



H 265.19

COWPER & NEWTON MUSEUM

Cover

1788

Duke of Cumberland

Inside

This Indenture Tripartite made the twenty seventh day of December in the twenty ninth year of the Reign of our Sovereign Lord George the third by the Grace of God of Great Britain France and Ireland King Defender of the Faith and so forth and in the year of our Lord one thousand seven hundred and eighty eight **Between** Thomas Edens of Eansor in the County of Northampton Butcher only son of Thomas Edens late of Odell in the County of Bedford by Sarah his wife late Sarah Amis both which said Thomas Edens the husband and Sarah his wife are now deceased (Mary Amis of Odell in the County of Bedford Spinster William Southwell of Eitchmarsh in the said County of Northampton Grazier and Keziah his wife John Southwell of Eansor aforesaid Grazier and Ann his wife which said Sarah Mary Keziah Ann Margaret Freeman late deceased and Elizabeth Amis Spinster late also deceased were the six sisters and coheireses of John Amis late of Odell aforesaid Baker deceased) of the first part Francis Perkins of Olney in the County of Bucks Publican of the second part and William Wootton of Harrold in the said County of Bedford late merchant of the third part **Whereas** the said Elizabeth Amis Spinster in and by a codicil bearing date the thirteenth day of June one thousand seven hundred and eighty by her duly made and published **Did Devise** her one sixth part of and in the Messuages Lands Tenements and Hereditaments herein after Released unto her Sister the said Mary Amis her Heirs and Assigns for ever **And Whereas** the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife John Southwell and Ann his wife are altogether wholly seized and possessed of the Messuages Lands Tenements and Hereditaments herein after Released and have agreed to convey the same unto the said Francis Perkins his Heirs and Assigns for the sum of Ninety nine pounds **Now this Indenture Witnesseth** that in pursuance of the said agreement and for and in consideration of the sum of ninety nine pounds of good and lawful money of Great Britain to the said Thomas Edens party hereto Mary Amis William Southwell and John Southwell in hand well and truly paid by the said Francis Perkins at and before the sealing and delivery of these presents the receipt whereof they the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife do and each and every of them both jointly and severally acknowledge and thereof and therefrom and of and from every part and parcel thereof do and each and every of them doth jointly and severally acquit Release and Discharge the said Francis Perkins his Heirs and Assigns by these presents they the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife **Have** and each and every of them **Hath** Granted Bargained Sold Aliened Released confirmed limited declared directed and appointed and by these presents **Do** and each and every of them **Doth** Grant Bargain sell alien Release confirm limitt declare direct and appoint unto the said Francis Perkins (in his actual possession now being by virtue of a Bargain and Sale to him thereof made by the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife for one whole year in consideration of ffive shillings by Indenture bearing date the day next before the day of the date of these presents and commencing from the day next before the day of the date of the same Indenture and by force of the statute made for transferring of uses into possession) and to his Heirs and Assigns **All that** Messuage Cottage or Tenement called or known by the name or sign of the Duke of Cumberland together with the little pightle Ley or parcel of Ground thereto belonging situate and being in Olney aforesaid late in the occupation of Robert Asprey after that of Robert Hardwick and now of the said Francis Perkins the House and Ground formerly in the occupation of Thomas Ewen and late of John Osborn lying on the south side thereof and the House formerly in the occupation of William Knight and late of James Boswell on the North side thereof the Street lying on the East end and the Common field at the west end thereof (*three lines crossed out*) together with a

