
Will of Edward Cope 1826 (CheshireRO, Copy)

Summary

Testator: Edward Cope, Macclesfield, Chester, Yeoman
Executors: son Enos Cope, son-in-law Francis Chapman, William Johnson, Wine Merchant of Macclesfield
Date: 4 January 1826, proved 25 February 1826
Witnesses: William Hyde, John Hammersley, Peter Browne
Will: - £500 to **daughter Elizabeth wife of Francis Chapman**, Butcher of Macclesfield out of 500 year lease to 10 dwellings in Sutton leased to William Johnson, Wine Merchant of Macclesfield
- rest of lease of 999 years to 10 dwellings in Sutton to **son Enos Cope**

Text

1. This is the last Will and Testament of me Edward Cope of Macclesfield in the County of Chester Yeoman made and published as follows that is to say
2. First I will and direct that all my just Debts funeral expenses and the charges of the Probate of this my Will shall be paid by my Executors hereinafter named with all convenient speed after my decease out of my Estate and Effects
3. and subject thereto I do give devise and bequeath direct limit and appoint unto William Johnson of Macclesfield aforesaid Wine Merchant All those my ten Messuages Cottages and Dwelling-houses situate standing and being in Sutton in the said County of Chester with the Rights Members and Appurtenances to the same belonging now in the respective holdings or occupations of Job Bowyer William Oakes and others To have and To hold the same and every part thereof to him the said William Johnson his executors administrators and assigns from the time of my decease for and during the full Time and Term of Five Hundred years (subject nevertheless to the Payment of the rent and performance of the covenants and agreements mentioned reserved and contained in and by a certain Indenture or Deed of Covenants bearing date on or about the fourteenth day of September One thousand eight hundred and twelve and made between John Ryle Esquire of the one part and me the said Edward Cope of the other part whereby the Land on which the said Houses are erected and built was demised to me my Executors Administrators and Assigns for the Term of Nine hundred and Ninety Nine years Upon Trust that the said William Johnson his executors or administrators do and shall from and immediately after my decease stand possessed of the said several Messuages cottages or dwelling-houses and premises with the appurtenances for and during the said term of Five hundred years (subject as aforesaid) To and for the uses Intents and purposes hereinafter expressed and declared of and concerning the same (that is to say)
4. Upon Trust that he the said William Johnson his Executors or administrators do and shall borrow and take up at Interest by Mortgage of the same Hereditaments and premises the sum of Five Hundred pounds and that he or they do pay the same unto my daughter Elizabeth the Wife of Francis Chapman of Macclesfield aforesaid Butcher at the expiration of two months next after my decease
5. And subject to the said Mortgage and Mortgage Term I do hereby give devise and bequeath direct limit and appoint unto my son Enos Cope All those my said Ten Messuages Cottages or Dwelling-houses situate standing and being in Sutton aforesaid with the Rights Members

and Appurtenances to the same belonging To have and To hold the same to him my said son Enos Cope his Executors Administrators and Assigns for and during all the rest residue and remainder of the said Term of Nine Hundred and Ninety Nine years granted thereof in and by the said Indenture or Deed of Covenants subject nevertheless to all and singular the Rents Payments Covenants Conditions Clauses Articles and Agreements reserved expressed and contained in and by the said Indenture or Deed of Covenants and which on my part are to be paid observed and performed

6. And I do nominate constitute and appoint my said son Enos Cope the said Francis Chapman and William Johnson Executors of this my Will
7. And I do hereby declare that it shall and may be lawful to and for my said Trustee and Executors to reimburse and satisfy themselves respectively from and out of the Estate rents monies Effects and premises hereby devised and bequeathed as aforesaid or which my arise thereupon of come to their Hands by virtue hereof all such costs charges expenses and trouble as they may respectively bear pay sustain expend or be put unto in or about the Execution of the Trusts and purpose of this my Will And that my said Trustee and Executors shall not be answerable or accountable for any more rents monies or effects than they shall respectively actually receive under this my Will nor for any loss or deficiency in or to the same rents monies or Effects or to the said hereby devised and bequeathed hereditaments and premises either from insolvent Tenants bad or insufficient Securities or otherwise howsoever unless such loss or deficiency shall happen or be occasioned by or through their or some or one of their willful neglect or Default neither shall they my said Executors be answerable or accountable for the Acts Receipts neglects or defaults of each other but each of them for himself and his own Acts Receipts Neglects and Defaults only
8. And hereby revoking all former wills by me at any time heretofore made I publish and declare this to be my last Will and Testament In Witness whereof I the said Edward Cope the Testator have to this my last Will and Testament set my Hand and Seal this fourth day of January one thousand eight hundred and twenty six

The Mark and Seal of Edward Cope

Signed sealed published and declared by the said Edward Cope the Testator as and for his last Will and Testament in the presence of us who at his request in his presence and in the presence of each other have subscribed our Names as Witnesses

William Hyde
John Hammersley
Peter Browne

The twenty fifth Day of February 1826

Enos Cope, Francis Chapman and William Johnson the Executors in this Will named were sworn in common Form and they further made Oath that the personal Estate and Effects of the Testator within the Diocese of Chester were under the Value of eight hundred Pounds

Before me

Thomas Parker Surrogate

The Testator died the seventeenth Day of February 1826

Probate issued Dated 25th February 1826