

ART. IX.—*Paines made at Shap.* By the Rev. J.
WHITESIDE, M.A.

Communicated at Seascale, June 11th, 1902.

PAINES, it may be well to state, are penalties imposed by the Court of the lord of the manor, which usually consisted of the steward and a jury of customary tenants, and the method of jurisdiction was very general for the settling of local disputes.

In the church chest at Shap is an old note-book of Canon Simpson, into which he had pasted for preservation the Shap paines, which are written on thin, tearable paper.

Eighty-five in number, they extend from the twentieth year of Queen Elizabeth to the eighth of George I. The paine varies according to the seriousness of the offence, from 6d. and 1s. up to 3s. 4d. and 6s. 8d., sums with which we are still fairly familiar. They deal with all sorts of contentions, and are, I think, specially interesting in reviving forgotten or extinct place-names, in giving an idea of the old manner of life, and in tracing the houses occupied by ancient families. The contents of parish chests have a way of disappearing, and our *Transactions* may rejoice to be used for their preservation, though these paines are more of parochial than general importance.

I give the paines *verbatim et literatim*, with a few comments in footnotes. Up to 1712 they are all written in one hand, and the copyist who extracted them from the original about that year has evidently in places been careless in his work.

PAINES MADE IN THE TWENTIETH YEARE OF QUEEN ELIZABETH
Imprimis That the Penfold wall be made ffive foot high
betwixt Pentecost next, upon paine of vis viiij^d

- Item That none shall remove or cast any Stones* of his owne land over to his Neighbours upon paine of every default vid
- And That none from henceforth shall gather any Woole upon the Comon pasture before the Sun-rising† upon paine of every default iii^s iiiid

PAINES MADE IN Y^e XXXIIIth OF QUEENE ELIZABETH

- Imprimis That every Tenem^t within Raysett and Tailbothe‡ shall make all their outlying dikes of their feild sufficiently in Stone wall foure foot high, & to make Sixe Roods of the same every yeare until such time, as the same be made round about, upon paine of every default iii^s iiiid
- Item It is further ordered by John Wharton Esq^r Steward of the Mann^r, & John Rigge Gent: Clarke of Courte, wth the assent of all the Tenants of the Lo^{pp}, that noe Cottages within the same Lo^{pp} from henceforth shall keep any forraine goods§ to overcharge the Commons or feilds wth more Cattel or Sheep, then by my Lo: Comissioners & the Jurye for the time being shall be thought convenient, upon paine of every default ... vi^s viiid

A PAINE MADE IN THE XXXVth OF QUEENE ELIZABETH

- That none of my Lo: Tenants from henceforth shall grave any Turves & sell the same|| upon paine of every default ... vid

PAINES MADE IN XXXVIth OF QUEENE ELIZABETH 1594

- Imprimis that Rich^d Robinson from henceforth shall keep & make two sufficient Yeates att his Close in Barnekeld upon paine of xiid

* A natural practice where stones abound, with roads bad, and locomotion difficult.

† Probably to give everyone an equal chance. The amount of wool to be gathered is remarkable. I know of a man who picked on Bampton Fell in one summer enough to make a new suit and a pair of blankets.

‡ Various spelt Racet, Rasat, Rayside; Tailbert, Talebert.

§ The word "goods" is the same as our modern word "stock." Forraine, *i.e.*, belonging to a non-resident; out at gist, festing out.

|| As peats and turves, which are required for several farm purposes, become scarcer, the sale to outsiders is necessarily restricted. Even in the Lyth valley now few tenants are allowed to sell.

Item That none from henceforth shall mowe or sheare any seaves between Tailebothe and Sleddaile upon paine of every default xii^d

PAINES MADE IN THE XXXVIIIth OF QUEENE ELIZABETH 1596

Imprimis That all the Tenants shall make all their severall parts of their Walls att the sufficiently before St Ellen's day rent upon paine of every default vi^s viii^d

Item That none from henceforth shall lye or caste any thing into the Meare Sike att y^e Race upon paine of every default vi^d

Item That the Tenants of the upper end of Shapp Towne doe make their dike betwixt uxor Hayton's garth head & Studdfold, & from thence to the Whiteland head sufficient upon paine of iii^s iiiii^d

PAINES MADE IN THE III^d OF KING JAMES 1605

Imprimis That from henceforth Randall Washington shall not frequent or use any way unto his house att hall-garth,* but only the ancient accustomed way, upon paine of every default vi^s viii^d

