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John Feilden of Hartleyroyd in Stansfield, 1647

Will: 22nd Oct 1645 ***Probate: 14th & 16th June 1647***

(Borthwick reference: ECY John Feilden of Hartleyroyd in Stansfield, June 1647-8)

In the name of god Amen The xxij day of october Anno domini 1645 I John Feilden of Hartleyroyd in Stansfield in the Countie of yorke yeoman being infirme in body, but of good and perfect memory, praysed be god, and Considering the certaintie of death and the uncertaintie of the time thereof and also desireing soe to provide for my children and posteritie that all future contencious and litigious suyts for and concerning my estate lands goods & Chattells may be prevented doe constitute ordaine and make this my last will and Testament in manner and forme followinge, First and principally I commend my soule into the hands of Almightie god my most loving and mercifull father trusting through his mercies and the merits and passion of Jesus Christ mine onely Saviour and redeemer to inherite eternall joyes in the kingdom of heaven, and my body I Comitte to the earth from whence it came to be decently enterred at the discrecion of my freinds and executors herein hereafter named; And concerning my reall and personall estate, goods, rights Cattells and Chattells wherewith it hath pleased Almightie god to blesse me, (my debts, funerall expences and other ecclesiasticall duties being first discharged out of the same) My will and minde is and I doe hereby limitte and appointe that Joshuah Fielden and Anthonie Fielden my brethren their assignee or assignes shall receive and take out of the issues and profits of two messuages lyeing and being at Further Shore now in the tenure or occupacion of Miles Stansfield and Gregorie Michell or their assignee or assignes the yearly rent of five pounds and Tenne shillings of lawfull English money, and shall well and truly everie three months content and pay the same for and towards the helpe maintenance educacion and bringing up of Sarah Fielden my daughter with sufficient meate drinke Cloth, and all other necessaries for and dureinge the whole terme and time of Fourescore yeares if she the sayd Sarah my daughter soe long doe live And also shall receive and take out of the issues and profits of the sayd two messuages within one yeare and an halfe next and immediately following the naturall decease of the sayd Sarah my daughter the further summe of Eight pounds and five shillings for and towards the defraying and discharge of her funerall expences, according to the effect purport and true meaninge of a deed by me made and confirmed unto the sayd Joshuah and Anthonie Fielden my brethren as thereby it doth and may more playnly appeare; Also I give limitte and devise unto John* Fielden my sonne and heire apparant all my landes messuages tenementes and hereditaments whatsoever lyeing and being within the Counties of Yorke and Lancaster now in the tenure or occupacion of me the sayd Testator my assignee or assignes withall houses edifices barnes buildings gardens Commons pasture and turbary woods and underwoods whatsoever with all and singular the appurtances to be holden of the Cheife Lord of the Fee or Fees by the rents and services due and accustomed, To have & to hold all the sayd lands messuages tenements houses edifices and premisses unto him the sayd John* Fielden my sonne and heire apparant for and dureing the whole terme and time of his naturall life; And after the naturall decease of him the sayd John* Fielden my sonne and heire apparant my Will and minde is, and I doe hereby give assigne limitte and demise all and singular the sayd lands messuages tenements and hereditaments whatsoever lyeing and being within the Counties of Yorke & Lancaster aforesaid now in the tenure and occupacion of me the sayd John Fielden the Testator my assignee or assignes together with all houses edifices buildings gardens Commons pasture

and turbary woods underwoods and premisses with all and singular the appurtances to be holden of the Chiefe Lord of Fee or Fees by the rents and services due and accustomed unto John Feilden my grandchild sonne of the sayd John* Fielden my sayd sonne & heire and to his heires and assignes for ever. And concerning my personall estate goods and Chattells; Whereas I have not given unto John Lawe soe large a Marriage porcion with Mary my eldest daughter deceased, as I did give unto Alexander Clegge my sonne in lawe with my youngest daughter Susanne, I doe therefore give and bequeath unto everie one of the younger children of the sayd John Lawe begotten of the body of Mary my sayd daughter (William Law onely excepted) to everie one of them Twentie foure pounds a peece to be first deducted and taken out of my whole goods, Item I give unto my sayd two brethren aforesayd Tenne shillings equally to be divided betwixt them, Item I give unto Agnes and Jenet my last wives daughters to eyther of them five shillings, Item I give unto everie one of my foure servantes now dwelling with

