

Yorkshire Archaeological & Historical Society - DD107 / unnumbered (#1)
Edward Hartley & Henry Barrowes, 1690

Transcribed from photocopy of original document

Single folio with Dorse ; Indenture

Condition – fair; some stained and worn areas where ink has been worn away or is obscured by heavy creases ; to check original at archive – to photo words obscured by folds or poor photocopy

{Recto}

- 1 **Año dmī 1690 This indenture** made the Twenty Fowerth day of July In the second Yeare of the Raigne of our Gracious sov^raigne Lord William & Mary by the grace of God of
- 2 England Scotland France and Ireland King and Queen defender of the Faith & **Betweene** Edward Hartley of Kilnsey in the County of Yorke yeoman on the one pte And Henry Barrowes of Skipton in Craven in the
- 3 said County Tallow Chandler on the other party **witnesseth** That the said Edward Hartley For and in Consid^racōn of the whole and [?--]¹ sūme of Fifty pounds of currant money of England to him in Hand by
- 4 the said Henry Barrowes att or before the sealeing and deliv^y hereof well and truly paid, The receipt whereof He the said Edward Hartley doth hereby Acknowledge and Confesse himselfe therewith fully satisfied
- 5 and thereof and of every part and pcell thereof doth Fully Freely Clearly & absolutly Remise release acquitt Exon^rate and discharge him the said Henry Barrowes his heires and Executors & Admn^{rs} & every of them for ever by
- 6 these p^rsents: And for div^rse other good Causes and Consid^racōns him thereunto moveing **hath** Demised granted Assigned and sett over And by these p^rsents do demise Grant Assigne and Sett over unto the said
- 7 Henry Barrowes his Executo^rs Adm^{rs} & Assignes **All** that Close or Inclosure of meadow ground Comonly called & nowne by the name of Sowerdale lying and being in the Townfeilds of Kilnsey aforesaid Conteyning by
- 8 Estimacōn Two Acres of land be the same more or lesse; All that Close or pcell of meadow-ground adioyning thereunto; & knowne by the name of Ings Close Conteyning by Estimacōn Three Roods be the
- 9 Same more or lesse; And alsoe All that one other Close or pcell of ground arable meadow or pasture Comōnly called & knowne by the [?--] Close lying & being [?--]²
- 10 lesse; All which said p^rmisses are now in the tenure or occupacōn of the said Edward Hartley or his Assignes; **And** alsoe all and singuler ways paths passages, waters watercourses hedges ditches walls fences Comon of pasture and
- 11 hereditaments and Appurtences whatsoev^r thereunto belonging or in any wise appteyning, or therewth now or Comōnly Demised used or enjoyed or occupied or

¹ Word hidden within fold of document

² Ditto

- accepted reputed had called or knowne to be a part [?---]³ member thereof or Incident append^t or appurtenant
- ¹² thereunto And also rents reserved upon any demise or Lease of the said p^rmisses or any part or parcell thereof **To have and to hold** The said Closes or p^ucells of land: and all & singul^r other [?---]⁴ demised or Intended to be demised p^rmisses and
- ¹³ every part and p^ucell thereof wth thappurtaces unto the said Henry Barrowes his Executo^{rs} Adm^{rs} and Assignes Imediatly from and after the day of the date hereof for dureing and until the Full end [?---]⁵ Terme of Two Thousand Yeares from thence next following
- ¹⁴ and the same to be fully Compleate and Ended; So the said Henry Barrowes his Executo^{rs} Adm^{rs} or Assignes or some of them **yeilding** and therefore Yearly and every Yeare paying dureing the Continuance of this Demise unto the said Edward Hartley his Exec^{rs} Adm^{rs}
- ¹⁵ or Assigns the Annuall or Yearly Rent of one pepper Corne att the Feast of Christmas Yearly for all the Years If the same be Lawfully demanded **And** the said Edward Hartley doth for himself his Exec^{rs} Adm^{rs} & Assignes & ev^y of the them Covenant promise
- ¹⁶ and grant to and wth the said Henry Barrowes his Exec^{rs} & Adm^{rs} and Assigns and to & with ev^y of them by these p^rsents in manner and forme following (that is to say) That he the said Edward at the very time of the Sealeing and delivery hereof is the true
- ¹⁷ lawfull and undoubted owner of the said Closes or p^ucells of land. And that he hath full power good & lawfull Authority in his owne Right to demise & grant the same and every part & p^ucell the rest with thappurtenances [?---]⁶ Henry Barrowes his Exec^{rs} Adm^{rs} and
- ¹⁸ Assigns for & dureing the aforesaid terme of Two Thousand Yeares in manner and forme aforesaid **And** That itt shall and may be lawfully to and for the said Henry Barrowes his Exec^{rs} Adm^{rs} and Assignes or ev^y of them from time to time and att all times hereaft^r
- ¹⁹ dureing the Continuance of the demise peaceably & quietly to have hold occupy possesse & Enjoy the said Closes or p^ucells of land and all & singl^r other the above demised or Intended to be demised p^rmisses & every p^{te} & p^ucell thereof wth thappurtences wth out any lett suit
- ²⁰ [?---]⁷ denyall Evicõn Eiecõn molestacõn trouble or Incumbrance w^tsoev^r & of or by him the sd Edward Hartley his Exec^{rs} Adm^{rs} Adm^{rs} ⁸ or Assignes or any of them or of or by any other p^uson or p^usons w^tsoever **And free and cleare** and Freely and Clearly
- ²¹ Acquitted Exon^{ated} & discharged or otherwise from time and att all times hereafter well and sufficiently saved and kept harmlesse lossless and

