

On the Twenty eighty day of March 1859 the Will with one codicil thereto of Frances Strong late of Heightside House in the Forest of Rossendale in the County of Lancaster Widow deceased, who died on the twenty second day of January 1859, at Heightside House aforesaid was proved in the District Registry attached to Her Majesty's Court of Probate at Lancaster, by the Oath of George Hargreaves of Newchurch in the Forest of Rossendale aforesaid Esquire and John Whitaker late of Broadclough in the said Forest but now of Glamafon Hall in the county of Salop Esquire the Executors therein named they having been first sworn duly to administer, ~~power being reserved of making the like Grant to the other Execut theirin named the other Executor having renounced the Probate and Execution of the said Will and Codicil~~

Effects under £25,000

Extracted by H Hargreaves I Bolton of Blackburn Solicitors

John Sharp, District Registrar

No Leasehold

This is the last Will and Testament of me Frances Strong of Heightside House in the Forest of Rossendale and County of Lancaster Widow which I make now whilst I am sound and disposing mind memory and understanding as followeth that is to say in the first place I will and direct that all my just debts funeral and testamentary expenses and other incident charges shall be fully paid and discharged by my Executors hereinafter named forth and out of my personal estate And I direct that my body shall be decently interred at the Parochial Chapel in Rossendale aforesaid at the discretion of my Executor And I give and devise unto Miss Margaret Hargreaves of Newchurch aforesaid (sister of my trustee and executor hereinafter named George Hargreaves Esquire) all that the Mansion House with the outbuildings garden and appurtenances now in my own occupation called Height Side House aforesaid and also all that the messuage and tenements farm lands and premises adjoining called Heightside and also all that the barn and farm adjoining called Clough Lane and also all that the close of land also adjoining called Clough Lane Meadow, which said lands and premises lie on the Higher or North Easterly side of the Haslingden and Todmorden Old Turnpike road To have and to hold the same with them and every of their rights members and appurtenances unto the said Margaret Hargreaves her heirs and assigns for ever, it being my wish nevertheless that the said Margaret Hargreaves should if possible herself occupy and reside in my said dwelling house called Heightside House aforesaid And I give and devise unto Peter Cropper and James Bowness the natural son of James Lord late of Thorn near Bacup in the said County Gentleman deceased all that my undivided moiety a equal half part or share of and in all that my freehold messuage farm and tenement called Tonge situate within Spotland in the parish of Rochdale in the said County and of and in all the ground rents issuing and payable herefore to have and to hold the same with the rights members and appurtenances thereto belonging unto them the said Peter John Cropper and James Bowness their several and respective heirs and assigns for ever as Tenants in common and not as joint tenants subject nevertheless to the proviso next following, that is to say that if either of them the said Peter John Cropper and James Bowness should be dead at my decease or should afterwards die under the age of Twenty one Years without lawful issue then I desire the share intended for him unto the other of them his heirs and

