

ART. XXIII.—*The Dudleys of Yanwath.* By W. JACKSON,
F.S.A.

Communicated at Kirkby Stephen, July 7, 1887.

THE family of Sutton was ancient, and when John de Sutton married Margaret, sister of Roger de Somerie, Lord of Dudley, he acquired the Barony, which if not always known by that name became hereafter recognized as such.

John, 4th Baron Dudley had two sons, Edmund and John. The latter assumed the Baronial title as a surname and was the patriarch of three generations who exercised great influence not only upon the fortunes of their own house but upon our national history. It is, however, with his elder brother and his descendants that we are now concerned. Edmund Sutton married twice, and his son by his first wife, Edward, succeeded his grandfather as 5th Baron Dudley and carried on the line. Edmund married secondly, Matilda, daughter of Thomas, 8th Baron Clifford. This union led to a still closer connection with the north country, for Thomas, their eldest son, who, like his uncle, assumed the name of Dudley in lieu of Sutton, became the husband of Grace, one of the three coheiresses of Sir Lancelot Threlkeld, of Yanwath, and of him hereafter. Alice, sister of Thomas, married Sir John Ratcliffe, of Derwentwater, and I append her Will because it contains matter of local interest irrespective of its bearing on the Sutton pedigree. It presents, as is natural from its date, a curious mixture of the old faith and the new; for, whilst the testatrix acknowledges the royal supremacy in church matters, she invokes "Our Ladye Seynte Mary the Virgyn and all holye company of heaven," and bequeaths "Seaven score" pounds of money towards "fyndinge a preest for
to

to praye for my husbände Sir John Ratcliffe's soule Knight deceased my soule and all Christien soules." Dorothy, her sister, became the wife of Sir John Musgrave of Musgrave Hall, or Fairbank, Penrith; and of Richard Wrastley, variously written Warstley, Wortley and Wrottesley, by both of whom she had issue. Jane, another sister, married William Middleton, of Stokeld. There were other children of the second marriage of Edmund Sutton, of whom no further notice seems necessary beyond that given in the pedigree.

Reverting to Thomas, whose marriage with Grace Threlkeld must have taken place before December 8th, 1512, because that is the date of the Partition Deed* by which Yanwath fell to his wife's share of her father's estate, I am not able to furnish any information regarding him additional to a fact which has been previously stated, that he was one of the arbitrators in a case between Guy and Hugh Machell, May 20th, 28th Hen. VIII, (1537).† He had six children, three sons and three daughters. Richard was the eldest, and leaving him for the present we pass on to John the next of the three sons, and of him we know more than of any other members of the family. He was, it appears, in the service of his powerful relative, Robert, Earl of Leicester, and in the capacity of his steward probably acquired the great wealth which he undoubtedly possessed. He married Elizabeth, daughter of John Gardiner of Grove Place, Chalfont St. Giles, Bucks, and by her had an only child, Anne, born February 12th, and baptized 24th, at Newington, and who married Sir Francis Popham. His Will, which is appended, bears date March 20th, 1578. He died December 29th, 1580, and was buried in the church of Stoke Newington, January 13th, under a magnificent monument, which is described, and the inscription given, in Robinson's "History

* Lowther Papers.

† "Machell of Crackenthorpe." *Trans. Arch. Socy. Cumb. and West.* vol. viii., p. 426.

of Stoke Newington," where also may be found a minutely detailed account of the expenditure consequent upon his death, to which I refer those interested; but I may be permitted to state here that the funeral expenses amounted to £432 10 1., an enormous sum in those days, £54 of which was spent on the "Funeral baked meats" and drinks alone. Three hundred yards of mourning cloth were distributed among 105 people who are all enumerated. Mr. Thomas Dudley had four yards, as also had Mr. Anthony Blencoe, the nephew of the deceased, and the famous Sir Philip Sidney, his cousin. "Robert the footeman" and "Nedd the foule" had five yards between them. Contrast all this display and outlay with the emphatic direction of the Will, "I will that my burial shal be done without any glorious vaine pompe or shewe to the worlde or anye greate chardge to be bestowed in or aboute my funeralle," and we may reasonably conjecture whether the dispute that certainly did arise previous to the proving of the will between the widow and the brothers of the deceased, arose out of what we may fairly deem a violation of the expressed wish of the testator. About two years after John Dudley's death, his widow, Elizabeth, married Thomas Sutton, who, judging from the name, might be a relative of her first husband, but I find no proof of such a conjecture. She survived till 1602, and on June 17th was interred under John Dudley's monument. From the terms of the Will of the latter it is plain that this marriage added largely to Thomas Sutton's means, and therefore he was the better enabled to found the institution of the Charter House, and yet the governing body of that wealthy school declined to contribute to the restoration of the monument to John Dudley and his wife when repairs became, in 1806, imperatively necessary. Their ill judged parsimony was, however, redeemed by a few of the old scholars.

