

*The Last Will and Testament of
Samuel Bracher
of
Panters, Sutton Mandeville*



Testator:	Bracher	Samuel	Gentleman
Executors:			
Bracher	Mary	Joint	Wife
Nicholson	Charles	Joint	(Other Notes)

Beneficiaries		Relationship to testator	Other Information
Surname	Given Names		
Bracher	Mary	Wife	
Smith	Elizabeth	Sister	
Bracher	William George	Nephew	
Bracher	Louisa Ann	Niece	
Bracher	Sabina Jane	Niece	
Futcher	Mary	Sister	
Bracher	Joan	Sister	
Bracher	George	Nephew	
Bracher	Elizabeth	Niece	
Bracher	Ann	Niece	
Nicholson	Charles	Friend	Of Barford Saint Martin, Wilts
Rance	Mary Ann		Of Sutton Mandeville
Smith	Elizabeth	Sister	} the child (ren) of
Bracher	Henry	Brother	} " " "
WITNESSES			
Fulford	Wm.		Of Barford, Wilts
Fulford	Henry		Of Barford, Wilts
Hinton	Edward		Of Barford, Wilts
OTHER NAMES			

* A special thank you to Christine Whipp for donating the images of this Will, the images of which can be viewed in the photo gallery entitled "Will of Samuel Bracher 1830 – Photo Gallery"

This is the last Will and Testament of me Samuel Bracher of Panters in the Parish of Sutton Mandeville, in the County of Wilts, Gentleman. First I direct that all my just debts, funeral expenses and the costs of proving this my Will be fully paid and satisfied by my Executrix and Executor hereinafter named. I give and bequeath to my dear wife Mary the sum of two hundred Pounds sterling and also all my Horses Carriages, Cows, Pigs, Fuel and all my eatables who Stock of Wine, Beer, Spirits and other Liquors for her own use. I also give and bequeath to her my said Wife the use but not the property of all my household goods, furniture of household, plate, linen and china for her and during the term of her natural life. And from and after her decease I give and bequeath the same and every part thereof unto all and every the children or child of my sister Elizabeth Smith who being a son or sons shall attain the age of twenty one years or being a daughter or daughters shall attain that age or marry under that age to be divided between or amongst them if more than one in equal shares as Tenants in Common and of but one then to such one or only child. And I direct that my said Wife and Executor shall as soon as conveniently may be, after my decease, make or cause to be made and taken a just and true Inventory or account in writing of all my said household goods, plate, linen and china to prevent disputes about the same after her Decease but I will and direct that my said Wife, her Executors or Administrators shall not be accountable for the reasonable wear and tear thereof, nor for any accidental misfortune or injury that may happen to the same or any part thereof. I give, devise and bequeath to my said dear Wife all that my House called Panters with the Lands, Hereditaments and Appurtenances thereto belonging. And also all those my Estates, Lands and Hereditaments situate in the respective Parishes of Sutton Mandeville and Tisbury or either of them in the county of Wilts. To hold the same to her my said Wife and her assigns for and during the term of her natural life and from and after the death of my said Wife, then I give, devise and bequeath all and every the

said House, Lands, Hereditaments and Premises with their appurtenances unto my nephew William George Bracher, his heirs and assigns for ever if he shall be living at the time of my decease. But in case the said William George Bracher shall happen to die in my life time so that the said devise shall not take effect then and in such case from and after the death of my said Wife, I give, devise and bequeath all and every the same House, Lands, Hereditaments and Premises with the appurtenances unto the eldest son of my brother Henry Bracher who shall be living at the time of my death and to his heirs and assigns for ever but subject nevertheless to the payment of the sum of two hundred pounds as hereinafter mentioned Provided and I do hereby direct and declare that the said William George Bracher or the person or persons who shall or may become entitled to the said House, Lands and Premises under or by virtue of the Provisions of this my Will after the death of my said Wife shall and do pay or cause to be paid the sum of one hundred pounds to each of my nieces Louisa Ann and Sabina Jane Bracher and if either of them the said Louisa Ann and Sabina Jane Bracher shall depart this life in my life time then I direct that the part or share of her so dying shall go and accrue to the survivor and be paid immediately after the death of her my said Wife. I give and bequeath to my sister Mary the wife of Mr William Fatcher the sum of one thousand pounds. To my sister Elizabeth Smith the sum of one thousand and five hundred pounds and to my sister Joan the wife of Mr William Bracher the sum of seven hundred pounds to be paid to them respectively at the expiration of six months next after my decease. I give and bequeath to my nephew the said William George Bracher the sum of seven hundred pounds and to his sisters the said Louisa Ann and Sabina Jane the further sum of three hundred pounds each to be paid to them respectively at the expiration of six months next after my decease and if either of them the said William George Bracher, Louisa Ann and Sabina Jane Bracher shall depart this life in my life time then I direct that the part or share of him, her or them so dying shall go and accrue to the survivors or survivor of them in equal shares or parts and be paid at the time appointed for the payment of his, her, her or their original Legacy or Legacies. I give and bequeath to George the son of my late brother Edward Bracher the sum of three hundred

