

THE WILL OF RALPH JACKSON (proved 1790)

This is the last Will and Testament of me Ralph Jackson of Normanby in Cleveland in the County of York, Esquire, which I being of sound mind, memory and understanding, and considering the uncertainty of this life do make in manner following, that is to say –

I give and devise unto George Sutton of Stockton upon Tease in the County of Durham, Esquire and Ralph Ord of Sands of the same County, Esquire, whom I appoint Trustees of this my Will,

- all my Freehold, Copyhold and Leasehold Mesuages, Farms, Lands, Tythes, Tenements, Allum Works, Allum Mines, Hereditis, and Real Estate,

- as well as such parts thereof as is comprised in the Settlements made on my Marriage ,

- as all other my Real Estate whatsoever situate, lying and being in the County of York and elsewhere,

- and also all my Monies, Mortgages and Securities for Money, Stock in the Publick Funds,

- also all my part and share which I may become Intitled of an in a Legacy of Three Thousand Pounds on the death of the Survivor of my brother in law Jeffrey Jackson and my Sister Dorothy his wife, under or by virtue of the Will of my late Mother Hannah Jackson deceased,

- and all other my Personal Estate whatsoever (except as hereinafter is mentioned

- and also all such Messuages, Lands and Hereditaments as are vested in me by way of Mortgage or in Trust, to hold unto and to the use of the said George Sutton and Ralph Ord and their Heirs, Executors and Administrators and Assigns according to the several natures and Terms thereof upon Trust, nevertheless and to and for the intents and purposes and subject to the provisos and declarations hereinafter mentioned, expressed and declared of and concerning the same respectively, that to say, as to all such Messuages, Lands and Hereditaments as shall or may be vested in me by way of Mortgage or In Trust, Upon Trust to perform the Trusts thereof and to call in or continue upon such Mortgage or Mortgages the Monies due thereon as they may think proper,

And as to all other my Real and Personal Estate above devised, Upon Trust that they, my said Trustees, or the Survivor of them, his Executors or Administrators do and shall in the first place, by and out of my said Personal Estate, save and except my part and those of and in all Stocks, Stores and utensils belonging to my share and Interest of and in the Allum Works at Boulby, and of and in a Lease of a certain Farm at Roecliffe which said Stocks, Stores, Utensils and Leasehold Farm I desire may be considered in the nature of heir looms and may be conveyed along with my share and Interest of and in the said Allum Works, and also save and except my right and Interest of and in the alterages and small Tythes arising out of Eston and Normanby, which I desire may be enjoyed by the Persons Intitled for the time being to my Estate at Normanby aforesaid, and also except my household Furniture, Plate, Linen, Library and Stock of Liquors in my Cellar , which I desire may be reserved for the benefit of my Son and by and out of the Rents and profits of my said Real Estate raise such Sum and Sums of Money as may be sufficient to pay all my just debts and the Expences of

