

PUBLIC
RECORD
OFFICE

The National Archives



(c) crown copyright

Order of James Dani the Son William Baker and Charles Wought the
Executors to whom Administration was granted having been first sworn
Solely to administer.

James
Dandle

22.

This is the last Will and Testament

of me James Dandle of Sproughton in the County of Suffolk Farmer
with I make in manner following that is to say first I give and a
bequeath all our part and parts as is or are freehold or tenements and
of and in all that mesuage tenement and farm situate in Barton in a
the said County of Suffolk now in the occupation of William Cutting a
and also all those mesuages cottages or tenements situate at Sproughton
afore said now in the occupation of William Coard and William Coilina
with the respective rights members and appurtenances unto Daniel
Underwood of Sproughton aforesaid farmer and my son in law James
Ruffles of Trinley in the said County of Suffolk farmer my Executors
hereinafter named to hold to them the said Daniel Underwood and a
James Ruffles their heirs and assigns for ever upon trust as soon as a
conveniently may be after my decease to sell and absolutely in a
disposal of the said freehold hereditaments and premises either
together or in parcels by public auction or private contract unto a
any person or persons for the best price or prices that can or may
be reasonably obtained for the same with power to buy in the
same or any part thereof at any public auction and to sell the
same or any part thereof at any time or times and to buy in the
same as aforesaid without being answerable for any loss occasioned
by such buying in or resale and I do hereby authorize and empower
my said Executors and trustees or the survivor of them his execu-
tors and administrators to make sale and absolutely dispose of in a
like manner all our part and parts of the said mesuage farm a
lands and hereditaments situate at Barton aforesaid as is or are a
of copyhold or customary tenure and so and shall make and a
execute all necessary contracts with and conveniences to the purcha-
ser or purchasers of the same freehold and copyhold hereditaments
and I declare and direct that the receipt or receipts of my said trustees
or the survivor of them his heirs Executors or administrators shall be
a sufficient discharge or discharges to the purchaser or purchasers of a
the hereditaments and premises herebefore directed to be sold as a
aforesaid for his her or their purchase money or for so much thereof
of as in such receipt or receipts shall be expressed to be received a
and that such purchaser or purchasers his her or their heirs Execu-
tors or administrators shall not be answerable for the nonapplica-
tion or nonapplication of such purchase money so received or in
any part thereof also I give and bequeath all those
mesuages cottages and premises situate at Chappell in the County
of Essex now in the occupation of my daughter Ann Beardwell a
widow or her undertenants or all my estate and interest therein
and of which I am now mortgaged in possession by demise from a
James Beardwell deceased for the term of a term of two thou-
sant years for returning the payment to me my Executors admi-
nistrators or assigns of the sum of two hundred and forty pounds
and interest together with the said principal money and interest
thereby secured unto the said Daniel Underwood and James a
Ruffles to hold to them the said Daniel Underwood and James a
Ruffles or the survivor of them his Executors and administrators
upon trust until payment of the principal monies and interest
secured thereupon to receive the same issues and profits thereof a

