

WILL OF RICHARD INSULL 1783

**In the name of God Amen** I Richard Insull of Light Hall in the parish of Tanworth in the county of Warwick Gentleman being of sound and disposing mind memory and understanding do for settling my worldly estate make this my last Will and Testament in manner following that is to say first I will and direct that all my just debts and funeral expenses and the charges of proving and executing this my Will be fully paid and satisfied. I give to my beloved wife Esther Insull all her wearing apparel and one full fifth part of my \_ of all \_ . Also I give to my said wife the sum of twenty pounds to be paid the day after my death. Also I give and devise to my said wife the little parlour in my said Mansion House called Light Hall with the chamber over it and also the joint use of the Brewhouse Bakehouse Cellar \_ and \_ House belonging to Light Hall aforesaid with my nephew John Burman and his heirs for her life with liberty of ingress \_ \_ \_ and her friends \_ companions and servants by and through all usual ways and passages to and from the same respectively and after her decease I give and devise the above mentioned rooms and premises respectively and every part thereof unto the said John Burman and his heirs. Also I give to my said wife the use and enjoyment of all and singular the household goods and furniture of what nature or kind soever in the said little parlour and chamber over it for her life and at her death I give the said last mentioned household goods and furniture and every part thereof unto the said John Burman his executors or administrators. Also I give and devise unto my said wife Esther Insull one annuity or yearly rent charge of sixty pounds of lawful money of Great Britain for and during the term of her natural life and I will and direct that the said annuity or yearly rent charge of sixty pounds be paid by four equal quarterly payments at the four most usual feasts or days of payment in the year that is to say the twenty fifth day of March the twenty fourth day of June the twenty ninth day of September and the twenty first day of December clear of all parliamentary and other taxes and deductions whatsoever the first pay thereof to begin and be made on such of the said feasts or days of payment as shall happen to come first next after my decease and I hereby subject and charge all that my said capital Messuage or Mansion House called Light Hall with the buildings farm lands hereditaments and premises to the same belonging situate in the parish of Tanworth aforesaid and in my own occupation (except such part of the said premises as are hereby given to my said wife for her life as aforesaid and also all that my Messuage or dwelling house with the garden and appurtenances to the same belonging situate in the said parish of Tanworth and in the tenure of Thomas Edwards and also all those my Messuages or Tenements with the buildings mills farms lands hereditaments and premises thereto belonging situate in the said parish of Tanworth and in Ullenhall in the parish of Wootton Wawen in the county of Warwick aforesaid and in the tenure of Katherine Edwards widow with the payment thereof and in case the said yearly rent charge or sum of sixty pounds or any part thereof shall be behind and unpaid by the space of twenty days next after either of the said feasts or days of payment in the year on which the same ought to be paid as aforesaid that then and so often it shall and may be lawful to and for my said wife and her assigns into and upon the said messuages mills farms lands and premises charged therewith or any part thereof to enter and distrain for the same from time to time in the same manner as in distresses taken for nonpayment of rent provided always and I declare my will and mind to be that the several legacies devises and gifts herein before by me given to my said wife are intended in lieu of and as a full and ample satisfaction for the jointure [*a provision for a wife after the death of her husband*] and provision heretofore made for her by

