

NOTES

ON THE

WHITMORES OF MADELEY, ENG.

AND THE

FARRARS AND BREWERS OF ESSEX COUNTY,
MASSACHUSETTS.

BY WILLIAM HENRY WHITMORE.

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P R E F A C E.

HAVING made extensive investigations for the past fifteen years in regard to the genealogy of various families of the name of Whitmore, in England, I decided to print some portion of my collections. I selected that family in which the name of Francis Whitmore occurred, deeming this would have the greatest interest to my own relatives, since our first ancestor in New-England bore that name.

I prepared at the same time various reprints of articles contributed to English magazines, and hence this pamphlet, though complete in itself, is inscribed as "Tract No. Four." The collection of Tracts is in a very small edition, and the other portions would be of less interest than this single one to most of my readers.

In the the following pages I have shown that a Thomas Whitmore of Madeley, co. Stafford, having married a daughter of Francis Roos, brought the Christian name Francis into his family. His son was Rev. Francis Whitmore, who had a son Francis, heir to certain lands at Laxton or Lexington, co. Notts. Of the wife or possible children of this Francis of Laxton nothing yet has been found; and until I can prove that he left no issue, I shall venture to hold that there is a strong probability that he was the father of the emigrant, Francis Whitmore.

Still, I must warn all my readers that this is but a surmise, and that the proofs do not warrant anything more than such a possibility.

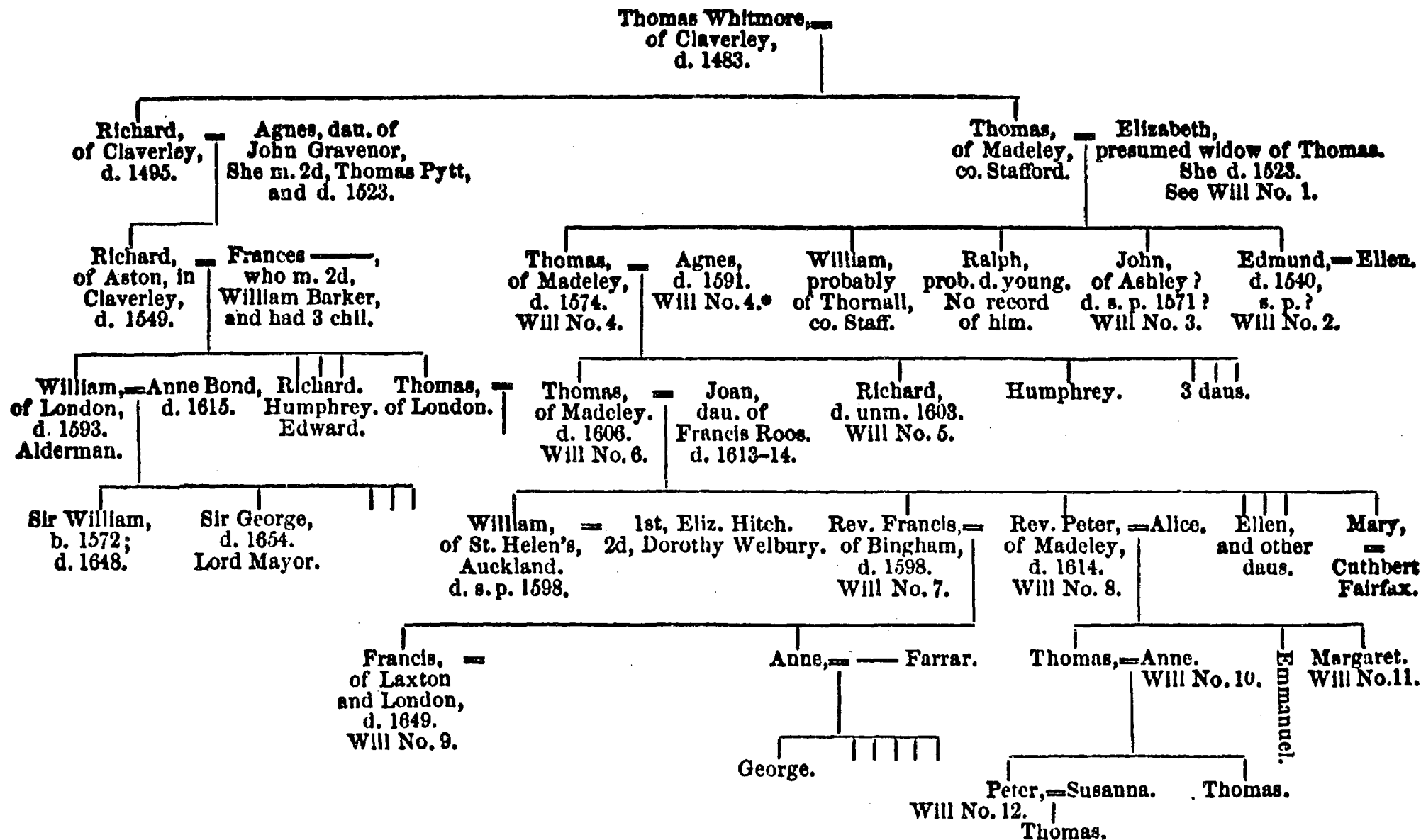
The information in regard to the Brewers and Farrars, early settlers in New England, is now published for the first time, and is of interest. I hope hereafter to announce more definite information for or against all the suppositions in the present text.

W. H. WHITMORE.

BOSTON, U. S. A.

Tract No. Four.

WHITMORES OF MADELEY, CO. STAFFORD.



WHITMORES OF MADELEY.

IN Tract No. 1 of the present series, p. 8, it is shown that Thomas¹⁴ Whytemore of Claverly, co. Salop, who died in 1483, had two sons, Richard¹⁵ his heir, and Thomas¹⁶ of Madeley, co. Staff. There is no question that there were Whitmores at Madeley, as is shown by the wills still on record, from Elizabeth Whitmore who died in 1523, to Thomas who died about 1682. But the early records of Madeley are lost, and the earliest remaining one begins in 1678, though the system of parish records began in 1538. I examined the record at Madeley in 1862, and the single notice there was as follows: "Sarah, the daughter of John Whittmore and Margaret his wife, travelling persons, was baptized April y^e ninth, 1694."

Possibly duplicates of the early records may be found in the Bishop's registry, but the prospect is not promising.

We are driven, therefore, to other sources to obtain materials for the pedigree, and therein we can have very fair success, mainly through the wills of the various members of the family.

The annexed pedigree shows the probable outline of the family, in which but two suppositions have to be made.

1st. That Elizabeth, who died a widow in 1523, was wife of Thomas¹⁷ Whitmore, who settled at Madeley. She is clearly of that generation, and the fact is most probable.

2d. That Thomas, who died in 1574, and from whom the Madeley branch is clearly traced for several generations, was

the son of Elizabeth (and Thomas) though not mentioned in his mother's will. If the pedigree is ever traced back with certainty to this point, I think it can be established, and therefore I will not waste time upon it. It is sufficiently probable for our purpose.

We now proceed to the evidences taken from the Registry of Wills at Lichfield and the Prerogative Court, London. Most of the abstracts were made by Col. J. L. Chester. A few were made by the late H. G. Somerby, from originals which had been mislaid when Col. Chester visited Lichfield, but which will be found again on search, as they are on the index. Either gentleman is a sufficient authority.

1.

[Lichfield Registry.—Will of Elizabeth, supposed wife of Thomas.
Abstract made by Col. J. L. CHESTER.]

