

Generation 2

Judith Hoyle

According to a Burke's pedigree, and confirmed by an IGI record, Judith, the fifth child of William Hoyle and his wife Mary (née Johnson) was baptised at Maltby on 25th October 1808. A further IGI record also backs up the pedigree by showing that on 20th April 1831 she married John Hall, described by the pedigree as John Hall Esq, of Kiveton Park, at Maltby. If I have the correct IGI record, her husband had been baptised at Harthill on 27th June 1806, and was a son of William and Mary Hall.¹

Just over ten years after their marriage the June 1841 census was collected, and John and Judith were living at Kiveton, Harthill. Over the previous decade seven children had been added to the family, including the first daughter who arrived very 'prematurely'. Another son, Samuel, would be born in October 1842.²

John Hall	35	Farmer
Judith Hall	30	
Margaret Hall	8	
John Hall	7	
Mary Hall	6	
Judith Hall	5	
Jane Hall	4	
William Hall	3	
Helen Hall	2 mos	

Judith did not live to be counted in the 1851 census. She died just short of her 40th birthday and her death was registered at Worksop for the Jul-Sep quarter of 1848. According to her death certificate, Judith died on 28th August 1848 at Kiveton. She was stated to be the wife of John Hall, farmer, and she died of disease of the heart and also phthisis (consumption) for 4 months prior to her death. The person present at her death was Elizabeth Whitehead who, as we will see from the 1851 census, was one of the Hall domestic servants. Apart from the grief her early death must have caused her family, it would also have caused some major headaches for the executors of her father's will, the following extract of which refers William Hoyle's wishes in regard to his daughter Judith.³

I also give and bequeath unto my daughter Judith, the wife of John Hall of Kiveton Park, and to her executors, administrators and assignees, to and for her own absolute use and disposal, one share numbered 370 in the Dearne and Dove Canal. I also forgive to the said John Hall the principal sum of one thousand and five hundred pounds, which he stands indebted to me, and do hereby direct the trustees of this my will at his requests, costs and charges to release to him the securities which I hold for that sum.

...and then to lay out and invest the sum of three thousand six hundred and fifty pounds, with full power to vary and change that security, whereon the same may be invested as and when they or the survivor of them shall deem requisite, and pay the interest and accrual income thereof to my daughter Judith during the term of her natural life, for her own use and so that the same shall not be subject to the debts or control of her present or any future husband, and so that she may not assign or anticipate the accruing payment thereof, and that her receipt alone, notwithstanding her coverture, shall be sufficient discharge for the same, and from and after the decease of my said daughter Judith upon further trust, and I give and bequeath the said sum of three thousand six hundred and fifty pounds unto all and every, or such one or so many, the children of my said daughter Judith, and in such parts and proportions as my said daughter shall, by any deed or writing or by her last Will and Testament legally executed, direct or appoint the same. And, in default of such direction or appointment, unto all and every of the children of my said daughter Judith, who shall live to attain the age of twenty one years, share and share alike, such shares to be paid to them on attaining that age, and the interest thereof, after the decease of my said daughter, to accumulate till payment.

And in case any of my said children shall die in my lifetime, leaving lawful issue, such issue shall be entitled to the portion of share and other the estate and interest devised and bequeathed to his, her or their deceased parent or parents.

And I authorize and empower my said trustees, in their discretion, to advance and apply any part of the said trust monies, or the interest thereof, to which any of my grandchildren shall, during his or her minority be presumptively entitled, for and towards his or her or their maintenance, education, putting out apprenticeship or marriage portion as my said trustees may think advisable.

It is quite clear from the wording of the will that William Hoyle had some issues with his son-in-law. The question arises as to the circumstances under which John Hall became indebted to William Hoyle, to the tune of £1,500

which, in 2010 terms, amounts to £87,850. The answer may be in his provenance. If John was the son of the cited William Hall he came from somewhat lowly stock – according to the 1841 census for Harthill, John’s father and younger brother Stephen were both agricultural labourers. On the other hand, there was a John Hall, farmer (Kiveton), listed in an 1833 description of Harthill. Regardless of John’s status and provenance, there was also the awkward fact that when Judith married, she was about five months pregnant. Did William, on his daughter’s marriage, arrange for a loan or advance the money to John so that he could improve his lot and afford to purchase some farming land and provide a ‘decent’ home for William’s daughter, and style himself John Hall, Esq of Kiveton Park?⁴

It was probably in deference to his daughter that William Hoyle had decided that, on his death, he would waive any debt owed to him by his son-in-law. However, that was to be all that John Hall would be entitled to. William Hoyle is quite specific in directing his executors that under no circumstances was any of Judith’s inheritance of £3,650 (2010 = £213,635) to be used to pay off any debts that John Hall, or any subsequent husband might incur. Judith, herself, had absolutely no discretion in this matter.

As it happened, Judith died 18 months after the will was drawn up and just over a week before the will was proved on 9th September 1848. William had made provision for such an event, but probably had not anticipated that it would have been acted upon quite so soon. After the death of Judith a sum of £3,650 was to be put aside in trust for each of the Hall grandchildren, the accruing interest of which they could access on reaching their majority. This would entail quite a wait for the children whose ages, on the death of their mother ranged, from about 5 to 17. Fortunately for them, William had also directed that his executors, at their discretion, could advance some of the inheritance moneys to defray the costs of their upbringing, education, etc.

