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John continues thomas donn 29th Jan "1800 bofore the Judge on the Datas of a John continues thomas donn is correct and tamos continues the Excentors to John Aduon was granted having been first soorn by commission duig to adu ? 263

Hugh

Breakill

Hornby.

## Exhacted from the Registry of the Recognice bourt of york. This is the last will and the Source of the Stander of york. The Hugh Breakell Hornby of Liverpoor in the Source of diverpool Santas close d'appoint un ocar bou in dans Sour dinton of diverpool aparais shourthants close and Damici Doyle of Liverpool aforesais Bantas close the Breakiers of this un toil this of give and bourse ail and comp the freehold roppies of this un toil this of give and bourse ail and comp the freehold roppies of the sub case do and the diverse of the second of the sub case of the second of the sub case of the second of the sub case of the second of the

bitaments whatsocor whereof wherein or whereto duray or at the time of my ocrease soized possessed or artitics as mortgagee or in trust for any porson or porsons with their appartenances to the sais dolin and Samiel Sorpe their acies exempts administrators and assigns arrorsting to the nature thereof respectively subject to such equition constitut and a upou sure several pusts as at un borcase stail is subsisting in st a a rapable of taking effort resporting the same shed doirert that the money where to us by any sure workgage shall be asses to and later as pact of my porsonal Estate to be disposed of as develuater directed rourcening the same And I do herein oufirm a restain bottemant made by me in chisculture sates on or about the fifteenter say of stray last and mase or copressed to be made between we the said shigh Breakill chorusy of thea oue part and dammed ebury Thompson Esquire and Minhardon poord dous Esquire of the other part and do hereogociare that it is ungo intention that nothing in this my will routained shall operate as an exercition of any power routained in the same Indenture Aus or give and boqueatte unto un sone Grandbaugliter Margaret obornion (the Daugater of my late you down downing wow screases the such of hos annoted as poruis for tier over sourfit absolutely stud of give and servise unto the sais tolin Linton and Daniel Dorte their their sand assigns hoo feretions heiss in the countrip of coalton on the bill in the parist of waltar ou the drill in the country of damaster our of which fisids I purchased from Runou and the other of which perios of purchases pour 2000. 2R ?

Ormistion and both of which ficits are now in the ompation of 2n. stovert oburties together with the appurture thereauto orioriging to how the same with the sais done duton and Danie Dorte that here's and affigues To the use of my sais obre stuga streat it ebouch and his assignes for and ouring the tour of his natural life this four and after his betrase to the use of Arthur Ecoult puan obouis the dou of un said dou ohur Breakit bouby fais hairs and assigns for ever Ausasto all the Rest Metiche and Acmainder of un fical and personal Estate and Efforts of what wature or find soover sigive service and bequeate the same unto the said John dinton and Daniel Dorpie their heirs executors abunustrators and a assigns for and onring all un estato and inforces therain upon the second husts following that is to say doroce and sized that thay the rais dorin in Linton and Daniel Doyle and the nervivor of them and the here's counters aus abround steators of sure scentor so and shall permit and suffer ing a orar toije mary oborichy and her aminuto oming possess use and aujor a turing so units of her instaral life as she shall routine un tereoroans unarries un louschois swellingtiouse in Lusseil Areet in Liverpool aprovais together with the household furniture plate linen kina and giass fictures books paintings watthes provery and hautots whith shall to w or about my sais providingtions or in the providingtions which of the time of my borase may be my plane of residence stud dorder and