ELIZABETH WHITMORE of the Lane in Madeley Parish, widow, will dated 19 March, 1522–3. To be buried in Madeley church-yard. To *Ralph* my son, 6 marks bequeathed him by his father, also 4 sheep and 2 lambs; residue to *William* and *John* my sons. Appoints my son *Edmund* executor, and he proved 18 July, 1524.

2.

On the Act Books of Lichfield is a Minute of the following will, the original not now on file.

EDMUND WHITMORE of Madeley, co. Stafford, proved Oct. 5, 1540, by the relict *Ellen*; power reserved to *Richard* Whitmore.

[NOTE.—This Richard may be his supposed nephew, son of Thomas.³]

3.

[Lichfield Registry. Copied by H. G. SOMERBY.]

JOHN WHITMORE of Ashley, co. Stafford, dated 2 June, 1571, proved May 7, 1572. He desires to be buried in the church-yard, near where the cross standeth. Legacies to a large number of persons named; among them his brother *William*, cousin Margaret wife of Roger York, Kinswoman Margaret Shaw, and the children of brother *William* not specified. Appoints Thomas Bucklaye, gent., John Pyrkyn of Mayre and Thomas Short of Ashley, executors.

[NOTE.—We think that as Ashley is but six miles south of Madeley, this John may well be the son of Elizabeth of will No. 1. He has a brother William, and she had sons John and William. So again, his executor is Thomas Bulkley, gent., and in 1579 Thomas Whitmore of Madeley, presumed nephew of John W., had as trustees Rowland Bulkley, of Buntingdale, co. Stafford, and Thomas Bulkley the younger, of Woore (or Ore) co. Salop. These Bulkleys were undoubtedly all of one family. William Bulkley of Woore m. Beatrix, dau. of William Hill of Buntingstall; his son Thomas B. of Woore and Buntingstall was undoubtedly the executor of John Whitmore, while Rowland B. of Woore and Thomas, Jr., of Buntingstall were sons of Thomas B. Their brother, the Rev. Edward B., was father of the Rev. Peter Buckley, who came to New-England. Possibly there was an inter-marriage of the Whitmores and Bulkleys; at all events, these papers show they were friends as well as neighbors.]

4.

[Lichfield Registry. Copied by H. G. SOMERBY.]

THOMAS WHITMORE of Thornall, in the Parish of Madeley, co. Stafford, yeoman, died 12 May, 1573. His will is dated 6 May, 1573, and proved 6 Oct., 1574. He desires to be buried in the church. Gives to his younger son *Humphrey* a tenement in Betley, being the inheritance of his mother, for the term of twenty-one years, he paying the rent to his mother during said term. To son *Richard* a tenement in Asseley for twenty-one years, he paying to his eldest brother *Thomas*, 6s. a year. Mentions his three daughters, son *Thomas* to give them £20 upon the day of his marriage. Speaks of his father, and mentions his lands in Thornall. Appoints his wife *Agnes* and son *Thomas* executors. Witnessed by William Whitmore of Thornall, and others.

[NOTE.—This witness was presumably his brother.]

4.*

[Lichfield Registry. H. G. SOMERBY.]

AGNES WHITMORE of Madeley, co. Stafford, widow, died 25 Dec., 1591. Will dated 23 May, 1591; proved 20 Jan. 1591–2. Mentions sons *Humphrey*, *Richard* and *Thomas*, daughters Margaret Podmore, Anne Sherrat and Margaret Gorton. Appoints son *Thomas*, executor.

In treating of these three sons of Thomas and Agnes, viz., Thomas, Richard and Humphrey, we will first dispose of Richard, as he undoubtedly died unmarried.

5.

[Lichfield Register. J. L. CHESTER.]

RICHARD WHITMORE of Thornall, parish Madeley, joyner, died 4 Dec. 1603. Will dated 30 Nov. 1603, proved 4 Jan. 1603-4. To be buried in Madeley church-yard. To my brother *Thomas* Whitmore, a silver spoon, half my timber and half my tools, a bed and bedding, &c. To *Margaret* Whitmore a ewe. To *Ellen* Whitmore a ewe lamb. To *William* Whitmore a ewe hog. To *Robert* Whitmore a lamb. To *Anne* Whitmore a lamb. To *Dorothy* Whitmore a ewe. To *Elizabeth* Whitmore a cupboard. To *Egerton* Whitmore a great chest, and to his wife a desk. To my brother John Sherret a bill of 52s. to pay himself therewith, and the residue to go to the use of his children. To Elizabeth Sherrat a ewe. To my sister Margaret Podmore a cow, &c., and to her son Humphrey a heifer. To my uncle John Browne and my aunt Mary all the debts that are between us. To my sister Margery two cows. William Browne owes me 13s. 4d. which I will have bestowed in bringing of my home. John Cliffe owes me four groats for four coffins, 10d. for two days' work, and 4d. for mending a spindle wheel. William Blest owes me 8d. which last debts I give unto George Gorton with a new shirt. Mr. John Astow the elder owes me 7s. which I give to the poor. Mr. Egerton owes me 4s. for making two forms, and 4 groats for making two boxes, which I give to my sister Margerie. To my brother *Humphrey* half my timber and half my tools, &c. To *Anne* Hilton a cow. To *Thomas* Podmore a doublet, and same to *William* Podmore. To *Humphrey* Podmore a pair of breeches, &c. To *William* Whitmore a black hat, a black falling band; the three other bands to go to Margerie's children. To *Ellen* Withinshaw a pair of thin shoes. To my three god-children, each 1s. To the school-master, a chest. Appoint my brother Thomas Whittmore, executor. Inventory of personalty, total, £21: 16: 0.

As to the oldest son Thomas, we find the following will, here printed. The abbreviated words are all given at length.

6.

[Lichfield Registry. J. L. CHESTER.]

In the name of God, Amen. The 4th daie of August, Anno Domini 1601. I, THOMAS WHITMORE of Barr Hill in the parishe of Madeley and county of Stafforde, Gentleman, of perfect minde and memorie, I thancke God therefore, make my last Will and Testament in manner and forme followinge. First, I bequeath my soule to Almighty God and my Bodie to Christian burial. Allso I dooe give unto *Peter* Whitmore my sonne and Heire all that my Capitall meswage at Barr Hill aforesaid, and all my lands, medowes, leasowes, pastures and commons with all and singuler their appurtenances to the same Capitall meswage belongeing or appertaineinge: And one Coteage in Oneley in the county of Stafford now in the tenure of Richard Blackhurst, and all my landes and tenements and hereditaments whatsoever in Oneley aforesaid with their appurtenances: And allso one pasture called Wilkinsfelde, one meadowe called Wilkinsfelde medowe, and one crofte called the Starrefield at Litkinsende in the Lordeshipe of Madeley, in the county aforesaid. And allso the reversion and reversions of all other my lands, tenements and hereditaments whatsoever called the Mossefield, with the appurtenances lyinge in the Lordeship of Weston Curry in the parishe of Careswall in the county aforesaid: And of all my lands at Litkensende aforesaide, now in jointure of *Joane* my Wife. To have and to hold my said capitall meswage and all other the premises with all and singular their appurtenances after my decease, and the reversion and reversions of all other my lands and tenements and hereditaments called the Mossefields with appurtenances, and of all other my lands at Litkinsende aforesaid with their appurtenances now in jointure as before, after the death of *Joane* my Wife, to him the said *Peter* Whitmore and to the heires males of his bodye lawfully begotte. And for default of such yssue to my cossen *Francis* Whitmore and to the heires males of his bodye lawfully begotten. And for default of such yssue, to the right heires of me the said Thomas Whitmore for ever.