Item That William Measond and Rich^d Measond shall keep the usuall high way to their close att Skarre, upon paine of every default iii^s iiiii^d

Item That every one who ought to be Conble from time to time upon Comand be readie to receive his office & Oath immediatly after the Jury shall be impannelled from Yeare to Yeare, upon paine of... .. vi^s viii^d

PAINES MADE THE IIIth OF KING JAMES 1606

Imprimis That George Whinfeild the elder doe not stopp the way on the flatt upon paine of vi^d

Item That none wthin this Lo^{pp} frequent or goe over the Longroods upon paine of vi^d

Item That none within this Lo^{pp} shall cutt any whinne to burne upon paine of vi^d

* Hallgarth was situated in a field adjoining the Tithe Barn at the north-west end of Shap. The old fish ponds can be traced there. George Washington is sometimes said to have sprung from Hegdale. All we can assert is that some of the family did live here.

Item That Will^m Alexander doe Suffer Will^m Measond to have his gapp or Yaite between the Meare Stone & the Intake Nooke to the Water & Common wthout trouble or stoppe upon paine of iii^s iiiid

M^{du} there were noe paines made in the vth of King James

PAINES MADE IN THE VIth OF KING JAMES 1608

Imprimis That every tenant within this Lo^{pp} shall make his part of the Waist Dike before Midsummer next, upon paine of every default iii^s iiiid

Item That Ralph Turner shall lye his dunghill half a yard from the garth of Rich^d Castley upon paine of ... vid

Item That none goe over the Outflat in the Keld feild to the Mill & from the Mill from the 15th of April unto the 29th of September upon paine of xiid

Item We find the two houses of Rigg Hole shall have a high way with their Carriages as occasion shall serve through the Improvm^t of George Docker late deceased as hath beene used heretofore upon paine of... .. xiii^s iiiid

PAINES MADE IN THE VIIth OF KING JAMES 1609

Imprimis That none from henceforth shall putt any horses, or mares, into the ffields at Stainebancke, till such time as the Same be made ffive foot high upon paine of ... vi^s viiid

A PAINE MADE IN THE VIIIth OF KING JAMES 1610

That none shall use wayes over Laythold but such as of right are to use the same upon paine of iii^s iiiid

A PAINE MADE IN THE Xth OF KING JAMES 1610

That none from henceforth shall wash any heme^{*} or line^{*} in the Crooked Sike upon paine of default vid

* Hemp is the coarser, lin the finer product of flax, both being spun at home. A small hamlet in the parish is called *Hardendale*. (A.S. *heordan*, "hards.")

A PAINE MADE IN THE XIIth OF KING JAMES 1614

That none shall suffer any Tupps to goe loose wthin the
Comon ffeild before Allhallow-day* yearely upon paine
of every default vi^d

A PAINE MADE IN THE XIIIth OF KING JAMES 1615

That Thomas Langhorne shall make his Smoughts three
quarters high & three quarters broad to receive the
water which cometh down by the Righthouse from a
place called upon paine of iii^s iii^d

A PAINE MADE IN THE 9th OF KING JAMES 1611

That none from henceforth shall sheare or mowe any
Brackens or Seaves in the Waistes upon paine of every
default iii^s iii^d

PAINES MADE IN THE XXth OF KING CHARLES THE FIRST 1622

- Imprimis That all the Outringe ffences betwixt Tho:
Robinson Garth heade & the Brines barn be made
sufficient betwixt† & Midd April day upon paine of
every default iii^s iii^d
- Item That noe Tenn^t or any other person shall take or
entertaine any florreigners or poore people into the
parish that have not formerly bene Inhabitants
according to the Law in that Case provided under the
paine of every default vi^s iii^d
- Item That none within this Lo^{pp} doe frequent or use to
goe on George Docker's land called the Gateland upon
paine of xii^d
- Item That the out Intake dike att the upper end of Shapp
be made as sufficient, as the best part of itt is, before
Lamas next upon paine of iii^s iii^d
- Item That none doe use to goe over Three acres & fflatt
upon paine of vi^d
- Item That the Dike betweene Kettlekeld Well & Brinnes
Becke be sufficiently made upon paine of iii^s iii^d
-

* This is the customary tupping time. At Orton they date from the fair of Oct. 25th. The precaution is a necessary one in high climates.

