

ruary, 1822, made his last will and testament, in which among other things, he gave and bequeathed as follows:

“I give and bequeath to my niece Ann Shipley, the sum of \$7,000 current money of the United States, subject to the conditions and limitations hereafter prescribed; that is to say, the annual interest thereof shall be paid to her yearly during her natural life; and if she should marry, and die leaving lawful issue, then, on the event of her death, the said principal sum of \$7,000 shall be equally divided among her children; but in case my said niece shall die without leaving lawful issue of her body, then, and in that case, I give and bequeath the aforesaid principal sum of \$7,000 to be equally divided among the children of my deceased brother, and their legal representatives, reserving, nevertheless, an annuity of \$120 to be paid out of the said principal sum of \$7,000 to Elizabeth, mother of the said Ann during her natural life; which sum I direct my said trustees to pay to her yearly; it being my design and intention, and I hereby declare that my said trustees, or the survivor of them, shall retain in their hands the said principal sum of \$7,000, and put the same out on interest, on good security, for the purposes aforesaid; and I further declare, that the aforesaid bequest to the said Ann * Shipley, my niece, shall be deemed and taken as **410** full satisfaction for any claims against me that may arise for becoming one of the securities on the administration of her father's estate.”

And again, after making some other dispositions of his property, he says, “I give and devise all the rest and residue of my estate, both real and personal, (subject, nevertheless, to the control, custody, and possession of my trustees, as hereafter described,) to my nephew Larkin Shipley, the son of my brother John, for and during the term of his natural life, and no longer; and if he should depart this life without issue of his body, lawfully begotten, then to be equally divided among his brothers and sisters; but if he should have lawful issue of his body at the time of his death, then, to such issue, share and share alike. I also authorize and direct that my said trustees shall have and retain the sole possession and custody of the said estate so given, as aforesaid, to my said nephew Larkin, for the purpose of educating him, and are to rent out the real estate, and put out the money on interest to the best advantage; pay away the yearly proceeds, after his arrival at age, to him; but to retain a control over the principal till the objects of this bequest and devise are fully complied with. Item.—I nominate and appoint Richard G. Stockett and Henry Wayman, and the survivor of them, whole and sole trustees and executors of this my last will and testament, with full power for either of them to act in case of the death of the other, to carry into full execution all the matters and things aforesaid.”