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# Will of Richard Newman of Fifehead Magdalen, Dorset

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die sunt secunde die mensis Januarij Anno Domini millesimo  
sexcentesimo nonagesimo quinto juramento Henrici Causton Executoris in  
ditto Testamento nominati Cui commissa sunt administratio omnium et singulorum  
honorum jurium et reddituum dicti defuncti de bene et fideliter administrando  
eadem ad sancta Dei Evangelia jurato. Et

Deus meus Firmamentum meum

Am. et duo  
codicilli  
Richard  
Newman  
A2

Confirmatur et Sentent  
10 Januarij 1695

# In the name of God Blessed for ever

Amen Richard Newman of Hfifthead Magdalen in the County of  
Dorset Esquire being thanks to my glorious GOD at this time in good  
health and of sound memory doe make this my last Will and Testament  
in manner following First I doe most humbly and devoutly tender and  
bequeath my precious and immortall Soul into the Armes of my gracious  
Redeemer and Saviour Jesus Christ fervently and faithfully imploring him to  
guide me by his grace here whilst I live in this valley of tears and when I  
dye to receive me into everlasting Glory with Almighty GOD and his blessed  
Angells for evermore Item Whereas I stand seized in fee simple of and in the  
Reversion expectant after the death of the Lady Nevill of and in Thomebury Park  
and severall Lands and Mannors therewithall enjoyed or to be in the parish of  
Thomebury in the County of Gloucester which I lately purchased of John Cary  
and Giles Dent Esquires I doe give and devise the said Park Mannors and  
Lands unto William Denywood my sonne in Law Durr and Peter  
Walter my servant and the Survivour of them and the Executors and Administors  
of such Survivour for and during the time and terme of five hundred years  
to commence immediately after my death But in Trust and confidence that they  
shall after the death of the said Lady Nevill by lease or leases sale or  
otherwise out of the issues and profits of the premises or any part thereof  
and pay the sume of three thousand pounds unto my Grandchild Anne  
Newman when she shall attain the age of one and twenty years or day of  
marriage which shall first happen And also raise and pay the further  
sume of three thousand pounds unto Barbara Newman sister of the said  
Anne when she the said Barbara shall attaine her age of one and twenty  
years or day of her marriage which shall first happen And in case either  
of them shall happen to dye before their said respective ages or dayes of  
marriage Then my will is that the Survivour of them shall have five  
thousand pounds out of the premises ~~2 2 2 2 2 2~~ hereby devised  
in Trust as aforesaid and noe more And this I doe not onely out of the  
naturall affection I beare unto my said Grandchildren but in discharge of  
a Note under my hand and scale to that or some such purpose given by me  
unto my daughter in Law M<sup>rs</sup> Grace Newman their Mother And my  
further will is that in case the said Anne or Barbara shall marry without  
the consent and approbation of Henry Edmonds Esquire their Grandfather  
the said Grace Newman their Mother and Richard Newman their Brother  
the Survivour or Survivours of them that then the said Anne or Barbara  
sho marry without such consent as aforesaid shall respectively have but  
five hundred pounds out of the Trust of the said premises and noe more  
provided always and the true intent and meaning of this my Will is that  
in case my said Grandchild Richard Newman (whom I pray GOD to  
preserve) shall happen to dye without issue of his body whereby severall  
Lands Tenements and hereditaments in Preston in the County of Northampton

