

ART. XVI.—*Westmorland in "The Forty-Five."*—*Three Manuscripts.* By RUPERT C. JARVIS.

THE three manuscripts here reproduced are an account in respect of some expenses incurred in conducting the Jacobite force through part of the County of Westmorland during the course of the rising in 1745-46, and two assessments in respect of pay and other expenses incidental to the raising of the county militia. The origin of the documents is unknown, and cannot now be established.

[I] The first shows, on a slip of paper measuring about 4 inches by $6\frac{1}{2}$, the details of some "Expenses for conducting the Rebels Army," amounting in all to 8s. 2d. There is no evidence in the document itself to show where exactly these expenses were incurred, but its association with other records suggests that it might refer to services in conducting the Jacobite force either into or out of Kendal.

[II] The second document is a certified assessment of the smaller property-holders of Underbarrow and Bradleyfield near Kendal, to a rate statutorily known as "trophy-Money (1 Ann. Stat. 2. (1702) cap. 23. sec iv). This rate was originally authorised by Charles II (13 and 14 Car. II (1662) cap. 3 sec. vii), and collected to meet the incidental expenses connected with the embodiment of the militia or trained bands. The earlier trained bands were reformed in 1629, and a further reorganisation at the Restoration placed them, under the king, on a county basis, under commissions of lieutenancy. The first act after the Revolution was 10 and 11 Gul. III cap. 12, raising the body for 1699. The provisions then made

were perpetuated in 1702 by 1 Ann. *stat 2. cap 23*. Under the act of 1662 power was vested in the Lord Lieutenants of Counties (or, in their absence, the Deputy Lieutenants or any three of them) "to train, exercise and put in Readiness, and also to lead and conduct" the county militia or trained band. Every person having a revenue of £500 *per annum* in possession, or occupying within the county an estate valued at £6000 was required to furnish a horse, horseman, and arms, and a person of £50 *per annum* or an estate of £600 a foot-soldier and arms, "and after the aforesaid Rate proportionally for a greater or lesser Revenue or Estate." As regards the smaller property-holders, who were not sufficiently substantial to be so assessed, their liability was to be discharged by means of a rate levied on the parish. The Lieutenant and Deputies therefore had authority "to lay fitting Rates upon the respective Counties and Places, not exceeding in the Whole in any one year, the Proportion of a fourth Part of one Month's Assessment." This rate, levied thus under the authority of the Lord Lieutenant or the Deputy Lieutenants, was required by the act of 1702 to be "examined, stated and allowed" under the hands and seals of four justices of the peace.

The document here reproduced, showing the assessment made under these provisions on the 17th September, 1745 in respect of Underbarrow and Bradleyfield, is duly signed by four assessors and two Deputy Lieutenants.

[III] The third document here reproduced is very similar to the preceding item. It is an assessment, made on 1st January, 1746, likewise in respect of Underbarrow and Bradleyfield, but on account of 30 days' pay for the embodied militia.

For one reason and another the matter of the embodiment of the militia during the course of the rising became somewhat confused. In Scotland even the Whig clans north of the highland line declined the government's arms,

professing to believe that under the terms of the Disarming Acts (1 Geo. I *stat 2. cap 54*, and 11 Geo. I *cap. 26*) it was illegal for them to appear in arms, even in defence of the government and themselves. (See *State Papers : Scot. ii series : bun. 25 : No. 61*. For draft of the order calling out the Argyll militia, see *ibid.* No. 107). In the lowland counties some confusion or delay arose in certain cases because no Lieutenants of Counties were in post, owing apparently to family and political factions (Penicuik *Memoirs* 151). The ministry in London were seriously perturbed at the failure of the counties, and the Secretary of State, the Duke of Newcastle, addressed a letter to all Lord Lieutenants of England "giving an Account of the Rebels taking Possession of Edinburgh, proclaiming the Pretender there, and seizing upon 1500 Arms." The Letter continued that a considerable government force was marching to the assistance of the northern counties, but as regards the county militia, "the Laws in this Country being defective, his Majesty's Friends were desired to assemble and concert Measures for raising Forces." This letter was reproduced in the London and provincial papers (cf *General Evening Post* and *Manchester Magazine*, 24th September, 1745). The well-known "York Association" was drawn up on the 24th September and published in the *London Gazette* 24-28th September. In the meantime steps had already been taken, as the preceding document shows, to raise the county militia in the north-western counties.

