

Will of Thomas Ludford 1878

This is the last Will and Testament of me **Thomas Ludford** of 70 Wynn Street Birmingham in the County of Warwick Traveller I hereby revoke all wills and testamentary dispositions heretofore made by me and I state that it is not my intention to make any provision for my Wife **Emma Ludford** in this my Will I give and devise my freehold house and premises at Lodge Road Harborne near Birmingham aforesaid to my Son **Thomas Ludford** his heirs and assigns absolutely I give my Piano to my Daughter **Edith Amy Ludford** I give my four leasehold houses in Brighton Terrace Irving Street Birmingham aforesaid (Known as 178½ Irving Street and three houses at the back thereof) freed from any mortgage charge or lien thereof (which I hereby direct to be paid out of my residuary Estate) to **Henry John Garlick Ball** of Castle Street Birmingham aforesaid Wholesale Stationer his Executors Administrators and assigns upon trust that the said **Henry John Garlick Ball** his Executors Administrators or assigns shall as and when he or they shall see fit sell the same (either together or in parcels and either by public auction or private contract) and may buy in and rescind any Contract for Sale and resell without being responsible for any loss occasioned thereby and execute and do all such assurances and acts for effectuating any such sale as he or they shall think fit and until such sale shall let the same at such rents and for such terms as he or they see fit and shall stand possessed of the proceeds of such sale upon trust for each of my three children **Ernest, Edith Amy and Gertrude** as shall then attain twenty one years as tenants in common in equal shares and the children of each of them as shall die under that age leaving children living at or born after my death such children taking per stirpes only and if more than one as tenants in common in equal shares and until such sale as aforesaid the rents and Income of and from the same premises shall be paid to or for the benefit of the person or persons for the time being having vested or contingent Interests on the proceeds of Sale I give and devise all the rest and residue of my property whether real or personal unto the said **Henry John Garlick Ball** upon trust to sell and convert into money such part or parts thereof as shall not consist of ready money and stand possessed of the proceeds of such Sale and of my ready money upon trust after payment off of the mortgage charge or lien on my Irving Street property and of my Debts funeral and testamentary Expenses for each of my said children **Thomas, Ernest, Edith Amy and Gertrude** as shall attain twenty one years as tenants in common in equal shares and the children of each of them as shall die under that age leaving children living at or born after my decease such children taking per stirpes only and if more than one as tenants in common in equal shares and I declare that any married woman who shall derive any benefit under the trusts aforesaid shall take the same for her sole and separate use and her or their receipt or receipts shall be good discharge for the same and I further declare that on the appointment of a new Trustee or new Trustees of this my Will the number may be either augmented or reduced and I devise all trust and mortgage Estates unto the said **Henry John Garlick Ball** his heirs and assigns subject to the trusts and Equities affecting the same Estates respectively and I appoint the said **Henry John Garlick Ball** sole Executor of this my Will In witness whereof I have hereunto set my hand this ninth day of November one thousand eight hundred and seventy eight my

Will being written on two sheets of paper and the word "on" being written on an Erasure on the thirty third line of the first sheet

Signed by the said Testator **Thomas Ludford** as and for his last Will and Testament in the presence of us who in his presence at his request and in the presence of each other have subscribed our names as witnesses both being present at the same time **Samuel Marson, Henry John Ball**

On the 21st day of November 1878 the Will of **Thomas Ludford** late of No. 70 Wynn Street Birmingham in the County of Warwick Traveller deceased who died on the 11th day of October 1879 at No. 70 Wynn Street aforesaid was proved in Her Majesty's High Court of Justice in the District Registry attached to the Probate Division thereof at Birmingham by the Oath of **Henry John Garlick Ball** of Castle Street Birmingham aforesaid Wholesale Stationer the sole Executor named in the Will he having been first sworn duly to administer

Effects under £300 Including Leaseholds

Extracted by Sanders, Smith & Parish, Solicitors, Birmingham