



ANNO QUARTO & QUINTO

# GULIELMI IV. REGIS.

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## Cap. 32.

An Act for vesting the Estates in the Counties of *Surrey* and *Cornwall* devised by the Will of *Matthew Russell* Esquire, deceased, in Trustees, upon Trust to sell the same, and to lay out the Monies to arise from such Sale in discharging Incumbrances on other Estates settled to the same Uses, or in the Purchase of other Estates, to be settled to the same Uses.

[25th July 1834.]

**W**HEREAS *Matthew Russell* late of *Brancepeth Castle*, in the County of *Durham*, Esquire, deceased, duly made and published his last Will and Testament in Writing, bearing Date the First Day of *October* One thousand eight hundred and eighteen, executed and attested as by Law is required for rendering valid Devises of Freehold Estates, whereby (amongst other Devises and Bequests) he gave and devised his Manor or Lordship of *Blechingley* in the County of *Surrey*, with the Appurtenances, and all his Messuages, Lands, Tenements, Tithes, and Hereditaments situated in the same County, and at *Saltash* in the County of *Cornwall*, with the Appurtenances, unto the Right Honourable *Charles Tennyson*, One of His Majesty's Most Honourable Privy Council, then *Charles Tennyson* Esquire, and *George Bramwell*, therein described, their Heirs and Assigns, to the Use of his Son

Will of  
Matthew  
Russell, Esq.  
1st Oct. 1818.

[Private.]

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*William*

*William Russell* and his Assigns for and during the Term of his natural Life, without Impeachment of Waste; and from and after the Determination of that Estate, by Forfeiture or otherwise, in the Lifetime of the said *William Russell*, to the Use of *Robert Taylor* and *Thomas Humble*, therein respectively described, and their Heirs, during the Life of the said *William Russell*, upon Trust, by the usual Ways and Means, to preserve the contingent Uses and Estates therein-after limited; and from and after the Decease of the said *William Russell* to the Use of the First and all and every other the Son and Sons of the Body of the said *William Russell* lawfully to be begotten, successively, according to their respective Seniorities, in Tail; with Remainder to the Use of the First and all and every other the Daughter and Daughters of the Body of the said *William Russell* lawfully to be begotten, successively, in Tail; with Remainder to the Use of the Second, Third, Fourth, and all and every other the Son and Sons of the said *Matthew Russell* lawfully begotten or to be begotten, successively according to their respective Seniorities in Tail; with Remainder to the Use of the First and all and every other the Daughter and Daughters of the said *Matthew Russell* lawfully begotten or to be begotten, successively according to their respective Seniorities in Tail; with divers Remainders over: And whereas the said *Matthew Russell* duly made and published a Codicil to his said Will, which Codicil bears Date the Third Day of *May* One thousand eight hundred and twenty-two, and is executed and attested as by Law is required for rendering valid Devises of Freehold Estates, whereby, after revoking certain Bequests in his said Will contained of certain Leasehold and Personal Estates, the said Testator *Matthew Russell* ratified and confirmed his Will in all respects wherein the same was not altered by his said Codicil: And whereas the said *Matthew Russell* made another Codicil to his said Will, which did not in anywise relate to or affect his said Manor, Estates, and Hereditaments at *Blechingley* and *Saltash* respectively: And whereas the said *Matthew Russell* in his Lifetime intermarried with *Elizabeth Tennyson*, and departed this Life on or about the Eighth Day of *May* One thousand eight hundred and twenty-two, leaving the said *William Russell* his only Son and Heir at Law, and *Emma Maria Hamilton*, the Wife of the Honourable *Gustavus Frederick Hamilton*, only Son and Heir Apparent of the Right Honourable *Gustavus Viscount Boyne* (then *Emma Maria Russell* Spinster), his only Daughter; and on or about the Twenty-second Day of *June* One thousand eight hundred and twenty-two the said Will and Codicils of the said *Matthew Russell* were duly proved by the Executors in the same Will named in the Prerogative Court of the Archbishop of *Canterbury*: And whereas by an Order of the High Court of Chancery, bearing Date the Twenty-first Day of *March* One thousand eight hundred and twenty-eight, made in a Cause then and there depending, in which *Elizabeth Russell* (the Widow of the said *Matthew Russell*), and the said *Emma Maria Hamilton* (then *Emma Maria Russell*), an Infant under the Age of Twenty-one Years, by the said *Elizabeth Russell*, her next Friend, were Plaintiffs, and the said *William Russell*, and Sir *Gordon Drummond* and *Thomas Robinson Grey* and the said *Charles Tennyson* were Defendants, it was ordered that it should be referred to

First Codicil.

Second Codicil.

Order of Court of Chancery, 21st March 1828.

*John Edmund Dowdeswell* Esquire (the Master to whom the said Cause stood referred) to inquire and state to the Court whether the proposed Marriage between the said *Gustavus Frederick Hamilton* and *Emma Maria Hamilton* (then *Emma Maria Russell*) was a proper Marriage for the said *Emma Maria Hamilton* to contract, and it was ordered that if the said Master should be of opinion that the said proposed Marriage was a proper Marriage, then the said Master should be at liberty to receive Proposals for proper Settlements to be made on such Marriage, and the said Master was to state the same, with his Opinion thereon, to the Court: And whereas the said Master by his Report, bearing Date the Twenty-second Day of *April* One thousand eight hundred and twenty-eight, made pursuant to the said Order, certified that a State of Facts and Proposals for Settlements on the said intended Marriage had been laid before him by the said *Gustavus Frederick Hamilton*, and that he found that the said *Matthew Russell* duly made and published his last Will and Testament, bearing Date the First Day of *October* One thousand eight hundred and eighteen, to the Effect herein set forth, and that with respect to the Reversionary Estate of the said *Emma Maria Hamilton* in the Estates devised by the Will of the said *Matthew Russell* (the said *William Russell*, the Tenant for Life in Possession of the same Estates, having signified before the said Master his Willingness to concur in making a Tenant to the Precipe for suffering a Recovery or Recoveries thereof), the said *Gustavus Frederick Hamilton* proposed that the said *William Russell* and the said *Gustavus Frederick Hamilton* and *Emma Maria* his intended Wife, and all other necessary and proper Parties, should convey and assure the Castle and Manor of *Brancepeth*, and all and singular other the Estates to which the said *Emma Maria Hamilton*, by virtue of the Will and Codicil of *William Russell* Esquire, deceased, the Father of the said *Matthew Russell*, and Grandfather of the said first hereinbefore named *William Russell*, and the said Will and Codicil of the said *Matthew Russell*, was then entitled for an Estate Tail in Remainder expectant upon the Decease and Failure of Issue of the said *William Russell* the Grandson, to some proper Person or Persons, and his or their Heirs, during the joint Lives of the said *William Russell* the Grandson and such Person or Persons, to the Intent to make him or them Tenant or Tenants of the immediate Freehold of the said Estates, in order that One or more good and sufficient Common Recovery or Common Recoveries might be had and suffered thereof, in which the said *Emma Maria Hamilton* should be vouched so and in such Manner as to bar and destroy her said Estate Tail in Remainder, and all Limitations and Remainders over expectant or dependant thereon, which Recovery or Recoveries should be declared to enure, in the first place, to the Use, Intent, and Purpose to confirm the Estate for Life therein of the said *William Russell* the Grandson, and all Powers and Privileges relating, annexed, or collateral to such Estate for Life, and also to confirm the contingent Limitations or Remainders to the Issue in Tail of the said *William Russell* the Grandson, and, subject and without Prejudice to such Uses and Interests, to the Use of Trustees for the Term of Ninety-nine Years, without Impeachment of Waste (except cutting down or felling Trees serving for Shelter or Ornament), upon the Trusts therein-after proposed

Master's Report, 22d April 1828.