and after full payment and satisfaction of the same monies and interest to convey assign and transfer the same premises unto the person or persons entitled for the time being to receive the same or as aforesaid or their heirs or assigns or appoint and I declare that my said trustees and executors or the survivor of them his executors or administrators shall stand possessed of the rents issues and profits of the same premises with the meantime and of the principal monies and interest secured a mortgage upon which so paid as aforesaid and the dividends interest and annual proceeds of the same upon trust for the benefit of my said daughter Mrs Deborahwell or to permit her to receive and enjoy such rents or interest and proceeds during her life and after her decease as to the same rents principal sum and interest in trust for and to be equally divided between and amongst the children of my said daughter Mrs Deborahwell and the lawful issue of such of them as shall be dead at the time of her decease share and share alike to be paid to them at their ages of twenty one years and daughters at the same age or marriage which shall first happen the issue of such of my said daughters children as shall be dead as aforesaid to take a share amongst them the share or shares which their parent or parents would have been entitled to if living at the time of my said daughter's decease and the share or shares of any or either of the children of my said daughter who shall die in her lifetime or without having attained the age of twenty one years or before marriage without a lawful issue shall go and accrue to the survivor or survivors of such children and as to for and concerning my Personal Estate and effects I do hereby declare that my said executors and trustees or the survivor of them his executors or administrators shall stand and be possessed of the monies arising from the sale of my real estates at a Charter and Wharfedale aforesaid under the trust and authority hereinbefore contained and of all and singular my goods chattels and effects and all other my personal estate whatsoever and whatsoever upon trust to convert into money and part thereof as shall not consist of money or securities for money and thereout pay and satisfy all my just debts funeral and testamentary expenses and all expenses attending the execution of the trusts and authorities hereby created and (subject to the proviso or condition hereinafter contained) as to the advances made by me in my lifetime upon trust to pay and apply the surplus of the same monies equally between and amongst my son James Double and my daughters Mary the wife of James Chaplin Susanna the wife of the said James Ruffles and Elizabeth the wife of William Wood and the said Mrs Deborahwell a share and share alike but as to the share of the said Mrs Deborahwell of and in the said monies and premises in trust to invest the same in the names of my said trustees and executors or in the name of the survivor of them upon government or approved real security in England with full power from time to time as often as occasion shall require to vary same and upon further trust to pay and apply the interest dividends and annual proceeds thereof unto the proper hands of the said Mrs Deborahwell for her sole use independent of any future husband during her life and from and after her decease upon further trust to pay and apply the share of my said daughter Mrs Deborahwell and of and in the said stocks funds and securities in or upon which the said share shall be invested equally between and amongst the child or children (if more than one) of my said daughter Mrs Deborahwell living at her decease and the issue of such of them as shall be then dead share and share alike in manner as hereinbefore is directed with respect to

Receipts and profits or the monies derived upon or arising from the
said messuages and premises at Chappell aforesaid provided always
and I hereby declare and direct that neither my said Son nor my
said daughters nor any nor either of them shall be entitled to have
or receive the share or shares of the said monies and premises which
they any or either of them shall or may become entitled to under
this my Will or any part thereof until he she and they shall have
accounted for and secured from or set against such share or shares a
such sum or sums of money as I have already advanced or shall a
hereafter during my lifetime advance on security or otherwise to a
them my said Son and daughters and their respective husbands or
any or either of them as may appear by my books or accounts with
or against them respectively or otherwise and that such share or a
shares shall as the case may be be altogether merged in or divi-
dided in proportion to or by the amount of such sum or sums so
advanced to them respectively as aforesaid it being my Will that if
any one or more of my said children shall have received in my life-
time more than his or her share he or she shall take nothing under
this my Will and I do hereby nominate constitute and appoint the a
said Daniel Underwood and James Ruffles Executors of this my a
Will and I declare and direct that my Executors and Trustees or the a
survivor of them his Executors or administrators shall be charged a
and chargeable only for so much money as they or he shall actually
receive by virtue of or under the trusts aforesaid notwithstanding a
their or his joining in receipts for the sake of conformity and that a
either of them shall not be answerable or accountable for the office
of them nor for the acts receipts neglects or defaults of the other of them
but each of them for his own acts receipts neglects and defaults only
nor shall they or he be answerable or accountable for any misfor-
tune loss or damage which may happen in the execution of any a
of the aforesaid trusts or in relation thereto except the same shall a
happen by their or his own wilful neglects or defaults respectively
and also that my said Executors and Trustees and each of them
and the survivor of them his Executors administrators and assigns a
shall and may out of the monies which shall come to them or his
respective a shares by virtue of the trusts aforesaid retain to and a
reimburse themselves and himself respectively and allow to their a
and his or trustee all such losses costs damages charges and expenses
which they or he shall or may respectively suffer sustain expend a
disburse be at or be put unto by reason or means of the trusts hereby
in them and him respects or otherwise whatsoever relating thereto a
and hereby revoking all former Wills and Testaments by me made I a
declare this to be my last Will and Testament In witness whereof a
I the said James Danole the Testator have to each sheet of this my a
last Will and Testament written and contained in four sheets of paper
set my hand this ninth day of August in the year of our Lord one thousand
eight hundred and forty one. James Danole. Signed and a
declared by the said James Danole the Testator as and for his last a
Will and Testament in the presence of us present at the same time a
who in his presence at his request and in the presence of each other a
have hereunto subscribed our names as witnesses. Geo: W. Andrews
Edw. Sudbury. Alfred Humphrey Clerk to Mr. Andrews.

Proved at London the 28th October 1842 before the Judge by the
Oaths of Daniel Underwood and John (in the Will written James) a
Ruffles the Executors to whom administration was granted having
been first sworn by Commission duly to administer.

John