

[Cover]

In Chancery

19 March 1851

Gurney	}
	}
	}
v	}
	}
	}
Duckett	}

Decree

Sharpe Field & Jackson

[1]

Vice Chancellor	}
Knight Bruce	}

M Colville Repr.

(Note on left hand half of page: “8th Jan 1852 EDC” around a stamp with the words REPORT OFFICE then followed by “is the Master to whom Taxation of costs in this cause is referred” all crossed out. Then a further note in a different hand “Sitting Master” with “£3.10.0 below” followed by “9th January 1851 Mr Baines is the taxing master in rotation to whom the taxation of cost in these causes is referred (signed) H R Baines Sitting Master” and at the bottom of the page “844” or “S44”)

(Text as follows on right hand half of page)

Wednesd.ay the 19th day of March in the 14th Year of the Reign of Her Majesty Queen Victoria 1851

Between Richard Hanbury Gurney -----Co-Plt (*Plaintiff*)

Sir George Duckett John Benjamin Heath John Druce Ellen Yatman Wm Hamilton Yatman John Wright Edmd. Wm. Jerningham George Floyd Duckett and Isabella his Wife George

Burrard and Isabella his Wife Anthony George Wright Biddulph Sir Henry Pottinger Walter Warde Wm. Alexr. Mackinnon the Younr. (*Younger*) Henry Birkbeck (since deced) Dominic Jno. Corrigan Henry Robinson Margaret Campbell Mary Campbell Clare Campbell Hy Campbell Henry Burton Robert

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Burton Jno. Bartlett Wm. Eyke (since deceased) Anthony Jno. Wright Biddulph Vincent Eyre Thos. Barnewell Wm. Blount Chas. Weld Michl. Ellison George Charlewood Edward Edwards-----Defts (*Defendants*) By Original Bill
And Between Richard Hanbury Gurney-----Co-Plt
Elizabeth Lucy Birkbeck Henry Birkbeck & Jno. Henry Gurney-----Defts by Supplemental Bill

These Causes coming on this present Day to be heard & debated before ~~this~~ the sd. Court in the presence of Counsel learned on all sides and the pleadings being opened Upon debate of the matter and hearing the Act of Parliament passed in the 6th year of the reign of his late Majesty George the 3rd intitd. (*intituled*) An Act for making & continuing Navigable the River Stort in

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the Counties of Hertford & Essex

An exhibit marked B being a Memdum. (*Memorandum*) of Transfer dated **17 Nov 1824** under the hand and seal of the said Deft. Sir George Duckett

An exhibit marked C being an Indre. (*Indenture*) of Lease dated **16th Day of Nov 1824** made betn. the Deft. Sir George Duckett of the one part and the Co-Plt. of the other part

An exhibit marked D being an Indre. of Release dated the **17th Day of Nov 1824** made betn. the sd.. Deft. Sir George Duckett and Dame Isabella his Wife of the one part and the Co-Plt. of the other part

Certain Indres. of Fine betn. the sd.. R. H. Gurney Co-Plt. and the sd.. Sir George Duckett & Isabella his wife deforcients (*One who keeps out of possession the rightful owner of an estate.*)

~~An Indre Dated~~

(Stamp "*REPORT OFFICE*" and initials EDC with the following insertion) "Certain Indentures of Lease and Release dated the **7th and 8th days of May 1834**, the Release made between Henry Ellis Charles Barry Baldwin Lewis Powell Robert Pugh & Moses Asher Goldsmid of the first part the said deft. Sir George Duckett of the second part the said Anthy. George Wright Biddulph of the 3rd part & the said Defts John Wright Edm Jerningham Sir George Duckett and Francis Giles of the fourth part An indre dated"

the **8th day of May 1834** made betn. the sd. Deft. Sir George Duckett and Dame Isabella his Wife of the one part & the sd.. Defts Jno. Wright Edmd. Wm. Jerningham & Sir George

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Duckett & Francis Giles (since deced.) of the other part

(Stamp "*REPORT OFFICE*" and initials EDC with the following insertion) "& Deed Poll dated the **31st May 1836** under the hands and seals of the said deft. John Wright and Edmund William Jerningham"

An exhibit marked A being an Indre. of Further Security made betn. the Deft. George Floyd Duckett of the 1st part the Defts George Burrard & Isabella his wife of the 2nd part the said

Deft. Sir George Duckett of the 3rd part the sd.. Co-Plt. of the 4th part and the said Deft. Hy. Birkbeck of the 5th part An Exhibit marked E being a Certife. (*Certificate*) of the burial of Simon Martin An Exhibit marked F being a Certife. of the burial of Wm Unthank An Exhibit marked G being a Certife. of the burial of Wm. Yatman.

the Defts Answers read & the proof taken in these Causes read and what was alleged by Counsel on all sides

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~~This Court doth~~The sd.. Court did Order that it shd.. be referred to the Master of ~~this~~ the sd.. Court in rotation to take an Account of what ~~is~~ was due to the Co-Plt. for principal Interest and Costs on his Mortgage bearing date the **16th and 17th days of November 1924** in the pleadings mentioned

And it ~~is~~ was Ordered that it should be referred to the taxing Master of this Court in rotation ~~to~~ to tax the Co-Plts Costs of these Suits

And it ~~is~~ was Ordered that the said Master do certify the total amount due for principal Interest and Costs to the Co-Plt.

