

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

[f. 1] **Cheltenham: Court baron of manor and hundred of William Norwood, esq., royal farmer, held Friday 18 December 5 James [1607], before John Stubbe deputy to Henry Norwood esq., chief steward**

Essoins: Roger Holder, John Whithorne, Andrew Gale, Thomas Wager

Free tenants making default: William <6d.> Ligon knight, William <6d.> esq., Giles <4d.> Grevill gent., Thomas <4d.> Machin gent., William <2d.> Combe, William <2d.> Rudgedale, Humphrey <2d.> Harris, Richard <2d.> Merrett, William <2d.> Gale, William <2d.> Strowde jun., John <2d.> Howlshippe, Thomas <2d.> Humfryes alias Major, in mercy as shown by their names.

Tenants in base tenure making default: Thomas <4d.> Mathewes, William <4d.> Welshe, Thomas <2d.> Jones, Richard <2d.> Gardner, Richard <2d.> Wills, John <2d.> Buckle, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Robertes gent., Arthur Packer gent. Ludovic Packer, William Baughan gent., Richard Harnes, William Whithorne sen., Henry Clively, Richard Stubbs, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher Merrett, Thomas Crumpe, and Robert Collett owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services. [Sums not shown]

Distrain: At this court John Abington, defendant at the suit of Thomas Parry plaintiff in a plea of trespass, was solemnly summoned but did not appear; is therefore distrained. To the next court.

Summons: Dispute between David Powell pl. and John Packer def. to be continued to the next court, by consent of parties.

Statement of Parry: Thomas Parry pl. v Robert Bycke def. in a plea of trespass produces his statement in these words: Thomas Parry (per William Locksmith his attorney) complains that on 22 July 5 Jas [1607] Bycke with force and arms broke and entered a close of Parry's called Kingsmeade in Arle fields, allowing a gelding to graze and consume grass to value of 2s. 6d., to the great damage of Parry and against the king's peace. Parry claims damages to the value of 6s. 8d.; Bycke appears, and seeks licence to speak at the next court. A day is given.

Statement of Parry: Thomas Parry pl. v Walter French alias Lane def. in a plea of trespass, makes plea as follows (per William Locksmith attorney) that on 31 July [1607], Walter French [at a] close of Parry called Kingsmeade [1 line of text lost at foot of page]

[f. 1v] broke and entered and with certain of his beasts grazed and consumed grass growing there to the value of 5s., resulting in great damage to Parry (valued at 10s.) and against the king's peace. French appears in person and seeks licence to speak at the next court. A day is given.

A day is given for Thomas Parry pl. v Robert Yarneton def. in a plea of trespass, to reply at next court; similarly for Yarneton.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Plea of Hilton: Said Ann Hilton widow and Richard Hilton (per William Harb[er]te attorney) came and defended strongly; the [plea of] unlawful detention of animals is justified because the place in question, where the animals grazed and made damage, was and is freehold property of William Hilton son of Ann. They are prepared to verify this. Therefore they seek judgement and the return of the animals, plus damages and costs. The said Margaret Currier appears personally and seeks licence to reply at next court. A day is given.

Summons: Richard Rogers pl. v Henry Drinkwater in a plea of trespass. Let there be a summons against the defendant.

View: viewers from the last court between William Milton and the inhabitants of Westal concerning a certain well and the end of house next to Westal Green, present that William erected and built part of a house and a wall of the said well upon the lord's waste; therefore in mercy 6d.

View: John Packer, Richard Rogers, John Mylles, Richard Alexander, John Whithorne, and Edward Dowdeswell are to take a view of the limits and bounds of a headland in Cheltenham Lower field and a furlong there in Kingsditch shooting the same headland, before Epiphany next, at the request of Elizabeth Badger widow and others, against Robert Bicke junior and others; the viewers to give 2 days' warning.

Affeerers: Edward Dowdeswell and Andrew Gale. Fines and amercements of this court, according to extract delivered to bailiff: 4s. 10d.

[f. 2] Cheltenham: Court baron of manor and hundred of William Norwood esq. royal farmer, held Friday 15 January 5 James [1608], before John Stubbe deputy to Henry Norwood esq., chief steward

Essoins: Walter Parry per Thomas Parry; Richard Wills per Edward Dennys; Edward Horwood per Roger Holder; John Smyth per John Litle; William Gregory per Robert Yarneton

Free tenants making default: William <6d.> Ligon knight, William <farmer, 6d.> Norwood esq., Giles <4d.> Grevill gent., William <2d.> Combe, Humphrey <4d.> Harris, Richard <4d.> Merrett, William <2d.> Adams, William <2d.> Gale, William <2d.> Strowde jun., John <2d.> Holdshippe, Richard <2d.> Mathewes, Thomas <2d.> Humphryes alias Major, in mercy as shown.

Tenants in base tenure making default: Richard <4d.> Pates gent., Thomas <4d.> Cartwright, Toby <4d.> Packer, Samuel <4d.> Rudgedale, William <4d.> Rudgdale, Robert <4d.> Machin, Walter <4d.> French alias Lane, Thomas <4d.> Mathewes, William <6d.> Welsh, Thomas <2d.> Jones, Robert <2d.> Hawthorne, Giles <2d.> Mathewes, John <2d.> Holder, and John <2d.> Buckle, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Robertes gent., Arthur Packer gent., Ludovic Packer, William Baughan gent., Richard Harnes, John Jacksons, William Whithorne sen., Henry Clively, Richard Stubbs, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher Merrett, Thomas Crumpe, and Robert Collett owe suit of court, and with the lord's consent have

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

compounded and agreed to pay annually, and therefore are spared their services.
[Sums not shown]

Attachment: John Packer pl. v Walter French alias Lane def. in a plea of trespass. Defendant being solemnly summoned does not appear; is therefore attached.

Continuation: Dispute between Thomas Parry pl. and John Abington def. in a plea of trespass is continued to next court, by consent of parties.

Settlement: Dispute between David Powell pl. and John Packer def. is settled; action therefore withdrawn.

Ult li lo perempt: Robert Bycke def. at the suit of Tomas Parry in a plea of trespass, had licence to speak at this court, appears and seeks further leave until next court; he may have a peremptory summons, and a day is given.

[f. 2v.] Peremptory summons: Thomas Parry pl. from Walter French alias Lane def. in a plea of trespass had a licence to speak to this court, and now this day is solemnly exacted; does not appear, but makes default. Nevertheless by grace of the court has a further day to render his statement in this plea at the next court, peremptorily.

Reply of Currier: Margaret Currier widow pl. from Ann Hilton widow and Richard Hilton in a plea of seizing etc. produces her reply in these words, per her attorney aforesaid: long before William Hilton was seised of the said arable butt alias le Layne Butt, Walter Brush had been seised of it, this through an indenture dated 20 Oct. 24 Eliz [1582] in which he granted it to Robert Currier, ¹ late husband of Margaret, to hold in reversion after the expiry of 7 years from the date of indenture, for a term of 30 years, as appears plainly in the indenture, by virtue of which Robert Currier entered upon the said butt (inter alia) and possessed it. Afterwards Robert languishing in extremis composed his last will and testament, making Margaret his executrix. After his death, Margaret had the will proved and executed; by reason of which, Margaret was and is possessed of it. Thus on the day and year in the statement did enter the said butt and did graze her animals thereon, as she was well entitled to. The defendants being solemnly exacted do not appear, but the court nevertheless agrees a day for rejoinder to this reply, at the next court peremptorily, so that a 'perfect exit' made be had to this dispute, and a trial held as soon as possible.

Continuation: Richard Rogers pl. v Henry Drinkwater in a plea of trespass. Defendant summoned but does not appear, nor the plaintiff; therefore continued to next court.

Reply of Parry: Thomas Parry (pl. v Robert Yarneton def. in a plea of trespass who had a day for reply at this court) through his attorney says that he should not be barred from his action, because the truth is that the def. and all his forerunners of the same standing in the said messuage had from time out of mind, and by right should have, common pasture in the said place, to graze all animals whithersoever, from the feast of St Peter ad Vincula until the Purification of BVM. Without this [= or?] that he the said def. and all his forerunners etc. had common pasture etc. from Nativity of St. John Baptist to Purification of BVM, in the same manner and form as previously alleged.

¹ Later statements show this is Robert Currier of Charlton Kings, will proved 1607

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Rejoinder of Yarneton: Def. in person says that he and his forerunners etc. from time out of mind had common pasture in any year from feast of St John Baptist until Purification of BVM as alleged above. And he places himself upon the country, and the plaintiff similarly. Bailiff therefore to summon jury of 12 men, at next court, and a day is given to plaintiff.

[f. 3] View between Elizabeth Badger et al., and Robert Bycke et al.: viewers from last court present that they have taken a view and put merestones in the due places according their consciences and the evidence.

Affeerers: Edward Dowdeswell and Andrew Gale, sworn.

Fines and amercements of this court: 7s. 2d.

[f. 3v] **Cheltenham. Court baron of manor and hundred of William Norwood esq. farmer, held Friday 5 Feb 5 James [1608], before John Stubbes deputy to Henry Norwood chief steward**

Essoins [blank]

Free tenants making default: William <12d.> Ligon knight, William <farmer> Norwood esq., Giles <4d.> Grevill gent., Thomas <4d.> Machin gent., Thomas <4d.> Cartwright, William <4d.> Combe, Humphrey <4d.> Harris, Richard <4d.> Merrett, William <4d.> Gale, and John <4d.> Holdshippe, in mercy as shown.

Tenants in base tenure making default: Toby <4d.> Packer, Robert <4d.> Machin, Thomas <4d.> Hawkins, Thomas <4d.> Mathewes and William <4d.> Welshe, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Robertes gent., Arthur Packer, Lodovic Packer, William Boughon gent., Richard Harnes, John Jacksons, William Whithorne sen., Henry Cliveley, Richard Stubbs, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher Merrett, Thomas Crumpe, and Robert Collett owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services. [Sums not shown]

Day given: John Packer pl. v Walter French alias Lane in a plea of trespass upon the case; defendant appears; plaintiff to have a day to make statement at the next court.

Settlement: Dispute between Thomas Parry pl. and John Abington def. in a plea of trespass, which was to be continued at this court by the assent of the parties, is now by the plaintiff's affirmation settled; therefore the action is to be withdrawn.

Parry v Bicke: Thomas Parry pl. v Robert Bycke def. in a plea of trespass. Defendant had a further day and licence to speak at this court, to which court came the plaintiff through his attorney, and the defendant appears personally. He says nothing to bar Thomas from his action. Upon which Parry seeks judgement and damages on the occasion of the trespass. But at the petition of Robert with assent of Thomas judgement is respited to the next court. Day given. Judgement to be awarded if Robert does not make sufficient response (to Thomas's statement) to the steward before noon next Monday.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Parry v Lane: Walter Lane alias French def. at suit of Thomas Parry pl. in a plea of trespass (who by the grace of the court had further licence to speak at this court, peremptorily). Walter being solemnly summoned says nothing to bar Parry from his action. Therefore the court orders with plaintiff's agreement that unless defendant makes sufficient response to plaintiff's statement before noon next Monday, plaintiff shall have judgement.

[f.4] Currier v Hilton: Ann Hilton widow and Richard Hilton defs. at suit of Margaret Currier pl. in a plea of unlawful seizure etc., were given a day at the last court to make rejoinder to reply of the plaintiff in this plea, so that a 'perfect exit' may be had this day to this dispute as quickly as possible. And now at this court they make no rejoinder. [Therefore] ordered that unless the defendants make sufficient reply to the plaintiff's statement before noon next Monday, 'said nothing' shall be entered against the said defs. at the next court. So a day is given.

Continuation: Richard Rogers pl. v Henry Drinkwater in a plea of trespass. The parties did not appear at the last court, therefore the action was to be continued to this court. And now on this day the defendant being solemnly summoned does not appear (being reported to be sick), therefore continued to next court.

Parry v Yarneton: to this court came Thomas Parry pl. per his attorney, in plea of trespass against Robert Yarneton def. (per his attorney Richard Edwards), and now this day the bailiff Thomas Pagett ordered to summon a jury of 12. The 12 required to come are as below:

Panel: Roger Holder, John Currier, Edward Horwood, Thomas Wager, Nicholas Welles, John Powell, Richard Gardiner, John Buckle, John Milles, Richard Rogers, Geoffrey Tuffley, Thomas Sturmy

Verdict: The jurors chosen to establish the truth say on oath that neither Yarneton nor his forerunners nor any of the same status as Yarneton had in respect of this messuage etc. had or rightly should have common pasture for any animals in the said place from the feast of St John Baptist until Purification of BVM in the manner and form previously alleged by Yarneton. They award damages of 4d. by reason of trespass made by the animals of the said Yarneton, and 2d. costs relating to the suit.

Grant: John Mylles and Geoffrey Tuffley 2 tenants in base tenure present that Thomas Mathewes tenant in base tenure granted to John Hicke a close of pasture called Culverbreach in Arle, to hold from 3 Mar. next for a term of 12 years. Rendering nothing because already paid. Provided that John should not plough the close, nor take lop nor shred, unless to repair hedges and mounds thereon. For enrolment, 4d.

Affeerers: Lodovic Packer and John Holder, sworn. Fines and amercements at this court: 5s. 8d.

[f. 4v] **Cheltenham. Court baron of manor and hundred of William Norwood esq. farmer, held Friday 27 February 5 James [1608], before John Stubbs, deputy to Henry Norwood steward**

Essoins: Walter Parry per Thomas Parry, Richard Rogers, William Strowde sen. And Richard Strowde per Edward Dennys, William Strowde junior per John Mylles, Richard Mathewes per Geoffrey Tuffley, and John Maries jun. per Thomas Sturmy.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Homage:

Richard Pates gent.	Richard Gardiner	Andrew Gale
Richard Whithorne	Thomas Higges	William Welshe
Edward Horwood	John Packer	Robert Yarneton
Edward Dowdeswell	Thomas Sturmy	William Gregory
Thomas Wager		all sworn

Free tenants making default: William <12d.> Ligon knight, Giles <4d.> Grevill gent., Thomas <4d.> Machin gent., Humphrey <4d.> Harris, Richard <4d.> Merrett, William <4d.> Gale, John <4d.> Holdshippe, and Thomas <4d.> Humphries alias Major, in mercy as shown.

Tenants in base tenure making default: Robert <4d.> Machin, Thomas <4d.> Hawkins, Thomas <2d.> Mathewes, John <4d.> Powell and Robert <4d.> Hawthorne, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Robertes gent., Arthur Packer gent., Lodovic Packer, William Boughon gent., Richard Harnes, John Jacksons, William Whithorne sen., Henry Cliveley, Richard Stubbe, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher Merrett, Thomas Crumpe, and Robert Collett owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services. [Sums not shown]

Death: John Martin who held 2 messuages in base tenure has died, therefore heriot due of 2 best beasts, namely 1 dun mare and 1 brindle cow; messuages to remain with his wife Alice, following custom.

Death: Anthony Machin who held 4 messuages in base tenure has died since the last court, therefore heriot due of 4 best beasts or goods. The messuages remain with his wife Isabel, following custom. For enrolment, 4d. [Margin: '22 Sept 9 El' [1567] – perhaps start of Machin's tenure]

Death: Thomas Packer of Alstone who held in fee certain lands has died since the last court; Robert Packer aged about 12 years is his next heir, but what rent or service these lands were held, the homage knows not.

[f. 5]² Penalty: Ordered at this court that no person or persons 'shall drive any cart waine or cattle through the Church path' leading from the house of Richard Rogers to the end of Walter Lane's close, on pain for each offence 12s.

Revocation of certain orders within the borough: Whereas previously it had been ordered that all were from time to time to make sufficient lo[p], and scour their ditches on both sides of the king's highway from Bownzers Lane to the Marshe gate, upon pain of 3s. [4d.] for default; and that no-one should 'let pasture to any stranger

² Not imaged, supplied after checking MS again.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

but those of the town, unless it be that [he] should take them to fold on his ground' upon pain of 10s.; and that every tenant and inhabitant should keep for each 20 acres in his occupation with those 20 acres in common 35 sheep and 8 [beasts] or horses (etc., as appears in the order), the homage now revokes and repels these orders.

View: Anthony Greenway, Robert Bycke, Thomas Jones and Geoffrey Tuffley (or 3 of them) appointed and sworn at the request of Richard Wills to take a view of certain hedges and trees in dispute between him and Giles Mathewes and Richard Baggott on both sides of Giles's homestead, and to place merestones there; to report to next court.

