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John Utley of Stansfield, 1708

Will: 11th June 1707 ***Bond: 20th April 1708***

Inventory: 4th July 1707 ***Probate: 18th May 1708***

(Borthwick reference: John Utley of Stansfield, May 1708 Prob. Reg. v.64 f.322)

Will

11th June 1707

In the name of God Amen I John Utley of Rawtonstall in Stansfeild in the County of yorke yeoman being somewhat sick in body but of perfect minde and memory (praysed be God for the same) doe make publish and declare this my present last will and Testament in manner and forme Following (that is to say) First and principally I commend my soule to God and committ my body to the Earth in hope of a Joyfull Resurrection to Eternall Life And as touching [of] my worldly Estate Reall and personall my will and minde is as Followeth Imprimis I give and bequeath unto Bridget my wife The one moyty or halfe parte of all that one messuage or Tenement barnes buildings gardens Closes lands and Tenements and hereditaments with all and singuler th'appurtenances scituate Lyeing and being at the horshold in Eringden in the said County of yorke And now in the Tenure or occupacion of one Daniell Eastwood his assignes or assignes To hold the said Moyty or halfe parte of the said Messuage Tenement and premises unto the said Bridget my wife and her assignes for and dureing the terme of her naturall life in full sattisfaccion of her dower and Tytle of dower out and forth of the same premises Item I give and bequeath unto Mary late wife of John Utley my son deceased and now wife off John Chatborne alias Fletcher of Stonebooth in Wadsworth in the said County Husbandman the one moyty or halfe parte of all the clear yearly rents Issues and proffits which from and after my decease untill Elizabeth yongest daughter of the said John my son shall accomplish her Full age of Ten years shall be yearly perceived received had and taken by Trustees herein hereafter named out and forth of th'afforesaid messuage lands and premises and to be by them the said Trustees paid unto the said Mary by two equall payments in every year dureing the said terme viz: at pentecost and St Martin the Bishop in Winter or begining at whether Feast shall first Fall after my decease All which said sums of money or clear yearly proffits I give and bequeath unto the said Mary for and towards the mentainance and Educacion of John Mary and Elizabeth her children begotten upon her body by the abovesaid John Utley my son deceased willing and requiring that she truly and honestly performe the trust by vertue of this my last will and testament reposed in her But if she the said Mary the mother or John Chatborne her husband or any other person or persons by them appointed shall refuse or neglect well and honestly to Educate and mentaine the said John Mary and Elizabeth dureing the terme abovesaid Then it is my will and minde and I doe hereby give and bequeath the abovesaid Moyty or halfe parte the said clear yearly proffits unto Edmund Wadsworth and Abraham Utley Two Trustees for me herein hereafter named to be and remaine with them to the uses abovesaid or by them for the said uses to be disposed of to such person or persons and in such manner of wise as to them in their discretion shall seem meet Item I give and bequeath unto the said Edmund Wadsworth And Abraham Utley the summe of three pounds off Lawfull money of England to be had perceived received and taken out and forth off the said Messuage lands

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and premises at Horshold from and after my said Grandchilde Elizabeth shall accomplish her age off Ten years […..] for and dureing the Term of the naturall life off the abovesaid Mary her mother which said yearly summe off Three pounds it is my will and minde shall be by them disposed to the mentainance or preferment of the said Mary and Elizabeth my grandchildren survivor of them and [the] Item I give and bequeath unto Mary my daughter now wife of Robert Murgatroyd and unto Susan my daughter now wife of William Law the severall and respective summes off Twenty pounds a peice to be had perceived received and taken out and forth off the said Messuage lands Tenements and premises at Horshold afforesaid (the same being first charged as abovesaid) Willing and requireing my said Trustees to pay or cause to be paid unto Mary my daughter her executors assigns [….]