And upon payment to him by the Defts. John Benjamin Heath John Druce ~~and~~ Ellen Yatman and William Hamilton Yatman ~~or any of them~~ of what ~~shall~~ shd.. be found due for such total amount within six months after the said Master ~~shall~~ should appoint

It ~~is~~ was ordered that the Co-Plt. ~~do~~ should convey his interest in all the ~~said~~ (*Stamp "REPORT OFFICE" and initials EDC with the following insertion*) "premises comprised in the said Indentures of

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(*Stamp "REPORT OFFICE" and initials EDC at intervals in the margin to authorise alterations throughout the rest of the document*)

the **16th and 17th days of November 1824** ~~premises~~ in the pleadings mentioned free and clear of and from all Incumbrances done by him or any other person or persons claiming by from or under him and deliver up all deeds and writings in his custody or power relating thereto or both to the said Defts John Benjamin Heath John Druce ~~and~~ Ellen Yatman and William Hamilton Yatman or as they shall direct

But in case on the one hand the said John Benjamin Heath John Druce Ellen Yatman and William Hamilton Yatman shall redeem the Co-Plt as aforesaid then

It ~~is~~ was Ordered that the said Master ~~do~~ shd.. compute Interest on what they shall so pay to the Co-Plt at the like rate of Interest

And it ~~is~~ was Ordered that he ~~do~~ shd.. take an Account of the said last named Defts Mortgage in the pleadings mentioned and calculate Interest thereon

And it ~~is~~ was Ordered that the said taxing Master ~~do~~ shd. ~~to~~ tax their costs of ~~these~~ this suits

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And it ~~is~~ was Ordered that the said Master ~~do~~ shd. certify the total amount which ~~will~~ would*~~e~~ be due to him in respect of what they ~~shall~~ shd. have paid to the Co-Plt with Interest thereon as aforesaid and for principal Interest and Costs on their own Mortgage

And upon payment by the Defts Anthony George Wright Biddulph and John Wright as surviving Executors of Mary Winifred Countess St Martin de Front and John Wright and Edmund William Jerningham as Trustees for them as in the pleadings mentioned in respect of the three thousand pounds and the Defts Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and John Wright and Edmund William Jerningham as their Trustees as in the Pleadings mentioned in respect of Five thousand pounds and the Defts Henry Burton Robert Burton John Bartlett ~~William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewell William Blount Charles Weld Michael Ellison George Charlewood and Edward

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Edwards and John Wright and Edmund William Jerningham as their Trustees as in the pleadings mentioned in respect of the seven thousand pounds of what the said Master ~~shall~~ shd. certify to be such last mentioned total amount within three Months after the said Master ~~shall~~ shd. have made his subsequent report at such time and place as the said Master shall appoint

It ~~is~~ was Ordered that the Defts John Benjamin Heath John Druce ~~and~~ Ellen Yatman and William Hamilton Yatman do convey the said Mortgaged premises so conveyed to them by the Co-Plt as aforesaid free and clear of and from all Incumbrances done by them or by any other person or persons claiming by from or under them and deliver over on Oath all deeds and writings in their custody or power relating thereto to the said Defts John Wright and Edmund William Jerningham as such Trustees as thereinbefore mentioned

But in default of such redemption by the said Defts Anthony George

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Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid or any of them they ~~are~~ were thenceforth to stand absolutely debarred and foreclosed of and from all right Title Interest and equity of redemption of in and to the hereditaments comprized in the Co-Plts Mortgage Deeds of the **16th and 17th days of November 1824**

And in that case It ~~is~~ was Ordered that the said Master ~~do~~ shd. then compute subsequent Interest

And It ~~is~~ was ordered that the said taxing Master  ~~do~~ shd. tax the subsequent Costs of the said Defts John Benjamin Heath John Druce Ellen Yatman and William

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Hamilton Yatman

And it ~~is~~ was Ordered that the said Master ~~do~~ shd. certify the total amount which will be due on taking such last mentioned amount and for ~~of such~~ Costs and in the Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or any of them paying to the said Defts John Benjamin Heath John Druce Ellen Yatman and William Hamilton Yatman what the said Master ~~shall~~ shd. certify to be such total amount within three