orient that the raid down sinton and Daniel Doyle and the revouve of there and facticies connects and abuticuistators of sura survivor shall stand as seizes and possesses of all un ferchold ropifiold and leasehold messinages a lands fourinents couls and accortance its whatsoever and wheresoever (other Haw un said loasthold burllingtouse in Russell Stoct in Liverpool as aforesaid/after the service or servid marriage of my soud this upon thest. at such time or several times as they or as shall in their or his unou holico disrection think proper make sale and absolutely dispose of all a un sais last mentiones freehold ropifiels and leasehold messuages lands for any couts and here sitancents for all un estate and interest in the same respectively citler by public antion or by private routart or partly by one more and partly by the other more and either altogether or in sura lots or parrols and in surly manuer and subject to surly pousitions and stipulations as to them or tim shall soon most abrautageous to any personi de persons for the best prire de prires in money that ran be reason ably has or yothan for the same roith liberty for my Eusters or Etuster thereof for the time being to buy in the same freehold ropy hold or locuschold a unsuages lauss tructurants rants and acrobitaturants or any part taccof at any rul aution or autions and to vary or remind or animed any routrast or roukarts and afterwards to resell the same by citter of the modes afore sais or partly by our mose and partly by the other mose without being to cosponsible for any loss of similution of prive at such resale And Ibertar that upon every sure sale as aforesaid the reneipt or correpts of the cousters or Truster for the hunc being of the here sitaments so sold shall be a gooda and sufficient distange to the purchasers of the same derebitaments a an respertively for so wurth of their purchase money as shall be therein a corpressed to dave been reverved and that sure purchasers shall not after. wards be ausworable for any loss misapplitation or nonapplitation of sure purchase money so to be received or any part thereof stud dochare that (notwithstanding the kusts for sale and renoversion hereinbefore routained it shall be lawful and round for the Eusters or Euster thereof for a the time being inter this ing could at their or his unoutcolled distiction to postpour and befor the sale and rouversion of the whole of any part of my sais peccholo ropycholo and leaschold estates herembefore sirerted to be sold for such period as to them or line shall seen expedient out of borlarc' that all surl frochold ropy hold and loasehold estates shall a from and after my servase be occurs to be of the nature of personal an Estate Aus deriare that until such sale and conversion the couts issues and profits and annual informe artisting from the estates containing unois shall be received by un sais trusters of truster ausbe paisans applies a pour and after in portrase in the same manue as the dividends interst and annual produce of the money to arise how ouch sales would be applicable more the kusts herein occlared if sure waters and premises were artually sold and the money invested in the manner herein bireto roundruing the same Aus as to sigh parts of my personal Estate asshall not rousist of money or scrueitics for money other than anscrept my sais tioneschold furniture plate iner thing and chass fixtures boots a baintings watthes jevolujans kinkets ) for aus inniediately after my derease This as to duy said tious and fixed here plate liver raine and a glass fixtures boots paintings watthes procley and kinters from and a a inneosiately after the berease or serous marriage of my sais wife with over of those cours shall first happen / sirert wy sais teusters of thest farcof for the time boung to sell and rouvert the same into monorphus direct that the said John dinton and Daniel Doyle and the survivor of than and the heirs executors and asministrators of such survivor shall Mans possesses of the principal money roline shall be received by them in respect of my estate sincing the lifetime and before the second marriage of

