

WHEREAS, in the Last Will and Testament of ELIZA S. JOHNSON whose will was admitted to probate in the County of Oneida and State of New York, on the 11th day of December, 1905, and also in the Last Will and Testament of MARIA T. HUNT whose will was admitted to probate in the County of Oneida and State of New York, in or about the year 1912, a trust was created in favor of WARD H. JOHNSON (said Eliza S. Johnson having been the mother of the said Ward H. Johnson and of the parties to this instrument, and said MARIA T. HUNT having been the grandmother of the said WARD H. JOHNSON and of the parties to this instrument), and the said WARD H. JOHNSON having deceased in the City of Baltimore, Maryland on the 11th day of June, 1937, whereby each of said trusts was terminated, and

WHEREAS, the undersigned were appointed the trustees under each of the said trusts, and have performed their duties under each of the said trusts by devoting the income from both of the said trusts to the care and maintenance of the said WARD H. JOHNSON during his life, and as well have devoted a part of the principal of each of said trusts to his care and maintenance, and

WHEREAS, at the time of his decease the only assets in both the said trusts consisted of 8 Shares of the First Preferred Stock of Erie Railroad Company, 180 Shares of Stock of Irving Trust Company of New York, 10 Shares of Stock of Southern Pacific Company, and 25 Shares of Stock of Utica & Mohawk Cotton Mills, Inc., together with the sum of Two hundred seventy-six dollars and eleven cents (\$276.11) in cash, and

WHEREAS, the said stocks have been sold and out of the proceeds thereof and the said cash there have been paid all and singular the charges against the same, of every name and nature, so that the funds remaining are the absolute property