pounds and to Elizabeth and Ann the two daughters of my said brother Edward the sum of one hundred and fifty pounds to each to be paid to them respectively at the expiration of six months next after my decease. And I direct that the said George Bracher, Elizabeth and Ann Bracher shall be respectively entitled to the same benefit of survivorship in case any or either of them shall depart this life in my lifetime as is mentioned and declared of and concerning the legacies hereinafter given to the children of my said Brother William Bracher deceased. I give and bequeath to my said dear wife and to my friend Charles Nicholson of Barford Saint Martin in the said county of Wilts, Gentleman, the sum of one thousand pounds sterling upon trust that they the said trustees on the provision of them, his or her Executors or Administrators do and shall lay out and invest the same in their, his or her names or name in any of the public stocks or funds of Great Britain or on any real security in England and shall and do vary and transfer the same for or into other stock, funds or securities of a like nature as they or the survivor of them shall think proper. And upon further to pay, divide and distribute the same unto, amongst and between all and every the children and child of my brother Henry Bracher as and when they who being a son or sons shall attain the age of twenty one years or as and when they who being a daughter or daughters shall attain that age or marry under that age in equal shares as tenants in common. And if but one such child then to such one or only child provided and I do declare my Will and mind to be that in the mean time and untie the vesting of the portion or portions share or shares so provided for such last mentioned children or child as aforesaid the said Trustees or Trustee shall pay the dividends or interest of the portion or portions share or shares to which such children or child shall be respectively entitled in expectancy unto their father the said Henry Bracher for his own use and benefit. I give and bequeath to Miss Mary Ann Rance now residing at Sutton Mandeville aforesaid the sum of fifty pounds to be respectively paid free of legacy duty immediately after my decease. And all the rest residual and remainder of my monies, securities for money, goods, chattels, Estate and effects whatsoever and wheresoever and not hereinbefore by me disposed of I give, devise and bequeath unto my said dear wife Mary and the

said Charles Nicholson their heirs, Executors, Administrators and assigns upon trust that they my said Trustees shall and do call in and compel payment or otherwise permit the same to remain in its present actual state of investment with full liberty to alter, vary and transfer the said securities in such manner as they my said Trustees or the survivor of them, his or her heirs, Executors or Administrators may think proper. And upon further trust to permit and suffer my said dear Wife to receive or retain the interest dividends or annual produce thereof for her own use and benefit for and during the term of her natural life. And from and after her decease I direct that one moiety or equal half part of my said residual Estate and Effects (the whole into two equal parts being divided) shall remain and be In Trust for all and every the children or child of my sister the said Elizabeth Smith who shall be living at the death of her me said wife or the issue of such of them as shall have then departed this life leaving issue lawfully begotten then living and to be divided between them and their issue respectively in such manner that they may take their respective shares as Tenants in Common and per snipes(?) and not per capita and do as that no person shall take as or under the description of issue, unless his or her parent shall be dead, equally divided between and amongst such children if more than one share and share alike and if there shall be but one then to such only child and to be vested, paid and applied at the same ages and times and in the same manner and form in all respects as is mentioned expressed and declared of and concerning the sum of one thousand pounds hereinbefore given and bequeathed the said Henry Bracher as aforesaid unless such ages or days of payment shall happen in the life time of my said Wife in which case I direct that the same shall be postponed till after her decease. And as to the remaining or other moiety of my said residuary Estate and Effects (the whole into two equal parts being divided) I direct and declare that the same shall remain and be In Trust for all and every the children of my Brother the said Henry Bracher who shall be living at the time of my said Wife's decease or the issue of such of them as shall have then departed this life leaving issue lawfully begotten then living and to be divided between them and their issue respectively at the same ages days or times and in the same manner in all

