© Marsden History Group

SAMUEL DYSON OF HEY/FOLENWORTH[1]

Will: 3rd November 1784 ***Inventory: 3rd December 1789***

Probable Bond: 12th May 1790 ***Probate: Will courted 5th April 1790***

Probable Burial: Samuel Dyson of Hey, died aged 87, buried Dec 3rd 1789, at St. Bartholomew's Church, Marsden[2]

Borthwick reference: Samuel Dyson of Hey, Marsden, May 1790, Will, Inventory and Probate Bond; Box 1781-1800, No.6

Will

3rd November 1784

Size: 12⅛" x 15¾"

Material: cream paper: pin-holes in top left-hand corners of the two folios: remnant of red wax on corner of folio 2 suggests they may previously have been stuck together with wax.

Condition: a few small holes

Folio 1 recto – will

This is the last Will and Testament of me Samuel Dyson of Hey within Marsden in the Parish of Huddersfield in the County of York Clothier made the Third Day of November In the Year of our Lord One Thousand Seven Hundred and Eighty four And First my Will and mind is, and I do hereby Order and appoint That all my just Debts Funeral Expences and Charges of proving this my last Will be paid by my Executor hereinafter named out of my Personal Estate – And whereas I have heretofore Surrendered All my Customary or Copyhold Messuages Dwellinghouses Cottages Barns Stables Buildings Closes Lands Grounds Tenements and Hereditaments within the Mannor of Marsden aforesaid into the hands of the Lord of the said Mannor To For and upon such Uses Intents and purposes as were or should be Declared in and by my last Will and Testament – Now I do hereby Give and Devise unto my Eldest Son John Dyson his Heirs and Assigns for ever All That my Messuage or Tenement Situate Standing and being at Hey aforesaid with all the Buildings Closes Lands Grounds & Hereditaments and Appurtenances to the same belonging as the same are now in

---

1 the will and bond concern 'Samuel Dyson of Hey', while the inventory concerns the goods of 'Samuel Dyson of Folenworth'. The notes on the back of all three documents, probably made later, name 'Samuel Dyson of Hey' and show adjacent reference numbers. It is almost certain the inventory belongs with the other documents, since i) the penalty mentioned in the bond of £111 is just over twice the value of the personal estate as listed in the inventory, of £55 3s, ii) only one death of a Samuel Dyson is registered in Marsden in the period iii) two of the inventory valuers, John Schofield and Samuel Dyson, are mentioned in the will, while the third, David Shaw, witnesses the bond. On 1771 Jeffrey's map, Folingworth is shown in Slaithwaite (also in the parish of Huddersfield) between Cop Hill and Slaithwaite Hall; however, the inventory is clear about 'Folenworth in Marsden'. Possibly Samuel Dyson had renamed his house.

2 in register of Marsden St. Bartholomew's only

my own Occupation And also All other my Messuages Cottages Lands Tenements [wi][3] Hereditaments and premises within the said Mannor To have and to hold the same unto my said Son John his Heirs and Assigns for ever Subject Nevertheless unto and Charged and chargeable with the payment of the several Sums of Money hereinafter particularly mentioned (that is to say) To my Son Joseph Dyson the Sum of One Hundred Pounds – To my Son Samuel Dyson the Sum of Fifteen pounds, To my Daughter Mary the Wife of John Scholefield the Sum of Twenty pounds To my Daughter Elizabeth the Wife of Robert Whitehead the Sum of Twenty pounds – and unto my Daughter Hannah the Wife of Samuel Waterhouse the Sum of Twenty pounds All which said several Sums of Money my Will is shall be paid by my said Son John or his Heirs unto my said Sons Joseph and Samuel, and my said Daughters Mary, Elizabeth, and Hannah or to their several and respective lawfull representatives at the end of Twelve Months next after my Decease And I do hereby Charge All and every part of the said Hereditaments and premises abovementioned with the true Payment thereof – But my Will is That my said Son Joseph shall hold Occupye and Enjoy All and every part of the said premises untill the first day of May which shall next happen after my Decease without paying any Rent or other Consideration for the same – Also I Give and Bequeath unto my said Son John his Executors and Administrators the Sum of Forty pounds which is now owing to me by James Holdroyd of Smithyholme in Marsden aforesaid – I also Give unto my said [Son][4] John Two large Arks which stand in the Chamber in my Dwellinghouse at Hey aforesaid Also I Give Devise and Bequeath unto my said Son John One Seat or Sitting for one person in my pew or Closet in the North Gallery of the Chapel of Marsden aforesaid Also I Give Devise and Bequeath unto my said Son Joseph his Heirs Executors Administrators and Assigns One other Seat or Sitting for one person in the said pew or Closet – Also I Give Devise and Bequeath unto my said Daughter Hannah her Heirs Executors Administrators and Assigns one other Seat or Sitting for one person in the said pew or Closet Also I Give Devise and Bequeath unto my said Son Samuel his Heirs Executors Administrators and Assigns One Seat or Sitting for one person in my pew or Closet in the Nave or Body of the said Chapel, Also I Give Devise and Bequeath unto my said Daughter Mary her Heirs Executors Administrators and Assigns one other Seat or Sitting for one person in the said last mentioned Pew or Closet, Also I Give

