

I, Peter Schemm of the city of Philadelphia and state of Pennsylvania, Brewer do make and publish this as my last will and testament.

First: I give and bequeath to my wife, Fredericka Rosina Schemm absolutely all my household goods and furniture, silver plate, plated-ware, musical instruments, pictures and books.

Second: I give and devise to my wife, Fredericka Rosina Schemm, during her life my dwelling-house and lot No. 931 north Eighth street in the city of Philadelphia.

Third: I give, bequeath, and devise to my wife Fredericka Rosina Schemm her heirs and assigns forever, One third part of the rest, residue and remainder of all my estate and property, both real and personal, and where soever situated, of which I may die seized or possessed.

Fourth: I give and bequeath to my grand-daughter, Louisa Mussina, the only child of my deceased daughter, Catharina Mussina the sum of five thousand dollars.

Fifth: I give, bequeath and devise the remaining two thirds part of all the rest, residue and remainder of all my estate, both real and personal, of which I may die seized or possessed (except the above mentioned legacy given to my grand-daughter Louisa Mussina) to my children who may be living at the time of my death share and share alike in fee and absolutely and to the lawful issue of any of my children who may be then deceased, such issue to take the portion the parent would receive if he or she were then living; but I exclude the issue of my deceased daughter, Catharina Mussina as I have made provision for her only child in the legacy given in the preceding clause of my will.

Sixth: I direct that the sums which I may give to any of my children in my lifetime and which shall

appear charged against them on my books, shall be considered advancements on their shares hereby bequeathed or devised and shall be deducted therefrom, but without interest.

Seventh: I authorize and empower my executors, or the survivor of them, to sell any part or all of the real estate of which I may die seized including my dwelling-house, No. 931 north Eighth street in the city of Philadelphia for the purpose of making distribution or division of my estate or for any other purpose whatsoever, at such times, for such prices, and upon such terms as they or the survivor of them may deem advantageous, and to execute and deliver to the purchasers deeds in fee simple therefor, freed and discharged from all trusts and limitations and without any liability on the part of the purchasers to see to or become responsible for the application of the purchase moneys. The proceeds of such sales shall be received by my executors or the survivor of them and shall be held for the same purposes as the estate from which they shall have been derived.

Eighth: The title to the realty of the brewery property situated at the north-west corner of West College avenue and Poplar street in the city of Philadelphia, where the business in which I am engaged is conducted, as a member of the firm of Peter Schemm and Son, stands in my name as yet, but the same is the property of the said firm in which I have one half interest and the other one half interest therein belongs to my partner and son the said Peter St. Schemm. If I should die before my son and

partner, Peter A. Schemm, and he should after my death exercise his right, under our partnership articles, to purchase my interest in all the assets of the partnership both realty and personally by paying or giving security for the payment to my executors for my interest therein. I direct, in accordance with our partnership articles that the value of my interest shall be fixed by the award of a majority of three disinterested referees, one to be chosen by my executors, one by the said Peter A. Schemm and the two referees thus chosen shall appoint the third referee. The fact that my partner is one of my executors shall not in any manner invalidate or conflict with the right of my executors or the survivor of them to name one of the referees, as I have the fullest confidence that my son will name a referee on behalf of my estate who will make a fair and just valuation and award. The award of a majority of the referees shall be binding and final upon all persons in interest in my estate and without any right of appeal. I direct my executors or the survivor of them, if my son should exercise the right to purchase my interest in said firm to execute such deeds or other assurances in law, in such form as counsel may advise, so as to vest a fee simple title to the whole of the realty and an absolute title to the whole of the personally in my said son Peter A. Schemm, as to the brewery property.

Lastly: I nominate, constitute and appoint my wife Fredericka Rosina Schemm and my son Peter A. Schemm, or the survivor of them,

to be the executors of this my last will and testament.

In testimony whereof, I have hereunto set my hand and seal this sixth day of April —, eighteen hundred and ninety-seven (1897.)

Peter Schemm



Signed, sealed, published and declared by the above named Peter Schemm as and for his last will and testament in the presence of us, who at his request, have hereunto subscribed our names as witnesses thereto in the presence of said testator and of each other.

Edward Heiberlich