

LAST WILL AND TESTAMENT

OF

GERTRUD WEISS SZILARD

I, GERTRUD WEISS SZILARD, of Denver, Colorado, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils heretofore made by me, if any there be.

FIRST: I direct that all my just debts and funeral expenses be paid out of my estate by my personal representative hereinafter named.

SECOND: I direct my personal representative to pay all estate, inheritance taxes and succession duties assessed by the United States, any state thereof, or any foreign government, against my estate, predicated upon my death as the taxable event.

THIRD: All my household goods and furnishings of every description, including books and pictures, and all my jewelry, I give, devise and bequeath to my sister, Franziska W. Racker, or if she shall not survive me, then to her descendants.

FOURTH: All the rest, residue and remainder of my property, real personal and mixed and wheresoever situate, I give, devise and bequeath to my husband, Leo Szilard.

FIFTH: In the event that my husband shall predecease me, then I give, devise and bequeath all the rest, remainder and residue of my property as follows: to my husband's heirs, as determined by his Will, an amount equal to that which I or my estate collects from my husband's term insurance with the Metropolitan Life Insurance Company and an amount equal to that which I inherit from my husband or to which I may be entitled from my husband's estate at the time of my death; the remainder of my estate to my sister, Franziska W. Racker, or if she does not survive me, then to her descendants.

SIXTH: In the event that a devisee or legatee under this Will does not survive me by sixty (60) days, he or she shall take nothing under this Will and all bequests, legacies and devises shall descend as herein otherwise provided, as if said devisee or legatee had predeceased me.

SEVENTH: I appoint my friend, Claire Lerman, Executrix of this Will and direct that she be allowed to serve without giving bond. In the event that she shall predecease me, or if she shall for any reason fail to qualify as my Executrix, then I appoint Marilyn Meadoff, an attorney, as Executrix of this Will and I direct that she be allowed to qualify and serve without giving bond.

EIGHTH: I authorize and empower my personal representative, at her discretion, to retain any of the property of my estate in the same form or kind of investment in which it may be at the time of my death, and I authorize her to sell, convey, transfer and convert into money at or for such price or prices as to her seem acceptable, any and all of the property of which I die seized and possessed, whether real, personal or mixed, without applying for or obtaining the authorization of any court; and at her discretion to sell at public or private sale, and also to lease, mortgage or otherwise encumber all or any part of my estate at such time and upon such terms as she may deem desirable or expedient, and to make, execute, acknowledge and deliver instruments of conveyance or assignment, with or without covenants of warranty.

IN WITNESS WHEREOF, I have hereunto subscribed my hand and set my seal this _____ day of March, 1958.

The foregoing instrument was subscribed, published and declared by the above named testatrix to be her Last Will and Testament, in the presence of us, who, in her presence, at her request, and in the presence of each other, have hereunto subscribed our names as witnesses; and we declare that at the time of the execution of this instrument testatrix, according to our best knowledge and belief, was of sound mind and memory and under no constraint.

Address

Denver, Colorado

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