the settlement made upon our marriage and which jointure is of the sum of forty pounds a year or thereabouts and was in lieu of dower and I hereby will and direct that my said wife shall and do within three months after my decease by such ways and means as the counsel of my said kinsman John Burman or his heirs shall direct or advise well and sufficiently convey and assure in and to the use of the said John Burman and his heirs all the estate right title and interest which she my said wife shall or \_\_ or \_ of in or to the parlour and the room or \_- over the same two bays of \_ threshing floor a \_ of \_ intended for a garden closes lands and all other the premises occupied in the said settlement and which is an Indenture of Release Quadrupartive bearing date on or about the seventh day of February in the year of our Lord one thousand seven hundred and thirty six and is made between my late father Richard Insull since deceased and me the said Richard Insull his only son and heir of the first part, the said Esther my wife by her then description of Esther Field of Jerrings Hall in the said parish of Tanworth and county of Warwick spinster and one of the daughters of John Field of the same place and county Gentleman of the second part, the said John Field and Richard Clarke as herein described of the third part and Pool Field and John Satchwell as herein also described of the fourth part, but if my said wife shall neglect or refuse to convey and assure to the said John Burman and his heirs the premises so comprized in the said settlement as before mentioned or any part thereof by the space of three months next after my decease as aforesaid then and in such case my will is that all and every the gifts devises and legacies by me herein before given to her shall be null and void and that all and every the monies \_ household goods and \_ the promises by me given to her as aforementioned shall upon her neglect or refusal as aforesaid revert and be paid unto devolve upon and become the property of the said John Burman his heirs executors or administrators any thing herein contained to the contrary notwithstanding also I give and devise unto my nephew John Waring one annuity or yearly rent charge of ten pounds of like lawful money for and during the term of his natural life. I also give and devise unto my unfortunate neighbour Mr Edward Arnold one annuity or yearly rent charge of ten pounds of like lawful money for and during the term of his natural life and I hereby will and direct that the said several annuities or yearly rent charges of ten pounds ten pounds be each of them paid by four equal quarterly payments at the said four most usual feasts or days of payment in the year that is to say the twenty fifth day of March the twenty fourth day of June the twenty ninth day of September and the twenty first day of December clear of all parliamentary or other taxes and deductions whatsoever the first payment thereof respectively to begin and be made upon such of the said feasts or days of payment as shall happen to come first next after my decease. Also I give and devise unto my nephew Richard Field and his heirs for and during the term of the joint natural lives of my unfortunate niece Sarah wife of \_ Akers of Birmingham in the County of Warwick Butcher and the said \_ Akers one annuity or yearly rent charge of twenty pounds of like lawful money and I will and direct that the said last mentioned annuity or yearly rent charge of twenty pounds be paid by four equal quarterly payments at the said four most usual feasts or days of payment in the year (that is to say) the twenty fifth day of March the twenty fourth day of June the twenty ninth day of September and the twenty first day of December clear of all parliamentary or other taxes and deductions whatsoever the first payment thereof to begin and be made upon such of the said feasts or days of payment as shall happen to come first next after my decease upon trust nevertheless that he the said Richard Field and his heirs shall and do during the lives of the said \_ Akers and the said Sarah his wife pay apply and dispose of the said annuity or yearly rent charge of twenty pounds

unto the proper hands of her the said Sarah Acres [sic] or to such person and persons and for such uses and purposes as she shall from time to time notwithstanding her coverture by any note or notes in writing under her hand direct or appoint to the intent that the same may not be at the disposal of or subject or liable to the \_debts forfeitures or engagements of her said husband but only at her own sole and separate disposal and for her own sole and separate use and benefit and my will is that the receipt of the said Sarah Akers alone under her hand for the said annuity or rent charge shall from time to time notwithstanding her coverture be a good and sufficient discharge to the person or persons paying the same for so much thereof for which such receipt shall be given and in case the said Sarah Acres survives her said husband but not otherwise then I give to her the sum of three hundred pounds of like lawful money to be paid in three months next after the death of the said \_ Acres also I give and devise unto my relation \_ Clarke widow of Richard Clarke late of Braggs Farm deceased one annuity or yearly rent charge of five pounds of like lawful money for and during the term of her natural life. Also I give and devise unto my sister Ann Green one annuity or yearly rent charge of twenty pounds of like lawful money to commence and become payable from and after the decease of her husband Isaac Green to be paid to my said sister during so long time as she may outlive her said husband Isaac Green and I will and direct that the said several last mentioned annuities or yearly rent charges of five pounds and twenty pounds be also each of them paid at the four most usual feasts or days of payment in the year (that is to say) the twenty fifth day of March the twenty fourth day of June the twenty ninth day of September and the twenty first day of December clear of all parliamentary or other taxes and deductions whatsoever the first payment of the said annuity of five pounds to begin and be made upon such of the said feasts or days of payment as shall come first next after my decease and the first payment of the last mentioned annuity of twenty pounds to begin and be made upon such of the said feasts or days of payment as shall first come next after the decease of the said Isaac Green in case my said sister shall survive him but not otherwise and I hereby also subject and charge all and singular my said capital and other Messuages Mills Buildings Farms Lands Hereditaments and all other the premises herein before mentioned except such part thereof as I have herein before given to my said wife for her life as aforesaid with their and every of their appurtenances with the payment of the said several last mentioned annuities of ten pounds ten pounds twenty pounds five pounds and twenty pounds respectively and in case of nonpayment of the said annuities or any or either of them or any part of them or any or either of them by the space of twenty days next after either of the said feasts or days of payment in the year on which the same ought to be respectively paid as aforesaid that then and so often in each of the said cases it shall and may be lawful to and for the said John Waring Edward Arnold Richard Field \_ Clark and Ann Green respectively into and upon the said Messuages Mills Farms Lands Hereditaments and Premises charged therewith or any part thereof to enter and distrain for the same from time to time in the like manner as in distress taken for nonpayment of rent. Also I give to the said Richard Field his Executors and administrators the sum of two hundred pounds upon trust to put and place out the same at interest upon one or more good and sufficient security or securities as to him shall seem moot and to pay the interest and produce thereof to my niece Mary the wife of Richard Brooks during the minority of her daughter [space] Green spinster and to pay the said sum of two hundred pounds unto the said [space] Green spinster at her age of twenty one years but in case the said [space] Green spinster shall die under age in the life time of her said mother then upon trust to pay the said sum of two hundred pounds or assign over the security or securities to be