† After *betwixt* must be supplied *this present time*. Also after *between*. Quite common, e.g., "Thou may light o' me between and Martlemas."

- Item That none doe grave any Toppeates on this side
Garthwaitegill foote & Langshowe side upon paine of... vi^d
- Item That none from henceforth shall play att cards but
in the time of Christmas upon paine of every default ... vis viii^d

 PAINES MADE IN THE XVth OF KING JAMES 1617

- Imprimis That those who owe (own) the Brinds must make
a sufficient Dike betwixt the same & W^m Robinson
Close before Whitsuntide next upon paine of ... iii^s iii^d
- Item That none wash any Cloathes or any other thing att
Barnekeld well upon paine of every default ... iii^s iii^d
- Item That Will^m Robinson shall keep the water in the
right Course betwixt John Robinson and himself upon
paine of every default iii^s iii^d

 PAINES MADE & SETT DOWNE BY THE JURY OF THE LO^{PP} THIS
YEARE BEING THE XVIIIth DAY OF JUNE IN THE XIXth YEARE
OF HIS MA:^{TIES} REIGNE 1621

- Imprimis That all the Tennts wthin the new Intake doe
make their dike between Robert Hoggard close & them
with Stonewall five foote high with Cape & Coble
before Easter next, upon paine of every default ... iii^s iii^d
- Item That Rich^d Jackson shall make a sufficient Yaite att
the East end of the Townehed Kilne according to an
agreement made in Rich^d Jackson's time, before the
15th of April next upon paine of vi^s viii^d
- Item That all the Tennts within the Rough Intake doe
make their dike between Robert Hoggard & them in
stone wall five foote high with Cape & Coble before
Easter next upon paine of ev^y default iii^s iii^d
- Item that Willm Barwicke doe make Hutton Parke wall
sufficient to keep the goods of ye Tennts of the Keld in
good neighbourhood before Lamas day next upon
paine of iii^s iii^d
- Item That the Milner of the abbey Milne doe neither
sheele nor grinde any Skillinge* of any Mans dwelling
in another Lo^{PP} wthin x dayes before Christmas and vii
days before Easter and Whitsuntide upon paine of
every default iii^s iii^d

* Skellings or skillings are the husks. The corn is dried, then skilled, and then ground. The old rogues ground skillings very small to mix with meal. How seeds, scalings, were so ground and mixed with haver meal. This is known as "grinding Jonathan."

- Item That Richard Wells doe make three water smoughts*
att his fflatt head to receive the water forth of y^e high-
way att all times of the yeare upon paine of every
default iii^s iiid^d
- Item That the high way between Burnet moore and the
Broad mire be made 7 foot broad before Lamas day
next upon paine of ev^{ry} default iii^s iiid^d

PAINES MADE AND SETT DOUNE BY THE JURIE IN THE XIXth YEARE
OF THE REIGNE OF KING CHARLES ANN DOM 1633

- Imprimis That John Jonson shall make his garth wall att
his house end sufficient between & Martinmas next
upon paine of iii^s iiid^d
- Item That none from henceforth doe put any beastes save
one on a gait[†] into the Waists between St John's day
& Michaelmas upon paine of vi^s viiid^d
- Item That all the Tennts which owe the Dike betweene
Raye Garth end and John Robinson his close att the
Howe doe make itt five foot high with Cape & Cobble
between & May day next upon paine of ev^{ry} default ... iii^s iiid^d
- Item That the Tennts which owe the Dike between Hesley
ffld & John Robinson Close end doe make itt sufficient
upon paine of ev^{ry} defaulte iii^s iiid^d
- Item That John Robinson of Wray doe make his Edge
Wall sufficient between & Michaelmas next upon paine
of iii^s iiid^d

PAINES MADE IN THE XVth OF KING CHARLES 1639

- Imprimis That from henceforthe Jennett Kitchinge doe
make a sufficient stone wall foure foote high with Cape
and Cobble betweene a Corner stone answering the
barne nooke & to the gape Cheeke att the comeing into
the said yard & that itt be made betwixt & Lamas upon
paine of vi^s viiid^d

* There are hare smoughts, water smoughts, rabbit smoughts, and hog smoughts. 'Smoughts' are 'holes.' Icelandic *smuga*, "a narrow cleft to creep through, a hole." A.S. *smugan*, "to creep." Locally pronounced "smoots." See B. Kirkby's *Lakeland Words*, p. 135.—"Aye, hares, rabbits, geese, likewise ducks an' hens, an' sometimes twee legg'd uns 'ill smoot through a whol if it's easier ner climmin'."