Allso I give to *Joane* my Wife, in contentation and satisfaction of her parte and portion of my goods, the chamber wherein wee lye, and allso two bedds in the same chamber as they are now furnished, dureinge her naturall life, if it please her to stay at it, keepinge her sole and unmarried. Allso I give to my coosen *Thomas* Whitmore, eldest sonne of *Peter* Whitmore my sonne, six silver spoons with a [duble] W

in the ende of everie one of them, upon this condition, that my sonne *Peter* may have the use of them duringe the life of the said *Peter* my said sonne.

Allso I give to my very friende Robert Morris, clerke, now Vicar of Madeley, twentye shillings.

Allso I give to John Sydway, Gent., twentye shillings.

Item. I give to everie Godchilde living at my decease xii *d*.

Allso I give to be equally divided amongst ten of the poorest howseholders in Madeley parrishe aforesaid, at the discretion of my Executor and Overseer, twentie shillings. Item. I give to six Ringers to ring faire to be chosen by me or the Vicar then beinge, to everie one of them twelfe pence. Allso my Harriots, mortuarie debts, legacies, and funerall expenses discharged, the rest of my moveable goods and chattels whatsoever I have or of right ought to have, I give and bequeath them to my coosen *Emmanuel* Whitmore, and that my Executor shall have the custody of the goods and chattels belonging to the said *Emmanuel*, and to employ them to the best use and profite he can, for the keepeinge of him to the schoole until he come to the age of one and twentie years ; and for the performance hereof, my Executor to put in a sufficient bonde to be acceptable to the said *Emmanuel*, for the same goods when he shall come to the age of one and twentie years as aforesaid. And yf it fortune that the said *Emmanuel* die before he accomlishe the age of 21 yeares that then the said goods and chattels to remaine and come to the next younger sonne of the said *Peter* Whitmore, if it please God he have any. And for want of such yssue, ye foresaid goods to be equally geven and devided betwene my two coosens *Margrett* and *Jane* Whitmore, and to the survivour of them, at the foresaid age of xxi. yf they marry by the consent and good likeinge of their Father, or else to remain to my Executor and his right heires.

Lastly, I dooe constitute and make y^e said *Peter* Whitmore my said sonne and heire, my sole and onely Executor, and John Sydway, Gent., overseer of this my last Will and Testament, to see it executed and performed accordinge to the true maineinge in every respect, as my full trust in them is.

Witness to this my last Will and Testament, sealed and delivered the Testator him selffe to his sonne and sole executor, *Peter* Whitmore, upon the Testator's owne free will and consent, being *sui juris et sana mentis bonæque valetudinis*, and haveinge *animum testandi*, the first day of March, *anno Domini* 1603, in the howse of ROBERT MORRIS

clerk, Vicar of Madeley. In witnesse of ROBERT SIDWAYE, Thomas Lightefoote, Richarde Flint, Robert Morris, clerke.

This is a true Copie of my Father's Will, at such tyme as he made the same, I do protest in truth and veritie upon my Faith, to my knowledge, p. me Petrus Whitmore."

[Proved Oct. 31, 1606, by said son and Executor, Peter Whitmore.]

I have not yet traced Humphrey, the youngest brother of Richard and Thomas, though I am sure that I have a record of some of his descendants, as I shall show later in these pages. The Thomas Whitmore of this will married Joan Roos, as is shown *ante* in Tract No. 3. He lived to be an old man, and seems, from the will of his son Peter, to have been for 35 years "a trusty servitor and faithful wellwisher to the house of Bradwall." Very probably he was steward of the manor in the Sneyd family at Bradwell. The then head of the family was Ralph Sneyd, whose daughter Ann m. Sir Thomas Scrimshire, of Aqualate. Thomas Whitmore's mother-in-law was a Scrimshire.

In the next generation, we shall trace the descendants of Thomas Whitmore and Joan Roos.

Of WILLIAM WHITMORE, oldest son of Thomas, I find only that he was of St. Helen's Auckland, co. York, and was presumably of age in 1562, when his name occurs in a list of debts. (See Durham Wills, Surtees Society, vol. ii. p. 213.) He is also mentioned in an old roll of arms (Tonge's Visitation, Surtees Society, p. xvii.) as bearing Vert, a fret *or*.*

His first wife was Elizabeth, dau. of Thomas Hitch, gent., and he m. 2d Dorothy Welbury, at St. Andrew's Auckland, 28 Sept., 1587. He had no issue, as appears by his nephew's (Francis of London) declaration in 1606 in his Bill in Chancery. In an indenture of Peter Roos, in possession of Earl Manvers,

* On this point it may be noted that it is stated in *Notes and Queries* (3d s. v. 159) that in 1583 Thomas Whitmore, of Madeley, failed to prove his pedigree before Glover. Reference is to Harl. MS. 1396 and 1570; Morant's Essex, i. 492.

dated 7 April, 1592, one of the parties was William Whitmore, gent., of Wolstanton, co. Stafford, a place two miles from Newcastle.

At York, Col. Chester found the administration of the estate of William Whitmore, gentleman, of St. Helen's Auckland, co. Durham, granted, 4 Dec., 1598, to his widow Dorothy.

7.

[Will of Rev. Francis Whitmore, March 10, 1597-8.]

[From the original, registered in Archbishop Hutton's books at York, fol. 138^b. J. L. CHESTER.]

"Be it knowne to all men by these presents, that the tenth daie of March, in the yeare of our Lord God, according to the accompte of the Church of England, one thousand five hundredth ninety seaven, FRANCIS WHITMORE, clerk, parson of Bingham in the countie of Nottingham and dioces of Yorke, beinge sicke in bodie but of perfect minde and memorie, made this his last will and testament nuncupative, or by word of mouth onlie, speaking to his brother in law *Henrie Spurr*, clerke, in manner and form followinge, viz.:—

"I would have Wilson's part paid presentlie out of my goodes; the residue of my goodes I would have them equallie divided between *my two children*; and my bodie to be laid in the chauncell near unto my wief; and I make my *uncle Rosse* and my *brother Spurre*, mine executors."

These being witnesses, Thomas Wright, gentleman, *Alice Whitmore* and *Heley Spurr*."

(Proved by Henry Spurr, 11 May, 1598.)

NOTES TO NO. 7.

Rev. FRANCIS WHITMORE, second son of Thomas, was a clergyman. He was of Balliol Coll., Oxford, c 1571-5, but not described on the rolls. He compounded for first fruits May 6, 1581 (23 Eliz.), for Bingham, co. Notts; May 16, 1582 (24 Eliz.), for Kirkby upon Wiske, co. York; Nov. 6, 1584 (26 Eliz.), for Draicste and Chiseldon, co. Wilts; 29 April,

1589 (31 Eliz.), for "Seggiston Ecc. South."* He evidently held these all together, since his will terms him "of Bingham," and his Kirkby-Wiske living, the gift of his brother William, was filled 1 July, 1598, by Valentine Wood, "per mortem Whitmore." (Whitaker's *Richmondshire*, i. 294.) Col. Chester writes (17 April, 1869), "the fact that Rev. Francis Whitmore appears to have held four livings *in commendam*, proves that he was a popular, successful and well-to-do man." He evidently was of Bingham, chiefly, but the register begins March 29, 1598, so that the one he kept, if he had one, is lost. Orston, where his brother Peter was, is in the union of Bingham. As to his will, Alice Whitmore was undoubtedly the wife of his brother, Rev. Peter. His "brother Spurre" is called in Peter's will (p. 13) "parson Spur, who perjured himself as did his wife about my father's land in hope of some share thereof." Hence we may infer that Spur married a sister of Francis and Peter Whitmore.

