

## Abstract of the Will of John Fretwell of Leeds in the County of York, Gentleman

Date 2<sup>nd</sup> December 1848

To my niece **Isabella Todd** (wife of Charles Todd) now of Hunslet Lane Leeds Civil Engineer all my wines Liquors and consumable Household Stores in my dwellinghouse No 22 St Paul Street Leeds.

To my great nephew **John Kay** son of my late nephew John Kay absolutely one suit of clothes and to my niece **Isabella Todd** all the rest of my clothes.

To my great nephew **John Fretwell** the younger<sup>1</sup> son of my nephew William Fretwell late of Leeds Grocer but now a commercial Traveller my watch and seal and two silver table spoons when he attains 22 years of age and in case he should die before attaining that age then I give the same to his brother **Vause Fretwell**.

To my niece **Isabella Todd** all the residue of my silver plate and all my household goods and furniture during her life and on her decease **to her four children** viz: Emma, Julia, Mary Amelia, and Clara.

To my niece **Isabella Todd** my said messuage or dwellinghouse 22 St Paul's Street Leeds for life and after her decease **to her 4 children** Emma, Julia, Mary Amelia, and Clara.

To my great nephew **George Newton** the son of my niece Ann Newton the wife of John Newton of Leeds aforesaid Letter Carrier £40.

To my great nieces and great nephew **Elizabeth Dixon** wife of John Dixon of Leeds Woolstapler **Ann Kay** and **John Kay** children of my said late nephew John Kay £19 apiece and to their mother **Mary Kay** £33 these sums to be paid out of a sum of £90 owing to me by John Dixon this Partner Josiah Dixon.

To the **three children of my late niece Ann Mayking**<sup>2</sup> the wife of the late Peter Mayking of Leeds Painter £15.

To the **3 children of my niece Eliza Hollings**<sup>3</sup> wife of William Hollings of Leeds Cloth Dresser £15.

To my niece **Ann Newton** £150 to be paid out of the sum of £350 owing to me from her son George Newton.

To my great nieces **Elizabeth and Mary Newton** daughters of my said niece Ann Newton and my great nephew **Francis Newton** the son of my said niece Ann Newton £30 each.

To my great niece **Sarah Dark** daughter of my said late nephew John Kay deceased £40 and **to each of her children**<sup>4</sup> £10.

To my great nephew **James Kay** the son of my nephew Edward Kay £45 to be paid out of the sum of £635 owing to me by Charles Todd.

To my niece **Isabella Todd** and **to her four daughters** Emma, Julia, Mary Amelia, and Clara the remainder of the sum of £635.

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<sup>1</sup> Eldest son of 2<sup>nd</sup> marriage of William Fretwell

<sup>2</sup> William, Alfred and Anna

<sup>3</sup> Ann, Harriet and William

<sup>4</sup> Do not know who these are - need to follow up

To my great nephew **Alfred Mayking** a minor son of my said late niece Ann Mayking £50.

To my great nieces **Elizabeth and Mary Newton** daughters of my niece Ann Newton my freehold dwellinghouse situate in West Street Leeds in the occupation of Thomas Chapman during their joint lives and on the decease of the survivor of them to their brother **Francis Newton**.

To the said **John Newton and Ann his wife** during their joint lives my dwellinghouse No 23 St. Paul's St Leeds and on the decease of the survivor to the use of **Charles Todd and George Newton and my friend John Eyres** of Leeds Grocer upon trust for the issue of the said John Newton and Ann his Wife.

To my great nephew **John Fretwell** the younger son of my said nephew William Fretwell my freehold messuage situate in Somers Street Leeds and numbered 30 but in case he should die before attaining 21 then to his brother **Vause Fretwell**.

