Thomas GREEN (c1697-1769)

A Complete Collection of State Trials and Proceedings for High Treason andother Crimes and Misdemeanors from the Earliest Period to the Year 1783 with notes and other illustrations by Thomas Bayly Howell (1816) – The Trial of Elizabeth Canning, spinster, for Wilful and Corrupt Perjury, at Justice-Hall in the Old Bailey, A.D. 1754 – Columns 359-360

Thomas Green sworn. Green. I live at Ware in Hertfordshire. I am a farmer. I have lived there thirty years, and have been a house-keeper almost as long. Mr Nares. What do you rent per year? – Green. I rent 600*l* per year. Mr Williams. Do you know Fortune Natus? Green. I do. Mr Williams. What is his general character? Green. Really, in my conscience, he has a very indifferent one. Mr Williams. Is he to be believed upon oath? Green. I make query whether he is, I believe not. Mr Justice Clive. Did you ever hear him forswear himself? Green. No, I never did. Cross-examined. Mr Davy. One question, Yes, or No: Do you believe, that in a case where he was not interested in a single shilling, he would perjure himself? Green. I have reason to think he would say anything for hire. Recorder. Give a reason why he would say anthing for hire. Green. He has never injured me, nor robbed me; but he was a parishioner at Ware, and he eloped, and left a child to the work-house. Mr Baron Legge. Is his character so bad, he would wantonly perjure himself? Green. That I cannot answer for…

Hertfordshire County Record Office – Manuscript volume – Monumental Inscriptions: Ware – Reference D/P116/29/6 Page73 Numbers 42

Mrs Martha Green wife of Mr Thomas Green… Oct 9th 1760 aged 53 years; also of the above said Mr Thomas Green… May 1769 aged 72 years

Prerogative Court of Canterbury Will of Thomas Green the Elder of Ware, Malster transcribed by Catherine Hilton- Reference 11/948

Will dated 21 Jan 1769; Probate 22 May 1769

In the Name of God Amen I Thomas Green the Elder of the Town of Ware in the County of Hertford Malster being of sound mind memory and understanding do make publish and declare this my last Will and Testament in manner following that is to say In primis I give and bequeath unto **my two sons Thomas Green and Aaron Green** the sum of five hundred pounds apiece as an additional to what I gave them severally on their respective marriages then I give and bequeath unto **my son Samuel Green** the sum of five hundred pounds to be paid within six Calendar Months next after my decease provided nevertheless that in case the said son Samuel Green shall happen to die before his said legacy shall become payable without leaving issue lawfully begotten of his body then his said legacy shall be void and in such case I give and bequeath such legacy or sum of five hundred pounds last mentioned unto my said Sons Thomas Green and Aaron Green and to **my Daughter Martha North** equally to be divided between them share and share alike then I give and bequeath unto my said Daughter the sum of five hundred pounds to be paid within six Calendar Months next after my decease then I give and bequeath unto my Executors hereinafter named eight hundred pounds capital stock of my three and a half per cent annuities of the year one thousand seven hundred and fifty eight On Trust and to and for the intents and purposes hereinafter mentioned concerning the same that is to say that my Executors and the survivor of them his Executors and Administrators shall and may during the natural life of **my Son John Green** require and have the dividends and interest and produce of the said eight hundred pounds stock to and for their own use and benefit paying unto my said Son John Green the Weekly sum of Ten Shillings and Six Pence of lawful money of Great Britain on the Monday in every week during his natural life the first payment to begin and be made on the Monday next after my decease and I do hereby will and declare that the said eight hundred pounds stock and the interest dividends and produce thereof during the natural life of my said Son John Green shall be chargeable with and a security for the payment of the said Weekly sum of Ten Shillings and Sixpence as

