

Will of Richard FitzWilliam (1745-1816)

Note: Paragraph breaks have been added to make the will easier to read; underlines _____ indicate words that I could not read; square brackets [] are words where I am uncertain of the transcription.

This is the last Will and Testament of me Richard Fitzwilliam¹ viscount ffitzwilliam of Ireland

I give and devise unto William Sheldon of Grays Inn in the County of Middlesex Esquire and Edward Roberts of the Exchequer Esquire all and every my Manors or Lordships capital Messuages Messuages Lands Tenements & Hereditaments whatsoever & wheresoever in Ireland with their & every of their rights royalties members and appurtenances And also all and every my fee farm Rents Issuing and payable out of & from divers Messuages Lands Tenements & hereditaments in England and in the principality of Wales or either of them and also all those my Manors or Lordships of Lea and Cleaverton² in the County of Wilts and all & every my Messuages Mills ffarms Lands Tythes Tenements & hereditaments in Lea & Cleaverton aforesaid or elsewhere in the said County of Wilts and also all those my Manors or Lordships of Stoke Saint Milbro' and Abson in the County of Salop and all & every my Messuages Mills ffarms Lands Tythes Rectories Advowson Tenements and hereditaments whatsoever to the said last mentioned Manors or Lordships or either of them belonging or in any wise appertaining with their & every of their rights royalties members & appurtenances and also all other my Messuages Mills ffarms Lands Tythes Rectories Advowson Tenements & hereditaments whatsoever in the parishes of Shifnall Delbury and Clee Saint Margaret & elsewhere in the said County of Salop To hold the said several Manors or Lordships capital Messuages Messuages ffarms Lands for farm Rents Tythes Rectories Advowson Tenements and hereditaments hereinafter respectively devised with their and every of their rights royalties members and appurtenances unto the said William Sheldon and Edward Roberts their heirs & assigns to the several uses upon the several Trusts and to & for the several ends intents & purposes and with under and subject to the several powers provisoes and declarations hereinafter mentioned expresses declared & contained of and concerning the same that is to say as to for and concerning all that my Capital Messuage or Mansion House of Mount Merion and the Demesne Lands thereunto belonging part of my said Estates in Ireland To the use of Richard Verschoyle³ of Merion

¹ Richard FitzWilliam (1745-1816) 7th Viscount FitzWilliam of Mount Merrion [[Wikipedia](#)], the Testator, son of Catharine née Decker (1711-1786) and Richard FitzWilliam (1711-1776) 6th Viscount FitzWilliam of Mount Merrion [[Wikipedia](#)], never married but had children by a mistress Marie Anne 'Zacharie' Bernard (1769-?).

² aka Cleverton, Wiltshire

³ Richard Verschoyle (1751-1827), worked for the FitzWilliam Estate, son of Margaret née Motley and Joseph Verschoyle, husband of Barbara née Fagan (?-1837).

Square Dublin Esq^{re} and Barbara⁴ his wife for & during the natural lives of the said Richard Verschoyle & Barbara his wife & the life of the Survivor or longer liver of them but I do hereby declare my will to be that the use hereinbefore declared in favour of the said Richard Verschoyle & Barbara his wife is upon this express condition that they the said Richard Verschoyle & Barbara his wife & the Survivor or longer liver of them do & shall pay all Taxes & other impositions and outgoings in respect of the said Mansion House & Demesne Lands and also that they the said Richard Verschoyle and Barbara his wife shall not nor shall either of them let set demise or otherwise part with the said Mansion House & Demesne Lands or any part thereof to any person or persons whomsoever nor shall they the said Richard Verschoyle & Barbara his wife or either of them cut down any Tree or Trees or permit or suffer any person or persons to cut down any Tree or Trees or lop or top or permit or suffer to be lopped or topped any Tree or Trees nor make or permit or suffer to be made any Bricks or Tyles thereon or on any part thereof nor commit or permit or suffer to be committed any manner of waste spoil or destruction in or upon the said Mansion House & Demesne Lands or any part thereof and that they the said Richard Verschoyle & Barbara his wife & the Survivor of them do & shall at their his & her own proper Costs & charges at all times keep the said Mansion House and all the offices and outbuildings & [ffeuers] thereunto belonging in good substantial Repair on pain of forfeiting their & each of their life Estate upon breach of all or any of the conditions aforesaid and from & after the determination of the said Estate so limited in use to the said Richard Verschoyle & Barbara his wife and the Survivor or longer liver of than by forfeiture or otherwise in their lives time or in the lifetime of the Survivor or longer liver of them to the use of the said William Sheldon and Edward Roberts & their heirs during the natural lives & life of the said Richard Verschoyle & Barbara his wife & the survivor or longer liver of them Upon trust to support & procure the contingent uses Estates & Remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries & bring actions as occasion shall be or require but nevertheless to permit & suffer the said Richard Verschoyle and Barbara his wife & the survivor or longer liver of them to receive & take the Rents Issues & Profits thereof for & during the term of their natural lives & the life of the Survivor or longer liver of them if they he or she shall so long perform fulfill & keep the conditions hereinbefore mentioned in that behalf but not otherwise and from & after the decease of the said Richard Verschoyle & Barbara his wife & the Survivor or longer liver of them or the forfeiture of their his or her life Estates or Estate which shall first happen then as to the said Mansion House & demesne Lands and in the mean time as to all other my said Manors or Lordships capital Messuages Messuages ffarms Lands Rents Tythes Rectories Advowson Tenements & Hereditaments whatsoever & wheresoever both in Ireland and England and in the principality of Wales or elsewhere to the use of the Right Honorable George Augustus Herbert⁵ Earl of Pembroke and Montgomery & his assigns for & during

