

Thomas Hayward of Heathfield, Yeoman 1825

PROB 11/1710/234

Will made 9 July 1825, probate 16 March 1826

In the Name of God Amen I Thomas Hayward of Heathfield in the County of Sussex Yeoman being weak in body but of sound and disposing mind memory and understanding Praised be Almighty God for the same do this ninth day of July One thousand Eight hundred and twenty five make publish and declare this my last Will and Testament in manner and form following (that is to say) I will and desire that all my just debts funeral Expenses charges pf proving this my Will and all other incidental expenses be in the first place fully paid I give and bequeath to **Thomas Hayward Ford Son of Elizabeth Ford of Mayfield** in the County aforesaid the Sum of One shilling a Week when he attains six years of age to pay for his Schooling and books and other things that may be necessary for his Education till he attains sixteen years of age and then I give him my Watch and the Interest of Three hundred pounds to be paid him half yearly till he attains twenty five years of age and then I give him the principal I give and bequeath to the said **Elizabeth Ford** the Sum of Fifteen pounds and also the further Sum of three shillings a Week till the said **Son Thomas Hayward Ford** attains the age of sixteen years of age which said weekly payment is upon condition that she behaves well and remains unmarried and without any more children I also give and bequeath to **Abigail Apps** one of the children of my late **Daughter Tryphena Apps** the Sum of one hundred and fifty pounds to be paid her when she attains twenty five years of age and the Interest in the meantime paid her half yearly If the said **Abigail Apps** dies before she attains the age of twenty five years then I give the said sum of One hundred and fifty pounds to be equally divided between her brothers **William and Thomas Apps** or to the Survivor of them to be paid when the youngest of them attains twenty five years of age my Executors are not to pay any Interest to **William and Thomas Apps** for this legacy but the Interest thereof to be considered part of my personal Estate I also give and bequeath to my five **Grandchildren Thomas Hayward Samuel Hayward John Hayward William Hayward and Mary Ann Hayward** children of my late **Son Samuel Hayward** the Legacy of ten pounds apiece to be paid to them when the youngest of them attains twenty five years of age And if any of them die before that time unmarried and childless his her or their part or parts to be equally divided between the Survivors or Survivor of them I also give and bequeath to **Thomas Pettitt** the youngest son of my Daughter **Elizabeth Pettitt** the legacy of ten pounds I also give and bequeath to the aforementioned **William Apps** the like legacy of ten pounds to be paid them when they attain twenty five years of age For the seven last legacies my Executors are not to pay any Interest but the Interest of them to be considered as part of my Personal Estate I also give and bequeath to my Daughter **Mary Crowhurst Widow** the Sum of one hundred pounds and all my printed books I also give and bequeath to **Elizabeth Apps** another daughter of my late **Daughter Tryphena Apps** the Sum of five pounds to be paid her when she attains the age of twenty five years of age Whereas I some years since

