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Secum Doctores Curie prerogative Cantuariensis Magistro Custode
 vice Commissario legitime constituto Decimo Octavo die Mensis...
 Maii Anno Domini Millesimo Septingentesimo Vicesimo Secundo...
 Juramentis testera Mallabar et Thoma Mallabar Executorum in
 dicto Testamento nominat quibus commissa fuit Administratio omnium
 et singulorum bonorum iurium et creditorum dicti defuncti de bono
 et fideliter Administrando eadem ad sancta dei Evangelia rigor...
 Commissionis Jurat. Exam.

May 18. 1722

Thm
 Thoma Mammort.

In the Name of God Amen

I Thomas Mammort of the parish of Bromley Magnam in
 the County of Essex being in perfect health and memory do make
 this my last Will and Testament in manner and form following...
 I first bequeath my Soul into the hands of my blessed Redeemer
 Jesus Christ... my Body to the Earth to be decently interred in...
 Stooke Church at the direction of my Executrix hereafter mentioned.
 and to this my last Will I appoint my dear Wife Mrs Mary...
 Mammort to be my sole Executrix to this my last Will and I do give to
 my said Executrix all my personall estate which is to say all my...
 Household Goods during her naturall life my plate money and Jewells.
 I do give to my dear Wife to be at her disposall at her death I do give
 to my said Wife my two estates as by Settlement of Marriage for her
 naturall life that is Martells Hall with the lands and Mannor -
 and likewise Bromley Hall with the lands and Mannor the
 Timber accepted which said Timber I do bequeath to be sold for the
 payment of my just debts which shall be due at my death I do give
 to Peter Lynch my Nephew the Sum of Twenty pounds as an Annuity
 to be paid him every year so long as he shall live and I do request...
 of my dear Wife to pay the same of Thomas Mammort Debts of Mary
 Caylor the wife of Sarah Wain the wife of John Clifton James...
 Blake.

Probatum

fuit huiusmodi Testamentum apud...
 London Vicesimo primo die Mensis Maii Anno Domini Millesimo...
 Septingentesimo Vicesimo Secundo coram Honerabili et Egregio Viro...
 Johanne Wetherworth Legum Doctore Curie prerogative Cantuariensis...
 Magistro Custode vice Commissario legitime constituto Juramento...
 Quarta Mammort testera et Executoris in dicto Testamento nominat...
 Commissa fuit Administratio omnium et singulorum bonorum...
 iurium et creditorum dicti defuncti de bono et fideliter Administrando
 eadem ad sancta dei Evangelia Jurat. Exam.

Thm
 Johis Mordant

In the Name of God Amen

I John Mordant of Deal in the County of Warwick...
 Baronet do make and ordain this my last Will and Testament in
 manner and form following (that is to say) In primis I do hereby...

