

This is the last Will and Testament of me **Robert Gregory of Berners Street in the parish of Saint Mary le Bone in the county of Middlesex in England and of Coole in the parish of Kiltarton in the county of Galway in the Kingdom of Ireland** esquire made this 28th day of August in the year of our Lord 1810 (that is to say)

I do give and devise all and singular my freehold manors or lordships or reputed manors or lordships, capital and other messuages, farms, lands, tenements, mills, tithes for farm and other rents and heredit(ament)s and purparties? parts and shares of heredit and freehold estates whatsoever and wheresoever as well those in reversions and remainder as those in possession severally situate standing lying and being or arising in or within the said county of Galway in the said Kingdom of Ireland or elsewhere in the same Kingdom and which either in land or in equity I have any power to dispose of (in which devise I mean to include all my own estates holden for lives or a life determinable upon the dropping of lives but not any real estate vested in me as a Trustee or Mortgagee) with their and every of their rights, royalties ? and appurt(enance)s unto my friends the Right Honorable **Richard, Earl of Clancarty of Garbally in the county of Galway**, the Right Honorable **Saint George Daly (one of the judges of His Majesty's Court of Kings Bench in Ireland aforesaid)** the Right Honorable **Charles Vereker a colonel of the city of Limerick Militia** and **James Daly of Dunsandell in the said Kingdom of Ireland** esquire and their heirs

to hold the same unto the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs to and for the several uses, intents and purposes upon the several trusts and under and subject to the several provisoes and powers by me hereinafter limited, declared, expressed or directed of and concerning the same respectively (that is to say)

as to for and concerning all those my messuages or tenements, lands and heredit of the two ? with commons and bogs annexed thereto and the **Island of Anough? or Hamilton's Island** and the messuages or tenements and lands of **Kiltorcan? in the said county of Galway** in the said Kingdom of Ireland with their and every of their appurt(enance)s to the use of my third son **William Gregory** esquire one of the **Commissioners of His Majesty's Excise in the city of Dublin** and his assigns for and during the term of his natural life without impeachment of or for any manner of waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of my said son **William** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of my said son **William** In trust to support and preseve the contingent uses and estates hereinafter limited from being defeated or destroyed and for that purpose to make entries and bring actions as the case shall be and require yet nevertheless to permit and suffer my said son **William** and his assigns during his life to receive and take the rents, issues and yearly profits thereof and of every part thereof to and for his and their own use and benefit and from and after the decease of my said son **William** to the use of the **Honorable Lady Anne Gregory the wife of my said son William** and her assigns during so long as she shall continue his widow without impeachment of waste save wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of the said **Lady Anne Gregory** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the widowhood of the said **Lady Anne Gregory** in trust by the ways and means aforesaid to support and preserve the contingent uses and estates hereinafter limited from being defeated or destroyed yet nevertheless to permit and suffer the said **Lady Anne Gregory** and her assigns during her widowhood to receive and take the rents, issues and profits thereof and of every part thereof to and for her and their own use and benefit

and upon the decease or second marriage of the said **Lady Anne Gregory** which shall first happen to the use of my grandson **Robert Gregory (the first son of my said son William)** and the heirs of his body lawfully issuing and for default of such issue to the use of my grandson **William Gregory (the second son of my said son William)** and the heirs of his body lawfully issuing and for default of such issue to the use of the 3rd 4th 5th and all and every other the son and sons of the body of my said son **William**

lawfully begotten and to be begotten severally successively and in remainder one after another as they and every of them shall be in seniority of age and priority of birth and of the several and respective heirs of the body and bodies of all and every such son and sons lawfully issuing the elder of such sons and the heirs of his body to be always preferred and to take before the younger of such son and sons and the heirs of his and their body and bodies issuing and for default of such issue to the use of **my granddaughter Anne Gregory** and the heirs of her body lawfully issuing and for default of such issue to the use of **my second son Richard Gregory** and his heirs and assigns for ever

and as to for and concerning all and singular other my manors or lordships or reputed manors and lordships, messuages, farms, lands, tenements and heredit and freehold estates whatsoever and wheresoever not by me hereinbefore limited in use unto **my said son William** as aforesaid to the use intent and purpose that **my eldest son Robert Gregory now in the Civil Service of the Honorable the East India Company in Bengal in the East Indies** shall and may out of all and singular the same last mentioned heredit and out of every or any part or parcel thereof have receive and take yearly and every year for and during the term of his natural life one clear annual sum or yearly rent of £300 of lawful Irish money clear of all reprises and deductions whatsoever to be yearly issuing and payable out of and from the same heredit and premises every or any part or parcel thereof and to be paid and payable by two equal half yearly payments clear of all taxes and reprises whatsoever for his personal support and subsistence (**his propensity to gaming and his neglectful conduct toward me preventing a further or greater provision from me**)

