1588
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1600

This Indenture made the

ffyve and Twentith daie of Marche in the two & ffortieth yere of the Raigne of our Soveraigne Ladie Elizabeth by the grace of God of Englande ffraunce & Irelande Quene defender of the ffaith &c **Betwene** Roberte Weston of Heathayne in the countie of Devon gentleman Nicholas Hooper of Brookelande in the countie aforesaid gentleman and John Mamder of Colyton in the same countie of Devon husbandman of thone ptie **And** John Weston Walter Yonge Robte Carswell Joseph Carswell John Reade Roger Hooper Roberte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell of thother ptie **Wytnesseth** that whereas the said Roberte Weston Nicholas Hoop and John Mamder nowe stande & be lawfully seised in their demeasnes as of ffee of & in divse messuags burgags lands tents rents revercons markets ffaires servics & hereditaments wth thappurtenances still lyenge & beinge wthin the pishes Townes boroughes and hamletts of Colyton Colyforde Sidburye & Honyton in the countie of Devon hereafter pticulerly named & expressed That is to saye of & in all that howse & tente called the Churche howse wth thappurtenances situate lyenge & beinge wthin the Tithinge & pishe of Colyton in the countie aforesaid nowe in the tenure of Edwarde Clarke or of his assignes **And** of & in all that messuage or howse called the Shambells situate in the towne of Colyton aforesayde togither wth all comodities pfits advantags and appurtenances to the same belonginge **And** of & in all those ffive messuags & tents in Rowthayn and Buddelshaies conteyninge by estimacon one hundred & ffyve acres of lande wth one pcell of Barton lande called Kingsdon weste conteyninge by estimacon threescore & ten acres of lande wth all & singuler thappurtenances whatsoever situate lyenge & beinge wthin the tithinge of Woodlande & pishe of Colyton aforesaid somtymes in the tenure of one Richarde Palwyn and nowe in the tenure or occupacon of the foresaid Robte Weston Nicholas Hoop & John Mamder or of their tenaunts ffarmors or assignes **And** of & in all that Chappell called Hallsdowne Chappell wth his appurtenances lyenge & beinge wthin the pishe of Colyton aforesaid in the same countie of Devon and of & in all & singuler woods underwoods & trees whatsoever of in & uppon any pte of the above recyted pmisses growinge or beinge **And** of & in the Markett in the towne & pishe of Colyton aforesaid in the place there comonly called the Markett place tobe holden & kepte three tymes eny weeke that is to saye in the daies of Tuesdaie Thursdaie & Satterdaie yearlye for ever Togither wth all & all manner of Tolles customes stallage & other casualties pfits comodities & liberties whatsoevr to the said markett belonginge or in any manner wise apperteyninge **And** of & in the office of the Clerke of the markett wth full power & authoritie to doe & execute wthin the pishe of Colyton aforesaid all & singuler that wch to the Clerke of the markett doth & shall pteyne & belonge from tyme to tyme further **And** of & in a ffayre to begyn eny yere yerely for ever the ffourtenth daie of October tobe holden & kepte in such convenyent place wthin the pishe of Colyton aforesaid as they the foresayed Robte Weston Nicholas Hoop and John Mamder their heires & assignes by pclamacon thereof tobe made shall assigne the same ffaire tobe kepte **And** of & in one other ffaire to begynne eny yeare yerely for ever the ffirste daie of Maye tobe holden & kepte also in such convenyent place wthin the pishe of Colyton aforesaid as they the foresaid Robte Nicholas & John Mamder their heires & assignes by pclamacon thereof tobe made shall likewise assigne the same ffaire tobe kepte **And** of & in a Courte of Pypowders as to ffaires & marketts is comonly used in other places wthin the Realme of Englande wth all & singuler tolles stallags rights pfits comodities & other things whatsoever wch to ffaires doe pteyne or belonge by reason or occasion of the ffaires aforesaid as in the ffaires in Colyton aforesaid in tymes past hath bene had & taken wth all casualties pfits issues and Emolumts whatsoever aswell in the said Courte of Pypowders as by reason or occasion of the said ffaires **And** of the revercon & revercons of all & singuler the foresaid messuags lands & tents and of all & singuler other the pmisses wth thappurtenances **And** also of & in all those messuags lands tents rents revercons servics and hereditaments whatsoever wth their appurtenances situate lyenge & beinge in Colyforde aforesaid somtymes in the tenure of Roberte ffollett & nowe in the tenure of William Owen or of his assignes **And** of & in all those messuags lands tents rents revercons servics & hereditamts whatsoever wth their appurtenances situate lyenge & beinge in Colyforde aforesaid somtymes in the tenure of Alice Marwell & nowe in the tenure of Peter Spurway as in the right of Katherin his wiffe or of his assignes **And** also of & in all those messuags lands tents rents revercons servics & hereditamts whatsoever wth thappurtenances in Colyforde aforesaid late in the seuall tenures or occupacons of Willm Stile & Johane Lowde widow and nowe in the seuall tenures of the same Elizabeth Stile & John Bevys or of their assignes **And** of & in all those