

Will of Benjamin VICKERMAN - b 1800, d1869

Written 2 March 1869, proved 1 May 1869

Line

No Text

1 Page 1 - I Benjamin VICKERMAN of Taylor Hill in the parish of
2 Almondbury in the County of York, Gentleman, hereby revoke every former
3 will made by me and declare this to be my last Will and Testament I
4 bequeath my carriage horses, all my wines liquors and consumable
5 stores which may be in or about or appropriated to the use of my principal
6 residence at the time of my death and also any money that may at my
7 death be standing to the credit of my current account in the West Riding
8 Union Bank of Huddersfield in the said County of York unto my dear wife
9 Clementia VICKERMAN absolutely. And I bequeath all my carriages harnesses
10 saddlery stable furniture an all my household furniture pictures prints
11 books bed and table linen plate plated articles jewels trinkets watches glass
12 china musical instruments and other articles of household use or ornament
13 which may be in or about or appropriated to the use of my principal residence
14 at the time of my death unto John Graham BERRY of Huddersfield aforesaid
15 Bank Manager my son Joseph VICKERMAN of Taylor Hill aforesaid Woollen Cloth
16 Manufacturer and Merchant and my son-in-law James PRIESTLEY of the same
17 place Woollen Cloth Manufacturer and Merchant, upon trust to permit and
18 suffer my said wife to retain use enjoy and have the sole benefit thereof
19 during her life. But in case my wife shall die in my lifetime or in case
20 she shall survive me then after her decease, I direct my said Trustees or
21 Trustee for the time being to stand possessed if the said carriages harnesses
22 saddlery stable furniture an all my household furniture pictures prints books bed and
23 table linen plate plated articles jewels trinkets watches glass china musical
24 instruments and other articles of household use or ornament upon trust to
25 have the same valued by a competent valuer or valuers to be chosen by my
26 said Trustees or Trustee And after such valuation has been made upon trust to
27 divide the same between my said son Joseph VICKERMAN and my said son
28 in law James PRIESTLEY in equal shares absolutely And if either of them
29 shall die in my lifetime leaving issue living at my death the share of the
30 same hereby intended for him shall not lapse or be undisposed of by this
31 my Will but shall go to his executors or administrators as part of his estate
32 and my will shall take effect as if he had survived me and had then
33 immediately died. But if one of them the said Joseph VICKERMAN and James
34 PRIESTLEY shall die in my lifetime without leaving issue living at my death

35 the whole of the said carriages harness saddlery stable furniture household
36 Page 2 – furniture pictures prints books bed and table linen plate plated
37 articles jewels trinkets watches glass china musical instruments and other
38 articles or household use or ornament shall go and belong to the other of
39 them. And I hereby declare that if any dispute shall arise between the
40 said Joseph VICKERMAN and James PRIESTLEY or between on of them and the
41 executors or administrators of the other or between their respective executors
42 or administrators touching the value of any article as aforesaid or the division
43 of such articles as foresaid or touching any other thing in anywise relating
44 to or concerning the said valuation or division the matter in difference shall
45 be referred to two arbitrators of their umpire pursuant to and so as with
46 regard to the mode and consequence of the reference and in all respects to
47 conform to the provisions in that behalf contained in 'The Common Lea
48 Procedure Act 1854' or any then subsisting statutory modification thereof. I
49 bequeath to my friend the said John Graham BERRY (one of my Executors
50 hereinafter named) a legacy of One hundred pounds whether he shall or
51 shall not act as my Executor. I charge the monies payable under the policy of
52 assurance on my life granted to me by the British Nation Life Assurance
53 association but no other part of my property with the payment to the said
54 John Graham BERRY, Joseph VICKERMAN and James PRIESTLEY of a sum of One
55 Thousand pounds and I appoint and bequeath to them the said John
56 Graham BERRY Joseph VICKERMAN and James PRIESTLEY the sum of Two
57 thousand pounds which under the trusts of a certain Indenture dated the
58 thirtieth day of April One thousand eight hundred and sixty two and made
59 between the said Joseph VICKERMAN and James PRIESTLEY of the first part me
60 the said Benjamin VICKERMAN and Clementia my wife of the second part
61 and the said John Graham BERRY of the third part is raisable? By the
62 said Joseph VICKERMAN and James PRIESTLEY or one of them their or one of
63 their heirs executors and administrators out of certain tenements and
64 hereditaments thereby settled by me within twelve calendar months after the
65 death of the survivor of myself and my wife and is payable to the said
66 John Graham BERRY as one of my Executors and I direct and declare that
67 The said John Graham BERRY Joseph VICKERMAN and James PRIESTLY or the
68 survivors or survivor of them of the executor or administrator of such survivor
69 shall invest the said sums of One thousand pounds and Two thousand
70 pounds in their or his names or name in some of the public stocks
71 Page 3 – funds or government securities of the United Kingdom of India or upon

