

ART. XV.—*The Hutton Effigies in St. Andrew's Church, Penrith.* By FRANCIS HASWELL.

CONCERNING these Effigies, which have had a melancholy existence, there is a paper in the *Transactions* of this Society (o.s. xiii), by the late George Watson, which gives nearly all the details, but it might be pointed out that she lived for nearly thirty-four years after her husband's death and must have sat beside her own Effigy, which is a remarkable occurrence. St. Andrew's Chapel in the old Parish Church was on the North side and at the time of re-building in 1721 the Effigies were removed, no doubt for safety's sake to Nunwick Hall, the Richardson's house at Great Salkeld, where they were kept in the hall and well looked after. The property was afterwards sold and the house re-built. Then they were deposited in the Stable-yard and later given a destiny under Church control—a horrible site in the Churchyard close to the Village School where the children amused themselves by climbing over them! What Dame Elizabeth Hutton would have said is not known, but she was a lady who ruled the town of Penrith for nearly forty years. Lately (1928) permission was obtained to take the Effigies back to Penrith Parish Church, where they now exist; but unfortunately the present position is such that a photograph can not be obtained.

To find out other details concerning Dame Elizabeth Hutton, her Will was obtained and it is a long and complicated one, but here appended and as a genealogical trophy the family connections obtainable for that time are recorded. She is stated in the Parish Register to have

been buried on 7th May, 1673, and Bishop Nicolson says her age was 68 years but more probably it would be 78.

WILL OF ELIZABETH HUTTON OF PENRITH.

In the name of God, Amen. The eleventh day of September in the year of our Lord God according to the computation of the Church of England, One thousand Six hundred and Seventy One.

I, Elizabeth Hutton of Penrith in the County of Cumberland, widow, late wife of Anthony Hutton, Esq. deceased, being in perfect bodily health and of sound memory, etc. . . . doe make ordaine and declare this my last Will and Testament in writing in manner and form following:—

First I comend my Soule unto the hands of Almighty God, etc. . . . and to be buried in the same Church, comonly called St. Andrews Quire near to the bodye of my late Deare Husband as conveniently may be. And touching my personall and worldly estate which my late Deare Husband left me and wherewith God hath been pleased to Blesse me with etc. . . . I doe dispose thereof in manner and forme following:—First, I give and bequeath unto Anthony Hutton, Esq. sonne and heire of my late nephew William Hutton, esq. deceased all my grated and brewinge bottell which shall be remaining at my death in and about the house at Penrith wherein I now dwell or at the house at Gale, within the Parish of Melmerby. And likewise all the tables, cupboards and stooles in the hall parlor and kitcheon at Penrith and the great chest in the kitcheon there. And all my bedsteads and cupboards which shall be remaining at my death and not by me formerly disposed of in my lifetime within my said house at Penrith wherein I now dwell or at Gale aforesaid, to use and enjoy for his life and after the decease of the said Anthony Hutton then to remain to the heire of the said Anthony Hutton. Also I give and bequeath unto Elizabeth Hutton widow, late wife of my nephew William Hutton, Esq. deceased and mother of the said Anthony the summe of Ten pounds lawfull Englishe money to be payed unto her by my executors within two or three months after my decease. Alsoe I give and bequeath unto Barnard Hutton second sonne of my said Nephew William Hutton deceased (whom I have bound apprentised to a driggist in London) the sum of twenty Pounds lawfull Englishe money to be payed unto him by my Executor when he shall attain the age of twenty one years for and towards a stock to trade withall. Also I give to my well beloved Coosene Richard Musgrave of Hartley, Esq. and to my coosene his wife

