
LAST WILL AND TESTAMENT

of

William Warner, Junior

Deceased

Testator died January 20, 1889

Will registered at Philadelphia in Will Book 141
Page 578, etc.

This is the last Will and Testament of me, William Warner junior of the City of Philadelphia, Gentleman.

I revoke all prior wills and appoint my sister Catharine A. Warner and my brother George W. Warner Executors hereof.

I give devise and bequeath to my said sister and brother and the survivor of them, All my estate Real and Personal whatsoever and wheresoever the same may be found or situate. In Trust nevertheless to for and upon the following uses, intents and purposes that is to say:

First.—To pay my just debts and funeral expenses as soon as conveniently may be after my decease.

Second.—To collect and receive the rents interest and income of my said estate and after the payment of all taxes charges and commissions to pay the balance thereof to my said sister Catharine A. Warner during her life upon her separate receipt or the receipt of anyone she may legally appoint to receive the same. And from and after the decease of my said sister to pay and apply the said net income for the use and benefit of my said brother George W. Warner during his life. And from and after the decease of the survivor of them my said sister and brother, then I give and bequeath my estate as hereinafter mentioned.

I hereby declare that my said trustees and the survivor of them, in addition to the powers and authorities implied by the law in the office of Trustee shall have the power and authority from time to time at their discretion to sell all or any part of my Real Estate or extinguish all or any Ground rents of which I may die seized and make a good title to the same to the purchaser. Also to sell and transfer any stocks Loans or bonds and mortgages I may hold: and I hereby declare that no purchaser shall be bound to look to the ap-

plication of the purchase or extinct moneys; the proceeds arising from such sale or sales or extinguishments to be applied to the payment of my debts to which my Real Estate or Ground Rent may be subject and to the other purposes of this my will:

And I do further declare order and direct that neither of my said Executors and Trustees hereinbefore named shall be required to give security for the faithful performance of his her or their duties as Executors of or Trustees under this my Will or for any of my personal estate that may come in their or either of their hands, or be impeachable for waste.

In case my said sister and brother or the survivor of them shall die, either before or after me, or resign, refuse to act or become incapable of acting as Executors and Trustees of this my Will then I appoint "The Commonwealth Title Insurance and Trust Company" of Philadelphia Executors of and Trustee under this my Will. And after the decease of the survivor of my said sister and brother, then I hereby order and direct the said "The Commonwealth Title Insurance and Trust Company" to sell and convert into money all stocks Loans, Bonds and Mortgages Real Estate and Ground Rents held by me at the time of my decease or by the Trustee or Trustees under this my Will and convey the same to the respective purchasers thereof in fee clear of all trusts and without any liability on the part of the purchasers to see to the application of the purchase moneys. Which proceeds I direct shall be applied to the payment of all debts to which my Real Estate and Ground Rents may be by law subject: And out of the residue I bequeath the Charitable Legacies following, namely:—

Unto the Evangelical Lutheran Church "of the Holy Communion" located at the South West corner of Broad and Arch Streets in the City of Philadelphia, the sum of (\$10,000) Ten Thousand Dollars.

Unto the "Orphans Home and Asylum for the Aged and infirm of the Evangelical Lutheran Church" at Germantown, Philadelphia the sum of (\$10,000) Ten Thousand Dollars.

Unto the "Pennsylvania Hospital for the Insane" located between Market and Haverford Streets and Forty second and Forty ninth Streets in the City of Philadelphia the sum of (\$10,000) Ten Thousand Dollars, to be appropriated to extending and improving the accommodations for the insane.

Unto "The Philadelphia Home for Incurables" a corporation under the Laws of the State of Pennsylvania, the sum of (\$5000) Five Thousand Dollars to be applied to the uses and purposes of said corporation.

Unto the "Old Mans Home of Philadelphia" the sum of (\$5000) Five Thousand Dollars.

Unto "The Magdalen Society of Philadelphia for the reformation of Fallen Women" North East corner of Twenty first and Race Streets, Philadelphia the sum of (\$3000) Three Thousand Dollars.

Unto "The Sheltering Arms of the Protestant Episcopal Church in the City of Philadelphia" No. 717 Franklin Street South East corner of Brown Street the sum of (\$2500) Two Thousand Five Hundred Dollars.

Unto "The Pennsylvania Institution for the Deaf and Dumb" located at Broad and Pine Streets, Philadelphia, the sum of (\$2500) Two Thousand Five Hundred Dollars.

Unto "The Pennsylvania Industrial Home for Blind Women" located at Powelton Avenue and Saunders Avenue Philadelphia, the sum of (\$2500) Two Thousand Five Hundred Dollars.

Unto "The Pennsylvania Working Home for Blind Men" located at 3518 Lancaster Avenue West Philadelphia the sum of (\$2500) Two Thousand Five Hundred Dollars.

