

085

**Will of Miss Helena Auchmuty of 12 Montpellier Grove, Cheltenham**

**Dated 3<sup>rd</sup> June 1898**

This is the last Will and Testament of me **Helena Auchmuty** of 12 Montpellier Grove, Cheltenham, spinster. I hereby revoke all testamentary instruments heretofore made by me.

I appoint my friends, **Hervy Phillipson Spottiswood of 6 Amberley Road, Upper ?** and **George ? of ?** (hereinafter called my Trustees) to be the Executors and Trustees of this my Will and I declare that all the trusts, powers and authorities hereinafter rested in my Trustees shall devolve upon and be exerciseable by the survivor of them, and the executors or administrators of such survivor or other the Trustee or Trustees for the time being of this my Will.

I bequeath to my brother, **Stannus James Auchmuty**, my pictures and ornaments of the person. I bequeath unto and equally between my two sisters, **Louisa Margaret Minchin** and **Octavia Isabella Stretton** my plate and jewellery, my books and wearing apparel and all other personal effects that may be in or upon my residence at the time of my decease.

And as to to all the rest and residue of my personal estate and all my real estate if any, I devise and bequeath the same unto my Trustees upon trust that they shall sell, call in and command the same and out of the monies arising thereby and of other monies forming part of my estate, pay my funeral and testamentary expenses and debts and any legacies I may bequeath by any codicil hereto, and shall invest the residue of the said monies in any of the investments for the time being authorized by law for the investment of Trust monies with further power to invest in any of the Stocks, Debentures, Preference or Ordinary of any British Railway which at the time of making such investment is paying a dividend on its Ordinary Stock and with further power to invest the said monies in the Preference Stock of any commercial company in England paying at the time of making such investment, a dividend of not less than five pounds per cent ? per annum on its Ordinary shares and may vary such investments at discretion and shall pay the income of the said residuary monies and investments to and for the benefit of my nieces, **Flora Louisa** and **Hazel Margaret**, the children of my brother, **George Herbert Auchmuty**, until the younger of these shall attain the age of twenty one years and upon the younger of them attaining that age, shall pay and divide the said trust monies unto and equally between my said nieces and in the event of neither of my said nieces living to attain the age of twenty one years, I direct my Trustees to equally divide the Trust monies among such of my brothers and sisters who shall survive me or among the children of any brothers or sisters of mine who shall have predeceased me, such children to take per ? the share which his, her of their parent would have taken had he or she survived me.

I declare that it shall be lawful for either of my Trustees notwithstanding he shall be engaged in the profession of a solicitor to charge for all usual expenses, business done by him in relation to the Trusts of this my Will in the same measure he might have done if he had not been a Trustee but employed by the Trustee or Trustees of this my Will. In witness whereof I have hereunto set my hand this third day of June one thousand eight hundred and ninety eight.

Signed and declared by the said **Helena Auchmuty** the Testatrix as and for her last Will and Testament in the presence of us who in her presence at her request and in the presence of each other all being present at one and the same time have hereunto subscribed our names as witnesses.

(signed) **Helena Auchmuty** Spinster

**William Hutchinson**  
Chalfont, The Park, Cheltenham  
Clerk in Holy Orders

**Stella Mabel Hutchinson**  
Chalfont, The Park, Cheltenham  
Spinster

(Wilts & Swindon RO)