cue Reference prob 11/2106

14.2

un said wife and also of so unra of my porsonal Estate as shall rousist of scrucitics for money upon ceast to invoist the same in manuce herein after birettes and suring so mut of the natural life of unsaid ter formary boundy as she shall routine my toisors and unnartic to pay to hist ot to act assigns out of the divisends interest and annual produce of the same · last maitiones principal trust monies and somethies the yearly amunity or sum of our tunored pounds sy aqual quarkerly payments on corry the first says of damary April July and ortober the first payment to be mabe on the first of those bays whith shall happen west after unja barcaso logether with a proportionate part of the invecut quarter thereof raindated to the day of the derease or scious marriage of my said wife and to pay and devise the remainder of sura dividenti interest and a in annual produce equally between my faree sear dous scorge obouby of Liverpool aforesais Eobanomist Gerard country of Liverpool aforesais à painter and suga Breatill obruby of Liverpool aforerais a clert in the Scruie of the Teusters of the diverpoor Dorts and my scar Daughters a margaret the Wife of the sais dolu diuton and 2 mary Elen oboruby of diverpool aforesail opinister for their own benefit absolutely as benauts in roumon and not as joint tonants buring sommer of the natival life of unprais wife Mary courses as she shall routine my know and a munarrico Aus in rase it shall happen that my said obus Ocorge at coruby Ocrard county and chugh Breakill cooruby the younger and my sais saughters margaret divitou aus mary Ellou Doniby of any of their Hall bic before the berease or scrous marriage of mysails wife within over of those events shall first happen having left issue then living a they and in carl of sure rases doeder and direct that the stare herein. sofore directed to be paid to card sura dou or Daugater who shall so bie of. the surplus of sure bividends inferest and annual produce of the said or principal hust moncip shall be paid and applied by the Existences of Exister tiercof for the time oring in the maintenance convation and abrance. ment in the world of the issue of and sura don or Daugater who shall to bic respertively Aub in rase it shall happen that my said ous forge every berard choruby and chugt Brachill choruby the younger and my sais Daugators Margaret diutou and Mary Ellei oboring 52 any of this shall bic before the betrase or scroub marriage of my said wife whichever of those coaits shall first happen, having left no issue than living than and in carle of sure rases Jorder and direct flat the stare hereinbefore directed to be paid to carde such dou or Daugh ter who shall so bie of the supplus of i rule dividendes interest and annual produce of the said principai hust in mories shall be paid by the reasters of Ruster thereof for the time being to and equally amongst the survivors of my said last mentioned dousand Saugetters and in the maintenance conration and advancement in the a worth of the issue of any of them who may be then bead having left issue such issue taking the sciare of shares respectively to which their parait or respective parous would have been cubilled if living Aud Jorder and oront that the said John Linton and Daniel Doyle and the survivor of them and fac executors and administrators of such survivor shall after the a a servate of scroud marriage of un soud toile whichever of those events shall first happen stand possessed of all the principal moneys roling shall arise or be produced and be received by thein from or in respect of the residue of un sais real and personal Estates upon cust to pay and divide the same unto and equally amoningst scill of my south three obus George aborning, a in Gerard sorriby and bugt Broakili county the younger and un said Sampletors Inargant Linton and Inary Ellon dorning as shall be living at the a bornase or scroud marriage of un said ter fe whithere of those courts shall first dappen and shall then have attained or shall thereafter attain the age of horney our years provided that if any of mysaid five last named as

264

264

thistory shall be bead at the screase or scroub marriage of my sais wife a whichever of those cours shall first happen aving left issue who shall Getter living or if any of my sais five last named children stall ocpart this life under age after that period leaving whice the and in card of sind raves the issue of carli rith bereased child shall be cutitles to the sauce share as this Lice of their parcut or respective parouts would have been cutitled to if suit parait or parouts respectively had survived the period roliculuy said the Hall be bead or marries again and had attained theast of hourty orie years sura issue taking as a reass or reasses by copresentation and not as a individuals and if more than one of any ta'ss as tenants in roumon a provided always and Its acroby order and sirert that the several and resper. tive distributive and arrunning shares of the said principal knot monics to ai which under the limitations aforesaid un Daingaters or any of them way at any time or times owing their or ther lives or life berowe out the other primarilyor by survivorship shall (notroitastanding our limitations) be or rotained by the Tensters of Tenster Herrof for the time being under this any will and shall be theuropeth acts by their or aim upon Teust to invest the sauce in manuer hereinoufter mentioned and to pay the bibibends interest and annual produce of the share of such principal kust mornies to whith a carl sure Daugator may so berome autifled astac same dividands interest and ananal produce shall from hime to hime be reverbed by them or him into the proper dances of carl sura Saugator respectively so autitled to the interit that surt sivibous interest and annual produce maybe for the sole and separate use of card surt daughtor so cutitled respectively and may not be subject to the solts routed or angagements of any obustions or at Sousband and that they the same Dangators respertively shall not nor shall any of them (robertion rovert or sole/make any assignment or appointment by way of autinipation of sure dividends interestand annual produced of any part thereof vefore the same shall have berowe one stub & denare that the compt of card such Daugator responsively so autitico as aforesaid alouc whether rovert or sole/and of no other person or persous rohomso. over shall be good and sufficient distacues to the Eusters of Euster for the time being of this my will for so mura of sura dividends interestand annal produce acrembe for directed to be paid to than respectively as a shall be therein expressed to have been rereived Aus after the servase of carl surl Dauglier respectively colose share of the said principal kust monous is accobificated to be retained in trust as aforesaid upon trust to rall in and pay and divide the same distributive share to which can sun Pauguter so origing respectively may be cutities amongst or unto all and every or sura one or more exclusively of the others of any other of the Children or more remote issue of carle'sink Daugater respectively inite a more remote issue being born in the lifetime of cara suit Daugater an respontivorin or within hourty our years afterwards/and tobe pais tothan and or ar at surle time or times and in sura parts shares and propor. tions and with unfor and subject to such powers provisoes conditionisand unitationsbeing for the benefit of some or one of them as card such Saughter responsively collecture towert or sole with ecspert only to the share to which say is antitico as aforesais shall at any time or times after un berease by any sees or secos or by her last will and Eestament or any cosinil or cosinils facecto or any writing in the nature of or purporting to be her last revill and Testament or a cobinil or cobinistaciento biretto appoint Aus for want of sure sirortion or appointment and subject to any sura which shall not be a romplete disposition of the whole of sura last montiones distributive share of sure principal hist mornies to which cara sura gaugator shall os boronic cutitlos resportivoly chan upou a Trust to pay and divide the same unto and equally amonyst all and overy the children of carl such Daughter respectively who shall be living

