

VII.—DOCUMENTS RELATING TO ST. HELEN'S  
AUCKLAND, 1330—1622.<sup>1</sup>

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The manor of St. Helen's Auckland in the earlier half of the fourteenth century formed part of the property of the family of Conyers, of Sockburn. The last owner of this name was a John Conyers, whose *inq. p.m.* was taken in 1342.<sup>2</sup> He had two daughters, Petronell, or Parnell, who married Robert Herle, possibly a son or brother of William de Herle, one of the judges in the time of Edward II, and died without issue, and Elizabeth, who married, about 1330, sir Robert Colville, of Arncliffe and Dale, in Yorkshire. By this marriage the Colvilles acquired the manors of West Rounton, near Northallerton, and St. Helen's Auckland. These continued in their possession till the death of sir John Colville at Harfleur, in Normandy, in 1418, without children, when the main line became extinct. His heirs were his two aunts, Isabel, wife of (1) John Wandesford, of Kirklington, (2) William Fencotes, of Bishopton, and Joan, wife of sir William Mauleverer, of Wothersome, in the parish of Bardsey, near Leeds, between whom the Colville property became divisible. The partition between the two sisters was not made till 1439, when Isabel, the elder sister, got West Rounton. Nothing is said in the deed of partition about St. Helen's Auckland, as it was claimed by members of the Fulthorpe family. The documents printed below do not show how the Fulthorpes had acquired an interest in this manor, but it seems to have arisen in this way. Sir John Colville's mother was Elizabeth, daughter

<sup>1</sup> Besides these documents there are still existing rent-rolls and manor-rolls relating to this manor from 1390 to 1551.

<sup>2</sup> *Deputy Keeper of Public Records Reports*, XLV, 172.

of sir William Fulthorpe,<sup>3</sup> who had acquired an unenviable notoriety by acting as judge and condemning archbishop Scrope to death on the refusal of chief justice Gascoigne to act. On the attainder of sir John Colville's grandfather of the same name, Fulthorpe obtained a lease from the crown of the Yorkshire estates of the Colville family during the minority of his grandson (no. 3). No doubt, in consideration of his services to the Lancastrian cause, the terms would be favourable. To his influence may be attributed the wealthy marriage young sir John made with Isabel, daughter and heiress of sir Peter Tilliol or Tyliolf, of Hayton castle, in Cumberland. All this must have cost money, and as sir John only lived about two years after he came of age there would be little time in which to pay any debts incurred during his minority. It was with the object of discharging these incumbrances that sir John conveyed all his property real and personal to feoffees (no. 4). On his death it appears he had vested his estates in his uncle, sir Thomas Fulthorpe. Fulthorpe's possession of the legal estate in the Colville inheritance placed him in a very favourable position for exacting such terms as would be agreeable to himself, and no doubt his legal knowledge, for he was made a serjeant-at-law in 3 Henry VI, and a judge of the court of Common Pleas, 1439—1457, enabled him to make the most of his position. At first he laid claim to Thimbleby (no. 8), but ultimately he was induced to confine his claim to St. Helen's Auckland, which had formed

<sup>3</sup> A Yorkshireman, although his family come from the bishopric. Fulthorpe is between Wynyard and Thorpe Thewles. In an inquisition taken on Tuesday after St. Hilary, 5 Henry IV (Jan. 15, 1403-4), for the purpose of satisfying a debt of 200 marks due from Sir William to Richard Burgh, esq., it was found that he held the manors of Thurkilby by Thresk, now Thirkleby (10*li*), and Iselbek by Thresk (5 marks), a messuage in Thresk (18*s.*), a messuage and 13 bovates in Gowthorpe by Fangfosse (7 marks), and 5 messuages and 17 bovates of land there (4 marks), and 2 messuages and 8 bovates in Yolethorpe, now Youlthorpe, near Bishop Wilton (26*s.* 8*d.*). (*Ch. Inq. p. m.*, 5 Hen. IV, no. 55.)

part of the dower of sir John Colville's widow. In September, 1439, a fine was levied at Durham by which the manor of St. Helen's was assured to the Fulthorpe family (no. 7). A piece of what seems rather smart practice on the part of sir William Mauleverer and his wife rendered this fine valueless. A few months before it was levied they had divested themselves of their estate in this manor in favour of the earl of Westmorland and other feoffees, so that at that time they had no interest in it. However protected by the earl of Salisbury the Fulthorpes seem to have managed to keep possession of St. Helen's. Sir Thomas himself died about 1456-7 without legitimate issue.<sup>4</sup> He was succeeded by Thomas, son of his brother, sir William Fulthorpe.<sup>5</sup> It was probably during his life that the agreement was come to under which the manor was held in thirds between Wandesford, Mauleverer, and Fulthorpe. These families did not long retain possession. The Wandesfords sold their share about 1550, and sir Edmund Mauleverer his in 1566 (no. 16). The Fulthorpes probably parted with theirs about the same time, as Francis Fulthorpe sold his manor of Thirkleby to Ambrose Dudley, earl of Warwick, in 1571.<sup>6</sup> Besides the claim by the

<sup>4</sup> A fine was levied before him in November, 1456 (*Foss's Judges of England*, p. 284), and his will was proved May 3 following (*Test. Ebor.* II, 203). He made bequests to Margaret Soureby and her children, who would seem to have been his mistress. The woman would come from Sowerby, near Thirsk, not far from Thirkleby, his ancestral home.