the first half yearly payment of the said yearly rent of £300 to be made at the expiration of six calendar months next after my decease and to this further use intent and purpose that when and so often as the said clear annual sum or yearly rent of £300 shall be unpaid in part or in all by the space of 21 days next after either of the days of payment whereon the same ought to be paid as aforesaid then and so often and from time to time it shall be lawful for **my said son Robert** into and upon the said heredit and premises so charged therewith or any part thereof to enter and distrain and the distress and distresses then and there found to retain and keep and to sell and dispose thereof according to law until all arrears of the said yearly rent of £300 shall be full satisfied and paid

and to the further use intent and purpose that in case the said annual rent of £300 shall be unpaid in part or in all by the space of 40 days next after either of the days whereon the same ought to be paid as aforesaid then from time to time as often as it shall so happen it shall and may be lawful for **my said son Robert** into and upon the same heredit and premises so charged therewith as aforesaid or any part thereof in the ? of the whole to enter and to receive and take the rents, issues and yearly profits thereof to and for his own use until therewith or otherwise he shall be fully paid all arrears of the said annual rent of £300 and all payments thereof which during such possession shall accrue together with all costs incurred by reason or in consequence of the nonpayment thereof and subject to the said rent charge of £300 and to the powers and remedies hereinbefore provided for the payment thereof to the use of **my said son William and my son Richard their ex'ors and adm'ors for a term of 99 years** computed from the time of my decease upon the trusts by me hereinafter declared

and concerning the same and subject thereto and to the trusts thereof to the further use intent and purpose that **my servants Patrick Silk and Rachel his wife** and their assigns and the survivor of them and his or her assigns shall and may out of all and singular the same last mentioned heredit and premises and out of every or any part or parcel thereof have and receive yearly and every year for and during the term of their joint natural lives and the life of the survivor of them one clear annual sum or yearly rent of £45 of like lawful Irish money clear of all reprises and deductions whatsoever to be yearly issuing and payable out of and from the same heredit and premises every or any part or parcel thereof and to be paid at such times and in such proportions and manner and with such or the like powers of distress and entry and perception? of the rents and profits of the same provisoes in case the said yearly rent of £45 or any part thereof be behind and unpaid as is by me hereinbefore given and directed with regard to the payment of the said yearly rent of £300 as aforesaid

and to this further use intent and purpose that **my butler Samuel Gover** and his assigns shall and may out of all and singular the same last mentioned heredit and premises and out of every or any part or parcel thereof have receive yearly and every year for and during the term of his natural life one clear annual sum or yearly rent of £40 of like lawful Irish money clear of all reprises and deductions whatsoever to be

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issuing and payable out of and from the same heredit and premises every or any part or parcel thereof and to be paid at such times and in such proportions and manner and with such or the like powers of distress and entry and perception? of the rents and profits of the same premises in case the said yearly rent of £40 or any part thereof be behind and unpaid and by me hereinbefore given and directed with regard to the payment of the said yearly rent of £300 as aforesaid

and to this further use intent and purpose that **Anne Moxley (a servant to my late wife Maria Gregory deceased and now living with my granddaughter Anna Maria Frances Rees)** and her assigns shall and may out of all and singular the same last mentioned heredit and premises and out of every or any part or parcel thereof have receive yearly and every year for and during the term of her natural life one clear annual sum or yearly rent of £15 of like lawful Irish money clear of all reprises and deductions whatsoever to be yearly issuing and payable out of and from the same heredit and premises and every or any part or parcel thereof and to be paid at such times and in such proportions and manner and with such or the like powers of distress and entry and perception? of the rents and profits of the same premises in case the said yearly rent of £15 or any part thereof be behind or unpaid as is by me hereinbefore given and directed with regard to the payment of the said yearly rent of £300 as aforesaid and subject to the said four several yearly rents of £300, £45, £40 and £15 whilst payable and to the several powers and remedies provided for the recovery of the same rents charge respectively and also subject to the said term of 99 years to the use of **my said son Richard** and his assigns for and during the term of his natural life without impeachment of or for any manner of waste except wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of **my said son Richard** to the use of the said **Earl of Clancary, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of **my said son Richard** In trust by the ways and means aforesaid to support and preserve the contingent uses and estates hereinafter limited from being defeated or destroyed yet nevertheless to permit and suffer **my said son Richard** and his assigns during his life to receive and take the rents issues and yearly profits thereof and of every part thereof to and for his and their own use and benefit

