

Husband: **Robert SMITH**<sup>1</sup> #4258

Born: 1782 at Knayton, Yorkshire<sup>2,3</sup>  
 Died: 26 Sep 1863 in Coxwold, Yorkshire<sup>4</sup>  
 Buried: 29 Sep 1863 in Coxwold, Yorkshire<sup>3</sup>  
 Father: Joseph SMITH #4772  
 Mother: Elizabeth DUCK #4773

NOTES:

Born at Knayton in 1782, Robert and the rest of the family were raised at Wildon Grange, Coxwold from around 1785. Aged about 25, he married in 1808 at Alne (parish of Dorothy Robinson), but the first children were born at Kildale (1809-1813) and then Stainton (1815-1826). Sometime during the 1826-1851 period, Robert moved the family back to Coxwold, where he remained until his death in 1863.

Robert was a witness at the wedding of his sister Elizabeth in 1806.

Following the death of his father Joseph, in conjunction with his brothers and sisters, he inherited some of the rights to the Tithes for the parish of Coxwold. In subsequent census records he is described as proprietor of leasehold tithes and farmer of 9.5 acres.

MONUMENTAL INSCRIPTION:

From a gravestone in Coxwold churchyard (next to one for his brother John, of Oulston) - "Erected in memory of (Rob)ert Smith, who died Sept 26th 1863 aged 80 years. Also Dorothy his wife who died Oct 15th 1866 aged 80 years"

CENSUS:

1851 - Coxwold, Yorkshire

Robert SMITH	Head M	68	Proprietor & Leaseholder	Knayton, Yorkshire
Joseph SMITH	Son U	42	Farmer of 9.5 acres African Trader	Kildale, Yorkshire
George SMITH	Son U	40	Schoolmaster	Kildale, Yorkshire
Ellena THOMPSON	Serv U	28	House Servant	Ampleforth, Yorkshire

1861 - Coxwold, Yorkshire

Robert SMITH	Head M	78	Income from Tithes & Retired Farmer	Knayton, Yorkshire
Dorothy SMITH	Wife M	74		Alne, Yorkshire
George SMITH	Son U	50	Schoolmaster	Kildale, Yorkshire
Eliza J. SMITH	GDau	10	Scholar	Liverpool, Lancashire
Ann METCALF	Serv U	17	Servant	Great Ouseburn, Yorkshire

TRADE DIRECTORY:

1823 (Baines) - Farmer, Stainton

LAST WILL & TESTAMENT (1863):

In the Name of God Amen. I Robert Smith of Coxwold in the N.R. of the County of York Gentleman do appoint this to be my last Will and Testament in manner and form as follows  
 I give and bequeath to my brother Thomas Smith of Wildon Grange Farmer and to my nephew Joseph Smith of Risebro Farmer and my son William Smith of Coxwold Station Master All my share of leasehold tithes and Glebe lands in the Parishes of Coxwold and Husthwaite & elsewhere  
 And all my other property & effects that I now or might hereafter possess of whatever kind or description In trust for the following purposes  
 My will is that all my just debts funeral & testamentary expenses should be paid as soon as convenient and for that purpose I empower the said trustees to borrow money on security of my tithes or to sell all or any

part of my cattle fodder implements & ??? shares as they may deem advisable

My will then is that my wife Dorothy have paid her yearly (by two equal half yearly instalments) during her life the income arising from my tithes or any other source whatsoever after first paying or reserving for payment all interest monies and other charges which do or may hereafter arise therein

My will is that my wife also have for her own use & benefit all or any remaining part of my cattle fodder fixtures books & furniture or any other article whatsoever as long as she shall live

My will is that at her decease my trustees should if they think proper sell all my interest in the tithes all my stock furniture or any effect whatsoever that may remain at the death of my wife and after paying all my debts & legal expenses pay at 12 months after her death to my grandson Frederick Dempster Smith (son of my late son John) the sum of fifty pounds and pay to my sons Joseph George & William Smith the remainder of the proceeds of each sale in the following proportions ??? that George & William have each the double amount of Joseph and that the amount to be paid to Joseph be invested and the interest therefrom be paid him by my trustees in equal weekly instalments

My will is that if it is inconvenient or if it appear to my said trustees not advisable to sell the whole or any part of the said tithes stock and furniture, that my sons named shall continue to receive the income arising therefrom in the same proportions named i.e. George and William shall receive double the amount of Joseph and that Joseph's share be paid in equal weekly instalments

My will is that if any of my sons or grandson named die without lawful issue before their legacies are paid that the survivors or their lawful issue have equally divided amongst them the deceased share, Should any of my sons or grandson die leaving lawful issue my will is that each one should have paid them for their maintenance and education their father's share until the youngest of that family arrive all the age of 21 years Then their father's share to be paid them in equal proportions

And I hereby nominate constitute and appoint the said Thomas Joseph and William Smith to be the Executors of this my last Will and Testament In Witness thereof I hereto subscribe my name this 16th day September in the year of our Lord one thousand eight hundred and sixty three