<sup>5</sup> His will dated June 29, 1478, and proved July 14 following, is printed in *Test. Ebor.* III, 241. In it the testator refers to his property in the bishopric of Durham. He is mentioned in no. 10 *infra*. He left a son, William, under age, who may be the same person as the William Fulthorpe who was alive in 1533 (no. 12).

<sup>6</sup> *Yorkshire Fines* (Tudor) II, 2. After selling Thirkleby the Fulthorpes migrated to Foxton in the parish of Crathorne, where they would be able to find congenial society in the recusant family of Crathorne. In 1594 Francis Fulthorpe of Foxton, gent., and Francis his son, entered into a bond with Hugh Frankland of Thirkleby for quiet possession of property in Thirkleby (*Yorkshire Deeds*, II, 97). The son and his wife Ann parted with property in Foxton and Crathorne in 1608 (*Yorkshire Fines*, 1603-1614, p. 97).

Fulthorpes, Christopher Conyers, of Sockburn, the representative of that ancient family, asserted a right as heir male. It is difficult to understand how this supposed right arose, as the Colvilles had retained undisturbed possession for over seventy years, and Christopher's father, Robert Conyers, had recognized the estate of the Colville heiresses. Conyers seemed to have gained nothing by his action, though perhaps it may not be far-fetched to look on the marriage of Christopher's grand-daughter Anne, one of the daughters of William Conyers, and Anne or Agnes, daughter of Ralph Bigod, of Settrington, as setting a seal on the abandonment of this claim.

The skeleton pedigree, given on the next page, is derived, as to Wandesford from McCall's *History of the Wandesfordes, of Kirklington and Castlecomer*, as to that Colville and Mauleverer from 'Ingleby, Arncliffe and its Owners,' printed in the *Yorkshire Archæological Journal*, xvi, 121-266, and as to that of Fulthorpe from the different documents here printed.

#### APPENDIX.

I.—Eve of St. Katherine the virgin (Nov. 24), 1330. Power of attorney from John de Coygners kt., lord of Sockburn, to sir William Huntyngdon,<sup>7</sup> rector of the church of Sockburn, to deliver seisin to Robert de Colville, son and heir of sir Robert de Colville, and to Elizabeth, daughter of John de Coygners, of all edifices, etc., and his mill with its suit in the vill and territory of West Rungton: Sokeburn.

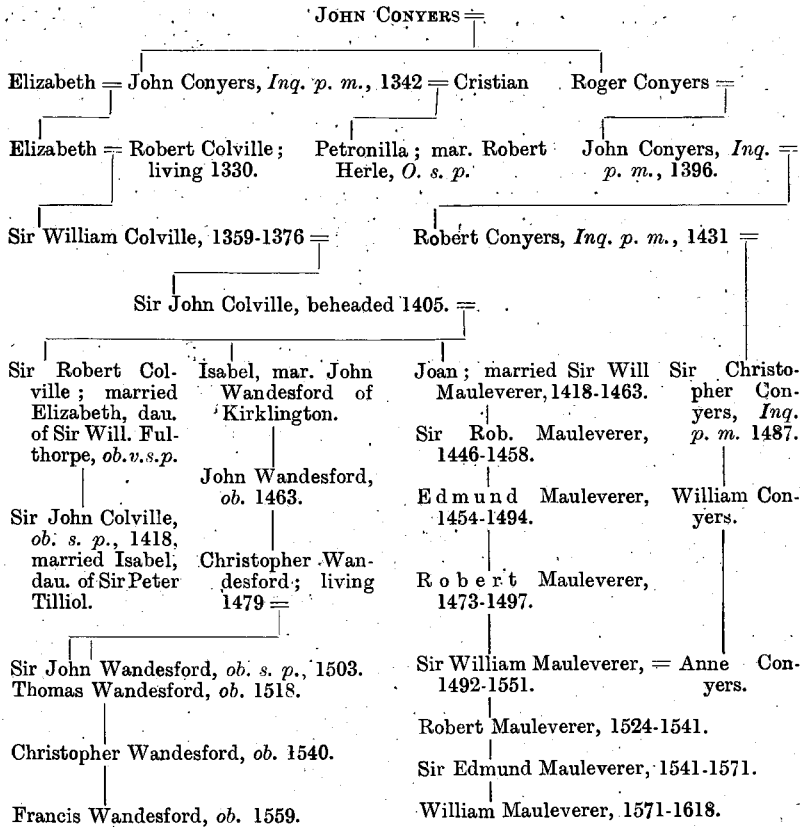
II.—Monday before the feast of the Nativity of the B.V.M., 39 Edward III (Sept. 1, 1365). Grant in special tail by William Lumley and William Batman chaplain, to sir William Colville of Ernecliffe kt., and Joan<sup>8</sup> his wife, of the manor of Seyntelynaukeland; remainder to the right heirs of sir William. Witnesses, sir Marmaduke Constabyll, sir Marmaduke Lumley, sir William St. Quintin, etc. Saintelynaukland.

III.—Petition by sir William Fulthorpe knight, to the king for a grant

<sup>7</sup> Nos. 1 and 2 are from copies on paper, written in a fifteenth century hand.

<sup>8</sup> *Hw' yngdon* in the MS.

<sup>9</sup> Joan, sister of Anthony St. Quintin, and widow of John Engaine. Marmaduke Colville, only son of Sir William Colville and Joan St. Quintin, died without issue at Calais.



Sir ROGER DE FULTHORPE, knt., bought Thirkleby in 1383, died about 1392.

