

# I Samuel Griffiths Tovey

Otherwise Samuel Tovey of Milk Street in the City of Bristol accountant hereby revoking all wills and other testamentary dispositions by me heretofore made do publish this to be my last will and testament I give and bequeath unto my dear wife Mary Ann Tovey all my household goods and furniture plate linen and china books prints and pictures and all other xx articles of domestic use or description to and for her own proper and absolute use and benefit I give and devise my precious house number 86 Stokes Croft in the City of Bristol now in the occupation of my son Charles Tovey to my said son Charles to hold to him his heirs and assigns for ever subject to any mortgage debt that may be charged thereon and the interest thereof and also subject and charged with an annuity of ten pounds to my said dear wife during her life and widowhood which I direct my son Charles to pay to her by equal half yearly instalments the first to be paid at the expiration of six calendar months from my decease and immediately upon the death or marriage of my said wife the said messuage and premises to rest in my son Charles Tovey his heirs and XXXx subject only to the mortgage and interest absolutely I give and bequeath unto my esteemed friend Michael Hinton Castle Esquire and my son Charles Tovey my household messuage with the appurtenances Xx and being number 14 in Park Street Bristol in the occupation of Robert Wxxx as tenant to me at the yearly rent of seventy pounds under a lease from me for seven years to hold the same unto the said Michael Hinton Castle and Charles Tovey their executors administrators and assigns upon trust from time to time to let the same messuage and premises and receive the rents Xxx and after the payment of the expenses for keeping the same in reasonable repair and insured against loss by fire do and shall pay the net proceeds thereof unto or permit my said wife Mary Ann Tovey to receive the same for her own proper use during her life in case she shall so long continue my widow and after the decease or marrying again of my said wife any said messuage and premises in Park Street shall be in trust for my four daughters Mary Jane Tovey Hellen Elizabeth Tovey otherwise Hannah Elizabeth Tovey in which latter name her baptism has been by mistake registered Elizabeth Tovey and Margaret Anne Tovey in equal shares as tenants in common and their respective executors administrators and assigns to rest in them respectively on Their respectively attaining the age of twenty one years or marrying under That age with consent of the trustees for the time being xxxx but in case either of my said daughters shall die in the life time of my said wife or whilst she shall continue my widow or without having attained the age of twenty one years or having been married with such consent as aforesaid then the same shall be in trust for the survivors of them equally or wholly if there shall be but one such survivor provided and it is my will that if either of my said daughters shall so die leaving lawful issue her surviving then such issue shall take and be entitled to the same to which his her or their parent would have been entitled if living and if there be more than one such issue then equally between them I give and devise unto and to the use of the said Michael Hinton Castle and Charles Tovey their heirs and assigns my two freeholds messuages and premises in Broad Street in the Parish of Saint Philip and St Jacob

Bristol with the appurtenances in trust to sell and dispose of them at such Time or times for such price or prices and in such manner in all aspects as They or he shall think proper with liberty to make special stipulations as to The rxx to be xxx to any purchaser and after payment of all expences Attending such sale or sales I direct that the net surplus of the money Arising therefrom shall sxx into and compose part of my xxx personal Estate and be disposed of accordingly I give and bequeath unto my son Samuel Griffiths Tovey all interest money which may be due from him to me in respect Of any monies owing by him to me at the time of my decease and the sum Of fifty pounds part of such principal money and I direct my trustees to allow him such interest money and principal sum of fifty pounds on settling with him accordingly I also give and bequeath unto my son George Tovey the sum of fifty pounds now due to me on XX of a house and premises in Broad Street aforesaid commonly xx xx Mondays and which house and premises will rest in him on the decease of his mother as her heir at law I give and bequeath unto the said Michael Hinton Castle and Charles Tovey all my monies and securities for money the sum of five hundred pounds to be received on a policy of insurance on my life in the Guardian Life Assurance Society and whatever bonus may be payable thereon and all other my *estate and effects* whatsoever and whensoever and of what nature or kind soever the sum may be in trust that they my said trustees or trustee do and shall call in and convert the same and every part thereof into money and xx and out of any money which may be possessed of at the time of my decease do and shall pay and discharge all my just debts on simple xx funeral expenses and the costs and charges of proving this my will and after payment thereof do and shall pay to the mortgagee number 24 Park Street such sum as at the time of my death may be due and secured thereon and the interest thereof upon obtaining from him at the cost of my estate a release therefrom and an assignment of the said house and premises upon the xx aforesaid so that the several persons to whom I have given the same may receive the full benefit thereof subject to the limitations aforesaid free from the said mortgage and interest immediately on my decease and do and shall in the next place pay to my son George Tovey a legacy of one hundred pounds which I desire may be raised and paid out of the first monies that are repaid by my sons Samuel Griffiths Tovey and John Tovey without prejudice to the foregoing trust for The redemption of my house in Park Street and after making the several payments Aforesaid shall divide and pay the xx surplus of my said estate and effects Unto and equally between my said wife Mary Ann Tovey and my said daughters Mary Jane Tovey Hellen Elizabeth Tovey otherwise Hannah Elizabeth Tovey Elizabeth Tovey and Margaret Ann Tovey the shares of my said daughters to vest in and Be paid to them respectively on their respectively attaining the age of twenty One years or marrying under that age with such consent as aforesaid and In the mean time the xx thereof shall be paid to and retained by My said wife for the benefit of my said daughters respectively and it is my will that after the decease or marrying again of my said wife and during the minority of either of my said daughters it shall be lawful for my trustees or trustee to pay and apply all or any part of the rents and profits of my

