

FINAL CONCORD – 20 JUNE 1791

Descriptions

There are two documents here – almost identical in wording and in the same hand. They fit together physically along the indenture showing they were written on and cut from the same parchment. Chirograph marks line up perfectly

DOCUMENT A

reverse

*“Griffiths
Shropshire Holland & Debitott”*

and in a different hand

*“For Mr Fox
left 12th May 1792
by Mr Ball”*

Date

This is the final Agreement made in the Court of our Sovereign Lord the King at Westm[inste]r On the Morrow of the Holy Trinity in the thirty first year of the Reign of George the Third by the Grace of God of Great Britain France and Ireland King Defender of the Faith & before Lord Longborough¹ Henry Gould John Heath & John Wilson Justices of our Lord the King & others then there present

Parties

Between Samuel Holland gent[leman] pl² & John Debitott & Elizabeth his Wife & Timothy Ball gent[leman] Deforc[ian]ts

Parcels

of two messuages two gardens four acres of meadow two acres of pasture & two acres of furze & heath with the Appurt[enance]s in Ludlow & Cleobury Mortimer

Agreement

Whereupon a plea of covenant was summoned between them in the same Court that is to say that the afores[ai]d John & Elizabeth & Timothy have Acknowledged that the afores[ai]d Tenem[en]t with the Appurt[enanc]es to be the right of the s[ai]d Samuel as those which the s[ai]d Samuel hath of the right of the afores[ai]d John & Elizabeth & Timothy And those they have Remised & Quitclaimed from them the s[ai]d John & Elizabeth Timothy & their Heirs to the afores[ai]d Samuel & his Heirs for ever

¹ The name, Lord Longborough, tells us this was a judgement in the Court of Common Pleas. Alexander Wedderburn, Lord Longborough (later 1st Earl of Rosslyn) was Chief Justice from 1780-1793 when he became Lord Chancellor

² abbr. of plaintiff

And moreover the s[ai]d John & Elizabeth have granted for them & the Heirs of the s[ai]d John that they will warrant to the afores[ai]d Samuel & his Heirs the afores[ai]d Tenements with the Appurt[enance]s Against them the said John & Elizabeth & the Heirs of the s[ai]d John for ever

And further the s[ai]d John & Elizabeth have granted for them & the Heirs of the said Elizabeth that they will war[an]t to the s[ai]d Samuel & his Heirs the afores[ai]d Tenem[ent]s with the Appurt[enance]s Against them the s[ai]d John & Elizabeth & the Heirs of the said Elizabeth for ever

And Also the s[ai]d Timothy hath granted for him & his Heirs that they will warrant to the s[ai]d Samuel & his Heirs the afores[ai]d Tenem[ent]s with the Appurt[enance]s against him the s[ai]d Timothy & his Heirs for ever

Consideration

And for this Acknowledgement and Remise Quitclaim Warranties Fines & Agreements the s[ai]d \Samuel hath given to the afores[ai]d/John & Elizabeth & Timothy One hundred pounds sterling

DOCUMENT B

reverse

Delivered by proclamation according to the form of the Statute³

Date

This is the final Agree[m]ent made in the Court of our Sovereign Lord the King at Westminster On the Morrow of the Holy Trinity in the thirty first year of the Reign of George the Third by the Grace of God of Great Britain France and Ireland King Defender of the Faith & before Alexander Lord Longborough Henry Gould John Heath & John Wilson Justices of our Lord the King & others then there present

Parties

Between Samuel Holland gent[leman] pl^r & John Debitott & Elizabeth his Wife & Timothy Ball gent[leman] Deforc[ian]ts

Parcels

of two messuages two gardens four acres of meadow two acres of pasture & two acres of furze & heath with the Appurtenances in Ludlow & Cleobury Mortimer

Agreement

Whereupon a plea of covenant was summoned between them in the same Court that is to say that the afores[ai]d John & Elizabeth & Timothy have Acknowledged that the afores[ai]d Tenem[en]t with the Appurt[enance]s to be the right of the said Samuel as those which the said Samuel hath of the right of the aforesaid

³ In order to give persons, whose claims would otherwise be barred by a fine, an opportunity of asserting those claims, it was provided by various statutes, that fines which were to be valid against such persons should be read and proclaimed in open court a certain number of times, and the proclamations were endorsed on the foot of the fine and considered matters of record. As every fine was not proclaimed, it being in the election of the person levying the fine to have it proclaimed or not, fines are distinguished into fines at common law and fines with proclamations.

John & Elizabeth & Timothy And those they have Remised & Quitclaimed from them the s[ai]d John & Elizabeth Timothy & their Heirs to the afores[ai]d Samuel & his Heirs for ever

And moreover the s[ai]d John & Elizabeth have granted for them & the Heirs of the s[ai]d John that they will war[an]t to the afores[ai]d Samuel & his Heirs the afores[ai]d Tenements with the Appurt[enance]s Against them the s[ai]d John & Elizabeth & the Heirs of the s[ai]d John for ever

And further the s[ai]d John & Elizabeth have granted for them & the Heirs of the said Elizabeth that they will war[an]t to the s[ai]d Samuel & his Heirs the afores[ai]d Tenements with the Appurt[enance]s Against them the s[ai]d John & Elizabeth & the Heirs of the s[ai]d Elizabeth for ever

And Also the s[ai]d Timothy hath granted for him & his Heirs that they will warrant to the s[ai]d Samuel & his Heirs the afores[ai]d Tenements with the Appurtenances against him the s[ai]d Timothy & his Heirs for

Consideration

ever And for this Acknowledgement and Remise Quitclaim Warranties Fines & Agreements the s[ai]d \Samuel hath given to the afores[ai]d/John & Elizabeth & Timothy One hundred pounds sterling