

[Cover face]

In Chancery

29th July 1853

Gurney	}	
	}	
v	}	Order
	}	
Duckett	}	

Sharpe & Co
41 Bedford Row

[Cover reverse]

29 Aug 1853

Attg betw 11 & after 12 to rece
CH

29 Septr 1853

Attended at Rolls Chapel fm bef 11 till after 12 oclk at noon to rece
mtge money
JH

[1]

Vice Chancellor Stuart
at Chambers

Mr Hussey Repr

Friday the 29th day of July in the 17th Year of the reign of Her Majesty Queen Victoria 1853

Between Richd. Hanbury Gurney	Plt (<i>Plaintiff</i>)
Sir George Duckett and others	Defts (<i>Defendants</i>)
And Between Richd. Hanbury Gurney	Plt
Elizabeth Lucy Birkbeck and others	Defts

Upon the application of the Plt and upon hearing the Solrs. (*Solicitors*) for the Plt and for the Defts Elizth. Lucy Birkbeck and John Henry Gurney Sir George Duckett Edmd. Wm. Jerningham Thos. Barnewell Wm. Blunt Chas. Weld Michl. Ellison George Charwood & Edwd. Edwards John Benjn. Heath John Druce Ellen Yatman & Wm. Hamilton Yatman Jno. Wright & Geo. Burrard and Isabella his wife And upon reading an Afft (*Affidavit*) of Wm. Philp filed the

1488

[2]

29th day of July 1853 of Service of Summons on Defts Anthy. Geo. Wright Biddulph Anthy. Jno. Wright Biddulph Vincent Eyre Sir Hy. Pottinger George Floyd Duckett & Isabella his wife Walter Warde Wm. Alexr. MacKinnon the Yor. (*Younger*) Dominic Jno. Corrigan Hy. Robinson Margt. Campbell My. Campbell Clare Campbell Hy. Campbell Hy. Burton Robt. Burton and Jno. Bartlett the Decree dated the **19 day of March 1851** the Masters Rept. dated resply. the **20th day of Feby. 1852** and the **22nd day of March 1853** an Order dated the **17th day of Decr. 1852** an afft. of Geo Seymour filed the **23rd day of July 1853** an Afft. of the Plt filed the **25th day of July 1853**

It is ordered that the Order dated the **17th day of December 1852** shd. be discharged And it is was Ordered that the Defts John Benjamin Heath John Druce Ellen Yatman & Wm Hamilton

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Yatman to pay the sum of Thirty nine thousand three hundred and ninety five pounds sixteen shillings and four pence the amount due to the Co-Plt for principal Interest and Costs in his Mortgage of the **16 and 17 days of November 1824** up to the **19th day of July 1853** to the said co-Plt at the Chapel of Rolls in Chancery Lane London on **Monday the 29th day of August 1853** between the hours of 11 and 12 o'Clock in the forenoon and in default of such payment It is was ordered that the said Defts ~~do~~ shld. stand foreclosed according to the Decree dated the **19th day of March 1851** And in default of such payment by the last named Defts It is was Ordered that the Defts Anthony George Wright Biddulph John Wright Dominic John Corrigan Henry Robinson Edmund William Jerningham Margaret Campbell Clare Campbell and Henry Campbell and Henry Burton Robert Burton and John Bartlett Anthony

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John Wright Biddulph Vincent Eyre Thomas Barnwell William Blount Charles Weld Michael Ellison George Charlwood Edward Edwards and the said John Wright and Edmund William Jerningham as their Trustees ~~do~~ shd. pay the said Sum of Thirty nine thousand three hundred and ninety five pounds sixteen shillings and four pence to the said Co-Plt at the Chapel of Rolls aforesaid on **Thursday the 29th day of September 1853** between the hours of 11 and 12 o'Clock in the forenoon and in default of such payment It is was ordered that the said Defts ~~do~~ shld. stand foreclosed according to the Decree And in default of such payment by the said last named Defts It is was ordered that 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 Mackinnon the Younger ~~do~~ shd. pay the said sum of Thirty nine thousand three

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hundred and ninety five pounds sixteen shillings and four pence to the said Co-Plt at the said Chapel of Rolls in Chancery Lane London on **Thursday the 29th day of December 1853** between the hours of 11 and 12 o'Clock in the forenoon and in default of such payment It is was ordered that the said last named Defts ~~do~~ shd. stand foreclosed according to the said Decree the Co-Plt appropriating the net monies received by him for Tolls and otherwise in respect of the Mortgaged premises after the said **19th day of July** towards the payment of the subsequently accruing Interest and of the Sums so received ~~shall~~ shd. be less than the subsequently accruing Interest waive all claim to the balance of such interest

Entdfor EA