said messuage and premises in Park Street to which such daughter or daughters may presumptively be entitled under this my will for or towards the maintenance education and support of such daughter or daughters surviving their respective minority provided always and it is my will that in case of the death of either of them the said Michael Hinton Castle and Charles Tovey or of them or either of their refusing declining or becoming incapable to act in the trusts of this my will before the same shall be fully executed and performed then it shall be lawful for the survivors of them or the heirs executors or administrators of such survivor by any xxx in writing to nominate and appoint any other person or persons to be a trustee or trustees under this my will and so from time to time as occasion xxx xx may render xxx x x the person or persons so to be appointed shall have all the powers and xx of the party or parties in whose xx he or they shall be substituted and I declare that the receipts in writing of the trustees or trustee for the time being of this my will for any purchase or other money payable to them or xx shall effectually discharge the persons respectively paying the same from all responsibility on account thereof and all liability of seeing to the application thereof and I declare that no trustee of this my will shall be answerable or accountable for the arts or defaults of any other trustee or trustees or for any more money than shall actually come to his hands by virtue hereof and I nominate and appoint my said wife Mary Ann Tovey and the said Michael Hinton Castle and Charles Tovey executors of this my will and I declare that it shall be lawful for them and the survivors of them and the executors of such survivor to allow to either of my said sons who may be indebted to me at the time of my decease such time as my executors may think proper for payment of any such debt or debts or to accept or take such a security or securities for payment thereof or dividend or compensation in part payment thereof and execute a release therefrom as to them my said executors may seem expedient and proper in witness where of I have unto set my hand the twenty ninth day of April one thousand eight hundred and forty three Samuel G Tovey Signed and published in the presence of us who in the Presence of the testator both being together present at the same time at his Request have hereunto subscribed our names as witnesses Bodam Castle

Xx *Alfred William Jones, Cheltenham Road*

Appeared personally *Alfred William Jones* of Milk Street In the City of Bristol accountant late of Cheltenham Road and made xx That he is one of the subscribed witnesses to the last will and testament of Samuel Griffiths Tovey laye of Cotham Place in the Parish of Westbury upon Trym in the Borough of the City of Bristol (heretofore In the County of Gloucester) accountant deceased hereunto annexed bearing date The twenty ninth day of April one thousand eight hundred and forty three That the dais deceased signed the said will at the foot or end thereof in the presence of this xxx and Bodam Castle the other attesting witness thereto and that they both being present at the same time respectively there- Upon attested and subscribed the same in the presence of the said Samuel

Griffiths Tovey otherwise Samuel Tovey deceased. *Alfred William Jones* on the 15<sup>th</sup> day of July 1844 the said *Alfred William Jones* was duly sworn to the truth of this xx by virtue of the annexed commission before me *Char P Bullock* Proved at ? London 17<sup>th</sup> July 1844 before the Judge by the oaths of *Mary Ann Tovey* widow of the xx *Michael Hinton Castle* and *Charles Tovey* the son the Xx to whom XX was granted having been first sworn by common duty to admit