⁴ Barbara Verschoyle née Fagan (c1750-1837) [[Wikipedia](#)], managed the FitzWilliam Estate, daughter of Elizabeth and Bryan Fagan, wife of Richard Verschoyle (1751-1827).

⁵ George Augustus Herbert (1759-1827) 11th Earl of Pembroke 8th Earl of Montgomery [[Wikipedia](#)], first cousin once removed of the Testator, son of Elizabeth née Spencer (1737-1831) and Henry Herbert

the term of his natural life & from & after the determination of that Estate by forfeiture or otherwise in his life time then to the use of the said William Sheldon & Edward Roberts We & their heirs during the natural life of the said George Augustus Earl of Pembroke and Montgomery Upon trust to support and preserve the contingent uses Estates and Remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries and bring actions as occasion shall be or require but nevertheless to permit & suffer the said George Augustus Earl of Pembroke and Montgomery and his assigns to receive & take the Rents Issues & Profits thereof to and for his and their own use & benefit for & during the Term of his natural life

and from & after the decease of the said George Augustus Earl of Pembroke and Montgomery To the use of the Honorable Sidney Herbert⁶ second son of the said George Augustus Earl of Pembroke & Montgomery and his assigns for and during the term of his natural life and from & after the determination of that Estate by forfeiture or otherwise in his lifetime then to the use of the said William Sheldon and Edward Roberts and their heirs during the natural life of the said Sidney Herbert upon trust to support & preserve the contingent uses Estates and Remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries & bring actions as occasion shall be or require but nevertheless to permit & suffer the said Sidney Herbert and his assigns to receive and take the Rents Issues and Profits thereof to and for his & their own use & benefit for and during the term of his natural life and from & after the decease of the said Sidney Herbert then to the use of the first son of the body of the said Sidney Herbert lawfully begotten and the heirs male of the body of such first sonn lawfully issuing and for default of such Issue to the use of the second third fourth fifth sixth and all & every other the son & sons of the body of the said Sidney Herbert lawfully begotten severally and successively and in remainder one after the other as they & every of them shall be in seniority of age & priority of birth & the several & respective heirs male of the body & bodies of all & every such son & sons lawfully issuing the older of such sons & the heirs male of his & their body & bodies lawfully issuing being always to be preferred and to take before the younger of such sons and the heirs male of his & their body & bodies lawfully issuing

and for default of such issue to the use of the Right Honorable Robert Herbert⁷ commonly called Lord Herbert oldest son and heir apparent of the said George Augustus Earl of Pembroke and Montgomery and his assigns for and during the term of his natural

(1734-1794) 10th Earl of Pembroke 7th Earl of Montgomery [[Wikipedia](#)], husband of (i) Elizabeth née Beauclerk (1766-1793) and (ii) Catherine Simonova née Voronzov (1783-1856).

⁶ Sidney Herbert (1810-1861) 1st Baron Herbert of Lea, first cousin twice removed of the Testator, son of Catherine Simonova née Voronzov (1783-1856) and George Augustus Herbert (1759-1827), husband of Mary Elizabeth Ashe née à Court Repington (1822-1911).

