

This is the last Will and Testament of me Hugh Wharton the Elder of Beeston in the County of Chester, Miller, first I direct the payments of all my just debts, funeral and testamentary expenses, and from and after payment and satisfaction thereof, I give and bequeath all my live and dead stock, implements in husbandry, household furniture, goods chattels and effects book and other debts, ready money and securities for money, (if any) and all and surplus after my personal estate which I may die hereof of whatsoever and wheresoever situate, unto my son Hugh Wharton the younger his executors administrators and assigns absolutely forever, for his own sole use and benefit, on condition that he keeps maintains and provides for my wife in such manner as the circumstances will --um it for and during term of her natural life, provided he continues and is accepted as tenant under John Tollemache Esquire for the mill, farm, land and other the premises I now hold and occupy under him on which I may hold at the time of my decease, but in case my said son Hugh Wharton should be refused or leave the profession of the said mill, farm land and premises that he shall not be subject to or charged with the maintenance and support of my said wife in any manner whatsoever, and I do hereby nominate constitute and appoint my son the said Hugh Wharton the younger sole executor of this my will and hereby revoking all former and this will and wills by me at any time hereafter made do declare this to be my last Will and Testament only. In witness whereof I the said Testator Hugh Wharton the elder have to this my last Will and Testament set my hand and seal this seventeenth day of February in the year of our Lord one thousand eight hundred and forty eight.

Signed, sealed, published and declared by the said Testator Hugh Wharton the Elder 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 herewith set and subscribed our names as witnesses.

Thomas Finchell, Tiverton, Farmer,
Francis Mosshold Tiverton, Wheelwright.

_____ Hugh Wharton, Senior

Transcriber Note:

Hugh Wharton's land was leased from John Tollemache, 1st Baron Tollemache (5 December 1805 – 9 December 1890) who was a British Conservative Member of Parliament and a major landowner and estate manager in Cheshire. He was generous to his tenants and advocated improvement of their social conditions. He believed in a self-reliant labouring class and made popular the idea of his tenants having a cottage with sufficient land to keep a few animals. His catch-phrase for this was "three acres and a cow". John Tollemache purchased the Beeston estate, where he built Peckforton Castle between 1844 and 1850.

https://en.wikipedia.org/wiki/John_Tollemache,_1st_Baron_Tollemache