

PROB 11/803 – The National Archives: (David Hughes 1700-1753)

I David Hughes of Castlett in the County of Gloucester Esquire being weak in body but of sound mind memory and understanding do make this my last will and testament in manner following that is to say first I give and devise to my sister Eleanor the wife of Thomas Vernon of the City of Gloucester Esquire one undivided moiety of all that my manor or reported manor of Lower Guiting in the said County of Gloucester and of all Royalties Rights Privileges and appurtenances to the same belonging and appertaining and also of all those my messuages cottages lands tenements and hereditaments whatsoever with their and every of their appurtenances situate standing lying and being within the manor and parish of Lower Guiting aforesaid both in possession and reversion to have and to hold the same with their and every of their appurtenances from and immediately after my decease unto the said Eleanor Vernon her heirs and assigns for ever Item I give and devise unto Edmund Chamberlayne the younger of Mangersbury in the said County of Gloucester Esquire and John Parsons of Manton in the same County clerk the other undivided moiety of all that my said manor or reputed manor of Lower Guiting aforesaid and of all Royalties Right Privileges and appurtenances to the same belonging and appertaining and also of all those my messuages cottages lands tenements and hereditaments whatsoever with their and every of their appurtenances situate standing and being within the Manor and Parish of Lower Guiting aforesaid both in possession and reversion to have and to hold the same with their and every of their appurtenances from and immediately after my decease unto the said Edmund Chamberlayne and John Parsons their executors administrators and assigns for and during and unto the full end and term of forty years In trust nevertheless to and for the several uses intents and purposes hereinafter expressed and declared of and concerning the same and from and after the expiration or other sooner determination of the said term of forty years I give and devise the same moiety unto my nephew David Hughes Holland eldest son of John Holland of Mickleton in the said County of Gloucester Gentleman by my sister Emlin his wife to have and to hold the same to the said David Hughes Holland his heirs and assigns from hereforth for ever Item I do hereby declare and appoint that the said term of forty years herein before vested in and limited to the said Edmund Chamberlayne and John Parsons their executors administrators and assigns is so vested in and limited to them upon this special trust and confidence that they the said Edmund Chamberlayne and John Parsons and the survivor of them and the executors and administrators and assigns of such survivor shall receive and take the rents issues and profits of the last mentioned moiety of the said manor messuages cottages lands tenements and hereditaments with their appurtenances until they have thereby raised the sum of four hundred pounds and that as soon as the said sum of four hundred pounds shall be so raised I will and appoint that the same shall be paid by the said trustees and divided amongst the younger children (that shall be so at the time of my decease) of the said John Holland and Emlin his wife and the survivors of them share and share alike and when the said sum of four hundred pounds shall be so raised and paid as aforesaid that then and in such case the said

term of forty years shall cease determine and become void Item I give and devise all my messuages lands tenements and hereditaments in Caslett in the said County of Gloucester and the Parish of Fulbrook in the County of Oxford with their and every of their appurtenances unto my sisters Eleanor Vernon Emlin Holland and Colles Smart to have and to hold the same to the said Eleanor Vernon Emlin Holland and Colles Smart their heirs and assigns for ever as tenants in common and not as joint tenants Item I give ten pounds to the poor of the Parish of Lower Guiting aforesaid Item I give ten pounds a piece to the said Edmund Chamberlayne and John Parsons Item I give two hundred pounds to my house-keeper Mrs Mary Rolles Item I give to the said John Holland what moneys he now stands indebted to me and the further sum of one hundred pounds Item I give and bequeath to my said nephew David Hughes Holland my silver decanter and to my sister Holland six silver spoons Item I give devise and bequeath all the residue of my personal estate of what nature or kind so ever unto the said John Holland to hold the same to the said John Holland his executors and administrators in trust that he or they shall immediately after my decease convert the same into money and thereout pay my just debts and funeral expenses and after payment thereof place the remainder out at interest and apply the interest thereof to and for the use benefit maintenance and education of the younger children of the said John Holland and Emlin his wife (which shall be so at the time of my decease) and the survivors of them share and share alike until they shall respectively attain to the age of twentyone years and as soon as they shall respectively attain to that age I will direct and appoint that they and the survivors of them shall have and receive of and from the said John Holland an equal share of the principal sum which shall be raised as aforesaid out of the residuum of my said personal estate and I do hereby nominate ordain and appoint the said John Holland sole executor of this my Will and Testament hereby revoking all former and other Wills by me at any time heretofore made I witness whereof I have to this my last Will and Testament contained in three sheets of paper set my hand and seal to each sheet the eleventh day of August in the year of our Lord One thousand seven hundred and fifty three (signed his name) signed sealed published and declared by the testator as and for his last Will ad Testament in the presence of us who have attested the same in the testators presence and at his request the words (the younger) in the first sheet the words (as soon) and the words (Item I give and bequeath to my said nephew David Hughes Holland my silver decanter and to my sister Holland six silver spoons) in the second sheet being first interlined (signed by Richard Charles; Augustin Greening and William Stephens). This will was proved at London 31 Aug 1753 by the oath of John Holland.