posed concerning the same Term; with Remainder to the Use of the said *Emma Maria Hamilton* and her Assigns for Life, without Waste (except as aforesaid); with Remainder to the Use of Trustees and their Heirs during the Life of the said *Emma Maria Hamilton*, upon Trust to preserve contingent Remainders; with Remainder as, for, and concerning all the same Estates (except certain Estates in the County of *Durham*, therein particularly mentioned), to the Use of Trustees for the Term of Five hundred Years, without Impeachment of Waste, upon the Trusts therein-after proposed concerning the same Term, and, subject thereto, to the Use of the said *Gustavus Frederick Hamilton* for his Life, in case he should survive the said *Emma Maria Hamilton*, and any Issue of the said then intended Marriage between the said *Gustavus Frederick Hamilton* and *Emma Maria Hamilton* should so long live; with Remainder to the Use of Trustees during the Life of the said *Gustavus Frederick Hamilton*, if any such Issue as last mentioned should so long live, upon Trust to preserve contingent Remainders; with Remainder, as to the said above excepted Estates, from and immediately after the Decease of the said *Emma Maria Hamilton*, and as to the said several other Estates, from and after the Determination of the Estates therein-before proposed to be limited thereof, to the Use of the First and other Sons of the said *Emma Maria Hamilton* successively in Tail Male; with Remainder to the Use of the First and other Sons of the said *Emma Maria Hamilton* successively in Tail General; Remainder to the Use of the Daughters of the said *Emma Maria Hamilton* as Tenants in Common in Tail General, with cross Remainders in Tail between them upon the Failure of Issue of any of them; Remainder to the Use of such Person or Persons, for such Estate or Estates, and in such Manner and Form, as the said *William Russell* the Grandson and *Emma Maria Hamilton* (notwithstanding her Coverture) should jointly by Deed appoint, and in default of such Appointment to the Use of such Person or Persons, for such Estate or Estates, and in such Manner and Form as the said *William Russell* the Grandson should by Deed appoint, and in default of such last-mentioned Appointment to the Uses therein mentioned; and that the said Term of Ninety-nine Years therein-before proposed to be limited should be declared to be in Trust, after the same Term should be reduced into Possession by the Failure of the preceding Limitations or Estates to the said *William Russell* the Grandson and his Issue, and thenceforth during the joint Lives of the said *Gustavus Frederick Hamilton* and *Emma Maria Hamilton*, by and out of the Annual Rents and Profits of the said Estates, to levy and raise the annual Sum of Two thousand Pounds for the separate Use of the said *Emma Maria Hamilton*; and that the Trusts of the said Term of Five hundred Years should be declared to be upon Trust, in case the said *Emma Maria Hamilton* should die in the Lifetime of the said *Gustavus Frederick Hamilton*, and there should be Issue Male of her Body living at her Decease, and at the Failure or Determination of the preceding Limitations or Estates of the said *William Russell* the Grandson and his Issue in Tail, to raise for such Issue Male, being for the Time being the Heir at Law of the said *Emma Maria Hamilton*, during the then Residue of the Estate and Interest for Life of the said *Gustavus Frederick Hamilton*, by and out of the Annual Rents and Profits of

of the Hereditaments and Premises comprised in the said Term, the several Sums of Money therein mentioned, and upon further Trust, in case the said *Gustavus Frederick Hamilton* should survive the said *Emma Maria Hamilton*, and there should be no Issue of the said intended Marriage, or being such Issue, if all such Issue should fail in the Lifetime of the said *Gustavus Frederick Hamilton*, then and in such Case, if the said Term of Five hundred Years should be reduced into Possession by the Failure or Determination of such preceding Limitations or Estates as aforesaid, and thenceforth during the then Residue of the Life of the said *Gustavus Frederick Hamilton*, by and out of the Annual Rents and Profits of the said Hereditaments and Premises, to levy and raise and pay to the said *Gustavus Frederick Hamilton* and his Assigns the Annual Sum of Four thousand Pounds, and upon Trust to permit the Person or Persons to whom the next or immediate Reversion or Remainder expectant upon the Determination of the said Term of Five hundred Years should belong to receive and take the Rents and Profits which should not be applied in execution of the Trusts of the same Term for his and their own Use, with a Proviso for Cesser of the said Term of Five hundred Years when the Trusts before proposed thereof should have ceased or become unnecessary or incapable of taking effect; and the said Master further certified, that upon Consideration of the said State of Facts, and the Proposals for Settlements grounded thereon, he was of opinion that the proposed Marriage between the said *Gustavus Frederick Hamilton* and *Emma Maria Hamilton* was a proper Marriage for the said *Emma Maria Hamilton* to contract, and being of that Opinion he the said Master had proceeded to consider the said Proposal for Settlements so laid before him as aforesaid, and was of opinion that the said Proposal was a proper Proposal for Settlements to be made on such Marriage: And whereas by an Order of the said Court of Chancery, made in the said Cause, and bearing Date on or about the Twenty-sixth Day of *April* One thousand eight hundred and twenty-eight, it was ordered that the said Master's said Report, dated the Twenty-second Day of *April* One thousand eight hundred and twenty-eight, should be confirmed, and that the Proposal of the said *Gustavus Frederick Hamilton* therein mentioned, and approved of by the said Master, should be adopted, with the Variations therein and herein-after mentioned; and it was thereby ordered, that, instead of the Uses proposed to be limited after the Decease of the said *Emma Maria Hamilton* of the Estates of which the said *Emma Maria Hamilton* was Tenant in Tail in Remainder expectant upon the Decease and Failure of Issue of the said *William Russell* the Grandson, such last-mentioned Estates should be limited, after the Decease of the said *Emma Maria Hamilton*, to the Uses following; (that is to say,) to the Use of Trustees for the Term of Five hundred Years, without Impeachment of Waste, upon the Trusts therein-after mentioned or referred to; with Remainder as to all the same Estates (except the Mansion House, Gardens, Park, and Pleasure Grounds of *Hardwicke* in the Parish of *Sedgefield* in the County of *Durham*, and the several other Messuages and Hereditaments situate, being, and arising in the said Parish of *Sedgefield*, and in the several Parishes, Townships, or Places of *Bishop-Middleham*, *Mordon*, *Shotton*, *Foxton*, *Layton*, *Thorpe*, *Thorpe-Thewles*, *Fulthorpe*, *Blakiston*,  
 [Private.]

Order confirming Report, except as to certain Provisions, 26th April 1828.

*kiston, Norton, and Portrack*, in the said County of *Durham*, and the Messuages, Lands, Tenements, and Hereditaments, and Parts and Shares of Messuages, Lands, Tenements, and Hereditaments situate in the County of *Cornwall*, being the Hereditaments in the County of *Cornwall* devised by the said Will of the said *Matthew Russell*) to the Use of the said *Gustavus Frederick Hamilton* during his Life, in case he should survive the said *Emma Maria Hamilton*, and the Limitations precedent to her Estate for Life should determine in her Lifetime; with Remainder to the Use of Trustees during the Life of the said *Gustavus Frederick Hamilton*, in case he should survive the said *Emma Maria Hamilton*, and the Limitations precedent to her Life Estate should determine in her Lifetime as aforesaid, in Trust to preserve contingent Remainders; and as to the said Mansion House, Gardens, Park, and Pleasure Grounds of *Hardwicke*, and the said several other last-mentioned Messuages and Hereditaments in the said County of *Durham*, with the Appurtenances, from and after the Decease of the said *Emma Maria Hamilton*, subject to the said Term of Five hundred Years and the Trusts thereof, and as to the Residue of the said Estates from and after the Determination of the Estates before proposed to be limited thereof (subject to the said Term and the Trusts thereof), to the Use of the First and other Sons of the said *Emma Maria Hamilton* successively in Tail Male; Remainder to the Use of the First and other Sons of the said *Emma Maria Hamilton* successively in Tail General; Remainder to the Use of the Daughters of the said *Emma Maria Hamilton* as Tenants in Common in Tail General, with cross Remainders in Tail between them upon the Failure of Issue of any of them; with such Remainders and Limitations over in default of Issue of the said *Emma Maria Hamilton* as were proposed by the said *Gustavus Frederick Hamilton* as in the said Report mentioned; with a Provision that as between the Estates proposed to be limited to the Issue of the said *Emma Maria Hamilton* immediately after her Decease, and the Estates proposed to be limited to the said *Gustavus Frederick Hamilton* for Life, the last-mentioned Estates should bear and pay the Charges therein referred to as subsisting on the Whole of the said Estates under the Wills and Codicils of the said *William Russell* deceased and *Matthew Russell* respectively, (but which Charges did not in anywise affect any of the said Hereditaments at *Blechingley* and *Saltash* aforesaid devised by the said Will of the said *Matthew Russell*;) in exoneration of the said first-mentioned Estates; and it was ordered, that, instead of the Trusts proposed to be declared of the said Term of Five hundred Years, the Trusts of the said Term should be declared to be upon Trust, in the first place, in case the said *Emma Maria Hamilton* should depart this Life before the Determination or Failure of the Limitations to the said *William Russell* the Grandson and his Issue in Tail, and the said *Gustavus Frederick Hamilton* should survive the said *Emma Maria Hamilton*, then and in that Case to raise and pay the Annual Sum of Five thousand Pounds to the said *Gustavus Frederick Hamilton* for the Residue of his Life by Half-yearly Payments, free from Taxes and all other Deductions; and it was ordered that it should be provided, that in case the said *Gustavus Frederick Hamilton* should die in the Lifetime of the said *Emma Maria Hamilton* it should be lawful for her

