**Transcription of Will of William Creswick written 1779, probate 1784**

*Available document is a copy of the original will.*

*Spacing inserted for readability. Missing and unreadable words inserted thus: <word>.*

*Names are in bold.*

In the Name of God Amen I **William Creswick** of Lane in the Parish of Almondbury in the County of York Gentleman being in good Health and of sound and disposing Mind Memory and Understanding (praised be God for the same) but considering the uncertainty of this transitory Life and the certainty of Death and being mindfull to dispose of the Estate and Effects which it hath pleased God to bestow on me in this Life in such manner that after my Decease there may be no disputes or differences concerning the same Do this seventeenth Day of September in the Year of our <Lord> One thousand seven hundred and seventy nine make publish and declare this my last Will and Testament in manner following

Whereas I have duly surrendered all my Copyhold or Customary Estates within or parcell of the Manor of Wakefield in the said County of York into the Hands of the Lord of the said Manor according to the Custom thereof to and for such uses and purposes as I should declare in and by my last Will and Testament Now I do declare such uses and purposes concerning the same to be as hereafter is mentioned First I do Will and Order that all my Just Debts Funeral Expenses and the Probate of this my Will shall be fully paid discharged and satisfield by my Executrixes herein <after> named

I give and devise to **Jane** **my loving Wife** and her Assigns All that Messuage Dwellinghouse or Tenement at Lane aforesaid wherein I now dwell with the Appurtenances to the same belonging To hold to the said **Jane** my Wife and her Assigns for and during the Term of her natural Life in Case she shall so long continue my Widow and not otherwise for in Case she shall marry again I will that she shall Immediately on such Marriage quit and deliver up the same to my **Daughter Elizabeth** Wifeof **Mr John Wyld** of Macclesfieldin the County of Chester to whom I give and devise the same To hold from and after the Death or Marriage again of my said Wife (which shall first happen) to my said Daughter **Elizabeth Wyld** and to her Heirs forever

I also give to my said **Wife** all the Houshold Goods and Furniture within my now Dwellinghouse at Lane aforesaid (Except Silver Plate) for her own use absolutely and these provisions for my Wife over and besides the third part of the profits of my Real Estate which she will (in Case she survive me) be entitled to for Life will I hope be a comfortable Subsistence for her

I give and devise to my said Daughter **Elizabeth Wyld** and to her Heirs for ever All that Messuage Farm or Tenement with the Lands Grounds and all the Hereditaments and Appurtenances to the same belonging in Upperthongue within the Parish of Almondbury aforesaid now in the possession of **Abraham Turner** his undertenants or Assigns and those two Woods and the Ground and Soil thereof called Markbottom Wood and Royd Wood in Upperthongue aforesaid now in my own possession Also all those two Closes of Land called upper Binnfield and lower Binnfield in Upperthongueaforesaid now in the possession of **Joshua Wimpenny** or his Assigns Also all that Messuage Farm or Tenement with the Lands and Ground Woods and Woody Ground to the same belonging lying and being in the Hamlet of Cartworthin the Parish of Kirkburton in the said County of York called Whitegate in the possession of **George Kaye** or his Assigns To hold all the said Messuages Lands and Hereditaments before mentioned to be devised to my said Daughter **Elizabeth** With the Hereditaments and Appurtenances to the same respectively belonging to her my said Daughter **Elizabeth Wyld** her Heirs and Assigns for ever

Subject and chargeable nevertheless with the payment of the Sum of One hundred Pounds to my Daughter **Mary Wife** of **Mr Peter** **Lomas** ofBollingtonin the said County of Chester within twelve Months next after my Decease with the payment whereof I hereby charge the Estate so above given to my said **Daughter Wyld**

I give and devise to my said **Daughter Mary Wife** of said **Mr Lomas** and her Heirs All that Messuage Farm or Tenement standingand being in the Township of Upperthongue aforesaid with the Land and Groundto the same belonging now in the possession of **Joshua Wimpenny** or his Assigns(Except the two Binnfields in the possession of **Joshua Wimpenny** and the Dwellinghouse standing in the lower Binnfield now in my own possession above given to my said **Daughter Wyld**) Also all that Messuage Farm or Tenement with the Landsand Ground to the same belonging standing and being in Upperthongue aforesaidin the possession of **Samuel Wimpenny** or his Assigns And all that Wood andWoody Ground in Upperthongue aforesaid called Binns Wood Also all thatMessuage Farm or Tenement with the Land and Ground to the same belonging inUpperthongueaforesaid now in the possession of **David Hampshire Matthew Hampshire** and **John Hampshire** or some of them Also all that Messuage Farm or Tenement standing and being at Woodhouse in the Hamlett of Cartworth aforesaid with the Land and Ground to the same belonging and three Cottages how in the possession of **James Hinchcliff** or his Undertenants or Assigns To hold all the said Messuages or Tenements Cottages Lands and Hereditaments last above mentioned to be devised to my said **Daughter Lomas** with the Appurtenances to the same respectively belonging to her my said **Daughter Lomas** and to herHeirs and Assigns for ever

