

Reverend William Adamthwaite

This is the last Will and Testament of me William Adamthwaite of West Stockwith in the County of Nottingham Clerk. I give and bequeath unto Robert Japes of Gainsboro, Gentleman, Richard Stubbs of Farmer, Richard Chesterton of Sunhouse Gentleman and Simon Grisdale of Farmer all my moneys and securities for money goods chattels personal estate and effects whatsoever and wheresoever and of what nature or kind soever and whether in possession reversion remainder or expectancy upon the trusts following (that is to say) upon trust to pay out and invest the sum of two hundred pounds part thereof on Government or real securities and to pay the annual interest or proceeds thereof unto my daughter Emma the wife of James Raynes to and for her own sole and separate use and benefit independent of the control of her present or any future husband and I direct that her receipt alone without her husband shall be a good and sufficient discharge for such interest dividends or annual proceeds and from and after her decease upon trust to pay and divide the said principal sum of two hundred pounds unto and equally between my two grandchildren James Edwin Raynes and William Adamthwaite Raynes and I direct that each grandchild shall take a vested interest at the age of twenty one years provided nevertheless and my will is that my said trustees and the survivors and survivor of them his executors and administrators shall have full power and authority to pay one half of the said sum of two hundred pounds to my said daughter in order the better to enable her to bring up and educate my said grandchildren and at such times and in such manner as they or he shall deem expedient and her receipt alone for such moneys shall be a sufficient discharge to my said trustees and subject to the payment of the said sum of two hundred pounds upon trust to pay to my son Edwin Adamthwaite a legacy of nineteen pounds nineteen shillings and to deliver to him all my books (except books of accounts and manuscripts and then upon trust that they my said trustees and the survivors and survivor of them his executors and administrators do and shall convert the residue of my personal estate and effects into money and upon further trust to invest the same money in or upon any of the parliamentary stocks or public funds of Great Britain or upon real securities in England with power to vary transpose or alter such securities when and as often as they or he shall think proper and upon trust to pay the annual interest dividends or proceeds thereof unto my said son Edwin for and during the term of his natural life and ... yearly payments and I declare my will to be that my said son shall not have the power to anticipate sell or assign or transfer such interest dividends or proceeds and from and after his decease upon trust to pay assign and transfer and make over the same trust moneys unto and equally amongst all the children of my said son Edwin and each child shall have a vested interest at the age of twenty one years but in case he shall depart this life without lawful issue or having such issue all shall depart this life under the age of twenty one years then upon trust to pay and divide the said trust monies unto and equally between my said two grandchildren James Edwin Raynes and William Adamthwaite Raynes and each grandchild shall take a vested interest at the age of twenty one years and in case either of them shall die under that age then the survivor shall take the whole on his attaining the age of twenty one years provided that in the event of my said son Edwin departing this life without lawful issue then my said trustees shall have full power and authority to invest and apply such part of the residue of my said personal estate as they may think fit in and towards the maintenance education and bringing up of my said two grandchildren during their respective minorities I devise all mortgages and trust estates which may be vested in me at the time of my decease unto the said Robert Tapes Richard Stubbs Richard Chatterton and Simon Grisdale their heirs executors administrators and assignees in joint tenancy subject to and upon the equities and trusts affording the same and I direct that every receipt which shall be given by my said trustees or the survivors or survivor of them his or their executors or administrators to any person or persons paying money to them or him under the trusts of this my will shall be an effectual discharge for so much money as in such receipt shall be expressed to be received and that the person or persons paying such money shall not after taking such receipt be in anywise answerable for the loss misapplication or nonapplication of such money or of any part thereof And I direct that my said trustees shall be responsible only for so much money as shall come to their own respective hands and that they shall not be answerable for involuntary losses or for the acts deeds or defaults of each other and I expressly and specially declare that if either of my said trustees shall pay over to his cotrustee or shall do or In any act enabling him to receive any moneys with a view to the same being applied to general purposes of my Will or for any definite or prescribed purpose

authorized by my Will he shall not be obliged to see to the due application thereof nor shall such trustee be subsequently rendered responsible by an express notice or intimation of the actual misapplication of the same moneys nevertheless I declare that this clause shall not in any manner be construed to restrict the power of such trustee to require from his co-trustee an account of the application of moneys in his hands or to insist on his replacing any sum or sums which said trustee may have misapplied my sole intention being to relieve my trustees from the operation of their rule of equity which renders one trustee liable o make good moneys misapplied by the co-trustee and I empower my said trustees to retain and allow to each other the costs and expences incurred in the execution of the aforesaid trusts or in relation thereto and revoke all former Wills and appoint the said Robert Capes Richard Chatterton Richard Stubbs and Simon Grisdale joint Executors in trust hereof In witness whereof I have to the three preceding sheets set my hand and may hand and seal to this fourth and last sheet this twenty fifth day of April in the year of our Lord one thousand eight hundred and forty-nine William Adamthwaite x his mark signed by the testator in the presence of us who were both present at the same time of such signing and we then attested and subscribed this will in sole presence of the testator Will Plaskett. Wm Heyworth.

This is a codicil to the annexed Will of me William Adamthwaite I declare that subject to the within legacy of two hundred pounds to my daughter and her children that my said son Edwin shall take on my Residencery Personal Estate absolutely instead of for life and I direct my trustees to pay assign and transfer the same to him accordingly dated 25th April 1849 William Adamthwaite x his mark – signed by the Testator in the presence of us who were both present at the time of such signing and we then atten.. and subscribed this will in the presence of the testator – Will Haskett – Wm Heyworth.

Proved at London with a codicil 20th August 1849 before the Worshipful John Eliot Pasley Robertson Doctor of Laws and Surrogate by the oath of Robert Tapes one of the Executors to whom Administration was granted having been first sworn duly to Administer. Power reserved of making the ... to Richard Chatterton Richard Stubbs and Simon Grisdale the other Executors when they shall apply for the same.