her, at any Time or Times after the Decease of the said *Gustavus Frederick Hamilton*, by Deed or Will to charge the said Estates of which she was Tenant in Tail in Remainder as aforesaid (subject nevertheless to her own Estate for Life and the Limitations precedent thereto) with any Sum or Sums of Money not exceeding Twenty thousand Pounds in the whole, for the Portions of any Child or Children of the said *Emma Maria Hamilton* by any after-taken Husband or Husbands, and to limit a Term of Years (subject as aforesaid) for securing such Portions: And whereas by an Order of the said Court of Chancery, made in the said Cause, dated the Twelfth Day of *July* One thousand eight hundred and twenty-eight, it was ordered (among other things) that the said *Gustavus Frederick Hamilton* and the said *Emma Maria Hamilton* should covenant that they would, on the said *Emma Maria Hamilton* attaining her Age of Twenty-one Years, execute, levy, and suffer, or concur with any other Person or Persons whose Consent or Concurrence might be necessary in executing, levying, and suffering, all such Deeds, Fines, Recoveries, and other Assurances as should be requisite for barring the Estate Tail of the said *Emma Maria Hamilton* of and in the Estates and Hereditaments of which she is Tenant in Tail in Remainder expectant upon the Decease and Failure of Issue of the said *William Russell*, and for settling the same Estates and Hereditaments to the Uses and upon the Trusts to, for, and upon which the same were directed to be settled by the said Order of the Twenty-sixth Day of *April* One thousand eight hundred and twenty-eight; and that it should be referred to the said Master to settle and approve of a proper Deed or Deeds for carrying into effect the said Proposal for Settlements approved as aforesaid, with the Variations directed by the said Order of the Twenty-sixth Day of *April* One thousand eight hundred and twenty-eight, and the said Order now in recital, and that, upon the Execution of such Deed or Deeds by all necessary Parties, to be certified by the said Master, the said *Emma Maria Hamilton* should be at liberty to intermarry with the said *Gustavus Frederick Hamilton*: And whereas by an Indenture bearing Date the Twenty-sixth Day of *August* One thousand eight hundred and twenty-eight, made between the said *Emma Maria Hamilton*, therein mentioned to be of the Age of Nineteen Years or thereabouts (then *Emma Maria Russell* Spinster), and the said *Elizabeth Russell*, of the First Part, the said *Gustavus Frederick Hamilton* of the Second Part, the said *Sir Gordon Drummond*, *Thomas Robinson Grey*, and *Charles Tennyson*, of the Third Part, the said *William Russell* the Grandson of the Fourth Part, and *Robert William Mills* Esquire, and *William Somerville* Esquire of the Fifth Part, after reciting as or to the Effect herein-before recited, so far as related to the Estates of which the said *Emma Maria Russell* was Tenant in Tail in Remainder, as herein-before is mentioned, and that the said Master had approved of the said Indenture now in recital as proper Articles for a Settlement, upon the said then intended Marriage of the said *Gustavus Frederick Hamilton* and *Emma Maria Hamilton*, of the Real and Personal Estate of the said *Emma Maria Hamilton*, pursuant to the said Proposals and Report, and the said Orders of the Court of Chancery confirming the same, it was witnessed, agreed, and declared between and by the said *Emma Maria Hamilton*, *Gustavus Frederick Hamilton*,

Order to settle Deeds for carrying the Proposal, as varied, into effect, 12th July 1828.

Indenture of Settlement, 26th August 1828.

*Hamilton*, and *William Russell* the Grandson (with the Consent of the said *Elizabeth Russell* as Guardian as aforesaid), and each of them the said *Gustavus Frederick Hamilton* and *William Russell* the Grandson did thereby covenant and agree with the said *Robert William Mills* and *William Somerville*, their Heirs and Assigns, that in case the said then intended Marriage should take effect, and the said *Emma Maria Hamilton* should live to attain the Age of Twenty-one Years, the said *Gustavus Frederick Hamilton* and *William Russell* the Grandson respectively, or such of them as should be then living, and also the said *Emma Maria Hamilton*, should, at the Expence of the Trust Funds, as soon thereafter as the Circumstances, Nature, and State of the Title of the said *Emma Maria Hamilton* of and in her Reversionary Estate, Right, and Interest of and in the said Real, Copyhold, and Customary Estates late of the said *William Russell* deceased and *Matthew Russell*, would admit, make, do, and execute, or join and concur with all necessary and proper Parties in making, doing, and executing, all such Acts, Matters, and Things, Conveyances and Assurances in the Law, as should be requisite or necessary and proper (either by Fine or Fines, Common Recovery or Common Recoveries, or otherwise, to the Satisfaction of the said *Robert William Mills* and *William Somerville*, or the Survivor of them, or his Heirs, or their or his Counsel in the Law), for conveying and assuring (subject and without Prejudice to the Life Estate therein of the said *William Russell* the Grandson, and the Limitations contained in the said Wills and Codicils, or any of them, to the Issue of the said *William Russell* the Grandson, as aforesaid, and to all Powers relating, collateral, or annexed to such Estate for Life of the said *William Russell* the Grandson, and to the respective Estates Tail of his Issue,) unto the said *Robert William Mills* and *William Somerville*, and their Heirs, all and singular the Freehold Estates to which she the said *Emma Maria Hamilton* by virtue of or under the said Wills and Codicils of the said *William Russell* deceased and *Matthew Russell* deceased respectively was then entitled for an Estate Tail in Remainder expectant upon the Decease and Failure of Issue of the said *William Russell* the Grandson, as aforesaid, and the Inheritance in Fee Simple of the Freehold Parts thereof, and the absolute Customary Estate of Inheritance of the Copyhold or Customary Parts thereof, to hold (subject and without Prejudice as aforesaid) to the Use of Trustees to be named by the said *Gustavus Frederick Hamilton* and *Emma Maria Hamilton*, or the Survivor of them, during the Term of Ninety-nine Years, without Impeachment of Waste (except cutting down or felling Trees serving for Shelter or Ornament), upon and for the Trusts, Intents, and Purposes therein-before mentioned, and confirmed and ordered by the said recited Orders of the said Court of Chancery; with Remainder to the Use of the said *Emma Maria Hamilton* and her Assigns during her Life, without Impeachment of Waste (except as aforesaid); with Remainder to the Use of the said *Robert William Mills* and *William Somerville* and their Heirs during the Life of the said *Emma Maria Hamilton*, in Trust to support the contingent Uses; with Remainder to the Use of Trustees to be named in such Settlement by the said *Gustavus Frederick Hamilton* and *Emma Maria Hamilton*, or the Survivor of them, during the Term of Five hundred Years, without Impeachment of Waste (except cutting down or felling



ing Trees serving for Shelter or Ornament), upon and for the Trusts, Intents, and Purposes upon and for which the same Term was ordered or directed to be made subject or liable to by virtue of or under the said recited Orders of the said Court of Chancery; with Remainder, (except as to the Mansion House, Garden, Park, and Pleasure Grounds of *Hardwicke* in the Parish of *Sedgefield* in the County of *Durham*, and the several other Messuages, Farms, Lands, Tithes, Tenements, and Hereditaments situate, being, and arising in the said Parish of *Sedgefield*, and the several Parishes, Townships, or Places of *Bishop-Middleham*, *Mordon*, *Shotton*, *Foxton*, *Layton*, *Thorpe*, *Thorpe-Thewles*, *Fulthorpe*, *Blakiston*, *Norton*, and *Portrack*, in the County of *Durham*, and the Messuages, Lands, Tenements, and Hereditaments, and Parts and Shares of Messuages, Lands, Tenements, and Hereditaments situate in the County of *Cornwall*, with the Appurtenances,) subject to the said Term of Five hundred Years and the Trusts thereof, to the Use of the said *Gustavus Frederick Hamilton* and his Assigns for his Life, without Impeachment of Waste (except as aforesaid), in case he should survive the said *Emma Maria Hamilton*, and the Limitations precedent to her Estate for Life should determine in her Lifetime; with Remainder to the Use of the said *Robert William Mills* and *William Somerville* and their Heirs, during the Life of the said *Gustavus Frederick Hamilton*, in case he should survive the said *Emma Maria Hamilton*, and the Limitations precedent to her Life Estate should determine in her Lifetime as aforesaid, in Trust to support the contingent Uses; and as, for, and concerning the said Mansion House, Gardens, Park, and Pleasure Grounds of *Hardwicke*, and the said several other excepted Hereditaments, from and immediately after the Decease of the said *Emma Maria Hamilton* (subject to the said Term of Five hundred Years and the Trusts thereof), and as, for, and concerning the Residue of the said Estates thereby agreed to be settled as aforesaid, from and after the Determination of the Estates thereby agreed to be limited thereof (subject to the said Term of Five hundred Years and the Trusts thereof), to the Use of the First and other Sons of the said *Emma Maria Hamilton* successively in Tail Male, Remainder to the Use of the First and other Sons of the said *Emma Maria Hamilton* successively in Tail General, with Remainder to, for, and upon the several Uses, Trusts, Intents, and Purposes, and under and subject to the Terms, Limitations, and Provisions to, for, and upon and under and subject to which the same Hereditaments and Premises were directed to be settled in and by the said therein and herein-before recited Order of the Twenty-sixth Day of *April* One thousand eight hundred and twenty-eight, as therein and herein-before mentioned: And whereas the Marriage so agreed upon as aforesaid between the said *Gustavus Frederick Hamilton* and the said *Emma Maria Hamilton* was duly solemnized on the Ninth Day of *September* One thousand eight hundred and twenty-eight, and there is Issue of such Marriage one Son, *Gustavus Russell Hamilton*, and no other Child: And whereas the said *William Russell*, the Son of the Testator *Matthew Russell*, is a Bachelor: And whereas the Bulk of the Estates subject to the Uses of the said Will of the said *Matthew Russell* and the said Articles for a Settlement respectively are situate in the County of *Durham*, and those Parts of the said Estates which are situate in the

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Counties

Estates of  
Matthew  
Russell at  
Blechingley  
in Surrey  
and at Salt-  
ash in Corn-  
wall vested  
in Trustees  
for Sale.