Ratified and confirmed the Settlement or Indenture of six parts...
 made before my Marriage with Dame Penelope Mordaunt my...
 now wife And whereas in and by the said Indenture or Settlement...
 of six parts which bears date the thirteenth day of June in the...
 sixteenth year of the Reigne of our late Sovereign Lord King...
 William the Third over England of and in the year of our Lord...
 One thousand six hundred ninety and five made or mentioned to be...
 made between my selfe of the first part Robert Walpole of...
 Broughton next Warpsley in the County of Dorset Esquire...
 Thomas Godd of the City of Chester Gentleman of the second part...
 Thomas Warburton of Warrington in the County palatine of...
 Chester Esquire and Aisquith Calthorpe of Ectham in the County...
 of Southampton Esquire of the third part Corill Warburton of Waddon...
 in the County of Surry Esquire and William Cobb of Stoberbury in the...
 County of Oxon Esquire of the fourth part Thomas Cholmondeley of...
 Dale Royal in the said County of Chester Esquire and Martin...
 folkes of Crayes June in the County of Middlesex Esq. of the fifth...
 part and my said now wife Dame Penelope Mordaunt by the...
 name of Penelope Warburton daughter of Sr George Warburton...
 late of Chelsey in the said County palatine of Chester Baronet...
 deceased and Sister of the said Thomas and Corill Warburton of the...
 sixth part there is amongst diverse other things therein contained a...
 certain proviso to the effect following (vizt) That in case I should...
 have a son by the body of the said Penelope Warburton my then...
 intended wife begotten or that the said Penelope at the time of my...
 decease should be ensient with a son by me begotten which should be...
 afterwards born alive and one or more younger or other Child or...
 Children on her body begotten whether son or daughter or that the...
 said Penelope at the time of my decease should be ensient or with...
 Child with one or more younger or other Child or Children by me...
 begotten which should be afterwards born alive That then and in...
 such case it should and might be lawfull to and for me the said Sr...
 John Mordaunt by any deed or writing deeds or writings under my...
 hand and seal testified by two or more credible witnesses by my last...
 will and Testament in writing to be so testified as aforesaid to charge all...
 and singular the Mannors Lordships and premisses before in the...
 said Indenture mentioned to be thereby granted and conveyed every or any...
 part thereof with such sums of money for the portions of such younger or...
 other Child and Children as thereafter are mentioned (that is to say) In...
 case there shall be but one such younger or other Child and no more...
 than with the sum of three thousand pounds of good English money for...
 the portion of such younger or other Child and in case there shall be two...
 or more such younger or other Children then with the sum of four...
 thousand pounds of like money for the portion of all such younger and...
 other Children to be paid to her and them at such times and in such parts...
 shares and proportions as I the said Sr John Mordaunt in and by such...
 deed or deeds writing or will should for that purpose limit and appoint...
 and in default thereof there should be more younger or other...
 Children than one equally amongst them share and share alike and...
 also that it should and might be lawfull to and for me the said Sr John...
 Mordaunt by such deed or deeds writing or will as aforesaid to...
 charge the said Mannors and premisses with such yearly sum and

or

or Writings

Sums of money for the maintenance and education of such younger
and other Child and Children untill their respective portion or
portions should grow due as thereinafter is mentioned (that is to say)
in case there should be but one such younger or other Child and no
more then with any Sum of money not exceeding sixty pounds a year for his
and her maintenance and education And in case there should be two or
more such younger or other Children then with any Sum not exceeding
One hundred pounds a year for the maintenance and Education of all
such younger and other Children to be paid to her and them in such
proportions and at such times and place and in such manner as the
said Sr. John Mordaunt in such deed or deeds writing or will should
appoint and in default thereof if there shall be more younger or other
Children than one equally amongst them share and share alike and that
it should and might be also lawfull to and for me the said Sr. John
Mordaunt by such deed or deeds writing or will as aforesaid to limit
and appoint any term or terms of years that the said Sr. John Mordaunt
shall think fit of and in the said Mannors farms lands and premisses or
any part or parts thereof to any person or persons in Trust for the raising
and paying the said portions and yearly maintenances to and for such
younger and other Child or Children as aforesaid mentioned so as and
always provided that the said Sum and Sums of money so to be charged
and raised for the portions and maintenances of such younger and other
Child and Children as aforesaid or the term and terms of years to be
limited and appointed for the raising thereof do not in any manner
effect charge take place or runn away upon the said Mannors and
premisses in the County of Dorset untill after the decease of the said
James Penelope my said Wife any thing before in the said Indenture
of six parts contained to the contrary notwithstanding as by the same
Indenture of six parts more fully and at large may appear And whereas
afterwards the said Marriage betwixt me and the said Penelope
Dorsetton took effect And I now have Issue living by the said Penelope
my said Wife two Sons and two Daughters (viz.) Charles Mordaunt
my eldest Son and John Mordaunt my younger Son and Penelope my
eldest daughter now the Wife of Joseph Wane Esq. and Katherine
Mordaunt my youngest daughter And whereas in pursuance of the
said proviso of power and of a decree made in the High Court of
Chancery bearing date the sixteenth day of December last past in a
Cause wherein the said Sr. John Mordaunt was plaintiff and the
said Charles Mordaunt and John Mordaunt my said Sons Infants
were defendants the said Sr. John Mordaunt by Indenture bearing
date the fourth day of December last past made or mentioned to be
made betwixt me the said Sr. John Mordaunt of the one part and
Richard Minshall of the Inner Temple London Esq. and William
Peere Williams of Grayes Inn in the County of Middlesex Esq.
surviving Executors in Trust of the last will and Testament of Sr.
George Wythins Knight Sergeant at Law deceased of the other part
have mortgaged the Mannors messuages lands Tenements and
hereditaments with their rights members and appurtenances in the
County of Dorset unto the said Richard Minshall and William Peere
Williams their Executors Administrators and Assigns for the term of One
Thousand years for securing the true payment of the Sum of Two thousand
One hundred pounds principall money and interest in such manner...