assigns forever And I give and bequeath unto George Hargreaves of New Church aforesaid Esquire all those my four copyhold dwelling houses situate at Newchurch aforesaid ~~Esquire~~ To have and to hold the same with their and every of their rights members and appurtenances with him the said George Hargreaves his heirs and assigns for ever And I give desire and bequeath (1 Frances Strong Witnesses Laurence Taylor, George Sanderson) all that my pew in the South Gallery of the Parochial Chapel of Newchurch aforesaid unto my housekeeper Lucy Redman absolutely And I Direct my trustees and executors hereinafter named to invest the sum of one thousand pounds out of my purely personal estate on Government or real security or on security of any public company in England and Wales actually paying a dividend and incorporated by act of parliament, and to vary alter and transpose said securities when and as they think proper and pay the interest dividends and proceeds thereof in money clothing or otherwise at their discretion amongst deserving poor people resident within Deadwen Clough in Rossendale aforesaid forever, such distribution to take place Yearly on the thirteenth day of October, being my birth day And I give and bequeath unto Catherine the daughter of my friend Stansfield Rawson Esquire my Silver Kettle, stand and Tray, and also the china bowl and Jug which usually stand in the Dining Room of my said dwelling house. And I give and bequeath unto Mrs Patrick of Cloughfold in the said Forest one of my two silver Opergnes (one of which represents the Three Graces) which of the two she shall prefer and the other I give and bequeath to her sister Mrs Slater And I give and bequeath unto the said George Hargreaves my [] Bible and [] [] And I give and bequeath a Bible each to Ann and Mary the two daughters of the late Robert Ashworth of Bridleway And I give and bequeath Dr Porteur's Lectures to Maud Widow of the late John Woods of Waterfoot And I give and bequeath all my wearing apparel to my said Housekeeper Lucy Redman but desire her to give a few articles, suitable for her station to my Maid servant Ann Evans And I give devise and bequeath all the rest residue and remainder of my real estate and all part or shares of such and also the rest residue and remainder of my personal estate and effects whatsoever and wheresoever unto the said George Hargreaves and Robert Ashworth of Newchurch aforesaid Cotton Manufacturer their heirs executors administrators and assigns to have and to hold the same unto and to the use of them the said George Hargreaves and Robert Ashworth their heirs executors administrators and assigns according to their several natures and qualities upon the trusts and to and for the uses and purposes hereinafter mentioned that is to say Upon Trust that they the said George Hargreaves and Robert Ashworth or the survivor of them of their heirs executors administrators assigns of such survivor do and shall as soon as conveniently may be after my decease sell and absolutely dispose of the same either together or in lots by public auction or private contract as to them or him shall seem expedient for the best price or prices in money that can be reasonably had or obtained for the same respectively and respectively to convey surrender and transfer the same accordingly And I declare that the receipt or receipts of the said (2 Frances Strong Witnesses Laurence Taylor George Sanderson) George Hargreaves and Robert Ashworth or the survivor of these or the heirs executors administrators or assigns of such survivor shall be a good and sufficient discharge a good and sufficient discharge (sic) to the purchaser or purchasers thereof for his her or their purchase money or for so much thereof as in such receipt or receipts shall

be acknowledged or expressed to be received and that such purchaser or purchasers his her or their heirs executors administrators or assigns shall not afterwards be answerable or accountable for the loss misapplication or non-application thereof or any part thereof And I give and bequeath thereof the following legacies that is to say to my cousins Sarah Harrop and Mary Harrop the sum of Three hundred pounds apiece to my cousins William Bury and Edward Bury the sum of Two thousand pounds apiece to my Cousin Frank Bury the sum of one thousand pounds to by cousins Mrs Eliza Swainson of Liverpool Mrs Davison of Liverpool Mrs Margaret Arnold of Liverpool, Mrs Fern Mrs Sarah Ann Marriott and Mrs Louisa Hobson (sisters of Mr Arnold) the sum of Three hundred pounds apiece also to Mrs Judith Butterworth of Thorn Mrs Bradbury of Huddersfield, Mrs Elizabeth Lad of Thorn and Mrs Waitte of Bristol the sum of Three hundred pounds apiece to Mrs Ashworth Widow of the late Richard Ashworth of Boothfold House the sum of Two hundred pounds to Mrs George Ormerod of Fern Hill and his niece Mrs Whitaker the only daughter of the late James Whitaker Esquire of Broad Clough the sum of one hundred pounds apiece to Mrs Harker the daughter of the said George Ormerod the sum of Two hundred pounds to the said George Hargreaves my trustee the sum of one hundred pounds and to his sister Mrs Susannah Ormerod the sum of fifty pounds to the Reverend William Brewster formerly Curate of New Church aforesaid the sum of fifty pounds to Miss Frances Mary Thelwell of Llanbedr and Miss Cecilia Davies of Monmouth my God daughters the sum of one hundred pounds a piece to the said Mrs Salter of Lane Side Mrs Patrick of Cloughfold and their niece Mary Alice Ashworth of Cloughfold my God daughter the sum of one hundred pounds apiece to Miss Mary Ashworth of New Church formerly Housekeeper to my late sister Mrs Ablett the sum of fifty pounds to the said Mary Ashworth and Ann Ashworth daughters of the said late Robert Ashworth of Bridleway and the said cousin Mrs Wood Widow of the said late John Wood the sum of one hundred pounds to the Reverend John Bury Harrison the sum of one hundred pounds to Thomas Pritchard formerly Gardener of Llanbedr Hall the sum of three hundred pounds to his daughter Sarah Pritchard the sum of two hundred pounds to Mrs Mary Mitchele formerly my cook at Dyserth the sum of nineteen pounds to Miss Georgina Thomas Miss Elizabeth Thomas and Captain Leigh Thomas the children of the late W Thomas of St Asaph Surgeon the sum of fifty pounds apiece to the said Robert Ashworth of New Church my said trustee the sum of three hundred pounds and to his daughter Mary Jane Ashworth the sum of one hundred (3 Frances Strong Witnesses Laurence Taylor George Sanderson) pounds to John Fenton of Reeds Holme the sum of nineteen pounds to his daughter Mrs Hamer and her husband John Hamer the sum of fifty pounds apiece to James Jones formerly my servant and afterwards Butler at Llandbedr Hall the sum of one hundred pounds to Mrs Jane Gregson (formerly) Miss Jane Richardson of Liverpool the sum of fifty pounds to Henry King of Oakley and William Walkow of Haslingden Solicitor the sum of one hundred pounds apiece to the said Lucy Redman my housekeeper provided she is in my service at the time of my decease the sum of five hundred pounds to the said Ann Evans my Maid Servant and Thomas Greenwood my Man Servant provided they are respectively in my service at the time of my decease the sum of one hundred pounds a piece to Mrs Richard Ashworth Matron of the Workhouse at Mitchell field Nook in Rossendale aforesaid and her sister Alice the Wife of Samuel Ashworth the sum of nineteen