messuags lands tents rents revercons servics & hereditamts whatsoever wth their appurtenances situate lyenge & beinge in Colyforde aforesaid somtyme in the tenure or occupacon of John Tanner the yonger and nowe in the tenure of John Bonde alias Tanner or of his assignes **And** of & in all those messuags lands tents rents revercons servics & hereditaments whatsoever wth thappurtenances in Colyforde aforesaid somtymes in the tenure or occupacon of Henry ffollet and nowe in the tenure of Walter Teape or of his assignes **And** of & in all those messuags lands tents rents revercons servics & hereditaments whatsoevr wth thappurtenances lyenge & beinge in Colyforde aforesaid somtymes in the tenure or occupacon of John Harvie and nowe in the tenure of Phillip Harvie or of his assignes **And** of & in all those messuags lands tents rents revercons service and hereditaments whatsoever wth thappurtenances lyenge & beinge in Colyforde aforesaid somtymes in the tenure of Willm Philp and nowe in the tenure of Willm Bishop in the right of Margarett his wiffe or of his assignes **And** of & in all those messuags lands tents rents revercons servics & hereditaments whatsoever wth thappurtenances in Colyforde aforesaid late in the tenure of ffrauncs Carswell gent or of his assignes and before in the tenure of Elizabeth Philp widow **And** also of & in all those messuags lands tents rents revercons service & hereditaments whatsoever wth their appurtenances situate lyenge & beinge in Honyton in the countie aforesaid somtymes in the tenure of Richard Carwithian and nowe in the tenure of Phillipp Cowman or of his assignes **And** of & in all those messuags lands tents rents revercons service & hereditaments whatsoevr wth thappurtenances in Honyton aforesaid in the countie aforesaid somtymes in the tenure or occupacon of Humphry Lucas & nowe in the tenure of Michaell Clappe or of his assignes **And** of & in all that messuage or burgage wth his appurtenances in Honyton aforesaid in the countie aforesaid somtymes in the tenure of Michaell Gallowe and nowe in the tenure of Michaell Gallowe his sonne or of his assignes **And** of & in all that messuage or burgage wth his appurtenances in Honyton aforesaid in the countie aforesaid somtymes in the tenure or occupacon of Garwyn Conett and nowe in the tenure of Laurence Browne or of his assignes **And** also of & in all those messuags lands tents rents revercons service and hereditaments whatsoever wth thappurtenances situate lyenge & beinge in Sidbury in the countie aforesaid somtymes in the tenure of Richarde Eate & nowe in the tenure of ... **And** also of & in all those lands & tents wth thappurtenances in Colyton aforesaid in the countie aforesaid called Waste lane somtymes in the tenure of Alice Marwood widowe and nowe in the tenure of Willm Pole Esquire **All** wch above recyted premisses they the said Robte Weston Nicholas Hoop & John Mamder togeather jointly wth others nowe deceased had to them & their heires of the gifte and graunte of John Strobridge of Wodthayne Willm Strobridge of Otery St Marie John Morris Peter Baghwell and John Clarke nowe also deceased as by the Deede in writinge of the said John Strobridge Willm Strobridge John Morris Peter Baghwell & John Clarke made under their hands & seales bearinge date the Seavententh daie of Aprill in the ffowerth and ffivth yere of the Raignes of Kinge Phillip & Quene Marie more playnely appeareth **Now these Indentures farther wytnesseth** that forasmuch as the said Roberte Weston Nicholas Hoop and John Mamder doe well knowe and likewise confesse that the above recyted premisses was to them made and enfeoffed in truste to the intente that the rents issues revenewes casualties & profits of the same shoulde be ymployed & bestowed to godly & comendable purposes & deedes of charitie and not tobe converted to their owne private use and benefite **And** beinge very willinge & desirous to discharge their duties in this behalfe and to discharden themselves of the truste in them reposed **Have nowe** therefore aswell for the causes aforesayd as also for divse other juste consideracons them movinge given graunted enfeoffed and confirmed **And** by these psents doe give graunte enfeoffe and confirme unto the said John Weston Walter Yonge Robte Carswell Joseph Carswell John Reade Roger Hoop Roberte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell and to their heires & assignes for ever **All** the above recyted messuags burgags lands tents marketts ffaires tolles rents revercons service and hereditaments and all & singuler other the above recited pmisses and eny pte & pcell thereof wth thappurtenances **To have hold and enioye** the same and eny pte & pcell thereof wth all & singuler thappurtenances to the said John Weston Walter Yonge Robte Carswell Joseph Carswell John Reade Roger Hoop Robte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell & their heires and assignes for ever to such use and uses intents and purposes as hereafter in these psente Indentures shalbe & are expressed sett fourthe & lymytted and to none other That is to saye the yerely some of ffive pownds ...... of lawfull money of Englande of the rents revenewes issues & proffitts of the pmisses shalbe yerely bestowed & ymployed to & for the mayntenance & keepinge of a