Kresen Kernow (formerly Cornwall Record Office), Reference: SO/W/731.

The Will of Thomas Martin of Penponds in the Parish of Camborne and County of Cornwall, Miner, written 22 Apr 1845, proved 10 Jul 1845. [2]

This is the last Will and Testament of me Thomas Martin of Penponds in the Parish of Camborne in the County of Cornwall Miner

I give and bequeath all my lands tenements and hereditaments household Goods and Furniture and all other my property estate and effects of what nature or kind soever unto Edwyn Godfrey Scholey Gurney of Camborne aforesaid Surgeon his Executors Administrators and Assigns for and during all such Estate term and Interest as I shall or may have therein respectively at the time of my decease subject to the payment of all my just debts and funeral and testamentary expences Upon the trusts and for the intents and purposes hereinafter expressed concerning the same that is to say As to my Household Goods and Furniture Upon trust immediately after my decease to divide the same amongst **my daughters Ann Sims**, **Olivia Rule** and **Mary Ann Carter** or such of them as may be living at that time share and share alike And as to my lands tenements and hereditaments Upon trust to receive and take the rents and profits thereof from time to time as the same may become due and payable and to pay thereout yearly to Mr. John Gurney of Stroud in the County of Gloucester the Interest of One hundred pounds which I now owe him or of such other sum as may be due to him at the time of my decease and the residue of such rents and profits yearly after payment of the Lords Rent and other outgoing payable thereon to be paid to the said John Gurney towards the liquidation of such sum of money as may be due to him as aforesaid until the whole be paid off And to render and give to my Children Yearly a statement of the receipts and payments aforesaid And upon further trust that on the whole of the said debt and interest being paid off and satisfied then the said Edwyn Godfrey Scholey Gurney his Executors or Administrators shall sell or divide and assign and transfer the said trust premises to such person or persons and in such way and manner as the majority of my Children hereinafter named then living shall direct so as to carry out my Will and intention as to the distribution thereof hereinafter expressed and so as not to exclude any issue of any or either of my Children from their due share of the property And until such Sale division or transfer shall take place I direct that the rents and profits aforesaid after payment of the said debt and Interest which may be due to the said John Gurney and all other debts due from me and all other my Estate & Effects shall be divided equally between and amongst **my Children Ann Sims**, **Richard Martin**, **Olivia Rule**, **Elizabeth Goldsworthy**, **Eliza Sincock** and **Mary Ann Carter** and the children of **my deceased son and deceased daughter Thomas and Sarah** such Children to share equally their respective Mothers and Fathers part And in case any or either of my Children now living shall die during my lifetime such Child or Childrens part so dying shall go to and be divided equally amongst their respective Child or Children but if no Child issuing from one or more of my aforesaid sons and daughters shall be living at the time appointed for the division of the property to represent its respective parent that then the share of such of my sons and daughters

so dying and leaving no issue living at the time aforesaid shall be divided amongst my surviving children my Will and intention being that no issue of my body beyond Grandchildren shall be entitled to any share of my property And I direct that the share of such of my daughters as shall be married shall be paid to or held in trust for her or them for her and their sole and separate use and benefit exclusive of her or their present or any future husband or husbands And so and in such manner as that the same shall not be subject to the acts debts control or engagements of such husband or husbands and the receipt and receipts of such daughters respectively alone shall be good and sufficient discharges for such monies and property hereby given in trust for them respectively And I hereby declare that the receipt and receipts in writing if the said Edwyn Godfrey Scholey Gurney his Executors or Administrators for any monies payable to him or them by virtue hereof shall effectually discharge to person or persons paying the same from all obligation of seeing to the application thereof and from all responsibility in respect of the misapplication or nonapplication thereof And that it shall be lawful for the said Edwyn Godfrey Scholey Gurney his his [sic] Executors and Administrators out of the trust property to reimburse himself and themselves respectively any Costs and expences which he or they may incur or be put to in the performance of the trusts of this my Will

And I hereby nominate and appoint the said Edwyn Godfrey Scholey Gurney Sole Executor hereof and hereby revoking all former Wills and Testamentary dispositions by me at any time heretofore made I do declare this only to be my last Will and Testament In Witness whereof I have hereunto set my hand this twenty second day of April one thousand eight hundred and forty five.

The mark or sign of Thomas Martin

Signed by the above named Thomas Martin in the presence of us at the same time who have hereunto signed our names as Witnesses thereto in the presence of the said Thomas Martin and in the presence of each other.

The mark or sign of Peter Williams
W^{m}. Yewens

This is a Codicil to my last Will and Testament. I hereby Will and direct that my trustee and Executor shall present my three daughters living near me at Penponds aforesaid to receive my Club monies and therewith to have the management and pay the expenses of my Funeral Dated this 22 April 1845.

The mark or sign of Thomas Martin

Signed by the above named Thomas Martin in the presence of us at the same time who have hereunto signed our names as Witnesses thereto in the presence of the said Thomas Martin and in the presence of each other.

The mark or sign of Peter Williams
W^{m}. Yewens, Sol^{r}. Camborne

Proved 10th. July 1845 in the Principal Registry of the Lord Bishop of Exeter by Edwyn Godfrey Scholey Gurney the sole Executor — Testator died 15th day of June 1845 — Effects sworn under £450

Ralph Barnes
Dep Registrar