Now in East Bridgeford, co. Notts, a village some three miles north of Bingham, we find that the rector was Henry Spurre, inducted in 1584. April 27, 1589, Francis, son of Henry Spur, is baptized. 1628, Nov. 23, Henry Spur *rector hujus ecclesiæ* is buried. It is possible that Henry held office for forty-four years, but more likely that a son of the same name held part of the time. At all events it is probable that the Henry Spur of 1584, the next neighbor of Rev. Francis Whitmore, was also his brother-in-law. The East Bridgeford records have been searched by Col. Chester. No wills of Spurrs at York throw any light on the matter.

* This may be Kirkby Sigston, or Siggeton, North Riding of York, a place 9 miles north from Thirsk, as Kirkby Wiske is 5 miles west from Thirsk. The latter Kirkby Wiske is in the union of Gilling, partly, and Gilling was the chief place of the Fairfaxes. It is very certain that a sister of Francis Whitmore was the wife of Cuthbert Fairfax, of Acaster Malbis, and also probable that Francis's aunt (or his mother's sister, a Roos) had also married a Fairfax of Gilling. (See Tract No. 3.)

8.

[Will of Rev. Peter Whitmore. Lichfield Registry. J. L. CHESTER.]

“Miserere mei Deus secundum magnam misericordiam tuam.”

Know all men by theise presents how that this 16th daie of January anno ab incarnatione Domini 1608, I, *Peter Whittmore* of Barr hill in the parish of Madeley and countye of Stafford, sick and diseased in Bodie, But of good and perfect mynd and memorye (praise be given to God), Doe make my last Will and Testamente in manner and forme followinge:

First I bequeath my bodye after I ame departed this life to be buried in Madeley Church neere unto the place where the Corps of my late deceased father was buried, willinge to have neyther passinge peale, nor ringinge, nor any Bell to be sterred at all for mee; but to be buried in the morninge before daye, within 44 howers after I ame departed, and that quietly and with as small Company as may: Beseecheinge God to send mee a Joyfull Resurrection.

And my Soule I give and commende unto Almightye God my Creator, Sanctifyer and Redeemer, trustinge to be saved by the onely misterye of my Saviour Christes Incarnacion, whome I beseech to strengthen and defende me in the hower of Death against the enemy and all such Spirites, and sende his holie Angells to comfort mee, and to beare my Soule into the Blessed Kingdome of the blessed Sayntes in the Triumphant Church of God's Elect children in Heaven.

Protestinge heere before all the worlde (yf I die att this tyme) how *Peter Broughton* and *Fraunces Whittmore* or one of them twayne weare my Bane, by poysninge me by some ill meane att London, whilse they keepte mee theire full Wrongfully in sutte about my Lands. *Item*, as concerninge all my lands both in possession and revercion, I give and bequeath to my eldest sonne *Thomas Whittmore alias Whytmore*, in and after such manner and forme as the same now standeth, all are both by lawfull conveyance in the Law, by fyne &c., and by the last Will of his Grandfather, my said Father *Thomas Whitmore* or *Whytmore* departed, trustinge verily in Almightye God that not any of the said Lands nor any parte or parcell of the same shall bee att any tyme taken forth of my possession or my childrens in any of the daies of all our lyves.

Forasmuch as by the false villayne of the said *Peter Broughton* who mentayned (as a most damnable champester) an unjust sutte of the said *Fraunces Whittmore*, upon collar of a forged Deede of feoffment

never sealed by my sayde father, for a joynture for my eldest Brother *William* Whittmore's wiffe, I was compelled by way of certayne Articles before Sir John Tyndall, Knight, to graunt to the said Fraunces after my Mother's decease, soe much Landes as shee had specified in her Joynture. Which maye prove a most wrongfull and sinnfull acte ageynst my owne sonnes and their heyres, by deprivinge or *p'indisinge* (*sic*) them of their right (unless ytt please God to helpe them) for the which I pray the Lord God to forgive mee.

Item, as touchinge my goods beinge butt small by reason of my manifold troubles and sicknes. First, I give and bequeath unto my sonne *Emmanuel* Whitmore, tenn pounds to be putt fourth by my executors, assignes or any of them, to his best use when he shall attayne to the age of xxi years, and the benefitt or profit their off to be delivered by them thence fourth yeirely untill hee accomplish the age of thirtie yeeres; at which tyme my will is that the said tenn pounds, beinge the stocke ytt selfe, shall duely and truely be given and delivered unto him even to his owne handes to use as hee himselfe shall please and thinke good.

Item. I doe give and bequeath to my eldest Daughter *Margreat* Whittmore Tenn poundes; and to *Jane* Whitmore hir sister Twentie shillinges for their childe's porcions to be delivered unto them and given them att such tyme and tymes as they shall attayne the full age of 27 yeires a peece, to use as they shall think best.

Alsoe my will and desier is that my Mother shall peaceably hould and enjoye all such roomes in my mansion howse att Barhill as shee now doeth, and that shee and my wyeffe and children continue together and dwell together, as hitherto they have donne synce my Father's decease, so longe as my said mother liveth, and my children be unprovided otherwise of some better preferment.

Also furthermore my Will and charge is, as far forth as a father may make of his sonne such demandes,—That my sonne *Thomas* Whitmore be alwise belovinge and carefull over his sisters and brother *Emmanuel* Whitmore, and never suffer nor see him to stand in any want of such helpe as shal be meett and convenient for him; as to keepe him a horse and lett him have a chamber, and especially never to credit nor regard any evell talles of his wyeffe's (when it shall please God hee shal be married) sugession or imaginacion against any of them; for as much as there is hardly to be found one good sister-in-law amongst many, noe more one good stepmother or stepfather, which now a dayes are all

nought and develish : from which the Lord deliver (yf ytt be his will) my poore children att all tymes.

Finally I doe constitute and make *Alice* Whitmore, my wyeffe, and *Thomas* Whitmore, my sonne and heire apparent, the lawful true and onely executors of this my last Will and Testament, joyntly together ; unto whome I do give all the residue of my goods (my debts and legacies beinge paide) equally to be divided between them, savinge that I will that *Thomas* Whitmore have delivered him severally to him selfe all such thinges as were bequeathed him in his foresaid grandfather's will there specified.

Also I doe will that there be an Inventory truely taken of all my said goods, boeth reall and personall, and that the lease of the *lordes landes* be truely valued and sett downe, and that the bond lykwise of 200^l for which I have false *parson Spur* in sutte, whoe perjured him selfe, as most damnably did his wyeffe (God is my witness) about my said father's lands, in hope of some share thereof,—be alsoe putt downe and expressed in the said inventory and sued for, being a most due debte unto mee.

Never the lesse, my meaninge is, how that after the said inventory be made, I would have all my said goodes and chattels, or the true value of them, to remayne and abyde still in my said wyeffe's handes, and shee to have the custodie and use of them together with the tuicion of my said sonne *Thomas* Whitmore until hee come to the age of 21 yeares, yf she keep hir selfe widdow after my decease so longe.

But if she shall happen to be married in the meane season (as shee may doe, many women beinge of such maddinge and light witted myndes) then I would desier the right worshipfull Mr. Ralph Sneyd and his worshipfull son Mr. William Sneyd, or the one of them, even for Godes sake as to right and eade my said sonne *Thomas* Whitmore with soe much worshipfull pittie as to revenge and cleare him forth of his mother's hands and hir husband's whomesoever, and to take the tuicion of him and of his landes and goodes till he come forth of minoritye and nonage ; and also to take him into their worshipfull service ; trustinge in God that hee will be no lesse willinge and redie to doe their worships the best service hee shal be able at all tymes duringe his lyfe, than his grandfather, *old Thomas Whitmore*, did in tyme passed, whoe was a true and trustie servitor and faithfull wel wisher unto the right worshipfull howse of Bradwall, noe fewer yeires than 35 together before he dyed.

