general and unrestricted purposes;
- One (1) equal share to ST. JUDE CHILDREN'S RESEARCH HOSPITAL, with a current mailing address of 332 N. Lauderdale, Memphis, TN 38105, or its successor hospital, for its general and unrestricted purposes;
- One (1) equal share to MIDDLESEX HOSPITAL, with a current mailing address of the Office of Philanthropy, presently of 28 Crescent Street, Middletown, Connecticut, 06457, or its successor hospital, for its general and unrestricted purposes; and
- One (1) equal share to the CLIENT ACTIVITY FUND OF RIVER VALLEY SERVICES (OF THE STATE OF CONNECTICUT, DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES), with a current mailing address of Leak Hall, Silver Street, PO Box 351, Middletown, CT 06457, for its general and unrestricted purposes.

SIXTH

(Executor)

I nominate and appoint my husband, WILLIAM R. QUEOR, and ATTORNEY JOHN L. BOCCALATTE, presently of Middletown, Connecticut, as co-Executors of this, my Will.

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Last Will & Testament of Madelyn L. Queor

Initialed: W R Q Dated: August 1, 2007 Page 6 of 13

If my husband shall fail to survive me, shall decline to act, or having qualified shall, for any reason thereafter, cease to act, I nominate and appoint ATTORNEY JOHN L. BOCCALATTE to serve alone as Executor or successor Executor.

ATTORNEY JOHN L. BOCCALATTE shall serve with reasonable compensation.

I direct that no bond or other security shall be required of my nominees for the qualification, discharge and performance of their duties.

I authorize and empower my said Executors, or successor Executor as the case may be, to sell and convey any real or personal estate which I may own at the time of my death, upon such terms and conditions, for all cash and part cash and part credit, secured by a mortgage, with or without Probate Court hearing or approval, and at such time or times as my Executors or successor Executor may deem to be for the best interests of my estate.

#### SEVENTH

##### (Fiduciary Powers)

I confer upon my Executors, and any successor thereto, serving under this Will all powers granted to fiduciaries under the laws of the State of Connecticut, and particularly under the statutory provisions contained in Section 45a-234 of the Connecticut General Statutes, whether my estate is administered in the State of Connecticut or elsewhere.

#### EIGHTH

##### (Additional Fiduciary Powers)

In addition to the powers granted by law, I authorize my Executors, and any successor thereto:

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*Last Will & Testament of Madelyn L. Queor*

Initialed: MLG Dated: August 1, 2007 Page 7 of 13

A. To accept additions to my estate from any source.

B. To acquire the remaining undivided interest in property of my estate in which my Executor, in fiduciary capacity, holds an undivided interest.

C. To invest and reinvest the assets of my estate in securities or in real or personal property, whether within or outside of the State of Connecticut or the United States, without the need for diversification as to kind or amount and without being limited to investments authorized by law for fiduciaries.

D. To effect and keep in force fire, rent, title, liability, casualty or other insurance to protect the property of the estate and to protect the fiduciary.

E. With respect to any property, real or personal, or any estate therein owned by my estate, except where such property or any estate therein is specifically disposed of:

1. To take possession of, collect the rents from and manage the same.

2. To sell the same at public or private sale, and upon such terms and conditions, including credit, as to my fiduciary shall seem advisable.

3. To lease, mortgage, partition, or subdivide the same, even where the terms of such lease or mortgage shall extend beyond the administration of my estate.

4. To abandon property which does not have sufficient economic value, in my Executor's judgment, to make it worth protecting.

5. To repair or improve the same.

6. To grant options for the sale of same for a period not exceeding six (6) months.

F. With respect to any mortgage held by the estate, to continue the same upon and after maturity, with or without renewal extension, upon such terms as the fiduciary deems advisable, or to

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Last Will & Testament of Madelyn L. Queor

Initialed: MLQ Dated: August 1, 2007 Page 8 of 13

foreclose, as an incident to collection of any bond or note, any mortgage securing such bond or note, and to purchase the mortgaged property or acquire the property by deed from the mortgagor in lieu of foreclosure.

G. To cause any stock or other securities to be registered and held in the name of a nominee.

H. In the case of the survivor of two or more fiduciaries, and except as otherwise provided in this Will, to continue to administer the property of the estate without the appointment of a successor fiduciary.

I. As substitute or successor fiduciary, to succeed to all of the powers, duties and discretion of the original fiduciary, with respect to the estate, as were given to the original fiduciary.

J. To contest, compromise or otherwise settle any claim in favor of the estate, or fiduciary or in favor of third persons and against the estate, or fiduciary, or to submit the same to arbitration, without judicial approval.

