

**NATIONAL ARCHIVES    PROB 11/176****Will of Thomas Hacker, the Elder, Gentleman, of Churchill, 1636[8]**

In the name of god Amen The  
fowrie and twentieth day of March in the twelventh yeare of the raigne of  
our Soveraignie Lord Charles by the grace of god Kinge of England Scotland  
France and Ireland Defender of the faith etc., And in the yeare of our Lord god  
one thousand six hundred thirtie and six I Thomas Hacker th[e]elder of Churchill in  
the Countie of Oxon gentleman beinge of p[er]fect mynde and memory thanks be given to the  
Allmighty God upon due considerac[i]on had of the certainty of Death and the uncertainty  
of the hereto thereof Doe make and ordaine this my last will and testam[en]t in manner and  
forme followinge. First I bequeath my soule into the hands of Allmighty god my maker  
and Redeemer hopinge through the Merritts death and passion of Jesus Christ my only  
Saviour to be inheritor of everlastinge blisse and happines in heaven whereof through  
a hoely faith I rest assured and my bodie to be buried in the Church or Churchyard of  
Churchill aforesaid att the discrec[i]on of my executor of this my last will and testament  
hereafter named. And for my temporall estate whereof god hath made me his steward  
in this world I give and bequeath in manner followinge viz<sup>t</sup> I give and bequeath  
unto the Poore people of Churchill aforesaid twenty shillings of lawfull money  
of England to be devided amongst them presently after my decease where most need  
shalbe att the discrec[i]on of the Overseers of this my last will and testament  
hereafter named. Item I give and bequeath unto Thomas Hacker my eldest sonne  
and heire five poundes of like lawfull mony of England to be paied unto him by  
my said executor within five yeares nexte after my decease, Item I give and bequeath  
unto my said sonne Thomas Hacker and to his heires and assignes forever All and  
singular my pasture groundes with their and every of their appurten[an]ces lyinge  
and beinge in Churchill aforesaid in the said County of Oxon which I heretofore  
bought and purchased of George Moorcroft clarke and Thomas Sessions gent  
And all that my messuage or tenem[en]t twoe yard landes and a halfe with their and  
every of their appurten[an]ces scituate lyinge and beinge in Over Norton in the said  
County of Oxon And all and singular other my messuages howses landes tenementes  
pasture groundes closes and hereditamentes beinge my free landes and inheritance what-  
soever scituate lyinge and beinge in Churchill and Over Norton aforesaid or in the

p[ar]ishe of Chippingnorton in the said County of Oxon when he the said Thomas Hacker my sonne shall accomplishe and be of the full age of twenty and one yeares and not before Provided allwaies and <sup>my</sup> will is that my said sonne Thomas Hacker his heires or assignes shall within twoe yeares nexte after he the said Thomas my sonne shall accomplishe and be of the full age of twentie and one yeares well and truly content and pay or cause to be paied unto John Hacker my youngest sonne or his assignes The full some of one hundred poundes of lawfull mony of England out of the issues and proffittes of my said messuags groundes landes hereditamentes and premisses soe as aforesaid given and bequeathed unto my said sonne Thomas and after that if my said sonne Thomas Hacker his heires or assignes doe not well and truly content and pay or cause to be paied unto my said sonne John Hacker or his assignes the said some of one hundred poundes and everie partt thereof accordinge to the true meaninge aforesaid then my Will is the said estate righte title and interest of him the said Thomas my sonne of in and to all my said messuages or tenement twoe yard landes and a halfe with their and every of their appurten[an]ces in Over Norton aforesaid And all and singular other my said messuages howses landes tenam[en]tes closes and hereditamentes whatsoever in Overnorton aforesaid or in the parrishe of Chippingnorton aforesaid soe to my said sonne Thomas bequeathed shalbe utterly voide frustrate Determynd and of non effecte or force in lawe And that then I give and bequeath All my said message tenement twoe yard land and a halfe with th[e] appurten[an]ces in Overnorton aforesaid And all other my <sup>said</sup> messuages howses landes tenem[en]tes Closes and hereditamentes in Over Norton aforesaid or in the parrishe of Chipping Norton aforesaid unto my said sonne John Hacker and his assignes for and duringe the tearme of tenn yeares to beginn twoe yeares nexte after my said sonne Thomas shall accomplishe and bee of the of the full age of twenty and <sup>one</sup> yeares Item I give and bequeath unto my said sonne John Hacker All my messuages or tenem[e]ntes howses landes closes and hereditam[er]tes whatsoever with their and every of their and every of their appurten[an]ces scituate lyinge and beinge in Charlbury in the said County of Oxon forthwith after my decease Item I give and bequeath unto my said sonne John Hacker his heires and assignes forever All my message or tenem[en]t six Cottages twoe yard land and three quartenes of a yard land with their and every of their appurten[an]ces scituate lyinge and beinge in <sup>in</sup> Askott Underwhichwood and Shipton underwhichwood or in either of them [*in the margin*] in the said Countye of Oxon and all other my messuages howses closes land & tentem[e]ntes and hereditaments

