

“ in such portions as she in her discretion may deem right and proper,
 “ or sell and dispose of such portions thereof as shall be required for the
 “ support, education or advancement in business of any such child
 “ respectively. And in case my said wife Florella having received
 “ from my said Trustees a conveyance or assignment of any such real 5
 “ estate in manner hereinbefore provided shall depart this life without
 “ disposing of, assigning or devising the said estate or any part there-
 “ of in manner aforesaid, then the said four portions of my said real
 “ estate or so much thereof as shall not be disposed of, assigned or
 “ devised, shall by my said Trustees be divided among my said four 10
 “ last mentioned children or such of them as shall survive my said wife
 “ Florella, share and share alike, and all the children of any of my said
 “ last mentioned children deceased, taking the share of the deceased
 “ parent, to be held by them in fee simple as aforesaid, share and share
 “ alike.” 15

Recital con-
 tinued.

And also stating by the said petition, that the said Henry Jones, Alphens Jones, and David B. Ogden Ford, with a view of conveying to the said Florella Jones, the Four portions of the residue of the said real estate upon the trusts in the said Will mentioned, as they were 20 thereby directed, by a certain Indenture dated the thirtieth day of March, in the year of our Lord one thousand eight hundred and forty-eight, and made between the said Henry Jones, Alphens Jones, and David B. Ogden Ford, of the one part, and the said Florella Jones of the other part, whereby, after reciting amongst other things the said 25 Will, and that they the said Trustees, had bargained and sold certain portions of the real estate so devised to them, and had paid and advanced out of the proceeds of such sales on account of the respective shares of the said Frederick, Charles Edward, Henrietta, and Anson, to the said estate, either to the said Florella or to them respectively at her request, 30 or with her sanction, certain sums of money, and that by virtue of the powers of said Will they had paid to Okill Jones, another son of said Honorable Charles Jones, on account of his share of said Estate, certain goods, chattels, effects and moneys, and that they had advanced to Ormond Jones, another son of said Honorable Charles Jones, on account 35 of his share of said estate, certain goods, chattels, effects, and moneys, and that they had made a division of the residue or certain of the estate of the said Honorable Charles Jones, remaining in their hands to be divided, as far as the same at that time could be done into six portions, as nearly equal as possible, and that in such division the lots, 40 tracts, or parcels of land and other premises or property thereafter mentioned and conveyed or intended to be conveyed thereby to the said Florella Jones, were selected or allotted for and on account of the said Four portions or shares of the said estate so directed to be conveyed to the said Florella Jones as aforesaid, and that such division having been 45 made it was desirable and proper that the lands and premises so selected or allotted on account of the said Four shares or portions, should be conveyed to the said Florella Jones, in pursuance of the provisions of and for the purposes mentioned in the said Will, assumed to grant, bargain, sell, alien, release, transfer, assign, convey, and confirm unto 50 the said Florella Jones and her assigns forever, as fully and effectually to all intents and purposes as they had power to do by virtue of the said Will or any demise, power or authority therein mentioned and described, To have and to hold unto the said Florella Jones and her assigns for ever, as fully and effectually to all intents and purposes 55 whatever as the said Florella Jones or her assigns could or might, or of right ought to have, hold, possess or enjoy the same, the said lands and premises, under and by virtue of those presents, upon and for the trusts, intents and purposes mentioned and declared in and by the said last