

Indenture – YAS MD335/6/43/5 –  
Rayner, Tennant & Leyland, 1599

*Transcribed from photocopy of original document  
Single-sided, single folio ; good condition*

---

- <sup>1</sup> **This Indenture made** the thre & Twenty day of Maye in the one and Fourteith yeare of the Reigne of our Soʋaigne laydie Elizabeth by the grace of god queen of Englande frannce & Irelande defend<sup>r</sup> of the faithe &c.  
**Betwene**
- <sup>2</sup> James Rayner of Kilnesaye in the Countie of yorke yoman, and John Tenñte of the Chappelhouse in the saide Countie of yorke yoman at the Request of the saide James Rayner on thone p<sup>tie</sup>, And Richarde Laylande of winterbourne in the saide countie yoman on thother p<sup>tie</sup>
- <sup>3</sup> **Witnesseth** That the saide James Rayner and John Tenñte as well for & in Consideracōn of a mariedge alreadie had made & solempnized betwene the saide James Rayner on thone p<sup>tie</sup>, and Anne Laylande daughter of the saide Richarde Laylande on thother p<sup>tie</sup>
- <sup>4</sup> As also for the sōme of Threscore poundes of lawfull Englishe monye to him the saide James Rayner well & truelye by the saide Richarde laylande before thensealing & deliᵛye of these p<sup>r</sup>nte Indentu<sup>rs</sup> contented & paide in & for the mariedge goodes of the saide Anne
- <sup>5</sup> whereof and wherew<sup>th</sup> he the saide James Rayner doth acknowledge him selfe well & truelye Contented satisfied & paide, And the saide Richarde laylande his executo<sup>r</sup>s admīstrators and assignes thereof and of eᵛye p<sup>te</sup> & p<sup>cell</sup> their of doth Clerelye acquite
- <sup>6</sup> exonerate and dischargd for ever by theis p<sup>r</sup>ntes, And for diᵛe other good causes & Consideracons them the saide James Rayner & John Tenñte moving **have Geven** Grannted Bargayned sold alienated assigned & passed over; And by theis p<sup>r</sup>ntes they the
- <sup>7</sup> saide James Rayner & John Tenñte doe Fullye clerlye srelye and absolutelye Geve grannte Bargayne sell alieñ assigne and pass over unto the saide Richarde Laylande his executo<sup>rs</sup> & assignes to such uses and behouffes onelye as hereafter in theis p<sup>r</sup>ntes are
- <sup>8</sup> expressed and decayred **All** the Righte estaite Tytle Intrest use proptie Clayme demannde terme & termes of yeares whatsoeᵛ they the saide James Rayner and John Tenñte or eyther of them nowe have or haith may mighte shoulde or ougte to have
- <sup>9</sup> by anye man of waye or meanes, of in & to all that the water Course milne of Kilnesaye afforesaide in the saide Countie of yorke, And of in & to all & eᵛye the howses Buyldinges waters water Courses Flowgates milne dames yeardes waies easements comodities
- <sup>10</sup> hereditaments & profittes to the saide milne belonginge or heretofore usuallye occupyed or letten w<sup>th</sup> the same, And of in & to Twentie score of

grounde in lengthe next w<sup>th</sup>out the North'ende of the saide milne of the breathe of the saide milne And also of in