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The first clear yearly [that] proffits that shall grow and arise out off the said Messuages lands and premises in the order the same is before charged And unto the said Susan my daughter the cleare proffits growing and ariseing as afforesaid the second year and soe Alternatively and successively one after the other untill the said severall and respective summes off Twenty pounds a peice be fully satisfied and paid And I doe further hereby give and bequeath unto the said Susan my daughter her executors and assignes one moyty or halfe parte of a stall or Forme standing and beeing in the Sunn Loft of the Church or parochiall chappell of Heptonstall with all easments and priviledges thereunto belonging Item I give and bequeath unto th'above said Mary and Elizabeth Utley my Grandchildren the severall summes of Twenty pounds a peice to be paid at their severall and respective ages of Twentie and one years out and forth of my abovesaid Messuage tenement lands and premises with th'appurtenances at Horsholde afforesaid And if it happen that the said summes of Twenty pounds apeice or either of them or any parte thereof shall be behinde and unpaid by the space of six months next after the same shall become due by vertue off this my last will (the Legacies as in their order before bequeathed being first paid and discharged) Then it shall be Lawfull to and for the said Mary and Elizabeth their executors and assignes to whome the same shall become due into the same Messuage Tenement buildings closes lands and premises to and every parte thereoff [whith] with thappurtenances to Enter And the same to have hold and enjoy and the rents Issues and proffits thereoff to take and receive to her and their owne use and uses untill the said severall and respective summe and summes of Twenty pounds apeice and all arrears thereoff be fully sattisfied and paid. Item I doe hereby give devise and bequeath unto the abovesaid John Utley my grandson [and to his heir] after he shall accomplish the age of one and Twenty years All my abovesaid Messuages closes lands Tenements hereditaments and premises with all and singuler the apurtenances charges with such payments and Legacies as is above bequeathed or soe much thereof as shall be then behinde in arrear and unpaid **To have and to hold** from thence forth the said Messuage closes lands Tenements hereditaments and premises with th'appurtenances (charges with the abovesaid Legacies or the arrears thereof) unto the said John Utley his heires and assignes To the onely proper use and behoofe off him the said John Utley and his heires and assignes for ever. **But** if it Fortune the said John Utley to dye before he accomplish his age of one and Twenty years Then I doe hereby give devise and bequeath the said Messuage closes lands Tenements hereditaments and premises with their appurtenances unto Edmund Wadsworth of

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Rawttonstall afforesaid my son in law and to Abraham Utley of the parish of Kighley in the County of Yorke husbandman my naturall brother and to their heires **To have and to hold** the said Messuage closes Lands Tenements hereditaments and premises with th'appurtenances unto them the said Edmund Wadsworth and Abraham Utley their heirs and [assi] assignes To the onely proper use and behoofe of them the said [Ab] Edmund Wadsworth and Abraham Utley and of their heires and assignes for ever. Nevertheless upon condicion and off intent and purpose they the said Edmund Wadsworth and Abraham Utley and their heires or the survivor off them and his heirs shall grant bargain and sell the said Messuage lands and premisses unto such person or persons as will buy the same and for such summe and summes of money as they can conveniently gett And the said purchase money soe had and obtained shall (after their reasonable charges deducted) pay or cause to be paid to such use and uses as herein and hereafter I shall mention and express viz one hundred pounds to Mary and Elizabeth my grandchildren abovesaid to be equally devided betwixt them as when they shall accomplish their severall ages off one and Twentie years and if either off them dye before she shall accomplish her said Age I will that the said one hundred pounds be paid to the survivor off them And I doe further limitt and express