Sir William Fulthorpe =

- |  |                                   |
|--|-----------------------------------|
| 1. Sir Thos. Fulthorpe, <i>ob. s. p.</i> , 1456. | Isabel, mar. Sir Robert Colville. |
| 2. Sir William Fulthorpe.                        |                                   |
| Thomas Fulthorpe, <i>ob. circa</i> 1478.         |                                   |
| William Fulthorpe, a minor in 1478.              |                                   |

of the manors of Arncliffe, Thimbleby, Heselarton and Dale, with the lands, etc., in the villis of Ingleby, West Rounton, and elsewhere in the wapentake of Langbaurch,<sup>10</sup> which had been forfeited by sir John Colville knight, to hold during the minority of sir John's son John. Their value did not exceed four score pounds. The king made grant as desired.

Plese au Roy, nostre très souverain seigneur, de sa grace especial doner et granter a vostre humble liege, sire William de Fulthorp chevaler, les mainoirs de Erynclif, Thimilby, Heselerton et Daile ensemblement ove tous lez terrez, tenementz et services en lez villes [de] Inggilby, Westrungeton et ailours deins le wapentak de Langbergh, les quex manoirs, terres, tenementz, rentz et services sont devenus a vos mains a cause del forfaiture de sire Johan Colvyll chevaler; a avoir et tenir a dit sire William durant le non age du Johan, le fitz du dit sire Johan Colvyll, a cause qe le ditz terres, tenementz et rentz sont tailez de mos . . . . . ez . . . . . tielx service come ils furent tenuz devant la forfaiture sudit. Les queles terrez, tenementz, rentz et services ne excedent annuel value iiiij<sup>xx</sup>li. Pur dieu et en oeuvre de charitee.

*Dorso*:—Ista billa concessa fuit per Regem ad firman, Reddendo extantam, etc., et liberata cancellario exequenda (*Parliamentary Petitions*, no. 3398).

IV.—June 29, 1416. After reciting a grant by John Colville, son of Robert Colville, of Arncliffe knight, to Peter Tyliolf knight,<sup>11</sup> Thomas de Crathorne, Nicholas Gower, John Banastre clerk, and John Tompson, of Tunstall, in Cleveland, of all his manors, etc., in the counties of York, and Northumberland, and the bishoprick of Durham, he nevertheless willed that if his feoffees should be unwilling to re-enfeoff him at his request, it should be lawful for him to re-enter. In case of his death they were to enfeoff Isabel his wife in the manor of St. Helen's Auckland, for the term of her life. The feoffees were to pay all his debts before they divested themselves of their estate in the said manors. John Colvyll also gave them all his goods movable and immovable in the county of York.

June 29, 1416. Hec indentura testatur quod [cum] Johannes Colvyll, filius Roberti Colvyll, de Ernelyff, chivaler, dederit, concesserit, et per certam suam confirmaverit Petro Tyliolf chivaler, Thome de Crathorn, Nicholao Gower, Johanni Banestre clerico, Johanni Tompson de Tunstall, in Cleveland, omnia maneria, terras, et tenementa, redditus et servicia, cum reversionibus infra comitatum Eboracensem, episcopatum Dunelmensem, et

<sup>10</sup> Except Arncliffe and Ingleby none of the places was in the wapentake of Langbaurch. The date of the petition is about 1405, when Sir John Colville was beheaded and his estates seized into the king's hands. Young John Colville's mother was Elizabeth, daughter of Sir William Fulthorpe.

<sup>11</sup> John Colville married Isabel, daughter of Sir Peter Tilliol. On her husband's death she married another John Colville.

comitatum Northumb', prout in carta sua plenius continetur; predictus, tamen, Johannes Colvyll vult quod quandocumque postulaverit de predictis feoffatoribus statum de predictis maneriis, terris, et tenementis, habendum sibi et heredibus suis et nolunt eum reeffare (*sic*), tunc bene liceat predicto Johanni Colvyll in omnibus maneriis predictis cum suis pertinenciis reintrare, et in pristino statu tenere; hac carta sua et sesina (*sic*) sua inde dat' in aliquo non obstant.' Et predictus Johannes vult quod, si moriatur quod absit, dicti feoffatores feoffassent Isabellam, uxorem eius, in manerio et omnibus aliis terris et tenementis in Seynte Elyn Aukeland, in episcopatu Dunelmensis, cum omnibus pertinenciis suis ad terminum vite sue, reversio inde ad heredes predicti Johannis Colvyll. Et preterea predictus Johannes vult quod omnia debita sua plenarie persoluantur antequam predicti feoffatores dimiserint statum suum de maneriis, terris et tenementis predictis, in forma predicta per dictum Johannem sibi datis. Ac etiam dictus Johannes Colvyll dedit predictis Petro, Thome, Nicholao, Johanni et Johanni Tomson omnia bona sua mobilia et immobilia que habet die confeccionis presencium infra comitatum Eboracensem, habenda sibi, heredibus et executoribus suis sine clameo, heredum seu executorum meorum seu aliorum quorumcumque. In cuius rei testimonium hinc scripto indentato sigillum meum apposui. Dat. apud Ernclyff in festo apostolorum Petri et Pauli, anno regni regis Henrici quinti post conquestum Anglie quarto (June 29, 1416).<sup>12</sup>

V.—Dec. 31, 9 Henry vi (1430). Ratification by Robert Conyers esq., of the estate of William Mauleverer and Joan his wife and William Fencotes and Isabel his wife, in the manor and vill of St. Elyn Awkland. Witnesses, James Strangway justice,<sup>13</sup> Cristofer Boynton, James Strangways junior, Thomas Mountford, Roger Strangways and William Romondby.