Counties of *Surrey*, and *Cornwall* respectively consist principally of Houses, and are comparatively of small Value, and it would be greatly for the Benefit of the said *William Russell* the Grandson, and the said *Gustavus Frederick Hamilton* and *Emma Maria* his Wife, and their said Son *Gustavus Russell Hamilton*, and all other Persons interested in the said Estates in the Counties of *Surrey* and *Cornwall* under or by virtue of the said Will of the said *Matthew Russell* and the said Articles for a Settlement, if the said Estates in the Counties of *Surrey* and *Cornwall* were sold, and if the Monies to arise from such Sales were, under the Direction of the High Court of Chancery, applied in or towards the Discharge of Mortgages affecting the other Estates, subject to the same Uses to which the said Estates in the Counties of *Surrey* and *Cornwall* now stand limited by virtue of the said Will of the said *Matthew Russell*, and the said Articles for a Settlement, and the Residue thereof, if any, laid out in the Purchase of other Estates convenient to be held with the said settled Estates, to be conveyed and settled to the Uses to which the said Estates in the Counties of *Surrey* and *Cornwall* respectively now stand limited by virtue of the said Will and the said Articles for a Settlement; but by reason of the Limitations contained in the said Will and Articles for a Settlement the same cannot be effected without the Aid and Authority of Parliament: Therefore Your Majesty's most dutiful and loyal Subjects, the said *William Russell* the Grandson, *Gustavus Frederick Hamilton* and *Emma Maria* his Wife, on behalf of themselves and their said infant Son, do most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and immediately after the passing of this Act the Manor or Lordship of *Blechingley* in the County of *Surrey*, and all and singular other the Messuages, Lands, Tenements, Tithes, and Hereditaments situate, being, or arising in the same County, and all and singular the Messuages, Lands, Tenements, and Hereditaments, and Parts and Shares of Messuages, Lands, Tenements, and Hereditaments, situate, being, or arising in the County of *Cornwall* respectively, given and devised in and by the said Will of the said *Matthew Russell* in manner herein-before mentioned (and which are more particularly mentioned and described in the Schedule hereto annexed), together with their and every of their respective Rights, Royalties, Members, and Appurtenances, and the Reversion and Reversions, Remainder and Remainders, yearly and other Rents, Issues, and Profits of all and singular the same Manor or Lordship, Hereditaments and Premises, and of every Part and Parcel thereof respectively, shall be vested in and settled upon the said *Charles Tennyson*, and *John Gregson* of *Bedford Row* in the County of *Middlesex*, Esquire, their Heirs and Assigns for ever, freed and absolutely acquitted, exempted, exonerated, and discharged of and from all and every the Uses, Estates, Trusts, Entails, Remainders, Limitations, Conditions, Powers, Charges, Provisoos, and Declarations in and by the herein-before recited Will of the said *Matthew Russell* and the herein-before recited Articles for a Settlement respectively limited and contained or agreed upon of or concerning the same Premises

respectively (save and except any Leases or Agreements for Leases of the said Hereditaments or any of them, or any Part or Parts thereof, already made pursuant to the Power in that Behalf contained in the said Will of the said *Matthew Russell*), but nevertheless upon the Trusts and to and for the Ends, Intents, and Purposes herein-after expressed and declared of and concerning the same; (that is to say,) upon Trust that they the said *Charles Tennyson* and *John Gregson*, or the Survivor of them, or the Heirs or Assigns of such Survivor, do and shall, as soon as conveniently may be after the passing of this Act, with the Consent in Writing of the said *William Russell* during his Life, and after his Decease then with the Consent in Writing of the Person or Persons, being of full Age, who for the Time being would, if this Act had not been made, be entitled in Possession, under or by virtue of the Limitations in the herein-before recited Will of the said *Matthew Russell* and the herein-before recited Articles for a Settlement respectively contained or expressed or agreed upon, to the Hereditaments to be sold respectively as herein-after is mentioned, and in case such Person or Persons respectively shall be an Infant or Infants, then with the Consent in Writing of the Guardian or Guardians of such Infant or Infants respectively, absolutely sell and dispose of the said Manor or Lordship, Hereditaments and Premises, so hereby vested in and settled upon them the said *Charles Tennyson* and *John Gregson*, their Heirs and Assigns as aforesaid, with their and every of their Rights, Royalties, Members, and Appurtenances, and the Fee Simple and Inheritance thereof, either by public Sale or private Contract, and in such Lots and Parcels as may be deemed expedient, unto any Person or Persons who shall be willing to become the Purchaser or Purchasers thereof or of any Part thereof respectively, for the most Money or for the best Price or Prices that can be reasonably had or gotten for the same, and with full Power and Authority for the said Trustees or Trustee for the Time being, with such Consent as aforesaid, to buy in the same Premises or any Part or Parts thereof, at any Sale or Sales by public Auction, and to rescind, alter, or vary any Contract or Contracts which may be entered into for the Sale of the said Premises or any Part or Parts thereof, and to re-sell, in manner aforesaid, the said Hereditaments which shall be so bought in, or as to which the Contract or Contracts for Sale shall be so rescinded, without being answerable for any Loss which may be occasioned thereby, and upon Payment in manner herein-after mentioned of the Money arising from the said Sale or Sales do and shall convey and assure the said Manor or Lordship, Hereditaments and Premises, so to be respectively sold as aforesaid, with their Rights, Royalties, Members, and Appurtenances, unto and to the Use of the Purchaser or Purchasers thereof respectively, and his, her, or their Heirs or Assigns, or to or for such other Uses, Intents, or Purposes as he, she, or they respectively shall direct or appoint in that Behalf, freed, acquitted, exempted, exonerated, and discharged, and subject and without Prejudice as aforesaid.

II. And be it further enacted, That all and every the Sums and Sum of Money which shall arise from the Sale or respective Sales to be made in pursuance of this Act of the said Hereditaments in

Purchase Money to be paid into the Bank.

the

the said County of *Surrey* shall be paid, by the Person or Persons to whom such Sale or Sales shall be made, into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his, her, or their Account there *ex parte* the Purchasers of the Estates in *Surrey* of the late *Matthew Russell* Esquire, pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of King *George* the First, Chapter Thirty-two, and the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of King *George* the Second, Chapter Twenty-four; and that all and every the Sum and Sums of Money which shall arise from the Sale or respective Sales to be made in pursuance of this Act of the said Hereditaments in the said County of *Cornwall* shall be paid by the Person or Persons to whom such Sale or Sales shall be made into the Bank of *England*, in the Name and with the Privity of the said Accountant General, to be placed to his, her, or their Account there *ex parte* the Purchasers of the Estates in *Cornwall* of the late *Mathew Russell* Esquire, pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of King *George* the First, Chapter Thirty-two, and the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of King *George* the Second, Chapter Twenty-four.

Application  
of Monies  
paid into the  
Bank on ac-  
count of the  
Surrey  
Estate.

III. And be it further enacted, That the Monies to be paid into the Bank to the Account *ex parte* the Purchasers of the devised Estates in the County of *Surrey* of the late *Matthew Russell* Esquire which shall remain after Payment of the Costs, Charges, and Expences herein-after directed to be paid thereout, shall, with all convenient Speed, upon a Petition to be preferred to the said Court of Chancery in a summary Way by the said *William Russell* the Grandson during his Life, and after his Decease by the Person or Persons who under or by virtue of the herein-before recited Will and Articles for a Settlement respectively would for the Time being (if this Act had not been passed) be entitled in Possession to the Rents and Profits of the said Estates in the said County of *Surrey* hereby vested and settled as aforesaid, if such Person or Persons respectively shall be of full Age, but if such Person or Persons respectively shall be under Age, then by his, her, or their Guardian or respective Guardians, during his, her, or their Minority or respective Minorities, be applied in or towards discharging any Mortgage or Mortgages affecting all or any Part of the Estates subject to the Uses, Trusts, Intents, and Purposes to, for, upon, or subject to which, if this Act had not been passed, the said Hereditaments in the County of *Surrey* which shall have been sold under and by virtue of this Act would have stood limited and settled or been subject or liable under or by virtue of the said Will of the said *Matthew Russell* and the said Articles for a Settlement; and the Surplus, if any, of the said Monies which shall remain after discharging such Mortgage or Mortgages as aforesaid shall, upon a Petition to be preferred as aforesaid, be laid out and invested, under the Direction of the said Court, in the Purchase of such Freehold or Copyhold Manors, Messuages, Lands, Tenements, or Hereditaments, whereof not more than One Sixth

Part

Part shall be Copyhold, to be situate in any Part of *England* or *Wales*, as shall be approved of by the said Court; and from and immediately after the making of such Purchase or Purchases the Manors, Messuages, Lands, Tenements, or Hereditaments so to be purchased shall be respectively conveyed, surrendered, settled, and assured to, upon, and for the Uses, Trusts, Intents, and Purposes, and with, under, and subject to the Powers, Provisoos, and Limitations to, upon, for, with, under, and subject to which, if this Act had not been passed, the said Hereditaments in the said County of *Surrey* which shall have been sold under or by virtue of this Act would at the Time of such Sale or Sales respectively have stood limited and settled or been subject or liable under or by virtue of the herein-before recited Will and Articles for a Settlement respectively, or to, upon, for, with, under, and subject to such and so many of the same Uses, Trusts, Intents, Purposes, Powers, Provisoos, Limitations, and Declarations as shall be then subsisting undetermined or capable of taking effect, or as near and conformable thereto as may be and Circumstances will then permit.