Yet nevertheless Subject and chargeable with the payment of the Sum of fforty Shillings a Year to my said **Daughter Wyld** or her Assigns Yearly and every Year from the time of my Death for so long Time as my said Wife shall occupy the Dwellinghouse in which I now live with the payment of which Annuity of fforty shillings I do hereby charge the said Estate so above given to my said **Daughter Lomas**

and in default of payment of which said Annuity for the space of fforty Days next after the end

of every Year respectively I do will and order that it shall and may be lawfull to and for my said **Daughter Wyld** or her Assigns or Agents to enter into and upon the Messuage Farm or Tenement now in the possession of said **Joshua Wimpenny** or any part thereof and the Goods Chattells or Effects from Time to Time then and there found to take seize impound appraise sell and dispose of in such manner as is by Law provided for Recovery of Rents reserved upon Leases or in Case there shall be no Effects whereon such Distress can be made it shall and may be lawfull to and for my said **Daughter Wyld** or her Assigns into the said Lands and Hereditaments so charged with the payment of the said Annuity or any part thereof to enter and the Rents Issues and Profits thereof from Time to Time to receive and take until the said Annuity of fforty Shillings together with all arrears and all Costs and Expenses attending the same be fully paid discharged and satisfied

All the rest residue and remainder of my Real Estate whatsoever not before by me disposed of I give and devise to my said two Daughters to hold to them and their several Heirs and Assigns as Tenants in Common and not as Joint Tenants

All the rest and residue of my Goods Chattells and Personal Estate whatsoever I give and bequeath to my said two Daughters to be equally divided between them and their respective legal Representatives Share and Share alike And I do nominate constitute and appoint my said two **Daughters** **Elizabeth** and **Mary** joint Executrixes of this my last Will and Testament and I recommend it to my said Daughters and their respective Husbands to be content and satisfied with the Disposition I have above made I having done the same upon due Consideration in the most equal manner I can and I do express it to be my Desire that they may live upon good Terms hereafter as becomes so near Relations and good Christians and that they may set good Examples to their Posterity to do the same

And I do hereby revoke all former Wills by me made In Witness whereof I the said **William Creswick** the Testator have to this my last Will and Testament contained in two sheets of Paper to the first of which I have sett my Hand and to the latter my Hand and Seal the Day and Year first above written **Wm Creswick**

Signed Sealed Published and declared by the said Testator as and for his last Will and Testament in the presence of us who in his presence and at his Request and in the presence of each other have subscribed our Names as Witnesses

**Mary Wimpenny Samuel Wimpenny Jas Crosland** Passd June 1784

*Transcribed by Janet Davies*

*August 2012*

***People named in the will of William Creswick 1784***

|  |  |
| --- | --- |
| His (second) wife:  | Jane |
| His daughters:  | Elizabeth, wife of John Wyld of Macclesfield |
|  | Mary, wife of Peter Lomas of Bollington |
| His tenants: | Abraham Turner |
|  | Joshua Wimpenny |
|  | George Kaye |
|  | Samuel Wimpenny |
|  | David, Matthew and John Hampshire |
|  | James Hinchcliff |
| Witnesses: |  |
|  | Mary Wimpenny |
|  | Samuel Wimpenny |
|  | Ja(me)s Crosland |

*Note:*William’s widow Jane married John Marshall in 1785.

***Properties referred to in the will of William Creswick 1784***(MFT = ‘messuage farm or tenement’)

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| --- | --- | --- |
|  *description* |  *ownership or tenant* |  *guess at abode of tenant from burial records* |
|  **to daughter Elizabeth Wyld** |   |   |
|  MFT, Lane, Almondbury |  Self |   |
|  MFT, Upperthongue |  Abraham Turner |  "of Upperthong" (1789) |
|  Markbottom Wood, Upperthongue |  Self |   |
|  Royd Wood, Upperthongue |  Self |   |
|  Closes of land called Upper and Lower Binnfield, Upperthongue |  Joshua Wimpenny |  Hill |
|  MFT, Whitegate, Cartworth |  George Kaye |   |
|  **to daughter Mary Lomas** |   |   |
|  MFT, Upperthongue |  Joshua Wimpenny |  Hill |
|  MFT, Upperthongue |  Samuel Wimpenny |  Hill |
|  Binns Wood, Upperthongue |   |   |
|  MFT, Upperthongue |  David, Matthew and John Hampshire |  Matthew "of Upperthong" (1801) John "of Broad Lane in Thong" (1799)  |
|  MFT, Woodhouse, Cartworth |  James Hinchcliff |  . |