

On the seventh day of July 1859 this paper writing was exhibited as the last Will and Testament of John Walker being executed and marked by ~~one~~ me one of the Executors therein named ^{before my} ~~Thomas Appleby~~ ^{Thomas Appleby}

My

This is the last Will and Testament

of me John Walker of Stockton in the County of Durham Chemist made this twenty third day of November one thousand eight hundred and fifty seven I appoint John Hittley of Stockton aforesaid Wine Merchant and Thomas Appleby of the same place Book Seller Trustees and Executors of this my Will I bequeath all my plate china linen household furniture prints pictures and books unto Ann Wilkinson the wife of Hutchinson Wilkinson of Stockton aforesaid Corn Merchant

exempt from the payment of my funeral and testamentary expences and debts and also free from legacy duty I give devise and bequeath all my real estate unto and to the use of the said John Hittley and Thomas Appleby their heirs and assigns and all my personal estate unto the said John Hittley and Thomas Appleby their executors administrators and assigns Upon the Trusts following (that is to say) Upon Trust as to my

1) real estate to stand seized of the same real estate
2) In Trust for my sister Mary Walker for the term of her natural life and after her death or if she shall die in my life time I declare that my said trustees shall stand seized of my said real estate In Trust for the said Ann Wilkinson during her life and after her death In Trust to divide the same equally amongst all her children living at the time of her death And I declare ^{that} if there

shall be no children of the said Ann Wilkinson living at her death my said real estate herebefore devised shall become the absolute property of the said Ann Wilkinson And upon Trust as to my said personal estate to get in and convert the same into money and thereout to pay my funeral and testamentary expences and debts and the residue thereof after such payments I

declare shall be paid unto the said Ann Malkinson
 her executors administrators and assigns and
 for which residue her receipt or their receipts alone
 shall be sufficient discharge and the same residue
 I hereby declare to be exempt from her husband's
 debts central disposition and engagements And
 I hereby also declare that the receipt or receipts of
 the said John Hitley and Thomas Appleby
 or of the Trustees or Trustee for the time being of
 this my will shall be good and sufficient discharges
 for any sums of money received by them or him
 under or by virtue of this my Will And I give
 devise and bequeath all the estates which at my
 death shall be vested in me upon ^{trusts} any trusts or by
 way of mortgage and of which I shall at my death
 have power to dispose by Will unto the said John
 Hitley and Thomas Appleby their ^{heirs} heirs
 and administrators respectively ~~and~~ according
 to the nature thereof respectively upon the ^{trusts} trusts
 and subject to the Equity of redemption which at
 my death shall be subsisting or capable of taking
 effect therein respectively but the ^{monies} monies secured on
 such mortgages shall be taken as ^{part} part of my
 personal estate Provided always and I hereby
 declare my Will to be that if the said Trustees hereby
 constituted or either of them shall die in my lifetime
 or if they or either of them ^{or any} trustee or trustees
 appointed as hereinafter provided shall after my
 death die or be abroad or desire to be discharged or
 refuse or become incapable to act then and in every
 such case it shall be lawful for the ^{survivor} survivor of them
 or for the acting executors or executor administrators
 or administrator of the last surviving or continuing
 trustee to appoint a new trustee or trustees in the
 place of the trustee or trustees so dying or being abroad
 or desiring to be discharged or refusing or becoming
 incapable to act as aforesaid and upon every or any

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Such appointment as aforesaid the number of
 trustees shall be augmented or reduced
 and upon every such appointment all the Trust
 estates ^{monies} moneys and securities if any then ^{vested} vested
 in the trustees or trustee for the time being or in
 the ^{heirs} heirs executors or administrators of the last
 surviving or continuing trustee shall be so
 conveyed assigned and transferred ~~and~~ that the
 same may be vested in the surviving ^{surviving} or continuing
 trustee or trustees jointly with such new Trustee or
 Trustees or such new trustees solely as the case ^{case} may
 require And every trustee ~~so~~ appointed as aforesaid
 may as well before as after the said trust ^{premises} premises
 if any shall have been so vested act or assist ^{assist}
 in the execution of the trusts and ^{powers} powers of this my
 Will as fully and effectually as if I had ^{hereby} hereby
 constituted him or trustee and also that the
 said trustee or trustee for the time being may
 reimburse themselves and himself or pay and
 discharge ^{discharge} out of the trust ^{premises} premises all expenses
 incurred ^{incurred} in or about the execution ~~for~~ of the trusts
 or powers of this my Will And I hereby ^{revoke} revoke
 all my former Wills In witness whereof I
 have to this my last will and Testament set
 my hand the day and year first aforesaid

John Walker

The writing contained in this sheet of paper
 was signed by the said testator John Walker and
 by him declared to be his last Will and Testament
 in the presence of us who have ^{subscribed} subscribed
 our names in his presence at his request and in
 the presence of each other.

James Wilson Sol^r Stocker
 Wm. J. Alderson
 3
 Alderson