† A gait is free pasturage on common ground. The number of gates to each farm varies, as also the quantity of stock that may be put on. One cow or one horse or four sheep to a gate is the usual portion.

- Item that the Tennts of Shappe that owe any dike betwixt the Key garth still & the Close of Craston, that itt be made fivve foote highe with Cape & Cobble betwixt and mid April day rente upon paine of iii^s iiiid
- Item That uxor Robinson and John Cloudsdall doe make a sufficient Yatt att the garth head att sev^rall times of the yeare upon paine of iii^s iiiid

PAINES RENEWED ATT THE COURT BARRON HOLDEN AT SHAPP
THE 5th OF NOVEMBER 1668

MANNOR OF SHAPPE

- Imprimis That noe Tennt or any other person whatsoever within the Lo^{pp} doe put any Horses or Mares in the Waistes between St John's Day & Michaelmas upon paine of every defaulte iii^s iiiid
- Item That noe Tennt or any other person whatsoever putt any Horses or Mares in the townehead Intake between St John's day & Michaelmas day upon paine of every defaulte iii^s iiiid
- Item That noe Tennt or any other person whatsoever putt any Horses or Mares in the towne end Intake between St John's & Michaelmas day upon paine of every defaulte iii^s iiiid
- Item That noe Tennt or any other person whatsoever putt any Horses or Mares in the Rough Intake betweene St John's Day & Michaelmas Day upon paine of every defaulte iii^s iiiid
- Item That noe Tennt or any other person whatsoever suffer any Horses or Mares to lye in the Teather in the night time between the fifteenth day of April and the 29th of September upon paine of every defaulte iii^s iiiid
- Item That noe Mares and ffoales be Teathered in the ffeild betweene the fifteenth day of April and the 29th of September upon paine of every defaulte iii^s iiiid
- Item That noe Tennt or any other person whatsoever within the Lo^{pp} of Shapp shall putt any Goods loose into the Comon Corne ffeild before the Corne be all generally gott in without the consent of the ffeild keepers, betweene the fifteenth of April & the 29th of September upon paine of every defaulte iii^s iiiid

We doe approve hereof

William Brisco
John Gunter

PAINES MADE & RENEWED BY Y^e JURIE IN THE XX OF KING
CHARLES THE SECOND 1670

ffirst that none within this Lo^{pp} shall entertaine or keep
any man or woman after he or she be knowne to have
comitted ffornication, whoev^r entertains the man is to
pay xiiis^s iiiid^d

Wee doe approve of the renewinge of this paine for that we are
informed paine only wee doe not thinke fitt that Parents
be hereby debarrd from allowing to their children subsistance, in
case Such Parents take care to prevent the charge which otherwise
may be imposed upon the parish

W^m Brisco Steward
Jo: Gunter

The New Intacke Stinte as by a generall consent the 4th day of
June 1671. Whereas the Pasture was formerly charged with 18^{teen}
dalts, 5 beast & gate to a dalt; by this consent & agreem^t they have
reduced the Stinte of the said Pasture from ffive to three. And that
the said Pasture be constantly putt to upon the ffirst day of June.

PAINES MADE IN THE YEAR 1671

- ffirst that noe Cottager or Inmate doe digg or grave any
hassacks or fflaxturves* within the Towne or about the
waye in any part thereof at any time of the yeare upon
paine of every defaulte iiii^s iiiid^d
- Item That all the Tennnts of Thorneshippe doe make
their Intake wall sufficient before the 15th of April, &
Michaelmas day following upon paine of every defaulte iiii^s iiiid^d
- Item That wall & ffences upon the far side be made
sufficient betwixt & the 25th day of March upon paine
every defaulte iiii^s iiiid^d
- Item That the Meare Sike betwixt the Hallgarth foote &
the Brinds head be sufficiently cleansed and dressed
betwixt & the 15th day of April next upon paine of
every defaulte iiii^s iiiid^d
- Likewise itt is proved by Rich^d Meason that John Meason
shall bringe his vestures† from the foresaid Close out of

* Hassacks are rounded tufts of grass used to top stacks with, or, when shaped
and dressed, to kneel upon in pews. Flaxturves, also known as eldings or
prickings, are the top sod after the ling has been burnt. 'Flax' alone is used
of turves for "happing up 'taties" or turnips in heaps. Akin to flag, which in
East Anglian counties, says Cleasby and Vigfusson's Icel. Dict., means a turf as
well as a stone.