In witness whereof I have subscribed my name to this present wryttinge with my owne hand, the daie and yeire first above wrytten."

Witnesses, Robert Brooke, Thomas Malpas, Humphrey Bechson.

[Proved 9 Dec., 1614, by widow Alice, power reserved to son Thomas. Inventory, dated 7 Feb. 1613-14, calls him "Peter Whitmore of parish of Madeley, co. Stafford, gent." Total, £26: 10: 8.]

[NOTE.—Rev. Peter Whitmore was matriculated at Balliol Coll., Oxford, 16 Oct., 1581. He is described as of Staffordshire, a gentleman's son, and aged 18. He compounded for first fruits 29 April, 1589 (31 Eliz.), for Orston, co. Notts.]

We now proceed to the next generation, the grandchildren of "old" Thomas Whitmore, viz., Francis, son of Rev. Francis, and Thomas, Emmanuel &c., children of Rev. Peter.

Of FRANCIS WHITMORE we can say with certainty that he brought suit against his uncle Peter in 1606, when he must have been of age. In 1614, he is styled gentleman of London, in a fine, recorded in the deeds of Earl Manvers at Ollerton, co. Notts. The parties are Sir John Byron, the younger, Kn't of Newstead, co. Notts; Thos. Cludde, Esq., of Arnolds, co. Notts; Peter Broughton, gent., of London; Thomas Danby, of South Cave, co. York; and Francis Whitmore, gent., of London, pl'ffs., and Gilbert Roos, son and heir of Peter Roos, Esq., of Laxton, co. Notts, deforcant. So also in another indenture of 20 April, 1614; in the same depository. Again in another deed 3 Feb., 1618-9, and another dated two days later.

I can find no trace of him in London, unless he was the witness, in 1624, to the will of Mrs. Sarah Egerton, of London, a matter hereinafter discussed.

He undoubtedly was the man whose will is recorded in Act Book of Newark Peculiar, as copied by Col. Chester, and is as follows:

Will No. 9.

FRANCIS WHITMORE, of Laxton, co. Notts, gent. Will dated 26 Jan. 1644-5, proved by relict Joanna, 8 May, 1649. After debts, &c.

paid, to sister Anne Farrer, £10; to my nephew Robert Farrer if he be in England and living at my decease, 40s.; to my nephews, John, William, Francis, Thomas and George Farrar each 40s.; to my late servant Charles Musson of Bilstrop, co. Notts, 40s. Appoint Johane my now wife, sole executor, and said Charles Musson overseer.

Witnesses, Edw^d Kelsterne, John Roos, Edw^d Betney, Charles Mussone.

There can be no doubt that this Francis Whitmore, of Laxton, was the son of Rev. Francis, the person who inherited lands there from his grandmother Roos. The phrase "my now wife" may indicate that she was a second wife, though it does not prove it. He mentions no children, but I am still of opinion that he was the father of Francis Whitmore, of Cambridge, Mass., who was born in 1625.

Of the children of the Rev. Peter Whitmore in the next generation, little is yet known. EMMANUEL and THOMAS have not been traced, though one of them evidently married and left issue; and it is undoubtedly the widow of one of them whose nuncupative will is here given from the Lichfield Registry by Mr. Chester. It is clear that either Thomas or Emmanuel had issue, from their sister Margaret's will (No. 11).

Will No. 10.

ANNE WHITMORE of Gravenhanger, co. Salop (a parish close by Madeley), widow. Nuncupative will made in July, 1659. To my son Peter and daughter Jane each 12d., residue to my son Thomas, and appoint him executor. He proved the will March 6th, 1662-3.

MARGARET Whitmore, daughter of Rev. Peter, undoubtedly never married. Her will, copied by Mr. Chester, is preserved at the Prerogative Court, London (Laud, 150). I give the following abstract:—

.Will No. 11.

(Land, 150.) MARGARET WHITMORE, of Madeley, co. Stafford, spinster, "aged and weak," dated Aug. 10 and proved Nov. 3, 1662.

To be buried in the parish church of Madeley with my ancestors. To my nephew Peter Whitmore of Barhill, par. Madeley, co. Staff. Gent., what he owes me and £66:13:4 for the sole use of Thomas Whitmore his son, to be put to his use and paid him when 21 or married. To poor of Madeley £20. To my nephew Thomas Whitmore of Onneley, said parish of Madeley, £200, residue to said Peter and Thomas, my nephews, and appoint them executors (they proved). Overseers, William Sneade, of Keele, co. Staff., Esq., and Edward Mainwaring of Whitmore, co. Staff., Esq.

In the following generation, we have the will of Peter Whitmore of Barrhill in Madeley, evidently grandson of Rev. Peter W.

Will No. 12.

[Copied from Lichfield Registry by Mr. SOMERBY.]

Will of PETER WHITMORE of Barr-Hill in Madeley, dated Feb. 28, 1662-3, proved 28 April, 1663. Desires to be buried in the churchyard near his mother, and where his ancestors were buried. Son Thomas, not 18; youngest daughter Anne; eldest daughter Mary, not 21; wife Susanna; brother Thomas. Mentions his goods at Onneley in the custody of his brother Thomas. Appoints his wife, George Audley of Audley, his uncle, and William Hinton, of Ridgwardine in the parish of Brenton, his brother-in-law, executors, and his brother Thomas, overseer.

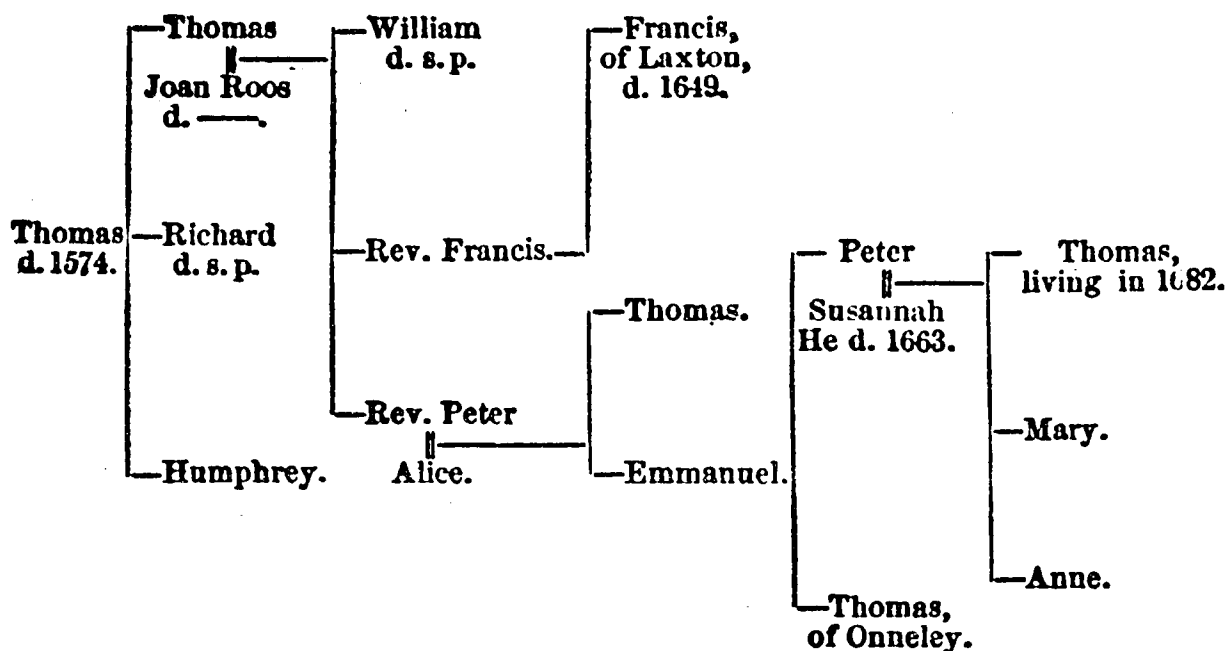
Following down, we presume that this Thomas, great-grandson of Rev. Peter, is the one meant in the following instrument, copied at Lichfield by Col. Chester.