respects as is mentioned expressed and declared of and concerning the other moiety of my said residuary Estate and Effects so given and bequeathed after the death of my said Wife to the children of my Sister the said Elizabeth Smith as aforesaid provided and I do declare my Will and mind to be that in the mean time and until the vesting of the portion or portions, share or shares so lastly provided for the children of the said Elizabeth Smith and Henry Bracher as aforesaid the said Trustees or Trustee for the time being of this my Will shall pay the dividends or interest of the portion or portions, share or shares to which such children or child shall be respectively entitled in or towards his, her or their maintenance, education and support provided also and I hereby will and declare that in case either of the Trustees in this my Will named or any Trustee or Trustees to be appointed by in her, his or their respective place or places or succeeding them shall depart this life or be desirous of being discharged from the aforesaid Trusts or shall be about to reside or shall depart beyond the seas or shall neglect or shall refuse or become incapable or unfit to act in the said Trusts then and in every such case it shall be lawful for my said dear Wife and after her decease for the surviving Trustee of this my Wife to nominate and appoint any other fit person or persons to supply his or her place and immediately thereupon the said Trust, Estates and Premises shall be conveyed or assigned so as that the same may vest in such new Trustees or Trustee solely as the case may require under the Trusts aforesaid, or such of them as are or may be subsisting or capable of taking effect. And I declare that all and every such new Trustees or Trustee shall and may act in the aforesaid Trusts in conjunction with the continuing Trustees or Trustee if any or if not then solely in the same manner in all respects and with the same powers and authorities as if hereby appointed and as if they had been the original or included among the original Trustees provided always and I do direct that me said Executrix and Executor hereinafter named or the survivor of them, his or her heirs, Executors, Administrators or assigns or any new Trustee or Trustees to be hereafter appointed shall and lawfully may in the first place deduct and retain out of the said Trust Premises all such costs, charges, damages and expenses as he, she or they shall or may pay, sustain, expend or be put unto in or about the execution of the Trusts hereby in them repored

and that my said Executor may also deduct and retain such charges and fees for his trouble and advice as any indifferent professional man would be entitled unto or be at liberty to make in case he were to be employed in the place or stead of him my said Executor. And that he, she or they or such new Trustee or Trustees if appointed as aforesaid shall not be answerable or accountable for any more monies than he, she or they shall actually receive nor for any loss that shall or may happen to the same without his, her or their willful default respectively. And I devise and give unto my Wife the said Mary Bracher and the said Charles Nicholson or the survivor of them, their, her or his heirs or assigns all messuages, Lands, Tenements and Hereditaments now vested in me as Mortgagee or Trustee to hold unto and to the use of the said Mary Bracher and Charles Nicholson or the survivor of them their, his or her heirs and assigns for ever subject to such equity of redemption and such Trusts as shall at my decease be subsisting in the same respectively and thereby nominate and appoint the said Mary Bracher and Charles Nicholson to be Executrix and Executor of this my Will and do revoke all former or other Will or Wills by me at any time heretofore made and declare this only to be my last Will and Testament. In Witness whereof I the said Samuel Bracher the Testator have to this my last Will and Testament contained in six sheets of paper set my hand to the first five sheets thereof and my hand and seal to this the sixth and last sheet thereof this eighth day of April in the year of our Lord, one thousand eight hundred and thirty.

Samuel Bracher

Signed, sealed published and declared by the said Samuel Bracher the Testator as and for his last Will and Testament in the presence of us who in his presence at his request and in the presence of each other have hereunto subscribed our names as Witnesses thereto the words "in the life time of her my said Wife" Between the fifteenth and sixteenth lines from the top of the first sheet and the word "her" between the seventh and eighth lines from the top of this sheet having first interlined

Wm. Fulford Barford Wilts

Henry Fulford same place

Edward Hinton Do