⁷ Robert Henry Herbert (1791-1862), 12th Earl of Pembroke 9th Earl of Montgomery [[Wikipedia](#)], first cousin twice removed of the Testator, son of Elizabeth née Beauclerk (1766-1793) and George Augustus Herbert (1759-1827), never married but fathered children of (i) Alexina Sophia née Gallot (1821-1891) and (ii) Marie Catherine Caroline 'Elisa' née Schaffer.

life and from & after the determination of that Estate by forfeiture or otherwise in his lifetime Then to the use of the said William Sheldon and Edward Roberts and their heirs during the natural life of the said Robert Lord Herbert Upon trust to support & preserve the contingent uses Estates and Remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries & bring actions as occasion shall be or require but nevertheless to permit and suffer the said Robert Lord Herbert and his assigns to receive & take the Rents Issues and profits thereof to and for his & their own use & benefit for and during the term of his natural life and from and after the decease of the said Robert Lord Herbert then to the use of the first son of the Body of the said Robert Lord herbert lawfully begotten and the heirs male of the body of such first son lawfully issuing and for default of such issue to the use of the second third fourth fifth sixth and all & every other the son & sons of the body of the said Robert Lord Herbert lawfully begotten severally & successively and in remainder one after the other as they and every of then shall be in seniority of age and priority of birth and the several & respective heirs male of the body & bodies of all & every such son & sons lawfully issuing the older of such sons and the heirs male of his and their body & bodies lawfully issuing being always to be preferred and to take before the younger of such Sons and the heirs male of his & their body & bodies lawfully issuing and for default of such issue to the use of the third fourth fifth sixth and all & every other the son & sons of the body of the said George Augustus Earl of Pembroke and Montgomery lawfully begotten severally and successively and in remainder one after the other as they and every of them shall be in seniority of age and priority of birth and the several and respective heirs male of the body & bodies of all & every such son & sons lawfully issuing the Elder of such sons and the heirs male of his and their body & bodies lawfully issuing being always to be preferred and to take before the younger of such sons & the heirs male of his & their body & bodies lawfully issuing

and for default to such issue To the use of the Right Honorable Thomas Earl of Onslow⁸ & his assigns for & during the term of his natural life and from & after the determination of that Estate by forfeiture or otherwise in his life time then to the use of the said William Sheldon & Edward Roberts & their heirs during the natural life of the said William Sheldon & Edward Robert & their heirs during the natural life of the said Thomas Earl of Onslow Upon trust to support & preserve the contingent uses Estates and Remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries & bring actions as occasion shall be or require but nevertheless permit & suffer the said Thomas Earl of Onslow and his Assigns to receive & take the Rents Issues & Profits thereof to and for his & their own use & benefit for and during the term of his natural life and from & after the decease of the said Thomas Earl of

⁸ Thomas Cranley Onslow (1754-1827) 2nd Earl of Onslow [\[Wikipedia\]](#), second cousin of the Testator; son of Henrietta née Shelley (1729-1802) and George Onslow (1731-1814) 1st Earl of Onslow [\[Wikipedia\]](#), husband of (i) Arabella née Mainwaring-Elleker (1755-1782) and (ii) Charlotte née Hale (?-1819).

Onslow To the use of the Right Honorable Arthur Onslow⁹ commonly called Viscount Cranley oldest son and heir apparent of the said Thomas Earl of Onslow and his Assigns for and during the term of his natural life and from & after the determination of that Estate by forfeiture or otherwise in his life time then to the use of the said William Sheldon and Edward Roberts and their heirs during the natural life of the said Arthur Viscount Cranley Upon trust to support & preserve the contingent uses Estates and Remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries and bring actions as occasion shall be or require but nevertheless to permit & suffer the said Arthur Viscount Cranley and his Assigns to receive & take the Rents Issues & Profits thereof to and for his & their use & benefit for & during the term of his natural life and from and after the decease of the said Arthur Viscount Cranley To the use of the first son of the body of the said Arthur Viscount Cranley lawfully begotten & the heirs male of the body of such first son lawfully issuing and for default of such issue to the use of the second third fourth fifth sixth and all & every other the son & sons of the body of the said Arthur Viscount Cranley lawfully begotten severally & successively & in remainder one after the other as they & every of them shall be in seniority of age & priority of birth & the several & respective heirs male of the body & bodies of all & every such son & sons lawfully issuing the older of such sons & the heirs male of his & their body & bodies lawfully issuing being always preferred & to take before the younger of such sons & the heirs male of his & their body & bodies lawfully issuing

and for default of such issue to the use of the Honorable Thomas Cranley Onslow¹⁰ second son of the said Thomas Earl of Onslow & his assigns for & during the term of his natural life and from & after the determination of that Estate by forfeiture or otherwise in his life time then to the use of the said William Sheldon and Edward Roberts & their heirs during the natural life of the said Thomas Cranley Onslow upon trust to support & preserve the contingent uses estates & Remainders hereinafter limited from being defeated or destroyed & for that purpose to make entries & bring actions as occasion shall be or require but nevertheless to permit & suffer the said Thomas Cranley Onslow & his assigns to receive & take the Rents Issues & Profits thereof to & for his & their own use & benefit for & during the term of his natural life & from & after the decease of the said Thomas Cranley Onslow To the use of George Augustus Onslow the present oldest son of the said Thomas Cranley Onslow and his assigns for & during the term of his natural life and from & after the determination of that Estate by forfeiture or otherwise in his life time then to the use of the said William Sheldon & Edward Roberts & their heirs during the natural life of the said George Augustus Onslow Upon trust to support &

