

17/11

T. Bennett
J. Bennett
J. Bennett

This is the last Will and Testament

of me JAMES GORDON BENNETT of 56 Willow Lane Appleton Warrington in the County of Chester (Retired Company Director)

1 I HEREBY REVOKE all former Wills and Testamentary Dispositions made by me and DECLARE this to be my last Will

2 I APPOINT my wife Mary Bennett John Alan Farquharson of 21 Bold Street Warrington aforesaid (Solicitor) and my nephew Robert Edward Bowden of Two Oaks Little Mancot near Shotton to be the Executors and Trustees of this my Will

3 I MAKE the following pecuniary bequests free of Tax

- (a) Unto my said nephew Robert Edward Bowden the sum of Five hundred pounds in his capacity as my god-son
- (b) Unto my god-son Arthur John Anthony Brotherton the sum of Five hundred pounds *R.*
- (c) Unto Sallie ^{same} ~~James~~ Boomer of Vancouva Canada the sister of the said Arthur John Anthony Brotherton the sum of Two hundred and fifty pounds
- (d) Unto my nephew David Ernest James Bowden the sum of Five hundred pounds
- (e) Unto my said nephew Robert Edward Bowden the sum of Five hundred pounds in his capacity as my nephew
- (f) Unto my niece Rosemary Allan at present residing in Australia the sum of Five hundred pounds
- (g) Unto my daughter-in-law Margaret Bennett the sum of One thousand pounds
- (h) Unto the Methodist Homes for the Aged 1 Central Buildings Westminster London SW1H 9MS the sum of Five hundred pounds and I DECLARE that the receipt of the General Secretary for the time being should be a sufficient discharge to my Trustees

4 I BEQUEATH unto my Son John Dixon Bennett the sum of Ten thousand pounds free of duty which can be paid either to him in cash or in specie by way of securities

5 I DEVISE AND BEQUEATH unto my Trustees all the residue of my real and personal property whatsoever and wheresoever situate Upon Trust to sell the same with power to postpone the sale thereof as they shall in their absolute discretion think fit without being liable for loss and TO HOLD the net

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proceeds of sale after payment of my just debts funeral and testamentary expenses (hereinafter called 'my Residuary Estate') Upon the following Trusts

- (a) To pay to my said wife Mary Bennett the Income therefrom during her life and after her death
- (b) Upon Trust as to the Capital thereof for my said Son John Bennett absolutely PROVIDED THAT if my said Son shall pre-decease the survivor of myself and my said wife leaving issue which issue shall survive both myself and my said wife then such issue shall take per stirpes the share of my residuary Estate which his or her parent would have taken had he survived myself and my said wife and if more than one in equal shares absolutely

6 ANY money liable to be invested under the Trusts of this my Will may be applied or invested in the purchase of or at interest upon the security of such stocks funds shares securities or other investments or property of whatsoever nature and wheresoever as my Trustees shall in their absolute discretion think fit to the intent that my Trustees shall have the same power in all respects as if they were absolute beneficial owners

7 (a) SUBJECT and without prejudice to any prior interest or charge affecting the income hereinafter mentioned I empower my Trustees during the minority of any child of mine to apply the whole or such part as my Trustees shall think fit of the income of the expectant or presumptive share of such child or grandchild for or towards his or her maintenance education or benefit with power to pay the same to the parent or to the guardian or guardians of such child for the purpose aforesaid without seeing to the application thereof

(b) MY Trustees may exercise the power aforesaid whether or not there is any other fund or income available for any of the aforesaid purposes and whether or not there is any person bound by law to provide for such maintenance or education

8 I HEREBY DECLARE that no income (whether the same be received in respect of a period wholly or only partly prior to my death) which shall be actually received after my death shall be apportioned or treated as capital and I hereby negative for the purposes of this my Will the rules known as the rules in 'Howe -v- Dartmouth' and 'Allhusen -v- Whittell' in all their branches

9 ANY Executor or Trustee for the time being of my Will being a Solicitor or other person engaged in any profession or business shall be entitled to

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charge and be paid all usual and proper professional or other charges for business done by him or his firm in connection with the proving hereof or the execution of the Trusts hereof whether in the ordinary course of his profession or business or not and including business which an Executor or Trustee not being engaged in any profession or business could have transacted personally

IN WITNESS whereof I have hereunto set my hand this *Seventh* day of *November* One thousand nine hundred and seventy-five

SIGNED by the Testator the said)
James Gordon Bennett as and for)
his last Will and Testament in)
the presence of us both present)
at the same time who at his)
request in his presence and in)
the presence of each other have)
hereunto subscribed our names as)
witnesses :-)

James Gordon Bennett

Deceased
Robert Davies The
Solicitor Warrington

A Brown

Solicitor

Warrington