IV. And be it further enacted, That the Monies to be paid into the Bank to the Account *ex parte* the Purchasers of the devised Estates in the County of *Cornwall* of the late *Matthew Russell* Esquire which shall remain after Payment of the Costs, Charges, and Expences herein-after directed to be paid thereout, shall with all convenient Speed, upon a Petition to be preferred to the said Court of Chancery in a summary Way by the said *William Russell* the Grandson during his Life, and after his Decease by the Person or Persons who under or by virtue of the herein-before recited Will and Articles for a Settlement respectively would for the Time being (if this Act had not been passed) be entitled in Possession to the Rents and Profits of the said Estates in the said County of *Cornwall* hereby vested and settled as aforesaid, if such Person or Persons respectively shall be of full Age, but if such Person or Persons respectively shall be under Age, then by his, her, or their Guardian or respective Guardians, during his, her, or their Minority or respective Minorities, be applied in or towards discharging any Mortgage or Mortgages affecting all or any Part of the Estates subject to the Uses, Trusts, Intents, and Purposes to, for, upon, or subject to which, if this Act had not been passed, the said Hereditaments in the County of *Cornwall* which shall have been sold under and by virtue of this Act would have stood limited and settled or been subject or liable under or by virtue of the said Will of the said *Matthew Russell* and the said Articles for a Settlement; and the Surplus, if any, of such Monies which shall remain after discharging such Mortgage or Mortgages as last aforesaid shall, upon a Petition to be preferred as aforesaid, be laid out and invested, under the Direction of the said Court, in the Purchase of such Freehold or Copyhold Manors, Messuages, Lands, Tenements, or Hereditaments, whereof not more than One Sixth Part shall be Copyhold, to be situate in any Parts of *England* or *Wales*, as shall be approved of by the said Court; and from and immediately after the making of such Purchase or Purchases the Manors, Messuages, Lands, Tenements, or Hereditaments so to be purchased shall be respectively conveyed, surrendered,

Application  
of Monies  
paid into the  
Bank on ac-  
count of the  
*Cornwall*  
Estate.

[Private.]

settled, and assured to, upon, and for the Uses, Trusts, Intents, and Purposes, and with, under, and subject to the Powers, Provisoos, Limitations to, upon, for, with, under, and subject to which (if this Act had not been passed) the said Hereditaments in the said County of *Cornwall* which shall have been sold under or by virtue of this Act would at the Time of such Sale or Sales respectively have stood limited and settled or been subject or liable under or by virtue of the herein-before recited Will and Articles for a Settlement respectively, or to, upon, for, with, under, and subject to such and so many of the same Uses, Trusts, Intents, Purposes, Powers, Provisoos, Limitations, and Declarations as shall be then subsisting undetermined or capable of taking effect, or as near and conformable thereto as may be and Circumstances will then permit.

Until Purchase Money is invested in the Purchase of Lands the same to be laid out in Government Securities.

V. And be it further enacted, That all Sums of Money which shall be paid into the Bank in the Name of the said Accountant General, in manner herein-before directed, or so much thereof as shall not be ordered by the said Court of Chancery to be applied in Payment of Costs, Charges, and Expences, as herein-after directed, shall, in the meantime and until the same shall be applied in or towards the Discharge of Mortgages, or invested in the Purchase of Manors, Messuages, Lands, Tenements, or Hereditaments as aforesaid, be from Time to Time laid out, under the Direction of the said Court of Chancery, in the Name of the said Accountant General, in the Purchase of Navy or Victualling or Exchequer Bills, and the Interest arising from the Bills to be so purchased, and the Money to be received for the same Bills respectively, or from any other Bills to be purchased as next herein-after directed, when and as they shall respectively be paid off by Government, shall be laid out from Time to Time, under the like Direction of the said Court, in the Name of the said Accountant General, in the Purchase of other Navy or Victualling or Exchequer Bills; provided that it shall be lawful for the said Court to make such General or Special Order or Orders, if necessary, that whensoever the Navy or Victualling or Exchequer Bills of the Date of those in the Hands of the Accountant General shall be in a Course of Payment by Government, and new Navy or Victualling or Exchequer Bills shall be issued, such new Navy, Victualling, or Exchequer Bills may be received in exchange for those which are in course of Payment as shall be effectual for enabling such Receipt in exchange, and that in that Event the Interest of the old Bills shall be laid out as before directed with respect to the Interest where the Bills are paid off as aforesaid; all which said Navy, Victualling, or Exchequer Bills, whether purchased or exchanged, shall be deposited in the Bank of *England* in the Name of the said Accountant General, and shall there remain until such proper Purchase or Purchases shall be found and approved as herein-before directed, and until the same Navy or Victualling or Exchequer Bills shall, upon a Petition setting forth such Approbation (if the Petition be for completing a Purchase), to be preferred to the said Court of Chancery in a summary Way by the said *William Russell* the Grandson, or such other Person or Persons who for the Time being shall be beneficially entitled in Possession to the Rents and Profits of the Manors, Messuages, Lands, Tenements, or Hereditaments to be purchased

chased as aforesaid, or if such Person or Persons shall be under Age, then by his, her, or their Guardian or Guardians, be respectively ordered to be sold by the said Accountant General for completing such Purchase or Purchases respectively in such Manner as the said Court shall think fit and direct; and if the Money arising by Sale of the Navy, Victualling, or Exchequer Bills which shall have been purchased with or have arisen by Renewal or Exchange from the Monies produced by the Sale of the said Hereditaments in the said County of *Surrey* shall exceed the Amount of the original Money so laid out therein as aforesaid, then and in such Case only the Surplus which shall remain shall be paid to such Person or Persons respectively as, during the Continuance of the Investment in such Bills, would have been entitled to receive the Rents and Profits of the Hereditaments directed to be purchased, in case the same had been actually purchased in pursuance of this Act, or the personal Representative or Representatives of such Person or Persons, as Part of his, her, or their Personal Estate; and if the Money arising by the Sale of the Navy, Victualling, or Exchequer Bills which shall have been purchased with or have arisen by Renewal or Exchange from the Monies produced by the Sale of the said Hereditaments in the said County of *Cornwall* shall exceed the Amount of the original Money so laid out therein as aforesaid, then and in such Case only the Surplus which shall remain shall be paid to such Person or Persons respectively as, during the Continuance of the Investment in such Bills, would have been entitled to receive the Rents and Profits of the Hereditaments directed to be purchased, in case the same had been actually purchased in pursuance of this Act, or the personal Representative or Representatives of such Person or Persons, as Part of his, her, or their Personal Estate.

VI. And be it further enacted, That the Certificate or Certificates of the said Accountant General, together with the Receipt or Receipts of One of the Cashiers of the Bank of *England*, to be thereto annexed and therewith filed in the Register Office of the said Court of Chancery, of the Payment into the Bank of *England* by such Purchaser or Purchasers of his, her, or their Purchase Money or Purchase Monies as aforesaid, or an Office Copy or Office Copies thereof, shall be and be deemed and taken to be a good and sufficient Discharge, or good and sufficient Discharges, to such Purchaser or Purchasers, and to his, her, or their Heirs, Executors, Administrators, and Assigns, for the same, or so much thereof as therein respectively shall be expressed to have been paid; and that such Purchaser or Purchasers, his, her, or their Heirs, Executors, Administrators, or Assigns, shall not afterwards be liable to see to the Application of such Monies, nor be answerable or accountable for any Loss, Misapplication, or Nonapplication of the same.

Certificate of the Accountant General, and Receipt of Cashier of the Bank of England, to be a sufficient Discharge to Purchasers.