Satelogue Reference:prob 11/2106

at the time of the downer of and such saughter respectively and who shall then have attained or shall thereafter attain the age of procuby our years provides that if any of the children of any of my Daugaters wello shall so berowne antitics as it aforerail shall be doad at the time of the screase of their mother or respertive mothers having left issue who shall be there civing or if any of sura chuisan shall bie under the age of horing one years after the berease of their stother or respertive Inothers leaving issue than and in early of such rases thea issue of card surd boreases cails shall be outilled to the same share as such their sevenues parent or parents roouls have been cutities to respertively if such parcut or parcuts cosportively had survived their ecopertive Prothers and had attained the age of twenty one years such issue fathing as a rlass or rlasses in correscutation and not as individuals and if more than sue of any reass as touants in roumon stud in rase it shall happen that any our or more of my Daughters who shall so berome autities as aforesais Hall sopart this life and that us issue of ther or them respectively stral uro to attain a vostos interest in sure lier or their share or respective shares of the sais prinipal thust monies than after the servase of cartirura Daugater resportivical and sura failure of der issue d'oirert the a Existers of recistor thorsof for the time soing under this my certil to payaw firide the same unto or anionyst such person or persons and at such these or times and in such parts shares and proportions and for such interits as and purposes and with motor and subject to sure innitations poroces ar provisois rouvitions and bokarations and in such sort mannier and prin as card surte Daugutor responsively so tring shall redether sovert or soie with responsionly to the share or responsive shares to which carti such a Daugater respectively so bying may dave berome culitics as aforerais shall at any time or times after my berease in any sura ace Deco or Decos or will or cosinils as a foresaid dirent or appoint And in sofault of surti a firention or appointment unto and equally amongst all and covery my ilibrou who bhall do living at the time of the Sowast and failure of a issue of cara sura Daugater so siging respertively and the issue then living of such of them as shall be their sead such issue taking as a wass or the riasses sig representation and not as invioriais and if more than one of and that as forants in rounder provides alwarp and I to hereby tonate that it shall be lawful and pupetout for all or any of my sampliters ar where shares shall be so retained in this as aforesaid attice before or affer her or their marriage with any or sous or or when she or they may marry by any sees or Deess with or without poroer of revolation of or of there or their will or any cooine there to have to hime to sirent or appoint that the sivioans inferest and anniai produce of all or any part of the share of sure Daughter respertively in any part of the saw primpai kust monorp shall be pais to any such obristians who may so main and to his assigns or for his separate use without power of antiripation and office for his natural life or to rease upon his marciplig again or for any poriod or estate terminating in his ifetime and to minicur cities in Suring the lifetime or at the Serense of such Saughter or at any other perios aus per sunti interits aus purposes aus voite under aus subjet to sunt powers provisoes roubitions and bertarations and in surle sort mainer and formas to sura Daugator schall sorre most stub dauthorize and firest all a ausovery the Ernstees and Ernster thereof for the time being in whom any of the aprevais knot money stall is vester of this my will at this or ais absolute and unroutories disrection to apply the workois of a competent part of the ovoidendo interest and annual produce of the provide providentes rease or stances for the time voing of any of my children or their issue in the sais principal kust monices or any part the coof in the mainternation ausassaurcuant in the words of surt children or sails or some build there respective activities citace a una stately or by paraut into the hacios of

