

C22<sup>v</sup>

Executors

I Henry Evans of 'The Lawn' Hagley in the County of +  
Worcester Esquire hereby revoke all former testamentary +  
instruments heretofore made by me and declare this to be +  
my last will which I make this fifteenth day of May One +  
thousand nine hundred and twenty two I appoint my +  
son-in-law William Noel Downing of Woodbourne Road +  
Edgbaston my daughter Constance Mary the wife of the +  
said William Noel Downing and my daughter Phyllis +  
Marten Evans Executors and Executrices of this my +  
will and Trustees for the purposes herein mentioned I devise +  
and bequeath all my shares of whatever class in Barclays +  
Bank Limited to my Trustees upon trust with the consent +  
in writing of my said daughter Phyllis Marten Evans +  
entitled thereto and after her death in the discretion of my +  
said Trustees to convert the same into money and invest the +  
moneys to arise therefrom with power from time to time with the +  
like consent or in the like discretion to vary such investment or +  
investments And upon further trust to pay the annual +  
income of the same moneys or the securities whereon the same +  
shall be invested as last aforesaid (which moneys and securities +  
are hereinafter referred to under the denomination of 'the said +  
settled fund') as and when the same shall from time to time +  
become actually receivable and not by way of anticipation into +  
the hands of my said daughter Phyllis Marten Evans during +  
her life for her separate use and immediately after the death +  
of my said daughter Phyllis Marten Evans as to as well the +  
capital of the said settled fund as the income thereof to +  
accrue due for the same In Trust for all or any of the +  
children and remoter issue of my said daughter Phyllis +  
Marten Evans (such remoter issue being born in her lifetime) +  
in such proportions for such interests and generally in such +  
manner as she whether covert or sole shall from time to time +  
by deed with or without power of revocation and new +  
appointment or by her will appoint And if default of +  
appointment and subject to any partial appointment In +  
Trust for the child if only one or all the children if more than

one of my said daughter who either before or after her death shall being a son or sons attain the age of twenty one years or being a daughter or daughters attain that age or be married such children if more than one to take in equal shares And if <sup>not</sup> there shall be any child of my said daughter who being a son shall attain the age of twenty one years or being a daughter shall attain that age or be married then upon the same and the like trusts for the benefit of my said daughter Constance Mary Downing and her children I devise and bequeath all the rest residue and remainder of my real and personal estate (including any property (if any) in respect of which I have any general power of appointment) unto my Trustees upon trust to sell the same and after payment of my funeral and testamentary expenses and debts and the duties payable on my death to divide the net proceeds of sale among my said two daughters living at my death in equal shares or the survivor of them if either should be dead And with reference to any real estate or chattels real (if any) I authorise my Trustees to exercise all the powers which are by the settled Land Acts 1882 to 1890 conferred on a tenant for life in possession of land and to apportion any investments chattels or hereditaments in or towards satisfaction of any share in my estate In witness whereof I have set my hand to this my Will contained on this and the preceding sheet of paper this fifteenth day of May One thousand nine hundred and twenty two ff.

H. Evans

Signed by the said Henry Evans as and for his last Will in the presence of us both being present at the same time who in his presence and in the presence of each other have hereunto subscribed our names as attesting witnesses.

H. H. Warrington, Solicitor, Dudley

F. E. Ward, Clerk to Thompson & Warrington, Solicitors, Dudley

In the tenth day of August 1923  
Probate of this Will was granted at  
Worcester to William Noel Downing  
Constance Mary Downing and  
Phyllis Marten Evans, the Executors.

Ex d  
C.B.