and from and after his decease to the use of the 1st 2nd 3rd 4th 5th and all and every other the son and sons of the body of **my said son Richard** lawfully begotten and to be begotten severally successively and in remainder one after another as they and every of them shall be in seniority of age and priority of birth and of the several and respective heirs male of the body and bodies of all and every such son and sons lawfully issuing the elder of such sons and the heirs male of his body to be always preferred and to take before the younger of such son and sons and the heirs male of his and their body and bodies issuing and for default of such issue to the use of **my said son William** and his assigns for and during the term of his natural life without impeachment of or for any manner of waste except wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of **my said son William** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of **my said son William** In trust by the ways and means aforesaid to support and preserve the contingent uses and estates thereafter limited from being defeated or destroyed yet nevertheless to permit and suffer **my said son William** and his assigns during his life to receive and take the rents issues and profits thereof and of every part thereof to and for his and their own use and benefit and from and after his decease to the use of **my said grandson Robert Gregory** and his assigns for and during the term of his natural life without impeachment of or for any manner of waste except wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of **my said grandson Robert** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of **my said grandson Robert** In trust by the ways and means aforesaid to support and preserve the contingent uses and estates hereinafter limited from being defeated or destroyed yet nevertheless to permit and suffer **my said grandson Robert** and his assigns during his life to receive and take the rents issues and profits thereof and of every part thereof to and for his and their own use and benefit and from and after his decease to the use of the first and other son and sons of his body successively in tail male and for default of such issue to the use of **my said grandson William Gregory** and his assigns for and during the term of his natural life without impeachment of or for any manner of waste except wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of **my said grandson William** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of **my said grandson William** In trust by the same ways and means to support and preserve the contingent uses and estates hereinafter limited from being defeated or destroyed yet nevertheless to permit and suffer **my said grandson William** and his assigns during his life to receive and take the rents issues and profits thereof and every part thereof to and for his and their own use and benefit

and from and after his decease to the use of the first and other son and sons of his body successively in tail male for default of such issue to the use of the 3rd 4th 5th and all and every other the son and sons of the body of **my said son William** lawfully begotten and to be begotten severally successively and in remainder one after another as they and every of them shall be in seniority of age and priority of birth and the several and respective heirs male of the body and bodies of all and every such son and sons lawfully issuing the elder of such sons and the heirs male of his body to be always preferred and to take before the younger of such son and sons and the heirs male of his and their body and bodies issuing and for default of such issue to the use of **my said granddaughter Anna Maria Frances Rees the daughter of my late daughter Margaret Rees widow deceased** and her assigns during the term of her natural life without impeachment of or for any manner of waste save wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of the said **Anna Maria Frances Rees** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of the said **Anna Maria Frances Rees** In trust by the ways and means aforesaid to support and preserve the contingent uses and estates hereinafter limited from being defeated or destroyed yet nevertheless to permit and suffer the said **Anna Maria Frances Rees** and her assigns during her life to receive and take the rents issues and profits thereof and of every part thereof to and for her and their own use and benefit and from and after the decease of the said **Anna Maria Frances Rees** to the use of **my said granddaughter Anne Gregory** and her assigns for and during the term of her natural life without impeachment or for any manner of waste save wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of the said **Anne Gregory** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of the said **Anne Gregory** In trust by the ways and means aforesaid to support and preserve the contingent uses and estates hereinafter limited from being defeated or destroyed yet nevertheless to permit and suffer the said **Anne Gregory** and her assigns during her life to receive and take the rents issues and profits thereof and of every part thereof to and for her and their own use and benefit

and from and after the decease of the said **Anne Gregory** to the use of the 1st 2nd 3rd 4th 5th and all and every other the son and sons of the body of the said **Anne Gregory** lawfully begotten to be begotten severally successively and in remainder one after another as they and every of them shall be in seniority of age and priority of birth and the several and respective heirs male of the body and bodies of all and every such son and sons lawfully issuing the elder of such sons and the heirs male of his body to be always preferred and to take before the younger of such son and sons and the heirs male of his and their body and bodies issuing and for default of such issue to the use of **my relation Robert O'Hara of Rahan in the said county of Galway esq** and his assigns for and during the term of his natural life without impeachment of or for any manner of waste save wilful waste

and from and after the determination of that estate by forfeiture or otherwise in the lifetime of the said **Robert O'Hara** to the use of the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly** and their heirs during the natural life of the said **Robert O'Hara** In trust by the ways and means aforesaid to support and preserve the contingent uses and estates hereinafter limited from being defeated or destroyed yet nevertheless to permit and suffer the said **Robert O'Hara** and his assigns during his life to receive and take the rents issues and profits thereof and of every part thereof to and for his and their own proper use and benefit and from and after his decease to the use of **James O'Hara the eldest son of the said Robert O'Hara** his heirs and assigns for ever

and as to for and concerning the said term of 99 years by me hereinbefore limited unto **my said sons William and Richard** as aforesaid I do hereby declare that the same is so limited to them and that they