VI.—Jan. 12, 17 Henry vi (1438-9). Power of attorney from William Mauleverer of Ernclyff kt., and Joan, his wife, to William Awkland, of Seint Elyn Awkland, to deliver seisin to Ralph Neentvyle (*sic*), earl of Westmerland, Edmund Hastynges, John Hastynges kts., and Robert Mauleverer, son of William Mauleverer kt., of the manor of Seint Elyn Awkland, according to the form of the deed made by W. M. and his wife to the earl and the other feoffees.<sup>14</sup>

VII.—Wednesday after St. Matthew the apostle, 18 Henry vi, and 2 bishop Robert (Sept. 23, 1439). Fine levied in the court of the bishop of

<sup>12</sup> Fragment of a seal with the Colville arms.

<sup>13</sup> James Strangways of Harlsey castle acted as a judge in the bishopric of Durham. He was speaker of the house of commons, 1 Edward iv. His daughter Eleanor married Sir William Mauleverer's grandson Edmund.

<sup>14</sup> Two seals of red wax: (1) rather blurred, a greyhound running to the sinister, (2) J upside down below a crown and between two branches.

Durham, at Durham, before James Strangways, Cristofor Boynton [knights], William Chauncellor esquire, Richard Bukley clerk, Robert Eure esq., and Richaad Weltden, Between Richard Weltden (*sic*) and Christofor Horbery plaintiffs, and William Mauleverer kt., and Joan, his wife, William Fencotes and Isabel, his wife, and Thomas Fulthorpe, son of William Fulthorpe, kt. (*militis*), deforciant, of the manor of St. Elen's Auckland, 20 messuages, 40 bovates of land, 40 bovates of meadow, 1,000 acres of pasture, 100 acres of wood, and 100s. rent, whereby the premises were granted to Thomas Fulthorpe in tail, with remainder in tail to William Fulthorpe kt., and Thomas, son of William, son of Roger Fulthorpe, remainder in fee simple to the heirs of John Colvyll, late of Arnecluf, knight.

VIII.—Old Petegrees of Colvils. Memorandum that John Conyers, lord of Seint Elyn Awkland, etc., hadd issue Elizabeth and Peronell, which Elizabeth was marid to sir Robert Colvill, and Peronell died without issue. And the said sir Robert had issue with hir sir William Colvill, which sir William marid Johan, doghter to the lord Fauconberge, and had issue by hir sir John Colvyll, which sir John marid Alas, doghter un to the lord Darcy, and hadd issue by hir sir Robert Colvill, Ezabell, and Johan; which sir John marid Elizabeth, doghter to sir William Fulthorp, and hadd by hir sir John Colvyll; which sir John marid Ezabell, doughtour to sir Piers Tilliolff; which sir John died at Herflete in Fraunce without issue, so that aftir his decese the forsaid Seint Elyn Awkland resortit to the seid Ezabell and Johan as auntis and heirez to the seid sir John. Which Ezabell was marid to John Wandesford, and had issue, etc. And the seid Johan was marid to sir William Mauleverer and hadd issue by hir sir Robert Mauleverer, fadir to Edmond Mauleverer of Wodosom. And, long afore decese of the seid sir John at Hareflete, the seid sir John enfeffid opon trust sir Thomas Fulthorp, his uncle, and oder in the seid Awkland and in all odir maners, landis, and tenementes he was possessed of in dem[esne] and fee. Aftir whose decese the seid Thomas entrid in all odir landes and tenementes sans Awkland, which the seid Ezabell occupied as in the name of hir joynture, enclament thame by vertue of the forseid feffement. Opon whome the seid sir William Mauleverer enterid and occupied, to whome the seid dame Ezabell relesid hir joynture, and all the feffez except sir Thomas Fulthorp relesed un to his possession, which sir Thomas wold not relese olesse that he myght reioez the maner of Themylyby. In so mych he hadd a special assise agaynst theseid sir William and a *nisi prius* which wold haf passid agaynst hym at Sheriff Hoton, for cause my lord of Salisbery<sup>15</sup> stode hevly lord un to hym, causyng hym to entreit with hym, so that adward was made at Yarum that the seid sir Thomas shuld relese the seid Themylyby and all oder manerez, etc., except Awkland, which

<sup>15</sup> Richard Neville, second son of Ralph, earl of Westmorland, created earl of Salisbury July 12, 1429, beheaded Dec. 31, 1460.



the seid sir Thomas shuld hafe to hym and his heirez for ever; and ther opon a fyne to be levyd be the seid John Wandesford and Isabell, his wyfe, and sir William Mauleverer and dam Johan, his wife, which was hadd and doyn.<sup>16</sup> Bott long afore the fyne levyd by thame the seid sir William Mauleverer enfeffid in the seid Awkland Rauff, erle of Westmerland, sir John Hastynges, and sir Robert Mauleverer, son to the seid sir William. Which sir Robert affir decese of the seid sir Thomas Fulthorp enterid, to whome the seid Rauff, erle of Westmerland, relesid. And the seid sir Robert, so beyng possessid, enfeffid sertan persones, etc., opon whome Thomas Fulthorp, son to sir William Fulthorp and broder to the seid sir Thomas, beyng with my lord Marcus,<sup>17</sup> has enterid, enclament hit by vertue of the seid fyne for default of issue of the seid sir Thomas, his uncle.