either of them a gold ring with a deathes-head thereon. Also I give to the before named Anthony Hutton, Esq. and to my nephews William Musgrave, Esq., John Hutton, Barnard Hutton his brother (and to) Anthony Hutton and William Hutton, his brother, sonnes of my late brother Parson Hutton deceased to each of them a gold ring with a deathes-head thereon. Also I give to my loveing Coosens Thomas Braithwaite, Esq., Andrew Hudleston the Elder, Esq. and to my nephew John Skelton, Esq. and Edmond Harrington gent. to each of them a gold ring with a deathes-head thereon. Also I give to Mr. Roger Baldwin late Mynister of Penrith the sume of forty shillings. And to my neece Anne Ritson widow twenty shillings. Alsoe I give and bequeath unto my Nephew Edmond Harrington's children vizt. Richard Harrington, Lettice Harrington and Katharine Harrington equally to be divided amongst them the some of thirty pounds. And to James Harrington their brother the sume of five pounds to be payed by my executors within a year next after my decease. Also I give and bequeath unto my loveing neece Elizabeth Bowes (who hath lived with me about thirty years last past) my best hat band sett with diamonds and all my silver plate of whatever sort which I shall have at Penrith at the tyme of my death. And also my read silk curtaynes and ballewes and all the furniture belonginge unto them. Also I give unto my said Neece Elizabeth Bowes the full Moyty and one half of the bedinge, brass and . . . And whereas my said Neece Elizabeth Bowes hath now at this present tyme the disposinge and lettinge out of two hundred pounds of my money for her own life and benefitt I doe give and bequeath the said two hundred pounds unto my said Neece Elizabeth Bowes. Alsoe I give unto my Neeces Lettice Hounsell widow and Sarah Frampton to either of them a gold ringe with a deathes-head thereon. Also I give to my nephews Thomas Fletcher, Esq. and George Fothergill and to either of their wives my Neeces or any of them a gold ring with a deathes-head thereon. And to my neice Susan Sleddall widow a gold ringe with a deathes-head thereon. Also I give unto every one of my servants which I kepe in my hous at the time of my death their severall whole years wages over and above their wages due at my deathe. And to Rowland Parsewell my late servant forty shillings. Also I give unto Mr. Chylde the Mynister of Penrith the some of twenty shillings and unto Thomas Webster the like sume of twenty shillings. Also I give and bequeath unto the poor people borne within the towne of Penrith the sume

of tenn pounds to be added to the stock with the rest of the money formerly given by . . . Hutton and my late deare husband Anthony Hutton, Esq. deceased. Also I give unto my very worthy and constant friend Sir Philip Musgrave, Bart. my loveinge nephew Sir Francis Burdet Bart. Sir John Lowther, Bart. of Lowther and my loveinge Nephew John Dalston, Esq. to each of them a gold ringe with a deathes-head thereon of the value of fower Nibles a-peece or thereabouts entreating them and my kinde friends to be overseers of this my last Will and Testament. And to be deviseing that the same may be performed according to my real instructions herein expressed.

All the rest of my goods and chattels moveable and unmoveable as well Real as Personall my debts legacies and funerall expenses discharged.

I give and bequeath unto my well beloved nephew Thomas Frampton whom I make sole exector of this my last Will and Testament entreating him duely and truly to performe this my last Will and Testament herein expressed. And what else I shall at any time hereafter in my lifetime by writinge before one or more credible witness or witnesses give or devise to any person or persons And my WILL and mynde as hereby further declared to be that in case I doe hereafter give my things by Legacye to any person or persons by my owne handwritinge tho' they be no Witnesse thereto that then my executor shall discharge and pay the same. In Witness whereof I the said Elizabeth Hutton have hereunder set my hand and Seale the day and year first above written.

Elizabeth Hutton.

(L.S.).

I give to Anthony Greenop twelve Pound to bestowe in what he please for he hath bin very faithfull carefull in sellinge my milk and butter after my deare husbands death and . . . him to . . . and here my exector what hee shall thinke fiting for him to doo and this I writ with one hand and seal my name to it.

Elizabeth Hutton.

Signed Sealed etc. in the presence of

John Child.

Tho. Webster.

John Nelson (Jurat)

