

PUBLIC
RECORD
OFFICE

The National Archives



(c) crown copyright

when they respectively come of age an equal share amongst the three sisters should be attained the age of twenty one years) of one half the amount of what my property may be realized the rate of any of my daughters before maturity the share shall go to the survivors equally divided or a sole but in case of the death of any my only son the property which may be realized to be divided equally amongst them on their attaining the age of twenty one years my wife, daughter and others falling in will be as equal as what is forth coming from her family and brother in justice and equity and where rights shall be my only son to enforce according to the directions arranged and provided for that purpose the panels in the boxes of my wife to be delivered to her at my decease with one hundred pounds applicable to the purchase of my remarks and her use thereon contained and for the purchase of those books for her use mentioned by me long ago subscribed in the presence of Saml. dave Esq. Southampton Buildings Chancery Lane this nineteenth of August 1811 J. Jopson Oddy
 @ - Witness La. Lowe

20th Oct. 1814
 Appeared personally Thomas Pellatt of Devonshire Hall London Esquire and made Oath that he was well acquainted with Joshua Jopson Oddy formerly of St. James's Square Westminster in the County of Middlesex afterwards of 93 Rathbone Place in the County of Middlesex but late of the Devonshire House for several years before and at the time of his death and having frequently seen him write and subscribe his name in the books become well acquainted with his manner and character of handwriting and subscription and having now carefully viewed and perused the paper writing hereto annexed purporting to be and contain the last will and testament of the said deceased beginning thus "I Joshua Jopson Oddy of St. 2 St. James's Square in the County of Middlesex" ending thus "subscribed in the presence of Saml. dave Esq. Southampton Buildings Chancery Lane this nineteenth of August 1811" and thus subscribed "J. Jopson Oddy" the said paper writing and in the numerous before the whole and contents of the said paper writings beginning ending and subscribed as aforesaid to be all of the proper handwriting and subscription of the said Joshua Jopson Oddy deceased J. Pellatt Esquire was only sworn to the truth of this Affidavit before me J. Dodson Sur. & J. Geo. Silk Not Pub.

On the 27th October 1814 Admon with the will annexed of the Goods Chattels and Credits of Joshua Jopson Oddy formerly of St. James's Square Westminster in the County of Middlesex but at the Devonshire House deceased was granted to Margaret Oddy Widow the mother and next of kin or guardian to Joshua Jopson Oddy the son and Executor according to the tenor for his use and benefit until he attain the age of 21 years being first sworn only to administer.

The
 R^t Honble.
 Charles Henry
 EARL
 of
 Peterborough
 and
 Monmouth

This is the last Will and Testament of me Charles Henry Earl of Peterborough and Monmouth I give and bequeath all my personal estate and effects of whatsoever denomination unto Edmund Durbobus and Counts Trotter of the Strand in the County of Middlesex Executors and assigns In trust to convert the whole of such personal estate and effects into money and out of such money to pay firstly my funeral and testamentary expenses and my debts and mortgage debts secondly the legacies given by this my will and what I shall give by any Codicil or Codicils thereto and thirdly the debts as I shall owe upon mortgage at the time of my decease and all interest thereon and in trust to lay out the ultimate surplus if any of such money in the purchase of freehold manors with houses lands tenements or a tenement in England of an estate of inheritance in fee simple in possession

and to settle and assure the same to such of the uses upon and for such of the trusts, intents and purposes and under and subject to such of the powers and provisions herein after limited declared and expressed of and concerning any real estate as shall be forth the time being subsisting or capable of taking effect And as to all my manors messuages lands tenements hereditaments and real estate whatsoever situated in the County of Wilts or elsewhere I give and devise the same unto the said Edmund Onghobus Coultz Trotter and

their heirs and assigns to the uses following that is to say me in my house or his assigns may during this life receive thereout a yearly rent charge of five hundred pounds and after the decease of the said Joseph Bourne Smith to the use and intent that Constantia Smith now residing in my house or her assigns may during her life receive thereout a yearly rent charge of two hundred and fifty pounds such yearly rent charges respectively without any deduction whatsoever (except in respect of the property tax) and to be respectively paid by four equal quarterly payments in every year And to this further use and intent that if either of the said yearly rent charges shall be in arrear for twenty one days next after any of the days therein before appointed for payment thereof respectively then and in every such case it shall be lawful for the said Joseph Bourne Smith or his assigns or the said Constantia Smith or her assigns as the case may happen to be to enter and distrain upon the said premises or any part thereof and to dispose of the distress or distresses then and there found according to law in the same manner as in the case of distresses taken by landlords for debts reserved upon leases for years to the intent that thereby all arrears of such of the said yearly rent charges as shall for the time being be in arrear and all incidental expenses may be paid and satisfied and to this further use and intent that if either of the said yearly rent charges or any part thereof respectively shall be in arrear for forty days next after any of the days therein before appointed for the payment of the said yearly rent charges respectively then and in every such case although there shall not have been any demand made thereof or of the arrears thereof it shall be lawful for the said Joseph Bourne Smith or his assigns or the said Constantia Smith or her assigns as the case may happen to be to enter upon and to hold the said devised premises or any part thereof and to receive the rents issues and profits thereof or of any part thereof until thereby all arrears of such of the said yearly rent charges as shall for the time being be in arrear and all incidental expenses shall be paid and satisfied and such possession which taken to be without any impeachment of waste And subject as aforesaid to the use of the said Edmund Onghobus Coultz Trotter and