VII. Provided always, and be it further enacted, That the Costs, Charges, and Expences preparatory to and attending the soliciting and applying for, and preparing, obtaining, and passing this Act, shall be in the first instance borne and paid by and out of the first Monies which shall be paid into the Bank with the Privity of the said Accountant General, to either of the Accounts herein-before mentioned;

For Payment of the Costs of obtaining the Act.

mentioned; and that the Costs, Charges, and Expences so in the first instance paid shall as soon as conveniently may be afterwards be apportioned so and in such Manner as that Two Third Parts of the aggregate Amount thereof may be borne and paid by and out of the Monies to be paid into the Bank as aforesaid to the Account *ex parte* the Purchasers of the devised Estates in the County of *Surrey* of the late *Matthew Russell* Esquire, and the remaining Third Part thereof may be borne and paid by and out of the Monies to be paid into the Bank as aforesaid to the Account *ex parte* the Purchasers of the devised Estates in the County of *Cornwall* of the late *Matthew Russell* Esquire.

For Payment of the Costs of carrying this Act into execution.

VIII. Provided also, and be it further enacted; That all and every the Costs, Charges, and Expences which shall be incurred in relation to the Sale or Sales hereby directed and authorized of the said Estates in the County of *Surrey*, and the Execution of the several other Trusts and Directions of this Act relating to the same Estates, and the Monies to arise from the Sale thereof, shall be borne and paid by and out of the Monies to be paid into the Bank as aforesaid to the Account *ex parte* the Purchasers of the devised Estates in the County of *Surrey* of the late *Matthew Russell* Esquire; and that all and every the Costs, Charges, and Expences which shall be incurred in relation to the Sale or Sales hereby directed and authorized of the said Estates in the County of *Cornwall*, and the Execution of the several other Trusts and Directions of this Act relating to the same Estates, and the Monies to arise from the Sale thereof, shall be borne and paid by and out of the Monies to be paid into the Bank as aforesaid to the Account *ex parte* the Purchasers of the devised Estates in the County of *Cornwall* of the late *Matthew Russell* Esquire.

Court of Chancery may make Orders for taxing the Costs.

IX. Provided always, and be it further enacted, That it shall be lawful for the said Court of Chancery, and the said Court is hereby authorized and required, from Time to Time to make such an Order or Orders as the said Court shall think fit, for apportioning, taxing, settling, and paying the Costs, Charges, and Expences herein-before directed to be paid, in manner herein-before in that Behalf directed, and for taxing and paying the Costs of the several Applications to the said Court respecting the Matters aforesaid, and the Costs of taking the said Monies out of the Bank, and investing such Monies in the Purchase of Manors, Lands, or Hereditaments as aforesaid, and settling the same Manors, Lands, and Hereditaments according to the Directions herein-before contained, and otherwise in carrying the Trusts and Purposes of this Act into complete Execution; and also from Time to Time to make such Orders as the Court shall think fit for the Payment of all such Costs, Charges, and Expences as aforesaid out of the Monies which shall arise from the said respective Sales under this Act, and which shall be so paid into the Bank as aforesaid, or out of the Money arising from the Sale of the Navy, Victualling, or Exchequer Bills to be purchased or received in exchange as aforesaid; and it shall be lawful for the said Court of Chancery to make such further Order or Orders in relation to the Premises as the said Court shall think fit.

X. And



X. And be it further enacted, That in the meantime, and until such respective Sales shall be made as aforesaid of the said Manor or Lordship, Hereditaments, and Premises, hereby authorized and directed to be sold, they the said *Charles Tennyson* and *John Gregson*, and the Survivor of them, and the Heirs and Assigns of such Survivor, shall permit and suffer the same Premises, or the unsold Part or Parts thereof for the Time being, to be held and enjoyed, and the Rents and Profits thereof to be had, received, and taken, by the said *William Russell* the Grandson, or by such other Person or Persons as would respectively have been entitled thereto, and ought to have held and enjoyed or have received and taken the same respectively, in case this Act had not been passed.

Wm. Russell  
to receive  
Rents until  
Estates sold.

XI. Provided always, and be it further enacted, That in case the said *Charles Tennyson* and *John Gregson*, or either of them, or any Trustee or Trustees who shall be appointed as herein-after mentioned, or their or any of their Heirs or Assigns, shall die, or be desirous to be discharged from or refuse or decline or become incapable to act in the Trusts hereby created, or shall go to travel or reside out of *Great Britain*, before the said Trusts shall be fully performed and executed, then and in every such Case it shall be lawful for the said Court of Chancery, in a summary Way, on a Petition to be preferred by the said *William Russell* the Grandson, or by the Person or Persons who for the Time being, under or by virtue of the Limitations contained or expressed in the herein-before recited Will and Articles for a Settlement respectively, shall be beneficially entitled in Possession to the Rents and Profits of the Hereditaments hereby made saleable as aforesaid, if such Person or Persons shall be of full Age, but if such Person or Persons be under Age, then by his, her, or their Guardian or respective Guardians during his, her, or their Minority or respective Minorities, to appoint any Person or Persons named by the said Court to be a Trustee or Trustees in the Room or Stead of the Trustee or Trustees so dying, or desiring to be discharged, or refusing, declining, or becoming incapable to act, or going to travel or reside out of *Great Britain* as aforesaid; and thereupon all the said Trust Estates, or such of them as shall remain unsold, shall, with all convenient Speed, be conveyed and transferred in such Manner as to become legally and effectually vested in such new Trustee or Trustees solely, or jointly with the surviving or continuing Trustee or Trustees, as the Circumstances of the Case shall require, upon the same Trusts, and for the same Intents and Purposes, as are herein declared of and concerning the same, or such of them as shall be then subsisting or capable of taking effect; and such new Trustee and Trustees shall, to all Intents and Effects, Constructions, and Purposes whatsoever, have all the Powers and Authorities of the Trustee or Trustees in whose Room or Stead he or they shall be so substituted or appointed.

For Ap-  
pointment of  
new Trus-  
tees in the  
Place of  
Trustees  
dying, &c.

XII. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to all and every other Person or Persons, Bodies Politic and Corporate, his, her, and their Heirs, Successors, Executors, Administrators, and Assigns, (other than and except the said *William Russell* the Grandson, and his Heirs, and all and every the

General  
Saving.

[Private.]

10 *k*

Son

Son and Sons of the Body of the said *William Russell* the Grandson lawfully begotten or to be begotten, and the Heirs of the Body and respective Bodies of all and every such Son and Sons, and all and every the Daughter and Daughters of the Body of the said *William Russell* the Grandson, begotten or to be begotten, and the Heirs of the Body and respective Bodies of all and every such Daughter and Daughters, and also the said *Gustavus Frederick Hamilton* and the said *Emma Maria Hamilton*, and the Heirs of her Body lawfully issuing, and also all and every the Son and Sons of the Body of the said *Emma Maria Hamilton* lawfully begotten or to be begotten, and the Heirs Male and the Heirs General of the Body and respective Bodies of all and every such Son and Sons, and all and every the Daughter and Daughters of the Body of the said *Emma Maria Hamilton* lawfully begotten or to be begotten, and the Heirs of the Body and respective Bodies of all and every such Daughter and Daughters, and all and every Persons and Person to whom or for whose Benefit any Appointment or Appointments shall have been made, or otherwise might have been made, by the said *William Russell* the Grandson and *Emma Maria Hamilton* jointly, or by the said *William Russell* the Grandson alone, and all and every other Persons and Person having or claiming, or who shall or may have or claim, any Estate, Charge, Right, Title, or Interest of, in, to, out of, or upon the said Manor or Lordship, Hereditaments, and Premises so devised by the herein-before recited Will of the said *Matthew Russell*, and so hereby vested and settled in Trust to be sold as aforesaid, or any of them, or any Part or Parts thereof, under or by virtue of the said Will of the said *Matthew Russell* or the herein-before recited Articles for a Settlement, or any of the Uses, Trusts, or Limitations therein respectively contained or expressed, or otherwise howsoever in respect or on account thereof); all such Estates, Rights, Titles, and Interests of, in, to, or out of the said Manor or Lordship, Hereditaments, and Premises so hereby vested and settled in Trust to be sold as aforesaid, or any Part or Parts thereof, as they, every or any of them, had before the passing of this Act, or would or might have had or enjoyed in case this Act had not been passed.

Act to be  
printed by  
the King's  
Printers.

XIII. And be it further enacted, That this Act shall be printed by the several Printers to the King's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom; and a Copy thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

The SCHEDULE to which the above Act refers.

1st. ESTATES IN THE COUNTY OF SURREY.

The Manor or Lordship of Blechingley, otherwise Bletchingley, otherwise Blechingleigh, with the Quit Rents, Courts, Perquisites and Profits of Courts, Fairs, Markets, Franchises, Royalties, Liberties, and Privileges thereunto belonging.

