THIS IS THE LAST WILL AND TESTAMENT

ALEXANDER SMITH

10.

of me ALEXANDER SMITH of Battledown House Cheltenham and 3 Newhall St Birmingham a member of the Institute of Civil Engineers &c I hereby revoke all previous wills and codicils I appoint my sons Alexander Graham Smith George Douglas Smith and Frederick Stuart Smith (hereinafter called "my trustees") to be the EXECUTORS and trustees of this my will I direct the payment of my funeral and testamentary expenses and just debts I give to my wife Annie Emma Smith the use during her life or until she may marry again of all the household furniture and effects of the like nature which shall be in and about my dwellinghouse at the time of my decease valuable pictures at my house Cloisonne old china and other works of art horse and carriage if my wife agrees with my trustees all or part of the above may be sold and the proceeds form part of my estate I devise and bequeath all my real and personal estate unto my trustees upon trust to deal with as hereby directed To give legacies of two hundred pounds each to my three sisters Isabel Fechner Jessie Herbert and Eliza Burton one hundred pounds to my wifes niece Alice Mary Timmins and fifty pounds to our old servant Mary Ann Reynolds I leave my business carried on at 3 Newhall St Birmingham as to the furniture pictures books and papers and five hundred pounds of fees due or earned at the time of my decease to my sons George Douglas Smith and Frederick Stuart Smith in equal proportions so long as each gives the necessary attention to such business but this shall not preclude them from taking part in any other business If my son Alexander Graham Smith is not receiving an income of five hundred pounds per year then my other sons shall pay him out of the business a portion of their profits over and above one thousand pounds which they must first share either one third of each surplus or an amount sufficient for the requirements of his family which I leave to their honour As to my real estate and all other portions of my

personal estate upon trust and my trustees shall pay the interest dividends and other monies derived from such real or personal estate unto my wife during her life or widowhood and from and after the decease or marrying again of my wife my trustees shall stand possessed of the whole of my residuary estate to deal with for my children in the following manner They may realise or divide as they jointly think best and of the whole in value five seventeenths to be apportioned to Alexander Graham Smith four seventeenths to George Douglas Smith Four seventeenths to Frederick Stuart Smith and four seventeenths to my daughter Sarah Isabel Roberts and as respects the whole of the shares of Alexander Graham and Sarah Isabel and two thousand each out of the shares of George Douglas and Frederick Stuart I direct the same shall be retained in trust by my trustees and invested for the benefit of my said sons and daughter during their lives and at their decease for the benefit of Alexander Grahams children When the revenues become payable to the said children of Alexander Graham I direct that of the net amount Mary Isabel shall first receive five per cent and then share equally with the others The condition as to the two thousand each from George Douglas Smith & Frederick Stuart Smith is subject to their dying without issue if either has a child or children the provision in such case not to operate If it should be to the advantage of any of the parties to have any of their trust money liberated for trading or other purposes I leave this to the discretion and direction of my trustees Should my wife Marry again my trustees are to retain one fifth of my estate for her benefit during her life to revert to my children at her death in the proportions before set out My trustees unless they think it necessary need not dispose of any of my investments and they shall not be liable for any shrinkage or shortage on present investments This is my last will and testament made the 2nd day of January 1923 - ALEXANDER SMITH - Signed by the said Alexander Smith the testator as and for his last will and testament on the day of the date in the presence of us present at the same time who at his request in his presence and in the presence of each other have hereunder subscribed our names as witnesses S E GUILMANT Manager Lloyds Bank Limited (Capital & Counties Branch) Cheltenham EDITH M DAVIS 10 Oxford Street Cheltenham Bank clerk

Proved 13th APRIL 1928.