

Indentures between SIR FRANCIS BRANDLING and SIR THOMAS SWINBURNE in 1627; and SIR THOMAS SWINBURNE and THOMAS CARR, Esquire, in 1629, for delivering over the gaol of Northumberland, extracted from SIR THOMAS SWINBURNE'S Sheriff's book, by the Rev. JOHN HODGSON, Sec.

The indenture between SR FRANCIS BRANDLING and me.

THIS Indenture made the xxijth day of December in the Third yeare of the reigne of our Sou'eigne Lord Charles by the grace of God King of England, Scotland, France & Ireland defender of the faith &c. Betweene S^r Francis Brandling K^t late Sheriff of the County of Northumberland on thone p^{ty} And S^r Thomas Swinburne K^t now Sheriff of the said County on thother p^{tye}. Witnesseth that the said Sir Francis Brandling, by vertue of his late office to him directed, hath deliu'ed & sett over to the said S^r Thomas Swinburne the Gaole of the said County called the high Castle And Prisoners there now remaying, That is to say:

Imp'is the body of Thomas Bate, David Donaldson Williã Thirlewall & Jane Gray remaying in his Ma^{ties} said Gaole and convict in premunire att the Quarter Sessions of the peace, and are reprived further vntill the next Assizes for refusing to take the oath of Allegiance as doth appear by Indent from Mr Gilby Clerk of the Assizes.

William Waugh remayneing in his Ma^{ties} said Gaole and reprived before Judgm^t.

John Lumley remayneing in his Ma^{ties} said Gaole & reprived after Judgm^t.

John Read of Kellyburne charged wth the felonious stealeing of xxx sheepe, the goods of Edward Delavale of Alnewick Abbey gent. And also for the felonious stealeing of fower Kyne the goodes of Rob^{te} Dalton of Wetslad: And lykewise wth the felonious stealeing of five Kyne and one stott the goodes of John Johnson of Prestick. And for divers felonyes comit' in Bushoprick. he is comitt by S^r John Delavale' K^t. The said Read charged with the stealeing of one Dunn mare the goodes of Rob^{te} Fenwick of Newham Comit by S^r John Fenwick K^t.

Matthew Hall of Newcastle upon Tyne charged wth the suspec'on of the felonious stealeing of a red lyard mare the goodes of Anthony Woodman of Elstwick comitt by Sir John Delavale K^t.

Roger Dodd of the Shaw Taylor charged wth the felonious stealeing of a black mare the goodes of Cuthbert Hearon of Chipchase Esq: Comitt by Cuthb^{te} Ridley Clerk.

Achibald Elliot scottisman charged wth the stealeing of five Nowte the goodes of the Lo: Cranstons Comit by the said Cuthb^{te} Ridley.

James Walker of Lucker laborer charged wth the felonious stealeing of fower sheepe the goodes of Nicholas Lynsey comitt by S^r William Muschamp K^t.

John Brewes scottishman in the said gaole committ for stealeing of xxxviiij wether sheepe, who made an escape before the last Assizes forth of the same gaole with Irons on his legges.

Symon Robson gaoler committ att the last Assizes for the escape of the said Brewes and is to answer the same at the next Assizes.

John Goddert late of Hexham yeom' vpon a Capias ad satisfaciend att the suite of Thomas Blaikeston gent' for the som'e of x^l. xiiij^s. iiij^d. principal debt, and xl^s charges recou'ed in his Ma^{ties} Court of Common pleas.

It'm: Eight doores, tenn locks, tenn keyes, tenn pare of yron fetters & one-paire of boult. In Witness whereof to one parte of theis p'sents remayneing wth the said S^r Thomas Swinburne now Sheriff of the said County, the said S^r Francis Brandling late Sheriff hath caused the late seale of his office to be put And to the other p'te thereof remayneing wth the said S^r Francis Brandling the said S^r Thomas Swinburne hath caused the now seale of his office to be putt the day & yeare first above written: Anno Dn'i 1627.

THOMAS GASCOYNGE: Subvic: Com: p'dict'.

The Indenture betwene me & THOMAS CARR, Esq; for the gaole.

THIS Indenture made the Thirteenth day of January In the ffiveth yeare of the reigne of o^r Sou'eigne Lord Charles by the grace of God King of England Scotland France and Ireland defender of the faith &c An^o D'ni 1629. Betweene S^r Thomas Swinburne knight late high Sheriff of the County of Northumb'land on thone p'ty And Thomas Carr of Forde in the said County Esq; now high Sheriff of the said County on thother p'ty. Witnesseth that the said S^r Thomas Swinburne By vertue of his Ma^{ties} writt of Discharge of his late office to him directed Hath Deliur'd and sett over to the said Thomas Carr the gaole of the said County called the high Castell, and all the prisoners now remayneing that is to say:

Imp'mis the bodyes of John Charlton de Le Bower, Thomas Bate

Jennett Gray and David Donoldson remayneing in the said gaole, committ by his Ma^{ties} Judges att the last Assizes ad remanend' in gaola sine ballio, as doth appeare by Indent from Mr Gilby Clerk of the Assizes.

DEBTORS.

It'm Raiph Milburne vpon a Capias vtlagatū after Judgm'. ad sectā Will'mi d'ni Grey de warke

The said Raiph Milburne vpon an Attachm' after decree from Yorke att the suit of Richard Rummey for iiij^l. debt. xxxi^l. damages and iiij^l. iiij^l. vj^d. Costes.

It'm Lawrence Riskforth late of Acklington p'ke vpon a speciall Capias vtlagat' after Judgm'. ad sect' Marmaduci Macholl gen' p' 100^l. debt and 10^l costes indorsed upon the back of the writt.