Scole wthin the Towne of Colyton aforesaid to have contynuance for ever The Scholemaster for the same tobe from tyme to tyme chosen nomynated & elected by the said ffeoffees & Twentie men of the said pishe of Colyton or the more pte of them And by them agayne uppon any lawfull or juste occasion tobe dismissed displaced and by none other **And** also that the residue of the rents issues revenewes casualties and proffitts yerely cominge growinge arysinge & renewinge of in or uppon the foresaid pmisses over & above the said yerely some of ffive pownds ...... before lymytted & appoynted tobe ymployed & bestowed to & for the keepinge and mayntenance of a Schole shalbe expended ymployed and bestowed to such good godly & comendable purposes and deeds of charitie as shall seme best meete & convenyente unto such Twentie men of the pishe of Colyton for the tyme beinge or the most pte of them as from tyme to tyme are chosen elected & put in truste for the comon utilitie & proffitt of the pishioners of the same & are comonly called or knowen by the name of the Twentie men **And to the intente** that the foresaid uses above specified and eny of them maye stande & remayne firme & stable **They** the said John Weston Walter Yonge Roberte Carswell Joseph Carswell John Reade Roger Hoop Roberte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell doe covenante promise graunte & agree for themselves their heires executors admynystrators & assignes & the executors admynystrators & assignes of eny & either of them severally to & wth the said Robte Weston Nycholas Hoop and John Mamder their executors admynystrators & assignes by these psents in manner & forme followinge That is to saye that they the said John Weston Walter Yonge Roberte Carswell Joseph Carswell John Reade Roger Hooper Roberte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell or any one of them will not at any tyme hereafter sell alien give graunte or demyse the said premisses or any pte or pcell of the same to any pson or psons whatsoever otherwise then shalbe lymytted & appoynted by the said twentie men of the pishe of Colyton aforesaid wch nowe be or hereafter shalbe or the more pte of them **And that** at such tyme as there shalbe but three or foure of them the said John Weston Walter Yonge Robte Carswell Joseph Carswell John Reade Roger Hoop Roberte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell lyvinge That then they the said psons lyvinge & survyvinge beinge but three in nomber shall uppon reasonable request unto them tobe made in that behalfe by the said twentie men of the foresaid pishe of Colyton nowe beinge or wch hereafter shalbe or the moste pte of them convey and assure all the foresaid pmisses and eny pte & pcell thereof wth all & singuler thappurtenances in such order manner & forme and unto such other psons & psonnes of the pishe of Colyton aforesaid as shalbe nomynated & appoynted by the said twentie men for the tyme beinge or the more pte of them to the like use uses intente and purposes as is before mencioned & declared in these psente Indentures and to none other **And the said** Roberte Weston Nycholas Hoop and John Mamder and their heires All & singuler the foresaid pmisses above by these presents given graunted & enfeoffed and eny pte & pcell thereof wth thappurtenances unto the said John Weston Walter Yonge Robte Carswell Joseph Carswell John Reade Roger Hooper Robte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell and their heires in manner & forme aforesaid agaynste them the said Robte Weston Nicholas Hoop & John Mamder & their heires shall & will warrant acquyte and defende for ever by these psents **And ffurthermore** the said Robte Weston Nicholas Hoop and John Mamder have constituted ordeyned and in their place have putt their trustie and welbeloved in Christe Raphe Teape and Peter Baghwell ... their true and lawfull Attorneys joyntly and severally for them & in their names & behalfes to enter & take possession & seisin in & uppon all & singuler the foresaid pmisses wth thappurtenances or into any pte or pcell thereof in the name of the whole **And** after such entry possession & seisin thereof taken & had for them & in their behalfe to delyver quiet & peaceable possession & seisin of and in all & singuler the foresaid pmisses or of & in some pte thereof in the name of the whole unto the said John Weston Walter Yonge Robte Carswell Joseph Carswell John Reade Roger Hoop Roberte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell ... or to one of them to the use of them all or to their heires or assignes accordinge to the true intente purporte & meanynge of these psente Indentures **In wytnes whereof** aswell the said Roberte Weston Nicholas Hoop & John Mamder as also the said John Weston Walter Yonge Robte Carswell Joseph Carswell John Reade Roger Hoop Robte Burknoll John Butter Hugh Newton Symon Dye Stephen Byrde & John Marwell to these Indentures their Seales have putt **Yeoven** the daie monethe & yere firste above written

Robert Weston
Nycholas Hooper
Signed by Johis Mamder

John Weston
Walt: Yonge
Robart Carswill

Joseph Carswell
John Reede
Roger Hoper

Robert Burknoll
Signed Johis Butter
Hughe Newton

Signed Mr Simond Dye
Ste: Burd
Signed Johis Marwell

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