

Will of Favell Peeke of Clarendon Jamaica 1733 PCC Prob 11/662

Favell (or Favel) Peeke was the grandson of John Favell of Vere, Jamaica, who died in March 1720/21. Favell Peeke was baptised in Clarendon, Jamaica on the 2nd January 1705, the son of John Peeke. He was sent to England and matriculated at Merton College, Oxford on the 14th of October 1721 aged seventeen. His sister Mary married Thomas Bernard in 1716 and was mother of William Henry Bernard and Susanna Bernard legatees in this Will.

In the Name of God Amen

I **Favel Peake of the Parish of Clarendon** in the Island of Jamaica in America Esqr but now residing in the Parish of Saint Anne Westminster in the County of Middlesex within the Kingdom of Great Britain being under a present Indisposition of Body but of sound and disposing Mind Memory and Understanding Do make and ordain this my last Will and Testament in manner following that is to say First I Will and Direct that all such just Debts as I shall owe at the time my decease and my Funerall Expenses shall be paid and satisfied by my Executors hereinafter named in the first place And I do hereby charge as well All my Plantations Messuages Lands Tenements and Hereditaments in the said Island of Jamaica as my Personal Estate with the Payment thereof And I do leave and refer the Manner and Expense of my Funerall entirely to the Management and Discretion of my Executors herein after named Item I give and bequeath unto **Mrs Kezzia Allen the Elder** for and during the Term of her natural Life One Annuity or yearly Sume of Sixty pounds Sterling Money of Great Britain Clear of all Taxes and Deductions whatsoever to be issueing and payable unto the said Kezzia Allen and her Assignes out of my Plantations Messuages Lands Tenements and Hereditaments within the said Island of Jamaica at or in the Comon Dining Hall of Lincolns Inn the County of Middlesex within the Kingdom of Great Britain by two even and equal half yearly Payments vizt. On the Feast day of the Nativity of Saint John the Baptist and the Birth of our Lord Christ in every year

The first payment thereof to begin and be made on such of the said Feast days or days of Payment as shall first and next happen after my decease Item I give and bequeath unto **Mrs Kezzia Allen the Younger** the Daughter of the said Mrs Kezzia Allen the Elder for and during the Terme of her natural Life the like yearly Sume of Sixty pounds Sterling Money of Great Britain Clear of all Taxes and Deductions whatsoever to be Issueing and payable unto her the said Kezzia Allen and her Assigns out of all my Plantations Messuages Lands Tenements and Hereditaments within the said Island of Jamaica at or in the Common Dining Hall of Lincolns Inn in the County of Middlesex within the Kingdom of Great Britain by two even and equal half yearly Payments vizt. The Feast day of the Nativity of Saint John Baptist and the Birth of Our Lord Christ in every year The first Payment thereof to begin and be made on such of the said Feast Days as shall first and next happen after my decease And if it shall happen the said several respective Annuities or yearly Rent Charges of Sixty pounds and Sixty pounds or either of them or any part of them or either of them to be behind or unpaid unto the said Kezzia Allen the Mother and Kezzia Allen the Daughter severally and respectively and their several and respective Assigns by the space of Twenty one days next after any of the said days of payment on which the same ought to be paid as aforesaid That then and so often and from time to time it shall be and may be lawfull to and for the said Kezzia Allen the Mother and Kezzia Allen the Daughter severally and respectively and their several respective Assignes into and upon all and every my said Plantations Messuages Lands Tenements and Hereditaments and into every part and parcell thereof at her and their Libertys and Choices to enter and destrain for the said several and respective Annuities of Sixty pounds and Sixty pounds the Arrears thereof and the Distress and Distresses then and there found to lead drive carry away and impound and impounded to detain and keep untill the said several and respective Annuities or either of them and the Arrears thereof for which such Distress and Distresses shall be so made as aforesaid together with the Costs and Charges of making such Distress and Distresses shall be fully satisfyed contented and paid unto the said Kezzia Allen the Mother and Kezzia Allen Daughter severally and respectively and their several and respective Assigns And if it shall happen the said several and respective Annuities or yearly Rent

