

Benjamin
Gundall

Esquire

In the Name of God Amen

I Benjamin Gundall of Bristol in the East Indies do
make this my last will and Testament (that is to say)
I give and devise all my Estate and Effects
whatsoever and wheresoever of which I may die seized
or possessed or entitled to my wife Charlotte Gundall my
George pourvoy John Rawlings Abraham Caldwell and
John Harry of Bristol Esquires and John Districk
of London in the Kingdom of Great Britain Esquire
in Trust that if my wife Charlotte Gundall shall
survive me and if my said wife shall be willing
and prefer to relinquish whatever rights of dower
she is or may be entitled to under and by virtue of
a Settlement which I devised previous to our
marriage for her use by indenture bearing date
the third day of September One thousand seven
hundred and eighty five (1785) in which I give
and devise to my said wife Charlotte Gundall all
her Cloaths and Jewels and all my household
furniture Goods Carriages and Plate together
with the sum of pounds Sterling twenty five
thousand (£25,000) and I do direct the said George
pourvoy John Rawlings Abraham Caldwell John
Harry and John Districk to raise as soon as
possible after my decease from the most convenient
and ready parts of my fortune and pay the sum
twenty five thousand pounds Sterling (£25,000) to
my said wife Charlotte Gundall to her sole use and
disposal for ever But if my said wife Charlotte Gundall
shall choose to retain and enjoy the provision made
for her by the said Settlement of the third September
One thousand seven hundred and eighty five in
preference to the legacy hereinabove offered for her
acceptance I do give and devise to her in addition
thereto all her Cloaths Jewels and all my household
furniture Goods and Carriages and Plate. I do give
devise and Bequeath to my Executors and Executors
hereafter to be named and the Survivors and
survivor of them and the Executors and Administrators
of each Survivor all and singular the net income
and remainder of my said Estate and property in
Trust to and for the moral use and purposes herein
after expressed and declared of and concerning the
same (that is to say) in the first place to pay apply
and dispose of the interest dividends and produce of
the sum of five thousand pounds Sterling (£5,000) part

of my said Estate to and for the use of my natural
 daughter Sarah during her minority and to pay
 and deliver over to her my said daughter Sarah
 the said principal sum of five thousand pounds
 sterling together with the interest and profits for
 the same when and so soon as she shall attain the
 age of twenty one years (21) or be married which
 ever shall first happen and if she shall happen
 to die before the attainment of the said age of
 twenty one years and without being married then
 the said five thousand pounds shall fall into an
 and become a part of the residue of my Estate
 and as to the residue I give and direct the same
 in trust to my aforesaid Executors and Administrators
 for my Daughters Charlotte and Caroline and Maria
 now infants and for every and all the children
 or child I may happen to have by my said wife
 at the time of my death the same to be divided
 among them my children in equal parts shares
 and proportions share and share alike and to
 vest in me to and be delivered over and paid to them
 my children and each of them respectively their
 respective share Executors Administrators and Assigns
 when and so soon as my children shall respectively
 attain the age of twenty one years or on the day or
 day of their or her marriage being daughters or a
 daughter which ever shall first happen provided
 with marriage & marriage be had and celebrated
 with the previous advice and consent of my said
 wife if then living and in case of her death I request
 and hope my daughter will ask for and take for
 I do not absolutely oblige them to it) the life previous
 advice and consent of any two of my Executors and
 trustees hereinafter to be mentioned, and I do hereby
 direct that my Executors and Administrators and
 Trustees and the survivors and survivor of them
 and the Executors and Administrators of such survivor
 shall be at liberty at any time during the respective
 minorities of my children to apply to the respective
 trusts and to and for the respective maintenance
 and education of such my children such part and
 so much of their respective shares of my said
 Estate as they my said Executors and Administrators
 and Trustees and the survivors and survivor of
 them and the Executors and Administrators of such
 survivor shall and may think necessary and proper
 for and towards the respective maintenance and

