

W.C.R.O. Will of Samuel Woodward of London 1733.

Be it remembered that I Samuel Woodward of the Excise Office London, do this 26th day of February 1730/1 make this my Last Will and Testament as follows viz: All my real estate at Butlers Marston in Warwickshire I give and bequeath to Doctor **Richard Frewin** of Oxford & his heirs on the following conditions, & subject to all the following payments & incumbrances: as first subject to the whole mortgage upon the said estate, & on condition that he the said Doctor **Richard Frewin** shall indemnify my heir Executor or Administrator from any bond or other security which I have or shall have given for payment of the said mortgage. On condition likewise that the said **Doctor Frewin** shall on my death advance so much money as the said mortgage shall then be less than two thousand & three hundred pounds, for the uses hereafter in this my will expressed: As also that the said **Doctor Frewin** shall from my death pay to my wife twenty pounds per annum (without taxes or any deductions) during her natural life, at four equal quarterly payments, & after her death shall pay to my son **John Woodward** a hundred pounds, and a hundred pounds to each of my three daughters. And on farther condition that from and after the death of **Doctor Frewin** & my sister his wife, the said real estate at Butlers Marston, & proper heir of the same, shall stand charged and be liable to pay the further sums of one hundred pounds to my son **John**, two hundred and fifty pounds to my son **Thomas** and a hundred pounds to each of my three daughters, over and above the several sums as before mentioned to be payable to them or any of them on the death of my wife or the sum to be advanced by **Dr.Frewin** on my own death. Also all my personal estate whatever, with the sum of money (as above) to be advanced by **Dr.Frewin** on my death, amounting to whatever the mortgage on my real estate shall then be less than £2,300, I give & bequeath to my son **Thomas Woodward**; He (or his Guardians in his minority) paying out of the same my funeral expences (which I desire may be very moderate), and all other my just debts (the mortgage excepted), & also the sums of five pounds to my wife, ten pounds to my son **John**, & fifty pounds to each of my three daughters. But in case **Dr.Frewin** shall not accept of my real estate on the forementioned conditions, my will is that the same shall be sold to the best purchaser, by the trustees herein after named, for the following uses: (viz) That after payment of the mortgage on the estate, four hundred and fifty pounds, part of the money arising from such sale, shall be placed out on such securities as to my said trustees shall appear safe; the interest of which £450. I give to my wife for her maintenance during her natural life, & after her death £50. of the said principal sum of £450. I bequeath to my son **John Woodward**, one hundred pounds to my son **Thomas Woodward**, & the remaining three hundred pounds to be equally divided betwixt my three daughters. Also all other the money arising from the sale of my real estate, and likewise all my personal estate whatever I give & bequeath to my son **Thomas Woodward**, he (or his guardians in his minority) paying out of the same my funeral expences and all other my just debts (the mortgage on the real estate being excepted), & also the sum of five pounds to my wife, ten pounds to my son **John Woodward** and fifty pounds to each of my three daughters, and farther on condition that he my said son **Thomas** (over & above the forementioned certain legacies to my son **John Woodward** and my three daughters) shall pay two thirds of whatever money the real estate shall be sold for more than or exceeding the sum of two thousand and eight hundred pounds; the two thirds of such overplus of £2800. to be equally divided betwixt my said son **John Woodward** & my three daughters. Provided always that all & every of the legacies or payments in this my will appointed to any of my children, either on **Dr.Frewin's** acceptance or refusal of my real estate, are intended for their own proper uses; & in case any of them die before the same become payable, shall

remain to their heirs, or as either of them if at age shall direct by will or Deed. And (in case of Dr.Frewins refusal), during the time after my death, till my trustees shall have opportunity of selling my real estate to the best advantage, I desire that all the profits arising from the same (after paying & keeping under the interest of the mortgage from time to time) may be paid by the said trustees to my wife, for her own & such childrens maintenance as shall be otherwise unprovided for. Lastly I make & constitute my son Thomas Woodward sole executor of this my last will, and joint trustee with the others (as soon as at age) in what relates to the disposal of my real estate; I likewise nominate & appoint Dr.Richard Frewin of Oxford & his wife my sister Elizabeth Frewin, & Mr.Francis Loggins of the Temple, or of Butlers Marston, to be trustees in what relates to the disposal of my real estate; & also trustees & guardians to my son Thomas Woodward during his minority. And I do hereby publish & declare this to be my last will & testament, as witness my hand & seal the day & year above written.

Signed & sealed & published & declared to be
the last will & Testament in the presence of us
the witnesses & signed by us the witnesses in
the presence of the Testator.

(names missing on the copy)

Proved 3rd day of September, the named executor duly sworn in common form.etc.