Charges of Sixty pounds and Sixty pounds or either of them or any part of them or either of them shall be behind or unpaid and the said Kezzia Allen the Mother and Kezzia Allen the Daughter severally and respectively or their several and respective Assignes by the Space of Forty days next after any of the said days of Payment on which the same ought to be paid as aforesaid That then and so often and from time to time It shall and may be lawfull to and for the said Kezzia Allen the Mother and Kezzia Allen the Daughter severally and respectively and their several and respective Assignes into and upon my said Plantations Messuages Lands Tenements and Hereditaments and into every part and parcell thereof at their respective Libertys and Choices to enter and the same to have hold and enjoy and to receive and take the Rents Issues and Profitts thereof and of every or any part or parcell thereof untill the said several and respective Annuitys or yearly Sumes or either of them and all Arrears thereof together with the Costs and Charges occasioned by such Entry shall be fully satisfied contented and paid unto the said Kezzia Allen the Mother and Kezzia Allen the Daughter severally and respectively and their several and respective Assignes/And I do hereby Will and direct that my Executors herein after named shall and may pay the said Annuity or Rent Charge of Sixty pounds which I have hereby devised unto the said Kezzia Allen the Daughter unto her Mother Kezzia Allen for the Use of her said Daughter untill such time as the said Kezzia Allen the Daughter shall attain her Age of Twenty one years or be married And that the said Kezzia Allen the Mothers Receipt shall be good and sufficient Discharges unto my said Executors for the same Item I give and bequeath unto Mrs Kezzia Allen the Mother All my Household Goods which shall be standing or being in my Dwelling House in Kings Street in the said Parish of Saint Ann Westminster in the County of Middlesex at the time of my decease to her own Use and Benefit And I give unto the said Mrs Kezzia Allen the Mother and Mrs Kezzia Allen the Daughter Twenty pounds apiece for Mourning Item I give to my good Friend **Mr Bryan Taylor of the Custom House** One Hundred pounds Item I give unto the **Honourable James Lawes Esqr and Elizabeth his Wife** Twenty pounds apiece for Mourning Item I give and bequeath unto **Temple Lawes Esqr** Twenty pounds for Mourning Item I give unto **Doctor Matthew Gregory and his Wife and two Children** and unto each and every of them Twenty

pounds for Mourning Item I give unto **Henry Dunstar Esqr** and **Charles Meddlycott Esqr** Twenty pounds apiece for Mourning Item I give unto the **Honourable Colonel Verney Phelps** of the said Island of Jamaica Esqr and unto **Charles Bernard of Barbers and Surgeons Hall** in the City of London Gentleman Twenty pounds apiece for Mourning Item I give and devise unto **my Nephew William Henry Bernard** and my **Neice Susan Bernard** and to their Heirs and Assigns for ever All those my Plantations Messuages Lands Tenements Negroes Slaves and Hereditaments whatsoever situate lying and being in the several Parishes of Clarendon and Vere in the said Island of Jamaica and which are now Lett to Henry Dawkins of the said Island of Jamaica Esqr at the yearly Rent of Six hundred pounds and all my other Plantations Messuages Lands Tenements Negroes Slaves and Hereditaments whatsoever situate lying and being within the said Island of Jamaica and all other my Plantations Messuages Lands and Hereditaments whatsoever and wheresoever whereof or wherein I or any Person or Persons In Trust for me am is or are seized or any ways Intituled unto To have and to hold All my said Plantations Messuages Lands Tenements and Hereditaments to my said Nephew William Henry Bernard and my Neice Susan Bernard and their Heirs as Tenants in Common and not as Joint Tenants Subject nevertheless to the Payment of my Debts Legacys and Funerall Charges and to the Payment of the Two several Annuities of Sixty pounds and Sixty pounds herein before mentioned to be by me given unto Mrs Kezzia Allen the Mother and Mrs Kezzia Allen the Daughter And in Case my said Nephew William Henry Bernard shall happen to dye before he shall attain his age of Twenty one years in the Life time of my said Neice Susan Bernard Then I give and devise the Part and Share of the said William Henry Bernard of and in my said Plantations Messuages Lands Tenements and Hereditaments unto my said Neice Susan Bernard and her Heirs for ever And in case my said Neice Susan Bernard shall happen to dye before her age of Twenty one years or day of Marriage in the Life time of my said Nephew William Henry Bernard Then I give and devise the Part and Share of my said Neice Susan Bernard of and in my said Plantations Messuages Lands Tenements and Hereditaments unto my said Nephew William Henry Bernard his Heirs and Assigns for ever And in Case both my said Nephew William Henry Bernard Shall dye before his Age of Twenty