IX.—<sup>18</sup>Title of dame Johan, late wif to sir William Mauleverer knyght, and Cristofer Wandesford, son to John Wandesford, son and heyer to Isabell, suster to the said dame Johan, and late wyf to oone John Wandesford, ayé[1]<sup>19</sup> to the said Cristofer [to the maner] of Seynt Elyn Aukeland w<sup>th</sup>in the bosshopryke of Dureme.

To thair ryght wirschippfull maister, sir Thomas Neville knyght,

Pleasit your right honorable and wirschippfull maisterschipp to concedre the title and right that sir William Mauleverer knyght, and Johan his wyff, and John Wandisford has to the maner of Seynt Elyn Awkland.

For asmych as oon William Colvyll knyght, was seised of the said maner wyth thappertenance in his demeane as in fee, gaf the said manere to one William Lumley and William Batman prest in fee, etc., by force of which gifte thai were seised in fee symple, and so seised thai gaf the said manere, etc.,<sup>20</sup> to the said William Colvyll knyght, and dame Johane his wyff, to have and to hold to thayme and to the heires of thair two'bodies lauffully begetten, the remayndre, etc. By force of which gifte thai, the said William and Johan, were therof seised in fee taill, and had isseue John Colvyll knyght, and died seised of such estate. After whos deceesse the said manere, etc., descendid unto the said John the son, and he enterid into the said manere and was therof seised by vertue of the said taill, and had isseue Robert Colvyll knyght, and Isabell, moder to the said John Wandesford, and the said dame Johane Mauleverer. And the said Robert had isseue John Colvyll knyght, and died lyving the said sir John his fader. And after that the same sir John the fader died seised of the said manere, etc. After whos deceesse the

<sup>16</sup> The fine was levied in 1439 (no. 7).

<sup>17</sup> John Neville, third son of Richard, earl of Salisbury, created marquis of Montagu, March 25, 1470, killed at the battle of Barnet, April 14, 1471. He held many important offices in the north of England.

<sup>18</sup> There are two copies of these pleadings, neither quite complete.

<sup>19</sup> Grandfather.

<sup>20</sup> On Sept. 1, 1365 (no. 2).

said maner, etc., discendid to the said sir John as son and heyer to the said sir Robert, and he enterid into the said manere, etc., and was therof seised by force of the said taill, and therof died seised without issue of his body comyng, in the lyff of the said Isabell and Johan. After whos deceesse the said maner, etc., resorted to the same Isabell and Johan as awntes and heirs to the same sir John, son to the said sir Robert. And afterwarde the said sir William Mauleverer, Johane, and Isabell enterid into the said maner, etc., as in the right of the same Isabell and Johane, and was therof seised by force of the said taile to the tyme that thai were therof by strangez means, agayns good faith and concience put out of the occupac'on therof by sir Thomas Fulthorpp, which therof had afore his deeth gret concience, saying he wald that the said manere shuld be restored to your said besechers; which in thair most lawly wysse beseches youe tendirly to concedir the premisses, and that thai may therein have that good faith and concience wald for the wele and ease of the soule of the said sir Thomas Fulthorpp. Item the said sir William Mauleverer, by cause of the gret vexacon' and trouble that the said sir Thomas Fulthorpp put to hym for the said manere and other lyfod, agayns all good faith and concience, for the gret trust that he had in his full honorable and right wirschipfull lord, Rauf, erle of Westmerland, of helpp in his right in his said trouble, enfeffed<sup>21</sup> in fee simple his said lord, Robert Mauleverer, his son, and other now dede, to the use of hym, his wyff, and of the said Isabell, in all the said maner, afore eny thyng done by hym, his said wyff, or the said Isabell to the said sir Thomas Fulthorpp. By force of which feffement thai were therof seised and that estate continued unto tyme of the fyne,<sup>22</sup> by your said besechers agayns all good faith and concience, for fere of gret hurt, without eny cause or title, rered to the said sir Thomas Fulthorpp, and efter unto tyme that thai, the sam erle and Robert, were therof put oute by the same sir Thomas Fulthorpp by colour of the same fyne.

To the right wyse and discrete councell of my right wirchipfull lord, the erle of Westmerland.

In the fyrst Cristofer Conyers of Sokburn sais that one Petronill, that was doghter of John Conyers knyght, was seised of the maners of Seynt Elyn Awkeland with the appurtenaunce and xl acrez of land in Wytmore in her demean-as in fee, and therof died seised with owtyn issue of her body. After whos deceesse the right and the fee, etc., resorted to one Roger Conyers as cosyn and heir to the said Petronill, that is to say, brother of the said sir John, fader of the said Petronill, etc. And fro the said Roger discendid the fee and the right to one sir John, son and heir to the said sir Roger, etc.; and fro the said sir John, son of the said sir Roger, discendid the fee and the right to Robert Conyers, fader of the said Cristofer, etc.

<sup>21</sup> See no. 6.

<sup>22</sup> See no. 7.