their heirs and assigns during the life of Jane Drarriot Bisset eldest daughter of Drarriot Bisset of in the Isle of Wight I will preserve the routing out remainders therein after limited and upon the other trusts herein after expressed And from and after the decease of the said Jane Drarriot Bisset to the use of the first second third fourth and every other son of the said Jane Drarriot Bisset lawfully to be begotten successively one after another according to seniority and of the heirs male of the respective bodies of such sons respectively lawfully issuing every one of such sons and the heirs male of the body being to take before the younger of the said sons and the heirs male of their respective bodies and in default of such issue to the use of the first second third fourth and every other son of the said Jane Drarriot Bisset lawfully to be begotten successively one after another according to seniority and of the heirs of the body of such sons respectively lawfully issuing every one of such sons and the heirs of the body being to take before the younger of the said sons and the heirs of their respective bodies And in default of such issue to the use of my own right heirs And I appoint that the said Edmund Onghobus Coultz Trotter and

their heirs and assigns

shall during the life of the said Jane Barriot Biset stand seized of the said devised premises upon the trusts following that is to say I in trust to receive the rents issues and profits thereof and thereout to pay the aforesaid yearly rent charges and to keep down the interest of my mortgage debts or of such of them as shall not be paid out of my personal estate by virtue of the direction hereinbefore in that behalf contained And in trust from time to time to place out and invest the surplus of such rents issues and profits in the name of the said the said trustees or in the name or name of the trustee or trustees for the time being of this my will in or upon some or one of the parliamentary stocks or public funds of Great Britain or upon Government or real security in England at interest And from time to time to place out and invest the dividends interest or annual proceeds of such stocks funds and securities in such names or name as aforesaid in or upon any stocks funds or securities of a similar nature and so to take quoties in the way of accumulation and I in trust from time to time to apply such accumulations in or towards satisfaction of my aforesaid mortgage debts or of such of them as shall not be paid out of my personal estate and my will is that my said trustees and my trustee or trustee for the time being shall stand & be possessed of the said accumulations after making such payment thereout as aforesaid upon and for such trusts intents and purposes as are hereinbefore expressed concerning the ultimate surplus of the money which shall be the product of my personal estate provided always And I do hereby declare my will to be that after the said mortgage debts shall have been paid off the accumulations hereinbefore directed to be made of the aforesaid rents issues and profits shall not continue during the existence of any person or persons who would for the time being be tenant or tenants in tail of the said devised premises if the said Jane Barriot Biset were dead but during such existence the surplus of the said rents issues and profits after paying thereout the aforesaid yearly rent charges and after payment of the said mortgage debts shall go and belong to such tenant or tenants in tail in the same manner as if the said Jane Barriot Biset were dead provided also And I do hereby empower the said Edmund Ambrose Coult Trotter and

and the survivors and survivor of them and the heirs or assigns of such survivor at any time or times during the life of the said Jane Barriot Biset to demise or lease the said devised premises or any part or parts thereof for any term or terms of years not exceeding twenty one years in possession at the best and most improved yearly rent or rents without taking any fine premium or foregift for the making of any such lease And I empower my said trustees and such trustee or trustee for the time being to fell and cut down such timber and other trees upon my estates as they or he shall think ought to be felled and cut down and to sell and dispose of such timber and other trees and my will is that the produce of such sale shall be applied in the same manner as hereinbefore is directed towards the ultimate surplus of the money which shall be the product of my personal estate And I declare my will to be that if the said Edmund Ambrose Coult Trotter and

or any one of them or any trustee or trustee for the time being of this my will shall die or be disabled to be discharged from or decline or become incapable to act in the execution of the trusts herein expressed then and in every such case it shall be lawful for the trustee or trustee for the time being or the executors or administrators of the last surviving or continuing trustee by any writing or writings under their his or her hand and seal or hands and seal to appoint any person or persons to be a trustee a trustees in lieu of the trustee or trustees so dying or declining to be discharged or declining or becoming incapable to act as aforesaid and thereupon all the estates monies stocks funds and securities which shall be vested in the trustee or trustee for the time being shall be conveyed paid and assigned in such manner as to vest the same in the surviving or continuing trustee or trustees jointly with such one or other trustee or trustee or in such one or other trustee only as the case may happen to be upon such of the trusts herein expressed concerning the same as shall be then

capable