

The following Will was obtained from the National Archives (PROB 11/2049/387) on the 27th of July 2021. And belongs to Frederick Henry Binns, it is dated from 1846. With it being proved on the 12th of February 1847

Before reading this will you need to be aware that it is very complicated the first page is fine but the second page is near on impossible to read as an addendum has been added to the will and instead of just adding it to the bottom, they have written the extra item at 90 degrees to the original making everything extremely difficult to read. So, this transcript may not be completely true but based on what I believe to be true.

It then takes a further twist as following Fredericks death the Executor Cornelius Binns struggles to read it and does not understand some words so he has to go to The Prerogative Court of Canterbury where he eventually gets agreement to get the Will annexed and the Goods / Chattels being granted to Federick's wife Elizabeth.

This is the last Will and Testament of me Frederick Henry Binns of Keyston in the County of Huntingdon Gentleman made this first day of May in the year of our Lord eighteen hundred and forty-six

I give and bequeath unto my dear wife Elizabeth Binns my horse carriage and harness and all my farming stock of every kind for her own absolute use and benefit I also give unto my dear wife the use of all my household furniture plate linen and pictures during her life or so long as she shall remain my widow but should she die or marry again then all my household furniture plate and linen and pictures shall be given to my brother Cornelius Alphonsus Binns Clerk for his own use and benefit and disposal

I also give unto my brother George Green Binns a promissory note I hold against him for £400 for his own use benefit & disposal I also give the sum of six hundred pounds to pay off a bond I and my brother signed for the benefit of my brother George Green Binns which bond is to John Woodhouse of Nottinghill near Leeds gent This is said bond was signed by my brother Cornelius Binns & myself to raise the sum of £600 for my brother George Green Binns

I also give to all my nieces and nephews which shall be living at the time of my decease the sons & daughters I mean of my two brothers George & Cornelius Binns the sum of forty pounds each for their own use benefit & disposal

I also give unto my Aunt Cotton of Halifax the sum of forty pounds per annum to be paid half yearly during her life and should my Aunt Pollard survive my said Aunt Cotton then I will that the sum of forty pounds per annum be paid to my said Aunt Pollard during her life the same to be paid half yearly

I also will that my body be interred in Keyston Church yard at the East End by my infant Child in a brick grave I also will that a marble tablet be placed over my pew in the above-named Church not to cost less than twenty pounds and Original and not less than thirty pounds to be large enough to contain two inscriptions one for myself and the other for my dear wife when required

Also, will that twenty pounds shall be given to the poor of Keyston as the Minister shall see fit

I also will that five pounds shall be laid out on what servants may have at the time of decease for decent mourning

I also will that the two women who shall have the trouble of laying out my Body shall have half a sovereign each

I also further will that all my just debts & funeral expenses shall be paid out of my Estate

I also will that all the property of every kind and Original and whether personal or real estate shall be given to my brother Cornelius Binns of Keyston clerk for his own absolute benefit and disposal.

And I hereby will and appoint whosoever executes this my last Will and Testament shall and will pay all and every of my just debts and funeral expenses and the charges of proving this my will be fully paid and satisfied out of my personal estate by my Executors hereinafter named

Lastly is regarding the care and maintenance of my Children at the time of my decease my mind and will that all the balance part of this my Last Will & Testament shall remain just as it is and that all my property of every description shall be given to my Wife & children share & share alike when such child or children shall attain to the age of twenty one years and that the whole of the interest or part of the Principal if trustees shall see fit shall be applied to the Support Bringing up and education of such children I may leave at the time of my decease & my Will that my wife & brother Isaac shall be Guardian to my children & should my dear Wife bear any child or children after my decease such child or children shall partake of all in the same manner equally with those which may be born before.

This my last Will & Testament I have hereunto declared by the mutual record of my above-named executors Cornelius Binns Witness and the following witnesses. This fourteenth of May in the year of our Lord one thousand eight hundred and forty-six. This will to revoke all former Wills by me at anytime.

Witnesses

E C A Binns

T H Palin

Mary Harrison

Mary Darling her Mark X

In the Prerogative Court of Canterbury in the Goods of Frederick Henry Binns deceased.