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will descend and come unto the said Anne and Barbara as Coheires unto the  
said Richard their Brother which Lands and Tenements by computation will  
be better worth than Six Thousand pounds & in case the said Anne and  
Barbara or either of them shall demand and present at Law my Executors  
hereinafter named for any summe of money given to them or either of them by  
their ffathers last Will, whereof I am said Executor and have proved the same  
or for any money given to them or either of them by the Will of my deare  
wife not proved which summe and summes of money are considerable and in  
uec wise equall to this my bequest to them respectively made or if my said  
Executor shall out of my personall Estate or otherwise raise and pay the said  
severall summes of money hereby bequeathed unto them the said Anne and  
Barbara in manner aforesaid Then my said devise for the said terme of ffive  
hundred years and the said Trust for raising the said severall summes of  
Three Thousand pounds a peire and all other the summe and summes of money  
before mentioned to and for the said Anne and Barbara shall be absolutely  
void and of none effect Any thing herein contained to the contrary thereof in  
any wise notwithstanding Item whereas my said sonne in Law S<sup>r</sup> William  
Donywood by one or more of his Obligacions stands indebted unto me in the  
principal summe of ffive hundred pounds the Interest whereof he the said  
S<sup>r</sup> William by my consent hath paid and agreed he pay unto my deare  
daughter Anna Christophana his wife during her life without any Account  
from her for the same I doe hereby give the said ffive hundred pounds after  
the death of the said Anna Christophana their Mother unto my Grandchildren  
Anne Thomasine Elizabeth Mary and Edward Donywood equally to be  
divided amongst them And if any of them shall dye before marriage I will  
that his or her part soe dyem shall be equally paid to and amongst the  
survivors or survivor of them Item I give and bequeath unto the said  
S<sup>r</sup> William Donywood and Peter Walker and to their Executors Administrators  
and Assignes for and during the remainder of my terme therein All those my  
severall Messuages or Tenements with their appurtenances situate in Custon street  
in the parish of S<sup>t</sup> Margard Westminster in the severall Companies of my selfe  
Francis Dolles Newmā my sonne, Edward Drott my sonne in Law and  
herebefore of one M<sup>r</sup> Coles But nevertheless upon the severall Trusts and  
confidencies following and for use other end whatsoever (that is to say) In trust  
to permit and suffer the said Edward Drott and my deare daughter ffraunce  
his wife to live in and inhabit the said Messuage wherein they now dwell  
for soe many yeeres of the said terme as she the said ffraunce shall happen  
to live without paying any rent for the same And upon further Trust to  
lease or sell the said other three Messuages and the said Messuage in the  
possession of the said Edward Drott after the death of the said ffraunce his  
wife at and for the utmost value, and the monyes which shall or may arise  
by such leases or sale to pay and apply the same to the separate use and  
benefit of the said ffraunce my daughter, and her children by the said Edward  
Drott in such manner and by such proportions as she the said ffraunce shall  
by writing under her hand and seale to be attested by two or more credible  
witnesses direct and appoint And for want of such direction then in Trust to and  
for all and every the daughter and daughters of the said ffraunce by the said  
Edward in equall share and degree each with the other provided alwayes  
and it is my will and meaning that the said severall Messuages shall stand and  
be charged with the yearly rent of ten pounds during the remainder of the  
said terme to be paid by equall half yearly payments to the person or  
persons to whom the Inheritance of the said house shall appertaine in part of