purchased a freehold Messuage or tenement with the ground and Appurtenances thereto belonging and now in the Occupation of my **Daughter Mary Crowhurst Widow** situate in the town of Burwash and County aforesaid Also a copyhold Messuage or tenement now or late in two Dwellings with the Ground and Appurtenances thereto belonging now in the Occupation of my **Grandson Jesse White** situate in the parish of Herstmonceux in the County aforesaid and holden of the manor of Herstmonceux Now I do hereby first devise and bequeath the said freehold and copyhold messuages with the ground hereditaments and appurtenances thereto belonging unto **Joseph Errey Farmer** of Warbleton in the County aforesaid In trust to sell and dispose of the same either by auction or private contract for the most money that can or may be had or gotten for the same and convey surrender or assure the said Premises unto the purchaser or purchasers thereof who shall not be answerable for the loss misapplication or nonapplication for such purchase Money and the money thereby arising after payment thereof of all costs charges and expenses attending the sale thereof shall be considered as part of the residual of my personal Estate All the residue of my Estate shall be divided into three parts two thirds of it to be equally divided between my Daughters **Hannah White** and **Mary Crowhurst** but if my Daughter **Hannah White** shall not be then living then I give and bequeath the said two thirds part of the residue to my Daughter **Mary Crowhurst** and the remaining one third part of the residue to be equally divided between **Elizabeth Ford** aforesaid and my aforementioned **Grand daughter Abigail Apps** Lastly I nominate constitute and appoint **Joseph Errey** aforesaid and **James Goldsmith** of the same parish Brickmaker joint Executors In Trust of this my Will and Testament and direct that it may be lawful for my said Executors to retain out of my Estate such costs and charges as they shall pay sustain or be put unto by reason of the trusts hereby reposed or by reason of their acting as Executors to this my Will together with a reasonable allowance for their journeys trouble and loss of time in and about the same And direct them to put out at Interest on land or good Securities such Monies as I may have in hand or they may at any time receive of my property till it shall be wanted for the particular purposes in my Will directed in such manner as shall seem best by them for increase of the same I also direct that my said Executors shall be answerable for his act and receipts only and not the one of them for the other and they shall not be answerable for any loss or miscarriage by any Securities that may happen in my Estate except it be by their own wilful neglect or default In Witness whereof I Thomas Hayward the Testator have to this my Will set my hand and seal the day and year first before written The mark and seal of Thomas Hayward Signed Sealed Published and Declared by Thomas Hayward the Testator as and for his last Will and Testament The interlineation between the first and second lines on the second part being first made in our presence who in his presence at his request and in the presence of each other have subscribed our names as Witnesses Joseph Balcomb Benjamin Hilder Edward Howell

Whereas I Thomas Hayward of Heathfield in the County of Sussex Yeoman have made and duly executed my last Will and testament in writing bearing date the ninth day of July 1825

Now I do ordain this present writing to be a Codicil thereto and to be taken as part thereof I direct in case my Estate is not sufficient to pay the legacies in my said Will given the legacy given to **Thomas Hayward Ford** shall be paid in full and the rest of the legacies diminished in a just proportion to their legacies according to the deficiency In Witness whereof I Thomas Hayward the Testator have set my hand and seal this thirteenth day of August in the year of our Lord 1825 The mark and seal of Thomas Hayward Signed Sealed Published and Declared by the Testator Thomas Hayward as and for a Codicil to his last Will and Testament in the presence of us who in his presence at his request and in the presence of each other have subscribed our names as Witnesses Jacob Hunt Alice Hunt

Whereas I Thomas Hayward of Heathfield in the County of Sussex Yeoman have made and duly executed my last Will and Testament bearing date the ninth day of July 1825 Now I ordain this present writing to be a Codicil thereto and to be taken as part thereof Whereas I did in my said Will give and bequeath to **Elizabeth Ford** one half of one third part of the residue of my personal Estate Now I do hereby declare the said Gift to be void and of none Effect In Witness whereof I have set my hand and seal this twenty fourth day of October in the year of our Lord 1825 The mark and seal of Thomas Hayward Signed Sealed Published and Declared by the Testator Thomas Hayward as and for a Codicil to his last Will and Testament in the presence of us who in his presence at his request and in the presence of each other have subscribed our names as Witnesses Richard Jarvis Fry Samuel Saunders

Whereas I Thomas Hayward of Mayfield in the County of Sussex Yeoman have made and duly executed my last Will and Testament in writing bearing date the ninth day of July 1825 Now I do ordain this present writing to be a Codicil thereto and to be taken as part thereof Whereas I did in my said Will did give my daughter **Mary Crowhurst** a share in the residue of my personal Estate Now I do hereby direct that One hundred and fourty three pounds Money that she owes me shall be taken from my said Daughters part and put to the other parts according as is my said Will directed In Witness whereof I have set my hand and seal this eighth of November in the year of our Lord 1825 The Mark and Seal of Thomas Hayward Signed Sealed Published and Declared by Thomas Hayward the Testator as and for a Codicil to his last Will and Testament in the presence of us who in his presence at his request and in the presence of each other have subscribed our names as Witnesses The mark of Robert Pettitt The mark of Stephen Weston

Proved at London with three Codicils 16th March 1826 before the Worshipful John Trenchard Pickard Doctor of Laws and Surrogate by the Oaths of Joseph Errey and James Goldsmith the Executors to whom Administration was granted being first sworn duly to Administer