pounds apiece to Laurence Ormerod formerly servant to Mr Weaver of [] Manor the sum of fifty pounds to Charles Chrimes Taylor of Rawtenstall Surgeon the sum of Two hundred pounds to Walter Adam Slater and his sister Mary Ann Slater the children of the said Mrs Slater the sum of one hundred and fifty pounds apiece to the said Peter John Cropper and James Bowness the sum of one hundred pounds apiece to Laurence Ormerod and James Frederick Ormerod the sons of the said Mrs George Ormerod of Fern Hill the sum of one hundred pounds apiece to Sarah Booth of Laund House near Rawtenstall the sum of one hundred pounds to the Reverend John Bartholomew Phillips Incumbent of Newchurch aforesaid Sarah the Wife of John Riley formerly Toll Collector at Rawtenstall Richard Ashworth now or late of Brick Field Rawtenstall Hawker and Ann Ashworth the daughter of the late John Ashworth of Boothfold Innkeeper the sum of fifty pounds apiece and to the children of David Ashworth deceased son of the late Robert Ashworth of Bridleway the sum of fifty pounds equally amongst them if more than one and if only one the whole to such only child And I give and bequeath all the rest residue and remainder of my estate and effects whatsoever and wheresoever unto my said cousins Sarah Harrop Maud Harrop William Bury Frank Bury Edward Bury Mrs Eliza Swainson Mrs Davidson and Mrs Sarah Ann Marriott share and share alike And I direct that all the said legacies and shares of residue shall be vested (sic) interests in the said several legatees immediately after my decease and that the same shall Be paid within twelve months next after my decease to each of the said legatees as shall then have attained the age of twenty one years and to such of them as shall not have attained that age when and as they severally attain the same afterwards And I empower my said trustees to apply the rents and interest of any minor's share in the meantime in or towards his other maintenance education and bringing up And I further direct and declare that all legacies and shares of residue under (4 Frances Strong Witnesses Laurence Taylor George Sanderson) this my Will given to females shall be for their own sole and separate use and benefit and not subject to the control debt or engagements of their respective husbands and their respective receipts alone notwithstanding cover there shall be the only sufficient discharges for the same And I give and devise unto the said George Hargreaves and Robert Ashworth their heirs and assigns all estates vested in me at the time of my decease as trustees or mortgagee To Hold the same upon the trusts an equities affecting the same provided always And I do hereby direct that in case my said trustees George Hargreaves and Robert Ashworth either of them or and succeeding trustee or trustees to be appointed as hereinafter mentioned shall happen to die whether in my lifetime or after my decease or be desirous to be discharged from or refuse or neglect or become incapable, or unfit to at in the trusts hereinbefore declared or shall go to reside beyond the Seas, before the same trusts shall be fully performed or satisfied then and so often as the same shall happen it shall be lawful for the surviving or continuing or other trustee or trustees of the said trust premises for the time being and case there shall be no continuing trustee then for the retiring trustee or trustees of their or his own proper authority by any deed or existing under their or his hands and seals or hand and seal to nominate and appoint any other person or persons to be a trustee or trustees in the place or stead of the trustee or trustees do dying desiring to be discharged or refusing neglecting or becoming incapable or unfit to act or going to reside beyond the seas as aforesaid and that when and as often