⁹ Arthur George Onslow (1777-1870, 3rd Earl of Onslow [\[Wikipedia\]](#), second cousin once removed of the Testator; son of Arabella née Mainwaring-Elleker (1755-1782) and Thomas Onslow (1754-1827), husband of Mary née Fludyer (1793-1830).

¹⁰ Thomas Cranley Onslow (1778-1861) [\[Wikipedia\]](#), second cousin once removed of the Testator; son of Arabella née Mainwaring-Elleker (1755-1782) and Thomas Onslow (1754-1827), husband of Susannah Elizabeth née Hillier (1786-1852).

preserve the contingent uses Estates and Remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries and bring actions as occasion shall be ir require but nevertheless to permit & suffer the said George Augustus Onslow and his Assigns to receive & take the Rents Issues and Profits thereof to & for his & their own use & benefit for & during the term of his natural life and from & after the decease of the said George Augusts Onslow to the use of the first son of the body of the said George Augustus Onslow lawfully begotten & the heirs male of the body of such first son lawfully issuing and for default of such issue to the use of the second third fourth fifth sixth and all & every other the son & sons of the body of the said George Augustus Onslow lawfully begotten severally & successively and in remainder one after the other as they & every one of them shall be in seniority of age & priority of birth and the several & respective heirs male of the body & bodies of all & every such son & sons lawfully issuing the elder of such sons & the heirs male of his & their body & bodies lawfully issuing being always to be preferred & to take before the younger of such sons and the heirs male of his & their body & bodies lawfully issuing

and for default of such Issue to the use of Guilford Onslow¹¹ second son of the said Thomas Cranley Onslow and his Assigns for & during the term of his natural life & after the determination of that Estate by forfeiture or otherwise in his life time then to the use of the said William Sheldon and Edward Roberts & their heirs during the life of the said Guilford Onslow Upon trust to support & preserve the contingent uses Estates & remainders hereinafter limited from being defeated or destroyed and for that purpose to make entries & bring actions as occasion shall be or require but nevertheless to permit & suffer the said Guilford Onslow and his Assigns to receive & take the Rents Issues & Profits thereof to and for his and their own use & benefit for & during the term of his natural life and from and after the decease of the said Guilford Onslow To the use of the first son of the Body of the said Guilford Onslow lawfully begotten and the heirs male of the body of such first son lawfully issuing and for default of such issue to the use of the second third fourth fifth sixth and all & every other the son & sons of the body of the said Guilford Onslow lawfully begotten severally & successively and in remainder one after the other as they and every of them shall be in seniority of age & priority of birth and the several and respective heirs male of the body & bodies of all & every such son & sons lawfully issuing the older of such sons and the heirs male of his & their body & bodies lawfully issuing being always to be preferred & to take before the younger of such sons and the heirs male of his & their body & bodies lawfully issuing and for default of such Issue to the use of the third fourth fifth sixth and all & every other the son & sons of the body of the said Thomas Cranley Onslow lawfully begotten severally & successively and in remainder one after the other as they & every of them shall be in seniority of age & priority of birth and the several & respective heirs male of the body & bodies of all & every such son & sons lawfully issuing being always to be preferred and

¹¹ Guildford James Hillier Onslow (1778-1861) [[Wikipedia](#)], second cousin once removed of the Testator, son of Arabella née Mainwaring-Elleker (1755-1782) and Thomas Onslow (1754-1827), husband of Rosa Anne née Onslow (?-1889).

to take before the younger of such sons and the heirs male of his and their body & bodies lawfully issuing