This is the answer of William Mauleverer knyght, damé Johan his wyff, and John Wandesford esquier, unto the title of Cristofer Conyers esquier of the maners (sic) of Seynt Elyn Awkeland. The said sir William, Johan and John by protestaçon that thai knaw no thying in the said title contennyd, sais that Robert Conyers, fader of the said Cristofer, be force of on awarde made by Jamys Strangways justic, and Cristofer Boynton, arbitrours bytwix the said Robert the fader one the tone partie, and the said sir William, Johan his wyff, and William Fencotes and Isabell his wyffe, moder to the same John Wandesford, whos heires, etc., arbitrours betwix the same parties vpon the right and title of the said maner, emang other thyngs by his dede<sup>23</sup> ratified and confermed the state and possession that the said sir William, Johane his wyfe, William Fencotes and Isabell his wyfe, had then, beyng seised therof as in the right of the same Isabell and Johane in thair demean as in fee, etc., and understandes not that agayns the said dede of his fader, whos heir he is, he this said title shall maynteyn, etc. And over this the said sir William, Johan, and John Wandesford sais that the said Petronill had a elder sister called Elizabeth, which was married to sir Robert Colvyll, son of sir Robert, which, overlyved the said Petronill, which sir Robert and Elizabeth had isseue sir William, which had isseue sir John, which had isseue the said Isabel and Johan. And mervels that thai surmitt that the right of the said manere shulde resorte to the said Roger as cosyn, etc., wher she had the said Elizabeth as sister and heir, etc.

This is the answer of Cristofer Conyers to the title of sir William Mauleverer and other, etc.

Be protestaçon' noght knawying, etc., he sais that longe tyme afor at William Colvyll knyght, be whome thay clame thair title, had oght in the maner of Seynt Elyn Awkeland, that the abowyn said Petronill was seised in her demean as if fee, etc. And so the right and the fee resorté unto the said Roger and so furth accordyng to the title of the said Cristofer.

This is the replicaçon' of sir William Mauleverer knyght, Johan, and John Wandesford esquier, giffyn unto the answer of Cristofer Conyers as for the manere of Seynt Elyn Awkeland.

The said sir William, Johan, and John sais by protestaçon' that the said Petronill was never seised of the said manere. And by protestaçon' at this answer is not sufficient in the law, as the same Petronill had a sister that overlyved hir and of the same maner died seised in hir demean as in fee. Aftir whos decesse the said manere discendid to the said Johan and John Wandisford, as is contenned in the bill of thair clame of the maner of Sokburn' and other, etc., which matter, etc.

This is the title and clame of sir William Mauleverer knyght, Johan his wyfe, and John Wandesford esquier, unto the maneres of Sokburn, Herperle,

<sup>23</sup> In 1430 (no. 5).

Bisshopton, and Clowercroft in the bisshoprik of Durhame and Gryby (*sic*) in the counte of York with the appurtenaunce, etc.

The said sir William, Johan, and John sais that one sir John Conyers knyght was seised of the said maners in his demean as in fee, and of thame of the same estate died seised. After whos deth the same maneres discendid to the said Johan and John, as cosyns and heirs to the said sir John, that is to say, the said John, son of Isabel, sister to the said Johan, doghtours of John, son of William, son of Elizabeth, doghtour of the said sir John Conyers, which maneres by the said Cristofere wrongfully occupied, wherof thair pray to be restored with thair resonable costagez and damagez, in that behalf had and soferd.

To the right wirshipfull and discret councell of my lord of Westmerland.

Shewith John Peghen and other, eneffed by sir Thomas Fulthorpp in the maner of Seynt Elyn Awkeland, with the appurtenaunce within the bisshoprik of Durhame. Wher that sir William Mauleverer, dame Johane, his wyfe, William Fencotes and Isabel, his wyfe, and Thomas Fulthorpp, son to sir William Fulthorpp knyght, be a fyne raysid in the court of sir Robert, late bisshop of Durhame, before Jamys Strangways justice, and other his justicez at Durhame, knawying the said maner with the appurtenaunce to be the right of one Richard Welden as than that the said Richard and Cristofer Horbery had of the gifte of the said sir William Mauleverer and other as it apperith playnly in the said fyne. For which knowlege, fyne, and accorde the said Richard and Cristofer be the same fyne graunted the said maner with the appurtenaunce to the said sir Thomas Fulthorpp and to the heirs of his body lawfully begetten; for defaute of such isseue the remayndre to sir William Fulthorpp knyght, broder to the said sir Thomas, and the his body begetten. Be vertue of which fyne the said sir Thomas was seissid, etc., and so seissid eneffed sir Thomas Nevell, broder to my lord of Westmerland, the said John Peghen and other, which estate zitt contenyth.

Theis beyn the names of the feoffes in the maner above written to our knowlege, Thomas Nevill knyght, John Catrik, William Hardyng, John Hewyk, and John Peghen.

This is the replicacon' of sir William Mauleverer knyght, Johan his wyfe, and John Wandesford esquier, unto the answer to John Catrik, William Hardyng, John Hewyk, and John Peghen, fefes of sir Thomas Fulthorpp knyght, in and of the maner of Seynt Elyn Awkeland, zefyn unto the title and clame of the said sir William, Johan, and John Wandesford.

The seid sir William, Johane, and John sais that at the tyme of the said fyne rerid thos that were party to the said fyne at the tyme if it rerid, no thynge had in the said maner bot Rauf, the erle of Westmerland, Robert Mauleverer, zitt on lyve, with other now dede, to the use of the said sir William, Johan, and John, as more playnly in thair title gyffyn unto youe it apperes. The which mater, etc., and prays that the said erle and Robert may

have and reioys the said maner in the use aforesaid with the damagez and costagez, etc.

This is thai answar of Cristofore Conyers to the matier surmitted by sir William Mauleverer knyght, and other for Seynt Elyn Awkland.

The saide Cristofer, by protestacon', nat knowyng any thing by the said sir William and other afor alleged, nor any matier by thaym beforaide er sufficient in lawe to put hym to aunswar, saies that Robert, fader to the saide Cristofer, etc., never ratified, ne confirmed by dede, ne otherwise the state and possession of the saide sir William and other, etc., of the saide maner in maner and fourme as thay have afor alleged. And over this the saide Cristofer sayes that he, cousyn and heyer to the saide Paronell (*sic*), lykals he hase shewed in his title, withouten that at the saide Peronell had never any other suster and heyer to her called Elizabeth, etc.