passage for water that goeth by and runneth through the sink that passeth through the said House before mentioned to be formerly in the occupation of the said William Knight Together with all Houses outhouses Edifices Buildings Barns Stables Yards Orchards Gardens Hedges Ditches Trees fences Mounds Ways Waters Watercourses Easements Commons and common of Pasture Profits Privileges and Appurtenances whatsoever to the said Messuage Cottage or Tenement Pightle and Premises belonging or in any wise appertaining and the Reversion and Reversions Remainder and Remainders yearly and other Rents Issues and Profits thereof and of every part and parcel thereof and also all the Estate Right Title Interest Property claim and demand whatsoever both at Law and in Equity of them the said Thomas Edens party thereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife of in to or out of the same every or any part or parcel thereof **To have and to hold** the said Messuage Cottage or Tenement Pightle and Premises herein before mentioned and intended to be hereby Granted and Released with their and every of their Appurtenances unto the said ffrancis Perkins his Heirs and Assigns To the only proper use and behoof of the said ffrancis Perkins his Heirs and Assigns for ever **And** the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife for themselves jointly and severally and for their joint and several Heirs Executors and Administrators do and each and every of them doth cove nant promise and agree to and with the said ffrancis Perkins his Heirs and Assigns by these presents in manner and form following that is to say that (for and notwithstanding any act matter or thing whatsoever by them the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife any or either of them made done committed or suffered) they the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife some or one of them at the time of the sealing and delivery of these presents are and stand or is and standeth lawfully rightfully and absolutely seized of and in the said Messuage Cottage or Tenement Pightle and Premises herein before mentioned and intended to be hereby Granted and Released with their Appurtenances of a good sure perfect lawful absolute and Indefeazible Estate of Inheritance in ffeesimple in possession without any condition use Trust power of Revocation limitation of Use or Uses or any other cause matter or thing whatsoever to alter change charge defeat incumber or make void the same **And** that for **And** notwithstanding any such act matter or thing as aforesaid (they the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife or some of them now have or one of them hath in themselves himself or herself good right full power and lawful and absolute authority to Grant Release and Convey the said Messuage Cottage or Tenement Pightle and Premises hereby Released or intended so to be with their Appurtenances unto the said ffrancis Perkins his Heirs and Assigns in manner and by the means aforesaid according to the true intent and meaning of these presents **And** that it shall and may be lawful to and for the said ffrancis Perkins his Heirs and Assigns peaceably and quietly to enter into or upon have hold use occupy possess and enjoy the said Messuage Cottage or Tenement Pightle and Premises herein before mentioned and intended to be hereby Granted and Released with their Appurtenances and receive and take the Rents Issues and Profits thereof to and for his and their own use and benefit without the lawful Lett Suit trouble denial eviction or interruption of or by the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife or any of them or any other person or persons whomsoever lawfully claiming or to claim by from or under or In trust for them or any of them or by from or under the said John Amis deceased **And** that free and clear and freely and clearly Aquitted Exonerated and discharged or otherwise by the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife well and sufficiently saved harmless and kept indemnified of from and against all former and other Gifts Grants Bargains Sales Leases Mortgages Dowers Right and title of Dower Uses Wills Entails Annuities Rents and Arrears of Rent Issues ffines Recognizances Judgements Extents Executions and of from and against all other Titles Charges Incumbrances and Demands whatsoever had made done or committed by them the said Thomas Edens party hereto Mary Amis William