continuation of will on a further page

me vizt, John Eastwood, Thomas Bridge, John Brayshaye and Jenet Spencer five shillings a peece Item I give unto everie one that I am godfather unto Twelve pence a peece, Item I doe give limitte and assigne unto Robert base begotten sonne of Sarah Fielden my daughter all such sapling sprigges and trees as I bought of Joshuah Fielden my brother aforesayd and Samuell Fielden my brothers sonne deceased growing in and upon one parcell of land called the Mires wood now in the occupacion of John Fielden sonne of Anthonie Fielden my brother aforesayd withall such liberties both for the growing of them, and peacable and quiet removall or takeing away the same as may appeare in writing both from Nicholas Fielden deceased and from the sayd Anthonie Fielden my brother Item I give and bequeath unto John Law and Alexander Clegge to eyther of them Tenne shillings. And the residue and remainder of all my sayd goods Cattells Chattells debts and rights whatsoever I give and bequeath unto James Clegge & Mary Clegge younger children of Alexander Clegge, and to John Lawe, Mary Lawe Elizabeth Law and Susanne Law younger children of John Law aforesayd and to Robert base sonne aforesayd of the sayd Sarah Fielden and to Mary Fielden daughter of the sayd Sarah Fielden, and Judith Clegge my grandaughter, being all my grandchildren equally to be divided amongst them; And hereby I doe revoke and disanull all former Testaments and wills, by me made, and doe nominate and appoint the sayd Joshuah Fielden and Anthonie Fielden my brethren Executors of this my last will and Testament hoping they will see the same performed according to the tenor effect & true meaninge thereof and according to my trust reposed in them, In Witnesse whereof I the sayd John Fielden the Testator have hereunto set my hand and seale the day and yeare first abovewritten.

*The word 'John' (son & heir) is in slightly different writing throughout possibly indicating that it has been inserted after the writing of the main will body.

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verso of first page of will

Sealed signed published and declared
for the last will and Testament of the
within named John Feilden in the
sight and presence of

John + Eastwood Jurat**

wittnes and his mark

John + Bradshey Jurat**

and wittnes and his mark

**Junii 14to 1647

Probatum fuit per testamentum Johnis Feilden per Johem Law, et Alexanderum Clegg, (Renunciente Josua Feilden et

Antonio Feilden) testes etiam Jurat coram me

Johne Thomson. virtute Comissionis mihi directe

ita testor

Jo. Thomson

** Jurat and the latin paragraph added in a different hand

the following words are located at 90 degrees on left hand of page and below the above text

Hallifax PONT

T .. cum? Adne Jo: Feilden de

Hartley Royde ni Stansfeild

al…in renunciacione et exne? Jurat?

Cert per Thomson 16 Junij

1647

Entrat

followed by the following words across the page

The Last will and Testament of John

Feilden of Hartleyroyd.

added at bottom of page

John Feilden

Curation statement

Slip of paper pinned to first page of will

Junij 14to Anno 1647
Memorandum
the day and yeare above said, Mary daughter of Sara
Feilden of Stansfeild in ye Countie of Yorke of the age of
15 yeares, having a legacy bequeathed her by the death will and
Inventory of John Feilden her Grand father late deceased,
made choyce of Simeon Kirshaw of Inchfeild in the
Countie of Lancaster yeoman for her Curator, Ita testor

Jo: Thomson

verso

Hallifax

Curatio Maria Feilden de……(hidden by fold)

Stansfeild

Cert per Thomson 16 Junij 16 (hidden by fold)

Curatio Maria Feilden (written upside down at lower edge of slip)