This is the Last Will and Testament

of me Charles McFarlane of Ulster Spring
in the Country of Trelawny, Jamaica

I hereby revoke all wills and testamentary instruments heretofore by me made. I appoint Philip Nathaniel Briesett of Ulster Spring, Trelawny, Farmer
and Gerald M. Sylvester of Ulster Spring Trelawny — School Teacher
to be the Executors of this my Will. I direct my Executors to pay my just debts and funeral and Testamentary Expenses.

I give and bequeath to my sons John McFarlane and Granville McFarlane twelve acres of my Property at Gathering Castle, Trelawny to be shared equally between them and also my shop on the said Property. To Allan McFarlane and Desmond McFarlane I give One and a Half acres of the said Gathering Castle Property.

To my son Cyril McFarlane I give Three and a Half acres of my Cotton Tree Piece Property and to my son George McFarlane Two acres of the said Cotton Tree Piece Property.

To all my daughters I give my dwelling House Ulster Spring and the One and Three Quarter acres of land surrounding it.

My wife Euphema McFarlane is to have free access to all my Property including my ten acres of land known as One Hill and which I leave to be used by all my children. She is to be unmolested until her death.

Witness my hand this Ninth day of September 19 55.

Charles McFarlane

(Testator to sign here) Charles McFarlane

If necessary to use next page, strike this out.

Signed by the above-named Testator as h last Will in the presence of us both, being present at the same time, who in h presence and in the presence of each other have hereunto subscribed our names as witnesses.

Witness to sign here with their address and occupation.

G. M. Sylvester — Ulster Spring School teacher.

J. E. Alexander — Ulster Spring, Minister of Religion

Witness my hand this .....day of .....19.....

(Testator to sign here) .....

Signed by the above-named Testator as h last will in the presence of us both, being present at the same time, who in h presence and in the presence of each other have hereunto subscribed our names as witnesses.

Witness to sign here with their address and occupation. .....

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INSTRUCTIONS

IN the preparation of a Will (except as to attestation and execution) no special form is necessary. As however a Will must be interpreted only according to the words used in it, and evidence from other sources as to what the Testator intended by such and such words or expressions is not admitted great care must be exercised by the Testator to express his wishes in plain, intelligible and unmistakeable language. He must avoid the use of technical legal phrases, and write plainly and distinctly.

Attention to the following directions will enable a Testator, where the dispositions of his property are of the usual simple character, to observe the formalities required by law and to ascertain that his intentions are capable of being effected. In cases where the dispositions intended to be made by a Testator are not simple, as for instance, where he or she wishes to "tie up" a portion or the whole of the property for some person's lifetime, or during some person's minority, or where the Testator wishes to create any trusts as to a portion of the property, the Testator is recommended not to attempt to make his own Will, but to consult his legal advisors. This form is only intended for cases in which the Testator wishes to divide his property specifically and absolutely amongst his children or other objects of his bounty.

Speaking generally, a person may dispose by Will of property of every nature and description.

A person under twenty-one years of age, and idiots, lunatics and persons of unsound mind cannot make a valid Will. Prior to the 1st January, 1883, a married woman could not make a valid Will *except* that she might dispose by Will of personal property held for her separate use (including the savings of her separate income) and might exercise a testamentary power of appointment over real as well as personal property; but on and after 1st January, 1883, a married woman is capable of disposing by Will of her separate property in the same manner as if she were unmarried. As to a woman however, married prior to the 1st January, 1883, such separate property should have accrued to her on or subsequently to the 1st January, 1883.

A Testator must sign his name at the foot or end of the Will in the presence of at least two witnesses present at the same time, and such witnesses must attest and subscribe the Will in the presence of the Testator and of each other.

No person who, or whose wife or husband is benefited by a Will should be a witness as any such devise or bequest is void.

An Executor (who takes no benefit under the Will) is a competent witness, so is a Creditor or his or her wife or husband if the Will charges any real or personal estate of Testator with his debts.

A Will is revoked by marriage of Testator, or by a later Will properly executed, or by some writing declaring an intention to revoke, and executed like a Will or by burning, tearing or otherwise destroying it with the intention of revoking the same by the Testator or by some person in his presence and by his direction.

If any obliteration, interlineation or other alteration be made in a Will, the Testator and all the witnesses must write their names in the margin opposite or near such alteration, obliteration, or interlineation.

No obliteration, interlineation, or other alteration must be made in a Will after execution.
A Will operates from the death of the Testator, and therefore affects after-acquired property.

If a devisee or legatee of real or personal estate dies in the lifetime of the Testator, the devise or bequest fails or lapses, except where the devisee takes an estate-tail and leaves inheritable issue living at the death of the Testator, and except where the devisee or legatee is issue of Testator and leaves issue living at the death of the Testator.

A devise of land to a charity or for a charitable purpose, is, generally speaking, void, and if a legacy is left to a charity, the Testator should direct it to be paid out of such part of his property as is legally applicable to the purpose.

On the other side of this page is given a simple form of a complete Will, which with such alterations as will readily suggest themselves, may be taken as a model by the intending Testator.

"Dependents (spouse, son or daughter) unfairly excluded or provided for by Will may have grounds to apply to the Court for maintenance under the provisions of the Inheritance (Family Provisions) Act 1938."

The Will of

CHARLES McFARLANE
of
ULSTER SPRING
TRELAWNY

Dated 9th Sept. 1955

NO. 1876

Printed by The Jamaica Times (Press) Ltd.
4—8 Temple Lane, Kingston.

SPECIMEN

HOW A WILL SHOULD BE DRAFTED.

This is the Last Will and Testament of me, John Milton, of No. 73, Chandos Street, in the Borough of Chelsea, in the County of Middlesex, Master Baker, I hereby revoke all Wills and testamentary instruments heretofore by me made. I appoint William Shakespeare, of Hartington Street, Carpenter, and Ben Johnson, of Garrick Street, Master Printer, both of Chelsea aforesaid, to be the Executors of this my Will. I direct my Executors to pay my just debts and Funeral and Testamentary Expenses. I give the sum of one Hundred Pounds and the household furniture, plate, linen, china, books, pictures, glass ornaments, and other household effects being in and upon my dwelling house No. 73, Chandos Street, to my wife Sarah. I give my gold watch and chain and appendages to my eldest son William. I give to my sons William, Frederick and John, and to my daughters Catherine and Mary to each the sum of One Hundred Pounds. I give the sum of Fifty Pounds to the Trustees for the time being of the St. Thomas Hospital; and I direct that the last mentioned sum of Fifty Pounds shall be paid out of such part of my property as may legally be applied for this purpose. I give to my executors the said William Shakespeare and Ben Johnson the sum of Twenty Pounds each. I give my freehold dwelling house, 73, Chandos Street; in Chelsea; to my said wife Sarah for her life, and after her death to my said son William absolutely. I give all those four freehold tenements situate in Gladstone Street, in Chelsea, and known as Capel Court; to my said son. Frederick absolutely. I give the dwelling house, being No. 47, Beaconsfield Street, Chelsea, aforesaid to my said son John absolutely. And I give, devise and bequeath all my real and personal property of what nature or kind soever; not hereinbefore otherwise disposed of to my said daughters Catherine and Mary, share and share alike, but so that the same shall be for their own separate use and so that no husband they may marry shall have power or control over the same. In witness whereof, I have to this my last Will set my hand this 1st day of April, 1942.

JOHN MILTON

Signed by the above named JOHN MILTON as 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 Witnesses:

ABRAHAM JONES; 13 Carlyle Street; Chelsea; Master Carpenter.
MARY BROWN; 73, Chandos Street; Chelsea; General Servant.