Unto "The Maternity Hospital" Philadelphia Pennsylvania incorporated June 2, 1873 the sum of (\$2500) Two Thousand Five Hundred Dollars.

Unto "The Pennsylvania Institution for the Instruction of the Blind" located at Twentieth and Race Streets, Philadelphia, the sum of (\$2500) Two Thousand Five Hundred Dollars.

Unto "The Northern Home for Friendless Children," at Philadelphia, incorporated January 26, 1854, the sum of (\$2000) Two Thousand Dollars.

Unto "The Home for aged and Infirm Colored Persons" situate at the South West corner of Belmont and Girard Avenues, West Philadelphia, the sum of (\$2000) Two Thousand Dollars.

And the residue of my Estate I hereby order and direct to be equally divided among the following named Institutions to wit: the "Bedford Street Mission of the City of Philadelphia" "The Trustees of the Real and Personal Property of the Philadelphia Protestant Episcopal City Mission" to be devoted to the uses and purposes of the "Home for Consumptives" and the "Home of the Merciful Saviour for Crippled Children" Philadelphia.

And I direct that the receipt of the Treasurer for the time being of the said Societies respectively shall be a sufficient discharge to my Executor for the said Charitable legacies respectively.

It is my Will in case my Estate shall be insufficient to satisfy the foregoing legacies in full, that the Legacies hereinbefore respectively given to the "Evangelical Lutheran Church of the Holy Communion"; the "Orphans Home and Asylum for the aged and infirm of the Evangelical Lutheran Church"; "The Pennsylvania Hospital for the Insane"; "The Philadelphia Home for Incurables" and the "Old Mans Home of Philadelphia" shall be first and at all events paid in full, and that the remaining part of my Estate shall

be divided among my other Legatees. PRO RATA.—It is further my will that the Collateral Inheritance Tax on all my bequests herein made shall be paid out of my residuary Estate and not be deducted from the said bequests in diminution thereof.

It is further my will that any of my foregoing Legacies that may lapse or become void from any cause whatever shall be taken to fall into and become part of my residuary Estate at the time of my death.

IN WITNESS WHEREOF I the said William Warner junior have hereunto set my hand and seal and on the margin of each of the four preceding pages containing my last Will and Testament affixed my hand this Eighth day of March, in the year of our Lord One thousand eight hundred and eighty eight (1888).

WM. WARNER JUNR. [SEAL]

Signed, Sealed Published and Declared by the above named Testator as and for his last Will and Testament in the presence of us.

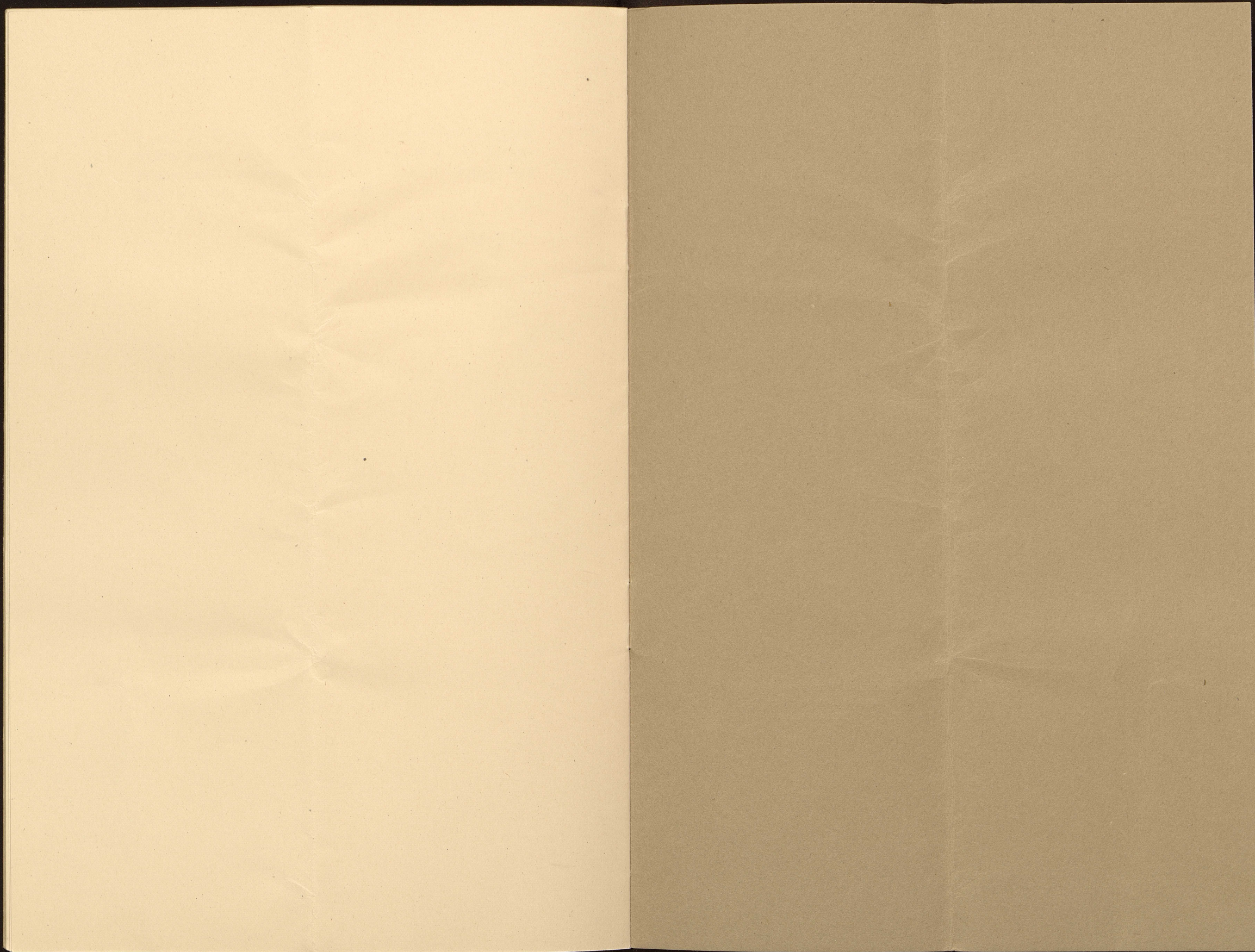
CHAS. H. MASSON No. 329 N. Sixth St.
ROBT. W. FINLETTER No. 329 N. Sixth St.
CHAS. A. FESSLER No. 329 N. Sixth St.

