

Last Will and Testament of Charles Adamthwaite (1860-1926)

THIS IS THE LAST WILL AND TESTAMENT of me CHARLES ADAMTHWAITE of Drayton House in the parish of Daventry in the County of Northampton Esquire I appoint my nephew Hugh Augustus Adamthwaite Son of my Brother John Adamthwaite and Charles Hubert Roche of Daventry aforesaid Solicitor (hereinafter called my trustees) EXECUTORS and TRUSTEES hereof Whereas under the Will of my late Father John Adamthwaite dated the third day of December One thousand eight hundred and sixty nine certain real estate was given to his Trustees in trust for me for life and after my death in trust for all and every or such one or more exclusively of the other or others of my lawful issue whether children or grandchildren born in my lifetime with such provisions and in such shares and with such restrictions and in such manner as I should by Will appoint Now in exercise of the said recited power and of every other power in this behalf me enabling I appoint and declare that the said real estate settled by the said Will of my said Father as aforesaid and the investments and money for the time being representing the proceeds of sale of real estate hereinafter called the Settled Estate shall from and after my decease vest in my Trustees Upon trust for the benefit of my son Charles Adamthwaite but subject to the Trusts hereinafter contained And I declare that my Trustees shall be entitled to call upon the trustees or Trustee for the time being of the Will of the said John Adamthwaite deceased for a conveyance or transfer of the settled estate and to give such last mentioned Trustees or Trustee a valid and effectual receipt and discharge for the settled estate and every part thereof And I declare that my Trustees shall hold the Settled Estate Upon trusts following that is to say In trust to pay the income thereof unto the said Charles Edmund Adamthwaite until he shall assign charge or otherwise dispose of the said income or any part thereof or become Bankrupt or do or suffer something whereby the said income if absolutely belonging to him or some part thereof would become payable to or vested in some other person (whichever of the said events shall first happen) And if the trust hereinafore declared shall determine in the lifetime of the said Charles Edmund Adamthwaite then in trust during the remainder of the life of the said Charles Edmund Adamthwaite to pay and apply the income thereof for his benefit or for the benefit of his Wife or child or children if any for the time being or any one or more of them exclusively of the others or other of them in such manner in all respects as my Trustees may think fit and from and after the decease of the said Charles Edmund Adamthwaite either in my lifetime or after my decease then in trust for all his children in equal shares and if there shall be but one such child the whole to be in trust for that one child And if there shall be no child of the said Charles Edmund Adamthwaite then in trust for the person or persons who would at my decease have been entitled to the Settled Estate if this appointment had not been made I bequeath to my Trustees such a sum or investments forming part of my own personal estate of such a value (hereinafter called my Annuity fund) as in their absolute discretion will provide an Annuity of Four hundred pounds and a reasonable margin

to cover the costs and expenses of investing the said fund and of varying the same from time to time and of receiving and paying the income thereof or in any wise relating thereto And I direct my Trustees with and out of the income of the annuity fund to pay to my friend Jane Frances Vesey Forster of Bradston in the said County of Northampton Spinster during her life an annuity of Four hundred pounds to be paid free from all deductions whatsoever by equal quarterly payments the first whereof shall be made three calendar months after my death And I declare that the said Annuity shall be for the separate use of the said Jane Frances Vesey Forster and without power of anticipation during any coverture And also that such Annuity shall be wholly - charged upon the said Annuity fund in exoneration of the rest of my own estate And that the capital of the said Annuity fund may be resorted to in case at any time the income thereof is insufficient to pay such annuity And further that on the cesser of the said Annuity the said fund together with any unapplied income shall revert to and form part of my own estate I devise all the real estate of or to which I may be seized or entitled at the time of my decease and I bequeath all my personal estate whatsoever and wheresoever subject as aforesaid unto my said Nephew Hugh Augustus Adamthwaite for his own use and benefit absolutely I declare that all the Estate and other - duties payable in respect of the said Annuity shall be paid by the said Hugh Augustus Adamthwaite And that the said Charles Hubert Roche shall be entitled to charge and be paid for all professional work done by him or his firm in relation to the trusts hereof in the same manner as if he (not being a Trustee hereof) or his firm had been employed by my Trustees to do such work as their Solicitor I revoke all Wills and Testamentary dispositions at any time heretofore made by me IN WITNESS whereof I have hereunto set my hand this nineteenth day of March One thousand nine hundred and nineteen - CHAS ADAMTHWAITE - Signed by the said Charles Adamthwaite as his Will in the joint presence of us who in his and each others presence have hereunto subscribed our names as witnesses - GEO E ALLEN - F W GURNEY) Clerks to Messrs Roche & Wright Solicitors Deventry