X.—March 4, 17 Laurence Booth, bishop of Durham (1474-5). Writ of the bishop to the sheriff of Dürham, on receiving security from the plaintiffs, to summon a jury to appear at Durham on Tuesday in the fifth week of Lent to try the case between James Strangways kt., John Conyers kt., Thomas Mountford, Edmund Mauleverer, son and heir of Robert Mauleverer kt., lately deceased, Cristofor Wandesford, son and heir of John Wandesford, and William Mauleverer, son of William Mauleverer kt., plaintiffs, against Thomas Fulthorpe esq., defendant, for disseising them of their freehold in St. Elen Aukeland and North-Aukland. Given at Durham by the hand of Henry Gyllowe, clerk, chancellor.

Le pleynt, xxj mese, ccclvj acr' de tere, lx acr'de pre, M' acr'de pasture, viijs. ixđ. ob. q. de rent oue lez appurtenauncz.

XI.—May 28, 7 Henry VII (1492). Grant by Edmund Malleverer esq.,<sup>24</sup> to John Vavasour, Richard Goldisburgh, John Hopton, Peter Bygod, Thomas Crawthorn and Edmund Thwaytes, of a toft with a croft and three bovates of land in the holding of Robert Marshall in the vill and territory of Yngglyby juxta Arncliff, co. York; a cottage in the holding of Alan Browne; of two messuages lying together with 2½ bovates of land in the holding of John Jakson; a cottage in the holding of John Holme; a cottage with two bovates of land in the holding of James Baland, a cottage with a bovat of land in holding of Katherine Phelip; a cottage in the holding of the widow of William Ukerby; a waste (*vastatum*) cottage in the holding of Robert Jakson; two cottages lying together in the holding of Thomas Weddirhird; a cottage in the holding of Edward Wyllyam; and of a cottage in the holding of Thomas Tornor; all theis in Yngglyby; the manor of Dayll, co. York; and of all his lands, etc., in the vills and territories of Bysshopton and Seynt Elyn

<sup>24</sup> The feoffees were trustees of the marriage settlement of William Mauleverer and Anne, daughter of William Conyers of Sockburn, and Agnes or Anne, daughter of Sir Ralph Bigod of Settrington.

Awkland, co. Durham, 'ad intencionem et effectum quarundam indenturarum maritagii, inter dictum Edmundum Malleverer et Robertum Malleverer ex parte una, et Annam Conyers ex'altra (sic) parte confectarum. Power to Robert Teyll and William Huguyl to deliver seisin. Seal broken, a plant.

XII.—Thys Indenture mayd the xxiiij<sup>th</sup> day of June in the xxv<sup>th</sup> yere of the reigne of our soverayng lord kyng Henry the viij<sup>th</sup> (1533) betwyxt sir Wylliam Maleveray knyght M' Cristofer Wansfurth and M' William Fulthrope esqueres of the Countie of Yorke of that oone partie and Antony Robson of bishop aukland w<sup>in</sup> the Countie of Durham carpentere of that others partie Witnessith that the said sir William Maleveray M' Cristofere Wansfurth and M' William Fulthrop haith generally of holl mynde and full concente demissyd grauntyd and to ferm lattynd unto the said Antony Robson and his assyn' a tenement wast lying in the said bishop auklande on the est parte the hye way called Sanct Annes chayre betw[y]xt a tenement Jamys Pantensons of the est part. And another tenement of the heires of Thomas Hedlames departyd of the west parte To have holde occupy and enjoy the said tenement with the appurynaunces therto belongyng unto the said Antony and hys assignez ffrome the fest of Penticost last past befor the dait of this Indenture unto thend and terme of xxj yeres frome thens next and immediately folloyng and fully to be completted and endyd paying yerly therfor unto the said sir William Maleveray M' Cristofere Wansfurth and M' William Fulthrope and to their heires and assignez two schyllynges of good and leyffull ynglysch mone at two usuall termes in every yere by evyn porcions that is to say at the fest of Sanct Martyn in Wyntter next comyng after the dayt herof xij And at the fest of Wytsonday then next and immediatley (sic) folloyng other xij And so to contenooy yerly frome fest to fest duryng the said terme of xxj yeres. And yf it forton the said yerly rent of two schyllynges to be vnpaid after any terme that it schuld be payd at by the space of viij<sup>th</sup> days and no sufficient distres for the payment therof can be funde of the said ground then it schall and may be leyffull unto the said sir William Maleveray Cristofere Wansfurth and William Fulthrope and to there heires and assign' to reenter into the said tenement with the appu[r]tynaunce and the said Antony and hys assignez therfor (sic) utterly expell and remove and the saym to dimitt graunt and occupy at ther pleassor Thys Indentur nothing withstondyng provyded allway that the said Antony and hys assign' schall held a substanciall howsse of the said ground w<sup>in</sup> the said terme of there propre costes and charges. And to leyff the said howsse sufficiently reparelt and tenandé mett at the end of the said yeres at the sight of iiij men Indeferent. And the said sir William Maleveray Cristofer Wansfurth and William Fulthrope ther heires and assynez the said tenement w<sup>it</sup> the appurtynaunce unto the said Antony Robson and hys assyn' to and for the occupacion therof duryng the said terme of xxj yeres against all men schall warrant and

defende by theis presentes. I[n] witnesse wherof ather partie to other to the partes of this indenture interchiangeably haith sett theire seallys the day and yere abovee said. Theis persones beyng present Robert Allaynson Richerd Herryson Robert Dowthwat and Roulland Gaynfurth. Fragment of seal of red wax attached.