Robert Smith

We the undersigned at the request of the testator do sign our names in his presence and in the presence of each other as Witnesses to this his Will & Testament

Thomas Hanley Barker  
Henry Skaife

Probate (1864):

In Her Majesty's Court of Probate, The District Registry of York, In the Goods of Robert Smith deceased, I Henry Skaife of Coxwold in the County of York Surgeon make oath that I am one of the subscribing witnesses to the last Will and Testament of Robert Smith late of Coxwold in the North Riding of the County of York Gentleman deceased the said will being now hereinto annexed bearing date the sixteenth day of September one thousand eight hundred and sixty three and that the said testator executed the said Will on the day of the date thereof by signing his name at the foot and thereof as the same now appears thereon in the presence of me and Thomas Hanley Barker the other subscribed witness thereto both of us being present at the same time and thereon we attested and subscribed the said Will in the presence of the said testator

Henry Skaife

Sworn at the City of York on the third day of March 1864 before me  
Wm. Hudson District Registrar In Her Majesty's Court of Probate York  
District Registry

-----

On the eighth day of March 1864 the Will of Robert Smith late of Coxwold in the North Riding of the County of York Gentleman deceased who died on the twenty fourth day of September 1863 at Coxwold aforesaid was proved in the District Registry attached to Her Majesty's Court of Probate at York by the oaths of Thomas Smith of Wildon Grange in the Parish of Coxwold in the said County of York Farmer the Brother of the said deceased, Joseph Smith of Risebrough in the Parish of Normanby in the said County Farmer the Nephew of the said deceased, William Smith of Coxwold aforesaid Station Master the Son of the said deceased, the Executors therein named they having been first sworn duly to administer.

Effects under £1,500

KEY POINTS FROM WILL:

- 1) Executors named as Thomas Smith of Wildon Grange (his brother), Joseph Smith of Riseborough (his nephew) and William Smith of Coxwold (his son).
- 2) Main benefactors were:
  - a) His wife Dorothy, who received an annuity
  - b) His grandson, Frederick Dempster Smith (son of his deceased son, John) - a legacy
  - c) His son William (the Station Master), who received 40% of his remaining assets
  - d) His son George (the schoolmaster), who received 40% of his remaining assets
  - e) His son Joseph (the African Trader), who received 20% of his remaining assets
- 3) Total assets at death were assessed at less than £1500.

	Wife:	<b>Dorothy ROBINSON</b>	<sup>5</sup>	#4265
	Married:	26 May 1808		in Alne, North Yorkshire <sup>5</sup>
	Born:	1786		in Alne, North Yorkshire <sup>5</sup>
	Died:	15 Oct 1866		in Coxwold, Yorkshire <sup>4</sup>
	Buried:	19 Oct 1866		in Coxwold, Yorkshire <sup>3</sup>
	Father:	George ROBINSON		#4262
	Mother:	Dorothy JERMAIN		#4263
M	Child 1:	<b>Joseph SMITH</b>	<sup>5</sup>	#4266
	Born:	1809		in Kildale, North Yorkshire <sup>5</sup>
M	Child 2:	<b>George SMITH</b>	<sup>6</sup>	#4075
	Born:	1810		in Kildale, North Yorkshire <sup>6,5</sup>
	Died:	10 Mar 1899		in Coxwold, Yorkshire <sup>4</sup>
M	Child 3:	<b>William SMITH</b>		#1535
	Born:	31 Mar 1813		in Kildale, North Yorkshire <sup>4,5,6</sup>
	Died:	26 Jul 1887		in Coxwold, North Yorkshire <sup>4,7</sup>
M	Child 4:	<b>John SMITH</b>	<sup>5</sup>	#4270
	Born:	1815		in Stainton in Cleveland, North Yorkshire <sup>5</sup>
	Died:	11 Jul 1855		in Liverpool, Lancashire <sup>3,8</sup>
F	Child 5:	<b>Eliza Jane SMITH</b>	<sup>5</sup>	#4267
	Born:	1818		in Stainton in Cleveland, North Yorkshire <sup>5</sup>
F	Child 6:	<b>Ann SMITH</b>	<sup>5</sup>	#4268
	Born:	1820		in Stainton in Cleveland, North Yorkshire <sup>5</sup>
M	Child 7:	<b>Thomas Robert SMITH</b>	<sup>5</sup>	#4269
	Born:	1826		in Stainton in Cleveland, North Yorkshire <sup>5</sup>

<sup>1</sup> British Vital Record Index.

<sup>2</sup> 1851 Census.

<sup>3</sup> Info from Linda Nelson <linda.nelson3@btopenworld.com>.

<sup>4</sup> M.I. - Coxwold.

<sup>5</sup> IGI, IGI, IGI.

<sup>6</sup> 1881 Census.

<sup>7</sup> Deceased by time of William Robert SMITH's marriage in 1886.

30 Jul 2021

**Family of Robert SMITH #4258 - continued**

Page 4

<sup>8</sup> Parish Register - Coxwold.