View: Thomas Higgs, Edward Dowdeswell, and Thomas Cartwright appointed and sworn at the request of Walter Parry to take a view between land of Walter's called Sandford Meade and a close of John Jacksons called Kinsams; to report to next court.

View: William Gregory, Robert Yarneton, Andrew Gale, and Thomas Jones (or 3 of them) appointed and sworn at the request of Anthony Greenway to take a view of a certain hedge between Anthony and widow Machin in Spensers Laynes, and to place merestones; to report to next court.

View: Thomas Parry, Thomas Sturmy, Giles Mathewe and Thomas Jones appointed and sworn at the request of Lodovick Packer to take a view next Friday of 'what cartway or wayneway according to the course of husbandry' the said Lodovick should have to 2 selions of his in Froggepittes; to report to next court.

Separate views: Thomas Cartwright, Thomas Wager, Edward Horwood and Giles Mathewes (or 3 of them) appointed and sworn at request of Richard Stubbe to take a view of a hedge and mound between Richard's homestead and Toby Packer, in Cheltenham; also of another hedge between Toby's homestead and Richard Gardiner; to report to next court.

[f. 5v] Grant: Thomas Pagett bailiff of the hundred or manor presents that Thomas Mathewes tenant in base tenure granted to Geoffrey Tuffley 6 selions arable with a leyne adjacent, in Hassolds field in Alstone, between land of Thomas Barnes of Gloucester gent. N and arable land of John Powell S, excepting the common pasture and lop and shred, to hold from Michaelmas next for a term of 12 years. Rendering nothing because already paid. For enrolment, 4d.

Grant: Richard Stubb tenant in base tenure grants to Edward Budding jun. all those houses with barn[s] and close[s] adjacent now in Budding's tenure and late in William Randle's tenure, to hold from Michaelmas last for a term of 10 years. Rendering yearly to Stubb £3 6s. 8d. at Lady Day and Michaelmas in equal portions. Budding to repair and maintain all buildings and hedges, Stubb providing the necessary timber, lop and shred. For enrolment, 4d.

Attachment: Thomas Packer pl. v William Gregory def. in a plea of trespass. Defendant being solemnly summoned, does not appear, is therefore attached.

Attachment: Elizabeth Badger widow pl. v Edward Hewes def. in a plea of trespass. Defendant being solemnly summoned, does not appear, is therefore attached.

Summons: Giles Mathewes pl. v Thomas Hawkins def. in a plea of debt upon demand, £11. Defendant being solemnly summoned, does not appear; therefore let there a summons.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Last day given: John Packer pl. v Walter French alias Lane def. in a plea of trespass upon the case. Had a day for giving a statement at this court, and up to the next court with the defendant's agreement. So a day is given.

[f. 6] Parry v Bycke: Thomas Parry pl. (v Robert Bycke def. in a plea of trespass) seeks judgement on grounds of 'nothing said', because the defendant did not make and deliver to the Steward sufficient reply to the plaintiff's statement before noon on Monday then next, as the court had ordered. Therefore agreed that plaintiff should receive damages on the occasion of the trespass.

Settlement: The dispute between Thomas Parry pl. and Walter French alias Lane def. in a plea of trespass has been settled, therefore the action is withdrawn.

Reply of Currier de novo plat: Margaret Currier widow pl. v Ann Hilton widow and Richard Hilton defs. in plea of seizing etc. Owing to the insufficient earlier reply of the plaintiff, she now brings further reply per her attorney ...[to the effect that] by indenture bearing date 20 Oct. 24 Eliz [1582] at Westal, Walter Brushe granted the butt arable (inter alia) to Robert Currier, her late husband, to hold in reversion after the expiry of 7 years from date of indenture, then for a term of 30 years, by virtue of which indenture, now produced in court, Robert entered upon the said butt. After, on 17 Mar. 1606, Robert languishing in extremis at Charlton Kings drew up his last will and testament, making Margaret his executrix, dying thereafter. Afterwards, on 30 May 1607 at Gloucester before Mr Elias Wrench clerk MA, prebendary of Gloucester Cathedral and deputy of Ven. John Seaman DL, the will was proved. Thus demonstrating possession of the butt, and that the possession existed on the day and year specified in the statement, Margaret now seeks judgement and damages. Upon which the bailiff is ordered to summon the 2 defendants to make rejoinder to this reply de novo prolat proffered to the next court. A day is given.

Discontinuation: Dispute between Richard Rogers pl. and Henry Drinkwater def. in plea of trespass is discontinued because defendant has died.

[f. 6v] Parry v. Yarneton: Thomas Parry pl. v Robert Yarneton def. in plea of trespass, and upon a verdict being returned in his favour at the last court, seeks indictment. Yarneton and said nothing as to why the indictment should not be rendered. Therefore agreed that plaintiff should recover damages against defendant, 6d. for enrolment in proper form and 19s. 4d. to def. for injury? and costs on his own recognizance .. damages in total coming to 19s. 10d. Therefore bailiff ordered to levy the 19s. 10d. from the goods and chattels of the defendant, to the satisfaction of the def. at next court.

Affeerers: Lodovic Packer and John Holder. Fines and amercements at this court: 5s. 10d.

[f. 7] **Cheltenham. View of frankpledge and court baron of the manor of William Norwood farmer of the king held Friday 1 April 6 James [1608] before Henry Norwood esq, chief steward**

Free tenants

Sir William Ligon

William Norwood esq.

John Partridge esq.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Giles Grevill gent.	William Combe	Walter Mason <i>essoyn</i>
Thomas Machin gent.	William Higges	William Gale
John Roberts gent.	William Rudgedall	William Strowde jun.
Richard Pates gent.	Richard Strowde	John Holdshippe
Arthur Packer gent.	William Strowde sen.	Reg Milton <i>essoyn</i>
Thomas Cartwright.	<i>essoyn</i>	Richard Mathewes
William Higges of London	Walter French als Lane	John Litle <i>essoyn</i>
Thomas Higges	Edward Dowdeswell	William Boughan gent.
Robert Packer	Humphrey Harris	John Jacksons
Thomas Parry	William Gregory	John Smyth
Walter Parry	Anthony Greeneway	Thomas Humfries als Major
Chris Merret	Robert Bycke jun.	
	William Adams	Richard Harnes
	Richard Alexander	John Packwood 44
Ludovic Packer		
John Packer	William Milton	
Tenants in base tenure		
Richard Pates gent.	Richard Welles	Andrew Gale
John Packer	Richard Stubbe	Anthony Greeneway
Thomas Cartwright		Robert Bycke jun.
Toby Packer		Richard Rogers
William Rudgedall	Walter French als Lane	John Milles
Sam Rudgedall	William Gregory	Thomas Kempe
Ed Horwood	Robert Yarneton	Thomas Hilpe
Roger Holder	John Mason	
John Currier	Thomas Sturmy	Richard Garne
Robert Machin	John Maries jun.	William Welshe
John Whithorne	Thomas Hawkins	Geoffrey Tuffley
Richard Whithorne	Thomas Mathewes	Thomas Jones
Thomas Wager	Robert Abraham	Thomas Barnes
William Whithorne sr	John Powell	Robert Hawthorne
Henry Cliveley	Anthony Higges <i>sick</i>	Giles Mathewe

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Ludovic Packer	Chris Merrett	Richard Wills
Richard Gardiner	Thomas Crumpe	John Buckle
William Whithorne jun.	John Holder	Thomas Gregory <i>essoins</i>
Walter Showell	Robert Collett	admitted today 53
Burgesses		Robert Bycke jun.
Thomas Parry	Ralph Jeynes clerk	Walter White jun.
Thomas Gough	William Wattes	Walter Arcoll
John Mason	Thomas Fynche	Thomas Butler
John Stile	Richard Davison	Walter French als Lane
[widow?] Osboldeston	Thomas Hiett	William Pates
Michael Wood	Richard Yarneton	John Benfeild
William Gregory	John Hall	Richard Fynche
Henry Kemys	Robert Bycke sen.	Nicholas Barnes
Richard Strowde	Thomas Machin gent.	Thomas Kemys
William Strowde sr	Richard Banaster gent.	William Hawker
William Strowde jun.	John Clarvo	Richard Harris
Thomas Gregory	Richard Rogers	Walter White jun.
Thomas Humfries als Major	Robert Cox	Thomas Gregory 42
John Browne	Thomas Tuffley	

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

[f. 7v] Essoins: John Hamans, Edward Dutson, William Clifford sen., Thomas Merrell, Richard Merrell, John Reeve, Thomas Clifford, William Clifford jun. & John Rogers per Thomas Wylkes, Francis Cliveley, John Hawkins and John Powell per Richard Whithorne, William Cliveley Thomas Strawford, John Strawford, Thomas Barrett, Thomas Whithorne, Thomas Lewes, Thomas Fynch, John Churches and Robert Mansell per Robert Hawthorne, Richard Greeneway, John Hore and James Bodle per Richard Howse, Thomas Higges, Richard Willes, Robert Eckley and William Brocke per Thomas Cox, John Barnewood and John Randle per Edward Gooderich from the common suit

Jury for the King

John Packer	Henry Mason
John Maries	Edward Dowdeswell
John Strowde	Nicholas Welles
Robert Yarneton	Robert Machin
Robert Rogers	Nicholas Dowdeswell
Richard Strowde	Giles Hawling
William White	Richard Free

Cheltenham constables

Slaughter of calf: Walter Mason and William Strowde, constables, present that Walter White of Cheltenham slaughtered veal calf during the prohibited period 'in the lent'. Therefore in mercy 12d.

Tavernkeeping without licence: John Ireland sold ale without licence within the view of frankpledge against the statute; in mercy 3s. 4d.

Illegal games: Henry <12d.> Bowen, Robert <6s. 8d.> Cox, Thomas <12d.>, Parry, Walter <6s. 8d.> Mason, Thomas <6s. 8d.> Faux, John <12d.> Dobbins, William <6d.> Twyning, John <6s. 8d.> Merrell, Henry <12d.> Mason, Richard <6s. 8d.> Hooper, John <6s. 8d.> Mason, Thomas <6s. 8d.> Goodcheape, John <6s. 8d.> Maries sen., Thomas <4d.> Marshall, John <6s. 8d.> Crumpe, Thomas <6s. 8d.> Clively, John <4d.> Packer played illicit games namely bowling since the last court against the statute; in mercy as shown by their names.

Borough bailiff William Strowde jun. presents that all is well

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

CK constable Thomas Clarke presents that Thomas <12d.> Smyth alias Jacksons and Felicia <12d.> Whithorne widow allowed illicit games namely cards in their houses within the view of frankpledge against the statute; in mercy as shown by their names.

Bloodshed and affray: Roger <3s. 4d.> Holder attacked John Lewis and drew blood and that Thomas <3s. 4d.> Greene attacked William Greene and William <3s. 4d.> Greene attacked Thomas Greene and drew blood; in mercy as shown by their names.

[f. 8] Leckhampton

Ralph Filton constable presents that all is well.

Walter Willis tithing man – common fine 3s.

Swindon

Thomas Wilkes constable – common fine 2s.

He presents that Thomas Welles alias Taylor <4d.> and Edward Hampton <4d.> reside within the view of frankpledge and have not come to court.

Cheltenham

Richard Baggott tithing man – common fine 5s

Charlton Kings

Edward Goodrich tithing man – 2s. 6d. fine

He presents that Henry Baylies, William Weare alias Pyper, John Griffin, Edward Holder, Edward Welles, Richard Blicke, Thomas Jones, Robert Hobbes, Thomas Ballowe and William Blicke <2d. each> reside within the view of frankpledge and have not come to court.

Bafford

Richard Pates gent. tithing man – fine 3s. 5d

Ashley

Robert Hawthorn tithing man – fine 5s

Arle

Robert Bycke jun. tithing man – fine 3s.

Thomas Ivery, William Smyth, Gabriel Newman and Walter Sharford <2d. each> reside within the view of frankpledge and have not come to court

Westal, Naunton & Sandford

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Richard Whithorne tithing man – fine 3s.

Bradwell

Richard Howse deputy of William Ballinger tithing man – fine 5s

Inspectors of meat

James Hawsted and Anthony Greneway – all well

Inspectors of hides

John Clarke and Thomas Faux – all well

[f. 8v] Thomas Warde, overseer of inspectors of hides – all well

Thomas Cox, bread and ale taster – all well

The jury for the king say on oath that all the above is true.

They also present that Thomas <2d.> Clifford, William <2d.> Crumpe, John <2d.> Diggason, Robert <4d.> Gooderich, Richard <2d.> Ballinger, William <2d.> Marin, George <2d.> Ballinger, William <2d.> Maries, Francis <4d.> Smyth, William <2d.> Free, John <2d.> Kematt, John <2d.> Ballinger, Walter <4d.> Pates, James <2d.> Hickes, and Edw <2d.> Kematt, reside within the view of frankpledge and have not come to court.

Tipplers, illicit games: They present that William <12d.> Mayles, David <12d.> Powell, Widow <6d.> Phelpes, Geoffrey <8d.> Tuffley, Walter <8d.> Arcoll, Richard <12d.> Baggott, John <12d.> Ireland, Richard <8d.> Farre, Widow <4d.> Clively, Thomas <6d.> Webb and William <12d.> Crumpe are common tipplers within the view of frankpledge and permit illicit games, namely backgammon and cards, in their houses against the statute.

Trapball: Roger <12d.> Holder, Robert <12d.> Machin, William <6d.> Whithorne, Edward <4d.> Dowdeswell, Richard <6d.> Welles, John <6d.> Dowdeswell, Edward <6d.> Guillam, John <6d.> Whithorne, Richard <6d.> Alexander, Richard Ballinger <6d.> William <6d.> Crumpe, Marcus <6d.> Jacksonns, John <6d.> Diggason, Robert <6d.> Alexander, William <6d.> Combe jun. and Robert <6d.> Hawthorne played illicit games namely cards within the view of frankpledge . Roger <12d.> Holder and William Ballinger similarly played trapball [‘trappe’] against the statute

Pigs, forfeit reduced: Walter Mason, Thomas Mason, David Powell and John Wattys <3s. 4d. each> allowed 2 pigs to wander in the streets on market day against the order of the previous court. They are due to forfeit 3s. 4d. per pig but the court reduces it as appears above their names

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Cottage built: Humphrey Harris erected and built a cottage to be lived in within the town of Charlton Kings within this view of frankpledge and he did not assign or place 4 acres of land with the cottage and continued to occupy it against the statute. He is amerced 10s..

Inmates: The same Humphrey Harris placed and allowed subtenants, in English 'inmates' in another house of his in Charlton Kings within the view of frankpledge against the statute; amerced 10s.

William <2s.> Adams and William <5s> Gale for similar.

Harm to stream: Thomas Grene washed fleeces in the common stream to the harm of his neighbours – 2s.

Hedge-breaking: Edward Ladde and Susan his wife are presented because she is a common breaker of hedges. He is amerced 6d.

[f. 9] Hedge-breaking: William <2s.> Weare alias Piper and James <5s> Randle for breaking hedges.

Scold: [blank] wife of Thomas Greene is a scold with her neighbours. He is amerced 12d.

Harm from ditch and stones: Richard Harnedge made a sawpit and put stones and blocks of wood in the highway to the harm of the neighbours and other subjects of the king trying to go along the road – 6d.

Encroachment: William Boughon gent. made an encroachment on the highway in Cudnelles Streete and is ordered to remove it before the next court. Penalty 5s

Licence to build porch on waste: Memo that at this ~~view of frankpledge~~ court the lord through his steward granted to Walter Parry a licence to build a part of his house called a porch 2ft wide and 10ft long on the lord's waste in the high street (alta strata) of the borough of Cheltenham.

Last day given for selling hides: The court orders that Richard Gooderich and George Gooderich should have a last day until the next view of frankpledge and no more for selling the leather they made previously notwithstanding the pain to the contrary at the last court

Orders for the whole hundred: It is ordered that no-one should wash or place fleeces or other skins in any common river within the hundred to the harm of his neighbours on pain of 5s. for each offence.

Charlton Kings

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

It is ordered that Richard Gooderich and Thomas Heyward formerly highway supervisors should present the names of all who failed to repair the roads at the next court on pain of 6s. 8d. each

Cheltenham

No inhabitants staying or living in Cheltenham to build or make a fire with straw between sunset and sunrise on pain of 40s. for each offence

Everyone to scour his ditch and make their mounds around the Marsh on or before the feast of the apostles Philip and James next on pain of 3s. 4d. for each offence

No-one to divert the water from its usual course between the mill of Henry Bowen and the lower part of the borough of Cheltenham on pain of 20s.

