

A TRANSCRIPTION OF THE WILL OF MARY ELKINS DIED 1839

This is the Last Will and Testament of me Mary Elkins of Farnham in the County of Surrey, Widow, whereby I dispose of such temporal Estate as I am blessed withal, in the manner following[that is to say]. I give and bequeath unto my several granddaughters, children of my deceased daughter Molly late wife of Joseph Hart also here deceased, All my wearing apparel and clothes and also all my household goods and furniture, plate silver, and china and my stock of provisions namely wine, beer and other liquor, which may be in or about the house wherever I may reside at the time of my decease equally to be divided between them within fourteen days next after my decease. And I direct that the receipt and receipts of such of my said granddaughters as shall be then under the age of twenty one years shall, notwithstanding their or her minority be effectual discharge to my executors for the same.

I give and devise unto my Granddaughter Mary Ann Hart and John MacDonald aforesaid, Gardener, all that my freehold messuage tenement or dwelling house, buildings and garden with appurtenances thereunto belonging, situate in Castle Street in Farnham aforesaid and now in my own occupation and all other [of] my real Estate whatsoever wheresoever to hold to them, their heirs, and assigns upon trust that they or the survivors of them or the heirs of such survivors shall with all conscience and speed, after my decease, sell and dispose of the same absolutely either by public auction or private contract as to them, him or her shall seem as proper and upon further trust to retain pay and divide the money arising by such sale, after deducting the costs and expenses attending the same unto, and account herself, my said Granddaughter Mary Ann and all and every other of my grandchildren, the son and daughters of my said late daughter Molly, who shall be living at the time of my decease, in equal shares and proportions, And I give and bequeath the same accordingly. And I hereby Will and direct that the receipt and receipts in writing of my said Granddaughter Mary Ann and John MacDonald or of the survivor of them or the heirs of such survivors, shall be a good and sufficient discharge and discharges to the purchaser or purchasers of my said real estate, hereby devised and directed to be sold and that after such receipt and receipts shall be given such purchaser or purchasers shall in nowise be answerable for the application of the money thereby acknowledged to be received and that each of them, my said Granddaughter Mary Ann and John MacDonald respectively, or the survivors of them or the heirs of such survivors shall not be chargeable for any more money than shall actually come to his, her or their hands by virtue of this my Will, nor for any loss which may happen in or about the execution of the same without his, her or their wilful neglect or default.

And all the Rest and Residue of my goods, chattels rights, credits, effects and personal estate whatsoever and wheresoever after payment of my Funeral and Testamentary expenses and all my just debts I give and bequeath unto such of my said Grandson and Granddaughters as shall be living at the time of my decease equally to be divided between them. And I direct that the receipt and receipts of such of my Grandchildren as at the time of my decease shall be under the age of twenty one years shall notwithstanding their minority be a sufficient discharge to my said Trustees and Executors for all and every bequest herein before made to them respectively

And I constitute and appoint the said Mary Ann Hart and John MacDonald Executors of this my last Will and Testament and revoke all former Wills by me made. IN WITNESS whereof I the said Mary Elkins the Testator have hereunto set my hand and seal the twenty second day of October in the year of our Lord one thousand eight hundred and thirty one Mary Elkins Signed sealed, published and declared by the said Mary Elkins the Testatrix as for and to be her last Will

and Testament in the presence of us who at her request, in her presence and in the presence of each other, have subscribed our names as Witnesses thereto.

Jas. Shotter Geo. Montague Evans John Anderson

Proved at London 19th November 1839 before the Judge by the oaths of Mary Ann Hart Spinster, the Granddaughter, and John MacDonald her Executors to whom Admon was granted having been first sworn [by ???] duly to administer.

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