

Will of John Greaves 1797 (BIHR)

Summary

Testator: John Greaves, Spofforth Haggs, Spofforth, Yorkshire, Farmer
Executors: wife Mary and sons William and John
Date: 22 November 1796, proved 20 January 1797
Witnesses: Francis Baley, George Linfoot, Wm Macke?
Will: - Farm etc. equally to wife Mary and sons William and John
if they don't agree, William to be bought off with £150
- £150 to daughters Sarah and Ann
- £100 to sons Samuel and Arthur
- £100 to daughter Mary when 21
- property at Kirkby Overblows to wife Mary for her lifetime
thereafter to be sold and the proceeds divided
- £50 to daughter Mary and sons Samuel and Arthur
- rest equally among daughters and sons Sarah, Ann, Samuel, Arthur and Mary
(and William if he has been bought out as mentioned above)

Text

1. This is the last Will and Testament of me John Greaves of Spofforth Haggs in the Parish of Spofforth in the County of York Farmer
2. First I give and bequeath unto my Dear Wife Mary and my two sons William and John All my Farm and Farming Stock, Corn and Hay Horses Cows Sheep Cattle Carnages Husbandry Gear and Utensils belonging my Farm To hold to them in equal Shares and Proportions
3. I also give to my said Wife all my Household Furniture Beds and Bedding Plate and China for her own use and benefit
4. And it is my will and desire that my two Daughters Sarah and Ann may dwell and reside with their Mother as long as they please
5. I give to my daughters Sarah and Ann the Sum of one Hundred and Fifty Pounds apiece to be paid them respectively at the end of Six Calendar Months from my decease with Interest for same after the Rate of Four Pounds and ten Shillings Per Centum Per Annum
6. I give to my two sons Samuel and Arthur the sum of one Hundred Pounds a piece to be respectively paid them on their arrival at the age of Twenty one years but without Interest
7. which Legacies I charge upon my Personal Estate
8. I also give to my Daughter Mary the sum of one Hundred Pounds to be paid her at the Age of Twenty one years which said last mentioned Legacy I charge upon my real Estate Provided always that in case any of my said Sons or Daughters shall happen to die before their respective Legacies become due and payable without leaving lawful Issue, then and in such case, my will and mind is, that the Legacy or Legacies of him or her so dying shall go to the survivors in equal Shares and Proportions to be paid them at such times their original Legacies become payable

9. I Give and Devise to my said Wife and her Assigns for and during the Term of her natural Life All my Houses Lands and Hereditaments at Kirkby Overblows
10. And from and immediately after her decease I Give and Devise the same unto William Outhwaite of Spofforth aforesaid Farmer and William Crosby of Pannal in the said County of York Gentleman and their Heirs Upon Trust with all convenient speed after the decease of my said Wife to sell and dispose of and convey the same Hereditaments and Premises and the Fee Simple and Inheritance thereof unto any Person or Persons whomsoever and his her and their Heirs for such Price and Prices and Considerations in Money as to the said William Outhwaite and William Crosby or the survivor of them or the Heirs of such survivor shall seem reasonable and do and shall upon Payment of the Money arising by such Sale Sign and give a proper Receipt for the same which Receipt shall be a sufficient Discharge to the Purchaser or Purchasers for the Purchase Money therein acknowledged or expressed to be received and such Purchaser or Purchasers shall not afterward be answerable or accountable for any Loss Misapplication or Nonapplication of the said Purchase Money or any part thereof
11. And the clear Money arising from such Sale after defraying the Expenses thereof to pay and apply the same and the Rents and Profits thereof in the meantime until the same shall be sold as aforesaid in manner following, that is to say,
12. The Sum of Fifty Pounds a Piece to each of my Sons and Daughter Samuel, Arthur and Mary
13. And as to the residue thereof to pay and apply the same equally amongst my Daughters and Sons Sarah, Ann, Samuel, Arthur and Mary
14. Provided also that in case my said wife and my two sons William and John cannot agree about the Farm and Farming Stock so given to them as aforesaid my Will and Mind is that my said Wife and my Son John shall have the whole of the same paying my son William the Sum of one Hundred and Fifty Pounds and in such Case my son William shall have an equal Share with the rest of my Children out of the residue of the Money to arise from the sale of my Real Estate if anything remain after paying the several Sums of Money charged thereon as aforesaid
15. I appoint my said Wife and my two Sons William and John joint Executors of this my Will and revoke all former Wills by me made and declare this to be my last Will and Testament
16. In Witness whereof I have hereunto set my Hand and Seal this Twenty second Day of November in the year of our Lord one Thousand seven Hundred and Ninety six

Signed Sealed Published and Declared by the said Testator as and for his last Will and Testament in the Presence of us who all of us in his Presence at his request and in the Presence of each other have subscribed our names as Witnesses, the words "Sarah" and "Wife" having first been interlined

Francis Baley George Linfoot
Wm Macke?

John Greaves

Mary Greaves the widow and one of the Executors named in the within Will was Sworn before the Reverend Edward William Elk? Surrq.

Pass'd 20th January 1797 - u? £300

A Declaration instead of an Inventory of all and singular the Goods Chattels and Credits of John Greaves late of Spofforth Hags in the Parish of Spofforth in the County of York (having Bona Notabilia within the Province of York) Farmer deceased made by Mary Greaves the Widow and one of the Executors named in the last Will and Testament of the said deceased -

This Exhibit declares that to the best of her Knowledge and Belief the Goods Chattels and Credits of the said deceased would not amount to the Sum of six hundred Pounds

Mary Greaves