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That it is my Will and minde iff the said Mary and Elizabeth or the survivor of them shall by vertue of this my Will and Testament have and obtaine this last mentioned hundred pounds then the abovesaid yearly rent of three pounds and the severall Legacies off Twenty pounds apeice herein before bequeathed shall from thenceforth be extinguished and become uterly voyd anything above said to the contrary thereof not withstanding And all the rest residue and remainder of the said money raised by sale off the premises I doe give and bequeath to all the children of my three daughters Mary Susan and Martha equally to be devided Amongst them: Item I doe give bequeath assigne and sett over unto Martha my youngest daughter now wife of Edmund Wadsworth afforesaid her executors and assignes all my Estate Interest Tenant right clayme and demande whatsoever of in and to all that Messuage or Tenement wherein I now dwell together with all houses outhouses barnes buildings closes lands and appurtenances to the same belonging scituate at Rawtonstall afforesaid she the said Martha my daughter her Executors or assignes yeilding and paying for and forth off the same unto Bridget my wife the yearly rent or summe of Forty shillings of Lawfull money of England at the Feasts off Pentecost and St Martin in Winter by equall portions dureing the naturall life of the said Bridget: And after my Funerall expences Ecclesiasticall dues [the probation] my debts and the charges off the probacion off this my last Will and Testament be paid and discharged I give and bequeath all the rest of my goods cattles chattles credits and rights unto the said Bridgit my wiffe and I doe nominate and apoint the said Bridget sole executrix of this my last will and Testament hereby revokeing all former Wills by me made or published **And** moreover I doe hereby make ordeyne constitute and apoint the abovesaid Edmund Wadsworth my son in Law and Abraham Utley my naturall brother and their heirs supervisors Feoffees and Trustees for me to oversee the due performance of this my last will and Testament And to lett and sett my said Messuage lands tenements and premises above mentioned at Horshold afforesaid and the rents issues and yearly proffits thereoff to take and receive and the same to disburse and pay over as is in this my last will and testament expresssed and declared And Furthermore that my said Feofees and trustees

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have all costs charges and expences allowed for goeing about the same. In Witness whereof I the said John Utley the testator have [hereunto] to the two First sheets hereoff set my hand and to this last sheet my hand and seale (they all containeing my whole Will and Testament) dated this eleventh day off […] June in the sixth year of the raigne of our soveraigne Lady Anne over Great Brittaine France and Ireland Qeene deffender off the faith Etc. Annoque Domini 1707

Sealed signed and published these words
(survivor of them) being enterlined in the
first sheet in the presence of us

the testator his
John **JU** Utley
marke and seale

Amos Eastwood
Mary Sutcliffe

Inventory

4th July 1707

An Inventory Indented of all and Singuler the Goods Cattells Chattells Credits and rights of John Utley of Rottonstall in Stansfield in the County of York yeoman deceased prised the fourth day of July Anno Domini 1707 by William Law Amos Eastwood Robert Murgatroyd and Edmund Wadsworth

	£	s	d
Imprimis his purse and Apparell	02	09	00
Item one shelf in the house	00	15	00
Item a Cubbard pewther and brass thereon	01	12	00
Item in Chairs quishins and stools	02	04	00
Item one bed and bedding thereon	02	10	00
Item a Clock and Clock case	01	00	00
Item in Wheat and the Saif	00	06	00
Item in brass pots pans and other vessels of Brass	00	18	00
Item a frying pan spit and racks	00	02	00
Item two buffets	00	02	06
Item one Eight square table	00	03	06
Item one pair of Fullers Shears	00	08	00
Item one Chist in the parlour	00	10	00
Item one foot Chist	00	08	00
Item one Meal ark	01	00	00

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Item two Glasscases	00	04	00
Item in wooden vessels stone pots and bottles	00	07	00
Item one Chist in the Chamber	00	10	00
Item a bed and an Arke	00	10	00
Item a Saddle Hacks and Harrow	00	04	06
Item a pair of weighs one rope j: maund	00	01	06
Item a warping Woagh and rings	00	03	06
Item a pair of Bedstocks	00	02	06
Item three wheels and Meal Sive	00	02	00
Item a Meal Ark	00	07	8
Item one other Chist	00	12	00
Item one Table and a fourm	00	08	00
Item one Ark for provender	00	08	00
Item a Turf Cart and wheels	00	16	00
Item two Ladders and pitchforks	00	02	6
Item in Books	00	09	00
Item two old presses and other husslements	00	07	00
Summa totalis bonorum	19	17	6

William Law
Amos Eastwood
Robert Murgatroyd
Edmond Wadsworth

Administration Bond

20th April 1708

Bridgett Utley of Stansfield, widow and Edmond Wadsworth of Stansfield, yeoman in the sum of £38 in the presence of Joseph Wilkinson (signed) and Stephen Milner (signed). Bridgett made her mark and Edmond Wadsworth signed his name. 20 April 1708.

Probate

18th May 1708

Pontefract

Testamentum Johanni Utley nuper de Rawtonstall in Stansfield defuncti Executio concessa fuit Bridgettæ soli Executrici.

per Wilkinson 18 Maji 708 infra 20l