and for default of such issue to the use of the Honourable Mainwaring Onslow¹² third son of the said Thomas Earl of Onslow and his Assigns for & during the term of his natural life and from & after the determination of that Estate by forfeiture or otherwise in his life time then to the use of the said William Sheldon and Edward Roberts & their heirs during the natural life of the said Mainwaring Onslow Upon trust to support and preserve the contingent uses Estates & Remainders hereinafter limited from being defeated or destroyed & for that purpose to make entries & bring actions as occasion shall be or require but nevertheless to permit & suffer the said Mainwaring Onslow & his Assigns to receive & take the Rents Issues & Profits thereof to & for his & their own use & benefit for & during the term of his natural life and from & after the decease of the said Mainwaring Onslow to the use of the first son of the body of the said Mainwaring Onslow lawfully begotten & the heirs male of the body of such first son lawfully issuing and for default of such Issue to the use of the second third fourth fifth sixth and all & every other the son & sons of the body of the said Mainwaring Onslow lawfully begotten severally & successively and in remainder one after the other as they & every of them shall be in seniority of age and priority of birth & the several & respective heirs male of the body & bodies of all & every such son & sons lawfully issuing the older of such sons and the heirs male of his & We their body & bodies lawfully issuing being always to be preferred & to take before the younger of such sons and the heirs male of his & their body & bodies lawfully issuing and for default of such issue To the use of the said Thomas Earl of Onslow his heirs & assigns for ever

provided always and I do hereby declare my will to be that it shall and may be lawful to and for the said George Augustus Earl of Pembroke and Montgomery Sidney Herbert and all & every other the person and persons who by virtue of this my will shall become Tenants for life of and in my said Estates in Ireland (except the said Richard Verschoyle and Barbara his Wife or the Survivor of them) when and as they shall be in the actual possession thereof and in the receipt of the Rents Issues & Profits thereof and being of full and also to and for the said William Sheldon & Edward Roberts and the Survivor of them and the heirs of such Survivor from time to time during the minority of any person or persons who by virtue of this my will shall be Tenant for life or Tenant in tail in possession of my said Estates in Ireland under the limitations hereinbefore contained by Indenture or Indentures to be sealed and delivered by them respectively the presence of & to be attested by two or more credible Witnesses to demise & lease to any person or persons such part or parts of my Lands as are situate lying and being in and adjoining to the City of Dublin for any term or number of years not exceeding one hundred & fifty years in possession but not in reversion or remainder for the purpose of erecting any new building or buildings in continuation of the Streets Squares Alleys Lanes Stable

¹² Lt Col Mainwaring Edward Onslow (1779-1861), second cousin once removed of the Testator, son of Arabella née Mainwaring-Elleker (1755-1782) and Thomas Onslow (1754-1827), never married.

Lanes or in any other respect for the continuation of in addition to the houses & buildings fo the said City of Dublin and in like manner to demise and lease to any person or persons any other Land or Ground being part or parts of my said Estates in Ireland for any term or number of years not exceeding ninety nine years in possession but not in reversion or remainder for the purpose of erecting or building any house or houses building or buildings with a sufficient quantity of Land contiguous to such respective houses to be appropriated for Yards or Gardens to such respective houses and in like manner to demise and lease to any person or persons for any term or number of years not exceeding fifty years in possession but not in reversion or remainder any other part or parts of my said Estates in Ireland and in like manner to demise & lease to any person or persons for any term or number of years not exceeding twenty one years in possession but not in reversion or remainder all & every or any part or parts of my siad Manors Messuages Mills ffarms Lands Tenements Tythes Hereditaments & Premises hereinbefore mentioned to be situate lying & being in the Counties of Wilts and Salop or either of them or elsewhere in England so as there shall be reserved in every such demise or Lease the best or most improved yearly Rent or Rents to be incident to the ___ immediate reversion of the hereditaments so to be demised that can or may be reasonably had or gotten for the same without taking any fine premium or foregift or any thing in the nature of a fine premium or foregift for the making thereof and so as there be contained in every such demise or Lease a condition of reentry for nonpayment of the Rent or Rents to the thereby respectively [reserved] and be not by any Clause or Words therein to be contained made dispunishable for waste or exempted from punishment for committing waste and so as the respective Lessees do execute Counterparts of their respective Leases and also a Clause in the Building Leases that the respective Lesees shall insure & keep insured the respective houses & buildings which may be erected and so demised fromm damage by fire in a competent sum of money

and I give and bequeath unto my brother the Honorable John ffitzwilliam¹³ one annuity or yearly sum of three hundred pounds of lawful money of Great Britain for & during the term of his natural life to be paid & payable to him by half yearly payments on the tenth day of January and the tenth day of July in every year the first half yearly payment to be made on such of the said half yearly days as shall next happen after my decease and from & after the death of my said Brother John ffitzwilliam I give & bequeath the said annuity or yearly sum of three hundred pounds unto my Brother the Honorable Thomas ffitzwilliam¹⁴ for & during the term of his natural life to be paid & payable on the said half yearly days of payment the first half yearly payment to be made on such of the said half yearly days s shall next happen after the decease of my said Brother John ffitzwilliam

¹³ John FitzWilliam (1752-1830), 8th Viscount FitzWilliam of Mount Merrion, brother of the Testator, son of Catharine née Decker (1711-1786) and Richard FitzWilliam (1711-1776), never married.