THIS IS A CODICIL to the last Will and Testament of me CHARLES ADAMTHWAITE of Drayton House in the parish of Deventry in the County of Northampton Esquire which Will bears date the nineteenth day of March One thousand nine hundred and nineteen Whereas I have recently contracted to purchase a messuage garden and premises known as the White Lodge Badby Road Deventry aforesaid Now I hereby devise the said messuage and hereditaments unto and to the use of the Trustees named in my said Will namely Hugh Augustus Adamthwaite and Charles Hubert Roche Upon trust for my friend Jane Frances Vesey Forster for her life and from and after her decease I devise the said messuage and hereditaments unto my said Nephew Hugh Augustus Adamthwaite in fee simple And whereas I have provided by my said Will for the payment to the said Jane Frances Vesey Forster of an Annuity of Four hundred pounds a year to be paid to her by equal quarterly payments free from all deductions whatsoever Now I hereby direct that my trustees shall in every year out of the income of the Annuity fund pro-

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vided by the said Will refund to the said Jane Frances Vesey Forster the amount of income tax which she shall ^{have} actually paid for such year in respect of her said Annuity I declare that in the interpretation of my said Will and this Codicil the expression my Trustees shall where the context permits mean and include the Trustees or Trustee for the time being whether original or substituted and I appoint my Trustees to be Trustees for all the purposes of the Settled Land Acts 1882 to 1890 and Sec 42 of The Conveyancing and Law of Property Act 1921 And in all other respects I confirm my said Will **IN WITNESS** whereof I have hereunto set my hand this seventeenth day of November One thousand nine hundred and nineteen - CHAS ADAMTHWAITE - Signed by the above named Charles Adamthwaite as a Codicil to his said Will in the joint presence of us who in his and each others presence have hereunto subscribed our names as witnesses - F W GURNEY - HARRY R SPENCER) Clerks to Mr C H Roche Solicitor Daventry

THIS IS A SECOND CODICIL to the last Will and Testament of me CHARLES ADAMTHWAITE of Brayton House in the parish of Daventry in the County of Northampton Esquire which Will bears date the Nineteenth day of March One thousand nine hundred and nineteen with a first Codicil thereto bearing date the seventeenth day of November One thousand nine hundred and nineteen Whereas in the month of October One thousand nine hundred and twenty I purchased of Arthur Featherstonhaugh Stanley two freehold closes of land containing thirteen acres (more or less) with a Cottage and premises thereon situate on the Badby Road in the parish of Daventry aforesaid Now I hereby devise the same upon the like trusts as are contained in the said First Codicil to my said Will in relation to my property known as The White Lodge Daventry that is to say I devise the said closes of land cottage and premises unto and to the use of the Trustees named in my said Will and First Codicil namely Hugh Augustus Adamthwaite and Charles Hubert Roche Upon trust for my Friend Jane Frances Vesey Forster for her life and from and after her decease I devise the same unto my said Nephew Hugh Augustus Adamthwaite in fee simple And in all other respects I confirm my said Will and the First Codicil thereto **IN WITNESS** whereof I have hereunto set my hand this twenty seventh day of February One thousand nine hundred and twenty four - CHAS ADAMTHWAITE Signed by the above named Testator Charles Adamthwaite as a Second Codicil to his said Will in the joint presence of us who in his and each others presence have hereunto subscribed our names as witnesses - CHAS H ROCHE - Solicitor Daventry - S W HALL Braunston Parlormaid

THIS IS A THIRD CODICIL to the last Will and Testament of me CHARLES ADAMTHWAITE of Brayton House near Daventry in the County of Northampton Esquire which Will bears date the Nineteenth day of March One thousand nine hundred and nineteen with a First Codicil dated the Seventeenth day of November One thousand nine hundred and nineteen and a Second Codicil thereto dated the Twenty seventh day of February One thousand nine hundred and twenty four Whereas by my said Will I have appointed Charles Hubert Roche to be an Executor and Trustee thereof together with my Nephew

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Hugh Augustus Adamthwaite Now I hereby revoke the appointment of the said Charles Hubert Roche as Executor and Trustee of my said Will and I appoint my Brother John Adamthwaite to be one of the EXECUTORS and TRUSTEES thereof in place of the said - Charles Hubert Roche And I direct that my said Will and the First and Second Codicils thereto shall be read and construed as if the name of the said John Adamthwaite were substituted therein as one of the Executors and trustees thereof in lieu of the name of the said Charles Hubert Roche And in all other respects I confirm my said Will and the First and Second Codicils thereto IN WITNESS whereof I have set my hand to this Third Codicil to my said Will the Twelfth day of March One thousand nine hundred and twenty six - CHAS ADAMTHWAITE - Signed by the said Testator Charles Adamthwaite as a Third Codicil to his Will in the joint presence of us who in his presence and in the presence of each other have hereunto subscribed our names as witnesses - CHAS H ROCHE - Solr Deventry - HAROLD J WILLIAMS - Solicitor his Managing Clerk

On the 1st day of February 1927 Probate of this Will and Three Codicils was granted

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