and at such days and times as in the same Indenture of Mortgage is for...
 that purpose mentioned and expressed Two Thousand pounds of which said
 sum of Two Thousand One hundred pounds was so raised and paid by me.
 the said Sr. John Mordaunt to the said Joseph Verne for and as part of the
 portion or fortune of the said Penelope Verne my said daughter upon
 her Marriage with the said Joseph Verne And whereas by another...
 Indenture of Settlement of six parts bearing date the fifteenth day of October
 last past made before the Marriage of my said daughter Penelope with
 the said Joseph Verne I have covenanted with the said Joseph Verne
 That in case one of the Children of me the said Sr. John Mordaunt...
 other than my said daughter Penelope should happen to die before his or
 her age of one and twenty years or day of Marriage Then and in such...
 case the heirs Executors or Administrators of me the said Sr. John...
 Mordaunt shall well and truly pay or cause to be paid unto the said...
 Joseph Verne his Executors Administrators or Assigns the sum of One...
 Thousand pounds of lawful money of Great Britain within such time or
 with or without interest as the same shall happen to become payable...
 according to the contingencies following (viz.) If any one of the Children of
 me the said Sr. John Mordaunt should die under the said age of one and
 twenty years and unmarried in my life time then and in such case the said
 sum of One Thousand pounds should be paid within six Calendar Months
 next after the death of the said Sr. John Mordaunt without interest And
 in case no one of the said Children of me the said Sr. John Mordaunt...
 shall die in my life time under the said age of one and twenty years...
 and unmarried and one of the same Children shall happen to die under
 the same age and unmarried after the death of me the said Sr. John...
 Mordaunt then and in such case the said sum of One Thousand pounds
 should be paid within Twelve Calendar months next after the death of
 such Child so dying with interest thereof to be computed from the time
 of his or her death till such payment after the rate of three pounds per
 Centum per Annum And so the said Sr. John Mordaunt in pursuance of
 the said covenanted proviso and the power and authority thereby to me...
 given and reserved and by virtue of all and every power and powers...
 enabling me herunto do hereby charge all the said Mannors or...
 Lordships Capitall Messuages and other Messuages farms lands...
 Tenements and all and singular other the hereditaments situate lying
 and being in the said Countys of Darwint and Dorset or in either of...
 them and every part and parcell of them and every of them with their and
 every of their rights members and appurtenances with the raising and
 payment of the further sum of Two Thousand pounds part of the said...
 sum of four thousand pounds in the said proviso herinbefore mentioned
 which is not already raised by the said Indenture of Mortgage also...
 herinbefore mentioned and also I do hereby charge all the said Mannors
 or Lordships and promises with the raising and payment of such yearly...
 maintenance to my younger Children To such Child and Children person...
 and persons use and uses intents and purposes and in such manner and
 form parts and proportions and at such times and places as herinafter are
 and is expressed limited declared and appointed for that purpose subject...
 nevertheless to the Rent charge of five hundred pounds per Annum...
 during the life of my said Wife Anne Penelope Mordaunt settled on her
 for her Jointure and the Remedys for the same after my decease on the said
 Mannors and promises in the County of Darwint and of the terms of...

