

Derby 10. Oct.

1848

Tet C

Sam Slater the Elder

no Duffield

2 Ex C Inf 600^z

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This is the last Will and Testament of me Samuel
Slater the elder of the Holly House in the Township of Belper
in the parish of Duffield in the County of Derby farmer made this
Sixteenth day of September One thousand eight hundred and forty four
First I will and direct that all my just debts funeral and testamentary
expences and the expences of proving this my will be fully paid and discharged
by my trustees and executors hereinafter named as soon as conveniently may
be after my decease out of the proceeds of the sale of my real and personal
estates hereinafter directed to be sold. I give and devise All that my
messuage dwellinghouse or tenement situate in the township of Duffield in
the said County of Derby with the Cowhouse Piggeries outbuildings garden and
appurtenances thereto belonging now in the possession of Alfred Winson And
also all that mycroft or piece of land situate near to the said messuage being partly
in Duffield aforesaid and partly in Hazlewood in the parish of Duffield aforesaid and
now also in the possession of the said Alfred Winson (which said messuage and
croft was heretofore purchased by my late father of and from the trustees of the
late William Johnson deceased) unto my dear wife Hannah Slater and her
assigns for and during the term of her natural life and from and immediately after
her decease then I give and devise the same messuagecroft hereditaments and
premises unto and to the use of my son Samuel Slater his heirs and assigns
fore ever he or they paying thereout within twelve months after the decease of
my said wife the sum of Forty pounds to each of my daughters Elizabeth
Greatest (the wife of William Greatest) Mary Slater and Ann Slater and
which I give and bequeath to them accordingly Also I give and devise unto
my said wife Hannah Slater and her assigns for and during the term of her
natural life one annuity or clear yearly sum of Eighteen pounds to be issuing
and payable out of the proceeds of the sale of my real and personal estates
next hereinafter devised to my trustees by half yearly payments in each year
the first of such payments to be made at the expiration of six months from the
time of my decease Also I give and bequeath unto my said wife such part
of my household goods and furniture plate linen china and effects in my
present dwellinghouse as my said trustees may consider sufficient to furnish
her a house to and for her absolute use and benefit Also I give and bequeath
the sum of Fifty pounds unto my said wife to be paid to her out of my
personal estate within twelve months next after my decease. Also I give and
bequeath All the rest residue and remainder of my household goods and

Witnessed

Edw. W. Robinson

Thos. Collinson

Samuel Slater Senior

furniture plate linen china beds bedding and all other household effects which may be found in my said dwellinghouse and which I may be possessed of unto and equally between and amongst my said son Samuel Slater and my said daughters Elizabeth Griston Mary Slater and Ann Slater in equal shares and proportions and to their several and respective executors administrators and assigns for ever Also I give devise and bequeath All that my messuage dwellinghouse or tenement in which I now reside called Holly House situate standing and being in the township of Belper aforesaid with the barns cowhouses stables piggeries yards gardens outbuildings and appurtenances thereto belonging Also all those my several closes pieces or parcels of land situate and lying near to the said messuage and occupied therewith now also in my possession called or commonly known by the several names of the Far Mares, Near Mares, Bank Horse Cover, Round Close, Stack Yard Over Orchard, Kitchen Garden, Plantation, Croft, Lower Orchard, Plantation Frank's Piece, Near clover close, Far clover close, Chapel close, Meadow Close, adjoining Winson's house, Little Brook Piece, Big Brook Piece, Saw Pit Brook Piece, and Plant's Lane, and containing altogether about Forty three acres or by whatsoever names quantities qualities or other description the same closes now or at any time heretofore have been called known distinguished or described Also all other my messuages dwellinghouses or tenements closes pieces or parcels of land hereditaments and real estate of what nature tenure or kind soever whether freehold or copyhold and whether in possession reversion remainder or expectancy and wheresoever the same may be situate standing lying or being and parts and shares of messuages lands tenements hereditaments and real estate And also all my live and dead farming stock farming implements ready money and securities for money book and other debts and all other my personal estate and effects whatsoever and wheresoever and of which I shall be possessed interested in or intitled to (except what I have hereinbefore ~~and~~ specifically disposed of) unto and to the use of my brother in law Jonathan Storer of Penbridge in the said county of Derby farmer and my said son Samuel Slater their heirs executors administrators and assigns for ever upon the trusts nevertheless and to and for the several uses ends intents and purposes hereinafter expressed and declared that is to say Upon trust that they the said Jonathan Storer and Samuel Slater the younger or the survivor of them his heirs or assigns do and shall with all convenient speed after my decease make sale and absolutely dispose of the said

