

## Lyddington Manor History Society

**John STOKES, Esquire of Caldecott**

**Will proved 1847**

**TNA PROB 11/2064**

1 This is the last Will and Testament  
2 of me John Stokes of Caldecott in the County of Rutland Esquire I give and be-  
3 queath unto my dear wife Mary Stokes all and singular my household good and furniture plate  
linen china glass wines and liquors books prints and pictures  
4 and all implements in household whatsoever which may be in and about my dwellinghouse at  
the time of my decease to and for her own absolute use and benefit I also give and bequeath  
unto my said wife Mary Stokes the sum  
5 of fifty pounds sterling to be paid to her immediately upon my decease I give  
6 and bequeath unto my Said wife Mary Stokes for and during the term of her  
7 natural life one annuity or clear yearly sum of forty two pounds of lawful  
8 money of Great Britain to be yearly issuing and payable out of and char-  
9 ged and chargeable upon all and singular my freehold and copyhold mess-uages lands  
tenements and hereditaments situate at Caldecott aforesaid  
10 and Great Easton in the County of Leicester the said annuity to be paya-  
11 ble and paid to her my said wife or her assigns by two even and equal  
12 half yearly payments in every year without any deductions or abatements  
13 whatsoever for or in respect of any present or future taxes or any other  
14 cause matter or thing whatsoever with a proportional sum or fractional  
15 proportion of a half year which may happen immediately to precede the  
16 determination thereof the first half yearly payment of the said annuity to be  
17 made at the expiration of six calendar months next after my decease and the  
18 proportional sum to be payable immediately after the decease of my said wife  
19 and I do declare that in case and so often as the said annuity of forty two pounds  
20 or in case such proportional part thereof as aforesaid shall be in arrears  
21 and unpaid in the whole or in part by the space of twenty one days  
22 next after any of the said days and times hereinbefore appointed for \the/ payment  
23 thereof as aforesaid then and so often it shall and may be lawful for my said  
24 wife Mary Stokes and her assigns to enter and distrain for the same and  
25 for the expenses occasioned by the nonpayment thereof upon all or any  
26 part of the said freehold and copyhold hereditaments hereby charged with

27 the payment of the said annuity in the same manner in all respects as  
28 landlords are authorized by law to do for rent reserved on common leases  
29 for years and also that in case and so often as the said annuity or in  
30 case such proportional part thereof as aforesaid shall be unpaid either  
31 in the whole or in part by the space of forty two days next after any  
32 or either of the days or times hereinbefore appointed for the payment  
33 thereof then and so often although there shall not have been any legal  
34 demand of the same it shall and may be lawful for my said wife Mary  
35 Stokes or her assigns to enter into and upon and to hold all or any part  
36 of the said freehold and copyhold hereditaments chargeable as aforesaid and  
37 to retain the possession and to receive the rents and profits thereof for her  
38 and their own use until she and they shall be thereby or otherwise fully  
39 paid and satisfied the said arrears of the said annuity or yearly sum of  
40 forty two pounds which shall be due at the time of such entry and the [illegible]  
41 of the same which may afterwards become due during the time of [illegible]  
42 their being in possession of the said hereditaments and all costs and expenses  
43 occasioned by the nonpayment thereof at the days and times aforesaid and  
44 subject and chargeable as aforesaid I give and devise unto my only child  
45 Mary Elizabeth Stokes all and singular my freehold and copyhold messuages  
46 lands tenaments hereditaments and real estate situate and being at Caldecott  
47 and Great Easton aforesaid and all other hereditaments as well freehold  
48 and copyhold either in possession reversion remainder expectancy or contin-  
49 gency on or over which I have any devisable power or interest and where-  
50 soever situate with their and every of their rights members and appurten-  
51 ances To hold the same messuages lands tenaments and real estate unto  
52 my said Mary Elizabeth Stokes her heirs and assigns for ever I give  
53 and bequeath all the rest Residue and remainder of my ready money  
54 and securities for money goods chattels credits personal estate and effects  
55 whatsoever and wheresoever and of whatever nature or kind soever  
56 the same may be and consist at the time of my decease and not hereinbe-  
57 fore specifically given and bequeathed and also all the personal estate  
58 over which I have any disposing power subject nevertheless to the  
59 payment thereof of all my just debts funeral and testamentary expenses  
60 unto my said wife Mary Stokes for and during the term of her natural  
61 life and she during that period to have the use thereof and the benefit of

62 the interest dividends and annual produce to be derived therefrom and  
63 from and after her decease I give and bequeath all the same personal  
64 estate and effects unto my said daughter Mary Elizabeth Stokes to and  
65 for her own absolute use and benefit and to no other use or purpose  
66 whatsoever and I do hereby nominate and appoint my said wife and  
67 daughter joint Executrices of this my will hereby revoking all former  
68 will and wills by me at any time heretofore made and do declare this  
69 alone to be my last will In witness whereof I the said John Stokes  
70 the testator have to this my last will and testament contained in three  
71 sheets of paper set my hand and seal in manner following that is to say  
72 to the two first sheets hereof my hand and to this third and last sheet my  
73 hand and seal this thirtieth day of June one thousand eight hundred  
74 and forty three John Stokes JS Signed sealed published and  
75 declared by the above named John Stokes the testator as and for his  
76 last will and testament in the presence of us  
77 who in his presence at his request and in the presence of each other at the  
78 same time have hereunto set our hands as witnesses thereto videlicet  
79 William Hill of Caldecott tailor Lucy Howe servant to Mr. Stokes William  
80 Gibson Solicitor Uppingham

### **Summary of Latin Probate clause**

Proved at London 19<sup>th</sup> October 1847 by Mary Stokes widow and Mary Elizabeth Stokes spinster,  
daughter

Transcribed by Brian Stokes from a photocopy of the original paper document.

Checked by Tessa Redmayne January 2014

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Key words

Appurtenances (tenements), Books, Family, Land, Location (Caldecott, Great Easton), Valuables