

Last Will & Testament – Marmaduke Willis, 1806

Name:	Marmaduke Willis
Date of Will:	10 June 1803
Date of Codicil:	4 June 1806
No. of Pages:	5 (including Codicil)
Probate Date:	18 Nov 1806
Residence:	Egham, Surrey, England
Original Executors:	Jane Willis (wife), Michael Willis (brother), James Willis (brother)
Final Executors:	Jane Willis (wife), Michael Willis (brother), Johnson Rowles Thomas (son-in-law), Robert Stracey Irish (son-in-law)
Source:	The National Archives; Kew, England; <i>Prerogative Court of Canterbury and Related Probate Jurisdictions: Will Registers</i> ; Class: <i>PROB 11</i> ; Piece: <i>1452</i>

Note: James Willis, brother, one of the original executors, died in 1794.

John's the last Will

of my said deceased Will's of Legaim in the
County of ... and first I direct that all
my just debts duties funeral and testamentary
charges and expences may be fully paid and
satisfied & give and bequeath unto my dear
wife said Will's all my plate silver clothe
and household furniture whatsoever for her
own use and benefit except my silver tentard
marked ... Will's where I thereby give unto
my dear ... Will's I also give unto my
said wife ... of one hundred pounds to
be paid ... after my
death all the rest residue and remainder of
my estate and effects whatsoever and whatsoever
I give and bequeath unto my Brother
... Will's and my nephew James ...
of the ... of James ...
within the liberty of Westminstere ... to for
and upon the following uses trusts ends &
duties and purposes that is to say Upon
Trust to divide all the stock and money in
the funds together with the interest and
dividends that shall be there in ...
and which shall be standing in my name
in the books kept at the Bank of England
for that purpose unto and equally
amongst all my children that shall be
living at my death ... and ...
... alike upon their attaining their
respective ages of twenty one years and ...
the interest and dividends that shall accrue
in or on the said or shares of such child or
children that shall not have attained such
age I direct to be appropriated for and towards
the better educating maintaining and bringing
up till that period but nevertheless I direct
my Executors in making such division to deduct
from the share or part of such child or children
such sum and sums of money as it shall
appear I have advanced to such child or children
respectively in my life and for the purpose of
preventing any dispute I do direct that
I have already advanced my daughter Sami
Will's five hundred pounds and the like sum
of five hundred pounds to my daughter
Elizabeth ... I direct deductions
to that amount to be made from their respective
shares of my said hundred property and as to for
and paying all my legacy money ...
... or
... for ... I direct my said
Executors to call in such sums as shall be due
and owing to me as aforesaid in the most
speedy and effectual manner that they lawfully
can and shall and do invest the same a

together with the said ready money in the
public funds or stock of this Kingdom in their
names and do and shall receive the annual
Interest Dividends profits and produce thereof
and pay the same unto the hands of my said
wife until my youngest child shall
attain its age of twenty one years the better to
enable her to maintain and provide for herself
and my said children till they shall respectively
attain that age and upon such youngest
child attaining its age of twenty one years
upon trust that the said Michael Willis
and James Willis and the survivor of them and
the Executors and Administrators of such
survivor do and shall invest two thousand
pounds part thereof in the five per cent
loyalty annuities for the purpose of making
a fund to raise an annuity of one hundred
pounds per annum out of the Dividends thereof
whereof I direct to be paid to my said wife for
and during the term of her natural life and
the rest and residue thereof upon trust equally
to divide amongst all my children that shall
be living at my said wifes decease share and
share alike and as to for and tutoring my
farming stock corn hay Supplements in
husbandry and every species of property necessary
to carry on my farm I do give to the said
Michael Willis and James Willis and to the
survivor of them and to the Executors and
Administrators of the survivor upon trust to
permit my wife to manage and carry on
the said farming business in the same manner
that I do now do at Llanmwrtha with the
assistance of my sons Thomas and Michael
and Solomon Willis provided that the same
shall not be done without the approbation of my
landlord Richard Wyatt Esq; and where I trust
as will not object to I having experienced
repeated acts of friendship from him until
my youngest son Solomon shall attain his
age of twenty one years and I do give and
bequeath the said farming stock of every
description unto my two sons Thomas and
Michael and Solomon Willis to hold to them
as their own goods and chattels absolutely share
and share alike subject nevertheless and I do
thereby charge my said sons jointly and severally
and the said farming stock with the payment
of fifty pounds per annum unto my said
wife Jane for and during the term of her
natural life by equal half yearly payments
the first payment thereof to begin and be
made on that day six months next after my