Will No. 13.

Anne Whitmore of Madeley, co. Staff. Administration 31 March, 1682, to her husband Thomas Whitmore, yeoman. Bond by him and Ralph Henshaw, of same place, gent.

At this point, we lose of the Whitmores of Madeley, co. Staff.

To tabulate our information, it stands—



I presume that offshoots still remain, but it would be hard work to complete the evidence, especially as there were other families of the name in Staffordshire. Hereafter, I may try to do so, but at present my interest lies in tracing the issue, if any, of Francis Whitmore, who died at Laxton in 1649. I refer my readers to my pamphlet on the origin of the name of the town of Lexington, Mass., as giving the reasons for my belief that this Francis was the father of my ancestor, Francis Whitmore, of Cambridge, Mass.

[Probable issue of Humphrey, brother of "old" Thomas Whitmore.]

Before giving the documents relating to the suit of Francis Whitmore with his uncle Peter, I wish to trace one line of this and Madeley family.

Humphrey Whitmore was the youngest son of Thomas, who died in 1574, and brother of "old" Thomas (who m. Joan Roos) and Richard; this is shown by wills Nos. 4 and 5 *ante*.

Now in 1603, Richard Whitmore divides his property between his brothers Thomas and Humphrey, and makes bequests to Margaret, Ellen, William, Robert, Anne, Dorothy, Elizabeth, and Egerton Whitmore. Who were these? Clearly not all of them

were Thomas's children who had William, Francis, Peter; nor the children of these, as Peter's issue were Thomas, Emmanuel, Margaret and Jane. Moreover, Thomas's son William was dead, and Francis had left only Francis and Anne. Clearly, then, out of the eight persons named, only Margaret and Anne *could* be the grandchildren of "old" Thomas, and the other six, Ellen, William, Robert, Dorothy, Elizabeth and Egerton must belong elsewhere. "Old" Thomas *may* have had daughters, though his will mentions none; but clearly the men, William, Robert and Egerton, were not his sons.

I therefore surmise that these sons, as well as three if not five of the daughters, are to be given to Humphrey.

At all events as the Christian name Egerton is so unusual, I will give the notes I have collected about an Egerton Whitmore.

Col. Chester found, from the Binding books of the Cloth-workers' company at London, that, 5 Aug. 1631, William, son of Egerton Whitmore of Adtrupp, co. Northampton, carpenter, was apprenticed to William Cole. Also, he found that, Oct. 19, 1631, Egerton Whitmore, of Hoxton fields, was buried at St. Leonard's, Shoreditch, London. Evidently the father came up to London to apprentice his son William, and died there two months later. This Adtrupp, as I learned from the Life of the Rev. Thomas Shepard of Cambridge, Mass., was then so called, and was near Fossecut. It is now called Abthorpe, and is in the south-western part of Northamptonshire. The registers there reach back to 1583, and the following entries occur therein:

1628, Egerton Whitmore and Margaret Corkbold married Jan. 24th.

1658, Widdow Witmore dyed Sept. 19th.

1624, John Corkbold, minister, was buried June 18th.

As apprentices were usually bound at the age of 14 years, Egerton's son William was doubtless born in 1617. We may therefore assume that Margaret Corkbold was a second wife, and very probably she was the widow of John Corkbold.

1639-40. Feb. 18. EGERTON WHITMORE, of Stepney, co. Middlesex, carpenter, a bachelor aged about 29, and Catherine

Ridges of same parish, widow, aged about 45, had license to marry at St. Faith's. Evidently a son of the first Egerton.

It is possible that to this family also belongs the FRANCIS WHITMORE of St. Dunstan's in the west, London, yeoman, bachelor, aged 35, who had license Jan. 6th, 1639-40 (some six weeks before Egerton, jr.), to marry Grace Kidd, of St. Clement's Danes, London, widow, aged about 33 years, at St. Mary Magdalen, Old Fish St., but who was not married there.

Also we may add that at St. Leonard's Shoreditch, where Egerton Sen. was buried, there had been buried six years before, viz., Sept. 8, 1625, *Humphrey Whitmore*, of Halliwell St. He was very probably the Humphrey W. made free 20 Apr. 1599, by John Thomas, haberdasher, who had a daughter bapt. 15 March, 1607, at St. Lawrence Jewry, and who probably m. Sarah Barker 1 April, 1605, at St. Olave's, Silver St.

There was also ROBERT WHITMORE, of Stepney, planter in Virginia, aged 30, who was married 28 April, 1634, at St. Dunstan's, Stepney, to Elizabeth Ayres, dau. of Christian Ayres *alias* Greene of that parish.

From all these facts, we can make up a conjectural pedigree as follows:—

1. HUMPHREY, brother of "old" Thomas, had :

- i. Humphrey, haberdasher, of London.
- ii. Egerton, of Abthorpe.
- iii. Robert.
- iv. William.

2. EGERTON, of Abthorpe, had

- i. Robert, of Stepney, b. 1604.
- ii. *Francis*, of London, b. 1605.
- iii. Egerton, of Stepney, b. 1610.
- iv. William, certainly, b. 1617.

Here is a Francis of London, but evidently not the Laxton man, nor the emigrant, nor the father of the emigrant. I have already, in Tract No. 2, shown that there was also a Francis Whitmore of St. Margaret's, Westminster, 1643-1664, not to be confounded with the others, and not the emigrant.

Col. Chester has searched for me the records of 116 parish churches in London, being all which have records of the dates 1620–1630. He has found no new facts, and we must presume the Laxton Francis married and resided mainly out of London, unless, indeed, he lived in a parish whose records were destroyed in the Great Fire, or otherwise.

I will now proceed to give the papers in the suit between Francis Whitmore, of Laxton and London, and his uncle, Rev. Peter Whitmore, of Madeley.

4th February, 1605.

CHANCERY BILLS & ANSWERS.

James I.—W. 22—No. 17.

1605–6.

To the Right Honorable the Lord Ellesmerre,
Lord Chauncello^r of England.