- 11 and to \ all / one Close Scituate lyinge and beinge in Kilnsaye afforesaide called & knowen by the name of the Calf Close Spinkelde Skarbutts & Bull Inge or by s<sup>ome</sup> of them, And of all the whole p<sup>te</sup> w<sup>ch</sup> the said James Rayner haith of in & to the Towne gaitte of the saide Kilnsaye, And of in
- 12 and to one other p<sup>cell</sup> of grounde called Sowerdales lyinge & beinge in the Inges of Kilnesaye afforesaide in the saide countie of yorke, And also of in & to Tenne full p<sup>tes</sup> of the soil grounde of the one pasture of Kilnesaie afforesaide into Fyve score and Foure p<sup>tes</sup> to be divided, And
- 13 of in & to a Full p<sup>te</sup> of the soile grounde of Kilnesaye Comon or waste grounde called Kilnesaye Comon or Malham moore alis mawmoore The saide whole Com<sup>on</sup> into Twentie & Fyve p<sup>tes</sup> to be devyded, And of in & to the Fyfte p<sup>te</sup> of a Full p<sup>te</sup>, the saide p<sup>te</sup> to be devyded into Fyve p<sup>ces</sup>
- 14 and the thirde p<sup>te</sup> of a Full p<sup>te</sup>, and as much more as doth amownte to the valewe of Fyve pence Rent of all the woodes called Kilnesaye woods. The saide whole woods into Thirtye & Fyve p<sup>ces</sup> to be devyded, And also of in & to all one Close called Byram Close and one litle Ilelande
- 15 adioyninge to the saide Close on the westsyde theirof, Scituate lyinge & beinge w<sup>th</sup>in the man<sup>or</sup> or lordeshipp of Kilnesaye afforesaide in the saide Countie of yorks, or p<sup>te</sup> p<sup>cell</sup> or membre of the same Kilnesaye, Together also w<sup>th</sup> all and singuler waies pathes easements profits Comodities
- 16 and advantages whatsoever appertayninge & belonginge to the affore assigned p<sup>r</sup>misses or to anye p<sup>te</sup> p<sup>cell</sup> or membre thereof, And also of in and to the Re<sup>v</sup>con & Re<sup>v</sup>cones of all the affore assigned premises, And of all woodes mynes & other profittes & Comodities of the saide
- 17 p<sup>r</sup>misses before assigned whatsoever, All w<sup>ch</sup> p<sup>r</sup>misses are nowe in the Tenure or occupaco<sup>n</sup> of the saide James Rayner or of his assignes, And also of in and to all other the landes Te<sup>n</sup>tes howses pastures fedinges woods hedgerawes profitts & Comodities whatsoever of him the saide James Rayner
- 18 Scituate lyinge and beinge w<sup>th</sup>in the man<sup>or</sup> or lordeshipp of Kilnesay afforesaide in the saide Countie of yorke excepte all such landes & groundes as he the saide James latelye had of the demyse & grannte of Robte Wignesworth & Will<sup>m</sup> Wignesworth the sonne late of Coniston in the saide
- 19 Countie of yorke, and excepte the Royalties and libties of Convment hawkeing huntinge fishinge and fowleinge in & upon the p<sup>r</sup>misses in Reasonable ma<sup>n</sup>, And w<sup>ch</sup> p<sup>r</sup>misses before mentioned by theis p<sup>r</sup>tes to be assigned are at the date of theis p<sup>r</sup>te Indentures in the tenure use holdinge