aforesaid provided always and my further Will is and I do hereby expressly declare that the said Weekly sum of Ten Shillings and Sixpence shall from time to time and at all times be paid into the hands of my said Son John Green only and that it shall not be in his power to assign over the same or any part thereof but that the same and every part thereof shall continue and be during his natural life for his own personal benefit only and for his certain maintenance in all events and that immediately after the decease of my said Son John Green then the said stock shall be shared and divided amongst my said three Sons Thomas Green Aaron Green and Samuel Green and my said Daughter Martha North share and share alike and if any of them shall happen to be then dead then and in such case the share or shares thereof which such of them so deceased would have had if alive together with the interest and profits thereof from the decease of my said Son John Green shall go unto and amongst his or her or their child or children respectively equally to be divided between such children if more than one share and share alike and to be transferred or paid to him her or them respectively at his her or their respective age or ages of twenty one years and in case there be no such child or children to take the share of any such deceased Father or Mother or if such and they shall all happen to die before their respective ages of twenty one years then the same with such interest and profits thereof from the decease of my said Son John Green shall go to the survivors or survivor of them my said Sons Thomas Green Aaron Green and Samuel Green and my said Daughter Martha North equally to be divided between them if more than one such survivor share and share alike I give and bequeath unto my Executors the further sum of three hundred pounds In Trust and to and for the intents and purposes following that is to say that my Executors or the survivor of them his Executors or Administrators shall and do as soon as conveniently can be after my decease invest the said three hundred pounds in some Public Stock Fund or Government Security and apply and dispose of the interest and produce thereof when and as the ame shall from time to time arise and be received for the Benefit of my said Son Samuel Green for and during his natural life in such manner as they the said Trustees or the survivor of them his Executors or Administrators shall think fit it being my intention that it shall not be in the power of my said Son Samuel Green to assign over such interest or the produce of the said three hundred pounds or any part thereof to any person or persons whomsoever the same being intended for his personal benefit only and upon further trust that after the decease of my said Son Samuel Green then the said three hundred pounds shall go unto and amongst all such lawful begotten child or children of my said Son Samuel Green which shall be living at the time of his death equally to be divided between them if more than one share and share alike and to be paid to him her or them respectively at his her or their respective age or ages of twenty one years and the interest thereof in the meantime to be applied towards his her or their respective maintenance and in case any such child or children shall happen to die before his her or their share or shares in the said three hundred pounds shall become payable then and in such case the share or shares of him her or them so dying in the said three hundred pounds and in the interest and profits from thenceforth to arise and be made of the same shall go unto and amongst the survivor or survivors of them equally to be divided between them if more than one share and share alike and to be paid and applied in like manner as his or her or their original share or shares thereof provided always and my said Will is that in case my Executors or the survivor of them his Executors or Administrators shall think it convenient to part with the said principal sum of three hundred pounds or any part thereof to advance my said Son Samuel Green in the World or for his better support and maintenance then it shall and may be lawful for and I do hereby authorize and impower my said Executors and the survivor of them his Executors or Administrators so to do anything in this my Will contained to the contrary thereof in anywise notwithstanding provided also and my further Will is and I do hereby declare that neither of the said Trustees nor the Executors or Administrators of either of them shall be answerable for the Acts Receipts payments and defaults of the other of them and that each and every of them shall be answerable only for what he or they shall respectively and actually [?] and no more and shall not be answerable for the loss of any of those Trust Monies that shall happen without their wilful neglect or default and that they and each and every of them shall be reimbursed out of the said respective Trust Monies all Costs Charges damages and expenses which they or either r any of them shall sustain expend or be put unto in the Execution or Management of their Trusts respectively or any matter or thing concerning the same in any wise howsoever and all the Rest Residue and remainder of all my Goods Chattels Stocks Monies Securities for Money and any

personal Estate whatsoever or wheresoever and of what nature or kindsoever not hereinbefore by me otherwise disposed of after payment of all my debts funeral and other incidental charges and also the said Legacies hereinbefore mentioned I give and bequeath unto my said two Sons Thomas Green and Aaron Green equally to be divided between them share and share alike to and for their own use and Benefit respectively and lastly I do hereby nominate and appoint my said Sons Thomas Green and Aaron Green full and whole Executors of this my last Will and Testament and also Guardian of my said Son Samuel Green during his Minority and I hereby revoke and make void all other Wills and Testaments by me at any time or times heretofore made In Witness whereof I the said Thomas Green the Testator have to this my last Will and Testament contained in this and the preceding sheet of paper set my hand only to the said preceding sheet and my hand and seal to this sheet the twentyfirst day of January in the year of our Lord one thousand seven hundred and sixty nine. Thos Green signed sealed published and declared by the said Thomas Green the Testator as and for his last Will and Testament in the presence of us Thos [--- wright?] & Wm King his Clk.

This Will was proved at London the twentysecond day of May in the year of our Lord one thousand seven hundred and sixty nine before the Worshipful William [-----?] Doctor of Laws Surrogate of the Right Worshipful George Day Doctor of Laws Master Keeper or Commissary of the Prerogative Court of Canterbury lawfully constituted.