In most humble wise complayning, Sheweth unto your Hono^r your poor and dayly Orato^r, *Frauncis Whitmore*, Gentleman, That whereas *Thomas Whitmore*, Gentleman, deceased, Graundfather to your Orator, was in his lifetyme lawfullie seized in his demeasne as of fee, of and in dyvers messuages lands and tenements in the County of Stafford to the value of fowrescore pounds by yeare or thereabouts, he the said *Thomas Whitmore* having issue three sonnes, *William* his eldest sonne, *Frauncis*, father to your Orator his second sonne, and *Peter* his third and youngest sonne. And the said *Thomas Whitmore* being of the premisses so seised as aforesaid, and being in want and having occasion to use money, did for the consideration of a certayne somme of lawful English money, mor'gage diverse p'cells of his said Lands to divers persons and their heires, with Clause of redemption to the said *Thomas Whitmore* his heires and assignes, by the payment of a certain somme of money at a day certeyne. Att which daie noe payment thereof was made or tendred, soe that in extremetie of Lawe the said Lands were to the Morgagees and their heires. But the said *Frauncis Whitmore*, your Orato^r father, being a learned Minister and Preacher, and being of good estate, and haveinge a desire to relieve his fathers wants and to yeald maintenaunce to his brothers and sisters, Did foorth of his estate and liveinge and partly by the helpe of his brother, *William Whitmore*,

at the request of the said *Thomas Whitmore* his father, agree with the Mortgagees of his said Father's Lands, for the consideration of a great somme of money paid to them, that they the said Mortgagees should for the said consideration reassume the said Lands so formerly mortgaged and forfeited by the said *Thomas Whitmore* to the said *William Whitmore* and to the heires males of his bodie: and for want of such issue to the said *Frauncis Whitmore*, your Orator's said father, and to the heires or heires males of his bodie; or for some other estate of inheritance. And the said *Thomas Whitmore* did agree to make, and did for the consideration of a great somme of money payd to him by the said *William Whitmore* make, execute and convey, by good and lawfull conveyances in the lawe, the residew of his messuages, Lands and tenements to the said *William Whitmore*, and to the heires males of his bodie; with the remaynder to the said *Frauncis*, your Orator's said father, and to the heires or heire male of his bodie, or for some other estate of inheritance; reserving an estate thereunto himself for his owne life. And for that the said *William Whitmore* should suffer his said father to occupy and enjoy the said Landes soe redeemed as aforesaid, Tenaunt at Will during life; the said *Frauncis* your Orator's said Father was contented that where the Parsonage of Kerkbie in the Countye of Yorke, whereof he was then Incumbent and was worth One hundred and twentie pounds by year, that he the said *William Whitmore*, his brother, should be Fermor thereof, paying Twentie pounds by yeare, of w^{ch} Twentie poundes the said *William Whitmore* did not paie any part thereof. Besydes that the said *Frauncis Whitmore* did give unto the said *Thomas Whitmore*, greate sommes of money, to stocke his grounde, and did maintaine his younger brother *Peter Whitmore* at the Universitie, and when he came from the University, at his house, and the said *Peter* maryinge a wife without the consent of his brother and parents, who ought to have been privie thereunto, and especiallie his brother *Frauncis* haveinge beene at so much chardges as he was, for his maintenance. Yet, notwithstandinge, he the said *Frauncis Whitmore* out of his brotherlie love to the said *Peter*, still continued his kindnes to him, the said *Peter*, and did from tyme to tyme relieve and maintane the said *Peter Whitmore*, his wife and children, and procured him to be a Minister, and provided him of a Benefice worth Fyftie pounds by yeare: the said *Peter* being a prodigall fellow, and spent so much that his Benefice would not maintane his wife and children, and the said *Frauncis Whitmore* notwithstanding his former chardges, and the smallnes of his Living, considering what

did goe foorth to his brother *William* Whitmore, the debttts that he did growe into by the relievinge of his father, and the former maintenance of his Brother *Peter*, yet did still continue the maintenance of his said brother *Peter*, his wife and children, either in his own howse, or with sendinge provisions to the howse of the said *Peter*; all w^h chardges grewe so great, that the said *Frauncis* Whitmore, father to your Hono^r Orato^r had litle to his children, beinge very younge, and not long after the said *Frauncis* Whitmore dyed; by means whereof all the said Parsonage of Kerkbie, w^{ch} the said *William* Whitmore held as Fermor to him, the said *Frauncis*, and all other the livinge of the said *Frauncis* Whitmore, became voyd; and by reason of his former charges, litle left to preserve his children. The said *Frauncis* Whitmore beinge the boulder to dispose his livinge to the maintenance of his father brothers and sisters, in hope that his fathers lands might in tyme descend to his sonne, his elder brother havinge a wife of such yeares that there was no possibilitie of issue. And not longe after, the said *William* Whitmore, elder brother to the said *Frauncis*, dyed without issue of his bodie; by and after whose death, the said messuages, lands and premisses, did remaine, and come as of right the same ought to come, to your Orato^r in fee simple or fee taylor generall, or speciall as sonne and next heire of *Frauncis* Whitmore, by force of the limitation and conveyance aforesaid. But so it is, If it may please your good Lordship, that the said *Peter* Whitmore after the decease of his said two brothers, nothinge regardinge nor respecting the kindred nor bountie of his late brother *Frauncis* Whitmore, bestowed uppon him, his father and brother, *William* Whitmore, but uppon a covetous and ungratefull minde when his brothers *Frauncis* Whitmore and *William* Whitmore were dead, did under the colour of friendship and love to your Hono^r Orator, who was sonne and heire of *Frauncis* Whitmore, brother and heire to *William* Whitmore, send a man to the Bishoppricke of Durham where the said *William* Whitmore dyed, and where the conveyances, writings, and evidences, concerning the said messuages, lands & tenements in the said County of Stafford, of right belonging to yo^r Orato^r and which prove yo^r Orato^r title in & to the premises remayned, requiring to have them delivered to the use of the said *Frauncis* Whitmore, yo^r Hono^r Orato^r which were delivered accordingle. The said *Peter* Whitmore, consultinge and conspiring with *Alice* his wife, how they might attain and gett the said Lands of the said *Thomas* Whitmore to them and their heires, and knowinge well that so long as the said writings, evidences and conveyances, which were in the custody of the

said *William* Whitmore were to be shewed, it would appear that the said *Thomas* Whitmore had noe such estate whereby hee would make anie estate of inheritance unto the said *Peter* Whitmore and his heirs, or anie other estate but during his life only. And thereupon the said *Peter* and his wife did agree to break open the chest of the said Man which brought the said writings, evidences, & conveyances from Durham aforesaid; and did break open the same chest and possessed themselves of all the said writings, conveyances, and evidences, well knowing the same of right belong to your said Orator, and did prove your Orators title to the premises. After the said *Peter* in the minoritie of your Orato^r, did practise how he might inveigle *the ould man*, his father *Thomas* Whitmore, being a man of the age of *four score yeares at least*, and by reason of ould age easily seduced, and the said *Peter* did by untrue and false reports of the said *Frauncis* Whitmore being dead, from whom his father, *brothers* and *sisters*, had received*so many benefitts and the estate of your said Orato^r father was thereby so much impoverished, that it was not able neyther in his lifetyme nor at after his death, to leave wherewith to pserve his childreⁿ; and in the end the said *Peter* prevailed so much with the old man, his father, as he the said *Peter* got a conveyance from his said father, of all his messuages, lands, and tenements, within the Realm of England to him and his heires, to the disinheritinge of yo^r Hono^r Orator, and contrarie to that bond of love and dowie that he did owe to his kinde and liberall brother *Frauncis* Whitmore, your Orat^r deceased father. And after the said *Thomas* Whitmore about *six moneths last past*, dyed. And the said *Peter* Whitmore, by collo^r of the said conveyance made by the said *Thomas* Whitmore, the father, entered into all the said messuages and lands, and taketh the issues and profitts thereof to his owne proper use and hath in his custodie all the evidences, writings, escripts and myniments touching and concerning the premisses. And although your Hono^r Orato^r *Frauncis* Whitmore be the next heire to the said *Thomas* Whitmore, that is to say Sonne and heire of *Frauncis* Whitmore, brother & heir of *Will^m* Whitmore, sonne and heire of the said *Thomas* Whitmore, and be also next in remainder according to the forme of the guyft in tayle, before mentioned. And Although your Orato^r hath divers and sundrie tymes, in gentle and friendlie manner, requested the said *Peter* Whitmore to suffer him your hono^r Orato^r quietly to occupie and enjoy the said Messuages, Lands and Tenements, to him lawfullie descended, remayned, or comen from *Thomas* Whitmore his graundfather, and *William* Whitmore his uncle, whose heire he is, and to per-