one years and my said Neice Susan Bernard shall dye before her Age of Twenty one years or Marriage Then and in such Case I give and devise all my said Plantations Messuages Lands Tenements and Hereditaments unto my own Right Heirs for ever Subject to and Chargeable with the Payment of my said Debts Legacys and Funerall Charges and the said Two Annuities of Sixty pounds and Sixty pounds as aforesaid Item I give and bequeath All the Rest Residue and Remainder of my Personal Estate which I shall be possessed of interested in or anyways intituled unto at the time of my decease both within the said Island of Jamaica and Kingdom of Great Britain or elsewhere in Europe after Payment of my Debts Legacies and Funeral Expenses unto my said Nephew William Henry Bernard and my said Neice Susan Bernard their Executors Administrators and Assignes equally to be divided between them Share and Share alike to be paid and delivered to my said Nephew William Henry Bernard at his Age of Twenty one years and to my Neice Susan Bernard at her Age of Twenty one years or Day of Marriage which shall first and next happen after my Decease And in Case either of them my said Nephew William Henry Bernard all my Neice Susan Bernard shall happen to be dead at the time of my decease Then I give and bequeath all the Rest and Residue of my Personal Estate unto the Survivor of them my said Nephew and Neice his or her Executors or Administrators And in Case my said Nephew William Henry Bernard shall happen to dye before his Age of Twenty one years Then I give and devise the Part and Share of the Residue of my Personall Estate so bequeathed unto my said Nephew William Henry Bernard unto my Neice Susan Bernard and her Executors and Administrators And in Case my said Neice Susan Bernard shall happen to dye before her Age of Twenty one years or day of Marriage Then I give and bequeath the Part and Share of the Residue of my Personal Estate so bequeathed unto her my said Neice Unto my said Nephew William Henry Bernard and his Executors and Admors. And my Mind and Will is And I do hereby direct That such of my Executors as shall reside in Jamaica shall remit Rents and Produce of my Plantations and Hereditaments in Jamaica unto such of my Executors as shall Reside in Great Britain And that they my said Executors shall and may lay out and expend the whole or Such part of the Rents Profits or Produce of my Plantations and Hereditaments in the said Island of Jamaica or elsewhere and the

Interest and Produce of my Personal Estate or any part thereof As my said Executors or such of them as shall have the Care and Guardianship of my said Nephew and Neice shall think fitt towards the better Maintenance and Education of my said Nephew and Neice untill my said Nephew shall attain his Age of Twenty one years and my said Neice shall attain her Age of Twenty one years or shall be married which shall first and next happen after my decease And I do hereby Authorize and Impower Will and Direct my Executors herein after named from time to time to put and place out the Residue of my Personal Estate And the Rents Profitts and Produce of my Real Estate or such part thereof as they shall think proper at Interest upon such Government or other Publick Funds or Securitys or on such Publick or Private Securities as my Executors shall think fitt untill my said Nephew shall attain his Age of Twenty one years And my said Neice shall attain such Age or be married before that Age which shall first happen after my decease with Power to remove alter or change the same from time to time according to their Discretions And I do hereby declare that my said Executors herein after named or either of them shall not be answerable or accountable for any involuntary Loss or Losses which may happen in the putting or placeing out the several Summs of Money herein before directed to be placed out at Interest by Defect of Title Badness of Security or any other Matter Cause or Thing whatsoever But that all and every such Loss and Losses shall be born and sustained by the Person and Persons who would have been Intituled to the same And I do hereby declare Will and direct that no One of my Executors herein after named shall be answerable or accountable for the Acts Deeds Receipts or Payments of the other or others of them but that each of them shall be answerable or accountable for his own Acts Deeds Receipts and Payments only And I do hereby Will and Direct that my Executors both in Jamaica and Great Britain shall have and be allowed the usual Commission for Remitting and disposing of the Produce of my Plantations in Jamaica and for receiving paying and disposing of the Rents and Profits thereof and for their Pains and Trouble in the Execution of this my Will and of the Trusts hereby reposed in them And that they shall also in the first place Reimburse Deduct and take to themselves and every of them all such Costs Charges and Expenses as they or any of them shall respectively pay expend lay out or be put unto in the

