

Codicil to the Will of Richard Newman dated 10 Jan 1695

In the name of God blessed forever Amen. Richard Newman of Fifehead Magdalen in the county of Dorset Esq being thanks to my glorious God at the time in good health and sound memory do make this my last Will and Testament in manner following:

First I foremost humbly and cheerfully render and bequeath my precious and immortal soul into the arms of my glorious Redeemer and Saviour Jesus Christ fervently and faithfully imploring him to guide me by his grace h??? whilst I live in this valley of cares? and which ??? to receive? me into everlasting Glory with Almighty God and his blessed angles forever more.

Item whereas I stand seized in fee simple of and in the reversion expectant after the death of **Lady Nevill of and in Thornbury Park** and several lands and *favours?* therewithal enjoyed situate in the Parish of Thornbury in the County of Gloucester which I lately purchased from John Cary and Giles Dent esquires I do give and devise the said Park *Houses?* and Lands unto Sir William Honeywood my sons in law *Barrister?* and Peter Walter my servant and the survivor of them and the Executors and Administrators of such survivor for and during the time and *term* of five hundred *years* to commence immediately after my death

But in Trust and confidence? that they shall after the death of the said Lady Nevill by Draft or Drafts *sale?* or otherwise out of the issues and profits of the premises or any part thereof raise and pay the sums of Three Thousand pounds unto **my granddaughter Anne Newman** when she attains the age of one and twenty years or day of marriage which shall first happen

And also raise and pay the further sum of Three Thousand pounds unto **Barbara Newman sister of the said Anne** when the said Barbara shall attain her age of one and twenty years or day of marriage which shall first happen And in case either of them shall happen to die before their said respective ages or days of marriage then my will is that the survivor of them shall have four? thousand pounds out of the premises hereby devised in trust aforesaid and not more

And this I do not only out of the natural affection I bear unto my said grandchildren but in discharge of a Note under my hand and seal to that or some such purpose given by me unto my daughter in law **Mrs Grace Newman their Mother**

And my further will is that in case the said Anne or Barbara shall marry without the consent and approbation of **Henry Edmunds Esq their grandfather**, the said Grace Newman their Mother and Richard Newman their brother, the survivor or survivors of them that then the said Anne or Barbara for marrying without such consent as aforesaid shall respectively have but five hundred pounds out of the trust of the said premises and not more provided always and the true intent and meaning of this my Will is that in case my said Grandchild Richard Newman whom I pray God to preserve shall happen to die without issue of his body whereby several lands tenements and hereditaments in Preston in the County of Northampton will descend and come unto the said Anne and Barbara as coheirs unto the said Richard their brother which lands and tenements by *compu????* will be better worth than six thousand pounds or in case the said Anne and Barbara or either of them shall demand and pro??? at Law my executors hereinafter named for any sums of money given to them or either them by their fathers last Will, whereof I am sole executor and have proved the same or for any money given to them or either of them by the Will of my dear wife not proven which sum and sums of money are inconsiderable and in not wise equal to this my bequest to them respectively made or if my executors shall out of my personal estate or otherwise raise and pay the said several sums of money hereby bequeathed unto them the said Anne and Barbara in manner aforesaid then my said devise for the said term of five hundred years and the said draft for raising the said several sums of

three thousand pounds apiece and all other the sums and sums of money before mentioned to and for the said Anne and Barbara shall be absolutely void and of none effect. Anything herein contained to the contrary hereof is any wise notwithstanding.

Item whereas my said son in law **Sir William Honeywood** by one or more of his obligations stands indebted unto me in the principal sum of five hundred pounds the interest whereof he the said Sir William by my consent hath paid and agreed to pay unto my dear daughter **Anna Chistiana** his wife during her life without any account from her for the same I do hereby give the said five hundred pounds after the death of the said Anna Christiana their mother unto **my grandchildren Anne Thomasine Elizabeth Mary and Edward Honeywood** equally to be divided amongst them and if any of them shall die before marriage I will that his or her part ??? ???? shall be equally paid to and amongst the survivors or survivor of them.