Fine: William Bycke fined 2s. 6d. because when he came to the homage on the pretext of giving evidence he uttered gross and quarrelsome words to the great perturbation of the homage, delaying the business and setting a bad example to others

[f. 9v]

Fine: Roger Holder fined 2s. 6d. because he was part of the jury and uttered gross words to the great perturbation of the homage and others coming to give evidence

Homage

John Currier	Toby Packer	Thomas Sturmy
Roger Holder	William Welshe	Thomas Jones
Thomas Wager	John Milles	Walter French
Richard Gardner	Richard Rogers	Geoffrey Tuffley

Free tenants in default: First the homage say on their oath that William <12d.> Higges of London, mercer Humphrey <6d.> Harris and William <2d.> Gale are free tenants of this manor and owe suit of court and have not appeared.

Tenants in base tenure in default: They present that John Buckle is tenant in base tenure of this manor and owes suit of court but has not appeared. Amerced 6d.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Burgesses in default: Thomas <12d.> Gough, [widow] <6d.> Osboldeston, Michael <6d.> Wood, Henry <4d.> Kemys, John <12d.> Browne, William <4d.> Wattes, Thomas <4d.> Fynch, Thomas <6d.> Hielt, John <6d.> Hall, John <12d.> Clarvo, Thomas <12d.> Tuffley, Thomas <2d.> Butler, William <4d.> Pates, Richard <4d.> Fynch, Nicholas <4d.> Barnes, Thomas <2d.> Kemys, William <4d.> Hawker, Richard <6d.> Harris, Walter <4d.> White and Thomas <4d.> Gregory are tenants in free burgage who owe suit of court and have not appeared.

Compounding for suit of court: Memo that John Partridge esq, John Robertes gent., Arthur Packer gent., Ludovic Packer, William Boughan gent., Richard <6d.> Harries, John Jacksons, William Whithorne sen., Henry Clively, Richard Stubbe, Robert Abraham, Anthony Higges, Thomas Kemp, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Chris Merrett, Thomas Crumpe and Robert Collett owe suit but are spared by paying the amount above their heads [only one sum shown]

Claim: John Harris comes in person and claims to hold to him and his heirs in base tenure according to the custom of the manor a messuage and all lands meadows and pastures belonging to it in Cheltenham within the jurisdiction of this court now held or occupied by John Riche by right of inheritance, etc.

Attachment: Thomas Parry complains of William Gregory in a suit of trespass. The defendant being exacted does not come, and is therefore to be attached

Actions settled: separate suits between Elizabeth Badger widow pl. v Edward Hewes def. for trespass, and between Giles Mathewe pl. and Thomas Hawkins def. for debt on demand of £40 are settled therefore they are to be withdrawn.

[f. 10] Last day given: John Packer pl. v Walter French alias Lane def. upon the case [super casum] had a day to put his statement against the defendant at this court and hitherto until the next court. The same day is given to the defendant, etc.

Bailiff to enquire: Thomas Parry pl. v Robert Bycke def. for trespass, on judgement given for him at last court sought because 'nothing said', now seeks execution. But because it was not known what damage Thomas sustained both by the trespass and in costs the bailiff was ordered to return the jury to enquire, etc.

Summons: Ann Hilton widow and Richard Hilton defendants in the suit of Mary Currier widow in a plea of taking etc. did not make rejoinder to the reply of the plaintiff so the bailiff is ordered to summon the defendants to enquire at the next court.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

William Kinge sen. v Walter Lane in a plea of unjust taking of beasts against pledges namely one black tagged cow in Meadow Plott in the parish of Leckhampton within the jurisdiction of this court. Pledges John Doe & Richard Roe. The defendants appeared through William Dennys gent. The plaintiff is given a day for pleading at the next court and the defendant given the same day

William Kinge sen. v William Dennys gent. and Walter Lane for taking a black tagged cow and 13 sheep in meadow plot in the parish of Leckhampton. William Dennys appeared in person & representing William Kinge and a day is given at the next court

Cheltenham orders:

No-one should keep sheep or lambs from the end of Oaty Peece to the oak of Elizabeth Badger widow in or on the N side of the street – 40s. for each offence

Everyone to 'ridde his sheep' from Cheltenham fields or keep them on his own land on or before 6 April on pain of 10s.

Everyone should scour his ditch and make their mounds where necessary on both sides of the lane from Oaty peece to the Marsh gate on or before 3 May on pain of 3s. 4d.

John Packer and David Powell to make their mounds next to Baldacre and Mead furlong on or before SS Philip and James on pain of 6s. 8d.

[f. 10v] The stint: it is ordered that every tenant and inhabitant should keep for each 20 acres in his occupation with those 20 acres in common 35 sheep and 8 beasts or horse and so on at the same rate and not more. And each burgess should keep 4 beasts or horses for each burgage with fields lying in common. And if he has no beasts, 5 sheep per beast and no more on pain of 10s. for each offence. And everyone shall have free egress and regress to fold all their sheep notwithstanding this stint. All except Elizabeth Badger and Roger Holder agreed to this order.

Arle orders: all those with land from John Packer's close called Newleasowe to the close called Goodriches breach 'shall close in his own ground' and everyone 'shall hedge in' his own land from the east part of Newleasowe to the close called Itchlonges close from the feast of St Mark until the end of harvest on pain of 3s. 4d.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Everyone should make a hedge on his own land from the short butts to the yard home on or before the feast of St Mark on pain of 3s. 4d.

Charlton Kings orders: all should make their mounds from Whitebreach close to Stanley bridge (except the gate called Cullowfoord gate should be made as previously agreed) on or before 20 April on pain of 3s. 4d.

No-one should keep sheep or other cattle in Milfurlong, Longfurlong, Picked land, Coltham, Yewyn and the Breach unless they are lawfully tied from 6 April 'until each field shall be rid of the corn' on pain of 6s. 8d. for each offence

Stint: No-one should keep more than 30 sheep, 6 beasts and 2 horses in the commons of Charlton Kings for each 20 acres in common at any time of year and pro rata for a greater or lesser number of acres on pain of 1d. for each sheep and 3s. 4d. for each beast. However any inhabitant of Charlton who has land in Westal, Naunton or Sandford or elsewhere in Charlton should keep according to the above rate in any of the above places as he pleases. And if he has no horse he may keep 2 beasts or 8 sheep and if no beasts, 5 sheep – and vice versa. This order to continue for a full year.

[f. 11] Burden on the common: The homage present that Roger Holder has no more than 8 acres in Cranmore and keeps on the common 100 sheep causing a serious problem to the common and his neighbours. Amerced 4d.

Severalty in Ham: They present that the inhabitants of Ham for the past 30 years have kept some land in severalty but they do not know whether this was with the agreement of the lord and the tenants. Mercy is respited until they find out.

Compounding for suit of court: to this court comes Christopher Merret who owes suit both for free lands and for customary lands. He pays to the lord 2s. per year to be spared this service and similarly William Strowde jun. pays 4d. per year to be spared services for certain free lands bought from Thomas Machin.

View: Thomas Fynch, Henry Kemys, Nicholas Barnes, John Stile are appointed and sworn at the request of John Clifford to take a view of a certain mound between the burgages of John and of William Gregory in Cheltenham to present to the next court.

Alienation: Christopher Merrett of Winchcombe, mercer showed to the court an indenture bearing date 25 June 2 James by which he bought from Richard Merrett 2 messuages in Alstone in the parish of Cheltenham with all the lands and appurtenances belonging to them

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

to hold of the lord of this manor for an annual rent of 2s. 4d. and services and he pays as a relief 2s. 4d. and 4d. for enrolment and does fealty.

Grant: To this court came Thomas Gregory who married Anna Ibell formerly wife of Robert Ibell formerly tenant in base tenure of a messuage with appurtenances in the tithing of Westall, Naunton and Sandford in the parish of Cheltenham and seeks admittance to the property. The lord through his steward grants him the premises in open court to hold according to the custom of the manor for the accustomed rents and services. He pays a fine of £10, does fealty and is admitted tenant. 4d. for enrolment.

Grant: To this court came John Maries and Giles Mathewes, 2 tenants in base tenure and having been sworn they present that Thomas Mathewes tenant in base tenure on 9 January 1606/7 granted to Richard Mathewes his brother 2 closes together called le Groves with le Leynes adjacent in the tithing of Arle in the parish of Cheltenham to hold for 6 years from Candlemas unless Richard pays £10 before 28 May next in which case this grant shall be void. 4d. for enrolment.

[f. 11v]

To this court came Thomas Mathewes tenant in base tenure in person and in open court grants to Richard Mathewes his brother 2 closes called the Groves and the leynes adjacent to it and the Lowde meades in the tithing of Arle in the parish of Cheltenham to hold for his life and 12 years afterwards. 4d. for enrolment.

Affeerers: John Packer and Edward Dowdeswell

Fines profits and amercements of this view of frankpledge and manor court according to the estreat made and delivered to the bailiff: £19 11s. 1d.

Common fines of separate tithings: 34s. 2d.

[f. 12] Cheltenham. Court baron of manor and hundred of William Norwood esq. farmer, held 22 April 6 James [1608] before John Stubbe deputy to Henry Norwood esq. chief steward

Essoins: William Strowde sen., John Smyth, Giles Mathew, William Webb, Robert Yarneton, John Buckle, and Richard Willes

Free tenants making default: William <12d.> Ligon kt, Giles <4d.> Grevill, Thomas <4d.> Machin, Thomas <4d.> Cartwright, William <12d.> Higges of London mercer, William <4d.> Higges, Humphrey <2d.> Harris, Robert <6d.> Bycke jun., William <4d.> Gale, Richard <6d.> Gale, Richard <6d.> Mathewes, John <compounded> Holdshippe, in mercy as shown.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Tenants in base tenure making default: Thomas <2d.> Jones, Robert <2d.> Whithorne, John <2d.> Holder, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Roberts gent., Arthur Packer gent., Lodovic Packer, William Boughon gent., Richard <6d.> Harnes, John Jacksons, William <4d.> Strowde jun., John Holdshippe, William Whithorne sen., Richard Stubbe, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher <2s.> Merrett, Thomas Crumpe, and Robert Collett owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services.

Return of bailiff: Bailiff of the manor presents that William Gregory def. at the suit of Thomas Parry pl. in a plea of trespass is to be attached for a white cow value 40s. Defendant being solemnly exacted appears personally; plaintiff to make statement at next court; therefore a day is given.

Agreement: John Packer pl. v Walter French alias Lane def. in a plea of trespass upon the case; at the last court was to have a further to make his statement at this court. Now this day the parties have come to agreement, so the action is withdrawn.

[f. 12v] Parry v Bycke: Thomas Parry pl. v Robert Bycke def. in a plea of trespass, upon judgement given for him previously on grounds of 'nothing said' at the last court, sought execution. But the court did not know what damage was sustained on the occasion of this trespass. Therefore bailiff was ordered to return 12 men to inquire etc. Thomas Pagett bailiff now at this court returns 12 etc., names of whom follow:

Panel: Robert Hawthorne, John Whithorne, Richard Whithorne, Edward Horwood, John Holder, Samuel Ruggedall, John Miller, Richard Garne, John Powell, Thomas Kempe, Walter Shewell, John Buckle, William Welshe, Andrew Gale, John Maries jun., Thomas Mathewes, Anthony Higges, Robert Abraham, John Mason, Robert Yarneton, Anthony Greeneway, Richard Gardiner, Giles Mathewes, Ludovic Packer.

Continuation of process, summons against panel: who being exacted, certain came and certain did not; therefore process is to be continued to next court; let there be a summons against said panel at next court.

Currier v Hilton: Ann Hilton widow and Richard Hilton defs., at suit of Margaret Currier widow pl. in a plea of taking etc., represented by Thomas Hawkins, seek a further day to make rejoinder to the reply of the plaintiff again proffered, and have a peremptory. Therefore a day is given to plaintiff.

Kinge v Lane, statement: William Kinge pl. v Walter Lane def. in a plea of taking etc. William Kinge personally makes complaint that Walter Lane on 3 Mar. 5 James [1607] at Meadowe plotte in Leckhampton took 1 black tagged cow belonging to Kinge and impounded and unlawfully detained it against bail and pledge etc. Kinge then says he is deteriorated and has damages to the value of 39s. 11d., and advances his suit etc. Defs. appear through William Dennys gent., and seek licence to imparl at next court. Therefore a day is given etc.

Kinge v Dennys & Lane, statement: William Kinge sen. pl. v William Dennys gent. and Walter Lane defs. in a plea of taking etc. William Kinge personally makes complaint that Dennys and Lane on 16 Mar. 5 James [1607] at Meadowe plotte in Leckhampton took beasts

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

belonging to Kinge, namely 1 black tagged cow and 14 sheep, and impounded and unlawfully detained them, contra vad & pleg etc. Kinge then says he is deteriorated and has damages to the value of 39s. 11d., and advances his suit etc.. Def. William Dennys appears personally, also representing Lane, and seeks licence to imparl at next court, and they have it. Pl. similarly, etc.

[f. 13] Views continued: at this court the separate views between Walter Parry and John Jacksons, and between Anthony Greeneway and widow Machin are continued to the next court.

View: Richard Whithorne, Thomas Wager and John Currier appointed and sworn at request of Roger Holder to take a view of the bounds of certain parcels of meadow of his called Milfurlonge sladde, and an adjacent parcel of arable land of Henry Cliveley; and to place merestones. To be presented at next court.

Failure to repair roads. Richard Gooderich and Thomas Hayward, Charlton Kings supervisors of highways for the year last past, present that Richard Banaster gent., Walter Pates and Robert Machin failed to provide carts for repair of the king's highways there, against statute. Also Edward Howes, John Holder, William Adams, Robert Gooderich, John Jones and Warin Gale failed to work at road repair that year, against statute. But respited until next view of frankpledge.

Surrender: Henry Cliveley tenant in base tenure, and his wife Sybil personally surrender to their son William Cliveley 1 messuage with all its lands meadows or pastures in Charlton Kings. Heriot: best beast, commuted as 33s. 4d. William is admitted. Fine 2s. 4d., being the annual rent doubled. For enrolment, 4d.

Grant: The same William Cliveley immediately afterwards grants half of the same premises to his parents for his lifetime and 12 years after, while they still live. Rendering nothing because already paid. For enrolment, 4d.

[f. 13v] Grant: Thomas Mathewes tenant in base tenure grants to William Gregory junior of Uckington, Glos., yeoman 2 a. arable in Sandfield, Alstone, one of them in the occupation of William and lying between land of Andrew Gale W and of Richard Pates E, the other in the occupation of Edward Jones, lying between land of Michael Welles W and of William Bycke E, to hold (excepting common pasture) from Michaelmas next for a term of 6 years. Rendering nothing because already paid. For enrolment, 4d.

Grant: Thomas Wager tenant in base tenure personally grants to Edward Churches all his house called Church-house and adjacent garden in Cheltenham, with 4 a. arable land in Cheltenham Lower field now in Edward's tenure, of which 1 is inclosed with hedges, called Froggepittes, 2 together shooting on the Moores, and the last in Darbyes Pill, to hold for a term of 12 years after the death of Thomas. Rendering nothing because already paid. Provided always that Edward does not demise to anyone other than Elizabeth his now wife or their children, without prior written permission from Thomas or heirs. Churches to keep the premises well and sufficiently repaired during the term, and return in good order at the end. For enrolment, 4d.

Grant: Thomas Mathewes tenant in base tenure grants to Thomas Sturmy 2 broad butts near Arle pale, a half-acre in the same furlong, 1 whole rudge acre shooting upon widow Lane's house, and a long half-acre extending from Lappattes way to Carforde pittes; also 6 lands

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

behind Nowtway, and 2 selions shooting on Dickes-breach (excepting the lop and shred and common pasture). To hold the first lands from next Michaelmas for a term of 6 years, and the last 6 lands and 2 selions from the same date for a term of 7 years. Rendering nothing because already paid. For enrolment, 4d.

Fines and amercements for this court: 42s. 6d. Affeerers: Samuel Rudgedall, Edward Horwood, sworn.

[f. 14] **Court baron of manor and hundred of William Norwood esq. farmer, held Friday 13 May 6 James [1608], before John Stubbe deputy to Henry Norwood esq. chief steward**

Essoins: William Strowde sen. Per Richard Strowde, Richard Willis per Thomas Cox, and John Milles per Edward Dennys.