a greater Rent payable by my self for the said premises amongst other things  
 And that my said Executor shall have the use and possession of the said  
 Messuage now in my possession for the space of six months from the time of my  
 death without paying or bring amountable for any Rent for the same Item  
 I give and bequeath unto my said daughter in law M<sup>rs</sup> Grace Newman the  
 house wherein she now dwells situate in Custon street aforesaid for soe  
 many years of my term in the same as she shall continue in her present  
 widowhood And from and after her death or marriage I give the said  
 Messuage unto the said Barbara her daughter for and during all the  
 remainder of the said term which shall be then to come and unexpired  
 But it is nevertheles my will and meaning That they the said Grace  
 Newman and Barbara Newman as they shall respectively be in the  
 possession of the said Messuage soe bequeathed to them shall pay yearly  
 unto my Executors during the said term the summe of forty Shillings in  
 further part of the said greater Rent Item I give and bequeath unto my  
 Granddaughters Frances Katharine and Grace the summe of two hundred  
 pounds apiece to be paid unto them at their respective ages of eighteen years  
 or days of marriage which of them shall first happen And in case either of  
 them shall dye before such age or marriage the share of her soe dyen  
 shall be paid to the survivors by equal proportions And my will is That  
 my said daughter Grace shall receive to her own use and with her own  
 hand exclusive to her husband the Interest of the said six hundred pounds  
 untill they the said Frances Katharine and Grace shall attaine their  
 respective ages of eighteen years or be married for their better maintenance  
 and education which said six hundred pounds I doe soe give as aforesaid  
 in discharge of the like summe given unto them the said Frances Katharine  
 and Grace by the said will of my said dear wife and not otherwise Item  
 I give and bequeath unto all and every the same and summes of my said  
 daughter Grace which she now hath or may have by the said Edward  
 Droll and whith shall be living at the time of my death the summe of one  
 hundred pounds apiece to be paid unto them respectively at such times and  
 by such proportions as my said Executor shall think meet for their  
 Edward and preference And it is my will And I doe hereby direct That  
 the Interest thereof in the meane time be paid to the hands of their Mother  
 the better to enable her to keep and breed them up Item I give unto my  
 Grandsons John Vynham the summe of twenty pounds and unto William  
 and Richard Vynham his Brothers the summe of one hundred pounds  
 apiece to be paid to them at their severall ages and if they attaine their  
 severall ages of one and twenty years And if they the said William and  
 Richard Vynham or either of them shall dye before their said age the  
 part of him soe dying to goe to the survivor And if both of them shall  
 happen to dye before their said ages Then I devise the said two hundred  
 pounds to the children of my said daughter Grace by the said Edward Droll  
 to be divided and paid to them by equal shares Item I give and devise  
 unto my dear Sister M<sup>rs</sup> Jane Cox one Annuity or yearly payment of  
 twenty six pounds of lawfull money of England freed and discharged of  
 and from all manner of Taxes and reprises whatsoever for and during the  
 term of her naturall life to continue from the day of my death and to be  
 paid at the rate of forty Shillings by the month according to the Annuitie  
 months which said Annuity I doe devise to her as aforesaid in full  
 discharge of all Agreements by me heretofore made with my said Sister  
 touching her maintenance and not otherwise And it is my will That shee -

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I should live in the ffishead aforesaid and have from the  
said ffishead sufficient ffisell for ffisina without paying any thing for the  
same. Item I give and bequeath unto my Granddaughter Elizabeth Warr the  
summe of two hundred pounds to be paid unto her at the end of six monthes  
from and after my death if she the said Elizabeth shall be then living. Item  
I give and bequeath unto the said Peter Walter the summe of ffifty pounds  
pounds and unto my Neice Diana Walter wife of the said Peter the summe  
of ten pounds. And unto all my children and Grandchildren and their  
husbands and wives respectively twenty shillings apiece for ringes having  
already liberally provided for them. Item I give and devise unto Anne  
White daughter of my sister Anne White deceased one annuity or yearly  
payment of ffive pounds for and during the terme of her naturall life to be  
paid to her by quarterly payments the first payment to comence from the  
first quarter day next after my decease if she the said Anne lives unmarried  
And this I devise in discharge of the Interest of ffifty pounds given by the  
last Will of my dear Sonne Richard Newman to the poore of ffishead  
aforesaid with an intimation therein that the profits thereof should be  
applied in the first place to such of his kindred in the said parish as  
should happen to be in need or words to that effect. Item I give unto my  
servant Mary Perkins if she lives with me at the time of my death ffive  
pounds to my servant Anne Whyte if she lives with me at my death fforty  
shillings. And to my servant John ffayer if he lives with me at my death  
twenty shillings ever and above the wages which to them at that time  
shall be respectively due and owing. Item I give unto my ancient friend  
Mr Henry Birchhead twenty shillings to buy him a ring. Item I give unto  
the poore of the parish of ffishead aforesaid and to the poore of the parish  
of Wiltshire in the said County of Dorset the summe of ffive pounds apiece to  
be distributed by the Overseers of the poore of the said respective parishes  
And this to enable my said Grandsonne Richard Newman to pay all  
my debts and Legacies and to discharge the said Thornbury Park Lands and  
Tenements of and from the severall and respective summes of money thereupon  
charged as aforesaid. I doe here by constitute and appoint the said Peter  
Walter Executor of this my last Will and Testament In Trust and for the  
only benefit of my said Grandsonne Richard Newman untill he the said  
Richard Newman shall attain his age of one and twenty years and not  
otherwise or for any longer time. And when he shall attain his said age of  
one and twenty years then it is my will that he my said Grandsonne  
shall take upon him the Administration and execution of this my will. And I  
doe here by from thence forward ordain constitute and appoint him the said  
Richard Newman my Grandsonne sole Executor of this my will beseeching  
GOD Almighty to give him grace to walk worthy of him, and to perform  
his deified will and then I am sure he will truly perform mine. And  
lastly I desire to be buried and placed next the Corps of my said deare  
wife in the new Vault which I have lately made with an Isle from the  
Chancel of the parish Church of ffishead aforesaid decently without  
ostentation desiring and imploring GOD Almighty's grace in the means  
time that the feare of GOD may ever rule me in all my thoughts words  
and actions that I may doe justly, love mercy and walk humbly before my  
GOD all the dayes of my life, and so assuredly shall live with him for  
ever in glory, in hopes whereof I doe rejoice exceedingly. In witness  
whereof I have to every sheet of this my will containing in number  
seven sett my hand and to the last sheet only my Seal this Thirteenth