Months after the said Master ~~shall~~ shd. have made his further report at such time and place as the said Master shall shd. appoint

It is Ordered that the said Defts John Benjamin Heath John Druce Ellen Yatman and William Hamilton Yatman ~~do~~ shd. convey the said Mortgaged premises so conveyed to them by the Co-Plt as aforesaid free and clear of and from all Incumbrances done by them or by any other person or persons claiming by from or under them and deliver

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over on Oath all deeds and writings in their custody or power relating thereto to the said Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger But in default of the said Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or any of them so redeeming the said Defts . John Benjamin Heath John Druce Ellen Yatman and William Hamilton Yatman the said Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger ~~are~~ were thenceforth to stand absolutely debarred and foreclosed of and from all right title interest and equity of redemption of in and to the said Mortgaged premises comprized in the Indentures of Mortgage

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dated the **16th and 17th days of November 1824** But if the said Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and. Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid shall shd. redeem the said Defts John Benjamin Heath John Druce ~~and~~ Ellen Yatman and William Hamilton Yatman within the time aforesaid It ~~is~~ was Ordered that the said Master do calculate Interest on what the said Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John

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~~Bartlett and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said ~~the said~~ John Wright and Edmund William Jerningham as their Trustees as aforesaid shall have paid to the said Defts John Benjamin Heath John Druce Ellen Yatman and William Hamilton Yatman after the same rate of Interest and also do take an account of what ~~is~~ was due to them for principal and Interest on their Mortgage in the pleadings mentioned And it ~~is~~ was ordered that the said taxing Master ~~do~~ do tax them their Costs And it ~~is~~ was ordered that the said Master do certify the total amount which will be due on taking such last mentioned Accounts and for Costs

And on the Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or any of them paying to the said

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Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John Bartlett ~~William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid what the said Master ~~shall~~ shd. have made a report thereon at such time and place as the said Master shall appoint It ~~is~~ was ordered that the Defts John Wright and Edmund William Jerningham as such Trustees as aforesaid ~~do~~ shd. convey the said Mortgaged premises so conveyed to them by the said Defts John Benjamin Heath John Druce Ellen Yatman and William Hamilton Yatman free and clear of and from all Incumbrances done by them or any person or

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persons claiming by from or under them and deliver over on Oath all deeds and writings in their custody or power relating thereto to the said Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or to whom they ~~shall~~ shd. appoint But in default of the said Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or any of them so redeeming the said Mortgaged premises as last aforesaid they ~~are~~ were thenceforth to stand absolutely debarred and foreclosed of and from all right title Interest and equity of redemption of in and to the Mortgaged premises comprized in the said Indentures dated the **16 and 17 days of November 1824**

But if on the other hand the said Defts John Benjamin Heath John Druce Ellen

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Yatman and William Hamilton Yatman ~~shall~~ shd. not redeem the Co-Plt within the time first aforesaid then the said Defts John Benjamin Heath John Druce Ellen Yatman and William Hamilton Yatman ~~are~~ were thenceforth to stand absolutely debarred and foreclosed of and from all right title interest and equity of redemption of in and to the premises comprized in the Indentures dated the **16th and 17 days of November 1824** and in that case It ~~is~~ was ordered that it should be referred to the said Master to calculate subsequent Interest on the Co-Plts Mortgage

And It ~~is~~ was Ordered that the said taxing Master ~~do~~ shd. tax the Co-Plt his subsequent Costs And it ~~is~~ was ordered that the said Master do shd. certify the total amount which ~~will~~ wld be due to him and on the ~~said~~ said Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry

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Campbell and Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said ~~the said~~ John Wright and Edmund William Jerningham as their Trustees as aforesaid ~~their~~ paying to the Co-Plt what the said Master ~~shall~~ shd. certify to be such total amount within three Months after the said Master ~~shall~~ shd. have made his Report thereon at such time and place as the said Master shall appoint

It ~~is~~ was Ordered that the Co-Plt ~~do~~ shd. convey the said Mortgaged premises comprized in the said Indentures dated the **16th and 17th days of November 1824** free and clear of and from all Incumbrances done by him or by any person or persons claiming by from or under them and deliver over on Oath all deeds and writings in their custody or power relating thereto to the said Defts. John Wright and Edmund William Jerningham as such Trustees

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as aforesaid But in default of the said Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid or any of them so redeeming the Co-Plt within the time last aforesaid the said last named Defts are thenceforth to stand absolutely debarred and foreclosed of and from all right title Interest and Equity of Redemption of in and to the said Mortgaged premises comprized in the said Indentures dated the **16th and 17th days of November 1824**

And in that case It ~~is~~ was ordered that the said Master ~~do~~ shd. calculate subsequent Interest in the Co-Plts said Mortgage And it ~~is~~ was ordered that the said taxing Master

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~~do~~ shd. tax him his further subsequent Costs

