

THE STATE OF TEXAS;|
COUNTY OF NUECES.!

I, Charles F. H. v. Blucher, of the County of Nueces and State of Texas, being of sound and disposing mind and memory, do hereby make, ordain, declare and publish this instrument of Seven Items, as and for my Last Will and Testament, hereby revoking any and all other wills by me at any time heretofore made:

ITEM FIRST: I will and direct that all my just debts be paid by my executors hereinafter named, as soon as practicable after the probate of this will.

ITEM SECOND: With the consent of my beloved wife, Mary E. v. Blucher, all the real estate now owned and held by my said wife and myself, whether as separate or community property, shall be considered and held to be community estate, and one-half of all such real estate held and owned by us, or either of us, at the time of my death, shall be set apart and conveyed in fee simple to my beloved wife, Mary E. v. Blucher, by my Executors, hereinafter named, and shall be taken by her in full satisfaction of her interest in the community realty and in full satisfaction of her interest in my separate realty, and the other one-half of all such real estate held and owned by us, or either of us, at the time of my death, and constituting my half of such community, I will and devise to our five children, Carl F. K. v. Blucher, Conrad M. v. Blucher, George A. v. Blucher, Marie M. v. Blucher, and Richard A. v. Blucher, in fee simple in equal shares, subject to the provisions hereinafter made as to advancements that have been made, or may hereafter be made, to any of our said children, and to the provision as to partition and distribution thereof by my executors, as hereinafter provided.

ITEM THIRD: Inasmuch as either I, or my wife and I, have heretofore conveyed to certain of our children certain specific portions of our real estate, and other portions may hereafter be conveyed by us to others of our said children, I will and direct that such property as may have been, or may hereafter be, conveyed to any of our said children by us, or either of us, shall constitute and be an advancement to such child or children, and in the partition and distribution of my real estate pursuant to the terms of this Will, the same shall be taken into consideration as an advancement to such child or children, at the fair and reasonable market value of such property so conveyed at the time of the probate of this Will, not taking into consideration the value of the improvements, if any, placed thereon by said child or children, and the amount at which such property, exclusive of such improvements, is so valued, shall be deducted from the share or interest of such child or children in my said real estate under the provisions hereof.

ITEM FOURTH: I give and bequeath unto my beloved wife, Mary E. v. Blucher, and our said children, Carl F. K. v. Blucher, Conrad M. v. Blucher, George A. v. Blucher, Marie M. v. Blucher, and Richard A. v. Blucher, share and share alike, all my personal property and estate of whatever kind and character and wherever situated, left after the payment of my just debts and the expenses of the administration of my estate; that is to say, to my said wife and children each one-sixth thereof.

ITEM FIFTH: I nominate, constitute and appoint my beloved wife, Mary E. v. Blucher, and my son, Conrad M. v. Blucher, Independent Executors of this my Last Will, hereby giving and granting to them, and each of them, full power and authority as such Independent Executors, and I will and direct that in the event either should fail to qualify as such executor the one so qualifying be vested with, and have and possess full power and authority and execute the provisions of this will as Sole Independent Executor hereof. In the event both should qualify, and either should die, refuse, fail or become unable or disqualified to act as such Executor before the complete administration of my estate, according to the terms and provisions of this Will, then I will and direct that the other such Executor continue to act as Sole Independent Executor, and have, possess and exercise all the power, authority and privileges, and execute and discharge all the duties herein and hereby conferred on and imposed upon and vested in my said executors, jointly.

ITEM SIXTH: I will and direct that no bond or other security be required of my said Executors, or either of them, by the Courts, and that no other or further action be had or taken in the Courts in and about the administration of my estate other than the probate of this, my Last Will and Testament, and the filing and return of an Inventory of my estate and a list of the claims belonging thereto.

ITEM SEVENTH: I will and direct that, as soon as practicable after the probate of this Will, the return and filing of an inventory and appraisement of my estate, and the payment of all my just debts and the expenses of administration of said estate, my said Executors make partition of my said estate among the devisees and legatees thereof, herein named, according to the terms and provisions of this Will, and duly convey to such devisees and legatees the respective shares, parts and portions of my said estate so partitioned and set apart to them.

This instrument is now here signed by me as and for my Last Will and Testament in the presence of Jasper F. Blucher and Arthur G. Blucher, attesting witnesses, who sign the same at my request, and in my presence and in the pre-

sence of each other, this 1st day of June A. D. 1937.

(Signed) Charles F. H. v. Blucher

ATTESTING WITNESSES:

Jasper F. Blucher (Signed)

Arthur G. Blucher (Signed)