

Nicholas Slee's will 1804

Transcribed and annotated by Heather Culpin, April 2016-04-29

Nicholas Slee married Hannah Hill, and they had one daughter, Elizabeth. See the family tree at the end, from ancestry.co.uk. Names are highlighted in yellow, and places are highlighted in blue.

God's will be done

I Nicholas Slee of Sampford Peverell in the County of Devon yeoman do make this my last will and testament as follows. First I will that my just debts and funeral expenses be in the first place paid by my Executors in trust hereinafter named. Also I give devise and degurate? to my good friends **Thomas Row of Sampford Peverell** aforesaid **George Barne of Tiverton** in the said County and **John Webber of Halberton** in the said County Gentlemen their heirs executors administrators and assigns all that my **Messuage or Tenement with the appurtenants called Mordles** and all that my part of a certain other Messuage or Tenement called Fars and my **three dwelling houses with the orchards and gardens adjoining called Boobery Tenement or late Waddleton's** and also all those my **four Messuages or dwelling houses with the gardens thereto adjoining called Needes's** all situate in the parish of Sampford Peverell aforesaid and also all other my freehold and leasehold and Messuages Lands Tenements and hereditaments whatsoever and wheresoever to hold the same and every part thereof to them the said **Thomas Row George Barne and John Webber** the ? executors Administrators and Assigns for and during all Estate Rights and Interest therein upon trust nevertheless and to the intent that they my said Trustees shall and do in the first part by with and out of the Clear Rents and Profits of my said freehold and leasehold Messuages Lands and Tenements or out of the Interest and produce of the residue of my Personal Estate hereinafter devised to my said Trustees pay and apply unto or otherwise permit and suffer my dear **wife Hannah** to reserve and take an annuity or clear yearly Sum of thirty pounds by two ? half yearly payments for and during the term of her natural life to and for her sole use and benefit provided my said wife shall surrender release and give up to all said Trustees all Claim and Interest in and to a certain Sum of Money secured to be paid to her after my decease by a Bond made and given by me on our Marriage but nor otherwise the said Annuity to commence from the quarter day next preceding my death and upon this further Trust that my said Trustees shall and do in the next place permit and suffer my said wife to reside in and or **upon my present Dwelling house if she shall think proper and the Orchard and Garden thereto belonging** until my Daughter shall attain the full age of twenty five years or be married before that time with Consent and approbation of my said dear wife and from and after my said Daughter shall have attained her said age of twenty five years or be married with such Consent as aforesaid then upon Trust that my said

Trustees shall and do permit and suffer my said wife during her natural life to reside in and or occupy such equal? half part of my said Dwelling house Orchard and Garden as

she shall choose the same to be equally divided by my said Trustees at the Expense of the Trust Estate and upon Trust to pay and apply unto my said Daughter or otherwise permit and suffer her to receive and take by and out of the Rents and Profits of my said freehold and Leasehold Estates or out of the Survits? and produce of the Residue of my personal Estate as aforesaid the Clear Yearly Sum or Annuity of forty pounds by equal half yearly payments as aforesaid until my said Daughter shall attain her said age of twenty five years or be married with such Consent as hereintofore mentioned and I hereby devise and direct my said Trustees to permit and suffer my said Wife and Daughter or my said wife alone before my said Daughter shall attain the age of twenty one years to occupy the said Estate called Mordles and Booberys or such part thereof as my said wife shall think proper at such yearly Rent as any Indifferent person to be named by my said Trustees and my said wife shall adjudge and determine and that the Business of the Dairy and farm shall be there carried on and conducted by my said wife and daughter for their joint and equal benefit profit and advantage till my said Daughter shall attain such age or be married as aforesaid But when and so soon as my said Daughter shall have attained her said age of twenty five years or be married with such Consent as aforesaid then as to the whole of my said freehold and leasehold Estates hereinbefore devised subject only to the payment of the said Annuity of thirty pounds to my said wife and to the divide of part of the said Dwelling house Orchard and Garden to be occupied by her during her life as aforesaid upon trust for and for the only use and benefit of my said Daughter her heirs Executors Administrators and Assigns for and during all my Estate and Interest therein and to for and upon no other use Trust or purpose no other use Trust of purpose whomsoever also I give to my said Wife the use of such part of my household furniture as she shall think proper for her own use during her natural life and the remaining part of my said household Goods and furniture I give and bequeath to my said Daughter after my wife's decease all