Free tenants making default: William <12d.> Ligon kt, Giles <6d.> Grevill gent., Thomas <6d.> Machin, William <12d.> Higges of London mercer, William <2d.> Combe, Humphrey <2d.> Harris, Robert <6d.> Bycke jun., and William <4d.> Gale, in mercy as shown.

Tenants in base tenure making default: Toby <6d.> Packer, Thomas <6d.> Hawkins, Thomas <6d.> Mathewes, William <12d.> Welshe, and Robert <4d.> Hawthorne, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Roberts gent., Arthur Packer gent., Lodovic Packer, William Boughon gent., Richard <6d.> Harnes, John Jacksons, William Whithorne sen., Richard Stubbe, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher <2s.> Merrett, Thomas Crumpe, Robert Collett, and William <4d.> Strowde jun., owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services.

Parry v Gregory: William Gregory was attached to respond to Thomas Parry in a plea of trespass. Def. appeared at last court, and pl. was to have a day for his statement at this court, which he now produces in these words. Parry in person complains that Gregory on 29 July 5 James [1607] with force and arms broke and entered a close of Parry's called Kingsmeade close in Arle fields and with certain animals namely 4 oxen grazed trampled and consumed grass to value of 6s. 8d., thereby bringing great damage to Parry, against the king's peace. Parry is the worse thereby and should have damages of 13s. 4d. Therefore advances his suit. Def. appears and seeks licence to speak at next court; a day is given.

Parry v Bicke: bailiff testifies that the jury summoned at last court in respect of plea of trespass between Thomas Parry pl. and Robert Bycke def. was as follows: John Whithorne, Richard Whithorne, Edward Horwood, Samuel Rudgedall, John Powell, John Buckle, Andrew Gale, John Maries jun., John Mason, Anthony Greeneway, Richard Gardiner and Giles Mathewes.

[f. 14v] Verdict: the jury being sworn say that Parry has sustained damage of 1d. by reason of the said trespass by a gelding of Robert Bycke, and as to his costs in connection with his suit, apportioned 2d. Therefore agreed that plaintiff should recover damages against the def. of 3d. Also 13s. to plaintiff for other costs as adjudged by the court. Damages in total 13s. 3d. Bailiff ordered to levy the said 13s. 3d. from goods and chattels of def, so as to satisfy pl. at next court.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Currier v Hilton: Ann Hilton widow and Richard Hilton defs. at suit of Margaret Currier widow pl. in a plea of seizing etc., who had a day until this court peremptorily by reason of the reply of Margaret de novo prolat deliver an order from the sheriff of Gloucester as follows: Gloucester. Thomas Estcourt kt sheriff of county of Gloucester to the bailiff of the king's hundred of Cheltenham, greeting. On behalf of the king I order you personally that you undertake with 4 discreet and loyal knights of this county to go to the royal hundred of Cheltenham and make record there of the plaint which is in that hundred or borough of Cheltenham between Margaret Currier widow and Ann Hilton widow and Richard Hilton gent. of the animals of Margaret taken and unjustly detained, so that you may have that record before the king's justices at Westminster in the octave of Holy Trinity; under my seal and the seals of 4 loyal men of that hundred, of those who had an interest in the record. Further, I order you with the parties [*words to effect of*: fix a day for the proceedings]. And this etc. given under the seal of my office 10 May 1608, Philip Sheppard under-sheriff. That this writ be upheld and executed according to its tenor.

King v Lane: William King sen. Pl. in a plea of seizing etc. def., statement at last court. Def. had licence to speak this day. Now at this court Thomas Byrde bailiff named in the order below delivers an order from the sheriff of Gloucester, together with 2 royal writs annexed, as follows: Gloucester. Thomas Eastcourt kt, sheriff of Gloucester to the bailiff of the hundred of Cheltenham, and all bailiffs constables and tithingmen of the king but especially Thomas Byrde, greeting. By virtue of 2 separate writs annexed to this warrant, de accedas ad cur³, I order that it be executed fully and to the letter according to the tenor and effect of the writs. And this etc. Periclo incumben? Given under the seal of my office 11 May 6 James [1608], Philip Sheppard under-sheriff.

f. 15] Copy of writ: King James to the sheriff of Gloucester, greeting. We command you that you personally undertake with 4 discreet and loyal knights to go to the hundred of Cheltenham and there make record of the plaint that is in that hundred or borough between William Kinge sen. And Walter Lane concerning a certain cow of William taken and unjustly detained, as it is said. And you are to have this record before us within 15 days of the day of the Holy Trinity wheresoever we shall then be in England, under the seals of yourself and 4 loyal men of the hundred from those with an interest in the record. [*words to effect of*: parties to agree a day for the proceedings]. And have there the names of the said 4 men, and this writ. Witness myself at Westminster 4 May 6 James [1608]. Because the said Walter took the said cow, to his damage, as it is said, let this writ be executed if the case is true. Walter seeks this and nothing else.

Writ and command. Ordered that the above-mentioned writ be upheld and executed according to the demands therein.

Kinge v Dennys and Lane: William Kinge sen. pl. of William Dennys gent. and Walter Lane in a plea of taking and unjustly detaining his animals, namely 1 cow and 14 sheep etc. Pl. [made] statement to last court. Defs. had licence to speak this day, and now at this court Thomas Byrde (named in the said command) delivers the writ below, annexed to the command, the tenor of which follows in these words. King James to the sheriff of Gloucester. We command you We command you that you personally undertake with 4 discreet and loyal knights to go to the hundred of Cheltenham and there make record of the plaint that is in that

³ 'accedas ad curiam' – a writ to remove a cause from an inferior court not of record to a higher court

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

hundred or borough of ours between William Kinge sen. and William Dennys gent. and Walter Lane concerning a cow of Kinge's taken and unjustly detained, as it is said. And have this record before us within 15 days of the day of the Holy Trinity wheresoever we shall then be in England, under the seals of yourself and 4 loyal men of the hundred from those with an interest in the record. [*words to effect of*: parties to agree a day for the proceedings]. And have there the names of the said 4 men, and this writ. Witness myself at Westminster 4 May 6 James [1608]. Because the said Dennys and Lane took the said cow, to his damage, as it is said, let this writ be executed if the case be true, and the said Dennys and Lane seek this and nothing else. Drake.

Execution of this writ was not possible because no such plaint found in the records of the said hundred. Therefore the proceedings continue to the next court 'etc.'

Attachment: Samuel Rudgedall pl. v Thomas Coxshutt in a plea of trespass. Def. being solemnly exacted does not appear, therefore is to be attached 'etc.'

View presented: Viewers previously appointed to take view between land of Walter Parry called Sandfords meade and a close of John Jacksons called Kinsams say they have taken a view and placed stakes and marks in the due places.

[f. 15v] View presented: Viewers from the last court between Roger Holder and Henry Cliveley say they have taken a view and placed merestones in the due places.

View presented: Viewers previously appointed to take view of 'what cartway and wayneway according to the course of husbandry' Lodovick Packer should have to certain parcels of his land in Froggepittes say they know not what way he should rightly have.

View: Richard Pates gent., Richard Whithorne and Edward Horwood are appointed and sworn at the request of Thomas Gregory to take a view of bounds between a headland lying next to Sandford Oakes and a furlong shooting upon it, and present at next court; also of certain tree[s] in Sandford croft, disputed between Thomas and Samuel Ridgedall.

View: John Currier, Thomas Wager, John Whithorne and Richard Welles (3 or 2 of them) appointed and sworn to take a view of certain hedges and ditches between land of Richard Pates gent. and Roger Holder, namely between closes called Little Swettenhill and Awsinters breach, Moon breach and Tymbercombe, Castle and Badleton, and Holloway and Rough peece, and present at next court.

View: Robert Machin, Edward Horwood, and Nicholas Welles appointed and sworn at request of Samuel Rudgedall to take a view of a certain hedge between a close of Samuel called Paddocke, and a close of Roger Holder called Aylers breach, and present at next court.

View: John Currier, Ruchard Whithorne, Robert Machin and Nicholas Welles appointed and sworn at request of William Rudgedall to take a view of a certain hedgerow between a close of William's called Blackdoll and a close of Roger Holder called Norbreach, and present at next court.

Grant: Thomas Sturmy and John Maries jun. 2 tenants in base tenure present that Thomas Mathewes tenant in base tenure granted to William Brocke all his lands lying in Arle and now occupied by William; also 5 selions lying in Deep Benall (excepting the common pasture, and lop and shred); to hold from next Michaelmas for a term of 12 years. Rendering nothing because already paid. For enrolment, 4d.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

[f. 16] Grant: Thomas Wager and John currier two tenants in base tenure present that Walter French alias Lane tenant in base tenure granted t Robert Cox a close called Wyckyns leasowe in Baddleton, except all thorns growing thereon, other than sufficient for hedge repair there, to hold from next Michalemas for a term of 12 years. Rendering nothing because already paid. For enrolment, 4d.

Affeerers: Samuel Ridgedall and Edward Horwood, sworn. Fines and amercements this court: 7s. 8d.

[this tallies correctly if the Compounding sums (2s. 10d.) are omitted]

[f. 16v]**Cheltenham. Court baron of manor and hundred of William Norwood esq. farmer, held Friday 3 June 6 James [1608] before John Stubbe deputy to Henry Norwood esq. chief steward**

Essoins: Richard Strowde per William Strowde sen., John Currier per John Whithorne, Reginald Milton per Thomas Gregory, and William Welshe per Anthony Greeneway.

Free tenants making default: William <2s.> Ligon kt, Giles <12d.> Grevill, Thomas <6d.> Machin gen., William <12d.> Higges of London mercer, Humphrey <2d.> Harris and William <4d.> Gale, in mercy as shown.

Tenants in base tenure making default: Toby <4d.> Packer, Samuel <4d.> Ridgedall, Thomas <4d.> Hawkyns, and John <4d.> Buckle, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Roberts gent., Arthur Packer gent., Lodovic Packer, William Boughon gent., Richard <6d.> Harnes, John Jacksons, William <4d.> Strowde jun., William Whithorne sen., Richard Stubbe, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher <2s.> Merrett, Thomas Crumpe and Robert Collett, owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services.

Parry v Gregory: William Gregory def. at the suit of Thomas Parry pl. in a plea of trespass, had a licence to speak at this court; and now to the next court, peremptorily.

King v Dennys: William Dennys gent. and Walter Lane defs. at the suit of William King sen. in a plea of taking etc. previously had licence to speak at last court, and then at the same last court delivered an order from the sheriff of Gloucester with royal writs appended de accedas to the hundred to record the dispute between the parties concerning a cow, etc. Therefore the bailiff of the hundred being thus ordered by the sheriff, that no-one was found to record, the dispute was continued to this court, and now to the next court, peremptorily.

View continued: view between Richard Pates gent. and Roger Holder continued to next court after Michaelmas.

View continued: view between William Ridgedall and Roger Holder continued to next court.

[f. 17] Report of view: viewers from last court between Samuel Ridgedall and Roger Holder present that they have taken a view and placed merestones in the due places.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Report of view: viewers from last court between Thomas Gregory and Samuel Ridgedall present that the trees in dispute are of William Whithorne jun., in the occupation of the said Samuel Ridgedall.

View: Richard Pates gent., Richard Whithorne, Edmund Horwood and John Whithorne appointed and sworn at the request of Thomas Gregory to take a view of the limits of a selion of his, and a selion of Samuel Ridgedall on the S side of Thomas's selion, and Reg. [?surname? lost at page edge] on the N side of Thomas's selion, and a furlong shooting on the same road on the N side, lying in the Lower field near Sandford oakes, and to report before Michaelmas next.

View: Thomas Higgis, John Milles, Guy Mathewes and Richard Rogers appointed and sworn at the request of Anthony Greenway and William Hawker to take a view of divisions between Midlefurlong and Whitcrosse furlong in Whaddon field, from the headland of Elizabeth Badger widow as far as a selion of Richard Banaster gent, and report at next court.

Grant: John Milles and Richard Rogers 2 tenants in base tenure present that Isabel Machin widow tenant in base tenure granted to Thomas Gregory 1 selion of pasture (lop and shred excepted) at the Bythams, now in the occupation of the said Thomas, to hold from Michaelmas next for a term of 12 years; Thomas is allowed to take briars and brambles for hedge repair during the term. Rendering nothing because already paid. For enrolment, 4d.

Grant: Anthony Greenway and Richard Willes 2 tenants in base tenure present that Thomas Mathewe tenant in base tenure granted to Thomas Gregory 5 selions ('5 long rewes') of arable land and 1 gore in Hillfield shooting on a grove of Thomas Mathewe against a close of John Packer called New Leasowe, a piece of arable land called Harpe in Midlefield, and half of another piece of land called Brandeyards in Haydonhill, in Arle; also 5 selions of arable land in Ichland in Alston; also common pasture for 2 beasts and 10 sheep in Arle (excepting lop and shred and common pasture in Alstone) to hold for a term of 12 years from next Michaelmas. Rendering yearly to Mathewe 30s. at feast of St John Baptist. For enrolment, 4d.

[f. 17v] Grant: Thomas Cartwright and Richard Stubbe 2 tenants in base tenure present that Eleanor Goodrich widow and tenant in base tenure granted to William Welshe, Anthony Greenway and Richard Eckley [as trustees] her 2 messuages and all their lands in Ham and Charlton Kings to hold after her death for a term of 4 years, to the sole and proper use of George Gooderich, a son of Eleanor, as appointed in her last will and testament. Rendering nothing because already paid. Provided that if Edward Gooderich younger son and heir of Eleanor pays Welshe, Greenway and Eckley her executors and administrators £100 within 2 years of Eleanor's death, and £10 for every year the £100 remains unpaid, then this grant is void. For enrolment, 4d.⁴

Afterwards Thomas Cartwright and Richard Stubbe 2 tenants in base tenure present that Eleanor Gooderich widow granted to Edward Gooderich her younger son and heir all those 2 messuages of hers and their lands in Ham and Charlton Kings (except all woods and underwoods growing thereon) to hold for 12 years from the time of her death. Rendering all customary services. Edward assigns to have sufficient 'houseboote, hedgeboote and

⁴ See later in about April 1612 for more on this grant.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

fierboote' of and over the said premises and not elsewhere during the term, and shall sufficiently maintain and repair all houses, buildings and hedges thereon. For enrolment, 4d.

Attachment: James Hawstell pl. v Robert Bycke jun. in plea of trespass. To be attached 'etc.'

Affeerers: Samuel Ridgedall and Giles Mathewe sworn. Fines and amercements this court: 7s. 8d.

[f. 18] **Cheltenham. Court baron of manor and hundred of William Norwood esq. farmer, held Friday 8 July 6 James [1608] before Henry Norwood esq. chief steward**

Essoins: John Milles, John Buckle, Reginald Milton and John Smyth per Edward Dennys, and Thomas Gregory per William Gregory.

Free tenants making default: William <2s.> Ligon kt, Giles <12d.> Grevill gent., William <12d.> Higges of London mercer, Richard <4d.> Alexander, and William <4d.> Gale, in mercy as shown.

Tenants in base tenure making default: Samuel <4d.> Ridgedall, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Roberts gent., Arthur Packer gent., Lodovic Packer, William Boughon gent., Richard <6d.> Harnes, John Jacksons, William <4d.> Strowde jun., William Whithorne sen., Richard Stubbe, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher <2s.> Merrett, Thomas Crumpe and Robert Collett, owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services.

Report of view: The viewers previously appointed between William Ridgedall and Roger Holder present that they have taken a view and placed merestones in the due places.

View continued: view granted at last court at the request of Anthony Greeneway and William Hawker to be continued until the court next after Michaelmas.

View: William Gregory, Richard Rogers and Anthony Greeneway appointed and sworn at the request of Giles Mathewe to take a view of the divisions between pasture of Gies and demesne of the king lying [blank] in the occupation of James Hawsted, and to report to next court.

Order for way: Viewers previously appointed at request of Ludovick Packer to inquire into 'what cartway or wayneway according to the course of husbandry' he should have to his land in Froggepittes did not know. It is therefore ordered by the court that Packer while making no damage should have the most suitable and usual way to his lands as often as necessary over any land, after any grain or grass growing thereon has been cut and removed.

Alienation: Thomas Major alias Humphries showed the court an indenture bearing date 18 Oct. 3 James [1605], by which he bought from Thomas Machin gent. 2½ a. arable held of this manor at an annual rent of 6d. Gives relief of 6d.