taken for the same unto the said Mary Brookes within one month after the death of her said daughter and in case the said Mary Brookes shall die during the minority of her said daughter then upon trust to pay the interest of the said sum of two hundred pounds from the time of the death of the said Mary Brookes into her daughter during her marriage and to pay her the principal money when of age and in case the said [space] Green spinster shall survive her said mother but die before she is of the age of majority then upon trust to pay the said sum of two hundred pounds unto the executors or administrators of the said Mary Brookes immediately upon the oath of her said daughter. I give to my niece Mary Baylis the sum of two hundred pounds to be paid in twelve months next after my decease. I give to my nieces Rebecca Baylis and Hannah Baylis the sum of five hundred pounds a piece to be paid as they arrive to the age of twenty one years but if they or either of them die under age then my will is that the legacy or legacies of her or them so dying shall not be paid but \_ into and be a part of the Estate by me hereby given to my nephew John Burman. I give to the said Richard Brookes and to my niece Sarah the wife of [space] Haynes of Beoley in the county of Worcester farmer the sum of one hundred pounds a piece to be paid in twelve months next after my decease. Also I give to my niece Ann Green the sum of five hundred pounds to be paid in twelve months next after my decease and also give to Ann Clarke daughter of my said relation [space] Clarke widow the sum of one hundred pounds to be paid at the end of six months next after the decease of her said mother in case she survives her but if the said Ann Clarke dies in her said mothers life time then I direct that the said sum of one hundred pounds shall not be paid to her but \_ into the said estate given to the said John Burman and subject to and charged with all and singular my said debts funeral expenses and the said several and respective herein before mentioned gifts annuities legacys and sum and sums of money and the remedies for recovering the same annuities respectively I give and devise all and singular my said capital and other Messuages Mills Farms Lands Hereditaments and premises with their and every of their appurtenances situate in the said parish of Tanworth and in Ullenhall in the parish of Wootton Wawen aforesaid and in the said county of Warwick which premises were heretofore purchased by my said late father and \_ of Elizabeth Stratford \_ William Watson and of the Trustees of one \_ Thomas and are now in the several tenures or occupations of myself the said Katherine Meares and Thomas Edwards and all my Estate Right Title and Interest therein or thereto whether in possession reversion remainder or expectancy unto my said nephew John Burman his heirs and assigns for ever. Also I give and devise to my said nephew John Burman and his heirs for and during the natural life of my niece Mary the wife of John Lea one annuity or yearly rent charge of twenty pounds of like lawful money and I will and direct that the said last mentioned annuity or yearly rent charge of twenty pounds be also paid by four equal quarterly payments at the four most usual feasts or days of payment in the year that is to say the twenty fifth day of March the twenty fourth day of June the twenty ninth day of September and the twenty first day of December clear of all parliamentary or other taxes and donations whatsoever the first payment thereof to begin and be made upon such feast or days of payment as shall happen to come first next after my decease and to be issuing and payable out of all that my Messuage or Tenement with the Buildings Farm Lands Hereditaments and premises to the same belonging situate and being in the parish of Tanworth aforesaid and in the parish of Solihull in the said County of Warwick which premises I heretofore purchased of the said Richard Clarke deceased and are now in the tenure of the said Richard Field or his assigns upon trust nevertheless that he the said John Burman and his heirs shall and do during the life of the said Mary Lea pay apply and

