

THIS IS THE LAST WILL AND TESTAMENT OF ME PHILIP EDMUND BENNER, Yeoman, Fort Erie, presently residing Township of Bertie, County of Welland, Province of Ontario, I HEREBY REVOKING all former Wills at any time made by me, and being desirous of settling my affairs in the event of my decease, and having full confidence in the persons afternamed as Trustees and Executors, DO HEREBY GIVE, GRANT, ASSIGN, DISPOSE, CONVEY and MAKE OVER TO, and in favor of James Wesley Benner, Yeoman, William Hedley Benner, Yeoman, Fort Erie, and the survivor of them, as Trustees and in Trust for the purposes aftermentioned the whole Estate and Effects, heritable and movable, real and personal, presently belonging to me and that shall belong to me at the time of my decease, together with the whole Writs and Vouchers thereof; AND I NOMINATE AND APPOINT the said James Wesley Benner and William Hedley Benner and the survivor of them, to be my Sole Executors and Trustees of this my Will; BUT DECLARING THAT THESE PRESENTS ARE GRANTED IN TRUST ALWAYS for the purpose aftermentioned Viz; (First) I direct my Executors and Trustees to first pay my just debts, personal and testamentary expenses, (Second) I give, devise and bequeath unto:-

To my son George I leave Fifty acres, To my son Chester I leave Six acres the same is composed of North half of Lot No. 5 Second Concession from Lake Erie. Chester's lot is the North West corner of above mentioned Lot commencing at a boundary corner between me and David Hershey, Thence South Eighteen chains, Thence East Three chains and thirty-four feet, Thence North Eighteen chains, Thence West Three chains and thirty-four feet to starting point. To my Daughter Nellie I leave my homestead four and one half acres with all buildings thereon, all the furniture and contents contained in the house also one horse and buggy and harness, Two cows all the fowls and pigs if any. To have her firewood for fuel from the fifty acres left George, wood to be cut and split ready to burn by George and Chester and delivered to her home free of charge. My wife is to have her home with Nellie. My wife is to have one third of all crops grown on the farm, also a comfortable living from George and Chester, One hundred dollars a year, Fifty to be paid by George, and fifty Dollars by Chester. I leave my Daughter Emily

Five Hundred Dollars, Four Hundred Dollars to be paid by George. One Hundred to be paid by Wm. Hedley Benner. I leave to my daughter Nellie Five Hundred and Fifty Dollars- Four hundred Dollars to be paid by George and One Hundred and Fifty Dollars to be paid by Wm. Hedley Benner. And to my Two grandsons Wm. and Alexander Ross, I leave One Hundred Dollars, Fifty Dollars each to be paid by my son Chester Benner. All legacies to be paid within five years after my death.

I leave to my son Chester all my farm implements and machinery, Blacksmith and carpenter tools. All crops belonging to me at my death I leave to my wife and daughter Nellie. Anything not mentioned in this Will to be divided equally between George and Chester.

sgd. Philip E. Benner.

Dated February 13th, 1920.

WITNESS:

SGD. Mrs. Nellie Spear,

SGD. Mrs. Howard Freta.

"J. E. Cohoe,

Registrar Surrogate Court,

County of Welland."