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and the survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do stand and be possessed of and interested in the same and the heredit therein comprized upon the trusts and to and for the intents and purposes and subject to the proviso hereinafter declared and directed or expressed of and concerning the same (that is to say)

upon trust by and out of the rents and yearly profits of the said heredit comprized in the said term of 99 years to levy and raise from time to time one clear annual sum or yearly rent of £225 of lawful Irish money during the life of the said **Anna Maria Frances Rees** and pay the same from time to time when and as the same shall be raised into the proper hands of the said **Anna Maria Frances Rees** so long as she remain unmarried and in case of her marriage with the consent of my said two sons **William and Richard** or of the survivor of them if they or either of them be living at the time of her marriage or upon her marriage without any consent if her said trustees be both then dead then and thereforth upon trust to pay the said annual sum of £225 unto such person or persons and for such purposes as the said **Anna Maria Frances Rees** shall by any writing signed with her own proper hand during her life from time to time (notwithstanding coverture) or whether she be covert or not I direct or appoint and in default of such direction or appointment into the proper hands of her the said **Anna Maria Frances Rees** to and for her own sole and separate use and benefit exclusively of any husband whom she may marry

and I do hereby direct and declare that such yearly rent of £225 or any part thereof shall in no wise be subject to the control nor liable to nor affected by the debts engagements or assignments of any such husband and that the receipt and receipts of the said **Anna Maria Frances Rees** alone or of her appointee or appointees shall be from time to time a good and effectual discharge and good and effectual discharges to my said sons **William and Richard** or other person and persons paying such yearly rents for so much thereof as in such receipt and receipts respectively shall from time to time be expressed to be received provided always

and I do hereby further declare that from and after all and every the trusts and provisoes by this my will declared of and concerning the said term of 99 years shall be fully performed satisfied or discharged or become unnecessary or incapable of taking effect and the trustees ? in or about the execution of the trusts and purposes of the said term shall be fully paid and satisfied then the same term shall cease determine and be null and absolutory void to all intents and purposes whatsoever provided always

and my will is and I do hereby further declare in case my said son **Robert Gregory** do at any time sell assign or charge the said yearly rent charge of £300 hereinbefore by me provided and intended for his personal subsistence or any part thereof then that such rent charge shall immediately thereupon cease and determine in the same manner as if he were then dead provided always

and I do hereby declare that it shall and may be lawful to and for my said sons, grandsons and granddaughters and the said **Robert O'Hara** respectively as and when they shall respectively come into and be in the actual possession of my said freehold estates hereinbefore by me devised as aforesaid or of any part thereof for an estate for life by virtue of or under this my will from time to time by indenture under their respective hands and seals to limit and appoint by way of demise and lease all or any part or parts thereof whereof he or she shall be in possession unto any person or persons whomsoever for any term or number of years not exceeding 31 years to take effect in possession but not in reversion or by way of future interest so as upon every such lease there be reserved and made payable during the continuance thereof to be incident to the reversion immediately expectant thereon the best and most improved yearly rent or rents that can or may be reasonably had or gotten for the same at the time or times of making or granting such lease or leases respectively without taking any fine or premiums or foregift? for the making or granting thereof as no lessee or lessees to whom any such lease or leases shall be granted be by any clause or words therein contained free from impeachment of or made dispunishable for waste and so as in every such lease there be contained the usual Conditions of Recovery? in case the rent or rents thereof reserved be behind and unpaid by the space of 21 days and so as the respective lessees to whom such lease or leases shall be made or granted do severally seal and deliver counterparts of their respective leases provided always

and I do hereby further declare that it shall and may be lawful to and for my said sons **Richard and William** and my said grandsons respectively as and when they shall respectively come into and be in the actual possession of my said freehold estates so by me devised as aforesaid or any part thereof for an

estate for life under this my will by any deed or deeds to be by them respectively sealed and delivered in the presence of two or more credible witnesses or by their respective last wills and testaments to be by them respectively signed and published in the presence of three or more such witnesses either before or after their respective marriages from time to time to grant and appoint any annual sum or yearly rent charge not exceeding the annual sum of £1,000 of lawful Irish money for their respective wives tax free and without reprises to be issuing out of all or any part or parts of such estates unto or to the use of the wife of the grantor or appointor for her life and by the same or any other such deed or last will as aforesaid to grant to such wife and her assigns respectively such powers and remedies by distress and entry for recovering such rent charge when in arrear and to limit all or any of the same estates chargeable therewith to any trustee or trustees for any term or number of years