[f. 18v] Petition: Right worshipful William Norwood esq. lord of the manor of Cheltenham, co. Glouc. Most humbly pleading your worship, your petitioners Thomas Machin of Cheltenham gent., Margaret Packer of Ham widow, late wife of Thomas Packer of Ham gent. deceased, and Toby Packer younger son of Thomas, show that the said Thomas Packer while

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

alive was lawfully seised according to the custom of the manor of a messuage and 3 a. land with appurtenances in Cheltenham. A certain John Wills of Cheltenham husbandman, alleging right and title to the said premises, on 18 Mar. 21 Eliz. [1579] raised a writ of Entry in the manor court of Cheltenham against Thomas Packer and Thomas Machin then Packer's tenant, which was prosecuted to judgement. And a judgement was given against them on 18 Sept. following. And as in the record of the Court rolls and in the proceedings there is no issue [exitus], and the judgment on that account is imperfect, and other manifest errors are apparent, to the great damage and deterioration of your petitioners, Margaret Packer having right through the death of her said husband to the said premises for her life and 12 years after, with reversion thereafter to Toby Packer, all according to custom. And they having no ordinary remedy in the due course of common law to recover the said premises, they have now made this petition to your worship for relief, humbly petitioning your worship by your warrant to direct your steward to make good the said error in the record and the proceedings. And the error having been found, to revoke the said judgement in both law and equity. And that thereafter Margaret Packer be admitted tenant to the said premises with true and lawful title, as also reversion after death plus 12 years to Toby. Your petitioners shall long pray Almighty God for your worship's prosperity and long life.

The above petition being shown to him by the petitioners at this court, William Norwood ordered a warrant to his steward as follows: To the worshipful Henry Norwood chief steward of my manor of Cheltenham. As it appears to me clearly established by the petition of Thomas Machin of Cheltenham gent. and Margaret Packer of Ham widow

[f. 19] and Toby Packer younger son of the late Thomas Packer of Ham that in a certain suit previously begun in the court of my manor of Cheltenham through the plea of John Wills pl. v Thomas Packer late husband of Margaret and said Thomas Machin re a messuage and 3 a. in Cheltenham, and in judgement inde reddit manifestus error appar in record et processus inde et in dicto indic ad magn dampn et impediment pdict Thomas Machin, Margaret Packer and Toby Packer. Margaret clam interest in premiss during her natural life and 12 years thereafter, with reversion then to Toby, as by their petition appears, I desire and require you that at the next court to diligently examine the record of the court rolls and proceedings for any such error therein. And if any manifest error is found, then you are to proceed from court to court to the revocation of the said prior judgement and proceedings according to equity, and to all other things according to law and manorial custom. And this to be sufficient warrant to you. Given at Leckhampton under my hand and seal 6 July 6 James [1608]. Willm. Norwoodde.

Claim: Upon which Thomas Machin, Margaret Packer and Toby Packer seek against Richard Wills son and next heir of John Wills the said messuage and 3 a. in a plea of land upon error. Richard Wills being solemnly exacted appears in person. And a day is given at the next court.

Grant: William Ruggedale and Roger Holder 2 tenants in base tenure present that Robert Collett tenant in base tenure granted to John Wattys all that house, garden and backside in Cheltenham and now in John's occupation, to hold from next Michaelmas for a term of 12 years. Rendering yearly to Collett 40s. at Michaelmas; Wattys to keep premises in good and sufficient repair, with Collett providing any necessary large timbers. For enrolment, 4d.

Grant: Thomas Sturmy and Richard Rogers 2 tenants in base tenure present that Elizabeth Morry tenant in base tenure on 24 July last granted to George Rogers of 'Twexbury', Glos.,

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

cordwainer her natural son a messuage or tenement with all lands etc. in Alstone or elsewhere within the manor, to hold

[f. 19v] for the lifetime of Elizabeth and a term of 12 years thereafter without impeachment of waste. Rendering yearly to Elizabeth £4 at Michaelmas and Lady Day or within 21 days thereof in equal portions; and to pay £12 to such person or persons as Elizabeth shall later appoint, within 1 year of her death. For enrolment, 4d.

Affeerers: Samuel Rudgedall and Giles Mathewe, sworn. Fines and amercements at this court 6s. 2d.

Cheltenham. Court of hundred of William Norwood esq. farmer held before Henry Norwood esq. chief steward and Thomas Pagett bailiff there, the same day [ie Friday 8 July 6 James [1608]]

King v Dennys and Lane: William Dennys gent. and Walter Lane defs. at the suit of William Kinge sen. in a plea of taking etc. being solemnly exacted did not appear and made default. Therefore their default is to be recorded, but by the court's grace they are to have a last day at the next court. On which day let there be judgement etc.

Parry v Gregory: William Gregory def. at the suit of Thomas Parry pl. in a plea of trespass to have a last licence to speak at next court, peremptorily. Therefore day is given to pl.

Currier v. Hilton, judgement: Ann Hilton widow and Richard Hilton defs. at the suit of Margaret Currier widow pl. in a plea of taking etc., being solemnly exacted did not come but made default. Therefore it is considered that said pl. should recover against said defs. damages on the occasion of taking and detention of her animals etc. But execution to be stayed until next court. Provided nevertheless that if defs. do not come to the next court, then execution to be made thereupon.

Attachment: Robert Bycke jun. def. at suit of James Hawsted in a plea of trespass being solemnly exacted did not appear. Therefore is attached etc.

Attachment: William Twyning pl. v Walter Arcoll sen. in a plea of trespass. Def. being exacted does not appear, therefore is attached etc.

Attachment: William Twyning pl. v John Holdy in a plea of trespass. Def. attached etc.

[f. 20] Summons: Giles Mathewe pl. v Thomas Mathewe in a plea of debt upon demand, 40 marks. Let there be a summons, etc.

Summons: Thomas Mathewe pl. v Giles Mathewe in a plea of debt upon demand, £20. Let there be a summons, etc.

Summons: Thomas Mathewe pl. v Giles Mathewe in a plea that he return to him £4 which he unjustly owes. Let there be a summons, etc.

[f. 20v] **Cheltenham. Court baron of manor William Norwood esq. farmer, held Friday 5 August 6 James [1608] before Henry Norwood esq. chief steward**

Essoins: William Higges, Richard Strowde, Walter Mason, Robert Hawthorne and Richard Wells.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Free tenants making default: William <2s.> Ligon kt, Giles <12d.> Grevill gent., William <12d.> Higges of London mercer, William <4d.> Combe, Humphrey <2d.> Harris, Richard <6d.> Alexander, and William <4d.> Gale, in mercy as shown.

Tenants in base tenure making default: Roger <4d.> Holder, William <8d.> Welshe, and John <4d.> Buckle, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Roberts gent., Arthur Packer gent., Lodovic Packer, William Boughon gent., Richard <6d.> Harnes, John Jacksons, William <4d.> Strowde jun., William Whithorne sen., Richard Stubbe, Robert Abraham, Anthony Higges, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher <2s.> Merrett, Thomas Crumpe and Robert Collett, owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services.

Machin et al. v Wills: Thomas Machin gent., Margaret Packer widow, and Toby Packer petitioners v Richard Wills in a plea of land upon error. A day is given to the petitioners for assigning errors at next court.

View continued: Continuation of view at request of Giles Mathewe granted until next court.

Grant: Richard Pates gent. and Richard Stubbe 2 tenants in base tenure present that John Martin deceased, late tenant in base tenure, while alive granted to his daughters Anne Martin and Margaret Martin all that water-mill with appurtenances in Charlton Kings, with all its houses, buildings, waters, watercourses, profits etc., to hold after the death of John Martin for a term of 12 years. Rendering yearly to Alice Martin widow of John 40s. at Michaelmas and Lady Day

[f. 21] in equal portions, and keeping the mill and premises in good and sufficient repair during their term. For enrolment, 4d.

Grant: Richard Pates gent. and Richard Stubbe 2 tenants in base tenure present that John Martin deceased, late tenant in base tenure while alive granted to his daughter Anne Martin all that house in which Richard Mason alias Lea now dwells, with all lands, meadows and pastures he also now occupies through a grant from John Martin; also a close of arable or pasture called Coversdowne, all in Charlton Kings, to hold for a term of 12 years after the death of John. Rendering nothing because already paid. And if anything should happen to Anne during the term, the residue of the term to Alice Martin widow of John. For enrolment, 4d.

Grant: John Packer tenant in base tenure in person grants to Richard Strowde of Uckington sen. and John Strowde his 3 messuages with all their lands, meadows and pastures in Alstone and Arle, and now occupied by Packer himself. Except that Packer reserves for himself and heirs all that water-mill with adjacent garden and 'piggehey', and a house or tenement with lands now occupied by Walter Powell. And⁵ another tenement with lands occupied by John Trotman. And all other lands occupied by Thomas Ivery. And all other lands separately occupied by Walter Lane and William Bycke. Also a chamber above the hall [aula] in John Packer's mansion house with free ingress and egress for Packer and assigns. Also all woods and underwoods growing upon the premises, allowing Packer to transport the same as

⁵ Unclear whether these and following premises are additional or further exceptions.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

necessary. To hold the said 3 messuages etc. (other than the exceptions) from Michaelmas next for a term of 6 years. Rendering yearly to Packer £71 at Lady Day and Michaelmas in equal portions. Provided that if payment is more than 14 days late this grant will become void. For enrolment, 4d.

[f. 21v] Grant: Richard Pates gent. and Thomas Cartwright 2 tenants in base tenure present that Anthony Machin deceased, late tenant in base tenure when alive granted to Thomas Mylton 12 a. arable land in the common fields of Cheltenham now in Thomas's occupation (except lop and shred) to hold for a term of 12 years from last Michaelmas. Rendering nothing because already paid. For enrolment, 4d.

Grant: Robert Yarneton and John Mason 2 tenants in base tenure present that Thomas Mathewe tenant in base tenure granted to William Gregory 4 selions of arable land in Gregory's occupation in Barbridge Field in Arle, of which 3 lie in a furlong shooting on Arle meade, and the 4th abuts against a brook upon a close of Richard Milton called Corner; to hold from last Easter for the life of Thomas and 12 years thereafter. Rendering nothing because already paid. For enrolment, 4d.

Thomas Wager tenant in base tenure in person grants to Henry Mason 3 a. arable land in the common fields of Cheltenham, namely 1 a. and a gore near Wymons brook, 1 a. in the Overfield in Stubbe furlong, and 1 a. shooting on Kingesham, to hold from next Michaelmas for a term of 12 years. Rendering nothing because already paid. For enrolment, 4d.

Affeerers: Samuel Ridgedall and Giles Mathewe, sworn. Fines and amercements this court: 8s. 8d.

[f. 22] **Cheltenham. Court of hundred of William Norwood esq. farmer before Henry Norwood esq. chief steward and Thomas Pagett bailiff, the same day [ie Friday 26 August 6 James [1608]]**

King v Dennys and Lane, judgement: William Kinge sen. pl. v William Dennys gent. and Walter Lane defs. in a plea of taking etc. Defs. appear and say nothing to bar judgement in said action. Therefore it is agreed that said pl. should recover damages against said defs. by reason of taking and unlawful detention etc. But because it is not known what damages said pl. [should have] etc., therefore etc. ve[nire] fa[cias] etc., to be inquired etc.

Parry v Gregory, response: William Gregory def. at suit of Thomas Parry pl. in a plea of trespass presents his response in these words: William Gregory personally comes and defends with force and arms when etc. as far as/until came with force and arms and whatever else may be against the king's peace; also [2-3 words illegible] breaking of the said close, and says that he is not guilty, and therefore places himself upon the country etc. Then the plaintiff similarly. And as for the breaking of the said close and grazing and trampling and consuming of grass, William says that Parry should not have or keep up his action against him, because he says he William is properly seised of 2 messuages and 40 a. with appurtenances in Arle and was so at the time of the supposed trespass. And that he and his predecessors and all those who ever held this tenement since time out of mind have had common pasture in the said close for any animal whatsoever 'levant and couchant' in the following way: every year from feast of St John Baptist until purification of BVM, by which the said William Gregory at the time of the supposed trespass entered the said close putting his animals there using his [right of] common as he was well entitled to, indeed even the entry and putting of animals in the said close, the breaking claimed by Parry. And he is prepared to verify this, and now

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

seeks judgement whether Parry may have and keep up his action against him. Plaintiff is to have a day for reply at next court, def. is given a day etc.

Currier v Hilton & Hilton, rejoinder: Judgement was given at last court upon default against Ann Hilton widow and Richard Hilton in a plea of taking etc. at the suit of Margaret Currier widow pl. And now at this court defs. proffer their rejoinder in these words, namely: Said Ann and Richard through their attorney say as previously that he as bailiff of the said William [Norwood] and by his order for taking of animals at the aforementioned time and place as they should rightly know, because they say that said William at the time etc. was properly seised of the butt of arable in manner and form previously alleged. Without this that long before said William Hilton as seised of the said arable butt of Walter Brushe by indenture bearing his seal and dated 20 Oct. 24 Elizabeth granted to Robert Currier et al., to hold in reversion

[f. 22v] after the expiry of 7 years after the date of the indenture, for a term of 30 years thereafter in the manner and form as alleged previously by Margaret, and are prepared to verify this etc. Ruling: upon which with the assent of plaintiff it is ordered that it be tried at the next court (notwithstanding the earlier judgement). And if in default of the said defs, there shall not be a trial at next court, then with their assent there will be execution as above.

Hawsted v Bycke: James Hawsted pl. v Robert Bycke jun. def. in a plea of trespass. Def. appears; pl. has day for statement at next court etc.

Twynning v Arcoll: Walter Arcoll sen. def. at suit of William Twynning pl. in plea of trespass appears (per John Holdy). Pl. has a day for statement at next court etc.

Twynning v Holdy: John Holdy def. at suit of William Twynning pl. in plea of trespass appears personally. Pl. has day for statement at next court etc.

Mathewe v Mathewe: Thomas Mathewe appears personally at suit of Giles Mathewe in a plea of debt upon demand 40 marks. And because pl. does not pursue, he is therefore in mercy.

Mathewe v Mathewe: Giles Mathewe appears personally at suit of Thomas Mathewe in a plea of debt upon demand £20. Pl. is given a day for statement at next court etc.

Mathewe v Mathewe: Giles Mathewe, def. at suit of Thomas Mathewe pl. in a plea that he return to him £4 which he was due to remit, appears personally. Pl. has day for statement at next court etc.

[f. 23] Cheltenham. Court baron of manor of William Norwood esq. farmer, held Friday 26 August 6 James [1608], before Henry Norwood chief steward

Essoins: Reginald Milton, William Strowde sen., John Litle, Walter Mason, and Thomas Gregory.

Free tenants making default: William Ligon kt., Giles Grevill gent., Thomas Machin gent., Thomas Cartwright, William Higgess of London mercer, John Packer, Richard St[ubbe?], Walter French alias Lane, Humphrey Harris, William Gale, John Hol[dy?] and Thomas Humfries, in mercy as shown.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Tenants in base tenure making default: Samuel Rudgedall, Robert Machin, Thomas Hawkins, William Welshe, Richard Gardiner, John Holder and John Buckle, in mercy as shown.

Compounding for suit of court: Memorandum that John Partridge esq., John Roberts gent., Arthur Packer gent., Lodovic Packer, William Boughon gent., Richard <6d.> Harnes, John Jacksons, William <4d.> Strowde jun., William Whithorne sen., Richard Stubbe, Robert Abraham, Thomas Kempe, Thomas Hilpe, Richard Garne, Thomas Barnes, William Whithorne jun., Walter Shewell, Christopher <2s.> Merrett, Thomas Crumpe and Robert Collett, owe suit of court, and with the lord's consent have compounded and agreed to pay annually, and therefore are spared their services.

Machin et al. v Wills: Thomas Machin gent. Margaret Packer widow and Toby Packer petitioners against Richard Wills in a plea of land upon errors had a day at this court to assign errors, and now at this court viz. 26 Aug. 6 James Richard Wills son and heir of John lately deceased appears, as do the said Thomas, Margaret and Toby and assign the following errors in the record and process:

1. There is error in that in the said action and statement, John Wills was in his suit against Thomas Machin and Thomas Packer was by the name of John Willys, as plainly appears in the record of the court.
2. There is error in that in the record and process there was no exit between said John Wills pl. and Thomas Machin and Thomas Packer defs.
3. There is error in that the jury at trial (as it is supposed) between the parties were not empanelled and returned in a lawful way and according to the law [*words to effect of: before a suitable official*]

[f. 23v] 4. There is error in that there is imperfection in the judgement of the suit because in the judgement the words 'and the said defendants are in mercy' are not there.