Appeared Personally the Reverend Cornelius Alphonsus Binns of Keyston in the County of Huntingdon Clerk and made oath that he is one of the subscribed witnesses to the last Will and Testament of Frederick Henry Binns late of Keyston in

the County of Huntingdon Gentleman deceased bearing date the first day of May one thousand eight hundred and forty-six and now hereunto annexed

The said Will being written on three sides of a sheet of foolscap paper beginning thus "This is the last Will and Testament of me Frederick Henry Binns of Keyston in the County of Huntingdon Gentleman" ending thus "This Will is to revoke all former Wills by me at anytime" and thus subscribed "F H Binns"

And he further made oath that on the first day of May aforesaid the said Testator duly executed his said Will by signing his name at the foot or end thereof in the presence of this Deponent and of Charles William Palin Mary Ann Harrison and Mary Darling, thereupon attested and subscribed the said Will in the presence of the said Testator

The other subscribed witnesses thereto who were present at the same time and this deponent and the said Charles William Palin, Mary Ann Harrison, and Mary Darling

and he further made oath that having now particularly referred to the word "lop" which is struck out with a pen in the fourteenth line of the second side of the said Will and the word "more" interlined over the same the word "the" struck out with a pen in the twenty sixth line of the said second side and the word "my" interlined over the same and struck out with a pen and the words "the remaining part of my" which are written immediately after the said word "my" between the twenty fifth and twenty sixth lines of the said Will

and having also particularly referred to an addition to the said Will which is written across the last part of the said Will on the third side thereof the same beginning thus "Lastly in case I should so leave any Child or Children at the time of my decease" ending thus "and such child or children shall partake of all my property equally with those which may be born before my decease" the same being without date or signature.

And this deponent saith that the before mentioned words were so struck out and interlined and that the said additions were so made previously to the execution of the said will.

And he lastly made oath that the said deceased at the time of his death did not leave behind him any child or children — **C. A. Binns**

On the twenty third day of January 1847 the said Reverend Cornelius Alphonsus Binns was duly sworn to the truth of this Affidavit before me — **W. S. Bagshaw**
Rector of Thrapston Commissioner.

On the 12th February 1847 Admon (with the Will annexed) (**Used when a person left a will, but no named executor is available or willing to serve**) of the Goods Chattels and Credits of Frederick Henry Binns late of Keyston in the County of Huntingdon Gentleman deceased was granted to Elizabeth Binns Widow the Relict of the said deceased having been first sworn by Commissioner to administer The Reverend Cornelius Alphonsus (in the appointment written Cornelius) Binns Clerk the Brother

and sole executor named in the said Will having first renounced the probate and execution thereof.

The said deceased having died without leaving any Child and the said Reverend Cornelius Alphonsus Binns the Residuary Legatee In trust in the said Will having attested the execution thereof.

This is the last Will and Testament - Frederick Henry Binns

15.

I, Frederick Henry Binns of the County of Downington Berkshire
make this first day of May in the year of our Lord eight hundred and forty a
do give and bequeath unto my dear wife Elizabeth Binns my above said
and Harpers and all my farming stock of every kind for her own absolute use
and benefit and also give unto my dear wife the use of all my household fur-
niture plate linen & pictures during her life or so long as she shall remain my
widow but should she die or marry again then all my household furniture
plate and linen and pictures shall be given to my brother Cornelius Binns
Binns Clark for his own use and benefit and disposal and also give unto my
brother George Binns Binns a promissory note I hold against him for £400 for his
own use benefit & disposal and also give the sum of six hundred pounds to pay
off a bond and my brother signed for the benefit of my brother George Binns
Binns which bond I hold against him of Northwell near Leeds Leeds
said bond was signed by my brother Cornelius Binns and myself to raise the sum
of £600 for my brother George Binns Binns and also give to all my nieces and neph-
ews which shall be living at the time of my decease the sons & daughters of
my dear son George Binns Binns the sum of twenty pounds and
for their own use benefit & disposal and also give unto my dear daughter Elizabeth
sum of twenty pounds per annum to be paid half yearly during her life and should
my dear daughter survive my said daughter then I will that the sum of twenty
pounds per annum be paid to my said daughter during her life the same to be
paid half yearly and also will that my body be interred in Chapel Churchyard at a
place last and by my infant child in a brief grave and also will that a marble tablet be
placed over my grave in the above named Church not to cost less than twenty pounds and
not less than thirty pounds to be large enough to contain two inscriptions one for myself
and the other for my dear wife when required and also will that twenty pounds shall be
given to the poor of the parish of Northwell shall be paid also will that five pounds shall
be laid out on cards & mourning may have at the time of my decease for decent mourning
also will that the two women who shall have the trouble of laying out my body shall
have half a crown each and also will that all my just debts & funeral expen-
ses shall be paid out of my estate and also will that all the property of my said son
which shall be personal or real estate shall be given to my brother Cornelius Binns who