And it ~~is~~ was Ordered that the said Master ~~do~~ shd. certify the total amount due thereon and on the Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or any of them paying to the Co-Plt what the said Master ~~shall~~ shd. certify to be such last mentioned total amount within three Months after the said Master ~~shall~~ shd. have made his Report thereon then It ~~is~~ was ordered that the Co-Plt ~~do~~ shd. convey the said Mortgaged premises comprized in the Indentures dated the **16th and 17th days of November 1824** and also reassign the annuities & ~~the~~ premises comprized in the said Indenture of further Security of the **23rd day of July 1844** and thereby assigned free and clear of and from all Incumbrances done by him or any person or persons claiming by from or under them and deliver over on Oath all deeds and writings in his custody

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or power relating ~~to either of the said premises~~ thereto respectively to the Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or to whom they ~~shall~~ should appoint but in default of the said Defts Sir George Duckett George

Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or any of them so redeeming the Co-Plt within the time last aforesaid the said last named Defts ~~are~~ were thenceforth to stand absolutely debarred and foreclosed of and from all right title interest and equity of redemption of in and to the Mortgaged premises comprized in the said Indentures dated the **16th and 17th days of November 1824** and of in and to the said annuities and premises assigned by the said Indentures dated the **23rd day of July 1844** But if the Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson

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Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid ~~shall~~ shd. redeem the Co-Plt within the time herein before mentioned then

It is Ordered that it shd. be referred to the said Master to calculate Interest on what the said Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid ~~shall~~ shd. have paid to

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the Co-Plt and to take an account of what ~~is~~ was due to them for principal and Interest in respect of the Mortgage in the pleadings mentioned

And ~~it is~~ was ordered that the taxing Master ~~do~~ shd.  tax them their Costs

And ~~it is~~ was Ordered that the Master ~~do~~ shd. certify the total amount due on taking such last mentioned accts & for costs and on the Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or any of them paying to the said Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid what the said

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Master ~~shall~~ shd. certify to be such total amount as aforesaid within three Months after the said Master shall shd. have made his report thereon at such time and place as the said Master ~~shall~~ shd. appoint

It ~~is~~ was Ordered that the said Defts John Wright and Edmund William Jerningham ~~do~~ shd. convey the said premises so conveyed to them free and clear of and from all Incumbrances done by them or by any other person or persons claiming by from or under them and deliver

over on Oath all deeds and writings in their custody or power relating thereto to the said Defts. Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger or as they shall direct But in default of the said Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger so redeeming the

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Defts Anthony George Wright Biddulph and John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Mary Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton John Bartlett ~~and William Eyke~~ Anthony John Wright Biddulph Vincent Eyre Thomas Barnewall William Blount Charles Weld Michael Ellison George Charlewood and Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees as aforesaid within the time aforesaid the said Defts Sir George Duckett George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger are ~~were~~ thenceforth to stand absolutely debarred and foreclosed of and from all right title interest and equity of redemption of in and to the premises comprized in the said Indentures of the **16 and 17 days of November 1824** And for the better taking the said Accounts the parties ~~are~~ were to produce before the said Master upon Oath all books

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papers and writings in their custody or power relating thereto and ~~are~~ were to be examined upon Interrogations as the said Master ~~shall~~ shd. direct who in taking the said Accounts ~~is~~ was to make unto the parties all just allowances

And any of the parties are to be at liberty to apply to this court as there ~~shall~~ shd. be occasion. But nothing therein contained ~~is~~ was to prejudice or affect any right title or Interest of any party or parties whomsoever other than the said Defts George Floyd Duckett and Isabella his Wife George Burrard and Isabella his Wife Sir Henry Pottinger Walter Warde and William Alexander McKinnon the Younger under or by virtue of certain Indentures of Lease and Release and a certain Declaration of Trust in the pleadings respectively mentioned the said Indentures of Lease and Release bearing Date respectively the 7th and 8th days of May 1834 and the said Declaration of Trust also bearing date the said 8th day of May 1834 and the said

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Indenture of Release being made between Henry Ellis Charles Barry Baldwin Lewis Powell Robert Pugh and Moses Asher Goldsmid of the first part the said Deft Sir George Duckett of the second part the said Anthony George Wright Biddulph therein called Anthony George Wright of the third Part and the said Defts John Wright Edmund William Jerningham and Sir George Duckett and Francis Giles therein described of the fourth part and the said Indenture of Declaration of Trust being made between the said Defts Sir George Duckett and Dame Isabella his wife of the one part and the said Defts John Wright and Edmund William Jerningham and Sir George Duckett and the said Francis Giles of the other part in to or out of any of the hereditaments and premises in such several last mentioned Indentures comprized other than such of the hereditaments and premises as ~~are~~ were comprized in the said Co-Plts Securities of the 16th and 17th days of November 1824

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