Twenty Nine years created and raised in and by my said Marriage...
Settlement and of the said Mortgage or Term of one Thousand years...
hereinbefore mentioned made by the said deed bearing date the fourth...
day of September last past and for the better empowering and enabling...
my Trustees hereinafter for that purpose named to raise and pay the...
said further Sum of two Thousand pounds part of the said Sum of four...
Thousand pounds in the said proviso mentioned and maintenances...
aforesaid and in further pursuance of the said power reserved and given...
to me the said S^r. John Mordaunt in and by the said proviso contained...
in my said Marriage Settlement and by virtue of all and every power...
and powers enabling me hereunto I the said S^r. John Mordaunt do...
hereby limit and appoint give and devise All my Mannors Capitall...
Messuages and other Messuages Lands Tenements and Hereditaments...
with their and every of their rights members and appurtenances...
whatsoever and wheresoever they be within the said Counties of...
Warwick and Dorset and of either of them and such estate and...
interest that I now have or hereafter shall or may have in the same...
or any of them and every or any part or partell thereof and of every...
of them by virtue or means of my said Indenture of Marriage...
Settlement of six parts or the power therein contained herein before...
mentioned subject and liable as aforesaid unto the Honorable...
Roger North of Lougham in the County of Dorset Esq^r. S^r. Nicholas...
Le Strange of Sunnington in the said County of Dorset Baron and...
S^r. Hugh Clopton of Stafford upon Apon in the County of Warwick Esq^r...
their Executors Administrators and Assigns (that is to say) the said...
Mannors Messuages Lands Tenements and Hereditaments with their...
and every of their rights members and appurtenances in the said...
County of Dorset for the term of Eleven hundred years from and...
immediately after my decease and the said Mannors Messuages...
Lands Tenements and Hereditaments with their rights members...
and appurtenances in the said County of Warwick unto the said...
Roger North S^r. Nicholas Le Strange and S^r. Hugh Clopton their...
Executors Administrators and Assigns for the Term of Eleven...
hundred years from and immediately after mine and my said wives...
same penelope Mordaunts decease in Trust nevertheless as to both...
the said Terms of Eleven hundred years and Eleven hundred years...
and to the intent and purpose that they the said S^r. Roger North S^r.
Nicholas Le Strange and S^r. Hugh Clopton and the Survivors and...
Survivor of them and the Executors Administrators and Assigns of such...
Survivor shall by and out of the rents Issues and profits of the said...
Mannors Messuages Lands Tenements Hereditaments and premises...
with their rights members and appurtenances and every of them and...
every part and partell thereof or by Mortgage or Mortgages or by...
Sale or Sales of the said Mannors Lordships and premises and...
soeverall Terms of Eleven hundred years and Eleven hundred years...
or either of them or any part or parts thereof or of either of them...
raise all such Sum and Sums of money Legacies portions and...
maintenances and pay the same to such Child and Children person and...
persons use and uses intents and purposes and in such parts and...
proportions and at such times and places manner and form and...
under such provisos and Conditions as are and is hereinafter expressed...
limited directed and appointed for that purpose And whereas in and

by the said Indenture of six parts made before my Marriage with...
 the said Dame Penelope my said Wife the said severall Mannors...
 Messuages Lands Tenements Hereditaments and promises in the said
 County of Warwick subject to the said Rent charge of five hundred...
 pounds per annum during the life of the said Dame Penelope and the...
 remedies for the same in case she shall happen to surmise me and the...
 said Mannors and all other the premises in the said County of...
 Dorset and Warwick subject and liable to the severall termes for...
 years proximo and powers therein mentioned or limited after my...
 decease to the first and every other Son of my Body lawfully begotten on...
 the Body of the said Dame Penelope and in default of such Issue to...
 the heirs male of their Bodys respectively and in default of such Issue to...
 my own right heirs in case of failure of Issue male of my Body as...
 aforesaid I give and devise the said Mannors Lordships Messuages...
 Lands Tenements Hereditaments and promises with their and every...
 of their rights members and appurtenances and every of them and every...
 part and parcel thereof in the said severall Counties of Warwick and...
 Dorset so subject and liable as aforesaid and subject and liable to the...
 said severall termes of Eleven hundred years and Eleven hundred years...
 unto Adamond Estrange Son and heir Apparent of the said Sir Nicholas...
 Estrange Job Dammer of Lincolns Inn in the County of Middlesex Esq. and...
 Robert Warsey Son and heir Apparent of Robert Warsey of Stockton...
 in the said County of Warwick Esq. their Executors Administrators and...
 Assigns to have and to hold the said Mannors Lordships Messuages...
 Lands Tenements hereditaments and promises with their rights members...
 and appurtenances in the said County of Dorset so subject and liable...
 as aforesaid unto the said Adamond Estrange Job Dammer and Robert...
 Warsey the younger their Executors Administrators and Assigns from and...
 immediately after my decease for the term of Twelve hundred years and to...
 have and to hold the said Mannors Lordships Messuages Lands Tenements...
 Hereditaments and promises with their rights members and appurtenances...
 in the said County of Warwick so subject and liable as aforesaid unto...
 the said Adamond Estrange Job Dammer and Robert Warsey Junior...
 their Executors Administrators and Assigns from and immediately after...
 mine and my said Wifes Dame Penelope and in default of such Issue for the term...
 of Twelve hundred years in Trust nevertheless as to both the said Terms of...
 Twelve hundred years and Twelve hundred years and to the intent and...
 purpose that they the said Adamond Estrange Job Dammer and...
 Robert Warsey Junior and the Survivors and Survivor of them and...
 the Executors and Administrators of such Survivor shall by and out of...
 the said Issues and profits of the said Mannors Lordships Messuages...
 Lands Tenements Hereditaments and promises with their rights...
 members and appurtenances and every of them and every part and...
 parcel of them or by Mortgage or Mortgages or by Sale or Sales of...
 the said Mannors Lordships and promises and severall termes of...
 Twelve hundred years and Twelve hundred years or either of them or...
 any part or parts thereof raise all such Sum and Sums of money and...
 pay the same to such person and persons and at such times...
 places manner and form and to such uses intents and purposes as are and...
 wherinafter given directed expressed limited and appointed for that...
 purpose and from and after the end expiration surrender or other...
 determination of the said severall estates term and terms for years aforesaid.

