

Samuel Burton, will – 1706/1708

In the Name of God Amen I Samuel Burton of Colne Wake in the County of Essex Grocer being sick & weak of Body but of Sound & disposing mind & memory thanks be given to Almighty God, do make & ordain this my Last Will & Testamt. in manner & form following

Inpris I commend my Soul into the hands of the Almighty God who gave it hoping through the merits of my blessed Saviour Jesus Christ to inherit everlasting Life

And as touching that temporal Estate which God hath blessed me with I dispose of the same as follows

Item I give and devise unto my Son John Burton & his heirs for ever the house where I now dwell situate in Colne Wake aforesaid with the Outhouses yards gardens & appurtenances to the same belonging

Item I give & devise my mesuag farm & all my Lands situate & being in White Colne & Colne Wake in the sd County with the outhouses, yards, gardens & aptennces to the same belonging, unto my said son John Burton during the Term of his natural life, and after his decease unto my Grandson Samuel Burton the son of the said John Burton & the heirs of the sd Samuel for ever

Item I give & bequeath unto my said son John Burton & my daughter Anne Polley & my daughter Mary Kendall all & singular ready money Plate Stock Shopgoods rent & Arrears of Rent which shal be due at the time of decease, book debts and Credits goods Chattells & personal estate whatsoever (my Just debts funeral expences & probate of this my Will first payd & discharged) equally to be divided between them part & part alike, to be payd by my Executor hereafter named & to be by him equally as aforesaid to be divided between them within one year after my decease.

Item Whereas my son in law Ralph Polley will be indebted for rent (besides what is already payd) One hundred & seven pounds, at the rate of fifteen pounds p year, at Michas. next My will is that my sd son-in-law shall be abated thirty pounds upon his Account for Rent, provided he shal fairly Account at fifteen pounds p And for my farm he lives in, & pay the residue without Charge or trouble either in Law or Equity. And whereas my son in law John Kendall hath lived in my house at Colchester (wch. said house I have sold? after my decease to the use of my daughter Mary Kendall & the heirs of her Body as by the deed thereof more at large may appear) without paying rent for the same, my will is that the sd John Kendall shal not be accountable for any rent of the sd house, but I do hereby give & remit the same to him, it being never my intention that he should pay any rent;

Item my Will further is that my said son in law John Kendall shal solely occupy possess & enjoy the house above mentioned where I now dwell situate in Colne Wake, during the Term of three months next after my decease, without paying any rent for the same. And I do nominate ordain & appoint my said son in law John Kendall of Colchester Scholemaster Sole Executor of this my Will

In witness where I have to this my Last Will & Testmt sett my hand & seal the Twenty second day of August in the fifth year of the Reign of Queen Anne over England &c Anno Dom 1706.

Signed: Samuell Burton

Signed sealed published & declared to be the Last Will & Testament of the Testator in presence of us
& by us witnesses in his presence:

Joseph Newcomb, Charles King, the mark of Elizabeth Leppingwell.

Will proved 14 April 1708.

ERO ref: D/ACW 23/219