The several Houses and Tenements situate in or near to the Borough of Blechingley, now or late in the Occupation of the several Persons at the several Rents herein-after mentioned; (that is to say,)

Nos. on Plan.	Tenements.	Tenants.	Yearly Rent.		
			£	s.	d.
1	Messuage and Garden	Thomas Agate	5	0	0
2	House and Ditto	Henry Wallis	4	0	0
3	House and Ditto	James Parsons	3	15	0
4	House and Garden	James Hale	4	0	0
5	House, Blacksmith's Shop, and Garden.	William Wren	9	10	0
6	House, Plumber's Shop, and Gardens.	John Chapman	8	12	0
7	House and Garden	Thomas Chapman	6	10	0
8	House and Ditto	Joseph Holman	3	0	0
	Ditto	James Balcomb	3	0	0
9	House and Garden	Charles Wood	4	0	0
10	House, Shop, and Garden	William and Henry Chapman	12	0	0
11	House and Garden	Thomas Gallier	4	0	0
	House and Garden	Thomas Crawley	3	10	0
	House and Ditto	Thomas Winchester	3	0	0
12	House and Ditto	Henry Steel	5	0	0
13	Ditto	Stephen Feldwick	4	0	0
		Edm <sup>d</sup> . M <sup>c</sup> . Allister	4	0	0
14	House and Premises	Robert Smith	7	0	0
15	Ditto	James Kent	4	0	0
16	House and Garden	Mrs. Saunders	7	0	0
17	House and Shop	John Legg	10	0	0
20	House and Garden	Late W <sup>m</sup> . Davis	25	0	0
21	Ditto	Mrs. Glover	14	0	0
22	House and Ditto	Joseph Barnes	5	0	0
29	House and Ditto	William Kent	16	0	0
30	Ditto	William Serjeant	9	0	0
31	Timber Yard	In Hand	—	—	—
32 & 33	Garden, House, Shop, and Yard	Russell Martingall	10	10	0
34 & 35	House and Yard	William Laing	7	10	0
	Garden				
72	Part of Lord's Field	Ditto	7	10	0
77	Ditto	Ditto			
36	House and Garden	Thomas Bristow	9	0	0
37	House and Garden	Robert Mayne	4	5	0
38	House and Garden	Widow Borer	4	0	0

## Estates in the County of Surrey—continued.

Nos. on Plan.	Tenements.	Tenants.	Yearly Rent.		
			£	s.	d.
39 & } 40 }	House, Shop, Yard, and Garden -	William Wallace - - -	6	10	0
41	Whitehouse - - -	In Hand - - -	-	-	-
42 } 43 }	Meadow - - -	In Hand - - -	-	-	-
45	House and Garden - - -	George Roots - - -	3	0	0
	Ditto - - -	Widow English - - -	3	0	0
46	Ditto - - -	Widow Roffey - - -	4	0	0
47	House and Garden - - -	Edward Bond - - -	15	0	0
49	House and Ditto - - -	Richard Saunders - - -	3	0	0
	Ditto - - -	Robert Newberry - - -	4	0	0
	Ditto - - -	John Heyward - - -	3	10	0
	Ditto - - -	William White - - -	4	0	0
50	Ditto - - -	William Brown - - -	4	0	0
51 } 52 }	House, Garden, and Premises -	James Eldridge - - -	12	0	0
53	House and Garden - - -	Tho <sup>s</sup> . Hollands - - -	3	0	0
54	Red Lion Public House and Garden.	John Dalton - - -	15	0	0
61 } 66 }	House, Cottage, Gardens, and Land.	Joseph Fielder - - -	18	0	0
67 }		John Horley - - -	4	0	0
62 } 63 }	Scites of Three ancient Tenements, Two new Houses built on Part -	} In Hand - - -	-	-	-
64 }					
65	Buildings, Fold Yard, Land, and Land covered with Water.				
68	Close - - -	Ralph Eldridge - - -	}	6	0
69	Ditto - - -	Ditto - - -			
70	Part of Lord's Field - - -	In Hand - - -	-	-	-
71	Ditto - - -	Ralph Eldridge - - -	5	10	0
73	House and Garden - - -	John Avery - - -	3	10	0
74	Ditto - - -	Cha <sup>s</sup> . Inwood - - -	4	0	0
75	Ditto - - -	Ja <sup>s</sup> . Friend - - -	3	15	0
78	House, Workshop, and Garden -	Jacob Chilman - - -	10	0	0
80	House and Garden - - -	Robert Allen - - -	4	10	0
79	Ditto - - -	Widow Brown - - -	5	10	0
81	House and Garden - - -	Anth. Holman - - -	4	0	0
82	House and Ditto - - -	Wm. Stretor - - -	4	0	0
83	House and Garden Ground - - -	Rev. Jarvis Kenrick - - -	5	0	0
84 & } 85 }	Cottage and Garden - - -	In Hand - - -	-	-	-
86	Garden Ground - - -	- - -	-	-	-
87 } 88 }	House, Yard, Garden - - -	} Robert Allan - - -	30	0	0
89 }	Meadow Land and Scite of Old				
93 }	Malthouse - - -				
94 }					
90	Paddock - - -	Ralph Eldridge - - -	}	40	0
91	Homestead and Buildings - - -	Ditto - - -			
92	White Hart Public House, Stables, Yards, and Garden - - -	Ditto - - -			
96	House, Shop, and Garden - - -	In Hand - - -	-	-	-
95	House, Garden, and Premises -	Thomas Legg - - -	20	0	0

## Estates in the County of Surrey—continued.

Nos. on Plan.	Tenements.	Tenants.	Yearly Rent.		
			£	s.	d.
97	House and Garden - - -	Andrew Bryant - - -	7	0	0
98	Ditto - - - - -	Widow Burnall - - -	4	0	0
	Ditto - - - - -	William Filewood - - -	4	0	0
	Ditto - - - - -	William Roffey - - -	4	0	0
	Ditto - - - - -	James Taylor - - -	4	0	0
	Ditto - - - - -	James Jupp - - -	4	0	0
99	House and Ditto - - -	George Collins - - -	4	10	0
100	Ditto - - - - -	Thomas Grosmith - - -	4	10	0
103	Ditto - - - - -	Widow Inwood - - -	4	0	0
104	Ditto - - - - -	Sarah Rance - - -	4	10	0
105	Garden - - - - -	William Wren - - -	2	10	0
	Garden Ground near the Church -	John Legg and others -	1	0	0
	Cricket Ground - - -	Russell Martingall -	3	0	0
	Allotment on the Great Common in respect of the Burgages.	William Wicks - - -	10	10	0

## 2nd. ESTATES IN THE COUNTY OF CORNWALL.

One undivided Moiety or Half Part of and in the several Houses and Tenements situate in or near to the Borough of Saltash in the said County, hereinafter mentioned ; (that is to say,)

No. on Plan.	Tenants Names.	Tenements.	Lives in being.	Ages.	Reserved Rents.		
					£	s.	d.
1	Warmington -	{ Prospect House and Two Meadows }	In Hand - -		30	0	0
2	John Hancock Drew	House - -	{ Eliza Drew - - J. H. Drew - - Sarah Michell - -	{ 48 51 21	0	5	0
9	John Daw - -	House - -	{ Mary Daw - - C. H. Daw - - M. S. Daw - -	{ 68 25 28	0	13	4
10	John Kendall -	House - -	{ Lessee - - And Wife - -	{ 59 62	0	13	4
12	John Daw - -	House, &c. - -	{ H. Prideux - - W <sup>m</sup> . Prideux - -	{ 65 64	1	0	0
13	John Whipple -	House, &c. - -	{ W. Whipple - - M. Clements - -	{ 66 47	0	1	0
14	Miss Thomas -	House, &c. - -	{ Ann Thomas - - M. D. Thomas - -	{ 66 51	0	4	0
16	Mr. Banabal -	{ House, &c. - - Ring of Bells - - }	{ R. C. Revell - - R <sup>d</sup> . Revell - -	{ 35 37	1	0	0
21	John Rendle -	House and Garden	{ James Luce - - Mary Luce - - Tho <sup>s</sup> . H. Luce - -	{ 58 59 30	0	12	0
22	Mrs. Evans - -	House and Garden	{ Ann Evans - - W. Evans - -	{ 72 42	0	6	8
28	Mr. Haley - -	House and Garden	{ T. G. Shepherd - - J. G. Shepherd - -	{ 36 34	1	0	0
29	Mr. Wood - -	House and Garden	{ Tho <sup>s</sup> . Jewells - - John Jewells - -	{ 56 48	1	0	0

[Private.]

