

## **Ann Young of Speldhurst, widow 1838**

### **Prob 11/921**

Will made 6<sup>th</sup> June 1838 - Probate 7<sup>th</sup> March 1846

I Ann Young of Speldhurst in the County of Kent Widow do hereby revoke all Wills Codicils and other Testamentary dispositions made by me at any time or times heretofore and do hereby publish and declare this to be my last Will and Testament I bequeath to my daughter **Ann Hopkins** all my wearing apparel and silver spoons Also I give devise and bequeath the messuage or tenement in part whereof I now reside and the remainder thereof being in the occupation of my **Son Richard Young** and the barns stables and other outbuildings yards gardens orchards and several pieces or parcels of land woodland and hereditaments to the said messuage or tenement belonging or used therewith situate and being respectively in the Parish of Speldhurst aforesaid in the said County and in the tenure or occupation as to the principal part thereof of the said **Richard Young** as my tenant and the remainder thereof being in my own occupation and all other my real estate whatsoever And all my money and securities for money and other Personal Estate and Effects and all other the property over which I have any disposing power not hereinbefore disposed of unto my good friends **William Turley** of Speldhurst aforesaid Farmer and **John Turley** of the same place Farmer their heirs executors administrators and assigns according to the nature of the said property upon the trusts following that is to say upon Trust that they the said **William Turley** and **John Turley** or the survivor of them or the heirs executors administrators and assigns of such survivor do call in and convert into money such parts of my personal estate as shall not consist of ready money or securities for money and absolutely sell and dispose of the said messuage or tenement lands hereditaments and real estate hereinbefore devised either altogether or in parcels and by public auction or private contract or partly by public auction and partly by private contract for such sums as the said trustees shall think proper And the said trustees or trustee shall stand possessed of and interested in the money to arise from the conversion and sales hereinbefore directed to be made and from the money or securities of or to which I shall be possessed or entitled at my decease upon the trusts following that is to say upon Trust by with and out of the same to pay my just debts and funeral expenses and after payment thereof and subject thereto to pay and divide the surplus of the said trust moneys unto amongst and between my children the said **Richard Young & Edward Young William Young Henry Young** and the said **Ann Hopkins** in equal shares and proportions as tenants in common their respective executors and administrators and I declare until the sale of the said messuage or tenement lands hereditaments and real estate the rents issues and profits thereof shall be paid to the persons who would be entitled to the moneys to be produced from the sale thereof in equal shares and proportions And I declare that the moneys due and owing to me from my said children or any of them if not paid to my said Trustees and Executors under the powers and authorities hereinbefore contained shall be brought into hotchpot and only accounted for as so much money received by my said children on account or in part of their respective share of the trust moneys payable to them or to which they will become entitled under or by virtue of this my said Will or the trusts therein contained Also I give and devise to the said **William Turley** and **John Turley** all such real estates and property as at the time of my decease shall be vested in me as a trustee or mortgagee To hold the same to the said **William Turley** and **John Turley** their heirs and assigns upon and for the same or like trusts and purposes and subject to the same or the like equity of

redemption as the same estates and property shall be held by me at the time of my decease And I appoint the said **William Turley** and **John Turley** Executors of this my Will And I declare that the receipt or receipts of the trustees for the time being under this my Will for the moneys to arise from the sale of the said messuage or tenement lands hereditaments and for any other sum or sums payable to them or him under or by virtue of this my Will shall effectively discharge the person or persons paying the same from all obligation of seeing to the application and all liability for the misapplication or nonapplication thereof provided always and I do hereby further declare that if the said trustees thereby appointed or any trustee or trustees to be appointed as hereinafter is mentioned or their respective heirs executors or administrators or any of them shall depart this life or decline or become incapable to act in the trust hereby created Then and so often as it shall so happen it shall be lawful for the surviving or continuing trustee by any deed legally executed to appoint a trustee or trustees in the room of the trustee or trustees so dying or declining or becoming incapable to act And upon the appointment of any such new trustee the said trust estate and premises shall be vested in the new trustee or trustees jointly with the surviving or continuing trustee or trustees or solely as occasion shall require And every such new trustee shall have the same powers and authorities as the trustee in whose room he shall be so appointed And I do hereby also declare that the trustees thereby appointed or to be appointed as hereinbefore is mentioned shall not be answerable the one for the other of them or for the signing of receipts for the sake of conformity or for involuntary loss And that it shall be lawful for them out of the moneys which shall come to their hands by virtue of this my Will to reimburse themselves of their cost and expenses and for their loss of time in discharging the trusts hereby reposed in them In witness whereof I the said Ann Young have to this my last Will and Testament contained in three sheets of paper set my hand and seal that is to say my hand to the first two sheets and my hand and seal to this third and last sheet the sixth day of June one thousand eight hundred and thirty eight

*Ann Young*

Signed by the said Ann Young the Testatrix in the joint presence of us who in her presence and the presence of each other have subscribed our names as witnesses the sixth day of June one thousand eight hundred and thirty eight The bequest of wearing apparel and silver spoons to Ann Hopkins in the first sheet having been first inserted by interlineation and the other interlineations and alterations having first been made

*James Newnham of Speldhurst Farmer – William Scoones of Tonbridge Solicitor*

Proved at London the 7<sup>th</sup> March 1846 before the Worshipful John Danberry Doctor of Laws and Surrogate by the oaths of William Turley and John Turley the Executors to whom Admon was granted having been first sworn duly to administer