upon trust for better securing the payment of such rent charge as to the grantor or appointor shall seem most so as such term of years be made determinable on full payment of the same rent charge thereby to be secured and all arrears thereof together with all costs and charges to be incident thereto yet so as that there shall be only one such annual sum issuing out of the same premises subsisting and payable at the same time provided always

and I do hereby further declare my will to be that it shall and may be lawful to and for my said sons **Richard and William** and my said grandsons and granddaughters **Anna Maria Frances Rees and Anne Gregory** and the said **Robert O'Hara** severally and respectively as and when they shall respectively come into and be in the actual possession of my said heredit and freehold estates hereinbefore devised by me or any part thereof for an estate for life by any deed or deeds to be by them respectively sealed and delivered in the presence of two or more credible witnesses or by their respective last wills and testaments to be by them respectively signed and published in the presence of three or more such witnesses

to charge all or any of the same heredit and premises but subject and without prejudice to any preceeding charge which shall have been made ? or by virtue of this my will with the raising of such respective sums of money for the respective portions of their respective children other than and except an oldest or only son and heir apparent or heir at law not exceeding in the whole the sum of £10,000 lawful Irish money for the portion of such child and children be the same a daughter or daughters or younger son or younger sons to be payable to or to become a vested interest or vested interests in such child or children being a daughter or daughters at her or their age or respective ages of 21 years or day or respective days of marriage which shall first happen and to or in such child or children being a son or sons at his or their age or respective ages of 21 years according as the fathers of such child or children shall by such deed or will direct or some competent part thereof to be advanced sooner for his or their preferment or benefit in the world as the father of such child or children so all think fit and shall by the same or any other such deed or by his last will direct

and in case the said sum of £10,000 shall become raiseable in the event of their being such child or children of my said sons **Richard and William** and my said granddaughters **Anna Maria Frances Rees and Anne Gregory** and the said **Robert O'Hara** as aforesaid then the share and shares as well accruing as original of such child and children as shall die before his or her share or their respective shares shall become vested interests of and in the said sum of £10,000 shall from time to time go and accrue to the others and other of such child or children being his or their brother or sister brothers or sisters and shall be payable at such time or respective times as his her or their respective original share or shares thereof shall be payable and shall become vested interest or vested interests at and from such time or respective time as his her or their original share or shares shall become vested so nevertheless that in no event any such child shall become intitled to more than the principal sum of £10,000 in the whole for his or her portion

and also by any such deed or deeds last will or last wills to change (but subject and without prejudice as aforesaid) all or any of the said heredit and premises with the raising of any yearly sum or sums of money for the maintenance and education of such child and children respectively for whom a portion or portions shall be so charged in pursuant of the power aforesaid until such portion or portions shall become payable not exceeding the interest of such portion or portions respectively after the rate of £5 per cent per annum to be paid by equal half yearly portions and so in proportion for less than half a year and for

facilitating and effectuating the raising of such portion and portions and yearly sums for maintenance and education

I do hereby empower my said sons **Richard and William** and my said grandsons and granddaughters **Anna Maria Frances Rees and Anne Gregory** and the said **Robert O'Hara** respectively as when they shall respectively so be in possession as aforesaid by any such deed or deeds last will or last wills to limit and appoint the said heredit and premises so to be charged to any proper person or persons as a trustee or trustees for any term or number of years without impeachment of waste (but subject and without prejudice as aforesaid) In trust by mortgage or other disposition of the heredit to be comprized in such term or terms or by and out of the rents issues and profits thereof or by all or any of the said ways or means or any other reasonable ways or means to levy and raise such sum and sums of money so to be charged and which shall become payable so as such term and terms be made defeazible after raising and paying such sum and sums as shall so become payable but without prejudice to any mortgage or mortgages which shall be made thereof for that purpose provided always

and I do hereby declare my will to be that no sum shall be raised as aforesaid unless or until the same shall become payable or a vested interest or be sooner applicable as hereinafter is mentioned provided also and I do hereby declare my will and meaning to be that my said heredit and freehold estates shall not be subject in any event or events whatsoever to the raising of any greater or larger sum than £10,000 Irish money in the whole under or by virtue of the last mentioned power of charging with portions and that all and every such charge and charges made either by one or more tenant or tenants for life or by all of them shall so far as the same shall exceed in the whole and together the said sum of £10,000 be void and that such charge and charges shall have a preferment according to their priority