³ Illegible - Ink faded and document stained here

⁴ Ditto

⁵ Word hidden within fold of document

⁶ Word illegible due to ink work away within area of heavy creasing

⁷ Word illegible due to heavy staining

⁸ sic

- Indempnified by the said Edward Hartley his Exec^{rs} Adm^{rs} or Assignes or Some of them And of and from all & all manner
- 22 of former & oth^r bargaines sales Gifts grants Estates uses wills Intayles loyntures dowers & tyle of dower Statutes m̄chant & of the stapple Recogniances seizuresludgments Execucōns Tents Extents Issues Fynes and am̄ciaments And of and from all other Acts
- 23 Charges tytles trobles Incumbrances Clayms and demands w^tsoever heretofore had made done Comitted acknowledged willingly Inferred or Executed or hereafter to be had made done Comitted acknowledged willingly suffered or executed of or by him the said Edward
- 24 Hartley his Exec^{rs} Adm^{rs} or Assignes or any of them or of or by any other person or p̄sons whatsoever **And Further** That he the said Edward Hartley his Exec^{rs} Adm^{rs} and Assignes & all and every other p̄son & p̄sons whatsoever now haveing or Claymeing or
- 25 which hath or may hereafter have or Clayme any Estate in the p^rmisses or any part hereof under him the said Edward Hartley his Executo^{rs} & Adm^{rs} & Assignes or any of them shall and will from time to time and att all times hereafter for and dureing the Terme
- 26 of Seaven Yeares or dureing the date hereof att the reasonable request and att the propp^r Costs and Charges in the law of th^e said Henry Barrowes his Exec^{rs} adm^{rs} or Assignes or some of them make doe Acknowledge levy suffer & Execute or Cause
- 27 to be made done Acknowledged Levyed Suffered & Executed unto the said Henry Barrowes his Executo^{rs} Adm^{rs} & Assignes All and every such further lawfull & reasonable Act & acts thing & things & devices Conveyances & assurances in the Law
- 28 whatsoever for the further Conveying and Assureing of the said p^rmisses with thappurtnces unto the said Henry Barrowes his Executors dureing the aforesaid Terme of Two Thousand yeares **Bee** itt by Fyne or Fynes or any
- 29 other matter of Record of matter in Fact such manner & forme and when and soe often as the said Henry Barrowes his Exec^{rs} Adm^{rs} or Assignes or any of them or his or their Counsell learned in the Law shall reasonably draw devise or require **And**
- 30 **Further** It is Covenanted and declared that all Fyne and Fynes and all other Conveyances and Assurances in the law w^{:soev^r} heretofore laid or levyed of the said p^rmisses or any part thereof whereunto the said
- 31 Edward Hartley his Exec^{rs} Adm^{rs} or Assignes or any of them shall be party or partyes shall be and [?Ennre] and shall be Construed adjudged expounded and taken to be and [?Ennre] to and for the better and more p̄fect Asssigning and Conveying of the said
- 32 p^rmisses with thappurtaces unto the said Henry Barrowes his Exec^{rs} Adm^{rs} & Assignes And to noe other use Intent and purpose w^tsoever **Inwitness** whereof the partyes to these p^rsents to the parts of these Indentures Interchangeably have
- 33 sett their hands and Seales the day and Yeare first above written

³⁴ {signature} E. Hartley

{Dorse}

¹ Know all men by these p^rsents [?--]⁹ Edward Hartley, Kilnsey in the County of
 Yorke yeōm
² doe hereby acknowledge & Confesse [?---] have [?---]reted att the hands of Henry
³ Barrowes of Skipton in the sd Co[?—] Cl[?---] the whole & Just Sūme of Fifty
⁴ pounds of Curr^t money of England be[?---] Consi^racon & in full [?---]tiffacon of All
 those Three Closes
⁵ or pcells of land arable meadow [?---] Called [?---] names of Sowerdales Ings
⁶ Close & little Ings Close lying & being [?---] Kilnsey [?---]my passion as in & by
⁷ the wthin written deed will appeare [?---] hereby demise
⁸ Release acquit Exōnate and discharge him [?--] his heires & Exec^{ts}
⁹ & Adm^{ts} & e^vy of for ever [?---] Witness [?--] and Seale the
¹⁰ Twenty Fowerth day of July Anno [?---] 1690

¹¹ {signature & seal} E. Hartley

{signatures on left side of Dorse}

¹² Sealed Signed and delivered :
¹³ In the p^rsence of us –
¹⁴ [?J] Mitchell
¹⁵ Richard Waneman
¹⁶ Robt B[?urke]

{signatures on right side of Dorse}

¹⁷ Sealed Signed and deli^vred :
¹⁸ In the sight & p^rsence of us –
¹⁹ [?J] Mitchel
²⁰ Richard Waneman
²¹ Robt B[?urkers]

⁹ The Dorse side is more affected than the Recto by heavy staining and surface wear – several words are illegible