The next brother Thomas, whose Will dated September 16th, 1593, and proved October 30th, I also give in the
appendix,

appendix, is likewise stated to have been in the service of the Earl of Leicester, and this is rendered probable by his having property in Warwickshire. From the terms of his Will it would seem doubtful whether his nephew Anthony Blencow, who subsequently rose to be Provost of, and was benefactor to, Oriel College, Oxford, would benefit much by the Will being altogether in his favour.

Of the three daughters of Thomas and Grace Dudley, Elizabeth married John Allen, of Thaxted. Lucy was twice married, her first husband being Albany Fetherstonhaugh (shortened to Fetherston); the names of their children and the probable order of their births are given in the father's Will, dated November 5th 1573, and therefore I have appended them in the pedigree, and added Albonie, a grandson, from the Lowther Register: Lucy married secondly, Gerard, brother of Sir Richard Lowther, and Gerard's house in Penrith has been described in our Transactions by Dr. Taylor, F.S.A., and myself. She was buried at Penrith, December 30th, 1596. Winifred, the third daughter, married Anthony Blenco or Blencow, of Blencow, and by him had, at least, three children, of whom Anthony, the beneficiary under Thomas Dudley's Will, was the second.

Returning to Richard, the eldest son of Thomas, he married Dorothy, daughter of Edmund Sandford, of Askham, and by her had two sons and four daughters, Edmund and Robert, Elizabeth, Ann, Jane, and Grace; beyond the names of these daughters I know nothing.

That Robert the second son was married, and had a son of the same name, we learn from a Deed of Entail* of the Yanwath estate, executed by Richard in favour, first, of his son and heir Edmund; next, on failure of male heirs, of Thomas, second son of Edmund; then in like manner of John, third son, with the same stipulations; then of

* Lowther Papers.

Henry,

Henry, fourth son of Edmund ; then of Thomas, brother of Richard ; then of Robert, son and heir of Robert brother of Edmund. There are two curious points to notice in this sequence ; the first is the omission of Edmund's eldest son Richard, which, however, is sufficiently accounted for by his having become a Roman Catholic priest ; the other is the placing of the brother Thomas in the reversion before Robert the grandson. Richard is mentioned* as having been present at the Quarter Sessions at Appleby, subsequent to 9th Eliz. (1567), and the only other notice I am able to add referring to him is that an Inq. P.M., was held at Temple Sowerby, May 4th, 1593, when it was found that he died at Yanwath, January 1st preceding, and that Edmund, who was then aged fifty years and more, was his son and heir.†

Edmund Dudley married Catherine, one of the three coheiresses of Cuthbert Hutton, of Hutton John ; his first cousin, Thomas Sandford, married Anne another sister, and Mary became the wife of Andrew Hudleston, who being a younger son of the Millom House, took the ancient dwelling of Hutton John. I have enumerated the four sons of Edmund ; John, the second son, was a lawyer and married Frances, the base daughter and heiress of Sir Christopher Pickering, and she was subsequently the wife of Cyprian Hilton, of Burton ; through her that family obtained the Ormside estate. Dorothy, the eldest daughter, married, in 1599, Bernard Kirkbride of Ellerton ; the second daughter, Elizabeth, was born in 1564 ; Winifred, the third, was born in 1565 ; and it is stated that there were three other daughters of whose names I am ignorant. These dates have been kindly supplied to me by Maxwell Lyte, Esq., from the Rydal manuscripts which seem to suggest that there was another child, Barras ? born in 1561. There

* Nicolson and Burn's Histry of Westd. and Cumbd., vol. i., p. 585.

† Lowther Papers.

was an ancient family of the name of Barwise, which springing from Westmorland became seated in Cumberland, and the name is yet locally pronounced Barras, but I know of no connection between the families. In 1596 there was a Settlement and Covenant of marriage* between Edmund Dudley and M. Middleton on behalf of Thomas, eldest son of the former, and a daughter of the latter, and the parties were married at Askham, January 30th of that year. As a special Livery† was granted to Thomas Dudley in the year 1614, that was probably on the occasion of the death of his father Edmund.