72 Freehold copyhold or leasehold securities in England or Wales or in stock of
73 The Bank of England or upon the Debentures or the Debenture guaranteed
74 or preference stocks or shares of any Railway Company in the United Kingdom
75 or India upon which a fixed or minimum interest or dividend shall be
76 secured by the same or any other Company or by the Government of India
77 but not in any other made of investment. And shall hold the said sums
78 of One thousand pounds and Two thousand pounds and the securities for
79 the same in trust for such of [my grandchildren Walter Henry Taylor](#)
80 [VICKERMAN, John Beaumont VICKERMAN and Fred VICKERMAN the children](#)
81 [of my deceased son Walter Beaumont VICKERMAN](#) as shall survive me and
82 shall either attain (in my lifetime or after my death) the age of twenty one
83 years or die under that age leaving issue living at their respective deaths
84 or as shall die in my lifetime leaving issue living at my death and if
85 more than one in equal shares the shares of such of them as shall die
86 in my lifetime leaving issue living at my death to be paid to their
87 personal representatives as part of their personal estate. And I declare that
88 the said Trustees and Trustee for the time being shall have an absolute
89 discretion as to the application of the income and capital of the said trust
90 monies and securities and every or any part thereof respectively for or
91 towards the advancement maintenance or education or otherwise for the
92 benefit of my grandchildren for the time being presumptively or in expectancy
93 entitled thereto or any of them and that any income of the said trust
94 fund which shall not be applied to the purposes aforesaid in any year
95 shall be accumulated by the said Trustees or Trustee in the way of
96 compound interest for the benefit of the person or persons who under the
97 trust hereinbefore contained shall become entitled to the principal fund but
98 the Trustees or Trustee may at any time resort to such accumulations and
99 apply the same to any of the purposes? aforesaid. I devise and bequeath
100 all my real estate (except real estate vested in me upon trust or mortgage
101 and all the residue of my personal estate to [my said son Joseph](#)
102 [VICKERMAN and son in law James PRIESTLEY](#) in equal shares absolutely
103 and if either of them shall die in my lifetime leaving issue living at my
104 death the share of real and residuary personal estate hereby intended for
105 him shall not lapse or be undisposed of by this my Will but shall go to
106 [Page 4](#) – his heirs executors or administrators as part of his estate and
107 My Will shall take effect as if he had survived me and had then
108 immediately died. But if one of them the said [Joseph VICKERMAN](#) and

109 James PRIESTLEY shall die in my lifetime without leaving issue living at
110 my death the whole of my said real and residuary personal estate shall
111 go and belong to the other of them. Provided always nevertheless and
112 notwithstanding the devise and bequest lastly hereinbefore contained I desire
113 that my said wife shall be allowed to occupy rent free the house we now
114 occupy at Taylor Hill aforesaid with the stabling outbuildings garden and
115 appurtenances during her life or until the site therefore may be required for
116 the purpose of extending the premises where my said son and son in law
117 now carry on business in partnership but I authorise my son and son
118 in law or their respective heirs or assigns to take possession thereof during
119 my wife's lifetime if and whenever they shall desire such possession for
120 the purpose aforesaid. I devise all the real estate vested in me upon trust
121 or by way of mortgage and which I can dispose of by my Will to the said
122 John Graham BERRY Joseph VICKERMAN and James PRIESTLEY and their heirs
123 upon the trusts and subject to the equities affecting the same but the
124 money secured by such mortgages shall form part of my personal estate
125 and lastly I appoint the said John Graham BERRY Joseph VICKERMAN and
126 James PRIESTLY executors of this my Will. In witness whereof I the said
127 Benjamin VICKERMAN have to this and the three preceding sheets of this my
128 last Will and Testament set my hand this second day of March in the
129 year of our Lord One thousand eight hundred and sixty nine. Benjⁿ
130 VICKERMAN – Signed and acknowledged by the said Benjamin VICKERMAN
131 As and for his last Will and Testament in the presence of us present at
132 The same time and who in his presence at his request and in the presence
133 Of each other have hereunto subscribed our names as witnesses – Edgar
134 FENTON Sol. Huddersfield - Sam^l EASTWOOD his Clerk.

135

136 Proved at Wakefield the 1st day of
137 May 1869 by the oaths of John Graham BERRY
138 Joseph VICKERMAN the son and James PRIESTLEY
139 The executors to whom administration was granted.

140 Page 5 – The Testator Benjamin VICKERMAN was late of Taylor Hill
141 in the parish of Almondbury in the County of York Gentleman
142 and died on the 14th day of April 1869 at Taylor Hill aforesaid
143 Under £6000 [£274,000 in 2009 values]

144

145 Messrs Heap? Fenton & Oliver? Solicitors Huddersfield