¹⁴ Thomas FitzWilliam (1755-1833), 9th Viscount FitzWilliam of Mount Merrion, brother of the Testator, son of Catharine née Decker (1711-1786) and Richard FitzWilliam (1711-1776), husband of Agnes née Macclesfield (1739-1817).

Also I give and bequeath unto the Wife of my said Brother John ffitzwilliam one annuity or yearly sum of one hundred & fifty pounds of like lawful money for and during the term of her natural life

Also I give & bequeath unto the Wife of my said Brother Thomas ffitzwilliam one annuity or yearly sum of one hundred and fifty pounds of like lawful money for & during the term of her natural life

Also I give & bequeath unto Henry Bernard¹⁵ of Richmond Green in the County of Surry one annuity or yearly sum of three hundred pounds of like lawful money for & during the term of his natural life

Also I give & bequeath unto ffrances Bernard Wife of the said Henry Bernard one annuity or yearly sum of one thousand five hundred pounds for & during the term of her natural life

Also I give & bequeath unto Cathrine Bernard the Daughter of the said Henry Bernard and ffrances his Wife one annuity or yearly sum of three hundred pounds of like lawful money for & during the term of her natural life

Also I give & bequeath unto Caesar Page now or late of Kensington in the County of Middlesex one annuity or yearly sum of three hundred pounds of like lawful money for & during the term of his natural life

Also I give & bequeath unto Page the present Wife of the said Caesar Page one annuity or yearly sum of one hundred & fifty pounds of like lawful money for & during the term of her natural life

Also I give & bequeath unto Richard Verschoyle hereinbefore described one annuity or yearly sum of Six hundred pounds of like lawful money for and during the term of his natural life

Also I give and bequeath unto Barbara Verschoyle the Wife of the said Richard Verschoyle one annuity or yearly sum of Six hundred pounds of like lawful money for & during the term of her natural life

Also I give & bequeath unto Cassandra [Joy___] now or late of Calais in ffrance one annuity or yearly sum of two hundred pounds of like lawful money for & during the term of her natural life

Also I give & bequeath unto the Reverend Abbé Vinson of ffrance now resident in Euston Square in the Parish of Saint Pancras in the County of Middlesex one annuity or yearly sum of two hundred pounds of like lawful money for & during the term of his natural life

¹⁵ Henry FitzWilliam 'Fitz' Bernard (c1789-?), son of the Testator and Marie Anne née Bernard (1769-?), husband of Frances Newton 'Fanny' née Jarrett (1787-1853).

also I give & bequeath unto Samuel Woodburn of Saint Martins Lane in the County of Middlesex printseller one annuity or yearly sum of one hundred pounds of like lawful money for & during the term of his natural life

Also I give & bequeath unto William Key my Valet de Chambre one annuity or yearly sum of one hundred pounds of like lawful money for & during the term of his natural life

Also I give and bequeath unto Thomas Key Susanna Key & Mary Key the three Children of my said Valet William Key one annuity or yearly sum of one hundred pounds each of like lawful money for & during each of their natural lives to and for each of their own use & benefit

also I give & bequeath unto my Servant George Rowles if living with me at my decease one annuity or yearly sum of fifty pounds of like lawful money for & during the term of his natural life

And I hereby declare my will to be and hereby direct that the several annuities hereinbefore by me given & bequeathed shall be payable & paid out of & charged & chargeable upon my money in the three pounds per cent consolidated Bank Annuities and shall not be charged or chargeable upon any other part of my Estates or Effects whatsoever and that the said several annuities (except the annuity to my Brother John ffitzwilliam & the Reversionary Annuity to my Brother Thomas ffitzwilliam for which days of payment are before mentioned) shall be payable & paid on the tenth day of January & the tenth day of July in every year the first payments to be made on such of the said half yearly days as shall net happen after my decease

and I give & bequeath unto the Chancellor Masters and Schollars of the University of Cambridge All my capital Stock in the New South Sea Annuities to be had & sold by them the said Chancellor Masters & Scholars & their Successors for ever upon the trusts & to & for the intents & purposes hereinafter expressed & declared touching & concerning the same

and as to all my Pictures Portraits Prints Drawings & Engravings whether framed glazed or otherwise and also the frames & Glass thereof respectively All my Books printed engraved or manuscript bound or unbound all my Music bound & unbound All my Busts Statues Medals Gems precious Stones & Bronzes whatsoever which shall belong to me at the time of my decease I give & bequeath the same unto the said Chancellor Masters & Scholars of the said University of Cambridge & their successors for ever Upon the trusts and for the intents and purposes hereinafter expressed declared and contained touching & concerning the same and I do hereby declare my will to be and hereby direct that they the said Chancellor Masters & Scholars do and shall with all convenient speed after my decease by & out of the dividends & annual proceeds of my said New South Sea Annuities so directed to be transferred to them as aforesaid cause to be erected & built a good substantial & convenient Museum Repository or other Building within the