† Vestures in old law are everything, except trees, that grows or forms the
covering of the land.

the high gappe, and streight over the ground of Thomas Holme unto his owne close lyeing south of the same without disturbance of the said Thomas Holme upon paine of iii^s iiiii^d
 Will^m Brisco } Comission^rs
 John Gunter }

PAINES MADE BY THE JURY THIS YEARE 1680.

Imprimis That noe Tennt or any other person shall wash any uncleane thing att the chappel well, nor betwixt that well & Care bridge upon paine of iii^s iiiii^d
 Wee finde the two houses of Rigg hole to have a way over the Rigg now in the possession of Marg^t Lowis their Church way, Markett waye. Kilne waye, & their waye in flogg time; and if any Tennt or other person doe stopp either of the said two houses, shall be under the paine of iii^s iiiii^d
 proved by Rich^d Jackson
 & Tho: Wells

It is ordered by the Jury that every ancient house within this Lordshipp shall serve the office of a Constable by turne & Garthrow, and that all those persons that have bought any land of or from the foresaid ancients shall be lyable to the charge of a Constable according to their Severall pportions of Rent, upon paine of every defaulte vi^s viiii^d

PAINES MADE IN THE YEARE OF KING CHARLES THE SECOND
 IN THE YEARE OF OUR L^D GOD 1681

Imprimis that Rich^d Jackson now of Shapp head his heires and assigns shall make a sufficient yaite and hinge the same att the East End of the Townehead Kilne, & keep the same in sufficient repaire att all times of the yeare upon paine of vi^s viiii^d
 Item it is ordered by the Jury that noe person or persons whatsoever shall goe or make any wayes through the Townefeilds on the West side of Shapp, but only on the ancient accustomed high wayes upon paine of vi^s viiii^d
 further it is ordered by the Jury that noe Tennt or ffarmer within this Lo^{pp} Shall grinde or Scheele* any Wheate,

* Scheele = to take the husk off: variously pronounced and spelt.

Bigg,* Barley, Pease or the like groweing within this Lo^{pp} att any other Mill but only at my Lord Whartons Mill, except they can shew a lawfull Cause to the Contrary upon paine of iii^s iiiid
 Tho: ffletcher

PAINES MADE IN THE 35th YEARE OF KING CHARLES THE SECOND
 Imprimis That noe Tennt within this Lo^{pp} or any other person shall entertaine any Vagabonds or poore people above one night upon paine of vi^s viiid^d
 Item that noe Tennt within this Lo^{pp} or any person shall Teather any mares & ffoales in the ffeilds betweene the 15th day of April & the 29th of September upon paine of vi^s viiid^d

PAINES MADE BY THE JURY THE YEARE 1685

It is ordered by the Jury that John Bennett shall dresse the Water Course betweene William Robinson well & the North side of his Garden where John Smith receiveth it upon paine of every defaulte iii^s iiiid^d

PAINES MADE IN THE THIRD [YEARE] IN THE REIGNE OF KING JAMES THE SECOND & IN THE YEARE OF OUR LORD 1686

It is ordered by this Jury that noe Tennt or any other person within the Towneshipp of Shapp shall grave Turves or Backsodds† betweene & the fforce becke & Docker becke and soe from thence to Thomas Robinsons att the Towneend upon paine of every defaulte xii^d
 Likewise itt is ordered by this Jury that John Alexander William Kitching & Jacob Airey shall make the high waye att the Easte End of Reckonber‡ sufficient thereat before & Midsummer upon paine of every defaulte iii^s iiiid^d

Allowed by
 Tho: Fletcher

* Bigg is a border word, a coarse kind of barley with four rows on each head, *Hordeum vulgare*. Icelandic *bygg*; not Anglo-Saxon.

† The distinctions in usage of the various names of turves are very subtle, but I think the backsodds may be the backing peats put on the hearth to keep the fire smouldering slowly, especially at night.

‡ Reckonber is the local pronunciation of Brackenber, which is that part of Shap adjoining the Railway Station on the west.