and I do give and bequeath unto my executor **Alexander Marsden** esquire one of His Majesty's Commissioners of Excise in Dublin and my said son **Richard Gregory** the sum of £700 Irish money upon trust as follows (that is to say)

as to the sum of £500 part thereof in trust for such person or persons as the said **Lady Anne Gregory** shall by any writing under her hand notwithstanding her coverture direct or appoint to the intent the same may be for her sole and separate use and to the sum of £100 further part thereof In trust for such person or persons as **Elizabeth the wife of Richard Martin of Ross in Ireland** aforesaid esquire shall by any writing under her hand notwithstanding her coverture direct or appoint to the intent that the same may be for her sole and separate use and as to the sum of £100 residue thereof

upon trust to lay out the same in the purchase of a ring to be presented to **Sarah the wife of John Morris of Baker Street in the said county of Middlesex** esquire upon her separate receipt notwithstanding her coverture and I do give unto the said **John Morris of Baker Street, Portman Square in the county of Middlesex** esquire the sum of £100 Irish and upon my godson **Robert Gregory Morris (the son of the said John Morris)** the sum of £100 Irish and unto my son **Richard** the sum of £150 Irish money upon trust to be paid and distributed by him as soon as conveniently may be after my decease among such of the paupers upon my said estates as are helpless and not capable by industry to earn their subsistance

and unto my **Bailiff or Steward at Coole in Ireland** aforesaid and all my domestic servants living with me at the time of my death and who have been in my employ in England or Ireland two years next before my death one years wages over and above what may be due to them respectively at the time of my decease and over and above what my executors hereinafter named shall think proper to give them as customary mourning

And I do give and bequeath all my plate, books, prints, maps, East India drawings, book cases, chests of drawers and curiosities with my iron chest unto my said son **Richard** in case he shall be living at the time of my decease but if not then living then I do give and bequeath the same unto my said son **William** and as to for and concerning all my household goods and furniture, wine and other liquors and all other the chattels and effects in and about my house of residence in **Berners Street** aforesaid not hereinbefore by me given unto my said sons as aforesaid

and all the last residue and remainder of my goods, chattels, stocks, funds, monies due and owing unto me and other monies, mortgages and securities for money and all and singular other my personal estate

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whatsoever and wheresoever and of what nature so ever the same be not hereinbefore by me given or otherwise disposed of after and subject to the payment of my just debts and funeral expenses the proving of this my will and other incidental expenses concerning the same and the one exemption thereof and the several legacies and bequests by me hereinbefore given as aforesaid and the taxes on such legacies respectively unto the said **Alexander Marsden and my said sons Richard and William** their ex'ors and adm'ors

upon trust that they the said **Alexander Marsden and my said sons Richard and William** and the survivors and survivor of them and the ex'ors and adm'ors of such survivor shall and do as soon as conveniently may be after my decease sell and convert into ready money all such part and parts thereof as shall not consist of monies or securities for money and from time to time to call in receive and collect all such part and parts thereof as shall consist of monies and securities for money and debts owing unto me

and my will is and I do hereby direct that they my said last named trustees and the survivors and survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do stand and be possessed of and interested in the monies to arise from and by the sale and conversion into money of such parts thereof as shall not consist of monies or securities for money and the monies which shall be so called in and all other my personal estate after and subject as aforesaid and also to the payment of the trustees costs and expenses in the execution of the trust last mentioned and which costs they are hereby accordingly authorized and empowered to retain and pay upon the trusts and to and for the interests and purposes and under and subject to the powers, provisoes and directions hereinafter declared contained or expressed of and concerning the same (that is to say)

as to for and concerning the sum of £5,000 Irish money part thereof upon trust to lay out and invest the same in the purchase of Bank Consolidated 3 per cent annuities in the names of my said last named trustees and in the payment of brokerage for the purchase thereof and my will is and I do hereby direct that my said trustees and the survivors and survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do stand and be possessed of and interested in the said bank consolidated 3 per cent annuities upon the trusts and to and for the intents and purposes hereinafter declared contained or expressed of and concerning the same (that is to say)