advancement of the world of all sorts and every such
my Children and I may well so that in case any or more
of them of my Children shall happen to die before
his or her attaining of his said age of twenty one
year or marriage if a daughter then in trust that
they my said Executors and Administrators and Trustees
and the survivors and survivor of them and their
Executors and Administrators of such survivor and
shall and do give and deliver over pay and apply
the residue and unapplied parts and part of the
respective Children or Child to dying to the survivors
of such Children in equal shares and proportions
share and share alike and to their heir and heirs
respective said Executors Administrators and
assigns when and as soon as the said survivors
shall respectively attain the said age of twenty
one year and if daughters on their respective mar-
riages which may shall first happen and in-
case all my Children except one shall happen
to die before their heir or heir respective attainment
of twenty one year of age being dead or marriage of
daughters then in trust that the unapplied residue
and parts of the respective shares and share of such
Children so dying shall be delivered over and paid
to the survivor of such Children when he shall have
attain the age of twenty one year if a son or if a
daughter when she attain the said age of twenty
one year or be married if my aforesaid natural
daughter should all die before she or they be married
or attained the age of twenty one year (21) It is
the my will that all the remaining undivided
parts of my Estate which were intended as for the
and provisions for my said daughters shall be un-
divided into three shares after deducting five hun-
dred pounds sterling for each of my surviving
daughters to be paid three each of them five hundred
pounds (500) and one of the above shares of the
residue of my fortune be paid to my said wife
Charlotte Guindall and the remaining two shares to
my Brother Captain Richard Guindall of the Royal
Navy during his life time and that of his wife
Charlotte Guindall provided she survive him and
as long as she continues single after his death
and after his and her death or her remarriage
again then to go and be delivered share and share
proportion share and share alike to his and her
surviving Children and do hereby nominate nominate

and appoint the above said Charles to be my wife's
George pourroy John Rowland Owen and John
and John Harry Esquires of Bristol and John an
Justice of Great Britain Esquires to my said and
lawful Executors and Executors during the term
which I should at any time and real estate in
the thirty seventh day of July One thousand nine
hundred and ninety seven (27 July 1797) and am
every writing and assenting all further befalls
Benjamin Gendall Esq. John Macey Esq. -

I do hereby Certify that this will and being read for by Mr. John W. Rawland in my presence was found in the most right hand drawer of the drawers writing Table then standing in the South East Corner Room of the Directors and dwelling house at Nantuxport near open Patuxet with my hand this 9th of August 1797 C. Healey

1797 ^{August 1/97 b. nearly} also with ^{as above} ^{at Mt Rabb //}

du the supreme Court of Judicature at Fort William
in Bengal.
Christianity side. J. H. G. and Benjamin Grindall.

In the Woods of Benjamin Grindall -
late of Bantipore near Patna in the
province of Behar Esquire deceased

John Stracey of the Town of Calcutta Esquire with Oath and Saith that Benjamin Guiddall of Banipore was Patna in the Province of Bahar an Esquire a Senior Merchant in the Service of the United Company of Merchants of England trading to the East Indies on their Brigal Establishment hath lately departed this life at Banipore was Patna aforesaid having first made and published his last Will and Testament in writing which is hereto annexed and this Deponent further Saith that he is a subscribing witness to the said Will and that the whole of the said Will is true and correct as of the hand writing of the said Deponent and that the names "John Rawlins" interlined twice in the first ride and once in the third ride of the said Will are of the proper handwriting of the said Deponent and were written

and entered in this Depoent at the desire of
the said Benjamin Grindall deposed before the
witnessed the said will and this Depoent further in
faith that the said Benjamin Grindall deposed was
in his life time a British Subject and died at
Bantipore aforesaid possessed of Goods and Estates
within the Province of Bengal and Bahar, when
traced down the 7th day of September 1797 before
me Tom Dunkin.

This Will was proved at London the 15th
day of November in the 27th year of our Lord One
thousand seven hundred and ninety eight before the
Worshipful Samuel Pearce parson Doctor of Laws
Synod of the Right Honourable Sir William Wynne
Knight also Doctor of Laws Master Keeper or Commissioner
of the prerogative Court of Canterbury lawfully
constituted by the Order of George Percey Esquire
one of the Executors named in the will to whom an
administration was granted of all and singular in
the Goods Chattels and Credits of the deceased
having been first sworn duly to administer. Power
was also given of making the like Grant to Charlotte Grindall
widow the Relict of the deceased John Grindall
Abraham Caldwell, John Harry and John Dittmar
Esquires the other Executors named in the will when
they or either of them shall apply for the same.

Robert
Gilpin

In the Name of God Amen
the 15th of September One thousand seven hundred and
ninety eight. I Robert Gilpin Sailor of Liverpool
being weak in body but of perfect mind and memory
do make and ordain this my last will and Testament
that I do give and bequeath unto the said Charlotte Grindall
widow the Relict of the deceased John Grindall
Abraham Caldwell, John Harry and John Dittmar
Esquires the other Executors named in the will when
they or either of them shall apply for the same.