Execution of this my Will And of the Trusts hereby reposed in them over and above what shall be due to them or any of them respectively for their Commission in the Disposing of my Goods and Receiving and Paying my Money And I do hereby authorize and Impower my Executors herein after named or any of them to Compound for any Debt or Debts Duty or Dutys Sume or Sums of Money or other Matter or Thing that shall be due and oweing unto me at the time of my Decease and to take Less than the Whole or any other Thing in Lieu and Satisfaction for the Same if they shall think fitt And that in such Case I do hereby Will and Declare that my said Executors or any of them shall not be answerable or accountable for any thing more than they shall respectively actually receive upon the Such Composition And I do hereby give unto my Executors or any of them full Power and Authority to State Settle and adjust All such Amounts as I shall have depending with any Person or Persons whatsoever at the time of my decease without Suit at Law or in Equity if the same can be reasonably avoided And in the same manner as I my self might or could do if the same had been settled by me in my Life time And Whereas the said Henry Dawkins Esqr who holds the greatest Part of my Estate in Jamaica by Lease has Covenanted to pay me the Rent thereof in London Now I do hereby Will and Direct that the said Henry Dawkins shall from time to time pay the Rent thereof unto such of my Executors as shall Reside within the Kingdom of Great Britain during such and so long time as they or any of them shall Reside therein whose Receipts shall be good and sufficient Discharges to the said Mr Dawkins for the same And lastly I do hereby revoke and make void all former and other Wills by me at any time heretofore made and do make publish and ordain this only to be my last Will and Testament And I do Constitute and Appoint the said James Lawes Esquire the said Verney Phelps Esquire and the said Mr Charles Bernard of Barbers and Surgeons Hall in London joint Executors thereof In Witness whereof I the said Testator Favel Peake Esquire to Two parts of this my Will each contained in six Sheets of Paper and both of the same Date and Tenor have sett my hand and Seale this Eighteenth day of November in the Seventh year of the Reigne of Our Sovereigne Lord George the Second by the Grace of God of Great Britain France and Ireland King Defender of the Faith and so forth And in the Year of Our Lord One Thousand Seven hundred and

Thirty three./Favell Peeke/Signed Sealed Published and Declared by the said Testator Favel Peake as and for his last Will and Testament in the presence of us who have subscribed our Names as Witnesses thereto in the presence of the said Testator and also in the presence of each other. the reason of the Testator Favel Peeke's signing his Name in this imperfect manner was owing to the Weakness of his hand./ **Robert Lershman [illegible] Drew Jnr Valentine Holewell. The Mark of Sarah Deane./**

Whereas I Favell Peeke Esquire made and executed two parts of my last Will and Testament both of the same Date and Tenor bearing Date on or about the Seventeenth day of November last Now I do hereby ratify and confirm my said last Will in all its parts and do make publish and declare this as and for a Codicill to my said Will And I do hereby give to Mrs Kezzia Allen the Mother in my said Will named All my Household Plate which I shall be possessed of and have in Use at the time of my Death at my Dwelling House in the Parish of Saint Ann Westminster in the County of Middlesex to her own absolute Use and Benefit./ Favell Peeke./ In Witness whereof the said Favell Peeke's Name was sett hereunto and also his Seale by Edward Cradock in the presence of and by the express directions of him the said Favell Peake this Second day of December 1733./ Signed Sealed Published and Declared by the said Edward Cradock by the directions of the said Favell Peeke as a Codicill to the said Favell Peake's last Will in the presence of us who subscribed the same as Witnesses thereto./ **Thos. Fish. Tho. Bernard. Wllm Battey. Edwd Cradock./**

This Will was proved at London (with the Codicill annexed) before the Worshipful William Bramston Doctor of Laws Surrogate of the Right Worshipfull John Bettsworth Doctor of Laws Master Keeper or Commissary of the Prerogative Court of Canterbury lawfully constituted on the Twelfth day of December in the year of Our Lord One Thousand Seven hundred and Thirty three by the **Oath of Charles Bernard** one of the Executors named in the said Will To whom was granted Administration of all and Singular the Goods Chattells and Credits of the said deceased He being first sworn only to administer the same Power being reserved to make the like Grant to James Lawes

Esquire and Verney Phelps Esquire the other Executors named in the said Will when they or either of them shall apply for the same./.

Examined by **Henry Major** Notary Publick.