Under the act of 1662 troopers were to be allowed 2s. *per diem* for the maintenance of man and horse, and foot-soldiers who "serve not in their own Persons" one shilling *per diem* "for so many Days as they shall be sent from their Dwellings and Callings." "In case of Invasions, Insurrections or Rebellions whereby Occasion shall be to draw out such Soldiers into actual Service, the Persons so charged shall provide each their Soldier respectively with

Pay in Hand, not exceeding one Month's Pay." The third document here printed shows the assessment dated 1st January, 1746, in respect of this one month's pay for the embodied militia.

A compare between the assessments in respect of the "trophy-money" and the month's pay shows that there were 69 "trophy-money" assessments, ranging from a penny to 7s. 3d., averaging 1s. 3d., and totalling £4. 7s. 2d. The assessments in respect of the month's pay were 56 in number (a reduction of 13 assessments, in respect of 8 persons and 13 parcels of property). They ranged from 4½d. to 14s. 7½d., averaged 3s. od., and totalled £8. 6s. 10d. Individual assessments were about four-and-a-half times as high as the former.

The general inefficiency however of the county militia both in England and in Scotland, during the course of the rising in 1745-46 was widely recognised, and after the rising the whole system was reformed. Each county was by statute made liable to furnish a fixed quota of men (30 Geo. II (1757) *cap* 25.) which quota was apportioned among the various parishes, individuals to be selected by lot. Westmorland's quota was 240 men, Cumberland's 320.

The documents now printed are of considerable interest.

[1]

[Endorsed:—]

Expenses for conducting the Rebels Army.

1745	s.	d.
Giveing in a list of freeholds	0	8
Turns Menn	1	0
Provey Search	2	0
Expense of Rebels Caridg	2	6
Seckend time for the Rebls	0	6
third time for the Rebls	0	6
Sumons the tounship for the duke Army	1	0
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	8	2
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[II]

September the 17th, 1745.

An Assessment then made in Underbarrow and Bradley-field for Trophy Money etc.

	s.	d.
Jno. Newton for Barrowfield	5	0
Jos ^a Robinson, for Scarfoot	0	10
Rich ^d Hedrington for Hellpot	0	10
Widow Leck, for Coldharbour	1	3½
Jos ^a Leighton, for Conswick etc.	7	1
Jn ^o Airey, for Parkhouses	1	3
Tho ^s Halhead, for Levensfold	0	10½
Mr Chambre or Farmer	2	3½
Geo. Airey, for Capelrigg	1	4
more for Levensfold	0	8
Tho ^s Tebay for Bonefirehall	2	1
more for Hollins	0	8
more for Parks	0	1½
Michael Jackson, for Knot	0	10
Tho ^s Pierson for Brighthouse	0	8
Henry Walsh, for Hogg	0	7
Rich ^d Goad, for Tranthwte	3	1
Thomasin Halhead	0	3
Edm ^d Abbey, for Gillbankspout	0	8
Jn ^o Robinson, for Beckside	1	11
Jacob Scarth, for High Cragg	1	11
Jn ^o Parker, for Low Crag	0	10
Wm. Dobson, for Monjow	1	3½
Ephriam Hodgson, or Farmers	1	7
Mr [La]nghorn	0	3
Anthony Gibson, for Birks	0	6
Elis. Harrison, for School-house	0	1½
Tho ^s Hedrington	1	10
Marg ^t Pow, for Broom	0	5½
James Garnet	1	1
Jennet Robinson	1	2½
Mary Philipson, Blakebank	0	11
Joseph Hall, for D ^o	0	11
Jn ^o Gibson	1	3½
Geo. Robinson, for Low Grighall	3	1
Ja ^s Jackson, for Kirkbyhouse	1	1½
Jn ^o Stanwix, for Underhill	0	2

	s.	d.
Jn ^o Robinson, for Nook	1	4
Ralph Robinson	0	5½
Mr Hubbersty, for Fallen Yew	1	3
more for Grighall	3	10
more for Gawthorps	0	10½
Jn ^o Thompson, for Punchbowl	0	5
Thomas Maskew	2	3½
Miles Burrow	1	3
more for Garthrow	0	2
Wm Garnet, for High Greenrigg	2	3
George Kirkby	1	1
Wm Wilson, for Briggs	0	3
Ellin Bateman, or Farmers	2	6
Jane Airey	0	1
Jn ^o Wallis, for Coopers	0	3½
Tho ^s Harrison, for Fishers	0	2
Tho ^s Kirkby, for Thorns	1	3
Jo ^s Bellingham, for Broomsgarthend	0	1½

BRADLEY FIELD.