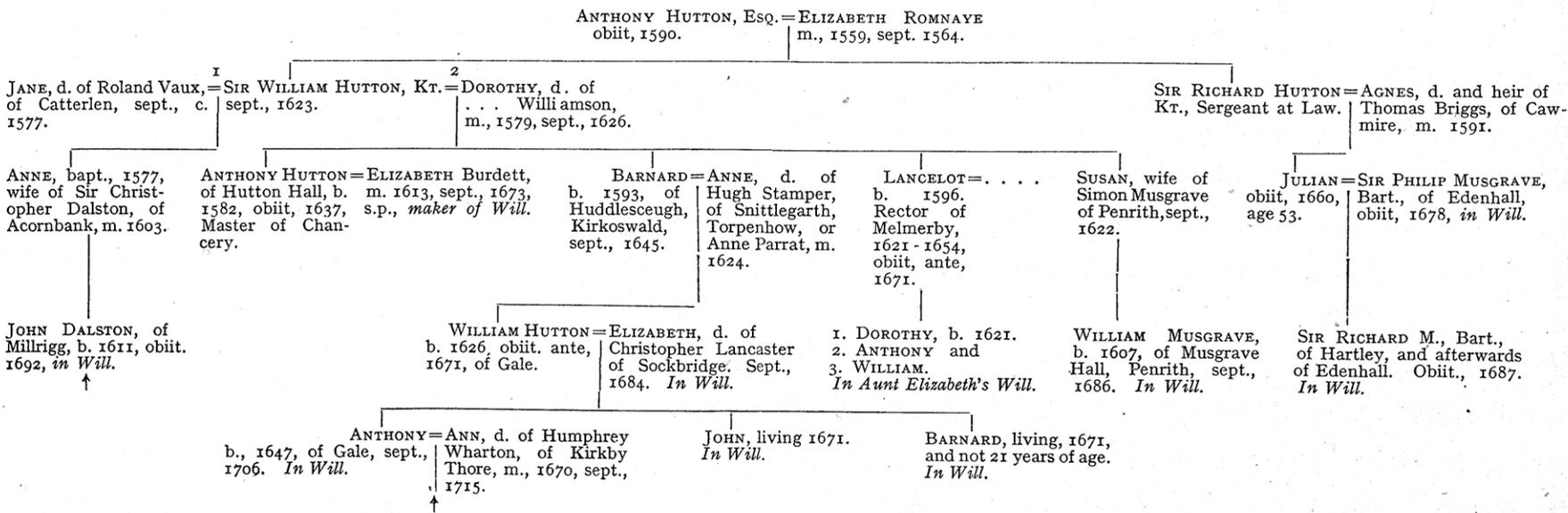
Thomas Richardson (Jurat)

John Washington (Jurat)

Antho. Greenop.

James Latham.

PEDIGREE NO. 1.



To face p. 151.

HUTTON FAMILY OF HUTTON HALL, PENRITH.

(Pedigree I).

I. Sir William Hutton, Knight is not concerned in this paper, since he was buried in St. Andrew's Church on the 9th of Oct., 1623; but one or two details are required for relationship. He married 1st, Jane, d. of Rowland Vaux of Catterlen (N. & B.), who probably died in 1577, leaving only one daughter Anne, other children having died, she was baptised 24 Nov., 1577 (N.) and married Sir Christopher Dalston of Acornbank on 26 Sept., 1603 (P.); they had a son John Dalston, Esq., who is mentioned in the Will, bapt. 15 Oct., 1611 (P.), who died at Millrigg on 13 Apr., 1692 (K.T.) and had married Lucy, dau. and heir of Richard Fallowfield of Great Strickland and was buried 5 Sept., 1682 (Mo.). Sir William Hutton by his 2nd wife, Mrs. Dorothy Williamson whom he married at Grasmere on 14 Feb., 1579 had a large family of whom four come into this Will, viz.:—

1. Anthony, bapt. 8 Apr., 1582 at Melmerby (P.), a Master of Chancery and an able man; he died on 10 July, 1637 (P.). He is the original of the figures in the Effigy concerned in this paper, who lived for a long while at Hutton Hall and married Elizabeth, dau. of Robert Burdett of Bramcote, co. Warwick on 9th Feb., 1612/3 (L.) and was buried 7th of May, 1673 (P.) they had no children and she left the Will here dealt with.
2. Barnard, bapt. 29 July, 1593 (P.). He is stated by Dugdale to be of Huddlesceugh in Kirkoswald parish and to have married Anne, dau. of Hugh Stamper of Snittlegarth, which is in the parish of Torpenhow; but the following entry occurs in Penrith Register:—

1624 Nov. 7. Mr. Barnard Hutton and Mrs. Ann Parrat.

He was buried 6 June, 1645 (Ko.) and Anne his

wife on 13 Oct., 1647 (Ko.). They had a large family, of whom only those mentioned in the Will are here included, viz.:—