my Funeral which it is my desire may be very private and also all such Expences as may necessarily incur in the Maintenance and Education of my two Infant Children and also all such legacies, Annuities or Sums of Money as I may at any time hereafter by any Codicil or Writing to be signed by me with my own proper hand, order, direct or appoint to be paid and I do direct that in case the Rents and profits of my said Real Estate together with the aid of my Personal Estate so directed to be app///// shall prove insufficient to pay all my debts, Funeral Expences and Maintenance of my said Children, and such Legacies or Sums of Money as I may hereafter give or appoint to be paid, Then upon Trust that they the said George Sutton and Ralph Ord and the Survivor of them and the Heirs of such Survivor, do and shall Mortgage or Sale of all and every my Messuages, Farms, lands and Hereditaments situate and being within the several Townships and Parishes of Yarm, Low Worsall, Egton and Guisbrough in the said County of York, or of so much and such part thereof as to him and them shall seem meet raise such Sum and Sums of Money as may be sufficient to satisfy and pay all such part of my Debts, Funeral Expences, Legacies and Charges of Educating my said Children as shall or may remain undischarged by the application of my Personal Estate above devised for that purpose, and of the Rents and profits of my said Real Estate, and upon Further Trusts by the ways and means aforesaid as to my said Trustees shall seem meet to raise the further Sum of Five Thousand Pounds of lawful Money of Great Britain which I give and direct to be paid to my daughter Mary Lewin Jackson at her age of twenty one years or day of Marriage which shall first happen, and which said Sum of Five Thousand Pounds so directed to be paid to my said daughter I declare is and shall be in full for her portion and fortune and in lieu of all claims and demands forth and out of my Real and Personal Estate either under or by virtue of the Settlement made on my Marriage or otherwise howsoever, But in case my said Personal Estate and the Rents and Profits of my said Real Estate shall prove insufficient to pay and satisfy All my Debts, Legacies and Expences as aforesaid and it shall become necessary to raise any Money by Mortgage or Sale of my said last mentioned Real Estates Then upon Trust that they my said Trustees or the Survivor or them or his heirs do and shall convey all my said Messuages, Farms. Lands and Hereditaments situate and being in the several Townships and Parishes of Yarm, Low Worsall, Egton and Guisbrough aforesaid with the Appurtenances unto my said daughter Mary Lewin Jackson her heirs and Assigns at her Age of Twenty one years or Marriage which shall first happen and in case my said daughter shall become intitled to such Messuages Lands and Hereditaments so directed to be conveyed to her as aforesaid according to the true intent and meaning of this my Will, I declare and direct that he same shall be in satisfaction of the said Sum of Five Thousand Pounds above mentioned and of all other her claims and demands forth and out of my Real and Personal Estate and that the said Sum of Five Thousand Pounds shall not in that case be raised or paid but Sink into my Estate for the benefit of my Son William Ward Jackson, And as to all the rest and residue of my said Real and Personal Estate which shall remain unapplied for the purposes aforesaid, Upon Trust that they my said Trustees and the Survivor of them and the Heirs, Executors and Administrators of such Survivor shall stand seized and possessed thereof In Trust for my said Son William Ward Jackson his heirs Executors Administrators and Assigns as do and shall convey, assign and transfer the same unto my said Son William Ward Jackson his Heirs, Executors and Administrators when and as soon as he shall attain the age of twenty two Years, subject nevertheless to such charges and encumbrances affecting the said premises then remaining unsatisfied and undischarged, if any such there be, And my Will and mind is and I do hereby direct that in case my said daughter shall

die under the said Age of Twenty one Years and unmarried, that the provision hereby made for her shall survive to and for the benefit of my said Son William Ward Jackson his Heirs, Executors and Administrators, Provided always, And I do hereby direct that in case my said Son William ward Jackson shall happen to die before he shall attain the Age of Twenty two Years without leaving any Issue lawfully begotten living at his death or born after his decease and which shall live to attain the Age of Twenty one Years, Upon this further Trust that they my said Trustees and the Survivor of them and the Heirs Executors and Administrators of such Survivor, shall stand seized and possessed of all such Residue of my said Real and Personal Estates remaining unapplied for the purposes aforesaid and Subject as aforesaid, In Trust for my said Daughter Mary Lewin Jackson, her Heirs, Executors and Admors. And so and shall convey, assign and transfer the same to her, my said daughter, her Heirs, Executors and Administrators as her age of Twenty one Years or Marriage which shall first happen ,

Provided also and I do hereby further direct that if both my said Children shall happen to die, namely my said Son before he shall attain the Age of Twenty two years without leaving any Issue living at the time of his death or born after his decease as aforesaid, and my said daughter under the Age of Twenty One Years and unmarried, Then upon this further Trust, that they my said Trustees and the heirs, Executors and Administrators of such Survivor shall stand seized and possessed of all such residue of my said Real and Personal Estates remaining unapplied for the purposes aforesaid, Subject as aforesaid and also subject and chargeable with the several Legacies and Yearly Sums of Money hereinafter mentioned, In Trust for my brother in law William Wilson and his Assigns for and during his natural life,

and from and after his decease In Trust for my Sister Rachel Wilson, Wife of the said William Wilson and her Assigns for and during the term of her natural life in case she shall survive the said William Wilson her husband,

and from and after the decease of the survivor of them, the said William Wilson and Rachel his Wife, In Trust for all and every the Child and Children of my said Sister Rachel Wilson equally amongst them if more than one share and share alike. And I do direct that my said Trustees or the Survivor of them, or his heirs do and shall convey, assign and Transfer all such residue of my said Real and Personal Estates unto all and every the Child and Children of my said Sister Rachel Wilson their respective heirs, Executors and Administrators to take as Tenants in Common and not as Joint tenants,

subject nevertheless to and charged and chargeable with the payments of the Sum of One Thousand Pounds a piece which I give and direct to be paid to my two Nieces Mary Mathews and Catherine Long or to such of them as shall be living at the time hereinafter mentioned for payment thereof,

and also to and with the payment of the like Sum of One Thousand Pounds which I give and direct to be paid to my Niece Elizabeth Berney if she shall be then living, and if dead, Then I direct the said last mentioned Sum of One Thousand Pounds shall be paid to all and every the Child and Children of my said Niece Elizabeth Berney, if more than one equally amongst them, share and share alike, And in case such Child or Children shall happen to be under the Age of Twenty one Years, I direct that the Receipt and Receipts of their Father, his Executors or Administrators shall be a

sufficient discharge for the payment of the same Sum of One Thousand Pounds, which said several Sums of One Thousand Pounds, One Thousand Pounds and One Thousand Pounds I direct to be paid as the end of twelve Calendar Months next after the death and failure of Issue of the Survivor of my said Children as is hereinbefore mentioned,