dispose of the said annuity or yearly rent charge of twenty pounds unto the proper hands of her the said Mary Lea or to such person or persons and for such uses and purposes as she shall from time to time notwithstanding her forfeiture by any Note or Notes in writing under her hand direct or appoint to the intent the same may not be at the disposal of or subject or liable to the control debts forfeitures or engagements of her husband but only at her own sole and separate disposal and for her own sole and separate use and benefit and my Will is that the receipt of the said Mary Lea alone under her hand for the said annuity or cost charge shall from time to time notwithstanding her coverture be a good and sufficient discharge to the person or persons having the same annuity for so much thereof for which such receipt shall be given and in case the said last mentioned annuity rent charge or sum of twenty pounds or any part thereof shall be behind and unpaid by the space of twenty days next after either of the said feasts or days of payment in the year on which the same ought to be paid as aforesaid that then and so often it shall and may be lawful to and for the said John Burman and his \_ into and upon the said Messuage Farm Lands and Premises charged herewith or any part thereof to enter and distrain for the same from time to time in the same manner as in distresses taken for nonpayment of rent and subject to and charged with the said last mentioned annuity and the remedies for recovering the same I give and devise all and singular the said last mentioned Messuages Tenements Buildings Farm Lands Hereditaments and all other the premises heretofore purchased by me of the said Richard Clarke with their and every of their Rights Members and Appurtenances unto my said nephew Richard Field his heirs and assigns for ever also I give and devise all those my Messuages Tenements Buildings Farms Lands Coppices Wood Grounds Hereditaments all and singular other the premises which I lately purchased of William Whatley and Joseph Cox situate and being in the parish of Tanworth and County of Warwick aforesaid and now in the several tenures or occupations of me the said Richard Insull and of Joseph Yardley and Edward Forsley unto my nephew Philomon Baylis his heirs and assigns for ever and also I give and devise all those my several closes or parcels of enclosed land meadow or pasture ground now or late called the farm lands with their and every of their appurtenances situate and being in the said parish of Tanworth and County of Warwick which last mentioned premises I lately purchased of Richard Hayes and Mary Hayes and are now in the tenure of the said Edward Forsley at the yearly rent of eight pounds to my nephew Isaac Green his heirs and assigns for ever and as to all and singular my other Messuages Lands Tenements and Real Estate whatsoever (not by me herein before disposed of) whether in possession reversion remainder or expectancy and also all the rest and residue of my personal estate whatsoever and wheresoever that I shall die possessed of interested in or in any wise entitled unto I give devise and bequeath the same and every part thereof unto him the said John Burman my nephew his heirs executors administrators and assigns for ever nevertheless he the said John Burman paying out of the said real and personal estates so to him hereby given devised and bequeathed as aforesaid all my just debts funeral expenses and the several and respective gifts annuities and legacies herein before mentioned except the said annuity of twenty pounds hereby given in trust for the said Mary Lea and I do hereby charge and make liable the said real and personal estates so given to the said John Burman as aforesaid with the payment of the said debts funeral expenses gifts annuities and legacies respectively and my will further is that the said Richard Field his executors or administrators shall not be charged or chargeable with or accountable for any more moneys than he or they shall actually receive or shall come to his or their hands or hand by virtue of this my will nor with or for any loss which may happen in placing

out all or any of the trust monies aforesaid on real or other securities or in parliamentary funds or in depositing the same or any part thereof in any bank or bankers hands for safe custody or by defect of any security or securities to be taken in pursuance of this my will so as the same happen without his or their default or neglect and also that it shall be lawful to and for the said Richard Field and John Burman respectively and their respective representatives in the first place out of the said trust monies respectively from time to time to reimburse themselves all such loss costs charges and expenses as they either or any of them shall or may sustain expend or be put into for or by reason of the trusts hereby reposed or the management or execution thereof or any other thing in any wise relating thereto and I do hereby make and appoint the said Richard Field and John Burman executors of this my last will and testament and lastly I do hereby revoke and make void all former and other wills by me at any time heretofore made. In witness whereof I the said Richard Insull the Testator have to this my last will and testament written and contained on this and the six proceeding sheets of paper and to a duplicate thereof of the same \_ and effort set my Hand and Seal at the bottom of each sheet thereof the second day of February in the year of our Lord one thousand seven hundred and eighty two Richd Insull Signed sealed published by the above named Richard Insull the Testator as and for his last Will and Testament in the presence of us who at his request in his presence and in the presence of each other have subscribed our names as witnesses thereto Oswald Titmuss Willm Brearley Richd. Chattock.