Robt. W. Finletter and Chas. A. Fessler two of the subscribing witnesses to will duly sworn Jany. 30, 1889.

WM. G. SHIELDS
Dep. Register.

C. A. Warner and George W. Warner the Executors
within named duly qualified Jany. 30, 1889 and Letters
Testamentary granted unto them. Said Testator died
Jany. 20, 1889, at 7½ o'clk. A. M.

WM. G. SHIELDS,
Dep. Register.





GEORGE H BUCHANAN COMPANY

420 Sansom Street 420

Philadelphia

DIMNER BEEBER, PRESIDENT.
HENRY M. DECHERT, CHAIRMAN OF BOARD AND EXECUTIVE COMMITTEE.

FRANCIS E. BREWSTER, VICE PRESIDENT.
FRANKLIN L. LYLE, 2ND VICE PRESIDENT.

rd 7/2/08 Am from A.S. Wing

THE COMMONWEALTH LIFE INSURANCE AND TRUST COMPANY

TRUST DEPARTMENT

CHARLES K. ZUG
TRUST OFFICER.

Philadelphia, Pa. June 30 1908

A. S. Wing, Esq.

Provident Life & Trust Company

409 Chestnut Street

Phila, Penna.

Dear Sir:-

I understand that you represent the Magdalen Society of Philadelphia, to whom, under the will of William Warner, Jr. a legacy of \$3,000 is now payable, certain trusts having terminated. I enclose a copy of the will. You will note that under the will, certain legacies are preferred, and that the collateral inheritance tax is to be paid from the residuary estate. Unfortunately there will be no residuary estate, and in all probability the estate will not be large enough to pay the other legatees in full. We have filed one account, and by the schedule of distribution in that account, 91% was ordered to be paid to the preferred legatees. We have paid that amount, and also an additional sum, so as to pay those legacies in full, less the collateral inheritance tax. These legatees claim that they are to receive their legacies clear of collateral inheritance tax, and will so claim at the audit of our

rd 7/3/08 am

from A. A. Wing ~~James~~

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second account, which we expect to file in time for the October audit.

As we have sufficient moneys in hand, we have concluded to make a distribution of 50% to each of the other legatees, and I accordingly enclose a check to the order of The Magdalen Society of Philadelphia for the sum of \$1,500, together with a receipt which please sign and return to us.

There remains in this estate one piece of real estate 1838 Poplar Street, which we sold at Public Sale for \$1,575, but for which settlement has not yet been made; also an irredeemable ground rent issuing out of 1533 Lombard Street of \$110.00 per annum.

We value that property at over \$4,000, and therefore think that the rent ought to sell for \$2500 or \$2750. We offered it at Public Sale, but had no bids. Would your Charity desire to make us an offer for this ground rent? If any of the distributees care to purchase it we will be pleased to sell it to them, otherwise we will soon offer it at peremptory sale.

Yours very truly

Charles King
Trust Officer.