And also subject to and charged and chargeable with the payment of the Annuity or Yearly Sum of Two hundred and Fifty Pounds which I give and direct to be paid to my Sister Esther Jackson and her Assigns for and during the term of her natural life, clear of all deductions for Taxes or otherwise by two equal half Yearly payments in every Year, and also subject to and charged and chargeable with the payment of the like Annuity or Yearly Sum of Two hundred and Fifty Pounds which I give and direct to be paid to my brother in law Jeffery Jackson and my Sister Dorothy Jackson his life for and during the term of their respective natural lives, and the life of the longer liver of them by two equal half Yearly payments, without any deductions as aforesaid, the said two several Annuities or Yearly Sums to be payable and paid at or on the First day of February and the First day of August in every Year, the first half Yearly payment thereof to begin and be made upon such of the said days as shall first happen next after the death of the Survivor of my said Children without Issue and under their respective Ages before mentioned,

And I do further direct that in case any Overplus of my Personal Estate shall be then remaining unapplied for the purposes aforesaid, that all such overplus Money shall in the first place be paid and applied in discharging the said last mentioned Legacies, Annuities and Sums of Money so given to my said Nieces, my said Sister Esther Jackson, and the said Jeffrey Jackson and Dorothy his Wife, and that the remainder thereof shall be issuing out of and charged and chargeable upon my said Real Estate.

And I do also direct that my said Sister Esther Jackson, the said Jeffrey Jackson and Dorothy his Wife and their respective Assigns shall have, enjoy and be intitled to such remedies and powers in case of non-payment of their respective annuities at the days and times hereinbefore mentioned for payment thereof to recover the same by Entry and distress upon the Premises charged therewith as is usual in cases of Rents reserved in Leases for Years,

and it is my Will and desire that my said two Children may be respectively maintained and Educated out of the said Trust Estate suitable to the provision made for them respectively by this my Will, and do recommend that my said Son be educated brought up to the study of Law as I would prefer the profession of a Councillor for him before any other, leaving it to the discretion of my said Trustees to make such Allowances from time to time for the maintenance and Education of my said Children as they may think reasonable and proper.

And I nominate and appoint my said Trustees together with my said Three Sisters Esther Jackson, Rachel Wilson and Dorothy Jackson, Guardians of my said Children. And do desire of them that they would as often as necessary and convenient consult and determine upon such plans and methods of Education for my said Children as they may in their Judgement think most proper in order to render them useful members of Society.

And I do hereby declare that it shall and may be lawful to and for my said Trustees and the Survivor of them, his Executors and Administrators to call in all such Sum and Sums of Money as shall at my decease be placed out at Interest either upon Mortgages, Bonds, the Publick Stocks, or Funds or other Securities and to lay out and Invest the same again either in Publick Stocks or Funds or to place the same out again at Interest on Government or Real Securities and from time to time to sell Assign, transfer or dispose of all , every or any such Stocks, Funds or other Securities or any part thereof for the purposes aforesaid as to him or them shall seem meet for the better enabling them to perform the trusts hereby in them reposed. And in case it shall become necessary to raise any Sum or Sums by Mortgage or Sale of all or any part of my said Messuages, Lands and Hereditaments situate and being in the said Townships and Parishes of Yarm, Low Worsall, Egton and Guisbrough, I do direct and declare that the receipt and receipts of my said Trustees or the Survivor of them or the Heirs of such Survivor or such of them as shall receive the consideration, Money of or from such purchaser or purchasers, Mortgagee or Mortgagees of my said Messuages, Lands and Hereditaments so to be sold or Mortgaged as aforesaid or any of them or any part of parts thereof shall be and the same is and are by me hereby declared to be good and sufficient discharge and discharges to every such purchaser and purchasers, Mortgagee and Mortgagees his, her and their Heirs, Executors and Administrators for the Money to be paid by them or of them for all or any part of the consideration of their respective purchase or purchasers, Mortgage or Mortgages, his , her of their Heirs, Executors and Administrators or any of them respectively shall not be responsible for any loss, misapplication or nonapplication of all or any of such Money for which such receipt or receipts shall be so given.

