

FAMILY RECORDS CENTRE

PREROGATIVE COURT OF CANTERBURY PROBATE RECORDS

ABSTRACTS OF WILLS

PROB 11/938/169 folio 254

Will of Francis Newman of North Cadbury co. Somerset

Dated 30 May 1767

Proved 29 April 1768

To friends William Brage of [blank] co. Essex esq. and Dodington Hunt of Pitcombe co. Somerset Esq. all manors lands tenements and hereditaments whatsoever:

Several tenements in the possession of John Perry, Deborah Sumes, Agatha Plucknett, Margaret Cornish, John Slade and the tenement called Hewlett's Mill in the possession of [blank] Day except those tenements in South Cadbury in the possession of [blank] Mitchell and [blank] Hutchings Esq. and John Slade and [blank] Banger widow and a tenement in Sparkford called Thorns now in the possession of [blank] Guyer of Sherborne brazier to use rents and profits

In trust

To pay debts and funeral expenses

To pay my sister Eleanor Baily widow an annuity of £30 in equal quarterly payments for her lifetime

To niece Anne Newman an annuity of £25 in equal quarterly payments for her lifetime

To Miss Susannah Bennet an annuity of £18 in equal quarterly payments for her lifetime

To servant Jenny Phillips an annuity of £20 in equal quarterly payments for her lifetime

To servant Samuel Arthur an annuity of £10 in equal quarterly payments for his lifetime

To servant James Day an annuity of £5 in equal quarterly payment for his lifetime

To nephew Charles Newman an annuity of £20 in equal quarterly payments for his lifetime provided that if he shall at any time assign the annuity to any one else he shall forfeit it

If any of these annuities is 20 days late then the recipient has the right to enter any part of the said manors lands tenements hereditaments and premises and take distress until the arrears shall be fully paid

Jonas Blandford of Sparkford is to aid and assist in letting and setting the said estates and to collect and receive the rents issues ad profits thereof, and also the chief rents and other profits and pay these to the trustees.

To Jonas Blandford of Sparkford £5 per annum for his trouble

To Jonas Blandford of Sparkford £100 per annum over and above the £5

To nephew William Baily £400

To Mary and Frances Baily, daughters of the said William Baily £100 each, to be paid to their father for their use

To nephew Rev Henry Newman £400, to be used for the education of his eldest son

To all my servants that shall be living with me at the time of my decease £10 in addition to wages and annuities

To the ministers church wardens and overseers of the poor of the parish of North Cadbury £20 to be distributed amongst such of the poor of the said parish as they shall think fit

To poor of parish of South Cadbury £5

To poor of parish of Sparkford £5

To said William Bragge and Dodington Hunt My capital messuage or mansion house with all and singular offices rights members and appurtenances thereunto belonging and appertaining, all my manors or reputed manors messuages farms lands tenements and hereditaments whatsoever and wheresoever, and all rents ad chief rents reserved due and payable by virtue of any demise lease or grant whatsoever and also the great tithes and glebe lands in Queen Camel co. Somerset, and all other my lands and hereditaments whatsoever whereof or wherein I am seized possessed or any wise entitled unto either in possession or reversion remainder or expectancy , after the acts to be done and performed as aforesaid, for ever
In trust

To use of nephew Francis Newman gent for his lifetime, then

To use of his first son and his heirs male

In default of such first son, to the use of the second son and his heirs male, etc

In default of such issue, to use of nephew Rev. Henry Newman for his life, then

To use of his first son and his heirs male

In default of such first son, to the use of the second son and his heirs male, etc

In default of such issue, to use of nephew John Baily Esq. for his life, then

To use of his first son and his heirs male

In default of such first son, to the use of the second son and his heirs male, etc

In default of such issue, to use of nephew William Baily for his life, then

To use of his first son and his heirs male

In default of such first son, to the use of the second son and his heirs male, etc

In default of such issue, to my right heirs

If any person in possession of the estate shall commit any waste or cut down any trees except because they are decayed or needed for repairs, then their interest shall be forfeited. At least 20 trees of oak ash or elm are to be planted each year

The right of presentation to the churches of South Cadbury and Sparkford shall go with the estate

To Miss Susannah Bennett the two pictures of my self and my dear late wife

To Rev Benjamin Buckler Doctor of Divinity a large piece of plate late of any belonging to my said wife's family made use of for the purpose of placing or set of tea things thereon

To Elizabeth wife of George Prowse Esq. a bed with its furniture that was her late Aunt Mrs. Mary Player's

To trustees all linen, plate all household goods and utensils of household, all the furniture in my said mansion house, and all my pipes hogsheads casks and their vessels and all my brewing vessels and utensils for making cider

In trust for the person in possession of the estate

Francis Newman, Henry Newman, John Baily and William Baily, while any one of them is in possession of the estate may grant part of it except the capital message or mansion house to a wife as part of a marriage settlement

To trustees £50 each, and their costs and expenses

To be privately buried in the parish church of North Cadbury as near as possible to my late wife

Residue to trustees, in trust to pay legacies

Trustees to be executors

Signed: Fran: Newman

Witnesses:

Jacob Wragge, Wm. Way, Richd. Andrews

**Codicil to will of Francis Newman of North Cadbury
Codicil dated 13 August 1767**

All lands in the parishes of Horsington, Castle Cary, Lydford, Hornblotten and Lovington co. Somerset which descended to me upon the death of and as heir to my late nephew Richard Newman of Horsington aforesaid gent, to be sold by the trustees for the best price, to speed up payment of legacies

Any surplus from the sale is to be used to buy freehold lands and tenements in fee simple adjoining as near to my said manors and other estates as possible, such lands to form part of the trust

To Philip Browne £5 5s annuity

To nephews William Baily clerk and Henry Newman clerk £300 each above the £400 in the will

Signed: Fran: Newman

Witnesses: Jacob Wragge, Wm Way, Richd Andrew

Probate granted to Dodington Hunt one of the exors, power reserved to William Bragge Esq.