Thomas by his wife Middleton, had, at least, four children; Edmund, born November 5th, 1597, who died young; Mary, born December 7th, 1600, who married Israel Fielding; Catherine, born May 7th, 1605; and Christopher, born December 17th, 1607, who succeeded his father.

He married firstly, Elizabeth, daughter of Richard Snowdon, Bishop of Carlisle, and secondly, Agnes, daughter of Daniel Fleming of Skirwith, who on failure of the direct line succeeded to the ancient family estate of Rydal. Agnes bore a daughter, Mary, who died young, and Christopher, the last of his line, sold Yanwath to Sir John Lowther of Lowther, February 12th, 1654,‡ and on September 10th, 1656, Sir John granted him a lease for life of the same.§ I cannot find the date of his death but his wife, Agnes, survived him, and made her Will April 19th, which was proved at Carlisle, October 10th, 1671; a copy of it will be found in the Appendix. It does not supply much information with regard to the Dudleys, but it does as to her own family, the Flemings, and is additionally interesting and important on account of her benefaction to Barton Parish.

* Lowther Papers.

† Lowther Papers.

‡ Lowther Papers.

§ Lowther Papers.

She

She wrote a poetic epitaph, not without merit, on her brother, John Fleming, who was buried in Kirkland church, and in it she gives evidence of at least some knowledge of Latin. Perhaps the rhyming epitaphs on her father and mother in the same church are specimens of her early muse.

I am indebted for much information embodied in this and the preceding paper to the Right Honourable the Earl of Lonsdale, who kindly permitted me to inspect the Yanwath documents at Lowther Castle; to Maxwell Lyte, Esq., F.S.A., Deputy Keeper of the Public Records, to Edward Bellasis, Esq., Lancaster Herald; to J. Challenor Smith, Esq., of Somerset House; to the Rev. Canon Weston, vicar of Crosby Ravensworth, and the Rev. Thomas Hodson, vicar of Barton; and I must add, that with all this kind assistance I could not, residing as I do as I have been in Italy, have written these brief and insufficient papers but for the constant help afforded me in verifying references, &c., by the Worshipful Chancellor Ferguson, F.S.A., and the Rev. Thomas Lees, F.S.A., vicar of Wreay.

APPENDIX.

Will of Alice Ratclyffe, 1554.

In the name of God Amen. The laste daye of the monethe of Marche in the yere of our Lorde god a Thousande fyve hundrethe fiftie and fowre And in the fyrste yere of the Reige of our soueraigne Lady Mary by the grace of god of Englande ffrance and Ireland Quene defendor of the faithe and in earthe of the Church of Englande and also of Irelande the supreme head. I dame Alice Ratclyffe of the Cite of Newe Sarz (Salisbury) in the Countie of Wiltes Widowe beinge hole of bodie and of good and parfytte remembrance thankes be given to Almightye god doo ordeyne and make this my testament conteyninge my last will in maner and forme followinge first I bequeathe my soule to Almightye god to our Ladye seynte Mary the Virgyn and to all holye Company of heaven, And my bodye to be buried in the Cathedrall Church of Sarz in a Chapell ther of seynt Laurence as nigh to my brother Mr. Richarde Dudley his Tombe as may be. Also I will that euery Mr. Residensarie dwellinge within the close of the said Cathedrall church that will come to my buryall shall have iijs. iiijd. And every preest