And I give unto the said George Sutton and Ralph Ord the Sum of One hundred pounds a piece to be by them retained out of the Trust monies which shall come to their hands at the end of One Year next after their entering upon the said Trusts which I desire them to accept of as token of my regard and Esteem for them.

And my Will and mind further is and I do hereby direct that the said George Sutton and Ralph Ord and each of them, their and each of their heirs, Executors and Administrators and Assigns shall and may from time to time deduct, retain and reimburse him and themselves by and out of the monies which by virtue of this my will or the trusts aforesaid, or any of them shall come to his, their or any of their hands all such Costs, Charges, Damages and Expences as he, they or any of them may or shall pay, bear, sustain, expend, or be put unto in about or any ways relating to the Executorship of this my Will, or Executing or Performing all or any of the Trusts aforesaid, and also shall and may thereout pay all such fine and fines, charges and expences as may be necessary upon the renewal of any Lease or Leases of any Lands, Tithes or Hereditaments of which I shall or may be possessed at my decease, and that ere they or any of them shall not be charged or chargeable the one for the other or others of them, but each only of them for and with his own respective receipts, payments, acts and wilful defaults, and not otherwise, and shall not be charged or chargeable with any Sum or Sums other than such as shall actually come to his and their own hands respectively by virtue of this my will, his or their joining in any Receipt or Receipts for the sake of conformity notwithstanding nor with or for any loss or damage which may happen by reason of the Execution of this my Will or any of the Trusts aforesaid without his or their own respective wilful default or neglect.

And I nominate and appoint the said George Sutton and Ralph Ord, Executors of this my Will until my said Son William Ward Jackson shall arrive at the age of Twenty two Years, and then and from thenceforth I appoint my said Son William Ward Jackson Sole Executor of this Will, And I revoke and make void all Wills and Codicils by me heretofore made, and declare this only to be my last Will and Testament contained in this and the two preceeding sheets of paper set my hand and seal (to wit) my hand to the bottom of the two preceeding sheets of paper and my Hand and Seal to this last sheet thereof, this third day of April in the Year of our Lord One thousand Seven hundred and Eighty Six Ra. Jackson

Signed, sealed published and declared by the above named Ralph Jackson the Testator as and for his last Will and Testaments in the presence of us whose names are hereinafter written, who all of us in his presence and in the presence of each other Subscribed our names as Witnesses thereto George Jackson of Lackenby, Nich^s. Richardson of Ayton, - John Preston of Stokesley.

I Ralph Jackson of Normanby in Cleveland in the County of York, Esquire, Pursuant to a power reserved to me in and by my last Will and Testament, do hereby give and direct the Trustees and Executr. in my said Will named to deliver

- to my Sister Esther Jackson for her own use my Picture of a Cock and hen after mentioned, that is to say
- to Mr George Dodds the trusty Chief Agent at Boulby Allum Works a Legacy of Fifty Pounds,
- to my faithful Servant John Peirson a Legacy of Twenty Pounds,
- to Ann Cornforth widow my Children's Nurse a Legacy of Ten Pounds,
- and each of my other Servants who shall have lived at my House with me One Year or upwards, a Legacy of Five Pounds besides the wages due to each of them the said Salaries to be paid at the end of seven Calendar Months next after my death,
- and also the yearly Sum of Ten Pounds to the said Ann Cornforth for and during her life to be paid to her without deduction for Taxes or otherwise half yearly from my decease the first payment thereof to be made at the end of Twelve Calendar Months next after my decease
- And I recommend the said John Peirson to my said Trustees to be employed by them in looking after and assisting to manage my said Real Estates and the woods growing thereon. And the Tythes I am now and may hereafter be possessed of and during such employment I desire my said Trustees may pay him the yearly Sum of Fifteen Pounds half yearly for his trouble.
- And I further direct that my little Roan Mare which I have occasionally rode upon upwards of ten years may not be sold or otherwise disposed of to any person that she may be kindly treated and be used as a brood Mare only.

Witness my hand this eleventh day of April in the Year of our Lord One thousand Seven hundred and eighty six - Ra. Jackson.