Petition: Upon which said Thomas, Margaret and Toby seek that said judgement (because of these and other errors being in the record and process) be revoked and annulled and of no effect. And that Margaret Packer should have restored to her everything which on the occasion of this judgement she has lost by said Thomas Machin and Thomas Packer, etc.

And said Richard Wills seeks a day for imparling and it is [*?comeditur*] to him etc, and upon this a a day is given, until next court, namely for said Richard Wills to imparl, etc., and then to make rejoinder to the errors etc.

View: William Rudgedall, Edward Dowdeswell, Anthony Greemeway and Roger Holder are appointed and sworn to take a view of the division between land of Thomas Nicholas gent. and Robert Hawthorne and land of Arthur Packer lying upon Ham Hill and Northfield Hill, and to report to next court etc.

Alienation: at this court Richard Heyward and Cheltenham collarmaker showed a deed dated 25 Mar. 5 James [1607] by which he bought from Edward Leech skinner [pell'] his tenement and adjoining close in the town of Cheltenham between land of Lord Chandos E and land of Nicholas Norwood gent. W; and did fealty.

Defaults at this court to be remitted by reason of harvest.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

[f. 24] **Cheltenham. Court of hundred of William Norwood esq. farmer before Henry Norwood chief steward and Thomas Pagett bailiff, held the same day [26 August 1608]**

Parry v Gregory, reply: Thomas Parry pl. v William Gregory def. in a plea of trespass had a day to reply at this court, and now at this court proffers his reply in these words. Said Parry through his attorney says that he should not be precluded from his action, because he says it is true that said def. and precedecessors and all having like status in the premises from time out of mind had and should lawfully have had common pasture in the said place in which etc. for all animals, to graze every year from feast of St Peter ad Vincula (Lammas day) to feast of purification of BVM, absque hoc quod said def., predecessors etc. etc. had common pasture in said close for all animals levant and couchant every year from feast of nativity of St John Baptist until purification of BVM in the form that William above alleges. And he places himself upon the parish. And said Thomas is silent. Therefore let a jury of 12 be summoned.

Currier v Hilton etc.: Judgement was previously given against Ann Hilton widow and Richard Hilton defs. at the suit of Margaret Currier widow in a plea of taking etc. upon default. Defs. proffered their rejoinder at last court. Upon which, with the assent of plaintiff being present in court, it was ordered that there be a trial this day, and if in default of defendant, it should not be tried, with their agreement. Then let execution be made as above. And now at this court came said Ann and Richard, through their attorney Richard Edwards, and said Margaret Currier widow was silent. Upon this, Margaret said that long before William Hilton was seised of the said butt of arable, Walter Brushe by indenture bearing hisseal and dated 20 Oct. 24 Eliz. granted to Robert Currier inter alia the said butt of arable, to hold in reversion 7 years after the date of the indenture, and then for a term of 30 years thereafter, in the manner and form as Margaret alleged above in her plea. She therefore places herself upon the parish. Therefore 12 men etc., with the assent of the parties etc.

Hawsted v Bycke: James Hawsted v. Robert Bycke jun. in a plea of trespass, had a day at this court.

[f. 24v] Twyning v Arcoll, withdrawn: William Twyning pl. v Walter Arcoll sen. def. in a plea of trespass had a day for statement at this court, and now pl. through his attorney Richard Banaster makes it known that he does not wish to pursue his action against Arcoll any further.

Twyning v Holdy: William Twyning pl. v John Holdy in a plea of trespass had a day for statement at this court. Whereupon William Twyning personally makes the complaint that on 7 June 6 James [1608] John Holdy with force and arms etc. broke the close of William called Leechcrofte in Cheltenham, and grazed, trampled and consumed crops there growing (wheat, barley, oats, beans and peas) with his animals (horses, oxen, cows, pigs and sheep), and threw down and levelled hedges and ditches, grazing, trampling and consuming crops and grass from said 7 June to the initiation of this suit, namely this 8 July, against the king's peace, continuing on various days and times, and bringing other outrages upon him, to the great damage of William, by which he is the worse, and has damages to the value of 30s. Therefore he produces his suit etc. Day given at next court, etc.

Mathewe v Mathewe: Thomas Mathewe pl. v Giles Mathewe in a plea of debt upon demand £20, who had a day for statement at this court, does not proceed with his action, and is therefore in mercy. Therefore Giles goes *sine die* etc.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Mathewe v Mathewe: Thomas Mathewe pl. v Giles Mathewe in a plea that he return £4 unlawfully owed to him, being solemnly exacted does not proceed with his action and is therefore in mercy.

Holder v Cliveley, attached: Roger Holder pl. v. Thomas Cliveley in a plea of trespass; def. being solemnly exacted does not appear, and is therefore to be attached.

Attachment: Richard Banaster pl. v Walter Arcoll sen. in a plea of trespass; def. being solemnly exacted does not appear and is therefore to be attached.

Attachment: Richard Banaster gent. pl v. William Nicolls in a plea of trespass; def. being solemnly exacted does not appear, and is therefore to be attached.

Attachment: Richard Banaster gent. pl. v Thomas Kematt in a plea of trespass; def. being solemnly exacted does not appear; and is therefore to be attached.

Attachment: Richard Banaster gent. pl. v. Thomas Butler in a plea of trespass; def. being solemnly exacted does not appear; and is therefore to be attached.

[f. 25] Attachment: Richard Banaster gen. pl. v Geoffrey Page in a plea of trespass; def. being solemnly exacted does not appear; and is therefore to be attached.

Attachment: William Higgs pl. v Ralph Filtoe in a plea of trespass; def. being solemnly exacted does not appear, and is therefore to be attached.

Fox v Kemys: William Fox pl. v Richard Kemys in a plea of taking and unlawfully detaining his animals, against pledge etc., namely 2 cows (1 black and 1 red) and 1 black calf. Pledge for suit: John Do and Richard Ro. Def. appears per his attorney Richard Banaster gent. Pl. has a day for statement at next court. Therefore a day is given to def. etc.

Memo that Thomas Pagett bailiff will work out the fines and amercements levied by this court.

Note: and proceeds of following courts are to be charged in the account of Richard Banaster gent.

[f. 25v] **Cheltenham. Court baron of manor of William Norwood esq. farmer, held Wednesday 21 September 6 James [1608] before Henry Norwood esq. chief steward**

Essoins: Robert Bycke, Richard Mathewe, and Walter Parry per Thomas Parry.

Homage: Roger Holder, John Whithorne, Robert Hawthorne, Thomas Wager, Richard Stubbe, Thomas Sturmy, John Packer, Thomas Fynche, Richard Rogers, Nicholas Welles, Edward Horwood and William Hawker sworn.

Free tenants making default: William <2s.> Ligon kt, William <2s.> Higgs gent., Walter <12d.> French alias Lane, Walter <8d.> Mason and William <4d.> Gale, in mercy as shown.

Tenants in base tenure making default: John Buckle, in mercy as shown.

Compounding for suit of court: Memorandum that John <16d.> Partridge esq., John <16d.> Roberts gent., Arthur <16d.> Packer gent., Lodovic <12d.> Packer, William <16d.> Boughon gent., Richard <6d.> Harnes, John <8d.> Jacksons, William <4d.> Strowde jun., William <16d.> Whithorne sen., Richard <16d.> Stubbe, Robert <16d.> Abraham, Thomas <12d.> Kempe, Thomas <16d.> Hilpe, Richard <16d.> Garne, Thomas <16d.> Barnes, William

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Whithorne jun., Walter <16d.> Shewell, Christopher <2s.> Merrett, Thomas <12d.> Crumpe and Robert <16d.> Collett, owe suit of court, and with the lord's consent have compounded and agreed to pay annually as shown, and therefore are spared their services.

Machin et al. v Wills: Thomas Machin gent., Margaret Packer widow and Toby Packer assigned errors at the last court etc., and Richard Wills has a day at this court to imparl and make rejoinder to the errors. All come in person. To these errors Richard says nothing. Upon which a view and diligent inspection of the record and process for the errors [no verb]. Because the steward wishes to take advice of and upon the premises first before proceeding further, a day is given at next court, etc.

View: Thomas Wager, Thomas Sturny, Richard Rogers and Nicholas Welles appointed and sworn to take a view of the bounds and divisions between land of Richard Gardiner in the occupation of Richard Banaster gent. and land of Anthony Greenway lying in Whaddon, and to report to next court etc.

[f. 26] Death: the homage presents on oath that Walter Gregory who held of the lord half a burgage in Cheltenham at a yearly rent of 6d. has died, and that the remainder is to his son Thomas Gregory and heirs, then to Alice sister of Thomas and heirs, then to Margaret Gregory another sister, and heirs, as appears by copy of the court rolls shown to them. Thomas personally does fealty and is admitted. Relief 6d.

Better inquiry, Packer: the homage being charged to better inquire what lands and tenements the late Thomas Packer held of this manor, for what rents and services, say on oath that Thomas held in free socage a manor called Powers with its lands tenements and hereditaments at a yearly rent of 5s., and another manor called Comptons with its lands tenements and hereditaments at a yearly rent of 5s, and suit of court. Whereupon there fell to the lord relief of 10s. And Robert Packer is his son and next heir; fealty and relief respited until Robert comes of age.

Hedgebreaking: they present that — wife of Edward Leech of Cheltenham glover is a common hedgebreaker, contrary to order made earlier. Therefore forfeits penalty of 12d.

Penalty: carts of Robert Bycke and Walter Lane were removed [abducti fuer'] next the Church way leading from Richard Rogers' house to the end of Walter Lane's close, contrary to earlier order. Therefore each of them forfeits penalty of 12d.

Penalty: Sheep belonging to Elizabeth Badger widow were kept on the N side of the way from Oaty Peece to Elizabeth Badger's oak, contrary to earlier order. She forfeits penalty of 40s.

Penalty: Walter White kept his cows in the common fields of Cudnell, contrary to earlier order. Forfeits penalty of 6s. 8d.

Charlton Kings: ordered firstly with the assent of William Norwood esq. lord of the manor of Cheltenham, and Giles Grevill gent. lord of the manor of Ashley, that all and singular the inhabitants whether free tenants or in base tenure or other landholders having or occupying any land within the said vill, are to take, inclose and in severalty to keep *?licite possuit et valeant?* all their lands lying within the limits of the vill, except all lands lying in the following common fields, namely Middlefield, Barland breach, Castlefield, Lowerfield, Hencroft, Lyly, Milfurlong, Longfurlong, Pyckedland, Coltham, Henbreach, Bank, Ryworth and the Lye.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

[f. 26v] All inhabitants and assigns to make sufficiently all hedges, including any closes taken into severalty, and keep them in sufficient repair; penalty for each offence 10s.

No-one to break or voluntarily place any cattle in any lands taken into severalty; penalty for each offence 20s.

Quolibet persona licit possit et valeat cape uti et gaudere all such cart ways for moving his cattle to and from any of his lands, as were previously used and accustomed. Provided that gates and shards are sufficiently shut again.

If any dispute should in future arise concerning any of these ways, then upon the complaint being brought to any manor court of Cheltenham, there shall be appointed 4 or more suitable men not party to the issue, to be charged with taking a view, and designate such convenient ways as, upon the evidence they find, shall be of greatest use and need.

Anyone who by virtue of this order takes any land into severalty 'shall abate' his common in rate and proportion to the land taken into severalty, and nevertheless enjoy *possit et valeat* his common in all lands thus in common lying at the previous rate in such cases, or any future one.

These orders to take effect this 26 Sept., and continue in force for 1 year, and thereafter may be revoked for good and lawful causes and considerations.

Grant: Thomas Wager tenant in base tenure personally grants to Thomas Parry 2 a. arable land lying at Gilles thorne in Cheltenham Overfield now occupied by Parry, and a ½ a. arable shooting N-S at the butts in the same field, occupied by John Ashmeade; to hold the 2a. from next Michaelmas for a term of 12 years, and the ½ a. from Michaelmas 1610 to the end of [Ashmeade's] term and then for a further term of 10 years. Rendering nothing because already paid. For enrolment, 4d.

Grant: Anthony Higges and Thomas Grgeory 2 tenanst in base tenure present that Thomas Mathewes tenant in base tenure granted to Robert Eckley 7 selions of arable land in Alstone, namely 2 in the Sallies, 3 in Wetherley hedge length, 1 in Elfurlonge, and 1 in Midelfurlonge (lop and shred excepted), to hold from next Michaelmas for a term of 6 years. Rendering nothing because already paid. Mathewes and heirs excused all customary payments due on the premises. For enrolment, 4d.

[f. 27] Grant: Thomas Jones and Geoffrey Tuffley 2 tenants in base tenure present that Thomas Mathewes tenant in base tenure granted to William Strowde bailiff of the borough all his arable land lying in Alstone, namely 6 selions arable in Hassards field lying next the Deanes S, 3 selions arable in Hilfield, of which 1 lies between land of Robert Eckley now occupied by Thomas Bycke W and land of William Gregory E, another lies between land of Michael W[...] W and land of Thomas Crumpe E, and another lies between land of [missing] Gooderich E and land of Thomas Hawkins W; and 4 selions arable in Wetfurze. Also another selion arable lying in Woodlfurlonge shooting on Free peece; to hold (lop and shred excepted) from Michaelmas next for a term of 12 years. Rendering nothing because already paid. For enrolment, 4d.

~~Grant of burgage: William Strowde borough bailiff and Thomas Humfries alias Major and John Benfield burgesses, present that John Bloxsam burgess granted a half or a quantity of burgage in Cheltenham between land of the heirs of John Elbrowe E and land of Thomas~~

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

~~Kem.. now in the tenure of Richard Banster gent. W, to the sole use of his wife Joan hold after his death. For enrolment, 4d. [Struck through and marked Void]~~

Grant of burgage: William Strowde borough bailiff and John Benfield burgess present that Richard Harris gent. burgess gave and granted to Anthony Bycknell of Coberley [Glos.] yeoman a burgage with appurtenances in Cheltenham, now occupied by William Mayles lying between land of Thomas Higges W, and a close of Corpus Christi College shooting upon the almshouse close, occupied by John Ireland, E. Yearly rent 6d. Also a burgage in Cheltenham lying between land of Corpus Christi College occupied by Hugh Griffin W and land of Anthony Greeneway lying in the common field E, bearing yearly rent 2s., and customary dues and services. Relief 2s. 6d. Anthony does fealty and is admitted.

Affeerers: Richard Stubbe, Robert Hawthorne, sworn. Fines and amercements this court: £3 6d.

[f. 27v] **Cheltenham. Court of hundred of William Norwood esq. farmer, before Henry Norwood esq. chief steward and Thomas Pagett bailiff, held same day [21 September 1608]**

Parry v Gregory: Thomas Parry pl. v William Gregory def. in a plea of trespass pert sect/fact ad exit, and now at this court both come personally; and the bailiff Thomas Pagett returns the order directed to him to summon and empanel a jury of 12, whose names now follow: Thomas Cartwright, Samuel Ridgedall, Andrew Gale, Thomas Jones, John Maries jun., Toby Packer, Giles Mathewes, Richard Wills, William Welshe, William Cliveley, Richard Whithorne, John Holder. Who, being sworn to speak the truth of the matter, say that William is guilty of trespass in the form claimed by Thomas, and they assess damages (over any costs in connection with bringing this suit) at 2d. A day is given at the next court for hearing the judgement.

Currier v Hilton & Hilton; bailiff's return: Thomas Pagett bailiff returns the order directing him to summon and empanel a jury of 12 in connection with Margaret Currier widow pl. and Ann Hilton widow and Richard Hilton defs. in a plea of taking etc. Margaret appears personally and places herself against the defs. in this plea, to be here on this day for the hearing. The others being solemnly exacted did not come. Therefore jury is taken against them by default. The empanelled jurors when exacted come, as follows: Edward Dowdeswell, Richard Alexander, John Dowdeswell, Nicholas Dowdeswell, Walter White, Thomas Higges, Richard Heyward, Anthony Greeneway, Richard Strowde, Thomas Major, William Milton, Henry Lane.

