

*The Last Will and Testament
of Christopher Cole
of Minety
Will proved
3rd January 1845*



Probate Court of London
Original reference
Will dated 26th February 1831

Testator:	Cole	Christopher	Victualler of Minety
Executors:			
Cole	John	Son	Joint Executor
Cole	Jonathan	Son	Joint Executor

Beneficiaries		Relationship to testator	Other Information
Surname	Given Names		
		Grandchildren	Children of daughter Mary
Cole	Mary	Daughter	Surname not stated
Cole	Jonathan	Son	
Cole	John	Son	
Cole	Joanna	Daughter	Surname not stated
Cole	Christopher	Son	
Cole	Ann	Daughter	Surname not stated
Cole		Wife	Given Name not stated
Iles	Sarah	Daughter	Deceased before 2nd Codicil attached
Iles	Betsy Cole	Granddaughter	
Iles	Albert Cole	Grandson	
Witnesses			
Bluckwood	D.		Of Eastcourt; Witness to Will
Bullock	Frederick		Of Cirencester; Witness to 2nd Codicil
Martin	S. Henry	Butler to Mr. Pitt	Of Eastcourt; Witness to First Codicil
Mullings	Richard	Solicitor	Of Cirencester; Witness to 2nd Codicil
Mullings	Thomas		Witness to 2nd Codicil
Pitt	Joseph		Of Eastcourt; Witness to Will & First Codicil
Seer			Of Eastcourt; Witness to 1st Codicil
Strachan	S. G.		Of Eastcourt; Witness to Will
Other Names			
Jollis	John	Tenant	Of Minety
Taylor	William		Neighbouring Property Holder of Minety

Transcription

I Christopher Cole of the parish of Minety in the County of Gloucester victualler do hereby make my last Will and Testament in manner and form following. viz.

I give and devise unto my son Jonathan Cole and his heirs all those parts of my Estate called Wobourn in the parish of Hankerton in the County of Wilts viz. the Messuage Garden Orchard Brickyard and appurtenances and the following closes or pieces of land called Little Ingrams Great Ingrams Hawkins's Mallards Ground West Leaze Flat Meadow the dry Ground the Lower upper and lower Hills Hills Lane piece the Great Common piece adjoining Wobourn and the following allotments parcels of the late Common called Clotley Common viz the common piece containing about ten Acres the plantation above the state the nine acres situate lying and being in the said parish of Hankerton and also in the same parish all those two closes called the Bull Hides

And also all that Messuage or tenement with the Garden Stables Yards Land and premises thereto belonging in the said parish of Minety in the County of Gloucester and now in my occupation together with the piece of Land near or adjoining the same and also adjoining the Turnpike Road and near unto the Turnpike there in Minety aforesaid and upon the late inclosure of Minety allotted to me (Subject to the Estate for life in the premises in Minety aforesaid and in my occupation last mentioned Messuage or Tenement stables yards lands and premises in Minety aforesaid and in my occupation hereinafter given to my Wife for her life

And also all that messuage or tenement called Dowdeswell's and also the messuage or tenement Garden and premises in the occupation of John Jollis and the plantation adjoining Horsepit Leaze all of which last mentioned premises also in the said parish of Minety together with their and every the rights and appurtenances To hold unto and to the only use of my said son Jonathan and his heirs for ever subject nonetheless as hereinbefore hath been and hereinafter is mentioned of and concerning the same I give and devise unto my son John Cole and his heirs All that messuage or tenement called Giles with the Garden and appurtenances thereto adjoining or belonging and also the allotment under the late Inclosure of Minety aforesaid and adjoining an orchard of William Taylor and all other my real Estate whatsoever and wheresoever To hold unto and to the only proper use of my said son John heirs and assigns forever.

And I hereby declare that my Will and desire is that my said Wife shall have during her life the use and occupation free from Rent of the said Messuage or Tenement in Minety aforesaid but keeping the same in good and substantial repair and I hereby charge and make chargeable all and singular the said Lands hereditaments and premises with the payment of Fifty pounds p.annm. payable to my said Wife during her life by equal half yearly amounts and with a proportional part of the said annuity up to the death of my said Wife

I give to my son Christopher one hundred pounds to be paid at the end of one year after my decease

I hereby charge all my real and personal estates with the payment of my debts legacies annuity and expenses and direct that my sons Jonathan and John and their respective heirs and assigns shall pay the same in equal Shares