And said son Solomon shall have attained
the said age of twenty one years and in case
of the death of either of my said sons before
he shall attain the age of twenty one years
and I give the share of the said one sixteenth of the
said stock unto the survivors of them if more
than one if not to such survivor subject to
the payment of the said annuity in manner
aforesaid and in case of the death of all my said
sons before the said age of twenty one years
I give full power and authority to my dear
wife Jane to dispose of the said capital stock of
two thousand pounds from whence the annuity
of one hundred pounds is to be paid in whatever
way by her will she may think proper so
that she bequeath the same to her children
or her grand children I give and bequeath a
legacy of one hundred pounds to each of my
two grand children Joseph Howells Thomas and
Mary Mary wife to be paid to them by my
executors on their attaining their ages of twenty
one years the interest to be paid to their
parents till that period towards their support
I direct my said wife to account with my said
executors annually upon the twenty ninth of
September in every year for the profit and
loss of my said farm till my son Solomon
attains the age of twenty one years it being
my intention and direction that the said
same shall be subject to the control and disposition
of my said executors and in case of the death
of either of my said executors before the division
of the said funds stock and property I
nominate and appoint my son in law Solomon
Howells Thomas in the place and stead of the
one or sixteenth thereby giving unto the same
power and authority that I have before given
to the said Elizabeth Willis and James Willis and
I do hereby direct authorize and appoint my
said executors to pay unto either of my daughters
Ann Mary or Maria the sum of five hundred
pounds three per cent annuities rate on their
respective days of marriage provided such
marriage be had and solemnized by and with the
consent and approbation of my executors and my
wife in writing but not otherwise and I direct that
such sum of five hundred pounds shall be
deducted and accounted for by the daughter so
receiving the same when an equal distribution
shall take place it being my intention that all
my children shall equally divide my property
amongst them except as to my farming stock
which my three sons and the two thousand
pounds which I have enabled my wife to dispose

of and I do hereby give and bequeth unto the
said Michael Willis and James Willis the sum of
ten pounds each to buy them mourning and a
ling as a small compensation for the trouble they
will have in performing the trusts hereby in them
reposed and I direct my Executors and Executors to
reimburse themselves all loss costs and charges that
they may sustain in the execution of the trusts
hereby in them reposed and that they or either
of them shall not be answerable or accountable for
more money than shall come to their hands -
nor with any loss or damage by the fall of stocks
or otherwise without their same shall happen -
through their wilful neglect or default and I do
hereby nominate constitute and appoint my said
wife Elizabeth and the said Michael Willis and
James Willis Executors and Executors of this my Will
and Guardians of my children during their
respective minorities and I do hereby revoke all
former and other Wills by me at any time
heretofore made and do declare this to be my last
Will and Testament in witness whereof I the said
Granaduke Willis have to this my last Will and
Testament contained in five sheets of paper set
my hand and seal that is to say my hand
to the four first sheets and my hand and seal
to this fifth and last sheet this tenth day of
June in the year of our Lord one thousand
eight hundred and three at Duke Hills I signed
sealed published and declared by the said
Granaduke Willis the Testator as and for his
last Will and Testament in the presence of us who
in his presence at his request and in the presence
of each other have subscribed our names as
Witnesses thereto Amy Jane Anna Maria Horne
Rich Kempshall

A Codicil to be added to and taken as
a part of the last Will and Testament of mi.
Granaduke Willis of Egham in the County of
Surrey upon the Wadings. I have by my last
Will and Testament being date the tenth day
of June in the year one thousand eight
hundred and three given my dear Wife Jane
Willis fifty pounds per Annum for her natural
life charged upon the profits of my farm -
white Court at Egham now I do hereby
revoke such annuity and I direct that the farm
and stock which I now have and hold at Weymouth
in the County of Dorset lately in the occupation
of my Brother Michael Willis shall be considered
in exactly the same manner as if part of my
said farm at Egham and be disposed of in the
same manner as I have directed by my said

Will my said Ham at Latham to be disposed -
 of & direct a yearly allowance of fifty Guineas per
 annum to be made for my son Tharmaduke Willis
 for his use and attention in managing the said
 Ham and in case my said son Tharmaduke Willis
 marries with the consent and approbation of his
 Mother and my Executors herein after named I
 direct that the said Ham the refusal of the
 said Ham at Wymondsbury upon just and
 reasonable terms and whereas I have by my
 said Will nominated my said wife Executrix and
 my said Brother Richard Willis and Saml Willis
 Executors of my said Will now I do hereby revoke
 that part of my said Will and I do hereby
 nominate constitute and appoint my said wife
 Executrix and my said Brother Richard Willis
 and my friends Solomon Howles Thomas and
 Robert Shary Esqs Executors of my said last
 Will and Testament and also of this Codicil -
 which I direct to be considered and taken as part
 of my said Will in every other respect &
 confirm my said Will by my wife's warrant
 I have hereunto set my hand and seal this
 fourth day of June in the year of our Lord
 one thousand eight hundred and six Tharmaduke
 Willis Esq signed sealed and delivered as a Codicil
 to the Will of Tharmaduke Willis in the
 presence of us who in his presence at his
 request and in the presence of each other have
 hereunto subscribed our names as witnesses Henry
 Jones Sarah Prichard.

This Will was proved at
 London with a Codicil the eighteenth day of
 November in the year of our Lord one thousand
 eight hundred and six before the Worshipful
 George Ogilvie Doctor of Laws and Surrogate of
 the Right Honorable Sir William Wynne
 Knight Doctor of Laws Master Keeper or Commissioner
 of the prerogative Court of Canterbury lawfully
 constituted by the Oath of Saml Willis Widow
 the Right Richard Willis the Brother Solomon
 Howles Thomas and Robert Shary Esqs the
 Executors named in the Codicil to whom admow
 was granted having been first sworn duly to
 Administer.