

# This is the last Will and Testament

of me Thomas Shoy of Upton upon Severn in the County of Worcester  
Esqre Merchant made this fifteenth day of April in the year of our  
Lord one thousand seven hundred and fifty five for the disposition  
of my real and personal estate as followeth: That is to say I do  
hereas in aid by certain articles of Apportionment repartited  
made on the marriage of my **Drest Son John Shoy** bearing  
date on or about the thirty first day of September in the year  
of our Lord one thousand seven hundred and fifty three between  
myself and my said Son John of the first part named after the  
Liber of Birmingham in the County of Warwick Esqre mate  
and Sarah Spinister wife of his Daughters of the second part  
and Jane Shoy of Bewdley in the County of Worcester  
aforesaid Brother my second son and James brother the younger  
of Birmingham aforesaid Esqre maker Drest Son of the said  
James brother the Liber and brother of the said Sarah aforesaid  
of the third part it was amongst other things agreed if my  
said Son John Shoy should survive me and be desirous to  
purchase the aforesaid or Tenant and premises in my  
possession with the aforesaid or Tenant and premises  
thereunto adjoining and belonging and hereinafter particularly  
mentioned and described that then the heirs of me the said  
Thomas Shoy or such person or persons as should then be  
seized of these aforesaid premises should accept and take the sum  
of Thirteen hundred pounds for the absolute purchase thereof  
provided the Causis thereto concerning were raised on a jury  
higher with the hath been settled now of the said Summe  
Shoy being willing and desirous that the said Articles may  
be fulfilled as far as in me lieth so hereby above described  
and sequent unto my said Son John Shoy his heirs and  
assigns forever all that my said aforesaid or Tenant  
with the Appurtenances whereto now militare and due  
situate lying and being in Upton upon Severn aforesaid in or  
near to a certain Street or Lane called Summ Lane together  
with the Garden Vauis and all the Outhouses and buildings  
thereunto belonging or in any wise appertaining with their  
all sevy of their Appurtenances and also all the Two Acre  
or Tenantments with the Appurtenances lying near or adjoining  
to the said aforesaid or Tenant and now in the several possession  
of Jonathan Argar and Richard Smith to have and to hold the  
said several aforesaid or Tenantments Garden Vauis and Doc  
said severall aforesaid or Tenantments Garden Vauis and — Ta

after the Premisses with their and every of their Successors  
 and Immediates Scour and after my Death to be paid unto my said  
 son John Stey his heirs and assigns to come provided always  
 and upon this express Condition however that my said  
 son John or his heirs do and shall divide the sum of Thirteen  
 hundred Pounds of lawful money of Great Britain between  
 him or themselves and my sons Samuel Jonathan & William  
 and Thomas and my Daughter Elizabeth in equal Shares or  
 Proportions and also so and shall well and truly pay or  
 cause to be paid unto my said Sons Samuel Jonathan & William  
 and Thomas and my said Daughter Elizabeth their and each  
 of their respective parts or shares of the said sum of Thirteen  
 hundred Pounds within one year after my Death or Constitution  
 said Son John or his heirs do and shall neglect or refuse  
 to pay to my said Sons Samuel Jonathan & William and  
 Thomas and my said Daughter Elizabeth or any or either  
 of them their said parts or shares of the said sum of  
 thirteen hundred pounds at the time hereinafter mentioned  
 and appointed for payment thereof then and in such case  
 to do hereby order and empower my said Sons  
 Samuel Jonathan & William and Thomas and my said Daughter  
 Elizabeth or such of them as my said Son John or his  
 heirs shall neglect or refuse to pay to enter into and upon  
 the said Allocations or Commissions and Promises by me  
 made given to my said Son John and his heirs and themselves  
 and every Part and Parcel thereof to hold and enjoy and the  
 rents issues and profits thereof to receive and take until  
 their and each and every of their several and respective  
 parts or shares of the said sum of Thirteen hundred Pounds  
 and all charges and expenses occasioned thereby be fully  
 satisfied and paid therewith from & give and bequeath unto  
 my said Son William Stey and my said Daughter Elizabeth  
 the further sum of two hundred pounds a Dower of lawful  
 money of Great Britain to be paid to them by my Executors  
 hereinafter named within one year after my Death or  
 from & give and bequeath unto my said Son Thomas Stey the  
 sum of two hundred and twenty five pounds of law-  
 ful money to be paid to him by my said Executors hereinafter  
 named when they shall think fit and not sooner or before  
 from & give and bequeath unto my loving wife Anne the  
 said lands together with the good stead & other chattels -  
 Cestaines & allmote and all other things thereunto belonging  
 and also the furniture of the Chamber wherein we now live  
 and all my silver and two Silver Spoons & that it is my will  
 and particular desire that she give no Part thereof to my  
 said Son Thomas from & do hereby order authority and a  
 power my said Son John Stey to raise the sum of two  
 hundred pounds of lawful money of Great Britain out  
 of my stock in Trade and personal Estate in said Executor  
 otherwise as he shall think proper immediately after my  
 Decease and to keep and retain the same in his hands  
 during the natural life of my said loving wife Anne