Verdict: the jury find that long before William Hilton was seised of the said arable butt Walter Brushe by indenture bearing his seal and dated 20 Oct. 24 Elizabeth granted to Robert Currier inter alia the said butt of arable in reversion after expiry of 7 years from the date of the indenture for a term of 30 years, as alleged by Margaret. They assess Margaret's damages arising from the taking and unlawful detention of her beasts, above the costs in connection with her suit, at 6d., with 2d. costs. And a day is given at next court for hearing the judgment.

Withdrawn: James Hawsted pl. v Robert Bycke jun. in a plea of trespass had a day for statement at this court, and now at this court avows that he does not wish to pursue his action against Robert.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

[f. 28] Settlement: Separate disputes between William Twyning pl. and Walter Arcoll def., and William Higges pl. and Ralph Filtoe def., settled previously.

Continued: Separate disputes at the suit of Richard Banaster gent. v Walter Arcoll sen. William Nicolls, Thomas Kematt, Thomas Butler and Geoffrey Page: parties agree to continue to next court.

Twyning v Holdy: John Holdy def. at suit of William Twyning in a plea of trespass had licence to speak at this court; William now appears personally; John being solemnly exacted does not come but makes default. William awarded damages, but as it is not known what damage William sustained by the trespass, bailiff is ordered to make [a jury] to come etc. and enquire into etc.

Day given: Thomas Cliveley def. at suit of Roger Holder in a plea of trespass appears personally, and asks to have a day for statement at next court. Granted.

Not proceeded; ruling: William Fox pl. v Richard Kemys in a plea of taking etc. had a day for statement at this court; def. now appears personally, but pl. does not proceed with his case. Therefore agreed that he and his pledge are in mercy etc. and Richard goes sine die, and that he is to have return of the said animals if William does not satisfy Richard for damage caused by William's animals before next court etc.

Summons: Richard Rogers pl. from Robert Bycke jun. in a plea of debt upon demand 50s. and finds pledges Edward Dowdeswell and Nicholas Welles. Def. being solemnly exacted does not come, therefore let him be summoned etc.

[f. 28v] **Cheltenham. View of frankpledge held Monday 3 October 6 James [1608] before Henry Norwood chief steward** *[as checked at Latin Group 20 Apr 2012]*

Essoins: Richard Cartwright and Robert Hobbes per Thomas Cartwright; George Flucke and William Greene per Roger Holder; Thomas Marden, John Powell and Thomas Ashmeade per Edward Dennys, James Beedle, Ralph Crumpe and George Griffin per Walter Wyllys; John Merrell, Richard Merrell, John Morley, William Clifford, John Reeve and James Clifford per Thomas Wylkes; Edward Guest, Giles Hawling, Thomas Clifford and Thomas Hiatt per Thomas Cox; Walter Cherington, William King, Richard Rolfe, Thomas Clarvo and Thomas Hore per Richard Howse; Henry Benfield, Walter Pate, Edward Holder, John Powell, John Marden and Richard Mathewes per Richard Whithorne.

Jury for the king: Robert Hawthorne, John Currier, Edward Horwood, Thomas Sturmy, Andrew Gale, Thomas Bycke, Reginald Mylton, William Brocke, Edward Dutson, William Clifford, Anthony Higges, Walter Cooke, Robert Machin, Robert Gale, John Dowdeswell jun. sworn

Cheltenham: Walter Mason and William Strowde constables present that all is well. William Strowde jun. bailiff of borough presents that all is well.

Charlton Kings: Thomas Clerke constable presents that all is well.

Leckhampton: Ralph Filtoe constable presents that all is well.

Swindon: Thomas Wylkes constable gives common fine 2s.

Leckhampton: Walter Wyllys tithingman gives common fine 3s.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Cheltenham: Richard Baggott tithingman gives common fine 5s.

Charlton Kings: Edward Goderich tithingman gives common fine 2s. 6d.

Bafford: Richard Pates gent. [tithingman] gives common fine 3s. 5d.

Ashley: Robert Hawthorne tithingman gives common fine 5s.

Arle: Robert Bycke jun. tithingman gives common fine 3s.

Alstone: Thomas Gregory tithingman gives common fine 2s. 3d.

Westal, Naunton & Sandford: Richard Whithorne tithingman gives common fine 3s.

Bradwell: William Ballinger tithingman gives common fine 5s. [Total] 34s. 2d.

[f. 29] Meat inspectors: James Hawsted and Anthony Greeneway present that all is well.

Leather inspectors: John Clerke and Thomas Faux present that all is well.

Amercement: Thomas Warde registrar of leather inspectors is not here at this view of frankpledge to present as his office should, but makes default, therefore in mercy 2s.

Ale-taster: Thomas Cox comes and presents that all is well.

Cheltenham, failure to mend roads: Thomas Civill and Richard Cox supervisors of king's highways present that Thomas <6d.> Jacksons, William <2s.> Fox and Geoffrey <6d.> Page being inhabitants not having carts or being retained for other service, did not work to mend the king's highways as set out by statute, therefore in mercy as shown by their names.

Charlton Kings, failure to mend roads: Thomas Lewes and Walter Wyllis supervisors of highways present that Robert <2s.> Machin, Walter <2s.> White, William <2s.> Attywell and Thomas <12d.> Mason did not work with their carts on mending the king's highways as set out by statute, therefore in mercy as shown by their names. Also that John <6d.> Perkins, Robert <6d.> Hawthorne, John <6d.> Jones, William <6d.> Davison, George <6d.> Byrt, William <6d.> Cliveley, William <6d.> Adam, John <6d.> Gale and Edward <6d.> Loude did not work at mending the king's highways as set out by statute, therefore in mercy as shown by their names.

Alstone, Arle, Westal, Naunton & Sandford: Walter Mathewes and Robert Avery supervisors of king's highways present that Joan Sharford widow, John Lygon of Arle esq., John Packer of Alstone yeoman and Thomas Mathewes of Alstone yeoman did not find and send their carts etc. at the days and places set by the supervisors for repairing the king's highways as set out by statute, therefore in mercy 10s.

Leckhampton, similarly: John Tanty and Walter Wyllys supervisors of king's highways present that William Dennys gent. did not find and send his cart etc. at the day and places appointed by the supervisors for repair of king's highways, as set out by statute, therefore in mercy 10s.

Swindon: Richard Hamans one supervisor of king's highways presents that all is well. John Merrell the other supervisor is not here at this view of frankpledge to present as his office should, but makes default and is therefore in mercy 6d.

[f. 29v] Affirmation of jury: jury affirms that all the foregoing is true.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Residents making default: jury further presents that Thomas <2s.> Gough, Richard <6d.> Kemys, Lewis <2d.> Cotes, Thomas <6d.> Brocke, John <6d.> Brocke, William <6d.> Brocke and Thomas <6d.> Gregory are resident within this view of frankpledge and on this day make default; therefore in mercy as shown by their names.

Unlawful sports: Mark <12d.> Jacksons and Henry <12d.> Baylyes played unlawful sports, namely 'cayles', against statute, therefore in mercy as shown by their names.

Games in houses: They present that William Mayles, David Powell, Geoffrey Tuffley, John Holdy, Walter Arcoll, John Ireland, widow Cliveley, Richard Farre and Thomas Webbe permitted unlawful games namely cards and backgammon in their dwelling houses and permitted divers persons to play such games at various days and times between the last view of frankpledge and this day, in contempt of our lord the king and against the terms of the statute in this case; therefore in mercy 40s. But by the court's grace abated to 13s. 4d.

Bowling: they present that Henry Bowen, Edward Budding jun., Thomas Parry, Walter Mason, Walter Parry, John Dobbys, Henry Mason, Robert Cox, Richard Whooper, John Merrell and John Mason unlawfully openly and outside a garden played unlawful sports, namely bowling, on divers days since the last view of frankpledge setting a pernicious example to divers of the king's subjects, and against statute. Therefore in mercy 6s. 8d., abated by the court's grace to 12d.

Affray: They present that Thomas <3s. 4d.> Jacksons made affray and drew blood upon Thomas Warde, and Thomas <3s. 4d.> Warde made affray and drew blood upon Thomas Jacksons; also that John <3s. 4d.> Clerke made affray upon Thomas Faux. Therefore each in mercy as shown.

Common tipplers: They present that William <2s.> Mayles, David <2s.> Powell, Geoffrey <2s.> Tuffley, John <6d.> Holdy, Walter <6d.> Arcoll, John <6d.> Ireland, Richard <2s.> Baggott, widow <6d.> Phelpes, Edith <6d.> White widow, Thomas <2s.> Milton and Thomas <2s.> Webbe being common tipplers of ale, sold ale in unlawful measures and broke the assize. Therefore each in mercy as shown.

Penalties: The present that John <3s. 4d.> Chappell allowed 1 pig, Walter <3s. 4d.> Mason 1 pig, and Edith <6s. 8d.> White widow 2 pigs to wander in the streets on market day against earlier court order. Therefore forfeit 3s. 4d. per pig.

Highway nuisance: they present that Thomas Atkins by his servants William Wheeler and — Machin on divers days and times dug out and removed earth from the king's highway leading towards Sandford bridge, to the grave damage of the king's people passing by that road. Thomas is therefore in mercy 12d.

[f. 30] Unlicensed innkeeping: they present that John <12d.> Ireland and Walter <12d.> Arcoll sen. sold ale without licence within the area of this view of frankpledge, contrary to statute. Therefore in mercy as shown.

Affray: they present that Robert Bycke jun. being arrested for a debt by the bailiff Thomas Pagett insulted and made affray upon Thomas, against the king's peace. Therefore in mercy 6s. 8d.

Hemp: they present that John Merrell of Cheltenham baker watered hemp in the common stream, against statute. Therefore in mercy 20s.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Inmates: they present that Humphrey Harris settled and voluntarily permitted certain subtenants, 'inmates', to live in a certain house of his in Charlton Kings within this view of frankpledge for the space of 1 month, against statute. Therefore in mercy [10s].

Similarly: they present that John Higges settled and voluntarily permitted certain subtenants, 'inmates', to live in a house of his in Sandford within the area of this view of frankpledge for at least the last month, against statute. Therefore in mercy 10s.

Similarly: John Higges settled and voluntarily permitted certain subtenants, 'inmates' to live in another house of his near Burfordes Bridge in the parish of Cheltenham for at least the last month, against statute. Therefore in mercy 10s.

King's highway: they present that Walter <2s.> Pates and Robert <2s.> Machin did not work with carts etc. at the days and places appointed by Richard Goodrich and Thomas Heyward supervisors for the last year for the repair of the king's highways, contrary to statute. Therefore in mercy as shown.

Pro consilio: they present that Edward <6d.> Hewes, John <12d.> Holder, Robert <12d.> Goodrich, John <6d.> Jones and Gratianus <6d.> Gale did not work on road-mending in that year, contrary to statute. Therefore in mercy as shown.

Charlton Kings, penalty: Firstly it is ordered that William Combe and William Adams should make and scour their ditches in Cowell lane before feast of All Saints next, on pain of 3s. 4d.

Ordered that Humphrey Harris should remove or stop up a certain gutter leading from his well to the king's highway, through which filthy or foul water is carried from the well to the highway, to the grave nuisance of the highway and the king's people passing there, before the feast of All Saints next, on pain of 6s. 8d.

Cheltenham: jury presents that inhabitants on the N side of town from Machins Lane to the upper end of town are to make and repair the pond called 'the horsepoole', and to do so before the feast of St John Baptist next, on pain of 5s. Provided nevertheless if that Elizabeth Badger widow shall have or cause to be had a sluice outside the said horsepool for her own use, then Elizabeth shall at her own expense sufficiently make and build a wall for the said pond for the space

[f. 30v] of 2 ft on both sides of the sluice, and as long as she keeps the wall properly repaired at her own expense, she shall have the use of the sluice for as long as she wishes.

Oath of allegiance: To this view of frankpledge come William Clerke, Francis Clerke, Giles, Clerke, Walter Whithorne, Thomas Cartwright, Robert Mansell, William Currier, Edward Newman, William Ballinger, Thomas Greene, John Greene, William Greene, John Bloxham, Thomas Davison, Thomas Farrender, John Ellys and Thomas Clerke and swear allegiance to our lord the King.

Election of officers: Toby Packer and John Fowler are chosen constables of Cheltenham for this year and sworn.

Nicholas Barnes is chosen bailiff of the borough for this year and sworn.

Robert Hawthorne is chosen constable of Charlton Kings for this year and sworn.

William Clifford is chosen constable of Swindon for this year, and sworn.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Giles Mathewes is chosen tithingman of Cheltenham for this year and sworn.

Edward Goodrich is chosen tithingman of Charlton Kings for this year, and sworn.

William Durham chosen tithingman of Bafford for this year and sworn.

Robert Goodrich chosen tithingman for Ashley for this year and sworn.

Reginald Milton chosen tithingman of Arle for this year and sworn.

Francis Cliveley chosen tithingman of Alstone for this year and sworn.

William Combe chosen tithingman of Westal, Naunton & Sandford for this year and sworn.

Walter Cooke chosen tithingman of Bradwell for this year and sworn.

Walter Mason and Thomas Ashmeade chosen as meat inspectors for this year and sworn.

John Sturmy and Richard Holdy chosen as leather inspectors for this year and sworn.

Hugh Griffin chosen as ale-taster for this year and sworn.

Affeerers: Robert Hawthorne and Edward Horwood sworn.

Fines and amercements at this view of frankpledge £32 6s. 2d. [sum amended, apparently to 7s. 8d.]

Defaults:

Abated £15 15s. 8d.

Forfeits for non-repair of king's highways, and owed to churchwardens for repair of same £3 12s.

All fines being part of rents owed to the king: 34s. 2d.

Sum of deductions: £21 1s. 10d.

Remaining in hands of bailiff Richard Banaster gent.: £11 5s. 10d.

[f. 31]

Cheltenham. Court baron of William Norwood esq. farmer, held Friday 14 October 6 James [1608] before the suit of court per John Stubbe deputy to Henry Norwood esq. chief steward

Essoins: William Strowde sen., William Welshe, Giles Mathewe, Thomas Gregory and Reginald Milton per Edward Dennys.

Free tenants making default: William <12d.> Ligon kt, Giles <6d.> Grevill gent., Thomas <2d.> Cartwright, [--] <per com.> Higges gent., Humphrey <2d.> Harris, Robert <2d.> Bycke jun., William <2d.> Gale and William <2d.> Maus, in mercy as shown.

Tenants in base tenure making default: Samuel <2d.> Rudgedall, Thomas <2d.> Hawkins, Thomas <4d.> Mathewes, Anthony <2d.> Higges and John <4d.> Buckle in mercy as shown.

Compounding for suit of court: John <2s.> Packer, Walter <2s.> Packer, Walter <18d.> French alias Lane, William <18d.> Milton and John <6d.> Packwood, and whoever of them

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

with the assent of the lord has compounded to pay the lord annually for as long as they do not make suit of court, as appears by their name.

Paid for compounding for suit of court: John <16d.> Partridge esq., John <16d.> Roberts gent., Arthur <16d.> Packer gent., Lodovic <12d.> Packer, William <16d.> Boughon gent., Richard <6d.> Harnes, John <8d.> Jacksons, William <4d.> Strowde jun., William <16d.> Whithorne sen., Richard <16d.> Stubbe, Robert <16d.> Abraham, Thomas <12d.> Kempe, Thomas <16d.> Hilpe, Richard <16d.> Garne, Thomas <16d.> Barnes, William Whithorne jun., Walter <16d.> Shewell, Christopher <2s.> Merrett, Richard <16d.> [illegible], Thomas <12d.> Crumpe and Robert <16d.> Collett, are tenants of this manor and give to the lord as shown by their names as composition for being excused suit of court for one year from Michaelmas last.

Machin et al. v Wills: a day is given at the next court to Thomas Machin gent., Margaret Packer widow and Toby Packer petitioning that Richard Wills ten? Etc. in statu ... Because the court wishes to take further advice as to the issues before proceeding further.

Fealty, burgess: John Bloxham makes fealty to the lord for a half or quantity of a burgage lying between land of heirs of John Elbrowe E and land of Thomas Kempe in the tenure of Richard Banaster gent. W, at annual rent 6d.; gives relief 6d. and is admitted.

View: Thomas Parry, Walter White, John Milles, and Richard Davison appointed and sworn at the request of Thomas George to take a view of the bounds and western limits of the head of 2 selions of arable land in Froggepittes shooting on demesne land occupied by Robert Bycke junior or Richard Pag... gent. and to report to next court.

[f. 31v] View: Thomas Sturmy and Andrew Gale appointed and sworn at request Thomas Mathewes to take a view of the mounds of 2 closes called homesteads of Richard Pates gent. and Thomas Mathewes lying in Alstone, and to report to the next court etc.