whatsoev[er] in Askott Underwhichwood and in Shipton Underwhichwood or in either of them when he the said

John Hacker my sonne shall accomlishe and bee of the full age of twenty and one yeares and not before; Item I give and bequeath unto Anne Hacker my eldeste daughter the full some of five hundred poundes of lawfull mony of England to be paied unto her when shee shall accomlishe and be of the full age of sixteene yeares, And unto Dorathy Hacker my second daughter the full some of five hundred poundes of like lawfull mony to be paied unto her when shee shall accomlishe and bee of the full age of sixteene yeares, and unto Elizabeth Hacker my youngest daughter the <sup>full</sup> some of five hundred poundes of like lawfull mony to bee paied unto her when shall accomlishe and be of the full age of sixteene yeares And if anie of my said three daughters shall happen to dep[ar]te this mortall life before they shall accomlishe and bee of the full age of sixteene yeares then my Will is that her or their said legacie soe dyinge shall remaine and be paied unto the Survivo[r]or Survivo[rs] of my said Daughters then beinge Provided Allwaies and my Will and true meaninge is that if anie of my Daughters shall happen to intermarry without the consent of my executor and Overseers of this my last will and testem[en]t hereafter named Then such of my said daughter soe intermarryinge without consent as aforesaid shall have of their <sup>said</sup> severall legacies only the some of three hundred poundes apeece, And the residue of their said severall legacies of five hundred poundes apeece shall remaine unto the rest of my said daughters. Item I give and bequeath unto Anne Hacker my kinde and lovinge wife and her assignes, All and singular my messuages Cottages or tenem[en]tes landes pasture groundes closes and hereditamentes whatsoever with their and everie of their apputenn[an]ces in Shipton Underwhichwood Askott Underwhichwood Churchill Over Norton and in the parish of Chipping Norton aforesaid or in any of them soe given and bequeathed unto my said sonnes or either of them as aforesaid untill my said sonnes shall accomlishe their severall ages of twenty and one yeares for the payment of my said daughters severall legacies and for the better maintenance and livelyhood of my said wife. And for the maintenance and breeding upp of my said Children duringe their Minorities beinge all of them very yong and of tender yeares. And my Will and true meaninge is that my said sonns nor either of them shall enter into my said messuages Cottages or tenemenes landes pasture groundes Closes and hereditam[en]ts in Shipton underwhichwood Askott underw[hi]chwood

