

NO 8315, Equity.

and five hundred and ten dollars.

He shall in like manner include in the parts intended for my Sons, Robert Biggs, James S. Biggs, and David M. Biggs, respectively, all the notes, claims and demands, with interest thereon.

Should the indebtedness of William H. Biggs, along with said land at the valuation hereinbefore mentioned exceed in the aggregate the value of the fourth part of the residue of my estate, ascertained as aforesaid, then I direct that said excess shall be a charge upon the said land in favor of my Sons, Robert Biggs, James S. Biggs and David M. Biggs, to be collected and paid to them in the manner hereinafter provided.

(1) Having divided my estate in the manner herein provided, I give, devise and bequeath to Robert Biggs the share of my Son, William H. Biggs, ascertained as aforesaid, in Special trust, nevertheless and upon the uses and trusts following, that is to say, first, he shall convert said interest in land or so much thereof as may be necessary, into money, for the purpose of liquidating the charge thereon, (if any there shall be), in favor of my Sons, Robert Biggs, James S. Biggs and David M. Biggs, the balance of said share, he shall hold and manage with power to sell, lease, mortgage, invest and re-invest, the same as he may see fit; he shall collect the rents, issues and profits thereon and pay the same to my Son, William H. Biggs, into his hands and not into the hands of any other, with or claiming by his authority or otherwise, for and during the period of his natural life, and upon his death then in further trust to assign and convey said share in equal parts, to the children of my Son, William H. Biggs, living at his death provided however that if any of the children of the said William H. Biggs die during the life-time of the said William H. Biggs, leaving children surviving at the death of my said Son, then the share of the child dying as aforesaid, shall be distributed to the children of said deceased child.

(2.) I give, devise and bequeath to my Son, Robert Biggs, absolutely, one-fourth of the residue of my estate, ascertained as hereinbefore provided.

(3.) I give, devise and bequeath to my Son, James S. Biggs, absolutely, one-fourth part of the residue of my estate, ascertained as hereinbefore provided.

(4) I give, devise and bequeath to my Son, David M.