- (a) William, bapt. 29 Jan., 1625/6 (P.) and lived at Gale in Melmerby parish; he was living in 1664 (D.) but died before 1671, when Mrs. Elizabeth H. in her Will says he is dead. It is unfortunate that Melmerby Parish Register does not exist until long after these dates as probably much more could be given. He married Elizabeth d. of Christopher Lancaster of Sockbridge (N. & B.), who is mentioned in the Will and was buried the 30th of Dec., 1684 (P). They had several children viz.:—
- (1) Anthony, bapt. 12 Jan., 1647 (Ko.) and ancestor of the rest of the Hutton Hall family; he lived at Gale and was buried 9 June, 1706 (M.) but seems also to have occupied Hutton Hall as all his children were baptized from there. His wife was Anne, d. of Humphery Wharton of Kirkby-Thore, where they married 15 Dec., 1670 (K.T.), and she was buried at the same place.
- (2) Barnard, who was not twenty-one years of age when mentioned in the Will.
- (3) John of whom nothing can be found.
3. Lancelot, bapt. 22 July, 1596 (P.). He was Rector of Melmerby from 1621 to 1654 (Ni.), and M.A. Oxon. in 1662. It will be noted that Mrs. Elizabeth H. says that he was dead in 1671 and calls him "my brother Parson Hutton," also mentions his two sons Anthony and William about whom nothing has been found; two daughters were bapt. in Penrith in 1621 and 1625; his wife's name cannot be given.

For this information the Revd. C. M. Lowther Bouch of Carlisle has to be thanked.

4. Susan, wife of Simon Musgrave of Penrith (D.), neither her bapt. nor marriage have been found, but she was buried 13 Nov., 1622 (P.), and had a son William mentioned in the Will, bapt. 22 June, 1607, and buried 25 Jan., 1685/6 (P.) who lived at Musgrave Hall, Penrith.
5. Anne, bapt. 24 Nov., 1577 (N.), wife of Sir Christopher Dalston of Acornbank, married 26 Sept., 1603 (P.) but her burial has not been found; they had a son John, bapt. 15 Oct., 1611 (P.), who died at Millrigg and buried at Kirkby-Thore, where there is an interesting tablet, stating that he had 21 children, many of whose names are given.

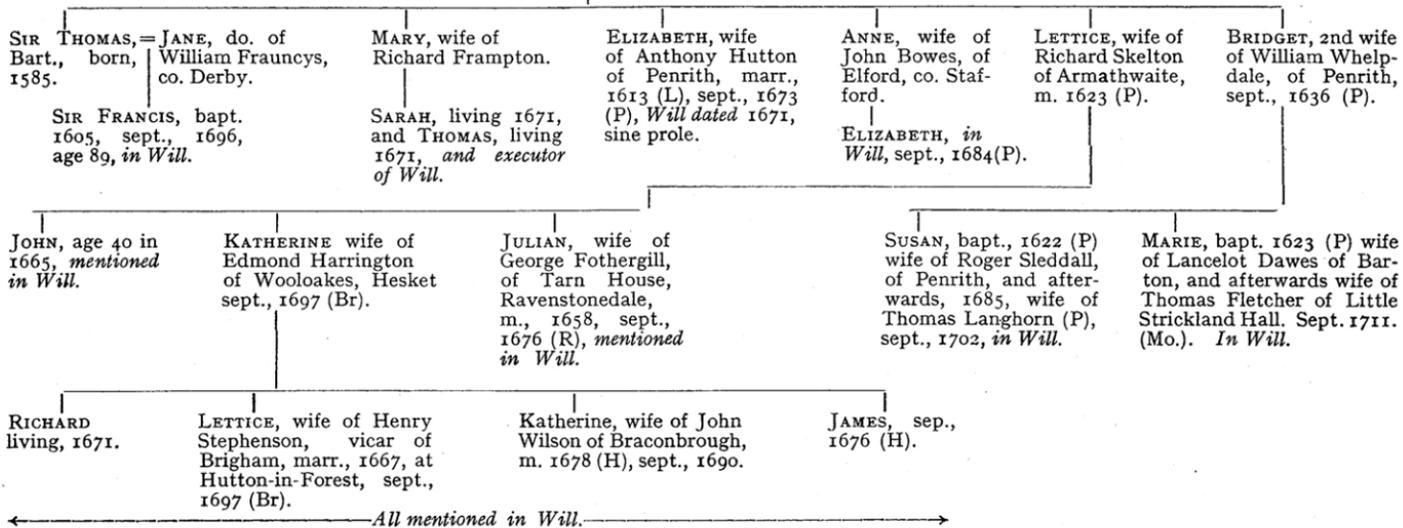
It is convenient to insert here the Musgraves mentioned in the Will as the connection comes through the well-known personage of "Sir Richard Hutton of Goldsbro' one of His Majesty's Justices, who was born in this town." Sir Philip Musgrave of Edenhall married Juliana dau. of Sir Richard Hutton and they had a son Richard, living at Hartley Castle in 1671 and later of Edenhall. Sir Philip died on the 7th of Feb., 1677/8 (E.), age 70 and his wife Juliana was also buried there on the 4th of March, 1659/60, age 53; the son Richard was buried on the 31st of Dec., 1687, age 60 (E.) and the two living in 1671 are mentioned in the Will.