Southwell and Keziah his wife and John Southwell and Ann his wife or any of them or by or through their or any of their wilful means or default consent privity or procurement **And** further that they the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife and all and every other person and persons having or lawfully claiming or who shall or may have or lawfully claim any Estate Right Title or Interest whatsoever of in to or out of the said Messuage Cottage or Tenement Pightle and Premises hereby Released or intended so to be with the appurtenances by from or under or In trust for them or any of them or by from or under the said John Amis deceased shall and will from time to time and at all times thereafter at the request and proper costs and charges in the Law of the said Francis Perkins his Heirs or Assigns make do acknowledge Levy suffer and Execute or cause and procure to be made done acknowledged Levied Suffered and Executed all and every such further and other lawful and reasonable Act and Acts thing and things Deeds Devices Conveyances and Assurances in the Law whatsoever for the further better more perfect and absolute Granting Conveying and Assuring of the said Messuage Cottage or Tenement Pightle and Premises hereby Released or intended so to be with the Appurtenances unto the said Francis Perkins his Heirs and Assigns as by the said Francis Perkins his Heirs or Assigns or his or their Council learned in the Law shall be reasonably Devised or Advised and required **And Whereas** the several Indentures Deeds or Instruments herein after mentioned do severally relate to and concern Not only the Title of the said Messuage Cottage or Tenement Pightle and Premises herein before Released or intended so to be **But** also to other Lands Tenements and Hereditaments in Bletsoe in the said County of Bedford purchased by the said William Wootton of the said Thomas Edens party hereto Mary Amis William Southwell and Keziah his wife and John Southwell and Ann his wife And it hath been Agreed that the said William Wootton his Heirs and Assigns shall have the custody and safekeeping of the said Indentures Deeds or Instruments on the said William Woottons entering into the covenant herein after contained for the same being produced for the Manifestation and Instification of the Title of the said Francis Perkins his Heirs and Assigns in manner herein after mentioned **Now this Indenture further Witnesseth** that in pursuance of the said Agreement and for the better manifesting justifying proving and supporting of the right and title of the said Francis Perkins his Heirs and Assigns of in and to the said Messuage Cottage or Tenement Pightle and Premises hereby Released or intended so to be and also in consideration of the sum of five shillings of good and lawful money of Great Britain to the said William Wootton in hand paid by the said Francis Perkins at and before the sealing and delivery of these presents the Receipt whereof is hereby Acknowledged He the said William Wootton for himself his Heirs Executors and Administrators doth covenant promise and agree to and with the said Francis Perkins his Heirs and Assigns by these presents that he the said William Wootton his Heirs and Assigns shall and will from time to time and at all times hereafter upon the request and at the costs and charges of the said Francis Perkins his Heirs and Assigns produce shew forth and suffer to be read and given in evidence or cause or procure to be produced shewn forth and suffered to be read and given in Evidence unto his their or either of their council solicitors agents attorneys or other person or persons and to and before any Judge Jury Commissioner or in any Court of Law or Equity in that part of Great Britain called England when and as often as need or occasion shall be and require the several Indentures Deeds Instruments and Writings herein after mentioned (that is to say A certain Indenture bearing date the first day of August One thousand seven hundred and eighty one and made or mentioned to be made between the said William Southwell and Keziah his wife John Southwell and Ann his wife and Margaret Amis of the one part and Robert Southwell of Warmington in the said County of Northampton Grazier of the other part **And also** certain Indentures of Lease and Release bearing date respectively the twenty third and twenty fourth days of April One thousand seven hundred and eighty two the Release being Tripartite and made between the said Margaret Amis of the first part John Freeman of Warmington aforesaid of the second part and the said John Southwell and Isaac Pendred of Warmington aforesaid Grazier of the third part **And also** certain Indentures of Lease and Release bearing date respectively the second and third days of July one thousand seven hundred and eighty

seven and made or mentioned to be made between the said John ffreeman and Mary his then wife of the one part and the said John Southwell of the other part provided the same be not burnt or destroyed by ffire or other inevitable accident **In Witness** whereof the said parties to these presents have hereunto set their hands and seals the day and year first above written

(Signed and sealed by)	Thomas Eden	William Southwell	John Southwell	William Wootton
	Mary Amis	Kezia Southwell	Ann Southwell	

Back cover

Received on the day of the date of the within written)		Sealed and Delivered (being first
Indenture of and from the within named ffrancis)	£	duly stamped) in the presence of
Perkins the sum of Ninety nine pounds being the)	99	Edward Abraham
consideration money within mentioned to be paid by)		Thomas Shidman
him to us we say received the same by us)	
Witness	Thomas Eden	
Edward Abraham	Mary Amis	
Thomas Shidman	William Southwell	
.	Kezia Southwell	
.	John Southwell	
.	Ann Southwell	

Cowper & Newton Museum archive

Transcribed by Geoff Swindells