ord.

Day of January Anno Domini One Thousand six hundred twenty three.  
 Annoq; regni Regis et Regine Willi et Marie quinto 23. Ric Newman  
 signed sealed published and declared to be the last Will and Testament of  
 the said Richard Newman containing as aforesaid seven sheets of paper  
 in the presence of William Denywood W<sup>m</sup> Celes Jo<sup>h</sup> Fryer.

**Whereas** upon my Agreement in writing with my Grandson  
 M<sup>r</sup> Thomas Warr concerning the payment of Curo thousand and  
 five hundred pounds and the Interest thereof, the remainder of his Marriage  
 portion with other moneys therein mentioned my said Grandson  
 is left at liberty to take such means and remedy as he may or can upon  
 and against the Rectory of Queen Cancell in the County of Somerset for  
 recovering the Interest of three hundred pounds which Thomas Warr his  
 Grandfather did owe that he heretofore lent upon a Mortgage of part  
 of the said Rectory now in regard Peter Walter one of the persons named  
 in my Will as one of my Executors is well acquainted with all my  
 transactions relating to the premises and with all proceedings had  
 thereupon I do hereby refer the consideration thereof unto him and do  
 direct that he shall by and out of my personal Estate pay unto my  
 said Grandson the Interest money of the said three hundred pounds  
 if he shall receive me to be engaged either in Law or Equity to make  
 payment of the same. And whereas by my said Will I have constituted  
 and appointed the said Peter Walter Executor of the same in Trust for  
 my Grandson Richard Newman untill he the said Richard Newman  
 shall attain his age of one and twenty years and no longer And that  
 from thenceforth the said Richard Newman should take upon himself  
 the Administration and execution thereof now it is my will And I do hereby  
 direct that the said Executorship of him the said Peter Walter shall  
 not determine and be at an end when he the said Richard Newman  
 shall attain his age of one and twenty years But that he the said  
 Peter Walter shall from time to time from thenceforth continue and be a  
 joint and co-Executor with him the said Richard Newman but nevertheless  
 in Trust and for the sole benefit of him the said Richard Newman and not  
 otherwise I give unto my sister M<sup>r</sup> Jane Cop over and besides the  
 yearly payment of twenty six pounds devised unto her by my said  
 Will the sume of thirtie pounds by the year for and during the  
 term of her naturall life to be paid unto her at the rate of twenty  
 shillings by the month according to the Summe months. I give unto the  
 said Peter Walter over and besides the legacy to him given by my  
 said Will the sume of Ten pounds I give unto my servant Mary Chittle  
 if she be living in my service at the time of my death the sume of three  
 pounds And unto my servant Mary Perkins the sume of five pounds  
 over and besides the money given to her by my Will And I do hereby  
 desire and direct that the severall legacies and donations hereby given  
 and made shall be taken deemed and accounted a part of my Will and  
 that these presents containing one sheet of paper and part of another  
 be a Codicill of my said Will In testimony of which I have to the first of  
 the said sheets set my hand and to the last of them my hand and seal  
 this ffifth day of Aprill in the year of our LORD One thousand six  
 hundred twenty five Ric Newman signed sealed and published to be a  
 Codicill of the last Will of the said Richard Newman in the presence of us  
 W<sup>m</sup> Celes Jacob Wade Mary Perkins.