the Rest Residue and Remainder of my Goods Chattels Farming Utensils Store Debts Sum and Sums of Money due to and on Securities or otherwise and all other my personal and Testamentary Estate and Effects whatsoever and wheresoever I give devise and bequeath unto the said Thomas Row George Barne and John Webber their Executors heirs and Assigns upon Trust and to the intent that they may said Trustees shall and do call in receive all such Debts and Sums of Money as shall or may be due and owing to me at my decease and also shall and do Trust to be made and taken a perfect Inventory and Appraisement of my said Store and Goods and shall and do permit and suffer my said wife alone to take such part of my said Store and Goods as they or my said wife shall think proper at such appraisement as aforesaid and the Residue of such Store and Goods shall and do sell and dispose of by public auction or otherwise as my said Trustees shall think proper and upon Trust that they my said Trustees and the Survivor of them his Executors Administrators or Assigns shall and do put lend and place out at Interest the Residue of the Monies so to arise and or receive as aforesaid after payment of my just Death and funeral Expenses and the deficit? of such Annuities as aforesaid of any upon such Real Security or Securities upon Government Security in the Public States? or Funds as they my said Trustees shall think proper and so from time to time to call in and into place out the same again on such security or securities as aforesaid and upon Trust to permit and suffer the Interest Profits and Produce of the Clear Residue of such Monies as aforesaid from time to time to accumulate and be added to the principal Monies and Places put at Interest as aforesaid until my said daughter shall attain her said age of twenty five years or be previously

married with such consent as aforesaid and when and as soon as my said Daughter shall attain her said age of twenty five years or Marriage with such consent as aforesaid then upon Trust that they my said Trustees

or the Survivor of them his Executors or Aduttors? shall and do pay assign and transfer all such Trust Monies as shall be then remaining into their hands and the securities for the same and all Interest then due thereon into my said Daughter her Executors Administrators and Assigns to and for her and their own use and benefit and for no other Trust intent or purpose whatsoever and in case my said Daughter not live to attain her said age of twenty five years and shall afterwards happen to die without having any Child or Children then I do hereby desire and request her to give and dispose of all the property to which she will become entitled under this my will unto and amongst such of my Brothers and Sister as shall be living at her death and the Children of such of them as may be then dead in such manner as she my said daughter may think fit provided always and I do hereby will and direct that in case my said Daughter shall happen to die before she shall attain the said age of twenty five years or be married with such consent as aforesaid then and in such case I do hereby give devise and bequeath all my said Real and Personal Estate herein before given and bequeathed in Trust for the use and benefit of my said Daughter her heirs Executors or Assigns as aforesaid subject to the payment of One Clear Annuity or Yearly Sum of forty pounds to my said wife and her Assigns during her natural life instead of this said annuity of thirty pounds hereinbefore is given to her and payable as hereinbefore in that behalf mentioned and which I do in such case give and direct to be paid to my said wife accordingly unto and amongst my four Brothers and my Sister equally between them share and share alike if then living and to the Children of such of them as may be dead in the same proportion as the parent or parents would have been entitled to if living provided also and I so hereby will and direct that my said Trustees or either of them shall not be actionable or attenuable with or for any new Monies than shall actually be received by them or shall come to their hands respectively by virtue of this my Will nor with or for any cops? or corses? that may happen to the said Trust Estate and Premises as the same shall happen without their or either of their wilful neglect or default nor shall either of them my

said Trustees be answerable or accountable with or for the Acts Deeds or Receipts of the other or others of them but each of them for his own Acts Deeds Receipts and Wilful Defaults only and that my said Trustees or either of them shall and may retain and reimburse himself and themselves respectively all such Costs Charges and Expenses as they or either of them shall or may sustain be at or put into in or about the Execution of this my will or of the Trust hereby in them respectively reposed also I give and bequeath the them the said Thomas Row George Barne and John Webber my said Trustees the Sum of Five Guineas each for their time and trouble in and about the Execution of the Trusts of this my will Also I give to my said wife ten pounds and I so hereby now make constitute and appoint my said wife and the said Thomas Row George Barne and John Webber Executors In Trust of this my last Will and Testament hereby revoking all former and other Wills by me made and do declare this to be my last Will and Testament in witness whereof I have to oath Sweet? of this my last Will and Testament contained in fives sheets of paper set my hand and seal the fourteenth day of March in the Year of our Lord one thousand eight hundred and four Nicholas Slee (55) - Signed Sealed Published and Declared by the said Nicholas Slee the Estator as and for this last Will and Testament in the presence of us who have hereunto subscribed our names as