THE BURDETT FAMILY OF BRAMCOTE, CO. WARWICK.
(Pedigree II).

Robert Burdett married Mary, dau. of Thomas Wilson, D.D., Dean of Durham and one of the Secretaries to Queen Elizabeth; they lived at the above named place, where he died the 27th of March, 1603 and a tomb was erected to his memory by his family at Leakington, co. Warwick. His widow married again to a local personage

PEDIGREE NO. 2.

ROBERT BURDETT = MARY, d. of Thomas = CHRISTOPHER LOWTHER,
of Bramcote, co. Warwick, Wilson, D.D., Dean of Kt., of Lowther, obiit,
obiit, 1603. Durham, obiit, 1622 (P). 1617 (L.).
*Leckington, co. Warwick.



of Westmorland, viz.:—Sir Christopher Lowther as his second wife; the date of this marriage has not been found, but his original wife died in 1597 (L.) and he was buried in 1617, so that it would be between these dates. Apparently she brought part of her family with her, for three were married in these parts. She lived with her daughter Elizabeth Hutton at Hutton for five years and was buried in Penrith; there was a brass slab in the floor of St. Andrew's Church (N. & B.), not visible now, with the inscription:—

Here lyeth MARY, daughter of THOMAS WILSON, Secretary of State to Queen ELIZABETH, who was first married to ROBERT BURDETT of BRAMCOURT in the county of WARWICK, Esqir, by whom she had Sir THOMAS BURDETT, baronet and several sons and daughters; and afterwards was married to Sir CHRISTOPHER LOWTHER of LOWTHER in the county of WESTMORLAND, Knight. Her daughter ELIZABETH BURDETT married to ANTHONY HUTTON of PENRITH in the county of CUMBERLAND, Esquire with whom she lived, and dyed the last day of May, ANNO DOMINI 1622.

There is an interesting document at Lowther and inscribed "Memorable Observations and Remembrances of the House and Grounds at Lowther . . . Taken by me J. Lowther, Kt., Bt., 1640." from which Miss Bailey is to be thanked for an extract, viz.:—"My Grandfather, Sir Christopher Lowther builte Hackthorpe Hall, beeing formerly tenants houses and claymed a kinde of customarie lease, which was bought and cleared, and by him intended for a Joynture for his wife he married out of Warwickshire, the Ladie Burditt."

That extract quite settles the Marriage. His grandson Sir John Lowther is mentioned in the Will. (See No. III).

Robert Burdett and Mary his wife had six children mentioned in this Will, namely:—

- (1) Sir Thomas, only son, bapt. 3 Aug., 1585 (D.) and was given the title of Baronet; married Jane, dau.

of William Francis Frauncys of Derby county; they had a son:—

- (1a) Francis, bapt. 10 Sept., 1608 and buried 30 Dec., 1696 (Burke), aged 89; mentioned in Will.
- (a) Mary, wife of Richard Frampton, who have two children mentioned in the Will and the latter is Executor, viz.:—
 - (ix) Sarah.
 - (1a) Thomas.

Another entry in the Will is Lettice Hounsell, niece and widow, she has not been traced, but from the situation therein she is possibly a daughter of Richard Frampton.

- (b) Elizabeth wife of Anthony Hutton (see No. I).
- (c) Lettice, wife of Richard Skelton (see No. II).
- (d) Bridget, wife of William Whelpdale (see No. II).
- (e) Anne, wife of John Bowes, of Elford, co. Stafford (Burke), they had a daughter Elizabeth, who lived with Elizabeth Hutton for many years and nursed her in her old age, buried 29 Apr., 1684 (P.) and affectionately mentioned in the Will.