263

265

suarbians or Guardian of such Elilbren or Elilb or Issue respectively and for which ais ave or those corript shall be a sufficient sistlarge to such thus to so Euster and that without reference to the ability of any parent of parents of a such children or child or Issue to maintain them or him or her Aubin raise the money southoused to be laid out shall in the opinion and proquent of the crusters or cruster thereof for the time being be insufficient for those in purposes and for putting out appearation or qualifying or planing or advancing in fac rootis any of suite children or Issue flice I direct the Trustees or Truster tactof for the time being at their or his absolute and unoutolled distriction from time to time as offen asthere shall be onasion to take and apply for the purposes aforesais so much of the principal money of the vested or presumptive share or shares for the time being of any surt children or obsur in the same trust mourps of any part thereof as shall be noressary to make up the befinitury And I to licreby beilare that the money so to be taken from the principal at moneys shall be arounted and restoned as part of the portion or share of the children or child or done resportively for whose use the same shall be taken Aus I biret that the surplus of all surl biribereds interest and annual ur produre which shall not be applied for such maintenance convation and assaurant as afor sais shall arriundate for the benefit of such of my children or facir dissue as may coentually beroine outitles to the printpal of pour rolich the same shall have arisen or may be applied in making you the usufficiency thereof in any provobing year or irears for the aforesaid at purposes stud d'order aus dirett that all aus coory the kust mours aforesaid shall from time to timo until the same shall be divisible of payable or under the kusts and limitations aforesaid be invested and placed out at a interest by and in the names of hame of the Eustees of tenster in whom the same shall for the time soing be vested in such of the public finds of Steat Britain as are not of a beterminable nature or in the purifiase of any share or shares in any Railway or Railways in Englandestablistics in Art of parliament or on mortgage of freehold ropyholdot lassehold lands or accorditaments in Secat Britain or on the Sourity of the Bous of Debenture or Assignment of states or Dutics of amporporation or company authorized by partiament to borrow money with power for our custoes or custoe cospertively to alter very and kanspose sirle fuiss and semitics from time to time at dispection Ind damporoer the Executors and Trusters for the time voing of this my will in the exercition of the knots hoverby reposed in them or him to rorupouid for or allow such time or arrept such some ity ecal or porsonal for the payment of any sun or suns of monoy which shall be owing to meat a the time of my borraise or which shall boroine orving to my estate after my derease abby flow or live shall be beened expedient whether the boot or " ocors so rollipolicios for stiall so some or not stud also to refer to arbitration or otherwise abjust settle or roupromise all or any questions or disputes that may happen to arise with any porson or persons roundering unjestatesa real'or personal or any anound transartions matters or things which to over relating thereto Aus & dereby cuporoce the Exercitors and Fusters for the time being of this my will if their or a shall think proper to give and at exercite to any arrounding or cosponsible parties full and ouplete releases and bistarges from all fains and bainants whatsoever whether anorbing to the general rule in Equity the giving of such releases of bisharges schall be strikly within the sope of their or his authority or not Aus I further aupower the Exercitors for the time being of this my will if occurs aposiait to pay any suns of money daimes to be oroing from me although such rlaini or rlains may not be substantiated by strifty loyal coribeure and ar although the same way have borow legally incrossive able by lapse of time provised ucocethicless and I berlare that this present hause shall not bear toustance to covier or toporportuate any raine or domans against my estate this of boriare that if the Ecustors hereby appointed or any of than or any