In trust for my said son **William** in case he shall be living at the time of my decease and to transfer and assign the same unto him accordingly but in case he shall not be then living then In trust for all and every the child and children of my said son **William** by the said **Lady Ann** his wife equally to be divided between or amongst them (if more than one) share and share alike for their portions and if there should be but one such child then living then to transfer and assign the same to such one child for his or her portion and my will is that the same or the shares thereof shall be transferred or assigned to such child or children in the manner following (that is to say)

the portion part or share parts or shares of such of them as shall be a daughter or daughters shall be transferred or assigned to her or them respectively at her or their age or respective ages of 21 years or day or respective days of marriage (which shall first happen) and the portion part or share parts or shares of such of them as shall be a son or sons shall be transferred or assigned to him or them respectively at his or their age or respective ages of 21 years and if any such child or children being a daughter or daughters shall depart this life under the age of 21 years not having been married or being a son or sons shall depart this life before he or they respectively shall attain the age of 21 years then I direct the part or share or parts or shares as well accruing as original of him or them so dying to go and accrue to and become vested and transmissible in the others or other of them in equal proportions (if more than one) at or from such time or times as his her or their original share or shares shall become vested or transmissible by virtue of this my will and shall be transferred or assigned at such time or times as such original share or shares shall become transferable or assignable or as soon as afterwards as circumstances will permit

and my will is and I do hereby direct that all and every the share and shares by me so directed to accrue shall from time to time accrue together with the original share or shares until such original share or shares shall by virtue of this my will become vested and upon this further trust that they my said trustees and the survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do in the mean time pay and apply all or a competent part of the interest and annual proceeds of the said Bank annuities for and towards the maintenance and education or otherwise for the benefit of such child or children until their

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respective shares of the principal shall become transferable or assignable to them in proportion to their respective shares and interests or presumptive or expectant shares and interest therein

and as to for and concerning the further sum of £3,000 Irish money (further part of the residue of my said personal estate) upon trust that they my said trustees and the survivors and survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do lay out and invest the same in the purchase of Bank Consolidated £4 per cent annuities in their or his names or name as the case may happen and in the payment of brokerage for the purchase thereof

and my will is and I do hereby direct that my said trustees and the survivors and survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do stand and be possessed of and interest in the said Bank Consolidated £4 per cent annuities In trust for **my said grandsons Robert Gregory and William Gregory** equally to be transferred and assigned unto them respectively upon their attaining their respective ages of 21 years and in case one of them should die under the age of 21 years then the survivor to take the whole and to accumulate the interest in the mean time for their or his benefit and as to for and concerning the further sum of £6,000 Irish money (further part of the residue of my said personal estate) upon trust that they my said trustees and the survivors and survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do lay out and invest the same in the purchase of Bank £5 per cent annuities in their or his names or name as the case may happen and in the payment of brokerage for the purchase thereof

and my will is and I do hereby direct that my said trustees and the survivors and survivor of them and the ex'ors adm'ors and assigns of such survivor shall and do stand and be possessed of and interested in the said Bank 5 per cent annuities In trust for **my said granddaughters the said Anna Maria Frances Rees and Anne Gregory** equally to be transferred and assigned unto them respectively upon their attaining their respective ages of 21 years or the day or respective days of marriage which shall first happen and in case one of them should die under the age of 21 years unmarried then the survivor to take the whole and to accumulate the interest in the mean time for their or her benefit

and as to for and concerning all the rest and residue of my said personal estate whatsoever and wheresoever In trust for **my said sons Richard and William** in equal proportions share and share alike but in case either of my said sons **Richard and William** shall die in my lifetime then In trust for the survivor and in case both my said sons **Richard and William** die in my lifetime then In trust for **my said grandsons Robert and William and my said granddaughters Anna Maria Frances Rees and Anne Gregory** share and share alike and in case any of them my said grandsons and granddaughters should die under the age of 21 years then the survivors and survivor to take the whole of the residue of my said personal estate and to accumulate the interest in the mean time for their his or her benefit provided always nevertheless

and my will is and I do hereby further direct and declare that notwithstanding any of the trusts aforesaid it shall and may be lawful to and for the said **Alexander Marsden and my said sons William and Richard** and the survivors and survivor of them and the ex'ors adm'ors and assigns of such survivor when and as they or he shall find it necessary or expedient from time to time to make sale of all or any of the Bank annuities wherein any part or parts of my property shall be invested and to place out and invest all and every or any part or parts of the money to arise by the sale of such Bank annuities or any part thereof upon good security of real estates or on Government securities or upon other parliamentary funds and from time to time as occasion shall require to alter vary and transpose such securities or funds and that all such said securities or funds so taken and the monies ? thereupon or therein shall be and remain vested in them my said trustees and the survivor of them and ex'ors adm'ors and assigns of such survivor upon such and the same trusts and to and for such and the same interests and purposes as art by me hereinbefore declared and directed or expressed of and concerning the said Bank Consolidated 3 per cent annuities Bank 4 per cent annuities and Bank 5 per cent annuities respectively or such of the said trusts respectively as shall be then subsisting and capable of taking effect provided always

and my will is and I do hereby further direct and declare that in case any of them the said **Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly and Alexander Marsden and my said sons Richard and William** or any succeeding or future trustees or trustee of this my will shall die before the trusts then ? thereof shall be fully executed and performed then and so often it shall and may