preest dwelling within the close aforesaide, and every preest of seynt Thomas th appostell in Sar; that wilbe at my buryall shall have xxd. Also I will that there shalbe geven in the daye of my buryall in halfe peny breade to the poore people the some of fyve poundes. Also I will that xiiii poore men shall haue every of theym a blacke gowne at my buryall. Also I will that in the daye of my monethes mynde there shalbe given in sherts and smocks of Canvas to poore people the some of Tenne poundes. Also I will that there shalbe given at my Twelve monthes mynde in lyke manr to the poore people in the Northe wtin my lordeship in sherts & smocks of Canvas the some of tenne poundes. Also I give and bequeathe to my brother Mr. Doctor George Dudley one standinge Cuppe of siluer gilte with a cover. Also I giue and bequeathe to my Nephue Richard Dudley one goblet of siluer and gilte withoute a cover. Also I give and bequeathe to my Neice Elizabeth Dudley fyve poundes in money. Also I give and bequeathe to my Nevewe Mr. John Rateclif one goblet of siluer and gilt with a cover. And to my Neice his wief a frocke of blacke damaske. Also I giue and bequeathe to euery of my Tenns dwellinge in the Northe halfe one yeres Rent. Also I will that where as my Nevewe Mr. Henry Wrastley owethe me upon a Siluer Pott and two Siluer Cuppes with two covers the some of xvij lb. That he shall haue the saide Pott and Cuppes ageyne to hym withoute any thinge payinge for the same. And I giue and bequeathe to my Neece his wief five marks in money. And I giue and bequeathe to fowre sonnes and twoe daughters of the said Mr. Henry Warstley to every of theym xls. Also where Robert Wilson of Crukinge Kendall in the Countie of Westmland Clothier dothe owe unto me Seaven score poundes of lawfull money of Englande as by apayre of Indentures of defesance vpon a Statute marchannt betwene me the saide Alice Ratcliffe and the said Robert Wilson made bearinge date the daye and yere above in this present testament mencioned more playnly it dothe and may appere. I will that after my decease all the saide Seaven score poundes of money shalbe paid and bestowed yerely by the said Robert Wilson his heires Executours admistrators and assignes or by one of them in fyndinge a preest for to praye for my husbnde Sr John Ratcliffe's soule Knight deceased my soule and all Christien soules vpon the Sondaies and holy daies wtin the parishe church of Crostwayte. And vpon the working daies wtin the Chapell of Keswyke. And I will that Sr Chrofer Alenson that is now my Chaplayne shalbe the stipendarie preste for the same so longe as the said Seavean score poundes of money will paye his stipende yerely after five poundes by the yere (if he do lyve as longe). And if it fortune the said Sr Chrofer Alanson to dye before the said Seven score poundes be all paide after the saide stipende of five poundes by the year Then I will that myne Executrix and thexecutours or assignes of my said Executrix shall appoynte one other honest prest to be a Chaplyne for the same vntill the hole some of the said Seaven score poundes be all paide after the said Rate of fyve poundes by the yere. Also where Richard feeelde brewer of Sal; oweth me vpon a bill the some of fyve marks when he payeth the said money Then I will he shall have xls. Also I give and bequeathe to Chrofer Harryson Tailor fyve marks which he oweth me. Also I gyve hym one fether bedd one bolster one paire of sheets one paire of blanketts one pott and one panne. Also I will and bequeathe to the Pische church works of Crostwhat xls. Also to the mayntennce of the Chapell of Seynt John within the same parishe xls. Also to the mayntennce of the Chapell of Withbone xls. Also I giue and bequeathe to the works of the Cathedrall church of Sar; xxs. Also to the church works of Saynt Thomas thapostle in Sar; xxs. To the church works of Seynte Edmunde

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xxs. To the churche works of seynte Marteyn xxs. Also to the mayntenne of the Trinitie house in Sar; xls. Also I giue and bequeathe to the poore people of the beaden rowe in Sar; xxs. Also I giue & bequeathe to my Chapleyne Sir Chrofer Alanson Twentie pounds in money with a Chales and a vestment. Also I giue and bequeathe to my servante Gefferey Waythe Ten pounds in money. Also to my servante Margaret Byrkehodd tenne pounds in money a gowne of blacke clothe and a Kyrteell of worstede. Also I giue and bequeathe to Joane Matson of Linesbury xxs. Also wheare my newewe John Ratclyffe dothe owe unto me fourtie pounds. I will that the said John shall paye vnto the mayntenne of the said Chappell of Saynte John C.s. To the mayntenne of the said Chappell of Withbone C.s. And vnto the poore people of the same Lordshipe C.s. And the residue of the said some of fourtie poundes I do frely remytt and forgive vnto the said John Ratclyffe my Neewe. And where also Nicholas Story owith me vpon a Chales and a payre of beads xlvis. viiid. When he payeth the same money Then he shall haue of myne Executrix xxs. Also I give and bequeathe to Richard Poorey vicar with in the close of Sar; a white siluer goblet. The residue of all my goodes not given ne bequethed my ffuneralls debts and legacies parformyd and paide I give and bequeathe to my Cosyn Dorothe Irton whom I make my sole Executrix to vse and dispose the same frely as her owne goodes for her welthe and proffytt. And I do make and ordeyne to be my Supervisours of this my last will and Testament my goode Lorde Bishopp of Sar; that nowe ys my Neewe Mr. Henry Wrastley gentilma and Mr. Thomas Chaffyn thelder and I do give and bequeathe to euery of my said supvisours Tenne poundes in money. Witnes to this my Last will and testament John Hooper gentilman Robert Eyer and Richard Holte with other moo.

Alice Ratclyfe.