- 20 & occupacoñ of the saide James Rayner or of his assigne or assignes, And w<sup>ch</sup> p<sup>r</sup>misses the saide James Rayner had to him & his assignes by & from one henrye Garfurthe \ late / of the saide Kilnesaie, Robte Setle late of the Northcote and Anthonie warde of the saide Northcote in the saide countie
- 21 of yorke yomen, As by their seŵall Indentures bearing seŵall dates under their seŵall handes and seales more at lardge they & eŵye of them seŵallye doth and may appeare, And all w<sup>ch</sup> p<sup>r</sup>misses emonges other thinges one dame Anne yorke late wyef of one S<sup>r</sup> John
- 22 yorke knighte deceased, and peter yorke esquire sonne & heire apparent of the saide S<sup>r</sup> John yorke or thone of them by their Indentures emonges other thinges dyd seŵallye demyse & grannte unto one Thomas Tenñite late of the Cittie of London deceased, Willm
- 23 Thompson late of hathorneledyeate a<sup>l</sup>is Cowgillhowse deceased, John Setle of the Northcote aforesaide late father to the saide Robte Setle deceased, and to one Thomas Waddington late of Grindleton deceased; As by eŵye of their seŵall Identures to them thereof
- 24 emonges other thinges made more playnelye and at lardge tht doth & may appeare, And the saide James Rayner & John Tenñite for the Consideracone afforesaide by theis p<sup>r</sup>ites doe geve grante bargayne sell alieñ assigne and sett over unto the saide Richarde laylande his executo<sup>rs</sup> & assignes
- 25 to the uses and behouffes hereafter as followeth All and singuler Indentures obligacons Bookes of assignem<sup>t</sup> evidence & wrytinges and all the Benefitts & advantaiges thei<sup>r</sup>of whatsoeŵ they the saide James Rayner & John Tenñite have or haith in their Custodie or in the Custodie of anye
- 26 other p<sup>u</sup>son or p<sup>u</sup>sons to them or thone of them use or uses Towchinge & concerninge onelye the affore assigned p<sup>r</sup>misses or onleye anye p<sup>te</sup> thereof, And all their & eyther of their lawfull Righte tytle &<sup>1</sup> [?--] of in & to the same, or of in or to all or anye of them, All w<sup>ch</sup> evidence
- 27 Indentures & wrytinges, w<sup>ch</sup> he the saide James Rayner haith in his possession & Custodye, or w<sup>ch</sup> be the Custodie of anye other p<sup>u</sup>son or p<sup>u</sup>sons to his use, concerninge the saide p<sup>r</sup>misses, he the saide James Rayner Covenñtheth & grannteth to & w<sup>th</sup> the saide Richarde laylande
- 28 his executo<sup>r</sup>s and assignes by theis p<sup>r</sup>ites: That he the saide James Rayner or his assignes shall & will deliŵ unto the saide Richarde Laylande or his assignes at or before the feaste day of S<sup>t</sup> michaell tharchannge<sup>ll</sup> nowe next ensewinge the day of the date hereof, And
- 29 All w<sup>ch</sup> evidences Indentures & Wrytinges w<sup>ch</sup> he the saide John Tenñite haith Concerninge the saide p<sup>r</sup>misses before grannted and assigned he the

---

1 Crease in document

saide John Covennteth & grannteth to and w<sup>th</sup> the saide Richarde laylande his executo<sup>r</sup>s and assignes by their

30 pñtes To deliᵛ, or Cause to be deliᵛed w<sup>th</sup> the Consent & at the Request of the saide James Rayner unto the saide Richard Laylande or his assignes at or before the saide feaste day of S<sup>t</sup> michaell tharchanngell next cominge after the date hereof **To**

31 **have and to holde** al *{sic}* the saide mylne Closes Indentures wrytinges obligacons and all and singuler other the p<sup>r</sup>misses w<sup>th</sup> thappurtennces and eᵛye pte and pcell thei<sup>r</sup>of unto the saide Richarde laylande his executors and assignes From

32 the day of the date of theis pñte Indentures for and duringe all such terme and termes of yeares, As are yet to come & unexpired of those thre *{sic}* Thowsande yeares Grannted of the p<sup>r</sup>misses emonges other thinges by the saide seᵛall Grannted

33 made by the saide dame Anne yorke & peter yorke or by eyther of them to the p<sup>u</sup>sons affore in theis pñtes named or for so manye yeares yet to come of the saide Thre Thowesande yeares as the saide James Rayner & John Tenñte or eyther of

34 them nowe have or haith to come by [a]nye grannte or wrytinge that he haith thereof, To such onelye uses behouffes as are in theis pñte Indentures expressed and declayred, And to none other uses nor behouffes **That is to saie** to th'use

35 and behouffe of the saide James Rayner and Anne nowe his wyef For and duringe all the said yeares of the saide Terme of Thre Thowsande yeares w<sup>ch</sup> are yett to Come and unexpired (yf they the said James & Anne or eyther of them so longe doe leve) And