as any new trustee or trustees shall be appointed as aforesaid all the said trust premises shall thereupon with all convenient speed by conveyed transferred and assined (sic) in such manner as that the same may be legally and effectively vested with newly appointed trustee or trustees jointly with the former continuing trustee or trustees of the premises or in case there shall be no continuing trustee there in such newly appointed trustee or trustees only upon and for the several trusts interests and purposes hereinbefore expressed and declared of and concerning the same or each of them as shall be then existing and capable of taking effect, and that all and every such new trustee or trustees shall and may in all respects act and assist in the carrying on and execution of the trusts to which he or they shall be appointed as fully and effectually and with all such powers and authorities as if such new trustee or trustees had been hereby appointed and as such the trustee or trustees in or to whose place he or they shall come or succeed might do or could have done under or by virtue of this my Will And I revoke all former Wills and Codicils by me made and declare this only to be my last Will and Testament whereof I nominate and appoint the said George Hargreaves and Robert Ashworth Executors And I declare that (5 Frances Strong Witnesses Laurence Taylor George Sanderson) it shall and may be lawful to and for my said trustees and executors to pay and reimburse themselves all such costs charges and expenses as they may respectively incur or be put unto in or about the execution of this my Will also that they shall not be answerable or accountable for any loss or damage that may happen to my estate by placing the same out at interest or otherwise unless such loss or damage shall happen by or through their respective wilful negligence or default and that and of them shall not be answerable or accountable for the other of them or for the acts deeds receipts neglects or defaults of the other of them but each for his own acts deeds receipts neglects or defaults only In witness whereof I the said Frances Strong have to each of the six sheets of paper on which this my Will is written set my hand this fourth day of december one thousand eight hundred and fifty six (Frances Strong) Signed and Acknowledged by the said Frances Strong the Testatrix as and for her last Will and Testament in the sight and presence of us who at her request in her sight and presence and in the sight and presence of each other have hereunto at the same time subscribed our names as Witnesses the names 'Sarah Harrop' and 'Mary Harrop' having been first underlined on the fourth sheet Laurence Taylor [Agad] Newchurch George Sanderson Auctioneer Newchurch.

This is a Codicil to be added to and taken as part of the last Will and Testament of me Frances Strong of Heightside House in the Forest of Rossendale and County of Lancaster Widow bearing date the fourth day of december (sic) one thousand eight hundred and fifty six whereof I revoke the appointment of Robert Ashworth of Newchurch in the said forest Cotton Manufacturer as a trustee and executor under my Will and in lieu of him I nominate and appoint John Whitaker of Broad Clough in the said Forest Esquire a trustee and executor thereof to whom in connection with George Hargreaves Esquire the other trustee and executor named in my said Will their heirs executors administrators and assigns I give and bequeath the residue of my real and personal estate and also such estate as may be vested in me at my decease as mortgagee or trustee To Hold the

same upon the trust aforesaid to in my Will And I give and bequeath to him the said John Whitaker the legacy or sum of one hundred pounds And I ratify and confirm my said Will in all other respects In Witness whereof I have hereunto set my hand this first day of January one thousand eight hundred and fifty seven (Frances Strong) Signed and acknowledged by the said Frances Strong as and for a Codicil to be added to and taken as part of her last Will and Testament in the sight and presence of us who at her request in her sight and presence and in the sight and presence of each other have hereunto at the same time subscribed our names as Witnesses

John Bridge Heightside

James Bridge Heightside

To the Court of probate Lancaster Registry

36 I certify that the foregoing is a correct copy of the Original Will.