**1766 Will of Joseph Dearnaly**

In the Name of God Amen I **Joseph Dearnaly** of Deepclough

in the parrish of Glossop & county of Derby weaver being aged but of

sound memory & perfect understanding praised be God for it do make

and ordain this my last will and testament in manner & form following

First I order my just debts funeral expenses & charges of the

probate of this my last will to be first paid & discharged out of my

personal estate & as to my burial I refer the same to the prudence

& discretion of my executor hereafter named & do recomend my

soul into the hand of God who gave it & as to such worldly estate as

the Almighty has been pleased to bestow upon me I dispose therefore

as follows Item I give unto my dearly beloved wife **Sarah Dearnaly**

five shillings & I likewise give her liberty to dwell & remain in my

house at Deepclough dureing the term of my lease if she so long live

or keep her self unmarried but if she should marry again it is my

mind that she shall quit the place peaceably & quietly at the time

of her marriage And further as we made a marriage covenant

between us before our marriage it is my mind & I do hereby order my

executor to take care to fullfill the same according to the ful intent

& meaning of the same & likewise any goods that she has brought

to my house at Deepclough that was hers before our marriage I

freely give her liberty to take & dispose of as she shall see proper

Item I give & bequeath unto my grandson **John Ervin** all my

tenament which I hold by lease under his Grace the Duck of

Norfolk both housing & land dureing the term of my lease

him alowing my wife liberty to dwell in some part of my house

as I have herebefore mentioned but it is further my mind that if my

grandson **John Ervin** will not occupy the (aforesaid) tenement himself but

either offers to let or sell the same that he shall peaceably & quietly

resign up the same & only have one shilling And I do hereby give

the aforesaid tenement to my grandson **William Wood** I likewise

give unto that person that keeps my tenement in possession one

large chist standing in the parlour that was my fathers Item I

give unto my grandson **John Ervin** all my wearing aparrel both

linen & woollen And then after all my just debts funeral expenses

& charges of the probate are all paid & fully discharged I then

give unto my three daughters **Sarah Ervin Mary** **Bowers** & **Martha**

**Plat** all my money goods cattle & chattles whatsoever & wheresoever

the are to be found equaly to be devided amongst them but if any of my

daughters should die before the receive the same it is my mind that

there share shall go to there child or children And further it is my mind

that if any one that I have herein given anything do offer to make

any disturbance or seem to be uneasy at what I have done as concerning this

my will of offer to put my executor to any unncesesary trouble in the

performance of this my will I then order my executor to give him or

her one shilling only & the shall loose there legacy

& lastly I do nominate constitute & appoint my grandson **John Ervin**

to be my sole executor of this my last will and testament & I do revoke

disannal & make voide all other will or wills heretofore by me made

& do publish this to be my last will in witness whereof I have here

unto set my hand and seal this seventh day of February in the year

of our Lord 1766

Signed sealed published

& declared by the testator his and

to be his last will **Joseph Dearnaly**

in the presence of mark seal

**Robt Sheppard Senior**

**Willm Sheppard**

**Robert Sheppard yonger**

Probate granted Lichfield 12th July 1766 to **John Ervin**

**The Will mentions:**

My dearly beloved wife **Sarah Dearnaly**

A leased house at Deepclough

my Grandson **John Ervin** - sole Executor (*so probably over 21 i.e. born before 1745*)

my Grandson **William Wood**

my three daughters

 **Sarah Ervin** (mother of **John Ervin**) *birth est. 1715*

 **Mary Bowers** *birth est. 1717*

 **Martha Plat** *birth est. 1719*