**To all persons** whom these presents shall or may concern  
 Richard Newnan Esquire send greeting Verma de jureis of making a  
 further provision for my deare daughter the weddife of M<sup>r</sup> Edward Stott  
 more then what I have already bequeathd unto her by my last Will and  
 Testament already made in writing I doe hereby give and bequeath unto my  
 Grandsonne John Oxenham in Trust for my said daughter All and every my  
 bedds pewter brass hangings and other household goods which I now have  
 in my house in Cutton street in the City of Westm<sup>r</sup> Except the or verall particulars  
 hereinafter mentioned which is my desire should goe into and be enjoyed by  
 my Grandsonne Richard Newnan That is to say All my Books and other  
 the furniture of my Closet lately taken out of the Hall, and my two bedds  
 call'd the best bedds with all the furniture and appurtenances to them  
 belonging together with six pair of the best sheets and all my plate of  
 what kind soever and twelve of such of my pictures as he the said Richard  
 Newnan shall make choise of, together with two of my best Trunks or Chests  
 And it is my will, that the said household goods soe hereby given and  
 bequeathd as aforesaid In Trust for my said daughter shall from time to  
 time continue and be solely in her my said daughter exclusive of my said  
 right or interest of her said husband And that it shall and may be lawfull  
 for her my said daughter without the approbation or consent of her said  
 husband to give dispose and direct the same household goods to such of her  
 child or children as she shall think fill And I doe hereby also give to my  
 said daughter all my wearing apparrell And whereas I have heretofore  
 subscribed to the stock of the Governour and Company of the Bank of  
 England the summe of six thousand pounds, of which I have paid the summe  
 of six hundred pounds, I doe hereby give and devise in Trust for my said  
 Grandsonne Richard Newnan the said summe of money soe subscribed and  
 the said six hundred pounds soe paid as aforesaid in pursuance of such  
 subscription unto Peter Walker one of the Exors of my said Will his  
 heirs and Assignes for ever by him to be sold if he shall see cause for the  
 benefit and advantage of him the said Richard Newnan I give to my said  
 Grandsonne John Oxenham the summe of five pounds to buy him mourning  
 at my expence all And I doe earnestly intreat and enjoyne my said Grandsonne  
 Richard Newnan in memory of me his most affectionate Grandfather who  
 hath soe largely provided for him not only to take care of but a just my  
 said daughters children by the said Edward Stott her husband in their  
 respective educations and preferments Item I give unto my Cousin Joseph  
 Row and to his two sisters M<sup>rs</sup> Hannah Aldworth and M<sup>rs</sup> Marlow the  
 summe of five pounds apiece And lastly I doe hereby direct and desire That  
 these presents may be taken and esteemed a part of my said Will and for a  
 Codicill of the same In witness whereof I have hereunto sett my hand and  
 seal this sixth day of September Anno Dni one thousand six hundred &  
 twenty five R. Newnan signed sealed and published to be a Codicill of  
 the last Will of me the said Richard Newnan in the presence of us Mary  
 Perkins, Mary Chappel, Martha Dancy her marks.