Item I give and bequeath unto the said Sir William Honeywood and Peter Walter and to their Executors Administrators and Assigns for and during the remainder of my tenure therein all those my **four Messuages or Tenements with their appurtenances situated in Tufton Street** in the Parish of St Margaret Westminster in the several **occupations of myself Francis Holles Newman my son, Edward Scott** my Son in Law and heretofore of one Mrs Corfe? But nevertheless upon the several Trusts and confidences following and for no other end whatsoever (that is to say) in trust to permit and suffer the said Edward Scott and my dear daughter **Frances his wife** to live in and inhabit the said message wherein they now dwell for so many years of the said term as she the said Frances shall happen to live without paying any rent for the same. And upon further Trust to *Lease or sell* the said other three Messuages and the said Message in the possession of the said Edward Scott after the death of the said Frances his wife at and for the utmost value, and the moneys which shall or may arise by such leases or sale to pay and apply the same to the separate use and benefit of the said Frances my daughter and their children by the said Edward Scott in such manner and by such propor??? as she the said Frances shall by witness under her hand and seal to be attested by two or more credible witnesses direct and appoint

And for want of such direction then in Trust to and for all and every the daughter and daughters of the said Frances by the said Edward in equal share and degree each with the other provided always and it is my will and meaning that the said four messuages shall stand and be charged with the yearly rent of ten pounds during the remainder of the said term to be paid by equal half yearly payments to the person or persons to whom the inheritance of the said houses shall appertain in part of a greater rent payable by myself for the said premises amongst other things

And that my said Executor shall have the use and possession if the said message now in my possession for the span of six months from the time of my death without payment or bring accountable for any rent for the same.

Item I give and bequeath unto my said daughter in law Mrs Grace Newman the house wherein she now dwells situate in Tufton Street aforesaid for so many years of my term in the same as she shall continue in her present widowhood And from and after her death or marriage I give the said message unto the said Barbara her daughter for and during all the remainder of the said term which shall be then to come and unexpired But it is nevertheless my will and meaning that they the said Grace Newman and Barbara Newman as they shall respectively be in the possession of the said messuages so bequeathed to them shall pay yearly unto my executors during the said time the sum of forty shillings in further part of the said greater rent

Item I give and bequeath unto **my granddaughters Frances, Katherine, and Grace Scott** the sum of two hundred pounds apiece To be paid unto them at their respective ages of eighteen years or days of marriage which of them shall first happen and in case either of them shall die before such age or marriage the share of her ??? shall be paid to the survivors by equal proportions And my will is that my said daughter Scott shall receive to her own use and with her own hand exclusive to her husband the interest of the said six hundred pounds until they the said Frances Katherine and Grace shall attain their respective ages of eighteen years or be married for their better maintenance and education which said six hundred pounds I do so give as aforesaid in discharge of the like sum given unto them the said Frances Katherine and Grace by the said Will of my said dear wife and not otherwise

Item I give and bequeath unto all and every the son and sons of my said daughter Scott which she now hath or may have by the said Edward Scott and which shall be living at the time of my death the sum of One Hundred pounds apiece to be paid unto them respectively at such times and by such proportions as my said executor shall think ??? for their education and preferment And it is my will And I do hereby desire that the interest thereof in the mean time be paid to the hands of their mother the better to enable her to keep and breed them up

Item I give unto my grandson John Oxenham the sum of twenty pounds and unto William and Richard Oxenham his brothers the sum of one hundred pounds apiece to be paid to them at their several ages and if they attain their several ages of one and twenty years. And if they the said William and Richard or either of them shall die before their said age the part of him so dying to go to the survivor And if both of them shall happen to die before their said ages then I devise that the said two hundred pounds to the children of my said daughter Scott by the said Edward Scott to be divided and paid to them by equal shares.

Item I give and devise unto my dear sister **Mrs Jane Cox** One annuity or yearly payment of twenty six pounds of lawful money of England freed and discharged of and from all manner of taxes and reprises whatsoever for and during the term of her natural life to commence from the day of my death and to be paid at the rate of forty shillings per month according to the Lunar months which said annuity I devise to her as aforesaid in full discharge of all agreements by me heretofore made with my said sister touching her maintenance and not otherwise. And it is my will that she should live in the farm² house of Fifehead aforesaid and have from the said far, sufficient stuff² For living² without paying anything for the same.

