

THE WILL OF WILLIAM BURMAN (1808-1839)

This is the last Will of me **William Burman** the Younger of Stratford upon Avon in the County of Warwick Druggist and Grocer. I direct that all my just debts funeral and testamentary expenses be paid as soon as may be after my decease. I bequeath unto my Wife **Charlotte Burman** the sum of twenty five pounds to be paid to her immediately after my death and I also bequeath unto her such part of my household furniture as she may choose to select for her own use or otherwise absolutely for her own benefit and disposal. I bequeath all other my household furniture and all my stock in trade goods chattels and effects and all other my Personal Estate whatsoever and wheresoever unto my father **William Burman** my Brother **Thomas Southam Burman** and my Brother in law **Frederick Timmins** upon trust to sell and dispose of the same at such time and in manner as they shall in their discretion think proper and to invest the proceeds thereof upon real or government or any other security or to pay out all or any part thereof in the purchase of freehold or other estates and from time to time to vary the said securities and to sell and dispose of the said estates and purchase others as to my said trustees may appear most advantageous for the objects of this my Will and I direct that the receipt of my said trustees shall be good discharges to any purchaser and upon trust to pay the interest dividends rents and profits thereof unto my said Wife by equal half yearly payments for the maintenance of herself and the maintenance education and support of my daughter **Ellen Elizabeth Burman** until my said daughter shall attain the age of twenty one years and as soon as my daughter shall attain that age I bequeath to her one third part of the said trust property for her separate use and direct my said trustees to pay and assign over the same to her accordingly and I also bequeath to my said Wife the sum of two hundred and fifty pounds to be then paid by my said trustees out of the remainder of the said trust property and after the said payments to my said daughter and Wife. I direct my said trustees to stand possessors of the remainder of the said trust property in trust to pay the interest dividends rents and profits thereof to my said Wife for her separate use during her life and after her decease in trust to pay the same unto my said daughter for her separate use during her life and after her decease in trust to pay and assign the principal equally between the children of my said daughter to be vested in interests in them at the age of twenty one but in case my said daughter shall survive my said Wife and die without issue in trust as to one fourth part of the said trust property for my niece **Mary Jane Timmins** for her life and after her decease in trust to be equally divided amongst her children and as to the remaining three fourth parts of the said trust property in trust for my Brothers **Thomas Southam Burman** and **Henry Burman** equally during their lives respectively and after their decease respectively in trust to divide their respective shares equally amongst their children but in case the said **Mary Jane Timmins** **Thomas Southam Burman** or **Henry Burman** shall die without leaving lawful issue the share of such person so dying to be divided in equal portions between the survivors or the whole to go to the survivor of them provided that in case my said Wife shall die before my said daughter shall attain the age of twenty one years then I direct that the interest dividends rents and profits of the whole of the said trust property be paid and applied by my said trustees for the benefit of my said daughter until twenty one and one third part of the principal be paid to her as aforesaid on her attaining that age and the remainder part thereof be applied for her benefit during her life and for the several persons in remainder after her in the same manner as before directed in every respect as if my said Wife had lived till my said daughter attained her majority provided also that in case my said daughter shall die in the lifetime of my said Wife I direct that the interest dividends rents and profits of the whole of the said trust property then unappropriated be paid to my said Wife for her separate use during her life and after her decease be paid and applied in the same manner as hereinbefore directed in case my said daughter had survived her provided lastly that

on the death refusal or incapacity to act of any trustee appointed or to be appointed under this my Will it shall be lawful for the acting trustee or trustees for the time being or the executors or administrations of the last acting trustee with the consent of my said Wife if living to appoint a new trustee or trustees in the place of such trustee so dying refusing or becoming incapable to act as aforesaid and none of the trustees shall be answerable for the other of them or for the acts deeds or defaults of the other of them nor for involuntary losses nor for money received under receipts in which they shall join only for conformity and that the said trustees may reimburse themselves and each other out of the said trust monies all costs and expenses that may be incurred by them in the execution of the trusts of this my Will. And I appoint the said **William Burman Thomas Southam Burman** and **Frederick Timmins** together with my said Wife Executors and Executrix of this my Will and I appoint my said Wife Guardian of my said daughter during her minority and in the event of the death of my said Wife during that period I desire that she may have the appointment of the Guardianship of my said daughter until the age of twenty one. In witness whereof I have to this my Will contained in two sheets of paper to each sheet thereof signed my name the twenty ninth day of December in the year of our Lord one thousand eight hundred and thirty eight. W. Burman Junr. Signed by the said **William Burman** the Testator in the presence of us present at the same time who have hereunto signed our names in his presence an interlineation having been first made between the seventeenth and eighteenth lines in this last sheet. Wm. G. Hunt Solicitor - Stratford Upon Avon.

J W George Assistant to Mr. W Burman.

This is a Codicil to my Will whereas I may be entitled to certain property left to my Wife by her relations or others. Now in that case I devise and bequeath any property I may now or hereafter be so entitled to and all my estate and interest therein unto my said Wife her heirs executors [?] and [?] Witness my hand this twenty ninth day of December one thousand eight hundred and thirty eight. W. Burman Junr. Signed by the said **William Burman** in the presence of us present at the same time who have hereunto signed our names in his presence. W G Hunt - J W George.