Witnesses thereto in his presence and at his request and in the presence of each other of us after Interlining? the Words Also I give to my said wife ten pounds - **John Wood - Richard Strong - John Collyns**

I Nicholas Slee

of Sampford Peverell in the County of Devon yeoman Did make my last Will and Testament bearing date the thirteenth day of March in the year One thousand eight hundred and four and I do hereby ratify and confirm the same except only as is hereinafter mentioned (that is

to say) if my **Daughter Elizabeth** doth happen to be married before she hath attained the full age of twenty five years and without the consent of my wife and doth die before she shall have attained the age of twenty five years having any Child or Children of her Body lawfully begotten then I so hereby authorise empower and direct **Thomas Row George Barne and John Webber** being the Trustees named in my said Will or the Survivors or Survivor of them his Executors or Administrators to procure and raise by calling in such of the Trust Money as they may have put upon Interest and if that shall happen to be insufficient then by selling any such part of my Estate and Effects as they shall think proper the Sum of Five hundred pounds if my said Daughter shall so die leaving one such Child and the Sum of One thousand pounds if she shall so die having two or more of such Children which Money so by them to be raised they shall put or lend on Interest as directed for the Money in my said Will and shall pay the said Sum of Five hundred pounds to such Child if there happens to be one only when he or she attains the age of twenty one years or the said Sum of One thousand pounds to such two or more Children of my said Daughter in equal shares or proportions when and as they shall respectively attain to their ages of twenty one years and if either or any of such Children shall happen to die before he she or they do attain to the age of twenty one years then the share or shares parts or portion of his her or them so dying shall be equally divided amongst such of them as shall attain to that age if more than one and if only one of such Children shall survive and attain to that age then the whole Sum shall be paid to such Survivor and in the mean time my said Trustees shall or may apply the Interest and Produce of the Money to so be lent for or towards the maintenance Education Apprenticeship or advantage of such Child or Children in such manner as they shall think proper and if such Child or Children shall or do all die without attaining to the age of twenty one

years then my said Trustees shall pay over all such Money as shall be then in their hands by means of this Trust and Assign such Securities as they may have for the Trust Money lent by them unto my Brothers and Sister and their Children in the same manner and proportion as they will be entitled to my other Estates and Effects my means of my said will which Estates and Effects I do hereby also will and direct that they shall have as in the said will is mentioned subject only to the payment of Five hundred or one thousand pounds to the Child or Children of my said Daughter if she dies under the age of twenty five years in manner as aforesaid and exception only as is hereinbefore mentioned I so ratify and confirm my said Will and do direct that this shall be an addition or Codicil thereto in Witness whereof I have hereto set my hand and seal the twenty eighthly of June in the year of our Lord One thousand eight hundred and four - Nicholas Slee (55) - The above was signed and sealed by Nicholas Slee the Estator who declared the same to be an addition or Codicil to his last Will and Testament in the presence of us who have hereto subscribed our names as witnesses at the request of the said Nicholas Slee and in his presence and in the presence of both of us - **John Curwood James**

Dodge.

This Will

was proved at London with a Codicil the Fifteenth day of August in the year of our Lord one thousand eight hundred and four before the Right Honourable Sir William Wynne Knight Doctor of Laws Master Keeper or Commissary of the Prerogative Court of Canterbury lawfully constituted by the Oath of **Hannah Slee** Widow the Relict of the deceased and out of the Executors named in the said Will to whom administration of all and singular the Goods Chattels and Profits? of the deceased was granted having both first sworn by Commission duly to Administer power reserved or making the like Grant to **Thomas Row George Barne and John Webber** the other Executors named in the said Will where this shall apply for the Same