I give to my daughters Joanna Sarah and Ann three hundred pounds apiece but no part thereof to be paid until all the debts which I shall owe at the time of my decease be paid

And it is my Will and desire that my said sons Jonathan and John do every year after my decease diminish my said debts not less than after the rate of Two hundred pounds

I give to my Daughter Mary six hundred pounds to be paid without interest as follows thirty pounds p.annm. to commence from the time when my executors shall have discharged all my debts and continue until she shall have received to the amount of 600*l* and in case she die before having received to the amount of six hundred pounds then so much of the said sum of 600*l* as shall remain unpaid shall become the property of such of her Child or Children as shall survive her and, if more than one equally and if only one the solely to that one

I give to my said Wife all my household Goods and Furniture and all my store in the Business of a Victualler which I follow for her to have the use thereof but upon Condition that she do if required give security to my Executors to leave at her decease upon the said premises household goods and furniture and store or other personal property to the full amount in value as shall be upon the said premises at my decease and to which she shall take

My Will also is that the benefit which my said Wife shall receive under this my Will shall be taken and received by her in satisfaction of all dower and thirds And also that my said sons Jonathan and John shall by way of increasing the fund for discharging my debts and Legacies annually cut down and sell every tree (except fruit trees) upon the said lands and premises of the value of one pound

I give to my Daughter Ann all the Furniture in my best bedroom and the remainder of my household goods and furniture except the two furnaces which shall go as fixtures to the house

I give to my sons Christopher and Jonathan and my Daughters Joanna Mary Sarah and Ann to be equally divided between them after the decease of their Mother

Lastly I give to my sons Jonathan and John all the rest of my Personal Estate and Effects subject as before mentioned equally share and share alike and I appoint them joint Executors of this my Will and hereby revoke every other Will by me heretofore made

In witness thereof I have hereunder subscribed and set my hand and seal the twenty sixth day of February 1831

-----*Christopher Cole*-----

Signed sealed published pronounced and declared by the said Testator Christopher Cole 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 hereunto subscribed our names as Witnesses

-----*Joseph Pitt*-----*S G Strachan*-----*D Bluckwood*----- (All of East Court Wilts)

I the within named Christopher Cole do hereby revoke and make void in case my Wife should survive me and marry again the Gift and Bequest in my Will contained of the use and occupation to my said Wife of the messuage or tenement stable and premises thereto belonging in Minety aforesaid and also the Rent Charge of Fifty pounds p.annm. also given to my said Wife for her life and I do hereby direct that this be taken and considered as part of my last Will and Testament in witness whereof I do hereby set and subscribe my Hand and Seal the eighteenth day of February 1834

-----*Christopher Cole*-----

Witness -----*Joseph Pitt*-----*S Henry Martin (Butler to Mr Pitt)*-----*John Seer*-----of East Court

I Christopher Cole of Minety in the County of Gloucester Victualler do make this second Codicil to my Will which bears date the twenty sixth of February one thousand eight hundred and thirty one

My daughter Sarah having died since the making my said Will I give her Legacy of three hundred pounds thereby given to and intended for her to her two children Albert and Betsy Cole lles in equal shares to be vested and paid without any Interest at the age of twenty one years If either die under that age his or her share to go to the other But if both die under that age the said Legacy to sink for the benefit of the persons entitled to my residuary real and personal Estate I revoke the Legacy of six hundred pounds in and by my said Will given to my Daughter Mary and in lieu thereof I give to my said daughter Mary the legacy or sum of three hundred pounds to be charged upon my Estates and paid by the same persons and upon the same Conditions as mentioned or contained in my said Will regarding the Legacys of three hundred pounds a piece to my daughters Joanna and Ann In all other respects Thereby ratify and confirm my said Will and the first Codicil thereto dated the eighteenth of February one thousand eight hundred and thirty four In witness whereof I have hereunto set my hand and seal the twelfth day of June one thousand eight hundred and thirty seven

-----*Christopher Cole*-----

Signed sealed published and declared by the said Testator Christopher Cole as and for a Codicil to his last Will and Testament in the presence of us who in his presence and in the presence of each other have hereunto subscribed our names as witnesses thereto

----- *Richd. Mullings* (Sofr. Cirencester) ----- *Thomas Mullings* ----- *Fredk. Bullock* (of Cirencester) -----

Proved at London (with two Codicils) 3rd Jany. 1845 before the Judge by the Oaths of Jonathan Cole and John Cole the Sons the Executors to whom Admon was granted having been first sworn by Commission duly to administer.