As we will see, the eldest son, John Hall, died in 1849, and so he would have had minimal call on the trust funds. However the others would have had a call in anticipation of the money due to them prior to reaching their majority. I am not sure what happened to Margaret Hall after the 1851 census and if she had any further call on her inheritance. But the younger children would have to be educated well beyond 1851. Mary and Judith Anne would have been eligible for the dividends on their trusts on reaching 21 which, as neither of them married, would have been their sole income. William, who also did not marry, presumably used his bequest to supplement any income he may have earned. The remaining three children did marry, Jane and Ellen at ages 22 and 24 respectively presumably brought their share as part of their marriage portions, and Samuel’s portion would have formed at least the major part, if not all, of his income.

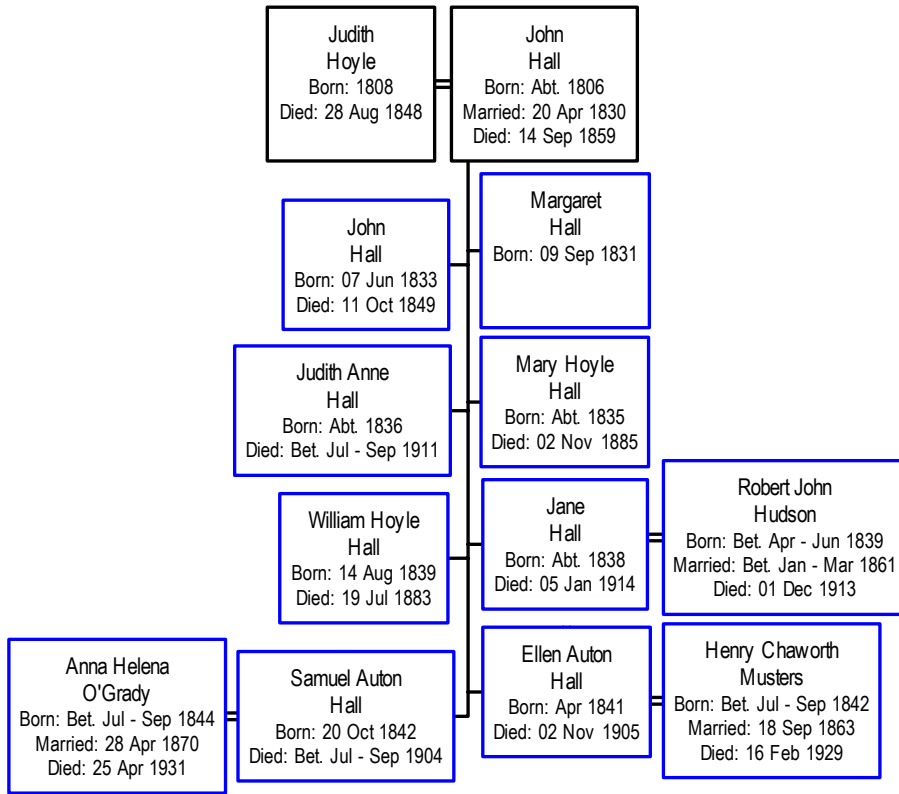
Looking now at the 1851 census, we find John Hall, now presumably unencumbered by debt, at Kiveton Park with five of his children. The death of John Hall, at the age of 5, had occurred on 11th October 1849. His death was another registered at Worksop. Mary and William Hall were both living away from home and a governess had been employed for the children still at home.⁵

John Hall	Head	W	45	Farmer of 50 acres employing 14 Labourers	Drinsworth, Yorks
Margaret Hall	Daur	U	19	Scholar at Home	Kiveton, Yorks
Judith A Hall	Daur		14	Scholar at Home	Kiveton, Yorks
Jane Hall	Daur		13	Scholar at Home	Kiveton, Yorks
Ellen A Hall	Daur		9	Scholar at Home	Kiveton, Yorks
Samuel A Hall	Son		8	Scholar at Home	Kiveton, Yorks
Emily A Cooper	Governess	U	25	Governess	Middlesex
Elizabeth Whitehead	Serv	U	30	House Servant	Beighton, Derbys
Frances A Cottam	Serv	U	19	House Servant	Aughton, Yorks
Alice H Preas	Serv	U	19	House Servant	Doncaster, Yorks
Mary A Longden	Serv	U	21	House Servant	Aston, Yorks
Joseph Pearce	Serv	U	20	Agricultural Labourer	Retford, Notts

This is the last census record I can find for John Hall and his eldest daughter, Margaret. If Margaret Hall, who had been born on 9th September 1831, married and/or died sometime between 1851 and 1861, I have not located anything that would seem to substantiate this in the BMD records. The death notice of John Hall appeared in The Times for 20th September 1859.⁶

On the 14th inst., John Hall, Esq, of Kiveton-park in the county of York.

The Hoyle Connections



Notes

¹ Burkes Genealogical & Heraldic History of the Landed Gentry, 1847; IGI Individual Records Batch Nos P009101 1697-1813; M009102 1813-1836; C106512 1718-1812.

² HO107/1331/7/15/p25.

³ FreeBMD Death Index 1837-1915; certified copy of Death Certificate DYC552126; Last Will and Testament, William Hoyle.

⁴ HO107/1331/7/11/p16; www.rotherhamweb.co.uk/district/harthill.htm.

⁵ HO107/2122/479/p35; FreeBMD Death Index 1837-1915.

⁶ The Times, Sep 20, 1859.