John Preston of Stokesley in the County of York, Gentleman and **William Kitchen** Spedding of the same place Gentleman, maketh Oath and say that they knew and were well acquainted with **Ralph Jackson**, late of **Normanby** in **Cleveland** in the County of **York**, Esquire deceased and with his manner and character of handwriting having frequently seen him write and write and subscribe his name, that having looked upon and perused the paper writing hereto annexed purporting to be a Codicil to the last Will and Testament of the said deceased beginning thus “I **Ralph Jackson** of **Normanby** in **Cleveland** in the County of **York**, Esquire” and ending thus “witness my hand this Eleventh Day of April in the Year of our Lord One thousand Seven hundred and Eighty Six – **R. Jackson**” they these deponents verily believe the whole series and contents of the said Paper Writing and the name **Ra. Jackson** thereto set and subscribed to be all of the proper handwriting and subscription of the said **Ralph Jackson** deceased. – **John Preston**, **Wm. Kitchen** Spedding
Sworn at Stokesley above mentioned this twenty fourth day of July in the year of our Lord One thousand seven hundred and ninety before me – **H Taylerson**, Surrogate.

I Ralph Jackson of **Normanby** in **Cleveland** in the County of **York**, Esquire, make this as a Codicil to my last Will and Testament, whereas I have lately and since the making of my said last Will purchased of and from **Wakefield Simpson** of **Whitby** in the said County of **York**, Merchant, all that Messuage of Tenement commonly called **Rigghouse**, and all that parcel of Ground commonly called **Thom////banks** and also all that other Messuage or Tenement and all those several closes or parcels of Ground commonly called or known by the names of **Greenlands**, **Ellerheads**, **Low Rigg** with the close thereunto adjoining, and **High Riggside** which **High Riggside** contained by Estimation Twenty Acres and Two Roods be the same more or less all which said premises are situate, lying or being within the Town precincts, Townfields, Parishes or Territories of **Easington**, **Rousby** and **Bolby** in the said County of **York** and now or late in the occupation of **Richard Taylor** and **Thomas Taylor**, or one of them, their or one of their undertenants or assignees, all which said premises have lately been conveyed by the said **Wakefield Simpson** unto and to the use of me, my Heirs and Assigns forever.

Now I do hereby give and devise all the said Messuages or Tenements, Closes, Lands, Grounds and Hereditaments with the Appurtenances, by me purchased of the said **Wakefield Simpson** as aforesaid unto and to the use of **George Sutton** and **Ralph Ord**, Esquires, Trustees and Executors named in my said Will, to hold to them, their Heirs and Assigns, upon such and the same trusts and to and to and for the Intents and Purposes and subject to the provisoes, declarations mentioned and expressed and declared of an concerning my other Real Estates to them devised in and by my said Will, In Trust and for the benefit of my Son **William Ward Jackson**, it being my mind and desire that the said Messuages, Lands and Hereditaments by me purchased as aforesaid shall be vested in my said Trustees for such and the same uses, Trusts, intents and purposes as my said other Lands and Hereditaments devised to them by my said Will are vested.

And I desire this Codicil may be taken as part of and proved along with my said Will. In Witness whereof I have hereunto set my hand and Seal this twenty second day of June in the year of our Lord One thousand seven hundred and eighty six
- **Ra. Jackson**.

Signed, sealed, published and declared by the said Ralph Jackson as and for a Codicil to his last Will and Testament in the presence of us whose names are hereunder written who all of us in his presence and in the presence of each other subscribed our names as witnesses thereto - John Dennison - Chris. Dennison - John Preston of Stokesley.

This Will and Codicils were proved before the Reverend John Brewster, Clerk, Surrogate of the Worshipful Peter Johnson, Master of Arts, Commissary and Keeper General of the Exchequer and Prerogative Court of the Most Reverend Father in God, William, by Divine providence Lord Archbishop of York, Primate of England and Metropolitan, lawfully constituted, and on the thirteenth day of July in the Year of our Lord One thousand seven hundred and ninety, Administration of all and singular the Goods, Chattels and Credits of the said Ralph Jackson Esquire, deceased, was granted to George Sutton and Ralph Ord, Esquire, the Executors in the said Will named, they being first sworn as the Law requires (Saving every other persons right) Joseph Buck, Deputy Register.

This Will was proved at London with two Codicils on the fourth day of September in the year of our Lord One thousand Seven hundred and ninety, before the Right Honourable Sir William Wynne, Knight, Doctor of Laws, and Master Keeper or Commissary of the Prerogative Court of Canterbury, lawfully constituted by the Oaths of George Sutton and Ralph Ord, Esquires, the Executors named in the said Will, to whom Administration was granted of all and singular the Goods, Chattels and Credits of the deceased until William Ward Jackson, the Son of the deceased shall attain the Age of Twenty two years, having been first sworn by Commission duly to Admr.

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