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be lawful to and for the survivors or survivor of my said trustees for the time being by any writing or writings under their or his hands and seals or hand and seal to nominate and appoint any other fit person to be a trustee conjointly with the surviving trustees or trustee for the purposes aforesaid in the place or stead of either of my said trustees so dying and immediately or as soon as may be after every such nomination shall have been made the said term of 99 years and the heredit therein comprized together with the several trust monies and securities or funds and premises then vested in the surviving trustees or trustee In trust as aforesaid shall be assigned and transferred so and in such manner as that the same may become respectively legally and effectually vested in such now appointed trustees or trustee in conjunction with the then surviving trustees or trustee upon the several trusts

and to and for the several intents and purposes and under and subject to the powers provisoes directions and declarations by me herein declared directed or expressed of and concerning the same respectively or such of the said trusts and powers as shall be then subsisting and capable of taking effect or of being executed or performed and such new appointed trustees or trustee shall and may thereupon act in the management and execution of the same trusts in like manner to all intents and purposes and shall have and be vested with the same powers and authorities as if they or he had been originally named trustees or a trustee by this my will and I do hereby nominate constitute and appoint the said **Alexander Marsden and my said sons Richard Gregory and William Gregory executors of this my last will and testament and the said Earl of Clancarty, Saint George Daly, Charles Vereker and James Daly trustees and superintendants of my said estates in Ireland aforesaid provided always**

and I do hereby further declare my will to be that it shall and may be lawful to and for my said trustees and executors acting under this my will respectively and their respective heirs, ex'ors and adm'ors by and out of all or any of the monies which by virtue of this my will or any of the trusts or powers herein declared or given shall come to their or any of their hands to deduct and retain to and reimburse themselves respectively and also to allow to their respective co-trustee and executor their respective heirs, ex'ors adm'ors and assigns all such costs charges damages and expenses as they respectively shall or may sustain incur or be put unto in or about the execution of the several trusts and powers hereby in them respectively reposed or vested or any of them or of this my will

and also that the said trustees and ex'ors respectively their respective heirs ex'ors and adm'ors shall be charged and chargeable only each and every of them for and with his her and their own respective receipts with or for any sum payments acts and wilful defaults and not otherwise and shall not be charged or chargeable with or for any sum or sums of money other than such as shall actually come to their respective hands by virtue of this my will (the joining in receipts for form sake notwithstanding) that no trustee of this my will paying or consenting to the payment of money to a co-trustee thereof with a bona fide intent to accelerate the performance of the trusts thereof shall be responsible for the conduct or misconduct of the trustee receiving the same nor answerable for his application or misapplication of such money nor shall any such trustee be charged nor chargeable with or for any loss or damage which shall or may happen in or about the execution of the several trusts or powers hereby in them respectively reposed or vested or of this my will without their respective wilful default

and lastly hereby revoking all former and other wills and codicils by me at anytime heretofore made I declare this to be my last will and testament in witness whereof I have to this said will and testament contained in this and the 14 preceeding sheets of paper hereunto annexed set my hand and seal (to wit) my hand at the bottom of every of the said preceeding sheet my hand and seal to this last sheet and my seal to the top of the first of the said preceeding sheets where all the said sheets are fixed together and of this my will I have executed or intend to execute a duplicate in like manner the day and year first before written - **Rob't Gregory (Ls)**

the writing contained in this and the 14 preceeding sheets was signed and sealed by **Robert Gregory** esquire the testator and by him published as and for and declared to be his last will and testament in the presence of us who in his presence and that of each other have hereunto subscribed our names as witnesses to such signing sealing and publishing the words and my said grandsons being first inter? in the powers for jointuring and portioning and the testators initials set opposite to the several places where inter? are made

Tho Collins of Berners Street esq - **J Rennell** of Suffolk Street, Middx Hospital? esq - **Alex Murray** of Lyconds Inn London

Proved at London 24th Sept 1810 before the worshipful Samuel Pearce Parson Dr of Laws and Surr(ogate)? by the oaths of Richard Gregory esq and William Gregory esq the sons and two of the ex'ors to whom admon was granted having been first sworn duly to administer power reserved to Alexander Marsden esq the other ex'or.

(PRO - PROB 11/1515)