Third Account of The Commonwealth Title Insurance and Trust Company, Substituted Trustee under the Will of William Warner, Jr. deceased. \$5098.85

	Removing snow 1822 N 21st St	.25	
	DR.		
1909	Accountant charges itself as follows:-	1.25	
Feb 25	Proceeds of sale of ground rent in the sum of \$111 per annum, issuing out of premises 1533 Lombard Street	.25	\$1900.00
27	Hand money in re. sale 1822 North 21st Street	50	100.00
Mar 31	Balance proceeds of sale of 1822 North 21st St		2950.00
Apr 3	Return Prem. policy of Ins. do do	.60	54.00
Mar 15	Removing snow 1822 N 21st St	.25	<u>\$5004.00</u>
	Accountant also charges itself with the following income received.		
1909			
Feb 2	Ground rent 1533 Lombard St due December 1st 1908	\$55.50	
25	Accrued rent on sale of said ground rent	17.57	
	Interest on balance in this estate from Nov 5 1908 to April 1st 1909	21.78	<u>94.85</u>

	Income collected.	4.75	\$5098.85
	CR.		

Accountant claims credit as follows:-

Sundry expenses in re. foreclosure of mortgage on premises 1822 N 21st Street as follows:-

	Amount paid Sheriff at sale	50.00	
	Sci Fa	1.90	
	Return	1.00	
	Alias Sci Fa	.75	
	Service	5.30	
	Extra Service	3.00	
	Levari facias	.75	
	Searches	1.50	
	Docket	3.00	
	Recording and acknowledging deed	5.25	
	Check to sheriff in settlement	134.52	
	Forward - - - - -	<u>206.97</u>	\$5098.85

AFFIDAVIT OF TITLE, 21. gecerseq.
 LAMAR COMPANY, SUPERINTENDING ENGINEER UNDER THE ACT OF
 APRIL 1909 OF THE COMMONWEALTH OF PENNSYLVANIA

	Forward	\$ 206.97	\$5098.85
	Sheriff's distribution policy	\$16.00	
	Less refund for searches	<u>1.50</u>	14.50
	Removing snow 1822 N 21st St		.25
	Repairing lock 1822 N 21st St		1.25
Feb 9	Removing snow do		.25
	Turning off water etc.		.50
19	Removing snow 1822 N 21st St		.50
23	do do		.25
25	Affidavit and postage as to decednants of John R. Hunter in re. sale Lombard St Gr. Rt.		.60
Mar 15	Removing snow 1822 N 21st St		.25
	City Taxes 1909	51.97	
	Water rent 1909	<u>16.00</u>	
		67.97	
	Less amount refunded by purchaser	<u>51.30</u>	16.67
	Accountants Commissions, 3% on \$1900 purchase of ground rent		57.00
	Accountants Commissions 5% on \$94.95		
	Income collected.		4.75
	Accountants Commissions 5% on \$54.00 premium on policy 1822 N 21st Street		<u>2.70</u>
			<u>306.44</u>
			\$4792.41

Which is distributed as follows:-

6/44 to The Magdalen Society of Phila, for the Reformation of Fallen Women, on account of legacy \$3000	653.51
5/44 to The Sheltering Arms of the Protest- ant Episcopal Church in the City of Philadelphia, on account of Legacy \$2500	544.59
5/44 to the Pennsylvania Institution for the Deaf and Dumb, on account of legacy \$2500	544.59
5/44 to The Pennsylvania Industrial Home for Blind Women, on account of legacy \$2500	544.59
5/44 to The Penna Working Home for Blind Men on account of legacy \$2500	544.59
5/44 to the Maternity Hospital on ac- count of legacy \$2500	544.59
5/44 to The Penna Institution for the Instruction of the Blind on ac/ of legacy \$2500	<u>544.59</u>

Forward - - - - -	3921.05	4792.41
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REPAIRING LOCK 1955 H ST 24		1.52
REPAIRING SNOW 1955 H ST 24		.52
LESS REPAIR FOR 1955 H ST 24	1.20	14.20
SPECIAL DISTRIBUTION 1955 H ST 24	10.00	

TOTAL \$ 509.21 \$2000.00

4/44 to the Northern Home for Friendless Children on account of legacy \$2000 435.68

4/44 to the Home for Aged and Infirm Colored Persons on account of legacy \$2000 435.68 \$4792.41

Est. Wm. Warner, Jr., Secy.
30 1/2 Commonwealth
Fittsboro, Trust Co., Subst.
Trusts under his will
showing bal. of \$653.51
due THE MAGDALEN SOCIETY OF PHILADELPHIA
P.O. to E. B. Holtz Co., Treasr. de.
through Dr. W. L. Schick, Atty.
4-13-1909 —