Grant: William Gregory and Robert Yarneton 2 tenants in base tenure present that Thomas Mathewes tenant in base tenure granted to Walter Buckle of Uckington yeoman a close of arable or pasture called Highcrofte with appurtenances in Arle (except sufficient lop and shred for the repair of hedges) to hold from Michaelmas 1606 for a term of 4 years. Rendering nothing because already paid. For enrolment, 4d.

Grant upon surrender and re-grant: Edward Wells personally regrants to his father Nicholas Wells all right title and interest in a messuage and all its lands in Charlton Kings previously granted to Edward by Nicholas for a term of 12 years after the death of Nicholas. Upon which Nicholas Wells tenant in base tenure personally grants to Edward the said messuage and lands, to hold after the death of Nicholas for a term of 12 years. Rendering nothing because already paid. Provided that if Ann wife of Nicholas surrenders the premises to the use of Edward or lawful heirs, she shall be excused from all grants and encumbrances for her lifetime... shall be void. [another phrase, possibly to effect of 'bearing half the charges']

Grant: Thomas Sturmy and John Maries jun. 2 tenants in base tenure present that Thomas Mathewes tenant in base tenure granted to John Sturmy all those separate parcels of pasture in Alstone mead, also a ½ a. on the E side of Wetherly hedge (except a piece of meadow in Tyne mead, and lop and shred and common pasture), to hold from last Michaelmas for a term of 6 years. Rendering nothing because already paid. Thomas to be excused customary payments during the term. For enrolment, 4d.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Grant: Robert Yarneton and Geoffrey Tuffley 2 tenants in base tenure present that Thomas Mathewes tenant in base tenure granted to William Gregory jun. of Uckington yeoman 2 a. arable in Sandfield near Whitecrsse in Asltone, now occupied by William, to hold from Michaelmas next for a term of 12 years. Rendering nothing because already paid. Thomas to be excused customary payments during the term. For enrolment, 4d.

Fines and amercements at this court: 29s. 2d. Affeerers: Richard Pates gent., Edward Dowdeswell alias Wheeler, sworn.

[f. 32] Cheltenham. Court of hundred of William Norwood esq. farmer before John Stubee deputy to Henry Norwood esq. chief steward and Thomas Pagett bailiff, held the same day [14 October 1608]

Parry v Gregory, judgement, execution: Thomas Parry pl. v William Gregory def. in a plea of trespass and upon verdict being given for him at the last court seeks judgment. William comes and says nothing as to why judgement should not be given. Therefore agreed that Thomas should recover damages against William of 8d. for enrolment, and 19s. 10d. costs, total 20s. 6d. William is in mercy. Bailiff ordered to levy 20s. 6d. from his goods and chattels, to the satisfaction of pl. at next court.

Currier v Hilton, judgement, execution: Margaret Currier widow pl. v Ann Hilton widow and Richard Hilton defs. in a plea of taking etc. Upon the verdict being given at last court, seeks judgment and damages etc. Defs. being solemnly exacted do not come. Therefore agreed that Margaret should recover damages of 8d. for enrolment, also 21s. costs, total 21s. 8d. Ann and Richard are in mercy. Bailiff ordered to levy the 21s. 8d. from their goods and chattels, to the satisfaction of pl. at next court.

Continuation: dispute between William Twynning pl. and John Holdy def. in a plea of trespass is continued to next court etc.; a day is given etc.

Continuation: dispute between Roger Holder pl. and Thomas Cliveley def. in a plea of trespass is continued to next court etc., a day is given etc.

Continuation: dispute between William Fox pl. and Richard Kemys def. in a plea of taking etc. is continued to next court etc., a day is given etc.

Attachment: bailiff makes return that he has served Robert Bycke jun. with a valid summons at the suit of Richard Rogers in a plea of debt; he being solemnly exacted does not come, therefore is attached.

Settlement: the dispute between Richard Banaster gent. pl. and Walter Arcoll sen. def. in a plea of trespass has been settled. Action therefore withdrawn.

Continuation: Separate disputes at suit of Richard Banaster gent pl. v William Nicolls; Thomas Kematt, Thomas Butler and Geoffrey Page in a separate plea of trespass to be continued to next court; a day is given etc.

Summons: Thomas Fynch jun. pl. v William Bycke and Robert Bycke jun. in a plea of debt upon demand 6s. Defs. being solemnly exacted do not appear. Therefore to be summoned etc.

[f. 32v] Cheltenham. Court baron of manor of William Norwood esq. farmer held Friday 4 November 6 James [1608] before suit of court per John Stubbe deputy of Henry Norwood esq. chief steward

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Essoins: Richard Mathewe and Walter Mason per Giles Mathewe, John Powell, Richard Wylls and John Buckle per Edward Dennys.

Free tenants making default: William <12d.> Ligon kt, Giles <6d.> Grevill gent., Humphrey <2d.> Harris, William <2d.> Gale, John <2d.> Holdshippe and William <2d.> Maus, in mercy as shown.

Homage:

Richard Pates gent.	John Mylles
Thomas Parry	William Gregory
John Whithorne	Robert Yarneton
Thomas Wager	John Maries jun.
Edward Dowdeswell alias Wheeler	Robert Bycke jun.
Toby Packer	William Strowde sworn
Richard Rogers	

Tenants in base tenure making default: Robert <2d.> Machin, Thomas <2d.> Mathewes, William <4d.> Welshe, Thomas <2d.> Jones and Thomas <2d.> Gregory, in mercy as shown.

Compounding for suit of court: William Higges gent. free tenant and William Whithorne his subtenant compound to pay the lord 2s. to be excused suit of court up to next Michaelmas, and similarly per year for as long as he does not attend.

Machin et al. v Willes: At this court a further day is given to Thomas Machin gent., Margaret Packer and Toby Packer petitioners and Richard Wills etc. until next court, because court wishes to take further advice on the issues before proceeding further etc.

Hedge-breaking: homage presents that the wife of Edward Leeche is a common hedge-breaker. He is therefore in mercy 12d.

Similarly: presented that the wife of William Fynch is a common hedge-breaker. He is therefore in mercy 12d.

Encroachment: presented that Richard Fynch has encroached upon Day Lane. Therefore in mercy 4d.

Burdening the common: presented that John Abington gent. has burdened the common in Charlton Kings with 20 sheep. Therefore in mercy 2s.

Day given to homage: a day is given to all the homage to better inquire into certain articles imparted to them, also to certify and present at next court all matters executed, upon pain of 10s.

[f. 33] Report of view: Viewers appointed at last court at request of Thomas George to take view of W boundary of the head of 2 selions of arable land in Frogpitts present that they have taken the view and set merestones in the due places.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Charlton Kings, penalties: Firstly ordered that all to make their mounds from the close of William Whithorne called Barly meade up to the end of the hedge called Woodacre Hedgends; and that John Currier should make and put sufficient gates at the end of his selions at Culverford, before 12 Nov., and to keep the same sufficiently repaired until the end of harvest, on pain of 10s.

Ordered that all to make their hedges (which hitherto they were accustomed to do) in a certain field called Lylley, before 12 Nov., and to keep them sufficiently repaired until the end of harvest, on pain of 6s. 8d.

Stint: ordered that no-one is to keep more than 30 sheep, 6 beasts and 2 horses in the commons of Charlton Kings for every 20 a. at any time, and at no more than that rate, be the acreage more or less, on pain of 12d. per sheep and 3s. 4d. per beast. And in place of a horse, then 2 beasts or 8 sheep; and in place of a beast, 5 sheep, and conversely. And the proviso previously made in such case, that such inhabitants of Charlton Kings as have land in Westal, Naunton & Sandford, or elsewhere in Charlton Kings, should keep beasts is now entirely revoked.

Cheltenham, penalty: ordered that no-one is to allow his sheep to go and graze in sown fields unless sufficiently tended, so as to keep his neighbours' crop free from damage, from this 10 Nov until the end of harvest, on pain of 3s. 4d. for each offence.

Alstone, penalty: each to make his hedges between the sown fields and fallow before the feast of the Apostle Thomas, upon pain of 2s. for each offence.

Grant of burgage: Nicholas Barnes bailiff of the borough, with Thomas Humphries alias Major and Walter White burgesses, presents that John Bloxham burgess granted to the use of his wife Joan a half or quantity of burgage in Cheltenham between land of the heirs of John Elbrowe E and land of Thomas Kempe now occupied by Richard Banaster W, to hold from the time of John's death and for her lifetime. For enrolment, 4d.

[f. 34v] **Cheltenham. Court baron of manor of William Norwood esq. farmer held Friday 9 December 6 James [1608], before suit of court through John Stubbe deputy to Henry Norwood esq. chief steward**

Essoins: Robert Machin, Giles Mathewe and Richard Wills per Edward Dennys.

Free tenants making default: William <12d.> Ligon kt, Giles <6d.> Grevill gent., Thomas <6d.> Machin gent., Humphrey <2d.> Harris, Walter <4d.> Mason and William <4d.> Gale are in mercy as shown.

Tenants in base tenure making default: William <6d.> Welshe, Thomas <4d.> Jones and John <4d.> Buckle are in mercy as shown.

Composition for suit of court: John <8d.> Holdship and William <6d.> Adams free tenants have compounded as shown to be excused suit of court until next Michaelmas, and thus annually thereafter.

Penalty: John Mylles, being one of the homage at the last court, did not come for the better inquiring into certain articles placed on said homage also for certifying and presenting everything tunc execut, against the court's order. Therefore forfeits penalty, 10s. But by the

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

court's grace abated to 3s. 4d. Remitted because he was in London and did not have the summons.

Penalty: Homage from last court, namely Richard Pates gent., Thomas Parry, John Whithorne, Thomas Wager, Edward Dowdeswell, Toby Packer, Richard Rogers, William Gregory, Robert Yarneton, John Maries jun., Robert Bycke jun. and William Strowde being solemnly exacted come and say that Edmund Horwood destroyed, broke and carried away his hedge near Midlemeade close, contrary to earlier order made with his assent. Therefore forfeits penalty 20s.

Machin et al. v Wills: At this court a day is given to Thomas Machin gent., Margaret Packer widow and Toby Packer pleading against Richard Nicholls tenant in a plea of land upon ... in statu quo inde until the next court, because the court wishes to be further advised of and upon the premises first, etc.

Alienation:⁶ to this court comes Thomas George of Cheltenham yeoman showing his indenture bearing date 18 July 6 James by which he bought from Ludovic Packer of London gent. a parcel of arable land with appurtenances (1 a.) within the parish of Cheltenham in Froggepitts furlong between land late of John Greenway N and land of Edward Packer deceased lately occupied by Katherine French S. He makes fealty to the lord.

View: ordered that Thomas Hawkins, John Hall, Richard Pates gent. and William Strowde sen. are to take a view of the limits and bounds between demesne land of the king occupied by Robert Bycke, and land of Thomas George lying in Froggepitts, and to place merestones in the due places, and present to the next court, on pain of 3s. 4d. for default.

[f. 35] View: William Gregory, Thomas Sturmy, Robert Yarneton and John Mason appointed and sworn at the suit of Thomas Mathewes to take a view of a certain hedge between a close of Thomas and Joan Sherford widow called Highcrofte on Friday next at about 9 a.m., and to place merestones in the due places, and to present to the next court, on pain of 3s. 4d. for default.

Grant: Thomas Hawkins tenant in base tenure personally grants to Francis Cliveley all his 3 closes of pasture lying in Woodfield in Westal (30 a.); also all his arable lands now occupied by Robert Milton (30 a.) lying in Hassords field and Rewen field in Alstone; to hold the Woodfield land from the feast of Lady Day 1614 to the end of the term and then for a term of 2 years thereafter, and to hold the land occupied by Milton from Michaelmas 1614 for a term of 2 years following. Rendering nothing because already paid. Provided always that if Hawkins pays Cliveley £40 as follows, namely £10 on Lady Day 1614, £10 at Michaelmas 1614, £10 on Lady Day 1615, and £10 at Michaelmas 1615, then this grant is void. For enrolment, 4d.

Grant: Thomas Wager and John Currier 2 tenants in base tenure present that Robert Yarneton tenant in base tenure granted to Robert Cox half of a close called Wyckins leasue lying in Badleton (except all thorns growing thereon, beyond what is sufficient for the repair of hedges), to hold from the feast of purification of BVM next for a term of 12 years. Rendering nothing because already paid. For enrolment, 4d.

⁶ A different hand has added 'void, see after'

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Grant: Thomas Sturmy and John Maries jun. 2 tenants in base tenure present that Thomas Mathewes tenant in base tenure granted to John Sturmy 4 selions of arable land lying together in Rewenfield in Alstone, between land now occupied by Thomas Gregory and Thomas Cleeveley and shooting upon closes of Thomas Jones and Robert Eckley (common pasture excepted), to hold from last Michaelmas for a term of 12 years. Rendering nothing because already paid, and saving Mathewes from all customary payments during the term. For enrolment, 4d.

[f. 35v] Thomas Mathewes tenant in base tenure personally grants to Thomas Gregory of Arles en. All his land held in base tenure in Arle tithing, lately occupied by Thomas Wylkes (lop and shred of all trees growing thereon excepted) to hold from Michaelmas last for a term of 7 years. Rendering yearly to Mathewes £8 10s. on the feast of St John Baptist, and four days' work with his team, and sparing Mathewes from any customary payments during the term. With proviso that if any part of the rent is unpaid on the due date, the grant is void and Mathewes may re-enter. For enrolment, 4d.

Robert Hawthorne tenant in base tenure personally grants to Thomas Sperring of Whittington Glos. Yeoman all the following lands lying in Charlton Kings in Northfield, namely a close or parcel of land called the Paddocke, 2 other closes called Over Alcotts and Lower Alcotts, a close called Mason's hurne, 2 other closes called Rodbreaches, also all his pasture or common pasture on Northfield Hill, with all appurtenances except woods and underwoods growing thereon, other than lop and shred for repair of hedges, to hold (apart from the pasture on Northfield Hill) from feast of St Mark evangelist next for a term of 2 years; and to hold the pasture from feast of St Andrew next for the rest of the term preceding this grant. Provided that Sperring shall not let the premises to any other person without obtaining written licence from Robert under his hand and seal. For enrolment, 4d.

Affeerers Richard Pates gent. and Edward Dowdeswell, sworn. Fines and amercements at this court 29s.; of which 3s. 4d. to be remitted, remainder 25s. 8d.

[f. 36] Cheltenham. Court of hundred of William Norwood esq. farmer held before John Stubbe deputy to Henry Norwood esq. chief steward and Richard Banaster gent. chief bailiff, same day and year [9 December 1608]

Continuation: Richard Roger pl. and Robert Bycke jun. def. in a plea of debt upon demand 50s. have a licence to agree by the next court; suit to be continued to next court with the assent of the parties, in statu qu inde etc.

Day given: William Bycke and Robert Bycke jun. defs. at the suit of Thomas Fynche pl. in a plea of debt upon demand 6s. appear in person. Pl. has a day for statement at next court, therefore a day is given to defs. etc.

Withdrawn: dispute between John Packer pl. and Nicholas Lyppyat def. in a plea of taking etc. is to be withdrawn by assent of parties.

Withdrawn: dispute between Richard Cartwright pl. and William Wear alias Pyp... def. in a plea of trespass has been sttled. Therefore action to be withdrawn by assent of parties.

Repleg...: Reginald Niccolas gent. pl. v John Griffin jun. in a plea of taking and unlawful detention of his beasts, namely 18 sheep price 6s. 8d. each etc. Pledge for prosecuting etc, John Do and Richard Ro.

Cheltenham Manor Court Records

English gist of Gloucestershire Archives D855/M8: entries from Dec 1607 to end-1608

Certiorar': Def. being exacted appears in person and in open court the king's writ of certiorar' in these words: King James etc. to steward and bailiff of hundred and manor of Cheltenham greetings. Wishing to be certain of the causes for *certiorari* upon the record and process of a certain suit before you in our manor and hundred court aforesaid or by our writ according to the custom of the court between Reginald Niccolas gent. and John Griffyn jun. concerning beasts of Reginald taken and unlawfully detained, as it is said, we order you to return all record and process etc. of the same suit to our chancery in the octave of St Hilary next, wherever it shall then be, under your seal distinctly and openly sent, this writ witnessed at Westminster 14 Nov. 6 James. Mason.

[next court is 7 January [1608/9] – see next file]