P me Johem Hooper vt testis, by me Robt Eyer. Per me Ricardum Holte.

Proved at London on the 5th of July 1554 by Christopher Robynson procurator; Executry in hmoi Testamento noiat.

Will of John Dudley.

In the name of God amen the father the son and of the holy ghost. The xxvth daie of Marche in the year of oure lord god a thowsande fyve hundreth threscore and eightene. And in the twentieth yeare of the reigne of oure most gracious sovereigne lady Elizabeth by the grace of God queene of England ffrance and Irelande defender of the faithe &c. I John Dudley of Stoke Newingtonne in the countie of Middx. esquier, beinge in good healthe and perfecte remembrance (thanckes be unto allmightie god) Doe make and declare this my laste will and testamente in writinge as well concerninge the dispoitionne of all my Landes, tenements, & hereditante whatsoever, As also of all my gooddes, cattels, leases, and debtes, in forme followinge (that is to say), But first & principally I render my lief and sowle into the handes of allmightie god, trustinge in his mercie promised and shewed in thee deathe of Jhesus Christe oure lorde and saviour, And by him to be made an inheritor of the kingedome of heauen. My bodye I will to be buried in the churche or chauncell of Newingtonne aforesaide in suche place and in suche order as to the discretionne of my welbelovyd wief shalbe

shalbe thoughte meete and conveniente (Yf hereafter duringe my naturall lief I shall not otherwise appointe the same) wch I will shalbe donne withoute any glorious vaine pompe or shewe to the worlde, or anye greate chardge to be bestowed in or aboute my funeralle, (otherwise then decent, meete and comelye, at the discretionnes of my said wief and Supervisors of this my laste Will and testamente. Also I will and devise all my landes, tenements, and hereditaments, withe their apprtenuces in the countie of Kente, and in the Cittie of Canterburie to be sould by suche persone or persones to whome I have before this tyme conveyed and assured the same, onelic to the intente to paie my debtes, and satisfie the small legacies hereafter appointed by this my last will and testamente. And I will and devise all and everye somme and sommes of money that shall arise by reasonne of the sale of the premises or anye parte or percell of the same to be payde and delyvered to the executors or executor of this my laste will and testamente, towards the paymente of my debts and satisfying of my said legacies, All wch legacies I will and require shalbe taken oute of the sale of the premises and not of any other landes, goods, or catells wch I shall have at the tyme of my deceasse. And all the residewe of my landes, tenements and hereditaments whatsoever within the Realme of englande, I will and devise to Elizabeth my welbelovd wief for terme of her lief. And I will and bequeathe to the righte hounorable and my singuler good lorde and Maister Therle of Leicester one hundrethe poundes of lawfull englishe monneye, the wch I will to be converted & changed into somme conveniente peece of plate, whervppon I will my Armes to be engraven, and placed by the good discrecon of my said wiffe, and so to be delyvered vnto the said Erle in remembraunce of me, and in discharge and cleringe of my conscience before ullmightie god, for all thinges that hathe or mighte either by negligence or forgetfulnes escape in anye of my Accompts or reconinges touchinge or concerninge my careful and willinge service bestowed vppon his good Lordshippe, and about his busynes and affayres (if anye suche thinge hathe happened to be) whereof I am ignoraunte. Also I geve and bequeathe to the Countes of Warwick my singuler good Ladye the whole sute of hangings in my litell Galorie nere the greate chamber doore, besechinge her to stande good ladye to my poore wief and childe, and to ayde & assiste theme in tyme of their neede (if any occasionne shall serve). Also I geve and bequeathe to Sir William Cordell Knighte Mr. of the Rolles my especiall good frende a standinge salte withe a cover guilte withe a button of christall or some othr peece of plate, of that valewe or more, at my wyves discrecionne. And I geve to Thomas Bromeley esquier solicitor generall to her maiestie a peece of plate worthe tenne poundes. And I geve and bequeathe to my brother Thomas Dudleye for thee brotherlie love which I beare vnto him fyve hundreth marckes of lawfull englishe monneye. To my brother Richarde Dudley vppon the like considerationne a geldinge my seconde beste garmente and a Cuppe of silver all guilte withe a cover to it called a Mawdelings Cuppe wch was gevenne to me by Thearle of Cumberlande. Also I geve and bequeathe to Anthonye Blenkow fortie poundes. To my Nephewe and godsonne John ffetherstone twentie poundes. To John Huttonne twentie poundes, To Jane ffetherstone fortie poundes, To John ffishborne tenne poundes, And to Margaret Meabecke my servant in recopence of her Paines bestowed vppon my daughter sixe poundes thirtene shillinges fower pence. Also I geve and bequeathe to Gilbert Simpsonne my servaunt fyve poundes. To Richard ffishborne three poundes sixe shillings eighte pence. And to everie other of my servaunts as well