36 after the decease of the saide James Rayner & Anne nowe his wyef and the longer lever of them, Then to the use and behouffe of the Issue of the saide Anne lawfully to be begotten of her bodye by the saide James Rayner (if anye such Issue so longe doe

37 leve) And for and in defalte of s[uc]h Issue, Then to the executo<sup>r</sup>s & admīstrato<sup>r</sup>s of the saide James Rayner for and duringe all the Residewe of the saide Terme of Thre thowsande yeares, w<sup>ch</sup> shalbe then to come & unexpired menconed in all or anye of the

38 afforesaide Indentures, In as lardge ample and beneficiall maner and forme, As he the said James Rayner nowe doth enioye the same, or that he the saide James Rayner may mighte should or oughte to have enioyed the same **Yeilding** doinge

39 and p<sup>u</sup>forminge all maner of Rents and other thinges for the p<sup>r</sup>misses, as of Righte oughte to be yielded done & p<sup>u</sup>formed for the same duringe the saide

Terme, Accordinge to the purporte teno<sup>r</sup> and effect of the saide Indentures or of anye or e<sup>v</sup>ye of them

<sup>40</sup> **And** the saide James Rayner for himself his executors & admīstrato<sup>r</sup>s and for e<sup>v</sup>ye of them doth Covenñte promise and grannte to and w<sup>th</sup> the saide Richarde laylande his executo<sup>r</sup>s admīstrato<sup>r</sup>s and assignes & to & w<sup>th</sup> e<sup>v</sup>ye of them by theis pñtes; That he the

<sup>41</sup> saide James Rayner or the saide John Tenñte at thensealinge and deli<sup>v</sup>ye of theis pñtes haith Full power lawfull Righte & authoritie to geve grannte t<sup>o</sup> gayne sell alien assigne and passe over all the saide p<sup>r</sup>misses & e<sup>v</sup>ye p<sup>t</sup>e and p<sup>c</sup>cell thei<sup>r</sup>of before by theis pñtes assigned & passed over

<sup>42</sup> unto the saide Richarde laylande his executo<sup>r</sup>s and assignes to thuses & behouffes as is afforesaide and in mañ & forme & for the terme and termes afforesaide; And that he the saide James Rayner heretofore hath not done nor Comitted now hereafter shall or will doe no<sup>r</sup> Comitt anye

<sup>43</sup> mañ of acte or actes thinge or thinges [d]vise or devyses whatsoever that shall will or may be p<sup>r</sup>eidiciall hurtfull or hinderance for the saide Richarde laylande his executo<sup>r</sup>s & assignes in haveinge & holdinge the saide p<sup>r</sup>misses & e<sup>v</sup>ye p<sup>t</sup>e & p<sup>c</sup>cell heirof before by theis pñtes mencioned to be assigned &

<sup>44</sup> passed over to thuses & behouffes afforesaide; But that the saide milne and all singuler other the p<sup>r</sup>misses w<sup>th</sup> thappurtenñces and e<sup>v</sup>ye p<sup>t</sup>e and p<sup>c</sup>cell thei<sup>r</sup>of shall will & may Continewe & remayne good & effectuall in the <sup>2</sup> [?--]e to thuses & behouffes of the saide James & Anne, And to the survivo<sup>r</sup> and

<sup>45</sup> longer lever of them for them and duringe the saide terme (yf if they or eyther of them so longe doe leve) And after the decease of the longer leven of them, Then to the use & behouffe afforesaide Accordinge to the purporte effect & [tr]ue meaninge of theis pñtes; And that he the saide James Rayner his executo<sup>r</sup>s

<sup>46</sup> and assignes shall & will at all tymes hereafter have & keepe harmles all the affore assigned p<sup>r</sup>misses & e<sup>v</sup>ye p<sup>t</sup>e and p<sup>c</sup>cell thei<sup>r</sup>of to the saide Richarde laylande his executo<sup>r</sup>s & assignes to the se<sup>v</sup>all uses & behouffes aforsesaide of & fr[?--]<sup>3</sup> all & all mañ of mortgaiges bargaynes Covenñtes assignem<sup>ts</sup> obligacons & other