Item I give and bequeath unto my granddaughter Elizabeth Warre the sum of two hundred pounds to be paid unto her at the end of six months from and after my death if she the said Elizabeth shall be then living.

Item I give and bequeath unto **Peter Walter the sum of forty pounds and unto to my heir Diana Walter wife** of the said Peter the sum of ten pounds and unto all my children and grandchildren and their husbands and wives respectively twenty shillings apiece for rings having already liberally provided for them.

Item I give and devise unto **Anne White daughter of my sister Anne White** d????ed² one annuity or yearly payment of five pounds for and during the tenure of her natural life to be paid to her by quarterly payments, the first payment to commence from the first quarter day next after my decease if she the said Anne lives unmarried.

And this I devise in dif???? of the interest of fifty pounds given by the last Will of my dear son Richard Newman to the poor of Fifehead aforesaid in the first place to such of his kindred in the said parish as should happen to be in n??? or words to that effect.

Item I give unto my servant Mary Perkins if he lives with me at my death five pounds And to my servant Anne Whyte if he lives with me at my death forty shillings And to my servant John Sayer if he lives with me at my death twenty shillings over and above the wages which them at that time shall be respectively one and o????

Item I give unto my ancient friend S??? Birkhead twenty shillings to buy him a ring.

Item I give unto the poor of the parish of Fifehead aforesaid and to the poor of the parish of Westower in the said county of Dorset the sum of five pounds apiece to be distributed by the overseers of the said respective parishes And the better to enable my said grandson Richard Newman to pay all my debts and legacies and to discharge the said Thornbury Park lands and tenements of and from the several and respective sums of money thereupon charge? as aforesaid.

I do hereby constitute and appoint the said Peter Walter executor of this my last Will and testament in trust and for the only? Benefit of my said grandson Richard Newman until he the said Richard Newman shall attain his age of one and twenty years and not otherwise or for any longer time And when he shall attain his said age of one and twenty years then it is my will that he my said grandson shall take upon him the ????? and ????? of this my Will before??? God Almighty to give him grace to walk worthy of him and to perform his blessed will and then I am sure he will truly perform mine.

And lastly I devise to be buried and placed next to the corps of my said dear wife in the new vault that I have lately made with an ??? from the chancel of the parish church of Fifehead aforesaid decently without ostentation desiring and imploring God Almighty's grace in the mean? time that the fear of God may over rule me in all my thoughts words and actions That I may do justly love mercy and walk humbly before my God all the days of my life and so assuredly I shall live with him for ever in Glory in hopes whereof I do rejoice exceedingly

In witness thereof I have to every sheet of this my Will containing in number seven? Soft? My hand and to the last sheet only my seal this thirteenth day of January anno domini one thousand six hundred and ninety five?

Anno regni Refiset Regime William Marie quinto Ri~ Newman signed sealed published and declared to the last Will and Testament of the said Richard Newman containing as aforesaid seven sheets of paper in the presence of William Honeywood Jr ??? ????? p

Whereas upon my agreement in writing with my grandson Mr Thomas Warre concerning his payment of two thousand and five hundred pounds and the interest thereof, the remainder of his mother's marriage portion with other moneys therein mentioned, my said grandson Is left at liberty to take such means? and remedy as he may or can upon and against the Rectory of Queen Camel in the County of Somerset for arrogating the interest of three hundred pounds which Thomas Warre his grandfather did aver that he heretofore lent upon a Mortgage of part of the said Rectory.

Now in regard Peter Walter one of the persons named in my Will as one of my executors is well acquainted with all? my transactions relating to the premises and with all proceedings h??? thereupon I do hereby refer the consideration thereof unto him and direct that he shall by and out of

my personal effects pay unto my said grandson the interest money of the said three hundred pounds if he shall con??e me? to be enga?? either in Law or Equity to make? payment of the same.

