

Lyddington Manor History Society

Samuel STOKES, grazier of Caldecott

Will proved 1852

TNA PROB 11/2164

1 This is the last Will and Testament
2 of me Samuel Stokes of Caldecott in the County of Rutland
3 Grazier First I give and bequeath unto my wife Elizabeth Stokes all and
4 singular my household goods furniture plate linen china and other effects
5 of a like sort or kind I shall be possessed of at the time of my decease To
6 hold the same for and during the term of her natural life and from and after her decease I give
and bequeath the same and every part thereof unto
7 and between my son Samuel Stokes and my daughter Elizabeth Stokes in
8 such parts shares and proportions as my said wife shall by her last will and
9 Testament or any writing or Instrument in the nature thereof give bequeath
10 direct or appoint and in default thereof I give and bequeath the same unto
11 my said son and daughter equally to be divided between them share and
12 share alike Also I give and devise unto my wife Elizabeth Stokes All that
13 my dwelling house situate at Caldecott aforesaid wherein I now live with
14 the outbuildings yards garden orchard and appurtenances thereto belonging
15 Also all that my Close at Caldecott aforesaid opposite to my said dwelling
16 called the Churchyard Close containing one acre or thereabouts Also all
17 that my other Close at Caldecott aforesaid called the Home Close containing
18 five acres and a half or thereabouts Also all that my other Close at Caldecott
19 aforesaid called the Ashes containing eleven acres or thereabouts And also all
20 that my other Close at Caldecott aforesaid called Caves Close containing two
21 acres three roods and thirty eight perches or thereabouts To hold the same respectively unto my
said Wife Elizabeth Stokes for and during the term of her natural
22 life and from and after her decease I give and devise all that my said dwelling
23 house with the outbuildings yards gardens orchard and appurtenances
24 thereto belonging and also all those my said Closes called the Churchyard
25 Close The H Close and " Caves Close" unto my said Son Samuel Stokes
26 his heirs and assigns for ever and/ I give and devise All that my said Close
27 called "The Ashes" unto my said daughter Elizabeth Stokes her heirs and
28 assigns for ever Also I owe and bequeath unto my said wife the sum of five

29 hundred pounds of lawful sterling money to and for her own use and benefit
30 All other my real And Personal Estate and Effects whatsoever and where
31 soever and of what nature tenure sort or kind soever the same may be or
32 consist of at the time of my decease or over which I have any disposing
33 power I give devise and bequeath the same and every part thereof unto
34 my said son Samuel Stokes and daughter Elizabeth Stokes and such other
35 child and children I may happen to have at the time of my decease To
36 hold to them their heirs executors administrators and assigns according to
37 the several natures and legal qualities of the same respectively equally
38 to be divided between them equally share and share alike as tenants in
39 common and not as joint tenants And I appoint my said wife my brother
40 John Stokes and Charles Hall of Uppingham in the County of Rutland
41 Gentlemen joint Executors of this my Will and also guardians of the
42 persons and estates of my said children during their respective minorities
43 Witness whereof I the said Samuel Stokes the testator have to this my last
44 Will and Testament set my hand and seal this ninth day of February in
45 the year of our Lord one thousand eight hundred and thirty three
46 Samuel Stokes Signed sealed published and declared by the said
47 Testator Samuel Stokes as and for his last Will and Testament in the
48 presence of us who in his presence at his request and in the presence of each
49 other have subscribed our names as witnesses William Laxton
50 Robert Flour Thomas Laxton
51 This is a Codicil to the above last Will and Testament of me
52 the above named Samuel Stokes, whereas I have by my said will
53 appointed my brother John Stokes one of the executors of my said will and
54 Guardian of my children during their respective minorities Now I do by this
55 Codicil revoke such appointment so far as regards or respects my said brother
56 John Stokes and in all other respects I do hereby ratify and confirm my said
57 Will In Witness whereof I the said Samuel Stokes have to this Codicil set
58 my hand and seal this second day of February in the year of our Lord one
59 thousand eight hundred and thirty six Samuel Stokes SS Signed sealed
60 published and declared by the said Samuel Stokes as and for a Codicil to his
61 last Will and Testament above written in the presence of us who in his presence
62 at his request and in the presence of each other have subscribed our names as
63 witnesses The mark of x Hannah Rhodes The mark of x

64 George Crowson
65 This is a Second Codicil to the above last will and
66 Testament \of me the above named/ Samuel Stokes Whereas since the date and execution of the
67 above written Will and first Codicil to this my Will I have bought and purcha-
68 sed two Several Closes pieces or parcels of land at Caldecott one of them of William
69 Cave containing three acres and a half or thereabouts little more or less and
70 the other of them of Mr James Torkington and others containing seven acres
71 or thereabouts be the same more or less but the said last mentioned Close
72 piece or parcel of land hath not yet been conveyed or surrendered to me Now
73 I do by this Codicil which I desire may be taken as part of my said last will
74 and Testament give devise and bequeath unto my son Samuel Stokes All
75 those my said two \two/ closes pieces or parcels of land or ground at Caldecott
76 aforesaid with their and every of their rights members and appurtenances
77 and all my estate right title and interest in and to the same respectively
78 both at law and in equity To hold the same respectively unto my said son
79 Samuel Stokes his heirs executors and administrators according to such my
80 said estate right title and interest therein and thereto respectively And in all
81 other respects I do hereby ratify and confirm my said Will and first Codicil
82 thereto and every matter and thing therein contained respectively In Witness
83 whereof I the said Samuel Stokes have to this second Codicil to my said
84 Will set my hand and seal this sixth day of July one thousand eight hundred
85 and thirty eight Samuel Stokes SS Signed sealed published and
86 declared by the said Samuel Stokes as and for a second Codicil to his last
87 Will and Testament above written in the presence of us who in his presence
88 at his request and in the presence of each other have subscribed our names
89 as witnesses William Laxton Thomas Laxton

Summary of Latin Probate clause

Proved at London with two codicils 14th December 1852 by Elizabeth Stokes widow

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

Key words

Appurtenances (garden, orchard, outbuildings), Buildings, Family, Land (yard), Location (Caldecott), Valuables,