**Probatum** Londini fuit hujusmodi Testamentum cum  
 duobus Codicillis annexis coram venerabili theg regio vico  
 Senne Richardo Rainis Milite Equum Sertore Curia Prætoratice  
 Cantuariensis Magistro Custode sive Commissario legitime constituto

scilicet die mensis Januarii Anno Domini milio Anglia Millesimo sexcento  
 nonagesimo quinto juramento Petri Waller. Censuratus. Excommunicatus in dicto  
 Testamento nominat. Cui tenetur per administratores omnium et singularium  
 honorum jurium et reddituum dicti decessus de eorum et fideliter administrando  
 eadem ad sancta Dei Evangelia jurat. Rectoria per se sine similitudine  
 parochie Richardo de Wintonia Armigero aliter et veritate in dicto Testamento  
 nominat. cui tenetur eandem petendum.

Em:  
 Georgij  
 Otway

In the name of God Amen

the first  
 day of December in the seventh year of the reign of King William  
 the third over England the first of Anno Domini one thousand six hundred and  
 five I George Otway of the parish of Woking in the County of Surrey  
 a freeman beinge sick in body but of sound minde (praised be GOD) doe make  
 and ordaine my last will and Testament in manner followinge (That is to say)  
 my soul I commend to GOD who gave it me hopinge to be saved by the death  
 of Iesus Christ my Redeemer And I comitt my body to the earth to be decently  
 buried by my Exoritor And as to my worldly Estate my will is that  
 if it shall happen that my wife Johane be insient or with child at the time of  
 my decease Then I give and devise all and singular my Lands Tenements and  
 hereditaments whatsoever both leasehold and freehold unto such child as  
 shall be born of her for ever But if such child shall happen to be  
 born of my said wife as aforesaid shall dye before it's attainment of the  
 age of one and twenty yeeres without issue And in case my said wife be  
 not with child at the time of my decease soe that I have noe issue by her  
 Then I give will devise and appoint all and singular my said Lands  
 Tenements and hereditaments as followeth (That is to say) I give will and  
 devise all my Lands and Tenements lyinge in Dunsfold in the County of  
 Surrey and now in the occupation of Thomas Cumber or his Assignes  
 And also all those my Lands and Tenements in the parishes of Midhurst  
 and Woolavington in the County of Sussex called Hatheres Land now in the  
 occupation of John Cust or his Assignes unto my lovinge Mother Jane Otway  
 widow for the terme of her naturall life And from and after the decease of  
 my said Mother I will and devise the said Lands and Tenements in  
 Dunsfold aforesaid unto my Brother Jacob Otway and to his heires  
 and Assignes for ever And I give and devise my said Lands and Tenements  
 in Midhurst and Woolavington after my said Mothers decease unto my  
 Brother Isaac Otway and to his heires and Assignes for ever Item I  
 give will and devise my Lands and Tenements in Drythet in the said  
 County of Sussex in the occupation of Andrew Tipp or his Assignes unto  
 my said Brother Jacob Otway and to his heires Assignes and  
 Assignes for ever from and after the decease of my said Mother on whom  
 I have sold the same for her life Item I give and devise unto my said  
 Brother Isaac Otway and to his heires and Assignes for ever after  
 the decease of my said wife Johane All those Lands and Tenements that  
 I have sold upon my said wife for her joynture Yet nevertheless it is  
 my will And I doe give and devise out of the said Lands and Tenements  
 in Drythet as aforesaid the summe of two hundred pounds of lawfull  
 English money to be paid unto my said Brother Jacob Otway his Exor  
 and Assignes in his and their owne use within Twelve monthes after the  
 said Lands and Tenements in Drythet as aforesaid shall come to the