PAINES MADE IN THE YEARE OF OUR LORD 1690

It is ordered by this present Jury that none from henceforth doe drive any loose goods through the Keld ffeild from the gaitelands foote to the Broad mire betweene the 15th day of April & Michaelmas or such time as the Cropp be gotten in upon paine of every defaulte ... *iii^s iiij^d*
 Tho: Fletcher
 Steward

It is ordered by the Jury that every ancient house w^{thin} this Lo^{pp} shall serve the duty of a grave* to collect my L^{ds} Rente by Turne & garthrow, & that all those psons that have bought any Land of or from the aforesaid ancients shall be lyable to beare a proportionable share to the said duty according to the said Rent upon paine of ev^{ry} defaulte *vi^s viij^d*

THE SECOND DAY OF DECEMBER 1686

Upon the presentm^t of a parcell of ground called Dayelands adjoyneing upon another parcell called Enterbancke now in difference betweene M^r Henry Dalton & Rich^d Robinson on the one ptie and John Atkinson on the other ptie.

Wee the Jurye of the Mannor of Shapp haveing surveyed the s^d ground in Question and haveing heard the allegations on both sides doe finde according to the utmost of our knowledge that John Atkinson's ground comes lineally from the division of Rich^d Robinson's dayland & John Atkinson's dayland unto a Meare Stone or Marke att the lowest nooke of Rich^d Robinson's ground called Enterbancke and soe forward.

Wee the Jury doe therefore order that from henceforth the said Henry Dalton & Rich^d Robinson shall
 ground beyond that lineally unless they
 prove the contrary upon paine of *iii^s iiij^d*

THE 11th OF DECEMBER 1704

It is agreed on this day by the Jury of Shapp that Jonathan Suart shall have that house that his ffather had dureing his life, & that he shall not lett that house to any person whatsoever^r provided always that the s^d Jonathan doe keep the said house in good & sufficient repaire, or else to turn out att any yeare end

Witnesses my hand
 Jonathan Suart

* Grave=grieve. Professor Wright considers this usage obsolete for the last 200 years. M

THE 21ST OF MAY 1712

A paine made this day by the Jury of Shappe that noe
 Tennt within this Lorshipp, nor any other person
 shall burne any Linge* above halfe an acre upon paine
 of vijs viiid
 Item this day itt is agreed upon by the abovesaid Jury that none
 shall sumon the Jury to meet, unless they pay one shilling to the
 Bayliffe or fforeman of Jury

PAINE MADE IN THE THIRD YEAR OF KING GEORGE ANNO DOM 1717

It is ordered by this present Jury that the way between Thorneshipp
 & Keld be made eight ffoot broad upon paine of six shillings and
 eight pence upon default
 Item it is likewise ordered by the s^d Jurey that no Tenant nor any
 other person or persons do put any Beass or Horses into Shapp
 ffield after the 25th day of March till the Corne be in house upon
 paine of Six Shillings & Eight pence for every default
 Agreed to by Ric Baynes Steward
 W^m Waller Com^r

PAINS MADE IN THE EIGHT YEAR OF KING GEORGE ANNOQU: DOMI 1722

It is ordered by this present Jurey that the Gate called the Tutty
 Yate is to be mentained by the Inhabitants of the now dwelling
 house of Elizabeth Kitching called the Townend house, proved by
 John Robinson, Henry ffothergill & George Langhorne for Sixty
 years, upon paine of Six Shillings and Eightpence that the s^d
 Inhabitants and owners of the s^d House Repaire the same for the
 future upon paine affores^d
 1 Jany 1722
 Agreed to by Ric Baynes
 Steward

OCTOBER THE 15th 1747

The Jurors for the Manor of Shapp upon their oaths present that
 the way for Cart and Carriage to John Robinson's High Intacks
 wherein now standeth a House lyes through the High Intack now
 belonging to Emmy Pooley, where the said John Robinson his heirs
 or assigns may go at their pleasure to and from the said Intack with
 Cart and Carriage only, the said John Robinson to take care of the
 Gates during the time he makes use of the same

Witness

Thomas ffothergill
 fforeman

I John Hugill do hereby declare that I heard Jona(than) Pooley
 several Times acknowledge the above way.

* Ling is burnt to provide a walk or run for the sheep, to let the juicy shoots
 grow for pasturage, and for the cutting of flax turves.