

LAST WILL & TESTAMENT OF JOHN SHEPPARD
of Parish of Lambourn, Berks.
8 July 1808

This is my last Will and Testament of me John Sheppard of Lambourn in the County of Berks Baker First I will and direct that all my just debts testamentary and funeral expenses be paid and discharged I give devise and bequeath unto my dear wife Elizabeth Sheppard John Waldron of Up Lambourn in the said County of Berks Farmer and John Brind of Liddington in the County of Wilts Farmer All that my freehold and copyhold or leasehold messuage with the warehouse outbuildings and premises wherein I now reside with two acres of freehold land at Lambourn aforesaid And Also All those two tenements with the malthouse outbuildings meadow and 4 acres of land situate at Up Lambourn and my cottage and garden at Eastbury And all other my freehold copyhold or leasehold tenements and hereditaments And Also All my stock in trade money securities for money goods chattels and affects To hold unto them the said Elizabeth Sheppard John Waldron and John Brind their heirs executors and administrators I trust and to and for the ends intents and purposes and upon the uses and trusts hereby deceased, that is to say, In trust to take a particular Inventory and Account of my personal estate and have the same valued as soon after my decease as conveniently may be and to collect get in and receive all my Debts dues and demands and thereout to pay unto my dear wife fifty pounds for her own immediate use And In trust to permit my dear wife to have hold and enjoy or to receive the annual rents and produce of all such my freehold leasehold and personal Estate and to occupy such part thereof as she shall think proper during the minority of my children and untill the devizes and bequests hereinafter mentioned shall come into possession for the maintenance of herself and my four children during their respective minorities in case she shall so long live and continue my widow But in case my said wife shall marry again I then give unto the said John Waldron and John Brind the sum of Eight hundred pounds In trust to lay the same out in interest and pay the annual interest thereof as the same shall accrue due unto my wife for and during her natural life and which provision Thereby declare shall be taken and received by her in full for all dower or thirds by statute common law or any custom whatsoever And from and after the day of such marriage I direct that my said wife shall have no further interference in the trusts of this my will but that she shall release all right estate and interest therein unto the said John Waldron and John Brind whenever thereto required and shall account assign and pay over unto them all such trust moneys and deliver up the immediate possession of all my estate and effects both real and personal And in case she shall refuse so to do I thereby declare that my said trustees shall refuse to pay her and withhold all interest to arise from the said sum of Eight hundred pounds And from such my wifes decease or second marriage I declare that my said trustees shall stand possessed of my freehold copyhold and leasehold messuages or tenements and also all my personal estate and effects In trust to receive pay and apply the annual rents interest dividend and produce thereof and for that purpose to pay out and invest my personal Estate at interest and apply the same for the maintenance and education of my children during their respective minorities and untill my son William shall attain his age of twenty one years at which time I direct my said trustees to have such part of my freehold or other messuages or tenements valued as shall remain unsold and also an account made and taken of all other my estate and effects And thereby direct the same to be equally divided as to value amongst my four children & give and bequeath the same to them except that the shares of my sons shall be two hundred pounds each more than the share of my daughter And I hereby give and devise unto my eldest son All that my tenement outbuildings warehouse and two acres of land at Lambourn as now occupied by me To hold to him his heirs and assigns for ever from and immediately after my said son William shall have attained his age of twenty one years or would have attained if living And I direct the same to be so taken by him at the value so to be made thereof in part of his share of my Estate and Effects And I hereby give and devise my two tenements malthouse and land in the tything of Up Lambourn unto my said Son William when he shall attain his age of twenty one years at the valuation and price then to be fixed thereon in part of his share of my Estate and Effects in case the same shall have been sold under the trusts of this my will And in case my eldest son or son William shall die before William shall attain his age of twenty one years then I direct my next son in succession shall take at the valuation the Estate so devised to his elder Brother in part of his share of my estate

and effects & I hereby devise the same to him or them & his heirs respectively It being my will that my children or surviving children shall have and divide my freehold copyhold or leasehold estate and also my personal estate in equal shares except as aforesaid when or at the time my son William will or would attain his age of twenty one years in the nature of hotchpot Provided nevertheless and I hereby declare it to be my will and mind & that it is my will and mind that from and after a valuation and account shall have been taken of all my personal estate and effects the same or such part thereof as shall be required shall be permitted to be used and enjoyed by my said wife to enable her to carry on my Baking business for the benefit of herself and my infant children until William shall arrive at the age of twenty one years unless it shall appear and be believed by the said John Waldron and John Brind that the same is wasted by her and likely to come deficient And I hereby declare that the said John Waldron and John Brind shall not be answerable or accountable for any loss which may happen to my estate and effects by the indulgence so allowed to my wife or on any other account nor shall my trustees be answerable for the acts deeds and receipts of each other but only for his and her own acts and deeds receipts and wilful neglect or defaults And that they and each of them shall retain deduct and reimburse themselves all costs charges and expences incurred by the execution of the trusts of this my will Provided Also And I hereby declare that it shall and may be lawful to and for my trustees and the survivor of them his and her heirs to proceed to sale by public auction or otherwise with my tenements malthouse and land in tything of Up Lambourn and also my cottages and premises at Eastbury the latter of which I particularly recommend them to sell at anytime they think proper and from and after the day of such sale I hereby revoke the trusts thereof by this my Will and direct my trustees & the survivors & survived them and his or her heirs to stand possessed thereof In trust to convey the same at the price or prices at which the same may be so sold and to make do and execute all such acts deeds and things as shall be necessary to convey the same to the purchases or purchasers thereof And I hereby declare that the receipt or receipts of my said trustees and the survivors and survivor of them shall at all times be a good effectual and sufficient discharge to the purchaser or purchasers of all or any part of my freehold Estate at Up Lambourn or Eastbury aforesaid and that such purchaser or purchasers shall not be compelled or compellable to see to the application or accountable for the non application of the purchase money there of when paid or any part thereof But that from and after the execution of the conveyance or conveyances thereof such purchaser or purchasers shall stand possessed thereof fully & absolutely acquitted released and discharged from all the trusts of this my will And I hereby declare that my trustees shall apply the purchase "money arising" from such sale or sales along with my other personal Estate under the trusts of this my will (except lending the same to my wife) in such way as my personal Estate is herein before mentioned to be applied and divided on my Son William's coming of age And Lastly I hereby nominate and appoint my said dear wife and the said John Waldron and John Brind Executors and Executrix of this my Will hereby revoking all other Wills by me made and I declare this only my last Will and Testament In Witness whereof I have to this my Will Contained in four sheets of paper to the three preceding sheets set my hand and to this fourth and last sheet my hand and seal this eighth day of July in the year of our Lord One thousand eight hundred and eight. John Sheppard Signed sealed published and declared by 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 Witness hereto Geo Ripley - Mary Inman - James Spicer.

Whereas it may be uncertain whether or not my dear wife may now be ensient with Child if so I hereby declare that such child whether Boy or Girl shall have an equal share with his or her brothers or Sisters in the same manner as if I had now five children living And that if a Boy such child shall have Two hundred pounds more than my daughter in the same manner as my sons now born And I declare this as a Codicil to my Will In Witness whereof I here hereunto set my hand and seal this 8th day of July 1808 John Sheppard, Signed sealed published and declared as a Codicil to my will in the presence of us Geo Ripley - Mary Inman - James Spicer.

Probate 13 November 1809 in Berkshire was granted to Elizabeth Sheppard, widow, and John Waldron two of the Executors. Sworn under Eight Hundred Pounds.