**Whereas** I Richard Insull of Light Hall in the parish of Tanworth in the County of Warwick Gentleman in and by his last Will and Testament in writing bearing date on or about the second day of February in the year of our Lord one thousand seven hundred and eighty two did amongst other devises and bequests therein contained give unto my niece Mary Baylis the sum of two hundred pounds to be paid in twelve months next after my decease and whereas the said Mary Baylis has since married John Guest now or late of the parish of Kings Norton in the County of Worcester farmer and whereas by my said Will I gave and devise all those Hereditaments and all and singular other the premises which I lately purchased of William Whatley and Joseph Cox situate and being in the parish of Tanworth and county of Warwick aforesaid and then in the several tenures of me the said Richard Insull and of Joseph Yardley and Edward Towley unto my nephew Philomon Baylis his heirs and assigns for ever more. I the said Richard Insull do by this writing which I declare to be a codicil to my said Will and direct to be taken as part thereof declare my mind to be that the said legacy of two hundred pounds shall not be paid by my nephew John Burman and I hereby acquit him from the payment of the same but instead thereof I give and bequeath unto my nephew Richard Field the sum of two hundred pounds in trust that he the said Richard Field his executors or administrators shall and do put and place the same out at interest upon the best securities or security that can be got and pay the interest and produce thereof as the same shall from time to time during the life of my said niece Mary Guest arise or be received after a reasonable deduction for his trouble and expenses unto the proper hands of her the said Mary Guest to and for her own sole and separate use and bought to the interest that the same may not be at the disposal of or subject or liable to the routine debts or engagements for her present or any after taken husband but only at her own sole and separate disposal and after her decease then upon trust to pay the said sum of two hundred pounds to all and every the child or children of the said Mary Guest by her present or any after taken husband share and share alike and in case such child or children shall be under age at

their mothers death then upon trust to apply the interest and produce of the share or shares of such minor or minors in his her or their maintenance and education during \_ and to pay them the principal money as they arrive to the age of twenty one years and in case either or any of them shall die under age without issue then the share or shares of him her or them so dying shall be paid in equal shares to the survivors or to the survivor at the same time as the original share or shares of such survivors or survivor shall become payable as aforesaid and in case the said Mary Guest shall die without issue or being such issue all of them shall die in her life time without leaving any issue who shall survive her then I give the said sum of two hundred pounds unto my nephew the said John Burman his executors or administrators to be paid in six months next after the decease of the said Mary Guest and I direct that the receipt and receipts of her the said Mary Guest above notwithstanding her coverture and whether covert or sole shall be a sufficient discharge to my said Trustee for the money to be from time to time paid to her also I give to Elizabeth Ann and Mary Green children of my nephew John Green the sum of two hundred pounds a piece which monies I direct shall be paid unto my said nephew Richard Field upon trust that the said Richard Field his executors or administrators shall and do place the same out at interest upon the cost security or securities that can be got for the same and pay and apply the interest and produce thereof after a reasonable deduction for expence and trouble in the execution and maintenance of the said Elizabeth Ann and Mary Green during their respective minorities and to pay them their legacies as they arrive to the age of twenty one years and in case either or any of them shall die under age without issue then I direct that the legacy or legacies of her or them so dying shall be paid in equal shares to the survivors or to the survivor her executors or administrators at the same time as the original legacy or legacies of such survivors or survivor shall become payable as aforesaid and I hereby subject and charge all and singular my capital and other Messuages Mills Farms Lands Hereditaments and premises with their and every of their appurtenances given by my said Will to the said John Burman and also all the residue of my personal estate thereby also given to him with the payment of the said sum of two hundred pounds herein before given to the said Richard Field to put out to interest for the benefit of the said Mary Guest and her children and also with the payment of the said legacy of two hundred pounds a piece hereby given to the said Elizabeth Ann and Mary Green and my will is that the receipts of the said Richard Field his executors or administrators for the said several sums of two hundred pounds two hundred pounds two hundred pounds and two hundred pounds herein before given to him in trust as aforesaid shall be good and sufficient discharge to the said John Burman his heirs executors administrators and assigns for the same sums respectively and that he or they shall not be answerable or accountable for the misapplication or nonapplication thereof or any part thereof and I hereby revoke the \_ by my said Will of the said Messuages or Tenements Buildings Farms Lands Coppices Wood Grounds Hereditaments and Premises which I purchased of William Whately and Joseph Cox situate in the parish of Tanworth aforesaid and in the several occupations of me the said Richard Insull and of Joseph Yardley and Edward Towley unto my said nephew Philomon Baylis and his heirs and I do hereby give and devise unto the said Philomon Baylis one annuity or yearly rent charge of twenty pounds only of lawful money of Great Britain for and during the term of his natural life and I direct that the said annuity or yearly rent charge of twenty pounds to be paid by four equal quarterly payments at the four most usual feasts or days of payment in the year that is to say the twenty ninth day of September the twenty fifth day of December the twenty fifth day of March and the twenty fourth day of June by even and equal