To the said **Charles Todd George Newton and John Eyres** all my freehold estate situate on the West side in Briggate Leeds called "The Talbot Estate" consisting of the Talbot Inn 3 Shops etc and my estate called Dawbridge in Hunslet Lane usually called by me "the Railway Foundry Estate" with the Railway Foundry Workshops and other Buildings together with all my ready money and securities for money upon trust to sell the Talbot Estate trust and the moneys arising from the same to provide for the following annuities and Legacies

To **Elizabeth Fretwell** daughter of my nephew William Fretwell £60

To **Ann Eliza May** daughter of my niece Mary May £30

To my niece **Mary May** an annuity of £50

To **Mrs Mary Fretwell**<sup>5</sup> the widow of my late brother William Fretwell an annuity of £26

To my niece **Eliza Hollings** an annuity of £32

To my niece **Isabella Thompson** wife of Joseph Thompson of London an annuity of £26

To **all the children of my nephew William Fretwell**<sup>6</sup> a fourth part of the principal moneys to arise from the sale of the Talbot Estate

To the **children of my niece Mary May**<sup>7</sup> another fourth part thereof

To the **children of my niece Ann Newton**<sup>8</sup> another fourth part thereof

To the **children of my late niece Ann Mayking**<sup>9</sup> one fourth of the remaining fourth part thereof another fourth to the **children of my niece Eliza Hollings**<sup>10</sup> and the other 2 parts to the **children of my said late nephew John Kay**<sup>11</sup>

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<sup>5</sup> Mary Fretwell née Vause

<sup>6</sup> John Jr, Vause, Elizabeth, Mary, Alice, Edith Marion, Fanny Emmeline, and Florence

<sup>7</sup> Rowland William, Ann Eliza, Henry, Charles, Sophia Mary, Emma Isabella, and Edwin

<sup>8</sup> George, Ann, Edward, John, James, Francis, Mary, and Elizabeth

<sup>9</sup> William, Alfred, and Anna Maria

<sup>10</sup> Ann, Harriet, and William

<sup>11</sup> John, Ann, Sarah, and Elizabeth

And as concerning "the Foundry Estate" and the moneys to arise therefrom out of one fourth part thereof I give

To **James Kay** one of the sons of my said nephew Edward Kay £50

To **Mary Amelia Kay, Charles Kay, Edward Kay the younger, and John Fretwell Kay** the other children of my said nephew Edward Kay £25

And the remainder of such fourth part I give to the maintenance and support of my Nephew **Edward Kay** now of unsound mind and **Mary his wife and their children** James, Mary Amelia, Charles, Edward and John Fretwell Kay

To my niece **Mary May** for life one equal fourth part of the proceeds of sale of the Foundry Estate and on her decease to her **children**

To my niece **Isabella Todd** for life another part of such Estate and after her decease to **her children** Emma, Julia, Mary Amelia, and Clara

To **Mary Fretwell** 50 shares in the Leeds & Yorkshire Ass. Co until **John Fretwell** the younger attains 14 years then my Trustees shall apply the Interest of 30 shares for the clothing and education of the said John Fretwell and when he attains 22 to transfer such shares unto him and also to utilize the remaining 20 shares for the benefit of **Vause Fretwell** and to transfer them unto him on his attaining 22 years of age and in the case the said John and Vause Fretwell shall happen to die then I give 6 of the said shares to **Elizabeth Fretwell** daughter of my said nephew William Fretwell.

To my niece **Ann Newton** an annuity of £20

The residue of my personal Estate and the proceeds of my real Estate I give to my great nephews and great niece **John Fretwell the younger, Vause Fretwell, and Elizabeth Fretwell**, and the **children of my niece Mary May**.

Executors : Charles Todd, George Newton and John Eyres

To the said **John Eyres** a legacy of 19 guineas.

Witnesses : M Blonne, Solicitor, Leeds. Thomas Tubb, his Clerk

Codicil : dated 27<sup>th</sup> February 1854

Whereas Charles Todd one of my Executors has lately died now I appoint my niece Isabella Todd of Leeds widow of the said Charles Todd and Henry May of the Hope Nursery Leeming Lane in the County of York nurseryman Executors in place of the said Charles Todd.

Witnesses : Edward Dawson Incumbent of St. Jame's Leeds. H Dawson Solicitor Leeds

Proved 17<sup>th</sup> November 1855 by George Newton of Leeds Painter one of the Executors named in the Will, Isabella Todd of the same place widow the niece, and Henry May of Leeming Lane Burneston in the County of York Nurseryman the Executors substituted in the "Codicil".

Testator died 5<sup>th</sup> June 1855. Sworn under £7000 personally.

Will and Codicil 155 folios