In case of failure of Issue Male of my Body lawfully begotten or to be
begotten then I give and devise the said Mannors Messuages Lands
Tenements Hereditaments and promises with their rights members and
appurtenances and every part and parcell thereof in the said severall
Counties of Dorset and Norfolk soe subject and lyable as aforesaid
To the use and behoofe of my kinsman John Lewis Mordaunt for and
during the Terme of his naturall life and from and immediately after the
end and determination of that estate then To the use and behoofe of Hugh
Brawn of Bridgeton near Stratford in the County of Dorset Esq: and
William Colmer Esq: Son and Heir apparent of William Colmer of
Dorset in the County of Dorset Esq: and their Heirs and Assigns for
and during the naturall life of the said John Lewis Mordaunt Upon first
only to support and preserve the Contingent uses and estates thereof
hereinafter devised mentioned and limited from being defeated and
destroyed and to make Entries as there shall be Occasion but nevertheless
to permit and suffer the said John Lewis Mordaunt to receive and take
the rents Issues and profits of the said Mannors and all other the
promises to his own use and from and after the death of the said John
Lewis Mordaunt They to the use and behoofe of the first Son of the
Body of the said John Lewis Mordaunt lawfully begotten or to be
begotten and of the Heirs Males of the Body of such first Son lawfully
issuing and for default of such Issue Then to the use and behoofe of the
second Son of the Body of the said John Lewis Mordaunt lawfully
begotten or to be begotten and the Heirs Males of the Body of such
second Son lawfully issuing and for default of such Issue then To the
use and behoofe of the third Son of the Body of the said John Lewis
Mordaunt lawfully begotten or to be begotten and the Heirs Males of
the Body of such third Son lawfully issuing and for default of such
Issue Then To the use and behoofe of the fourth fifth sixth seventh
Eighth ninth tenth and all and every other the Son and Sons of the
Body of him the said John Lewis Mordaunt lawfully begotten or to be
begotten severally and successively one after another as they and every
of them shall be in Seniority of age and priority of Birth and the
severall and respective Heirs Males of their severall and respective
Bodies lawfully issuing the Elder of such Son and Sons and the Heirs
Males of his Body being always preferred and to take before the
Younger of the said Sons and the Heirs Males of his Body

and for default of such Issue then I give
and devise the same Mannors and all other the promises to the use
and behoofe of Thomas Mordaunt Son and Heir of William Mordaunt
heretofore of Troisiloven in the County of Dorset and afterwards of
Thorne in the County of Devon Esq: devised for and during the Terme of
his naturall life and from and after the determination of that estate then
I give and devise the same Mannors and promises To the use and
behoofe of the said Hugh Brawn and William Colmer Junior and
their Heirs for and during the life of him the said Thomas Mordaunt
Upon Trust only to support and preserve the contingent uses estates and
remainders hereinafter given and devised from being defeated and
destroyed and to make Entries as there shall be Occasion but nevertheless
to permit and suffer the said Thomas Mordaunt to receive and take to
his own use the Rents Issues and profits of the said Mannors and all