K With respect to any shares of stock or other securities owned by my executors:

1. To vote or refrain from voting, in person or by proxy, discretionary or otherwise, such shares of stock or other securities.

2. To pay calls, assessments and any other sums chargeable or accruing against or on account of shares of stock, bonds, debentures or other corporate securities, whenever such payments may be legally enforceable against the fiduciary or any property of the estate or Trust or the fiduciary deems payment expedient and for the best interests of the estate.

3. To sell or exercise stock subscription or conversion rights, participate in foreclosures, reorganizations, consolidations, mergers, or liquidations and to consent to

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*Last Will & Testament of Madelyn L. Queor*

Initialed: MLQ Dated: August 1, 2007 Page 9 of 13



corporate sales, leases and encumbrances.

L. To execute and deliver agreements, assignments, bills of sale, contracts, deeds, notes, receipts and any other instruments necessary or appropriate for the administration of the estate.

M. To make distribution in cash, in kind valued at fair market value of the property at the date of distribution, or partly in each, without being required to make pro rata distributions of such property.

N. To pay all reasonable and proper expenses of administration from the property of the estate, including the reasonable expense of obtaining and continuing the fiduciary's bond and any reasonable counsel fees which the fiduciary may incur.

O. To employ and remunerate agents to perform necessary services for the estate such as, but not limited to: accountants, attorneys, investment advisors, actuaries, appraisers and custodians.

P. To borrow in the name of my estate from themselves or others and secure such loans by mortgage, note, or pledge, at prevailing rates of interest.

Q. To claim administrative expenses of my estate either as income tax deductions or as estate tax deductions, in my Executor's sole discretion, without regard to whether such expenses are payable from income or principal, and without the necessity of making adjustments or reimbursements between principal and income or among the property interests of the various beneficiaries of my estate. I exonerate my Executor from any liability arising from the claim of a beneficiary of my estate whose entitlement under the terms of my Will has been diminished by my Executor's elections.

R. To execute, file and deliver proofs of claim or receipts required to collect all policies of life insurance on my life which name my estate as beneficiary; elect any optional modes

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*Last Will & Testament of Madelyn L. Queor*

Initialed: M L Q Dated: August 1, 2007 Page 10 of 13

of settlement available under such policies; receive, administer and distribute the proceeds of such policies in accordance with the dispositive provisions of this Will. The receipt of my Executor shall constitute full acquittance to any insurance company for policy proceeds paid.

S. To allocate, in their sole and absolute discretion, any amount of the exemption from generation skipping taxes allowed under Internal Revenue Code, Section 2631(a), to property of which I am the transferor, including property transferred during my lifetime to which no allocation has previously been made, without the necessity of making adjustment or reimbursement to any person or Trust as a result of such allocation.

T. To join with my surviving spouse or the Executor of my Will in the execution and filing of:

1. a joint income tax return for any period prior to my death for which I have not filed a return and to agree as to the apportionment of any joint tax liability.

2. a gift tax return on gifts made by my surviving spouse and to consent to treat such gifts as being made one-half (1/2) by me, for any period prior to my death.

#### NINTH

##### (Survivorship Provisions)

If any beneficiary under this Will, other than my husband, shall not survive me for a period of thirty (30) days, I direct that such beneficiary shall be deemed not to have survived me. For the purpose of obtaining any marital deduction available under the law, my husband shall be considered to have survived me if my husband survives me for any period of time or if there is reasonable doubt as to which of us died first. My estate shall in all respects be administered and distributed in accordance with this direction.

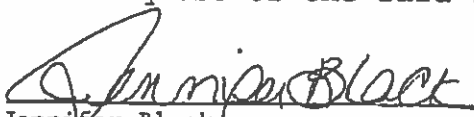
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Last Will & Testament of Madelyn L. Queor

Initialed: MLG Dated: August 1, 2007 Page 11 of 13




subscribed the same at the request and in the presence of the within named Testatrix and in the presence of each other and in the presence of Elizabeth N. Byrne, the other subscribing witness to said Will; that the other witness thereto subscribed said Will in our presence and at the request and in the presence of said Testatrix and that said Testatrix at the time of the execution of said Will was of lawful age and of sound mind and memory; and that she voluntarily and of her own free will signed said Will and declared the same to be her Last Will and Testament in our presence and in the presence of the other subscribing witness thereto; and that this Affidavit is made at the request of the said Testatrix.

  
Jennifer Black

  
Diane Andrews

Subscribed and sworn to, at the request of the within named Testatrix, MADELYN L. QUEOR, on the 1<sup>st</sup> day of August, 2007, before me.