Provided always, and upon this express Condition nevertheless  
that my said Son John do and shall well and truly pay or (3)  
cause to be paid unto my said & wife Anne interest for the  
said sum of five hundred pounds given the date of four  
hundred and one hundred pounds for a year yearly and  
every year for and during the term of her natural life  
at four Payments in every year (that is to say) the twenty  
fifth day of March the twenty fourth day of June the twenty  
ninth day of September and the twenty fifth day of December  
in even and equal Portions or Payments the first Payment  
thereof to begin and be made on behalf of the said says as shall  
first happen after my decease but if my said Son John shall  
happen to die before my said wife Anne and in such  
case & do hereby order Authorize and impower my said  
Son Samuel Stay to demand and receive the said sum of five  
hundred pounds of the Executors or Administrators of my  
said Son John immediately after his death and in case  
of non Payment thereof to bring Actions for Recovery of  
the same and after Recovery thereof to retain and keep  
the said sum of five hundred pounds in his hands during  
the natural life of my said wife Anne provided also and  
upon Condition that he my said Son Samuel do and shall pay  
interest for the same to my said wife Anne after the rate and  
in manner aforesaid Yearly and every year during the term  
of her natural life but if my said Son Samuel should die  
before my said wife Anne and in such case & do hereby  
order Authorize and impower my said Son William Stay to  
demand and receive the said sum of five hundred pounds  
of the Executors or Administrators of my said Son Samuel  
immediately after his death and in case of non Payment  
thereof to bring Actions for Recovery of the same and after  
Recovery thereof to retain and keep the said sum of five  
hundred pounds in his hands during the natural life of  
my said wife Anne provided likewise and upon Condition  
that he my said Son William do and shall pay interest for  
the same to my said wife Anne after the rate and in  
manner aforesaid Yearly and every year during the term  
of her natural life and from and after her death to  
give and bequeath the said sum of five hundred pounds unto  
all my Children my said Son Thomas notwithstanding if he  
behaves himself well to be equally divided amongst  
them all share and share alike item to give and bequeath  
all the rest residue and remainder of my estate in lands  
goods chattels & money Cattell Chattels and Personal  
estate of what nature or kind so ever my Goods and funeral  
expenses being therewith first satisfied and paid unto and  
amongst all my said Children to be equally divided between  
them all share and share alike if my said Son Thomas  
behaves himself well and to the good living of my said  
Executors hereinafter named otherwise to give and bequeath  
his part or share thereof to his Children and it is my  
will and desire that my household Goods be divided into

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equally shared and that my said children and testators for these  
same and it is my further will and desire and so hereby I  
do direct and command that my said sons John and William my  
partners together in the business of a shipper merchant and  
trader at the same shall be for their mutual convenience and  
advantage equally and fairly to do, beginning next year upon my last day  
that John and James my joint executors of this my last will  
and testament and so for the year ensuing and thereafter  
from me henceforth and to commence by the first day of January next  
year the first day of January next to my said children John the elder  
of this my last will and testament contained in these premises  
I do give have and intend all and singular my lands houses and  
lands within the town of Newbury, Newbury and its Liberties and  
belonging unto the said John the elder of this my last will and  
testament and to contain all the premises of him who in his  
life and practice and in the place of death of John  
the elder and his son John the younger of this my last will and  
testament and to whom administration was granted of all and singular  
my goods chattels and credits of my estate having  
been first brought to administer.

**John Dyer** did make a memorandum before me this day of  
the 20th day of January in the year of our Lord one thousand  
seven hundred and fifty four and fifty days after the death of John  
the elder and James my son John the younger named in the said will  
to whom administration was granted of all and singular  
my goods chattels and credits of my estate having  
been first brought to administer.