Witnessed

John Holbourn

Thos. Collinson

Samuel Slater Senr

hereditaments real and personal estates so devised and bequeathed to them
as aforesaid either by public sale or private contract or partly by public sale
and partly by private contract either together or in parts to any person or
persons who shall be willing to become and be the purchaser or purchasers
thereof and in such manner as they or he shall think proper and
for the most money and best price or prices as can be reasonably obtained
for the same with power to buy in the same hereditaments and premises
at any public auction and to resell the same as they or he shall think
fit and also do and shall for that purpose make execute pass and perfect
all such conveyances assignments and other assurances in the law
whatsoever for conveying surrendering assigning assuring and confirming
the same hereditaments and premises to the purchaser or purchasers thereof
respectively his her or their heirs and assigns for ever or to such other
use or uses as he she or they shall direct appoint or require And for
promoting and facilitating such sale or sales as aforesaid I do hereby
declare it to be my will and meaning and I do hereby direct that the
receipt or receipts of them the said Jonathan Storer and Samuel Slater
the younger or the survivor of them his heirs executors administrators and
assigns shall be a good and sufficient discharge or good and sufficient
discharges to the purchaser or purchasers of the said hereditaments and
premises so directed to be sold as aforesaid and to his her and their heirs
executors administrators and assigns for so much of the purchase money
as in such receipt or receipts shall be acknowledged or expressed to be
received and that after such receipt or receipts shall have been so given
as aforesaid such purchaser or purchasers his her or their heirs executors
administrators and assigns shall be absolutely discharged from such
purchase money and shall not be answerable or accountable for any
loss misapplication or nonapplication thereof or be in anywise liable
to see to the application thereof Provided always and I do hereby
declare my will to be that the rents issues and profits which shall
accrue and become payable from or in respect of the said hereditaments
and premises so devised to be sold as aforesaid until the same shall
be sold shall be applied in like manner as the money to arise by
sale thereof as hereinafter directed to be applied And upon further
trust and I do hereby declare it to be my will that the said Jonathan
Storer and Samuel Slater the younger or the survivor of them his heirs

Witnesses

Edw. Collins

Thos. Collinson

Samuel Slater Senr

21 respectively receive by virtue of the trusts of this my Will nor with nor for
any loss or damage which may happen to the said trust effects or in the execution
of all or any of the said trusts without their his or her wilful defaults And
lastly I do hereby nominate constitute and appoint the said Jonathan
Stor and Samuel Slater the younger joint executors of this my last will
and testament hereby revoking and making void all former and other
will and wills by me at any time heretofore made and do declare this only
22 to be my last will and testament. In witness whereof I the said testator
Samuel Slater the elder have to this my last will and testament contained
on five sheets of paper set my hand and seal that is to say my hand to
the first four sheets and my hand and seal to this fifth and last sheet
thereof the day and year first hereinbefore written.

Signed sealed and declared by the said testator Samuel
Slater the elder as and for his last will and testament in
the presence of us present at the same time who at the same
time at his request in his presence and in the presence of
each other have hereunto subscribed our names as witnesses

Samuel Slater Senr

Edw. H. Garrison

Thos. Collinson

A Codicil to be annexed to and taken as part of the beforewritten will
of Samuel Slater the Testator beforenamed. Whereas in and by my said will
I have devised the messuage,croft and premises purchased by my late Father
from the Trustees of William Johnson unto my dear wife for her life and after her
23 decease to my son Samuel Slater his heirs and assigns paying forty pounds
to each of my three Daughters Now I hereby revoke the devise of the said messuage
croft and Hereditaments to my said son his heirs and assigns after the decease of my
said wife and in lieu thereof I give and devise the said messuage croft and
Hereditament, from and after my said Wifes decease unto and equally between
25 and amongst my three Daughters and their respective heirs and assigns for ever as
Tenants in common and not as joint Tenants And in all other respects I ratify and
confirm my said will In witness whereof I have hereunto set my hand the twenty
second day of March one thousand eight hundred and forty eight

Signed published and declared by the said Samuel Slater
the Testator as and for a Codicil to his last will and testament
in the presence of us present at the same time, we at the
26 same time in his presence at his request and in the presence
of each other subscribing our names as witnesses.

Samuel Slater

Thos. Hyle
Wm. Jones

26 fms: 15 into

At Derby the 10th day of October 1848
Let a Probate of this Will with one
codicil annexed be granted to
Jonathan Storer and Samuel Slater the
Executors therein named

They being duly sworn as does
that the deceased's Personal Estate
is not of the value of £600

Before me

By H. Lewis.
Scrip't.

Will.

In the

Bishops

Court of

Lichfield

In the Goods of

Samuel Slater the Elder

Deceased,

Appeared Personally

Insert the Name,
Residences, and
Professions of the
Persons making
the Affidavit.

Jonathan Storer of Purbuck
in the County of Derby Farmer and Samuel
Slater the Younger of Belper in the same
County Farmer the — " —

Executed named in the last Will and Testament of the said

Samuel Slater
the Elder —
Suffield —
Farmer —

late of

in the County of

Deceased; who died on or about the

Insert date of
death.

second

day of

June

One Thousand

Eight Hundred and Forty *eight* and made Oath, that the Estate and Effects of the

If One or more
Codicals, state so.

said Deceased, for, or in respect of which, a Probate of the said Will *with one*
codicil — is to be granted exclusive of what the said Deceased may have

been possessed of, or entitled to, as a Trustee for any other person or persons, and not
beneficially but including the Leasehold Estate or Estates for Years of the Deceased
if any, whether absolute or determinable on Lives, and without deducting any thing on
account of the Debts, due and owing from the said Deceased, are under the value of

six hundred

Pounds, to the best of the Deponent's knowledge, information and belief.

Sworn on the
day of
before me

10th
October 184*8*
L. H. Law
Surrogate

} *Jonathan Storer*
Samuel Slater