Churchill Over Norton and in the parrishe of Chipping Norton or in any of them or take or remove anie of the rentes issues and proffittes thereof untill they shall accomplishe their severall ages of twenty and one yeares. Item I give and bequeath unto my godsonne Thomas Shurley sonne of Thomas Shurley twenty shillings of lawfull mony of England to be paid unto him within three monethes nexte after my decease, And all the rest and residue of my goodes cattell Chattles mony and howsehold stuff whatsoever my debtes Legacies and funeral discharged I give and bequeath unto my said wife And I doe make and ordaine her sole executrix of this my last will and testam[en]t And I doe desire my said wife after my decease to be an humble suitor unto the right honourable the Master and Councill of the Kinges Ma[jes]ties most hono[ur]abl<sup>e</sup>? Court of Wardes and liveries for or the wardshipp of

the body and landes of my said sonne and heire which I humbly beseech their [?] to be pleased to grante unto her to the only use and benefitt of my said sonne and heire And I doe make and ordaine my welbeloved freinds John Rawlyns and Thomas Shurley th[e]lder Overseers of this my last will and testament And for their paines and care to be taken to see this my last will and testam[en]t truly p[er]formed I give unto them twentie shillings apeece In Witnes whereof I the said Thomas Hacker have hereunto sett my hand and seale the day and yeare first above written Thomas Hacker th[e]lder his marke X

*[in margin]* This was to be pronounced the last will and testam[en]t of the said Thomas Hacker th[e]lder in the p[resen]tes of us Ba Parris Jo[hn] Rawlins Thomas Shurley th[e]lder his marke Phillip Tapan Thomas Hathaway

Bee it Knowne unto all men by these presentes that whereas I Thomas Hacker th[e]lder of Churchill in the County of Oxon gent [~~made~~]made my last will and testament in writinge bearinge date the fowre and twentieth daie of March last past before the date of these presentes NOWE foreasmuch as I have changed my mynde touching certaine thinges, And for the concerninge all other thinges in my said will men[c]ioned other than such as I shall not hereby otherwise dispose of I doe by this present Codicill confirme and ratifie my said <sup>last</sup> will And first whereas I have by my said will given and bequeathed unto my children certaine legacies and porc[i]ons therein menct[i]oned And have nominated Anne my lovinge wife sole executrix thereof, My will is nowe that if it shall happen my said wife to Marry att anie time after my decease then I give and bequeath unto my sonnes Thomas Hacker and John Hacker and to my daughters Anne Hacker, Dorathy Hacker and Elizabeth Hacker the full some of Five hundred poundes of lawfull mony of England to be equally

divided amongst them viz<sup>t</sup> to everie<sup>one</sup> of them one hundred poundes over and above the severall legacies and porct[i]ons by me given and bequeathed unto them and by my said Will which said one hundred pounds apeece, my will is shalbe paied by my said executrix within six monethes nexte after the day of the marriage of my said wife. whome I have made sole Executrix of my said will as aforesaid. Alsoe I give and bequeath unto the Poore people of Ascott underwhichwood in the said County of Oxon the full some of tenn shillings of lawfull mony of England, And unto the poore people of the village or hamlett of Curbridge in the said County the full some of twenty shillings of like mony and unto the Poore people of the village or Hamlett of Over Norton in the said Countie the full some of tenn shillings of like mony to be devidid amongst them presently after my decease where most neede shallbe att the discrect[i]on of the Overseers in and by my<sup>said</sup> will named. And my will is that this Codicill or schedule bee and be adiudged and taken to bee parcell of my said last will and testament and to be of force by the right of the Codicill or by anie other right in the best manner that may bee as though the same intre expressed and sett downe in my said last will and testament. In Witnes whereof to this present Codicill I the said Thomas Hacker have putt to my hand and seale the one and twentieth day of January in the yeare of our Lord god one Thousand six hundred thirtie and seaven Thomas Hacker his marke.

This was pronounced to be p[ar]cell of the last will and testament of the said Thomas Hacker in the presence of us Thomas Shurley his marke Phillip Tapan John Jett, Ba Parris

Ex [?] per me ) notary

Gabrielem Lyon ) public

*Probate granted in London by Doctor John Exton surrogate for Henry Marten on the 12<sup>th</sup> March 1637 to Anne Hacker executrix and relict*

**Transcribed by The Churchill and Sarsden Probate Group 2016**