atalogue Reference:prob 11/2106

Image Reference:263

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future Trustee at Tempters to be appointed as acreinative mentioned or kienais exercitors of administrators of any solo surviving Exister stall sic or be as besicous of being ownearges for or reall reconnector refuse to art in the exercition of the trusts lictor before the same shall have been fully exercity or in rase it bhall be occured addiscrable to interase the munder of Eusters for the kine being than and in any of sure rases it shall be laroful for fac surviving of routuning Erusters of Eruster for the time being uf any and if there shall be us surviving or routining Euster there pettie at crustice of trusters so deriving or refusing to art and if there shall or no custor then for the hours executors or administrators of surth of them so oring by any withing under their or his or hor hands and seals or thanda and scal to norminate and appoint amother fit person or presons to be a Truster or Tuster for the purposes aforesais And when any uno tuster or Coustoos shall be appointed the surviving or soutining Tenstors or Tens. to or the heirs carnifors or aculuistea tors of the survivor shall rouverpa and assign all the kust estates moneys and promises then vested in a there or hun or got a such manner that the same may berone efforter. ally vested in the Surviving or toutining Excelors of Fuster jointhis toiti surte noro Ecustor or Tenstors or in surti noro Tenstor or Tenstors only as the rase may happen upon the kusts aforesaid or surt of them as shall better rapable of taking effort stud every person so appointed stall dave all then powers and anthorities of the trusters named in this my toil etud dorian that the Exercitors and Ecusters for the time being as an and an shall be dargable only cant of them with this and the oron arts zere pts and pay maits and with such mours suil as hoor she shall artually received and not with any los that may happen in the exercition of the aforesaid husts without his or their within orfault stus that it shall be lawful for How responsibilito comburso theres and allow their pokustees all reasouroic margos and expenses universed in relation to the trusts thereby scharos Anodeovore all former wills in me at any time there to pro mase Auvituess whereof & have to this and the ten providing therets of this my will set my thand this koonty sixth say of duy in the year of our does our thousand right hunored and forty right - H. B. Hornby olyrus ausseriares by the above laures testator church Breakii estention the work sixth day of duin one thousand cight hundred and for the cight as and for this last tout and testament in the provence of us present at the value hille roto il the preserve of the sais Testator and at his request a and in the pressure of can other have deranto subscieve our nativesas with cosos. Mill " Wood, Solicity Leverpool, John Rerce Clerk to. 10 Wood UNIS 15 A LOOICII to the last rout and testament of me High Breakill Hornby of Locepool in the County of Sauraster Bankes cich and rohich will bear's bate the hocuty sixth baijof duly oue thousand aight hundrovand forty aight devo and beinwath unto my sear dore in daw dolu diuton of diverpool aforescuid Attertants Elect and to Daniel Doyle of sliverpool a foresais Baukers clore the Exercitors wardo in un said toill the sure of fifty pours cart as an arturologuer for the kouble wellet

266

266

they will diave as the Exercises of un said will Audin all other corperts Irrificu un said will de witness wheelof deave derenut subscier un hand this hoelfth day of druce in the year of our dors one therescus again anoted and forty une \_ H. B. Hornby \_ digned and contarces in the au above hand brigh Breakill obscier on the prosited say of Anne one there are above handed bright Breakill obscier on the prosited say of Anne one there above hande bright Breakill obscier on the prosited by the an above handed and forty une as and for a cooled to his last certil and tests induction the presence of us present at the same him who in his prosauc and at this request and in the presence of card other have been and subsciered our names as witherses. Will m Mood Her. Liverpool \_\_\_\_\_\_ when Prese bleck to M! Wood.

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