

This Indenture made the 3rd day of November 1884 Between James Carter of Burton House, Masham in the County of York Merchant Henry Bell Thorp of the City of York Silk Mercer and draper Charles Lee of Bramley Grange near Grewelthorpe in the said County Land Agent of the one part and Jane Thorp of the said City the wife of the said Henry Bell Thorp of the other part Whereas by an Indenture made the 1st day of May 1847 between Anthony Lumley therein described of Skelding in the Parish of Ripon in the said County Farmer of the one part Thomas Carter then of Masham aforesaid and since deceased of the other part in consideration of £2000 paid by the said Thomas Carter to Anthony Lumley the said Anthony Lumley granted **Firstly** all that messuage or tenement situate standing and being at Skelding in the said County of York together with three Barns and one Stable And also all that close of Arable Land called and known by the name of Steward Close containing by estimation 5 acres more or less Also all those several Closes of Arable Meadow or Pasture Ground called and known by the several

1

names of House Close Garth, Hill Close Half acre Slosh piece Sower Myer crooked piece Boldern Field containing by estimation 26 acres more or less Also ten Beast Gates or pasturing for ten cattle in Skelding Intack All which said premises were formerly in the tenure or occupation of Major Morris his undertenants or assigns **Secondly** all that Close enclosure or parcel of land with the appurtenances situate lying and being in the Hamlet of Skelding (the same being then divided into three several Closes) together with the Closes Enclosures or parcels of Land thereunto belonging and commonly called and known by the name of Renett Pasture otherwise Reynard Pasture in two parts containing by estimation Two acres of Land or thereabouts and formerly in the possession or occupation of John Clarke his tenants or assigns **Thirdly** All that Messuage Dwellinghouse or Workshop standing and being at Skelding with a Garth or Yard adjoining the same **All** which said premises hereinbefore described were then better known and distinguished by the following modern description that is to say **All** that Messuage tenement or dwellinghouse and the Garden and Garths thereto belonging and the Barns Stables and Outbuildings thereunto adjoining and containing in the whole by admeasurement including the scites of the Buildings 1 acre 1 rood and 4 perches more or less **And** all those several Closes or Parcels of Land lying near to the said Messuage and premises and

2

then commonly called or known by the several names and containing by recent admeasurement the several quantities hereinafter mentioned more or less that is to say House Close 3 acres and 25 perches Hill Close 2 acres and 33 perches Half acre 6 acres and 7 perches Crooked piece 3 acres 1 rood and five perches Sourmire 3 acres and 5 perches Steward Close 3 acres 2 roods and 6 perches Bothrams Field 6 acres and 33 perches Cherry corner 1 acre 3 roods 36 perches Little Field 3 acres and 2 perches New Close 1 acre 2 roods and 22 perches High Field Top 2 acres 2 roods and 14 perches Reynard Stripe 1 acre 2 roods and 27 perches Low Bottom 2 acres 1 rood and 36 perches or by whatsoever other names quantities or descriptions the same then were or at any time theretofore had been called known or distinguished **And** all those Allotments or parcels of Land known by the several names and containing the several quantities following that is to say Redway Allotment three acres two roods and 36 perches Bull Park Field 7 acres 1 rood and twenty

3

seven perches Back part in House Close 3 acres 1 rood and 17 perches and the Moor Allotments Seventeen acres theretofore parcel of Skelding Moor or Common and some time before allotted and awarded to the said Anthony Lumley his heirs and assigns in right of his ancient Lands and tenements in pursuance of an Act of Parliament made and passed in the fifty sixth year of the reign of George the third entitled "An Act for inclosing Lands in the Parish of Ripon in the County of York" and being part and parcel of Skelding Moor **All** which said Messuages Lands and hereditaments were situate lying and being at Skelding in the Parish of Ripon aforesaid and were then in the possession of the said Anthony Lumley **Unto and to the use of** the said Thomas Carter his heirs and assigns for ever Subject to a proviso for redemption of the same hereditaments by the said Anthony Lumley his heirs executors and administrators in payment by him or them on the 1st day of November then next to the said Thomas Carter his heirs executors administrators or assigns

4

of the sum of £2000 with interest for the same after the rate of £4 for each £100 for a year And whereas the said Thomas Carter made his Will bearing date the 9th day of February 1849 whereby he appointed John Carter Robert Durham Christopher Durham and his son Thomas Carter the younger the executors of his Will and he devised to them as the trustees thereof all the real and personal estate vested in him as trustee or mortgagee upon such trusts and subject to such equities as should be subsisting therein respectively And whereas the said Thomas Carter died on the 3rd day of April 1849 and his said Will was proved by all the executors thereof and in the Exchequer and Prerogative Court of York on the 21st day of June 1849 And whereas the said John Carter died on the 13th day of May 1871 the said Robert Durham died on the 28th day of September 1860 and the said Christopher Durham died on the 5th day of May 1880 And whereas the said Thomas Carter the younger late of Ashfield in the City of Ripon Esquire survived all his co executors and died on the 15th day of March 1884 having made his Will

5

dated the 2nd day of September 1882 whereby he appointed the said James Carter Henry Bell Thorp and Charles Lee executors thereof and devised to them all estates (except as therein mentioned) vested in him upon any trust or by way of mortgage subject to the equities affecting the same respectively And on the 15th day of July 1884 Probate of the same Will was granted to all executors thereof And whereas by an Indenture made the 1st day of the present month of November between the said James Carter Henry Bell Thorp and Charles Lee of the 1st part Esther Scatchard of Boston Spa in the said County Widow and the said Jane Thorp of the 2nd part and the said Esther Scatchard of the 3rd part the sum of £1000 part of the principal sum of £2000 secured by the said Indenture of Mortgage and the interest of the said sum of £1000 was assigned unto the said Esther Scatchard absolutely and the messuages land and hereditaments comprised in the said Indenture of Mortgage were conveyed unto and to the use of the said Esther Scatchard and Jane Thorp in fee simple subject to such right or equity of redemption as was then subsisting therein And whereas the said Jane Thorp has agreed to pay the sum of £1000 being the residue of the said mortgage debt of £2000 and which now remains owing on security of the said Indenture of Mortgage on having a transfer in manner hereinafter expressed Now this Indenture witnesseth that in consideration of £1000 sterling now paid to the said James Carter Henry Bell Thorp and Charles Lee by

6

the said Jane Thorp (the receipt thereof the said James Carter Henry Bell Thorp and Charles Lee hereby acknowledge) the said James Carter Henry Bell Thorp and Charles Lee as Mortgagees hereby assign unto the said Jane Thorp The sum of £1000 part of the principal sum of £2000 secured by the said recited Indenture of Mortgage And all interest thenceforth to become due for the said sum of £1000 and the full benefit of and the right to exercise and enforce all powers and securities now vested in the said James Carter Henry Bell Thorp and Charles Lee for compelling payment of the said sum of £1000 and interest To hold the same unto the said Jane Thorp absolutely In witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first hereinbefore written

Signed sealed and delivered by
the above named James Carter
in the presence of

James Carter

R. J. R. Carter, Burton House, Masham
John H Calvert, Clerk with Mr Henry Calvert,
Solicitor, Masham

Signed sealed and delivered by the
above named Henry Bell Thorp in
the presence of

Henry Bell Thorp

Samuel Wright, Merchant, Coney Street, York

Signed sealed and delivered by the
above named Charles Lee in the
presence of

Charles Lee

John H Calvert