Samuel Dyson[5]

1)[6]

Folio 2 recto – will

Devise and Bequeath unto my said Daughter Elizabeth her Heirs Executors Administrators and Assigns one other Seat or Sitting for one person in the same last mentioned Pew or Closet And all the rest residue and Remainder of my Household Goods and Furniture Cattle Stock in Trade Debts and all other my personal Estate and Effects whatsoever and wheresoever, and of what Nature or kind soever I Give and Bequeath unto my said Son Joseph Dyson his Executors and Administrators And I do hereby Nominate Constitute and appoint my said Son Joseph Dyson sole Executor of this my last Will and Testament And I do hereby Revoke Disanull and make void all former and other Will and Wills by me heretofore made In Witness whereof I have to this my last Will and Testament contained in two Sheets of paper to the first Sheet set my hand and to this last Sheet my hand and Seal the Day and year first hereinbefore written ./.

---

3 these letters crossed through
4 this word inserted above the line
5 signature of testator
6 page-numbering in original

© Marsden History Group

Signed Sealed Published and Declared by the said Samuel } Samuel Dyson[8] [7]
Dyson the Testator to be his last Will and Testament in the }
presence of us, who in his presence, and at his request and }
in the presence of each other, have subscribed our Names as }
Witnesses

Edward Bower [Sworn][9]
John Whitehead
Jn[o] Battye

Folio 2 verso – will, written at 180[0]

Lords[10] rent - 6[s][*hillings*]

3 Nov 1784[11]
/183/[12] Marsden Court 5th. Ap[*ri*]l. 1790
Sam[*ue*]l. Dyson's Will -

[13]Courted 5th Ap[*ri*]l. 1790

See below

---

7 red wax seal: design of right-facing portrait bust
8 signature of testator
9 this word added in a later hand
10 word inserted above the line
11 this date written in pencil in different hand
12 this number, in maroon ink, may be Manor of Marsden numbering system
13 this phrase is written in a different hand

© Marsden History Group

Inventory

3rd December 1789

Size: 8⅛" x 13" *Material: cream paper: jagged right edge suggests it has been cut from a larger piece*

Folio 1 recto – inventory

A true Inventry of [all][14] the [all][15] Goods or Whole personal [Estate][16] of the Late Samuel Dyson of Folenworth in marsden in the parish of Huddersfield Appraised and made this 3[*r*]d Day of December 1789 [By us whose names are under written][17]

	£	S	D
His purse and appril at	2	2	0
Squab and quisshin at	0	14	0
Clock and coberd at at	1	6	0
Three Chists at	1	4	0
Three arks at	0	15	0
Twoo Tables and form at	0	6	0
Mail and flowr at	5	6	0
In wool for Clothing at	12	10	0
Desk and 3 Bords at	0	5	6
Barrels and wood Geare Thereto Belonging at	0	19	0
Bed and Beding	1	10	0
Cheares and quisshen	0	8	0
Pots Tin and ewter	0	12	6
Leade and fire Irn at	1	15	0
Hie and Sraw at	6	10	0
Hors and Cows at	17	10	0
Sleds fuel and all nessory [Hugh][18] uteneels	1	10	0
	55	3	0

[19]John Sch[*o*]field David Shaw & Joseph Shaw
Samuell Dyson

[14] this word inserted above the line
[15] this word inserted above the line and crossed out
[16] this word inserted above the line
[17] these words are written in a different hand
[18] word crossed through and smudged over - probably an attempt to spell 'Utensils'
[19] signatures of valuers, at the base of the inventory

Folio 1 verso – inventory

The funeral Expences
a Cording to the Will [..as][20]
Deducted from the Same
Apprise mentes amounting
To the Sum of £10 = 12 = 6

Written below at 90⁰

/183a/[21] Samuel Dyson of Hey -
in Marsden -
Inventory

Probate Bond

12th May 1790

Size: 16¼" x 13⅛", folded in two vertically *Material: cream water-marked paper*

Seals: one red wax seal; design indecipherable

Stamps: two revenue stamps, one embossed, value one shilling six pence, and one inked, value one half penny

Details of Bond:

Testator:	Samuel Dyson of Hey in Marsden (parish of Huddersfield), clothier
Executor:	Joseph Dyson of Hey in Marsden (parish of Huddersfield), clothier (also the bondsman)
Bondsman:	Joseph Dyson of Hey in Marsden (parish of Huddersfield), clothier (puts mark)
Lord of the Manor:	William Radcliffe Esquire
Steward of Manor:	James Crosland, gentleman
Surety:	£111[22]
Witnesses:	David Shaw (signs) Jos[*hu*]a Crosland (signs)
Notes:	On Folio 2 verso is the number '183b' and the following: '1790 Joseph Dyson to Radcliffe Esquire & Crosland Gent[*leman*]. Probate Bond'

[20] writing unclear - could be 'feas' or 'be as'. The valuers are correct that the funeral expenses were to be deducted from the personal estate

[21] this number, in maroon ink, may be Manor of Marsden numbering system

[22] it is unusual for such an exact penalty to be named in the bond; the penalty was usually twice the personal estate of the deceased, so the latter must have been £55.50 or a sum close to it; the inventory total is £55 3s