  
Elizabeth N. Byrne  
Commissioner of the Superior Court

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Last Will & Testament of Madelyn L. Queor

Initialed: MLG Dated: August 1, 2007 Page 13 of 13

FIRST CODICIL TO  
LAST WILL & TESTAMENT DATED AUGUST 1, 2007  
OF  
MADELYN L. QUEOR

BE IT KNOWN TO ALL PERSONS, that I, MADELYN L. QUEOR, of the Town of Middletown, County of Middlesex, and State of Connecticut, being of lawful age, of sound and disposing mind, memory and judgment, do hereby make, publish and declare this to be my First Codicil to my Last Will & Testament dated the first day of August, 2007.

FIRST

I amend my Will by adding a provision to Article FIFTH of my Will (Re: Alternate Residuary Clause, in the Event of Husband's Predecease) to include, as an alternate residuary beneficiary, a nephew of mine discovered alive after the signing of my Will on August 1, 2007. The following provision shall be inserted within Article FIFTH of my Will, and is intended to supplement, not replace, Article FIFTH of my Will:

(Supplement to) ARTICLE FIFTH  
(Alternate Residuary Clause,  
in the Event of Husband's Predecease)

- One (1) equal share to the son of my late sister, Antoinette McBride, namely, JACK R. McBRIDE, presently of Southington, Connecticut, if he survives me by thirty (30) days, and, if he does not, then to his issue who survive me by thirty (30) days, per stirpes.

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First Codicil to Last Will and Testament dated August 1, 2007 of Madelyn L. Queor

Initialed: M L Queor Dated: August 18, 2010 Page 1 of 3

Except as changed by this First Codicil, I ratify and confirm my Will in all respects and declare that said Will and this First Codicil shall together constitute my Last Will & Testament.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Middletown, Connecticut, this eighteenth day of August, 2010.

Madelyn L. Queor  
MADELYN L. QUEOR

Signed, sealed, published and declared to be the First Codicil to her Last Will & Testament dated the first day of August, 2007, in conjunction therewith to constitute her Will, by the above named Testatrix, in the presence of us, who in her presence and at her request and in the presence of each other have hereunto subscribed our names as witnesses.

Jennifer Black of Meriden, CT  
Jennifer Black Meriden, CT

Sarah M. Ahmad of North Haven, CT  
Sarah M. Ahmad North Haven, CT

Elizabeth N. Byrne of Madison, CT  
Elizabeth N. Byrne Madison, CT

First Codicil to Last Will and Testament dated August 1, 2007 of Madelyn L. Queor

Initialed: M L Queor Dated: August 18, 2010 Page 2 of 3



# **EXHIBIT 4**





Waterbury Hospital School of Nursing  
Alumni Association

P.O. BOX 1061 WATERBURY, CT 06721

President D. Famiglietti  
1<sup>st</sup> Vice President V. Golyzbiowski  
Treasurer M. Mulville  
Recording Secretary J. A. Truelove  
Corresponding Secretary R. Schmidt

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Welch-Rubin, Welch-Rubin, P.C.  
Attorney-At Law  
51 Elm Street  
New Haven, CT 06510

ATTENTION: Lori Welch-Rubin

Dear Lori,

At the March 12, 2003 meeting of the Board of Directors of the WHSNAA the Board approved unanimously to grant to the Waterbury Hospital a sum of \$16,260.76.

It is our understanding the principal remaining in the Florence Nightengale Funds will be used to pay outstanding submitted alumni bills until there is only \$16,260.76 left. At that time the Alumni will donate that sum to the Waterbury Hospital in appreciation for the years in which they managed these funds for us.

If we are correct in this understanding, will you please notify the appropriate people of our decision?

Thanking you in advance.

Sincerely,

Dorothy Famiglietti, Pres.

CC: Colleen Scott,  
V.P. Finance, Waterbury Hospital



*Waterbury Hospital School of Nursing  
Alumni Association*

P.O. BOX 1081 WATERBURY, CONN. 06721

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May 2, 2005

**TO:** Colleen Scott

**SUBJECT:** Florence Nightingale Cot Fund

Dear Colleen,

This is to inform you that the Board of Directors of the W.H.S.N.A.A. approved to gift to the Waterbury Hospital Health Center \$16,260.76 that is the residual of our Cot Fund.

Upon this gift the Fund will no longer exist.

The alumnae would be very pleased if the gift is allocated to the new Cardiac Unit.

Please call me if you have any questions.

Sincerely yours,

A handwritten signature in cursive script that reads "Virginia Golymbieski".

Virginia Golymbieski, President  
28 Cowles Road  
Woodbury, CT

Tel. 203 263-2685

Fax 203 263-2685

E-mail Golymbieski@aol.com

CC: Michael J Reardon  
Bank of America