precincts of the said University¹⁶ for the reception & presentation of the said Pictures Books & other Articles or to purchase one or more erections or buildings for that purpose and in the mean time & until such a Museum Repository or other Building shall be erected built or purchased as aforesaid to procure a proper building for their temporary reception & to pay rent and taxes for the same and also to pay & defray all the Costs Charges & Expenses attending the removing & depositing the said respective Articles and I do hereby direct that the said William Sheldon and Edward Roberts or the Survivor of them do cause a regular Schedule or Inventory to be made of the said several Articles and shall cause two fair Copies of such Schedule or Inventory to be made one of which Copies I direct shall be signed by them the said William Sheldon and Edward Roberts or the Survivor of them and that the other Copy shall be signed by the Vice Chancellor of the said University for the time being and that the Copy so to be signed by the said William Sheldon and Edward Roberts or the Survivor of them shall be delivered to the said Vice Chancellor and deposited in the place where the said several articles are kept and that the Copy to be signed by the said Vice Chancellor shall be delivered to the said William Sheldon & Edward Roberts or one of them to be kept by them or one of them

And it is my Will and I hereby direct that none of my said Pictures Books or other Articles before mentioned shall be taken or removed from the Museum or Repository for the time being by any person or persons whomsoever or on any account or upon any pretence whatsoever except only in the case of fire happening and then only during the time the necessity continues

And I do hereby declare my will to be and hereby direct that the expense of keeping such Pictures Books & other Articles before mentioned and the Salaries of Officers & other persons to be employed in or about the same shall be discharged with & out of the Dividends and annual proceeds of the said New South Sea Annuities so given & bequeathed as aforesaid

and I do hereby declare that the bequests so by me made to the said Chancellor Masters & Scholars of the said University are so made for them for the purpose of promoting the Increase of Learning & the other great Objects of that Noble foundation but the particular Economy and disposition of the property comprised in the said Legacies and Bequests I have made & given I commit (subject to the several Trusts hereinbefore expressed) to the direction & management of the said Chancellor Masters & Scholars in such manner as is provided by the Laws & Wages of the said University

and I give and bequeath unto the said William Sheldon & Edward Roberts the sum of one thousand pounds each of lawful money of Great Britain

and I give & bequeath unto each of my Servants living with me at the time of my decease (except the said William Key & George Rowles) the sum of fifty pounds of like lawful

¹⁶ Became the FitzWilliam Museum [[Wikipedia](#)].

money which said Legacies of one thousand pounds each & fifty pounds each I direct shall be paid out of the Residue of my Estate & Effects hereinafter given devised & bequeathed also I give & bequeath unto the said Susanna Key all my household & body Linen to and for her own proper use & benefit

And as to all the Rest Residue & Remainder of my Estate & Effects whatsoever & wheresoever not hereinbefore by me given devised & bequeathed or otherwise disposed of and all my Estate & Interest therein (subject & charged & chargeable with the payment of all my just Debts funeral Expenses and the charges of proving this my Will and also with the payment of the said two Legacies of one thousand pounds each and the said Legacies to my Servants of fifty pounds each) I give devise & bequeath the same & every part thereof unto the said George Augustus Herbert Earl of Pembroke & Montgomery his heirs Exors Admons & Assigns according to the nature & quality of the said Estates & property to and for his & their own proper use & benefit absolutely for ever

