

26 July 1702. Feoffees to
Henry Lard & John Lard

Leased

Whom the Lord

leased

10/100

Traded & delivered
In presence of
Eli Barthol
John Richard
Daniel Quintin

M^r Rob Carter

Henry

This lease is
surrendered and
a new one granted.

Grant

made the twentieth day of July in the first year of the reign of our Sovereign Lady Anne by the grace of God of England Scotland France

and Ireland Queen do find of the facts & among Domini 1702 Between Edward Walton William Drake Thomas Marwood and Hodges Farrant Butlers Francis Bratt Francis Bagwell Allen Abbot Richard Newton Phillip Mitchell and John Reed of Knowle women Executors in trust for the said Lads of Gylton in the County of Devon of the one part And Robert Carter of Mory & Mary in the County aforesaid women of the other part **Witnesseth** that they the said Edward Walton William Drake Thomas Marwood Hodges Farrant Francis Bratt Francis Bagwell Allen Abbot Richard Newton Phillip Mitchell & John Reed by & with the Special Consent & appointment of John Duke Bar & William Drake Esq & Robt. Gibson Heydon John Rose & Elly Bartlett Esqs James Marwood Robert Marwood Consul Bourdage Matthew Bartlett & Thomas Bourdage Justs Justs Phillip Mitchell Justs John Blodwell Nicholas James Thomas Parsons Richard Lucas & Abraham Moore women or the most part of them they being the surviving & remaining part of the & wholly not of the said gift of Gylton for the heirs being chosen & elected for aid & assistance in the said trust for & in consideration of the sum of Fifty - - - pounds of lawful money of England unto them the said Executors or one of them in hand paid by the said Robert Carter at & before the sealing & delivery hereof the receipt & payment whereof the said Executors do hereby acknowledge & they of every place & parts thereof do every of them dole acquit release & discharge the said Robert Carter his Executors & assigns & every of them by these presents **have** devised granted & to have & to hold by these presents they the said Executors do hereby grant & to have & to hold unto the said Robert Carter his Executors & assigns **All** that one Cope or peck of land containing by estimation one acre (be it more or less) & is situated & being now situate foot or shires of Exeter & also two acres of land with appurtenances lying by handford at Parowill and all that one other peck or peck of land called or known by the name of the said shires lying & being a bow of Gylton Bridges and all what said devised premises and situate lying & being in the gift of Mory & Mary aforesaid & also words in the use or occupation of our William of Gylton do hereby now and in the possession of the said Executors their heirs & assigns with all paths ways waters watercourses Pastures & Commodities whatsoever unto the said Robert Carter & assigns belonging or in any wise appertaining (except & always reserved out of this present devise & grant unto the said Executors their heirs & assigns **All** the timber trees & young & root likely to prove timber trees now growing and being or which hereafter in & upon the said devised premises shall grow & be with full liberty to cut up take & carry away the same & wood as also of faggots & gaggots & raggs at all times during the term hereby granted for the viewing & surveying of the said premises **To have and to hold** all & singular the said Robert Carter & assigns with their & every of their appurtenances (except before reserved) unto the said Robert Carter his Executors & assigns for & during the full time & term of four score & six years from the date hereof next ensuing & fully to be completed & ended & if the said Robert Carter Mary Carter his now wife & Richard Mountstaple the younger of Mory & Mary aforesaid any or either of them shall for long happen to live heilding & paying therefor yearly during the said term unto the said Executors their heirs & assigns the sum or value of four score shillings & one penny of lawful English money on the feast of St Michael the archangel the birth of our Lord the Annunciation of the blessed virgin & of John Baptist by three equal portions **And** also heilding & paying unto the said Executors their heirs & assigns immediately upon & after the death & decease of the said Robert Carter Mary Carter his wife & the said Richard Mountstaple the younger they dying successively one after the other the sum of four score shillings & one penny of lawful English money for & in the name of our Lord or our Lady **And** the said Robert Carter for himself his Executors & assigns & for every of them do hereby & grant to & with the said Executors their heirs & assigns & every of them by these presents that he the said Robert Carter his Executors & assigns & every of them shall & will from time to time & at all times hereafter at his & their own Costs & Charges well & sufficiently repair & maintain the said Robert Carter & assigns & every of them shall & will from time to time & at all times hereafter as often as need shall require during the said term & the said premises in all things well & sufficiently repaired & amended in the end of the said term shall & will leave & yield up unto the said Executors or the survivor of them their heirs & assigns **And** if it shall happen the said yearly rent of four score shillings & one penny to be behind & unpaid in part or in all by the space of fifteen days next after the day of payment whereof the same ought to be paid being lawfully demanded & not paid & not sufficient distress in or upon the premises or some parts thereof in the manner and maner or may be had for the levying of the said rent for so long as the arrears of the said rent shall remain due & unpaid & if any happen to be **Or** if the said Robert Carter his Executors & assigns or any of them shall willingly do or suffer to be done any act or acts thing or things whatsoever which shall or may be prejudicial to the estate of the said Robert Carter his heirs & assigns or any of them shall & will from time to time & at all times hereafter at any time during the said term to the value of twenty shillings or more & shall not sufficiently repair the same with three months next after notice to be given by the said Executors their heirs & assigns or by their Bayiffs or Bayiffes for the same being that then & from thenceforth for all any or either of the things aforesaid & shall be lawful to & for the said Executors their heirs & assigns & every of them unto the said premises or any part thereof to re-enter & the same & every part thereof to have against & retained as in their former Estates & by these presents or any thing therein contained to the contrary notwithstanding **And** the said Edward Walton William Drake Thomas Marwood Hodges Farrant Francis Bratt Francis Bagwell Allen Abbot Richard Newton Phillip Mitchell Justs & John Reed do hereby severally & apart & each one of them for himself & for his own heirs Executors & assigns & not jointly consent give & grant to & with the said Robert Carter his Executors & assigns & to & with every of them by these presents that he the said Robert Carter his Executors & assigns & every of them by & under the conditions reservations & agreements aforesaid shall & lawfully may peaceably & quietly have hold possess & enjoy all & singular the said devised premises & every part & parts thereof with their & every of their appurtenances (except before reserved) during the term & estate hereby granted without any the lawful & full right of molestation or denial of or by the said Executors their heirs & assigns or any or either of them or any other person or persons whatsoever lawfully claiming or which may be claimed the same premises by from or under them any or either of them respectively **And** that he the said Robert Carter shall at any time within the space of two years next ensuing after the date of these presents on his behalf & in his name have the privilege & privilege to discharge the life of the said Richard Mountstaple and in his room & place to put any other person **Provided** that he the said Richard Mountstaple be at the time of such request in hand & perfect bodily health and also provided that the said Robert Carter do hereby surrender & yield up his & her full & sole possession of the said premises & at his charges & charges to be made & buried unto the said Executors their heirs & assigns a new lease of the premises for that purpose containing like rules & provisions & conditions as the said Robert Carter do hereby & at his charges & charges therein for discharge of his last life only reserved **In witness** whereof the said Robert Carter his heirs & assigns & every of them have hereunto set their hands & seals the day & year first above written

Carter