And whereas by my said Will I have constituted and appointed the said Peter Walter executor of the same in Trust for my grandson Richard Newman until he the said Richard Newman shall attain his age of one and twenty years and not longer And that thenceforth the said Richard Newman should take upon himself the administration and eve???? thereof. Now it is my will And I do hereby direct that this said executorship of him the said Peter Walter shall not determine and ?atan?nd when he the said Richard Newman shall attain the age of one and twenty years But that he the said Peter Walter shall from time to time from thenceforth continue and be joint and co-executor with him the said Richard Newman But nevertheless in trust and for the sole benefit of him the said Richard Newman and not otherwise.

I give unto my sister Mrs Jane Cox over and besides the yearly payment of twenty six pounds devised unto her by my said Will the sum of thirteen pounds by the year for and during the term of his natural life to be paid unto her at the rate of twenty shilling by the month according to the Lunaric months.

I give unto the said Peter Walter over and besides the legacy to him given by my said Will the sum of ten pounds.

I give unto my servant Mary Chester? if she be living in my service at the time of my death the sum of three pounds. And to my servant Mary Perkins the sum of five pounds over and besides the money given to her by my Will. And I do hereby devise and direct that the several legacies and directions hereby given and made shall be taken deemed and accounted a part of my Will and that these presents containing one sheet of paper and part of another be a Codicil of my said Will, in testimony of which I have to the first of the said sheets my hand and to the last of them my hand and seal.

This fifth day of April in the year of our Lord one thousand six hundred and ninety five..... Richard Newman signed sealed and published to be a Codicil of the last Will of the said Richard Newman in the presence of William Eeles, Jacob Wade, Mary Perkins.

To All Persons who these presents shall or may concern:

I Richard Newman Esquire send greeting Beneficions? of making? a further provision for my dear daughter [Elizabeth] the now wife of Mr Edward Scott more than what I have already bequeathed unto her by my last Will and Testament already made in writing I do hereby give and bequeath unto my grandson John Oxenham in trust for my said daughter all and every my beds pewter brass hangings and other household goods which I new have in my house in Tufton Street in the City of Westminster except the several pertinences? hereinafter mentioned which is my desire should go unto and be enjoyed by my grandson Richard Newman that is to say all my books [or boots?] and other furniture of my closet lately taken out of the hall and my two beds called the best beds with all the furniture and appurtenances to them belonging together with six pairs of the best sheets and all my plate of what kind soever and twelve of such of my pictures as he the said Richard Newman shall make choice thereof , together with two of my best trunks or chests And it is my will that the said household goods so hereby given and bequeathed as aforesaid for my said daughter exclusive of any tenant? Right or interest of her said husband And that it shall and may be lawful for her my said daughter without the approval or consent of her said husband to give dispose and direct the same household goods to such of her child or children as she shall think fit And I do hereby also give to my

said daughter all my wearing apparel And whereas I have heretofore subscribed to the stock[?] of the Governor and Company of the Bank of England¹ the sum of One Thousand pounds of which I have paid the sum of six hundred pounds, I do hereby give and devise in trust for my said grandson Richard Newman the said sum of money so subscribed and the said six hundred pounds so paid as aforesaid in pursuance of such subscription unto Peter Walter one of the executors of my said Will his heirs and assigns forever by him to be sold if he shall see cause for the benefit and advantage of him the said Richard Newman

I give to my said grandson John Oxenham the sum of five pounds to buy him mourning [*clothes?*] at my funeral

And I do earnestly insist[?] and enjoin my said grandson Richard Newman in memory of me his most affectionate grandfather who hath so largely provided for him not only to take care of but assist my said daughter's children by the said Edward Scott her husband in their respective educations and preferments

Item I give unto my cousin Joseph Row and to his two sisters Mrs Hannah Aldworth and Mrs Marlow the sum of five pounds apiece

And lastly I do hereby direct and desire that these presents may be taken and affirmed[?] a part of my said Will and for a Codicil of the same.

In witness whereof I have hereunto set my hand and seal this sixth day of September One Thousand Six Hundred and Ninety Five. Richard Newman – signed sealed and published to be a codicil of the last Will and Testament of the said Richard Newman in the presence of us, Mary Perkins, Mary Chattel, Martha Blaney her mark.

¹ The Bank of England was founded in 1694, the year before Richard made this codicil. It was founded primarily to provide funds for William III's war against France – see <https://www.bankofengland.co.uk/about/history>.