

Received & he and in the fifth year of the reign of King George the Third of the United Kingdom of Great Britain & Ireland - & the Year of  
Francis Totty Esq - signed Sealed Published & declared in the presence of —  
Geo. Norton Agent - William Rice Agent Clerk —

**PROVED** at London 28<sup>th</sup> January 1812 before the Justice by the Date of  
Catherine Totty widow the Testator and gave Evidence to whom the Testator was worth  
greater sum of money than by him duly to administer —

## In the Presence of God Oliver John Vincent 14.

I do declare in the County of Devon wherein I have a  
house & land and before all others to the twenty third day of January in the Year  
of Our Lord One thousand eight hundred and seven years and publishing my  
last Will and Testament in manner and form following that is to say  
first of all unto myself Anna Dinsdale my Godly and affectionate wife  
before whom we usually sleep with all its furniture & also of our  
Loving Son Tom and two of my Servants directed to be delivered to her  
within a fortnight next after my Death and to give and bequeath all  
unto my said wife the sum of eight pounds to be paid her within  
two weeks next after my Death also to give my said wife Anna one  
Annunity or yearly Rent Charge of One Pound and ten shillings to be  
paid her yearly and every year from and after the termination of the  
two first Years next after my Death during the term of her natural life  
out of the Rents and Profits of my Household Estate or my Majority  
of a Household Estate called Simpsound Court situated in the Parish of  
Churcombe in the County of Devon if my Estate and Interest therein  
shall so long continue and in case of Default in payment of the said  
Annuity or yearly Rent Charge unto my said wife as aforementioned it is  
my will that she and her Assigns shall have total Power to seize  
and distrain or otherwise prosecute for the recovery thereof together with  
all expenses attending such recovery of the same in manner as the an  
same provides for the obtaining of Rent of Lands and to give and be  
queathed unto my said wife Anna and unto my Son William  
Junior all that my Household Cottages Garden Orme and Appurten  
ances belonging called Little Somerton situated in the Parish of  
Yarcombe aforesaid to hold the same to her my said wife and her said  
Son William as joint Tenants and to her survivor of them his or her  
Heirs Assigns & Designes during all my Estate and Interest in the  
said Premises to her & give unto my said Son William Vincent  
my best Suit of Cloaths to be delivered to him within one Week next  
after my Death & also give him the use of my Clock & Case bearing  
his Seal Sepe and on his death & then give my said Clock and Case  
to my Grandson John Vincent the Son of my Son Edward in case  
of his further & give and bequeath out of the Rents and Profits  
of my said Household Estate or Estate or my Majority of a Household  
Tenement or Estate called Simpsound Court above and during all my Estate &  
Interest therein one Annuity or yearly Rent Charge of five Pounds to be  
paid yearly and every year from my death unto my said Son William  
Vincent during his natural life and in his death & then first to the  
said Annuity or yearly Rent Charge to be in like manner paid to his  
widow during her widowhood and on her death or marriage & her夫夫  
give and then the said Annuity or yearly Rent Charge to be paid yearly  
and every year in equal and like Share as aforesaid all my said  
Son William's Survivor Child or Childs and the Survivor of their Successors  
all the remainder of my Estate and Interest in the said Premises and  
in case of Default in payment of the said Annuity or yearly Rent Charge  
of five Pounds unto my said Son William his widow and his Child or  
Children as I have directed it is my will further that the other two and two

of which shall from time to time have least Pounds to serve and a  
distain on the said Promised or otherwise prostrated for the recovery thereof  
together with all Expenses attorney, such recovery of the same in manner  
as the Law provides for the obtaining of a writ of Seizure and I assign unto  
my daughter Elizabeth the wife of Benjamin Drak the sum of forty  
seven Pounds and ten Shillings to be paid her within one year next  
after my decease and also further sum of forty seven Pounds and ten  
Shillings to be paid her within two years next after my death a  
Also of gold unto my daughter Elizabeth the wife of Elias Carter  
the sum of forty seven Pounds and ten Shillings to be paid to her  
within one year next after my decease and the like sum of forty  
seven Pounds and ten Shillings to be also paid her within two  
years next after my ~~decease~~ <sup>death</sup> and I give unto the legitimate Daughter  
Elizabeth Vincent Daughter of my said daughter Elizabeth over and to  
above the Twenty Pounds which I have now given to me for her a  
further sum of Twenty Pounds to be paid her within two years next  
after my decease I give unto my said Grandson John Vincent Son of my  
said Son Benjamin the sum of five Pounds to be paid him within  
three Years next after my decease Also of gold unto my daughter  
the sum of five Pounds to be paid him at his attainment of the Age of an  
Twenty one Years also I give unto my said Daughter Elizabeth  
the Daughter of my said Daughter Elizabeth the sum of five Pounds to  
be paid her within one year next after my decease I give unto my said  
Son Benjamin my Barber Saddle and my great Coat to my Son in  
Samuel Cawell I give my Sister Elizabeth in law and well and to  
illegal disturbance or Butcher shall be unjustly given or caused to  
my aforesaid Son William in his quiet Possession and enjoyment of  
Sitter Dunnington and the said County of Devon to him as aforesaid in  
either of my hereinafter named Executors in that Case & if he will  
that our executors of my Executors so offendous contrary to the  
tenor of this my will shall forfeit and pay individually or else in  
alike so together offends unto my said Son William once further an  
Annuity of five Pounds to be paid him yearly during his life out of  
his own Her Estate so offendous of the above and sum of my  
said Executrix Estate called Simons Court provides my Estate  
in said Sitter Dunnington shall so long continue on reflection and  
on consideration thereof and annual the aforesaid Annuity or an  
yearly Rent Charge of one Pound and ten Shillings give to him  
to my said wife Anna further it is my will that all my live and  
dead Stock Cattle and Goods affracted and unfracted in  
Tenements in Hartland aforesaid or on any other Tenement's which may  
now be in my possession at my decease shall be appraised and valued by  
two proper Appraisers to be chosen by a majority of my Executors within one  
Year next after my decease and to be in one year <sup>and a half</sup> thereafter  
paid and given the same at such Appraisement if the same fit the paying or  
immediately coming to my other two Executors two equal third parts of the  
Amount of such Appraisement receiving at the same time one third thereof  
to himself after rest and review of my said whole Goods & her fixtures in  
Tenements of Goods Cattle land and personal estate which he or either  
of them receive after payment of my just debts funeral Expences affracted

Proved at London the 22<sup>nd</sup> day of January 1812 before us, William Edward Birrell and my said son Samuel Birrell Esqrs. two  
Judges of the Court of Common Pleas unto them as Trustees in Committee and to their respective Excess Officers,  
Samuel Birrell the Son and his Office in trust similar and equal Shares for ever and thereupon said  
Committee having first my last Will and Testament read before them of & have to a first Part of them  
seen in County only so much as will & Testament contained in two Sheets of Paper written and witnessed by me  
in presence of my Son and of all the Day and Year first above written - The First Part of said  
Will - signed sealed Published and declared by me said Testator as and  
for his last Will and Testament in the presence of us who at this request in this present  
and in the presence of each other have subscribed and witness as Testators thereto -  
Signed in my presence - Wm Birrell.