XIII.—Oct. 8, 33 Henry VIII (1541). Grant by William Malleverer of Wodderson, co. York, kt., to Richard Hewtwhayte and Peter Roos gentleman, of all his part and purparty of his manors, etc., in Saynt Ellyn Awkeland and Bysshope Awkeland, in the county of the bishoprick of Durham; upon condition to re-enfeoff him in the same for life, rem. to Mary Danby<sup>25</sup> for life, rems. in tail male, to Edmund Malleverer, Thomas Malleverer, Edmund's brother, and to William and Henry Malleverer, his uncles, remainder in fee simple to the grantor. Power to Henry Todde, yoman, and Ralph Danby, gent., to deliver seisin. Wyll<sup>m</sup> Malev<sup>r</sup>er k.

Oct. 10. Livery of seisin in the presence of Henry Dowethwayt, Henry Pawston, Edward Burnevp, Richard Woddefeld, and William Hawden.

XIV.—Oct. 10, 33 Henry VIII (1541). Grant by Richard Hewtwhayte and Peter Roos gentleman, to William Malleverer kt., of all their part and property of all the manors, etc., in Saynt Ellyn Awkeland and Bysshope Awkeland, in the county of the bishoprick of Durham, which they had had of his feoffment. To hold to him for life, remainder to Mary Danby for life, remainders in tail male, to Edmund Malleverer, Thomas Malleverer, Edmund's brother, and to William and Henry Malleverer, his uncles, rem. in fee simple to the right heirs of William Malleverer kt.

Two seals, one P.R., the other blurred.

*Dorso*:—Seisin delivered on Oct. 15 to Henry Toodé and Ralph Danby, the grantee's attorneys in the presence of Robert Stevynson, Thomas Walker, William Toode, and Richard Hunter.

XV.—Oct. 17, 33 Henry VIII (1541). Power of attorney from William Malleverer of Wodderson, co. York, knight, to Henry Todde, 'yoman,' and Ralph Danby, gent., to receive from Richard Hewtwhayte and Peter Roos, gent., seisin of the purparty of the manors, etc., in Saynt Ellyn Awkeland and Bisshope Awkeland, in the county of the bishoprick of Durham, which had been granted to him by Hewtwhayte and Roos by a deed, dated Oct. 10, 33 Henry VIII. Wyll<sup>m</sup> Malev<sup>r</sup>er k.

Fragment of a seal of red wax. A crown over W

XVI.—Aug. 6, 8 Elizabeth (1566). Agreement by sir Edmond Malyverer of Wodderson, co. York, knight, to sell to Thomas Wylliamson of Redmershall, co. Duresme, yeoman, the maner of Saynt Ellyn Aukeland, and all his messuages there and in Bushopp Aukeland. Certain leases made by

<sup>25</sup> Mary daughter of Sir Christopher Danby of Thorpe Perrow, near Bedale, afterwards wife of Edmund Mauleverer.

sir Edmond Malyverer still running to Elizabeth Claxton, widow, of the third part of the capital messuage or mansion place and demesne lands of Saynt Ellen Aukeland for 14 years at a yearly rent of 3*li* 6*s* 8*d*. To Rauf Pawsten of a messuage and lands for 21 years at 30*s*. 2*d*. a year. To John Burnenopp of a messuage and lands for 19 years at 10*s*. 8*d*. a year. To John Tod of a messuage and lands for 19 years at 10*s* 8*d* a year. To Thomas Walker of a messuage and land for 19 years at 8*s*. a year. To Richard Wyddyfeld of a messuage and lands for 19 years at 6*s*. 8*d*. a year. To Richard Tayller of a cottage and lands for 19 years at 3*s*. 10*d*. a year. To Christofer Dowthwaytt of a messuage and lands for 19 years at 3*s*. 4*d*. a year. To Thomas Prestman of a messuage and lands for 19 years at 2*s*. 8*d*. a year. To Robert Tyndayll of a messuage and lands for 19 years at 3*s*. 4*d*. a year. Covenants by sir Edmond Malyverer that he and lady Mary, his wife, would within three whole years 'do, make, knowlege, and suffre . . . . all and every such thynges and thynges, act and actes, be yt by fyne, feoffement, recovery with single or double vouchee, dede inrollyd, release, confyrmation with warrantie agaynst all men or otherwyse, as should be reasonably desired, so that they should not be compelled to travel out of the counties of York and Duresme; and that the manor, etc., was of the clear yearly value of 10*li* of old ancient rent, uninanced, over and above all charges and reprises. Covenant by Thomas Wylliamson to pay 308*li*, that is at the ensembling hereof 208*li*, and the remaining 100*li* on Feb. 1 next coming, within the precinct of the church or chapel of Arnecliff, within the county of York, between the hours of ten of the clock before noon and four of the clock at after noon of the same day.

Signed with a mark. Seal blurred.

XVIII.—29 Maii, 1622. R' of Mr. Peter Denton<sup>26</sup> for a Coppie of the Recoverie for Mr. Malleverer for the landes in West Auckland and bushopton, and for the search of that record the sum of ten shilling. Barnab. Hutchinsson.

<sup>26</sup> Peter Denton of Stobbelee, co. Durham, married in 1620 Martha, daughter of William Malleverer.