well menne as womenne that shall serve me at the tyme of my deceasse (other then suche to whome I haue appointed speciall legacies) one whole yeares wages to be paide vnto theme by my executors within thre mounethes after my deceasse. And I will and bequeathe to Edmunde Duddeleye all my lease and terme of yeares wch I nowe haue in Perithe Milles vppon condicionne that he the saide Edmunde shall paie yearlie duringe the saide tearme of yeares vncexpired to George Blenkewe my seruaunte fyve poundes half yearlie, and also shall within twoe mounethes after my deceasse vpponne reasonable requeste to be made by the saide George become bounde with sufficiente suretie to the said George for the trewe paymente of the saide somme of fyve poundes to be paide as aforesaide. All wch if he the said Edmunde shall refuse to doe and performe Then I will and bequeathe the same lease and tearme of years to my saide wief withe and vppon the like condicionne (exceptinge sureties). And I geve also to the saide George twentie poundes in readye mouneye. Also I geve and bequeathe to Mr. Smithe Customer of London in remembraunce of the greate love and longe frendshippe that hathe bene betweene vs, my beste garmente, and one peece of plate withe a couer guilte with mother of pearle. Also I will and devise towards the mainteynance of the schole at Heygate in the Countie of Midd. whereof I am an Assistaunte or governour one Annuitie or Yearlie rente of fortie shillings foreeuer to be issuinge or goinge oute of a tenemente withe thappurtenances in Newingtonne Streete nowe in the occupacionne of Willm Skyenner shoemaker, to be paide half yearlie withe full power and good and lawfull authoritie to the Gounors and Assistants of the said schole and euerie of them their successors and assignes from tyme to tyme forever to distreyne for the same Annuitie or Yearlie Rent of fortie shillings, and the arrerages of the same yf it shall fortune the same to be vnpaide at the tyme appointed. Also I geve to the poore people of the prishe of Newingtonne to be bestowed at my wyves discrecion three Pounds sixe shillings eghte pence. Also I geve and bequeathe towards the repairinge of the highe waye in Islington lane tenne poundes to be bestowed by the appointmente of my good frende and neighbour Maister Ricthorne & John ffisheborne bayley of Newingtonne if theie or either of theme shalbe then lyvinge, and shall dwell in Newingtonne or Islingtonne. Also I geve to my old ffriende Edmunde Downinge the writer hereof twentie poundes requiringe him for ye olde good frendshippe that hath bene betweene vs to be aidinge comfortinge and assistinge to my good wief and daughter in all tyme of neede, as their cause shall require, and as one good frende shoulde and oughte to doe for another, and in suche sorte as I my self woulde doe for him and his if he weare absente or deade. All the resedue of my gooddes, chattells, plate, Jewells, howsholdstuffe readye mouneye, stocke and store whatsoever herein or by these presents not gyvenne bequeathed or appointed I will and bequeathe to Elizabeth the my beloved wief, and Anne my onel eye daughter equalle to be devided betweene theme. And I make and ordeyne by these presents my saide wife and daughter executors of this my laste will and testamente. And also doe by these presents make and ordeyne the right honourable my singuler good Lorde and Maister Therle of Leicester, and my speciall good frende Sr. William Cordell Knighte Mr. of the Rolls supervisors of this my laste will and testamente beseechinge theme to take vppon them the care and charge of the care and charge of the same, as my speciall truste is in theme, and speciallie my good Lorde and Mr. therle of Leicester, and the rather for and in considerationne of the longe trewe and faithfull service wch I haue donne to him and his ffather, beseechinge him
also

also to be good to my saide wief and childe as my truste is in him. In witnes hereof I haue cawsed theise presents to be writtene, and to everie sheete haue subscribed my name, and lastlie sette my seale the daie and yere above writtene.

JOHN DUDELEYE.

L.S.

Subscribed and sealed as the deede
of the saide John Duddeleye in ye
presence of

Edmunde Downinge.

Proved at London 27th of April 1581 by Christopher Smithe (notary) and Elizabeth Duddeley widow.

Sentencia pro valore testamenti Johis Dudley defunct.

Dispute between Elizabeth Dudley relict & Executrix of John Dudley on the one part & Thomas Dudleye of the City of London Esq. & Edmunde Dudleye son of Richarde Dudleye on the other part.
The Sentence was read on Thursday 27th April 1581.