THE SKELTON FAMILY. (Pedigree II).

Richard Skelton of Armathwaite married Lettice (C.), third daughter of Robert Burdett on the 9th of June, 1623 at Penrith; there appears to be some doubt at Warwick as to the accuracy of this statement, because on the tomb of Robert Burdett, four daughters are kneeling and the one not included is Lettice, but she is definitely mentioned in Dugdale's Visitation and her children come in this Will as nephew and nieces. Richard Skelton was buried on the 12 June, 1671 (H.) and probably in Armathwaite Chapel, which he rebuilt; he would then be 71 yrs. of age. His wife's burial has not been found. They had several children three of whom are mentioned in this Will, viz.:—

- (1) John, the heir to the Armathwaite estates, age 40 at the Visitation time and married Elizabeth, dau. of Gerard Salvein of Croxdale, co. Durham, in 1650 (Deeds). His burial has not been found; his wife was buried 14 Feb., 1705/6 (H.).
- (2) Katherine, wife of Edmond Harrington of Wooloakes in Hesket psh. (Dugdale) whose children are mentioned in the Will, viz.:—
 - (a) Richard, of whom nothing has been found.
 - (b) James, who was buried in the Church at Hesket, 7 Dec., 1676.
 - (c) Lettice, married Henry Stephenson, Vicar of Brigham at Hutton-in-the-Forest, 10 June, 1667 (Br.), and died the 10 Feb., 1697/8 (Br.) and her father also was buried there a month before.
 - (d) Katherine, married John Wilson of Brackenbrough in Hesket psh. on 20 June, 1678 and was buried there 26 Feb., 1689/90.
- (3) Julian, wife of George Fothergill of Tarnhouse in Ravenstonedale married 3 May, 1658 (Ra.) and buried there, 19 Nov., 1676; he is mentioned in the Will and died 26 Apr., 1681 (Ra.).

THE WHELPDALE FAMILY. (Pedigree No. II).

William Whelpdale of Penrith married as his 2nd wife, Bridget, dau. of Robert Burdett of Bramcote and she died comparatively young, being buried on the 28th of Nov., 1636 (P.) when her youngest child would only have been about seven years old. They had several children of whom two are mentioned in the Will:—

1. Susan, the eldest, was bapt. 12 May, 1622 (P.) and was wife of Roger Sleddall, stated to be High Constable, when he died in 1667 (P.); the marriage date has not been found, but it would be about 1647, as their eldest child was born in 1649 and the second one, Mary, was the wife of John Pattinson,

gent., of Penrith, married 23 Apr., 1672 (P.). Susan remained a widow until 18 June, 1685 (P.) when she again married to Mr. Thomas Langhorn of Penrith; she was buried on the 19th Aug., 1702 (P.) and would be 80 yrs. of age.

2. Marie, bapt. 14 Sept., 1623 (P.), there is an Epitaph to her at Morland as follows:—

Near this place lieth the Body of Mrs. MARY FLETCHER DAUGHTER OF WILLIAM WHELPDALE of Penrith, Esq.

She was first married to Mr. LANCELOT DAWES OF BARTONKIRK and after to Mr. THO. FLETCHER of LITTLE STRICKLAND in this Parish, Counsellor, learned in the Lawes: she died aged LXXVIII years. A.D. MDCCXI.

Blessed are they who die in the LORD.

Her niece Mary Pattinson erected this Monument.