portions clear of all parliamentary or other taxes and deductions whatsoever the first payment thereof to begin and be made on such of the said feast or days of payment as shall happen to come first next after my decease. I hereby subject and charge all and singular my said Messuages or Tenements Buildings Farms Lands Coppices Wood Grounds and Hereditaments purchased by me of the said William Whatley and Joseph Cox with the payment thereof and in case the said yearly rent charge or sum of twenty pounds or any part thereof shall be behind and unpaid by the space of twenty days next after either of the said feasts or days of payment in the year on which the same ought to be paid as aforesaid that then and so often it shall and may be lawful to and for the said Philomon Baylis and his assigns unto and upon the said Messuages Buildings Farms Lands Coppices Wood Grounds and premises charged therewith or any part thereof to enter and distrain for the same from time to time in the same manner as in distresses taken for nonpayment of rent and subject to and charged with the said annuity of twenty pounds and the remedies for recovering the same I give and devise all and singular my said Messuages or Tenements Buildings Farms Lands Coppices Wood Grounds and Hereditaments with their and every of their appurtenances so purchased by me of the said William Whately and Joseph Cox as aforesaid and all my estate and interest therein whether in possession reversion remainder or expectancy unto my nephew Isaac Green his heirs and assigns for ever over and above the estate I have given him by my said Will and I do hereby ratify and confirm my said Will and the gifts devises bequests matters and things therein contained which are not hereby altered and my mind further is that the said Richard Field his executors or administrators shall not be charged or chargeable with or accountable for any more monies than he or they shall actually receive or shall come to his or their hand or hands by virtue of the trusts hereby reposed nor with or for any loss which may happen in placing out all or any of the trust monies aforesaid on securities or in parliamentary funds or in depositing the same or any part thereof in any bank or bankers hands for safe custody or by defect or any security or securities to be taken for the said trust monies so as the same happen without his or their wilful default or neglect and also that it shall be lawful to and for the said Richard Field his executors or administrators in the first place out of the said trust monies respectively from time to time to reimburse him and \_ all loss costs charges and expences as he they or any of them shall or may sustain expend of be put into for or by reason of the trusts hereby reposed or the management or execution thereof or any other thing in any wise relating hereto. In witness whereof I have to this codicil consisting of four sheets of paper to each sheet thereof set my hand and seal this seventh day of August in the year of our Lord one thousand seven hundred and eighty three Richd Insull Signed Sealed and published by the above named Richard Insull as a Codicil to his Will in the presence of us who at his request and in his presence and in the presence of each other under subscribed our names as witnesses thereto. Rob \_ Richd Chattock Willm Brearley

**This Will** was proved at London with a Codicil the thirtieth day of September in the year of our Lord one thousand seven hundred and eighty three before the Right Worshipful Peter Calvert Doctor of Laws Master Keeper or Commissary of the Prerogative Court of Canterbury lawfully constituted by the oaths of Richard Field and John Burman the executors named in the said Will to whom administration was granted of all and singular the goods chattels and credits of the deceased having been first sworn by Commission duly to administer.