Will of Thomas Dudley.

In the name of God amen Whereas it is every Christian man's dutye to remember and to provide for deathe whiche is the end of all mortalitye I Thomas Dudley of London Esquier being sicke in bodye but of good and perfecte remembraunce thancks be to god doe declare my Last will and testament in manner and forme hereafter following And first I commend my Sowle into the handes of Almighty god Beseeching his heavenly goodnes for the Love of his onely sonne our Savyour Jesus Christ And for the meritts of his deathe and passion to receiue the same into his holye protection And my Bodye I committ to be buried in the earthe from whence it came in such place and in such manner as shall seeme most fitt by the discreacon of my Executor hereafter named. And towching those worldly goods wherof it hathe pleased god in mercye to make me a Steward not in any greate abundance but farre above my deserving I giue and bequeathe as followeth ffirst I giue and devise vnto my welbeloued nephewe Anthonye Blicowe Doctor of Lawe to him and to his heires for ever all my Lande whiche I have either in Warwickshire or in any other place within the Realme of England. Provided alwayes and my Will is that my saide nephewe according to the trust whiche I repose in him above all men Living shall sell the saide Lande and all and every parcell thereof to the best value that he conveniently can and shall discharge my debts so farre as the money received for the same Lande will extende. And whereas my debts are greate, and my principall care and desyre is to haue the same discharged in as good sorte as maye be I giue vnto my saide nephewe all my goods Leases and Chattells whatsoever and doe nominate and ordayne him my saide nephewe my onely Executor of this my Last will and testament nothing doubting but as I haue ever loved and esteemed him my saide nephewe above all other my kinsmen or frendes

frendes so he wilbe carefull to see my debts paide so faire as my goods shalbe sufficient to answeere the same. In wittnesse whereof I haue to theis presents sett my hande and seale the sixtenthe of September 1593.

Sealed and delivered in
the presence of vs

Hippocrates Dotthen.
Ph. Lappe.
William Smithes marke.
Xpopher Strundall.

T. DUDLEY.

L.S.

Proved at London on the 30th of Oct. 1593.

“Juramento mri Thome Redman notarii publici procuris Anthonii Blincowe.”

Will of Agnes Dudley, 1671.

In the name of God, Amen. The nineteenth Day of Aprill in the yeare of our Lord God One Thousand six hundred seaventy and one I Agnes Dudley of Yeanwath in the County of Westmorland Widdow doe make my Last Will and Testament as followeth And First I most humbly comend my soul into the hands of Almighty God hoping through ye meritts of our Lord Jesus Christ my Redeemer to receive pardon of my Sins and Acceptance with him through his beloved and my body to be buried in Barton Church And as for my Temporal Estate I give and bequeath it in manner following Considering with myselfe how much I am obliged to Almighty God for his infinite mercyes towards me and not knowing better how to show my thankfulness for the same then by contributeing a Widdowes mite towards the better maintenance of his service and reliefe of ye poore I doe give and bequeath to my Loving and well beloved Nephew Daniell Fleming of Rydall In the County of Westmerland Esq And to my Cousen Thomas Braythwt of Ambleside in the County aforesd Esqr and to my Nephew Henry Brougham of Scales in the County of CumberLand gent and unto John Harrison Vicar of the parish of Barton in ye County of Westmoreland Clerke and to the Heires and possessors of Rydall Hall Ambleside Hall and Henry Brougham's house of Scales and to the Vicar of Barton for the time being the sume of Two Hundred Pounds of Lawfull English money in trust to be Layed out and bestowed upon a purchase of Lands of inheritance to be purchased in their names in Trust and the profitts thereof to goe one halfe to ye said John Harrison Vicar of Barton for ye time being and his Successors for ever. And the other Moyety or halt thereof to the use and reliefe of the Aged Poore and Decrepite impotent psons of the parish of Barton to be payed and distributed unto them upon ye ninth Day of September next ensuing after my decease by equal proportions, yearly and for ever at the discretion of the Owners and possessors of Rydal Hall Ambleside Hall And ye house of Scales aforesd And the Vicar or Curate of ye parish of Barton for ye time Being And the said Gift of Two Hundred Pounds with the use of it to the Endes aforesaid to be upon the first payment thereof to ye use aforesaid Registered in ye Register booke of the said church of Barton ye better to prevent all mistakes and misconversion. And my mind and Will is that untill the said