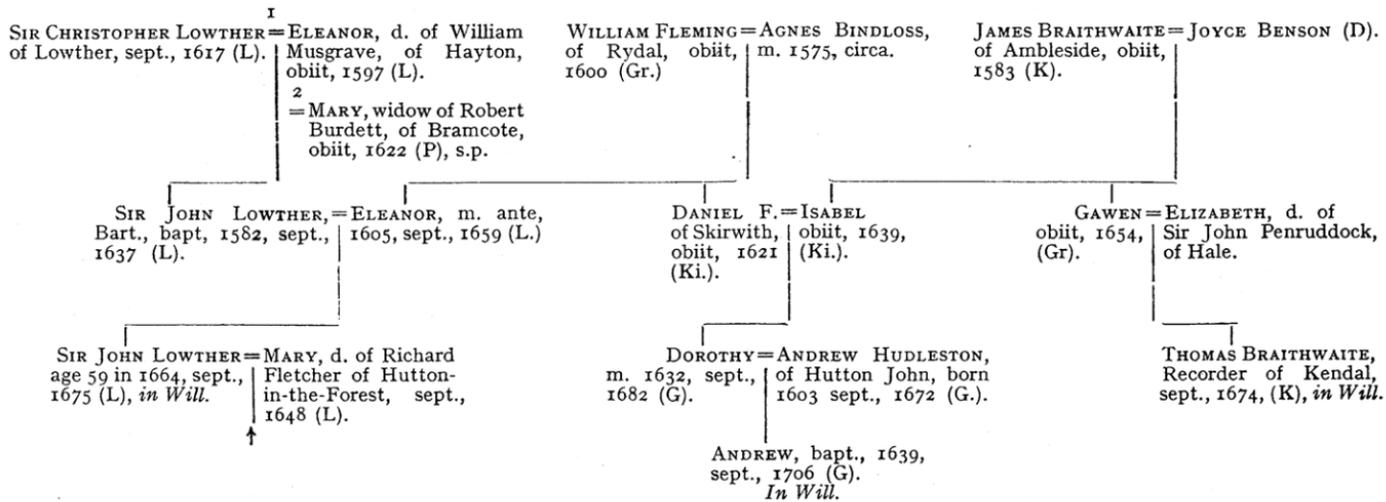
Thomas Fletcher had died in 1693 (Mo.); both he and his brother George are mentioned in this Will.

The remaining legatees mentioned in the Will by the distant title of Cousin are the following:—(Pedigree III).

1. Sir John Lowther, Bart, of Lowther was a grandson of Sir Christopher Lowther, who married Marie, the mother of the Will-maker as 2nd wife, but not his own mother. He was born in 1605 and buried the 4th of Dec., 1675 (L.).
- 2 and 3. Andrew Hudleston of Hutton John and Thomas Braithwaite of Kendal, the nearest relationship which can be found is thus:—

Sir John Lowther of Lowther married Eleanor, dau. of William Fleming of Rydal about 1604 and she died at Lowther 16 Nov., 1659 (L.). William Fleming has also a son Daniel, who lived at Skirwith and died there 2 Aug., 1621 (Kl.), he married Isabel dau. of James Braithwaite of Ambleside (Dug.), and by her had a dau. Dorothy, who married Andrew Hudleston of Hutton John

PEDIGREE No. 3.



on the 25th of Nov., 1632 (G.); he was buried there on the 24th of May, 1672 (G.) and they had a son Andrew, born the 8th of May, 1637 (G.).

Isabel Braithwaite, mentioned above, had a brother Gawen, whose son Thomas was his heir and died there on the 30 Nov., 1674, without issue (Barony of Kendal).

Of the two Vicars of Penrith mentioned in the Will, Roger Baldwin, M.A. is the first. He was evidently a capable man and a Lecturer at St. Cuthbert's Church, Carlisle from 1647 until he came in the same category to Penrith in 1653, where he was appointed Vicar in 1659, but was ejected the next year on the Restoration of the Monarchy. Mrs. Eliz. Nutton evidently admired him and Nightingale gives his future life, "he took a farm in Lancashire and later fixed at Eccles, near Manchester where he preached at Monk's Hall for many years, acceptably and profitably. He died in 1695, age 70."

The next is John Chylde, who was Vicar of Penrith from 1670 to 1695, when he died.

Simon Webster, was Vicar of Penrith for a short while from 1661 and also of Dufton; his son Thomas lived on in Penrith, had a numerous family and died in 1697.

This is the last of all the legatees in this voluminous Will, except one, "Anne Ritson, my niece and widow," concerning whom, nothing has been found.

REFERENCE LETTERS.

(All Parish Registers, except where otherwise stated).

B.	Brigham.	KT.	Kirkby-Thore.
C.	Crosthwaite cum Lyth.	L.	Lowther.
D.	Dugdale's Visitation.	LM.	Long Marton.
E.	Edenhall.	M.	Melmerby.
G.	Greystock.	Mo.	Morland.
Gr.	Grasmere.	N.	Newton Reigny.
H.	Hesket-in-the-Forest.	N. & B.	Nicolson & Burn's Hist.
K.	Kendal	Ni.	Nightingale's Ejected.
Kl.	Kirkland.	P.	Penrith.
Ko.	Kirkoswald.	Ra.	Ravenstonedale.