It'm John Cresswell of Cresswell Esq; vpon an attachm' after decree from Yorke ad sect' Katherine Clarke for 15^l damages & 3^l 12^l costes.

The said John Cresswell vpon an attachm' after decree from Yorke att the suite of the said Katherine Clarke widd' for 66^l 13^l 4^d damages & 4^l costs and charges.

The said John p' contempt' for not appearing att Yorke & p'formeing a decree made the xth day of June 1628. between Rob'te Clarke by his Tutrix Mary Clarke p' plaintiff and the said John Cresswell & Raiph Errington of Bingfield defend'tes.

The said John Cresswell vpon a Capias vtlagatu' before Judgement out of the Court of Com'on pleas att Westm' ad sect' Ric'i Hester in pl'ito deb'ti.

The said John vpon a writt out of the Kinges Bench att the suite of Sir William Fenwicke knight in a plea of trespasse.

The said John Creswell vpon a writt out of his Ma^{ties} Court of Com'on pleas at Westm' at the suite of William Southgate gen' in pl'ito deb'ti.

It'm George Beednall of Leamondon gen' vpon a Com'ission of Rebellion out of the Starchamber p' contemptis.

The said George Beednell vpon a Capias ad Satisfaciend': out of the Courte of Com'on pleas ad sect' Lodouici Widdrington gen' for 500^l recou'ed ag' him in the same Courte and 5^l for damages.

The said George vpon an attachm^t from Yorke at the suite of

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FELONS.

Edward Thompson late of Shipley Taylor committ by S^r. Francis Brandling for suspec'on of the felonious stealeing of one mare the goodes of Thomas Clarke of Dennyh.

Anthony Fenwick of North Sheeles laborer Committ by Raiph Carnabye Esq; for suspec'on of the felonious stealeing of a black ox the goodes of William Fenwick of East Heddon gent'.

John Forster al's Clowers John late committed to his Ma^{ties} gaole att Carlyle by his Ma^{ties} Justices of the peace for the County of Cumberland, for suspec'on of Felony And by vertue of his Ma^{ties} writt deliu'ed over to the said S^r Thomas Swinburne by S^r William Layton Knight then high Sheriff of the County of Cumberland: 30 die Augusti 1629.

James Henderson a Scottishman commit by Cuthb'te Ridley Clerke

for the felonious stealeing of a black Cow the goods of John Hunter of Newbegin, and likewise the said James is a man of evill name and fame and a fugitive.

The said James for suspec'on of the felonious stealeing of one Cow and ten sheepe the goodes of Roger Widdrington of Cartington Esq; And alsoe for suspec'on of divers other felonies wherewthall he is lykely to be charged he being a man of notorious fame committ by S^r John Delavale Knight.

John Anderson and Richard Taylor charged wth the felonious breaking of the house of Nicholas Gardyner of Mersfen wth they have vpon there examinac'ons confessed and alsoe for stealeing forth of the same house a xxij^o pease of gould, xi^o pease of gould & x^o in silver and some other thinges to the value of Lij^o or thereabouts committ by S^r John Delavale K^t.

Francis Tate of Easter Newbiggin shipherd committ by Sr Williã Muschamp K^t. charged wth the felonious stealeing and putting out of fower oxen the goodes of Andrew Pawling and Roger Birnett of Wester Newbiggin yeomen.

Raiphe Sprvtt late of Whittonstall who att the last Assizes houlden at Durham was convict of stealeing of Cattle and by the Judges reprived vpon Condic'on that he should dep'te his Ma^{ties} dominions: And at the Assizes houlden for this County was indicted for stealeing of one oxe the goodes of Nicholas Blaixton of Andrew house, who notwithstanding the said charge given him by his Ma^{ties} Judges hath neglected his dep'ture vntill this tyme, and hath since misdemeaned himself in sundry respects Committ by S^r John Fenwick Knight 30^o Octobr' 1629.

Hugh Hutchinson* al's Pundy charged wth the felonious stealeing of two mares one oxe & xvj sheepe the goodes of Mr Thimbleby of

* Mort.

Laugor Castle and tenn sheepe the goodes of Thomas Wilson & George Pearson Committ by Cuthbert Ridley Clerk.

George Wilkinson of Allanton for suspe'con of the felonious stealeing of two sheepe the goodes of James Marshall of Lintbrigge Committ by Cuthb'te Ridley Clerk.

George French of Todsburne in Whitfield, charged wth the felonious stealeing of one black horse of Henry Jacksons of Kellopp and alsoe for the felonious stealeing of one Gray Horse of James Stevensons of East Allan, and two stirks, of Lancelot Armestronges of Dumetle of all w^{ch} seu'all felonyes he standeth indicted att the last gen'ale Quarter Sessions houlden for this County Comitt by Cuthbert Hearon Esq;

Isabell Millburne for the felonious takeing of a silver beere bowle and other p'ticulars conteyned in the mittimus Committ by S^r John Selby K^t.

Michael Brand for the wounding of one Anderson of Ellington : Com' by S^r Williã Muschamp K^t.

James Henderson before menc'oned charged wth the felonious stealeing of one Cowe & tenn sheepe, and for suspec'on of stealeing two beates and three sheepe Committ by S^r John Clavering Knight.

Here follows an unimportant list of the writs turned over by the same indenture, which concludes with

Things belonging to the Gaole.

Item, eight doores tenn locks tenn keyes, tenn pare of yron Fetters And one pare of boults. In witness whereof as well the said Sir Thomas Swinburne late Sheriff as the said Thomas Carr Esq now Sheriff have interchangeably putt there hands and seu'all seales of there offices the day and yeare first above written.

THO: CARR, vic' Northumb'.