Lands

Lands be soe purchased for ye uses aforesd ye yearly Interest of ye said moneys shall be yearly payed as abovesd viz : the one halfe to the Vicar of Barton for ye time being for ye bettering of his maintenance and the other halfe to the Aged poor and Decrepit Impotent psons of ye parish of Barton Abovesd Alsoe I give and bequeath unto my Sister Dorothy Hudlestone Twenty poundes And to Agnes Huddleston her daughter Fifty Poundes, and to Dudley Senhouse son of Mr. John Senhouse of Netherhall Twenty Poundes. Alsoe I give unto my Nephew John Brougham One Hundred Poundes. Alsoe I give unto my nephew Major William Flemming my Godson Twenty Poundes And to my Cousin William Fleming of Rydall one great booke which was my fathers And to my Neece Mrs. Barbary Fleming five poundes And to my Sister Mrs. Alice Fleming five poundes ~~and to her Sister Katherine~~ to buy each of them a Ring Alsoe I give to my Cousin And Goddaughter Mrs. Alice Fleming five poundes and to her Sister Katherine five poundes; And to Mary Wybergh Daughter to my neece Agnes Wybergh Twenty Poundes And to Dudley Brougham son to my Nephew Christopher Twenty Poundes And to my Cousin Bernard Kirkbride Esq., five poundes; And to my Cousin Jane his wife forty shillings to buy each of them a Ring. And to my Cousen Mrs. Mary Braythwt of Burneside five poundes And to my Cousin Mr. Edmund Sandford three poundes and to Margarett his Sister Twenty Shillings : All ye rest of my Goods and Chattells Debts Rents and Personall Estate I give to my Loving and Well beloved Daniel Fleming Esq and Roger Fleming of Conyston Gent whom I doe Constitute and make my Joynt Executors of this my Last Will and Testament; Whom I doe request and desire to make a publiq; and Free Sale of such Saleable goods as shall after my decease Come into their Handes And Lastly I doe constitute and appoint Mr. John Ambrose of Lowick parson of Grassemoor and John Harrison Vicar of Barton Clerke as Supervisors of this my last Will and Testament And for their care and paines herein doe give unto either of them five poundes a piece In Witness whereof I have hereunto sett my hand & Seale ye day and yeare first above written.

AGNES DUDLEY.

Sealed signed published and delivered in ye presence of

William Walker mrke M jurat.

Robert Ion mrke jurat.

John Soulbey mrke O.

John Harrison clerke jurat.

(Seal on red wax: on a shield, a lion rampant; a knight's helmet over same but crest broken. Apparently in John Harrison's writing).

Apud Penreth decimo die mensis Octobris Anno Dom 1671 Probatum fuit huid testant &c &c Danieli Fleming arm & Rogero Fleming gent.

Memorandum respecting Mrs. Agnes Dudley's bequest from Barton Parish Church Documents.

Noat & observe. The sum of £200 was given to the within named four Trustees their heirs & successors In trust to be laid out & bestowed upon it purchase of Lands of Inheritance to be purchased in their names in trust And the profits thereof

thereof one half to the Viccar & the other half to the poore of the parish on the 9th day of September yearly And untill the said Lands be so purchased for the uses afforsaid the yearly intrest to be paid & applied to the Viccar & poore. Now seing that such A purchase of Lands was never made It remains in the hands of the heirs & successers to pay intrest for the said £200 for the said uses and as no other persons or parties are deputed to Receive the said money & purchase lands therewith And as it hath continued in their hands about 80 years and they have paid the yearly intrest for it they ought in Discharge of their Trust to pay the full statute intrest for the said £200 or else make such A purchase as may answer the true intent & designe of the Testator &c. But for some years last past the steward Mr. Knott of Ridall Hall Refuseth to pay the full intrest & Did order their farmer John Rigg of Kntmoore hall to pay but £9 A year for intrest.

A copy of the Receipt signed & sent for the year 1751 September the 9th 1751. Then Received of John Rigg of Kentmeer Hall The summ of nine pounds in full by the order of the heirs of Mr. Daniell fleeming deceased By vertue of the last Will & Testament of Mrs. Agnes Dudley of Yanwath Hall deceased one half or moiety due to the Viccar of Barton and the other half due to the poore of Barton parrish we say Received by Jacob Thomson, Thomas Wilkinson, Thomas Denison.

On the 26th of Novembr 1752 Sr William Fleming of Ridall Told Thomas Wilkinson of Tirrill That the above money is charged or chargable upon Kentmeer Hall Estate And that the farmer Rigg is obliged to pay the Intrest to Barton &c.