<sup>47</sup> Troubles and Incumbrances whatsoever heretofore had made done or Comitted by the saide James Rayner or hereafter to be had made done or Comitted by the saide James Rayner his executo<sup>r</sup>s or assignes, The Rents aforesaid doe to be paide for the saide p<sup>r</sup>misses onelye excepted & foreprised **And** the saide

---

<sup>2</sup> Crease in document

<sup>3</sup> Crease in document

- 48 John Tenñte for him his executo<sup>rs</sup> & admōtrators Covenñteth and grannteth to & w<sup>th</sup> the saide Richard laylande his executors & assignes by theis pñtes; That he the saide John Tenñte heretofore haith nor done, nor committed nore hereafter shall doe no<sup>r</sup> comitt anye mañ of act or acts that shall or may be hurtfull to the saide
- 49 Richarde laylande his executo<sup>rs</sup> or assignes in haveinge & holdinge the saide p<sup>r</sup>misses & e<sup>v</sup>ye p<sup>t</sup>e and p<sup>c</sup>cell thei<sup>r</sup>of before by theis pñtes mencioned to be assigned & passed over to thuse & behouffes aforesaide; But that the saide Richarde laylande his executo<sup>rs</sup> & assignes shall & may have & hold the saide milne & all
- 50 singuler other the p<sup>r</sup>misses w<sup>th</sup> thapp<sup>r</sup>teñce e<sup>v</sup>ye p<sup>t</sup>e and p<sup>c</sup>cell thei<sup>r</sup>of to the uses & behouffes afforsaide Accordinge to theeffect & true meaning of theis pñtes w<sup>th</sup>out anye lawfull let suite trouble or Incumbrance of him the [sai]d John Tenñte his exeč or assignes or of anye of them **And** the saide James Rayner for
- 51 him his executo<sup>rs</sup> & adrn & for e<sup>v</sup>ye of them Cove[n]teth & grannted to & w<sup>th</sup> the saide Richarde laylande his execto<sup>rs</sup> & assignes by theis pñtes That he the saide James Rayner shall & will at all tymes hereafter for & duringe the tyme & space of <sup>4</sup> [fy]ve yeares nowe next enseweing after the date hereof upon the Reasonable Request of the
- 52 saide Richarde laylande his executo<sup>rs</sup> or assi[gn]es, made doe execute and knoweledge all & [creased e<sup>v</sup>ye] such further act or Actes [?--- ?—g --]<sup>5</sup> devyse and devyses assu[ran]ce & assureannces in the lawe whatsoe<sup>v</sup> for the better more clere & p<sup>r</sup>fect assurem[?--] suretie & sure makeinge of the p<sup>r</sup>misses & \ of / e<sup>v</sup>ye p<sup>t</sup>e & p<sup>c</sup>cell thei<sup>r</sup>of dureinge the
- 53 saide terms & termes of yeares yet to come, unt[o] the saide Richarde laylande his executo<sup>rs</sup> & assignes to the uses & behouffes afforesaide Accordinge to the purporte effect & true meaning of theis pñte Indentures, As he the saide Richarde laylande his executo<sup>rs</sup> & assignes and his [?--- ]<sup>6</sup> their counsel learned in the lawe shall
- 54 & will resonablye devyse advyse & require And at the onelye Costs & chardges in the [?--] of the saide Richarde Laylande and his assignes **In witnes** whereof the p<sup>t</sup>ies abovesaide to theis pñte Indentures eyther p<sup>t</sup>ie to other Interchangeablye have sett their hands & s[ea]les dated the day & yeare first above
- 55 written.

---

<sup>4</sup> Crease in document

<sup>5</sup> Very faint

<sup>6</sup> Crease in document