And with respect to my funeral I hereby declare my will and mind to be that if possible provided always and I do hereby declare my will and mind to be that if the said William Sheldon and Edward Roberts Trustees in and by this my will nominated & appointed or any future Trustee or Trustees to be appointed in the place or stead of them or any of them as hereinafter is mentioned shall happen to die or be desirous of being discharged of & from or refuse or decline or become incapable to act in the trusts hereby in them reposed before the said Trusts shall be fully executed performed or discharged then and in such case and so often as the same shall happen it shall & may be lawful to and for the surviving Trustees or Trustee whereof shall die or be desirous of being discharged or refuse decline or become incapable to act as aforesaid or for the Exors Admons of the last surviving or continuing Trustee of the same trust Estates monies & premises by any writing or writings under his or their hands & seals or hand & seal to be attested by two or more credible witnesses from time to time nominate constitute or appoint any other person or persons to be a Trustee or Trustees in the place or stead of the Trustee or Trusteed so dying or desiring to be discharged or refusing declining or becoming incapable to act as aforesaid and that when & so often as any new Trustee or Trustees shall be nominated & appointed as aforesaid all the Trust Estates & Monies and Premises which shall then be vested in the Trustee or Trustees do dying or desiring to be discharged or refusing declining or becoming incapable to act as aforesaid either solely or jointly with the other Trustee or Trustees shall be thereafter with all convenient speed conveyed assigned and transferred in such sort and manner and so as that the same shall and may be legally and effectually vested in the surviving or continuing Trustee or Trustees of the same Trust EThank states monies & premises respectively and in such new Trustee or Trustees or if there shall be no continuing Trustee or Trustees of the same Trust Estates monies & premises then in such new Trustees only To the same uses & upon the same Trusts as are hereinbefore declared & expressed of & concerning the same Trust Estates monies & premises respectively the Trustee or Trustees whereof shall so die or be desirous of being discharged or refuse or

decline or become incapable to act as aforesaid or of such of them as shall or may be then subsisting undetermined or capable of taking effect and that every such new Trustee or Trustees shall & may in all things act & assist in the management carrying on and execution of the Trusts to which he or they shall be so appointed in conjunction with the other then surviving or continuing Trustee or Trustees of the same Trust Estates monies & premises respectively if there shall be any such surviving or continuing Trustee or Trustees if not then by themselves as fully & effectually and with all the same power & powers authority & authorities whatsoever to all intents effects constructions and purposes whatsoever as if the or they had been originally in and by this my will nominated a Trustee or Trustees for the purposes for which such new Trustee or Trustees respectively shall be appointed as Trustee or Trustees and as the Trustee or Trustees in this my will named his or their heirs Exors or admors in or to what place such new Trustee or Trustees shall respectively come or succeed are or is enabled to do or could or might have done under & by virtue of this my will if then living & continuing to act in the Trusts hereby reposed in them or him any thing hereinbefore contained to the contrary thereof in any wise notwithstanding

provided also and I do hereby declare my will and mind to be that the said Trustees hereby nominated & appointed or to be appointed by virtue of the proviso last hereinbefore continued and each & every of them and the heirs Exors Admors & assigns of them each & every of them shall be charged & chargeable respectively only for such monies as they shall respectively actually receive by virtue of the trusts hereby in them reposed notwithstanding his or their or any of their giving or signing or joining in giving or signing any receipt or receipts for the sake of conformity and any one or more of them shall not be answerable or accountable for any Banker Broker or other person or persons with whom or in whose hands any part of the said Trust monies shall or may be deposited or lodged for safe custody or otherwise in the execution of the trusts hereinbefore mentioned and that they or any of them shall not be answerable or accountable for any insufficiency or deficiency of any of the trust Securities Stocks or funds or any part thereof nor with or for any other misfortune loss or damage which may happen in the execution of the aforesaid Trusts or in relation thereto except the same shall happen by or through their own wilful neglect or default

and also that it shall and may be lawful to and for them the said Trustees in this my will named and such future trustee or Trustees to be appointed as aforesaid & every or any of them their & every of their heirs Exors admors & assigns by & out of the monies which shall come to their respective hands by virtue of the trusts aforesaid to retain to & reimburse himself & themselves and also to allow his & their Co Trustee & Co Trustees all such costs charges damages & expenses as they or any of them shall or may suffer sustain pay expend disburse be at or put unto in or about the execution of the aforesaid Trusts or in relation thereunto

and lastly I do hereby nominate constitute and appoint the said George Augustus Herbert Earl of Pembroke & Montgomery Sole Executor of this my will

and hereby revoking all other wills and Codicils by me at any time heretofore made I declare this to me my last Will and Testament In witness whereof I the said Richard Viscount ffitzwilliam the Testator have to this my last Will & Testament consisting of twenty sheets of paper to the first nineteen sheets whereof set my hand and to this last sheet my hand & Seal the eighteenth day of August in the year of our Lord one thousand Eight hundred and fifteen — *Fitzwilliam* (S.S.) — Signed sealed published and declared by the said Testator Richard Viscount ffitzwilliam as and for 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 — *J Ward* Bedford Square — *Ja^s Knox* — *Jn^o Talbot* ./.

Proved at London 22nd february 1816 before the Worp^l Sherrard Beaumont Burnaby Doctor of Laws & Surrogate by the oath of the Right Honorable George Augustus Herbert Earl of Pembroke & Montgomery Knight of the Most Noble Order of the Garter the soleExecutor to whom admon was granted hav^g been first sworn duly to administer

Transcribed from images on Ancestry.co.uk [here](#)