Tho ^s Richardson	2	6
Tho ^s Troughton	1	8½
Ja ^s Leeming, or Farmer	1	1½
Jno Cock, or Farmer	0	4
Widow Gatesgill, or Farmer	0	2½
Widow Hartley, or Farmer	0	2½
Mrs Fairbank, or Farmer	0	9
Mr Bridges, or Farmer	0	3
Mr Wilson, for Gill &c.	2	7½
more for Fishers	3	7½
Wm Steel, for Gill	1	0
Rich ^d Jackson, or Farmer	0	6½
Mr Hugh Holme, or Farmer	0	6½
Ja ^s Rowlandson	0	11½

Assessors hereof

[Signed]

W Langhorn
 Ephriam Hodgson
 Miles Wilson
 James Garnett

We the Deputy Lieutenants for the County of Westm^rland

whose names are hereunto subscribed allow this this [sic] Assessment and order the same to be paid.

[Signed]

Wm Chambre
Wm Matson

[III].

January 1st, 1745/6.

An Assessment then made in Underbarrow and Bradly-field for Thirty Day's Pay to the Trainband Soldiers, as follows

	s.	d.
Jos ^a Robinson	4	4
Rich ^d Hedrington	3	11½
Alan Chambre, or Farmer	10	8
Tho ^s Halhead	4	2
Geo Airey, for Capelrigg	6	4
more for Levensfold	3	2
Thos Tebay, for Parks	0	9½
Henry Walsh	3	2
Rich ^d Goad	14	7½
Thomasin Halhead	1	2
Edmund Abbey	3	2
Jn ^o Robinson for Beckside	9	1½
Jacob Scarth	9	1½
Jn ^o Parker	3	11½
Wm Dobson	6	4
Ephriam Hodgson	7	6
Mr Langhorn	1	2
Anthony Gibson	2	4½
Elis Harrison	0	9
Tho ^s Hedrington	8	8½
Marg ^t Pow	2	2
Ja ^s Garnet	4	9
Jennet Robinson	5	8½
Mary Philipson	4	4
Jos Hall	4	4
Jn ^o Gibson	6	1½
Geo Robinson	14	7½
Ja ^s Jackson	5	2
Jn ^o Stanwix	0	9½
Jn ^o Robinson for Nook	6	4
Ralph Robinson	2	2

	s.	d.
Jn ^o Thompson (Punch Bowl)	2	0
Tho ^s Maskew	10	8
Miles Burrow	5	11
more for Garthrow	0	9½
Wm Garnet	11	1
George Kirkby	5	1½
Wm Wilson	1	2
Ellin Bateman, or Farmer	11	10½
Jane Airey	0	4½
Jn ^o Wallis	1	4½
Tho ^s Harrison	0	9½
Tho ^s Kirkby	5	11
Jos Bellingham	0	7½

BRADLEY-FIELD.

	s.	d.
Tho ^s Richardson	11	10½
Tho ^s Troughton	8	1½
Ja ^s Leeming, or Farmer	5	4
Jn ^o Cock, or Farmer	1	7
Widow Gatesgill, or Farmer	1	2
Widow Hartley, or Farmer	1	2
Mrs Fairbank, or Farmer	3	6½
Mr Bridges, or Farmer	1	2
Wm Steel, for Gill	4	9
Mr Hugh Holme, or Farmer	2	7
Hen Rowlandson	4	2
Rich ^d Jackson, or Farmer	2	7

Assessors hereof

[Signed]

W Langhorn

Ephriam Hodgson

Thoms Hederington

We the Deputy Lieutenants for the County of Westm^rland whose names are hereunto subscribed allow this Assessment and order the same to be paid

[Signed]

Wm Chambre

Wm Matson