Original

Original

of the County of Downington Berkshire for his own absolute benefit
and disposal and also give unto my dear wife Elizabeth Binns my above
said Harpers and all my farming stock of every kind for her own absolute
use and benefit and also give unto my dear wife the use of all my household
furniture plate linen & pictures during her life or so long as she shall remain
my widow but should she die or marry again then all my household furniture
plate and linen and pictures shall be given to my brother Cornelius Binns
Binns Clark for his own use and benefit and disposal and also give unto my
brother George Binns Binns a promissory note I hold against him for £400 for his
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off a bond and my brother signed for the benefit of my brother George Binns
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said bond was signed by my brother Cornelius Binns and myself to raise the sum
of £600 for my brother George Binns Binns and also give to all my nieces and neph-
ews which shall be living at the time of my decease the sons & daughters of
my dear son George Binns Binns the sum of twenty pounds and
for their own use benefit & disposal and also give unto my dear daughter Elizabeth
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Original

Witnesses
E. C. A. Binns
E. J. Palmer
Mary Harrison
Mary Cartledge
her clerk X

In the Chancery Court of Canterbury
In the Goods of Frederick Henry Morris deceased.

3 **Appeared Personally** The Reverend Cornelius a
Michaelis Birrns of Exeter in the County of Devonshire Clerk
and made oath that he is one of the subscribers to the last will
and Testament of Frederick Henry Morris late of Exeter in the
County of Devonshire Gentleman deceased bearing date the first day
of May one thousand eight hundred and forty six and now recum-
to annexed the said will being written on three sides of a sheet of
foolscap paper beginning thus "This is the last will and Testament
of me Frederick Henry Morris of Exeter in the County of Devon-
shire Gentleman writing thus 'This will is to cancel all former wills by a
me at anytime' and thus subscribed 'F H Morris' and the further made
oath that on the first day of May aforesaid the said Testator duly ex-
ecuted the said will by signing his name at the foot or end thereof in
the presence of this deponent and of Charles William Poller Esq and
James and Henry Darling Esq Esq Esq Esq Esq Esq Esq Esq Esq Esq
Will in the presence of the said Testator and the further made oath
that having now particularly referred to the word 'lop' which is at
the end of the said will and which is in the fourteenth line of the second side of the
said will and the word 'more' interlined over the same the word 'the'
struck out with a pen in the twenty sixth line of the said second side
and the word 'my' interlined over the same and struck out with a pen
and the words 'the remaining part of my' which are written immedi-
ately after the said word 'my' between the twenty fifth and twenty sixth
lines of the said will and having also particularly referred to an addition
to the said will which is written at the end of the said will on

The said deponent being sworn to
the said will was produced at the
said time and the deponent
and the said Charles William
Poller Esq Esq Esq Esq Esq Esq Esq Esq Esq Esq

the said side thereof the same beginning thus 'lastly, in case I should die
leave any child or children at the time of my decease' writing thus 'and
my child or children shall partake of all my property equally with those
children may be born before my decease the same being without date or sig-
nature the deponent said that the words mentioned were so struck
out and the words 'the remaining part of my' were so interlined
interlined and that the said additions were so made previously to the
execution of the said will and he lastly made oath that the said deces-
sed at the time of his death did not leave behind him any child or child-
ren — **C. A. Birrns** — On the twenty third day of January 1847 the
said Reverend Cornelius Michaelis Birrns was duly sworn to the at-
tention of this affidavit before me — **W. S. Bagshaw** Rector of Thrapston,
Commissioner.

On the 12th Dec 1847 shown / with the will annexed of the Goods and
Effects and Credits of Frederick Henry Morris of Exeter in the County
of Devonshire Gentleman deceased was granted to Elizabeth Morris at
widow the right of the said deceased having been first sworn by Comor
duly to administer. The Reverend Cornelius Michaelis Birrns (in the appoint-
ment written Cornelius) Birrns Clerk the Testator and sole Executor nam-
ed in the said will having first renounced the probate and execution
thereof. The said deceased having died without leaving any child and
the said Reverend Cornelius Michaelis Birrns the Secretary deputed
named in the said will having attested the execution thereof.