No. on Plan.	Tenants Names.	Tenements.	Lives in being.	Ages.	Reserved Rents.			
					£	s.	d.	
30	John Rundle - -	House - -	{ Ann Luce - -	60	}	0	1	0
31	John Rundle - -	House and Garden	{ John Luce - -	54				
			{ T. G. Shepherd - -	36	}	0	1	0
			{ J. G. Shepherd - -	34				
36	Mrs. Dingle - -	House - -	{ Edw <sup>d</sup> . Dingle - -	17	}	0	13	4
			{ Ann Dingle - -	16				
			{ W <sup>m</sup> . Dingle - -	30				
38	John Williams - -	House and Garden	{ Betty Batten - -	49	}	0	13	4
			{ John Batten - -	47				
			{ James Batten - -	42				
41	John Roberts - -	House and Garden	{ Lessee - -	60	}	0	10	0
			{ Ann Roberts - -	37				
			{ Mary Roberts - -	35				
44	John T. Singleton - -	House and Garden	{ Sarah Richards - -	35	}	0	5	0
			{ S. J. Richards - -	30				
51	William Macey, jun <sup>r</sup> .	House and Garden	Ann Pearn - -	49	}	0	13	4
			{ Lessee - -	52				
52	Thomas Wills - -	House and Garden	{ J. B. Wills - -	22	}	0	13	4
			{ Mary Wills - -	57				
53	H. Batten - -	{ Tenement and Bakehouse - -	{ H. Batten - -	56	}	0	8	0
			{ Tho <sup>s</sup> . Batten - -	52				
54	Edward Herring - -	Garden - -	{ Lessee - -	70	}	0	8	0
			{ Elizabeth Herring	75				
			{ Elizabeth Thomas	64				
56	John Rowe - -	House and Garden	{ John Rowe - -		}	0	10	0
			{ M. A. Hoare - -	35				
			{ G. S. Hoare - -	7				
	John Smith - -	Old Walls, &c. - -	{ M. A. Smith - -	53	}	0	0	6
			{ Robert Smith - -	46				
			{ Maria Smith - -	47	}	0	1	0
60	Mrs. Pearn - -	House and Garden	{ B. Bowker - -	74				
			{ Betty Webb - -	70	}	0	1	0
61	Mr. Wescott - -	House and Garden	{ S. Wescott - -	21				
			{ S. P. Wescott - -	11	}	0	13	4
66	John Rowlings - -	A Garden - -	{ C. Glasford - -	57				
			{ Elizabeth Tross - -	51	}	0	1	0
			{ Lessee - -	69				
69	John Evans - -	House and Garden	{ Rebecca Evans - -	28	}	0	18	4
			{ Jane J. Evans - -	25				
76	Mrs. Wescott - -	House and Garden	{ Mrs. Wescott - -	73	}	1	0	0
			{ C. A. Wescott - -	43				
79	Mrs. Collings - -	House and Garden	{ J. Screech - -	57	}	1	5	0
			{ Richard May - -	46				
82	Edward Hawkins - -	House and Garden	{ Lessee - -	66	}	1	0	6
			{ S. Hawkins - -	53				
86	Mr. Toby - -	House - -	{ Richard Bawden - -	15	}	0	13	4
			{ W. Bawden - -	12				
			{ Ab. J. Popham - -	10				
91	E. Lander - -	House and Garden	{ Ann Crossley - -	53	}	0	10	0
			{ William Crossley - -	32				
92	R. Richards - -	House and Garden	{ Judith Wills - -	53	}	0	10	0
			{ Mary Wills - -	51				
			{ R. Richards - -	54				
93	Miss Squires - -	House and Garden	Eliz. Squires - -	43	}	0	6	8
94	Mrs. Wescott - -	House and Garden	{ C. Wescott - -	73				
			{ C. A. Wescott - -	43	}	0	12	0

## Estates in the County of Cornwall—continued.

No. on Plan.	Tenants Names.	Tenements.	Lives in being.	Ages.	Reserved Rents.			
					£	s.	d.	
95	Mrs. Wescott - -	House - -	{ C. Wescott - C. A. Wescott -	73 43	}	0	13	4
99	G. Pearce - -	House and Garden	{ Lessee - Martha Pearce - J. Warren -	66 58 38				
98	J. H. Drew - -	House and Garden	{ J. H. Drew - J. D. Mitchell - H. Mitchell -	52 20 14	}	1	0	0
100	Mrs. S. Palmer - -	House and Garden	{ Mary Luce - S. Palmer - G. Wescott -	60 12 14				
101	S. Palmer - -	House and Garden	{ Lessee - C. A. Palmer - E. S. Wescott -	54 42 19	}	0	5	0
103 150	P. H. Palmer - - } - - - - }	House and Garden	{ N. B. Wescott - S. P. Wescott - E. Chapman -	22 10 20				
104	Mr. Bennett - -	House and Garden	{ J. Wescott - W. F. Bennett - M. E. Bennett -	48 34 29	}	0	13	4
105	Mr. Bennett - -	Stable - -	{ John Bennett - Martha Bennett - Wm. F. Bennett -	49 42 34				
113 & 201	William Toby - -	A Garden - -	{ C. Sloggett - H. Sloggett - D. Sloggett -	11 9 8	}	0	10	0
122	William Whidden - -	House and Garden	Hugh Whidden -	51				
123	Mrs. Wescott - -	House and Garden	Joanna Wescott -	47	}	0	18	4
186	- - - -	- - - -	N. B. Wescott -	23				
124 133 134 135	John Paul - -	House and Gardens	{ Lessee - Mary Paul - Sarah Jewell -	56 51 45	}	4	5	0
125	William Strathan - -	House and Garden	W. Strathan -	46				
127	Thomas Keast - -	House and Garden	J. Pearn -	43	}	0	4	0
128	George Pearn - -	House - -	{ Cath. Pearn - T. H. Pearn - Celena Pearn -	49 26 16				
129 136 137 138	Mr. Toby - -	House and Garden	{ J. Belman - Jacob Toby - Sarah Toby -	38 28 30	}	0	10	0
160 161 162 163	Mr. Mayow - -	9 Pieces of Land -	{ G. W. Mayow - M. W. Mayow - P. W. Mayow -	24 22 19				
199 140	Thomas Wills - -	House and Garden	{ Charles Blight - Mary Blight - J. B. Wills -	37 57 23	}	0	6	8
141	G. Wills - -	House and Garden	{ Thomas Wills - Mary Wills -	53 50				
143	John Squires - -	House and Garden	{ Elizabeth Squires - H. Squires -	45 40	}	0	6	8
144	Mr. Foot - -	House and Garden	{ Mary Foot - Eliza Foot - J. E. Foot -	35 33 27				

Estates in the County of Cornwall—*continued.*

No. on Plan.	Tenants Names.	Tenements.	Lives in being.	Ages.	Reserved Rents.
					£ s. d.
145	Mr. Steer - -	House and Garden	{ Lessee - -	44	} 0 10 0
			{ Ann Steer - -	41	
			{ W. Steer - -	17	
146	John Brown -	House and Garden	{ Charles Screech -	54	} 0 8 0
			{ William Hancock	28	
			{ John Brown - -	17	
147	Mr. Toby - -	House and Garden	{ Lessee - -	68	} 0 2 6
			{ Ann Toby - -	36	
152	Mr. Colton - -	A Meadow - -	Charlotte Glasford -		0 5 4
153	J. Willcock -	House and Garden	{ Lessee - -	65	} 0 13 4
154			{ Maria Willcock -	61	
158			{ John Willcock -	39	
159					
155	Thomas Symons -	A Garden - -	{ H. Symons - -	39	} 0 1 0
			{ Thomas Symons -	34	
			{ James Symons -	29	
164	William Keen -	House - -	{ Ann Smith - -	45	} 0 18 4
			{ Maria Smith - -	40	
169	Mrs. Wescott -	House and Garden	{ C. Ann Wescott -	35	} 0 18 4
171			{ C. Wescott - -	71	
170	George Innis -	House and Court	{ Lessee - -	52	} 0 10 0
			{ G. Innis - -	66	
180	Mrs. Wescott -	House - -	{ C. Ann Wescott -	28	} 0 10 0
			{ J. Wescott - -	47	
181	Mrs. Wescott -	House - -	{ C. A. Wescott -	43	} 0 12 0
			{ Thomas Symons -	35	
185	Mr. Elms - -	House - -	Rh <sup>d</sup> . Hoskin - -		0 13 4
121	Mr. Toby - -	House and Gardens	{ Charles Bawden -	15	} 0 13 4
175			{ F. Saunders - -	16	
187			{ J. Saunders - -	11	
188	Corporation -	Passage House.			
193	William Taylor -	House - -	{ N. B. Wescott -	24	} 0 13 4
			{ S. Wescott - -	22	
195	John Leigh - -	House and Court -	{ Betty Leigh - -	45	} 0 10 0
			{ Mary Leigh - -	42	
			{ S. Leigh - -	36	
196	Joseph Pearn -	House and Court -	- - - -		5 0 0

The Entirety of and in the Two Houses and Tenements situate in or near the Borough of Saltash in the said County next herein-after mentioned; (that is to say,)

No. on Plan.	Tenants Names.	Tenements.	Lives in being.	Ages.	Reserved Rents.
					£ s. d.
8	Simon Bone - -	House - -	{ J. Williams - -	35	} 0 6 8
			{ Elizabeth his Wife	35	
			{ J. B. Williams -	10	
119	Mr. Grubb - -	House and Garden.			

*John Gregson.*