mitt your Orator to take the issues and profitts thereof, according to his right and title therein, and to deliver unto your Orato^r all the said Evidences, wittings, escripts, and myniments, which concern the same, which to do the said Peter Whitmore refuseth and denyeth, the contrarie to all right, equitie, and good conscience. May it therefore please your good Lordshipp that forasmuch as your Honors Orator is altogether remedieless in the premises, by the strict course of the Common Law of this Realme, and yet in all equitie and good conscience ought to be relieved therein, to graunt unto yo^r Orato^r his Majesties most gracious Writt of Subpena, to be directed to the said *Peter Whitmore* and *Alice* his wiffe, commaunding them and eyther of them thereby att a certayne day and under a certeyne payne, therein to bee lymitted, personallie to appear before your good Lordshipp in the High Courte of Chauncerie, then and there to answer the premises, and to abyde such further order therein as to your good Lordshipp shall seem fitt.

And your poore Orator as his bounden dowie bindeth him, will daylie pray for your Lordshipp in health and happiness longe to continewe.

PH. GERARD.

The Jointe and Sev'all Answeres of PETER WHITMORE, Clarke, and ALICE his wyffe, Defend^{rs} to the Byll of Compl^t of FRAUNCIS WHITMORE, Complaynante.

The said Defend^{rs} (saveinge to them now and att all tymes hereafter the benefitte of exception to the unc'taynetye and insufficiencie of the said Bill of compl^t) Saie, and either of theym sayth, in manner and forme followinge. And firstlie the said *Peter Whitmore* for himself sayth, that the said *Thomas Whitmore* named in the sayd Byll (father of this defend^t) was in his lyffe tyme lawfullye seized in his demesne as of fee, or fee taylor, of and in dyvers messuages, Lands, tenem^{ts} and heredytam^{ts}, in the county of Stafford, at the yeerely valewe of forty markes or thereabouts (as this defend^t taketh yt) being the Lands tenem^{ts} and heradyam^{ts} ment by the s^d Byll as this defend^t thinketh; and had yssew the said *Will^m Whitmore* also named in the said Byll his eldest sonne, and the said *Frauncis Whitmore* (named also in the

said Byll), father of the compl^t his second sonne, and this defend^t his theird and youngest sonne. And he houldeth the saide comp^t to bee heire to the said *Thomas* att the Comon Lawe, vid^lt, sonne and heire to the said *Frauncis* his father, who was brother to the said *Will^m* who was eldest sonne of the said *Thomas*, as aforesaid. And this defend^t also sayth, that yt is true that the said *Will^m* dyed wth out yssewe, and that the said *Frauncis*, the father afterwards also dyed. But this defend^t further sayth that the said *Thomas* Whitmore, soe beinge seized as aforesaid, he, the said *Thomas* Whitmore, in or aboute the one and fortyth yeere of the reigne of our late Sovereigne Ladye Queene Elizabeth, for the natural love and affection wch hee dyd beare to this defend^t and to *Thomas* Whitmore and *Emanuel* Whitmore, Sonnes of this defend^t, being then and att this p^sent both Infants, and for other good considerations him moveinge, did, as well by fyne in dewe forme of Lawe Levyed, as by other good and sufficient assurance and conveyance in the Lawe, sufficientlie assure and convey all the said Landz, Tenem^{ts}, and hereydtam^{ts} to this defend^t and his heirs for ever, to the uses hereafter expressed: that ys to saie, To the use of him the said *Thomas* Whitmore, the father, for the terme of his natural lyffe wthout impeachment of waste, and after his disceaze to the use of him, this defend^t, for the terme of his naturall lyffe without impeachm^t of waste, and after his disceaze To the use of the said *Thomas* Whitmore the sonne, and of the heires males of his body begotten, and for default of such heires, To the use of the said *Emanuel* Whitmore, and of the heires males of his bodye begotten, and for default of such heires To the use of the heires males of the bodye of this defend^t, and for default of such heires to the use of the heires males of the bodye of the said *Thomas* the father, and for faulte of suche heires to the use of the right heires of the said *Thomas*, the father, for ever. And moreover the said *Thomas*, the father, by the said Fyne or other conveyance, did for him and his heires warrante the said premises to this defend^t and his heirs against all men, as by the said fyne and conveyance may more playnely appear; by force whereof and of the Statute made for transferring of uses into possession, the said *Thomas* Whitmore the father was of the said p^misses seized in his demesne as of freeholde, for the terme of his naturall lyffe, wth remainder over as aforesaid accordingly. And the said *Thomas* Whitmore, the father, being soe seized, hee the sayd *Thomas* Whitmore afterw^{ds}, that ys to saye aboute the tyme mentyoned in the sayd Bill, dyed soe seized, by and after whose death this defend^t

(claymeing his said remainder) entered into the said p'mises, and was and yett ys thereof seized in his demeasne as of freehold, for the terme of his natural lyffe wth remainders over as aforesaid accordinglie; and taketh the p'fitts thereof as lawfull ys for him to doe. And thinketh the said compl^t hath noe reasone to impeach this defend^t estate, considering that the said Warranttye (as this defend^t ys informed) would barre the said compl^t (yf his p'tended tytle weere true), hee, the said compl^t being heire to the said *Thomas* att the comon Lawe. And all such deeds and evidences, w^{ch} hee this defend^t hath conc'ueinge the said pr'misses, he justifyeth the detayneing thereof in p'servacon of the estates of him and his said sonnes. And this defend^t *Alice Whitmore* thinketh the tytle of her said husbands and her said sonnes to bee just and true as this defend^t said husband hath before set forth, without that, that the said Messuage Landes and tenements are of such yeerely valewe mentyoned in the said byll, or that the said *Thomas Whitmore* the father dyd mortgage anie pte of the pmisses as ys supposed by the said byll, to the knowledge of these defend^{ts} or of either of them, or that the said *Frauncis* father of the said compl^t dyd agree or compound with anie such Mortgagee as by the said Byll is supposed, or that the said *Thomas Whitmore*, the father, dyd make or dyd agree to make, anie suche conveyance whereby the compl^t claymeth, as by the said Byll is supposed, or that the said *Frauncis* the said compl^t father, was contented or dyd agrye that the said *Will^m Whitmore* should have the P'sonage of Kirkeby as by the said Byll ys supposed, or that the said P'sonage was of anie such yeerely valewe as the said compl^t setteth forth, or that the said *Frauncis*, the father, did give unto the said *Thomas*, the father, anye such sume of money as the pl^t supposeth, or dyd mayntayne or releve him this defend^t or his wyffe or children or anie other as the pl^t supposeth, or that this defend^t dyd marry with^t the consent of the said *William* and his said father, as by the Byll is supposed, or that the said *Frauncis*, the father, p'cured him, this defend^t *Peter Whitmore*, to bee a Minister, or p'vyded him a benefice of such worth as by the said bill ys supposed, or that hee this defend^t was anie suche p'dygall fellow as the said compl^t untruelie surmyseth, or that the said messuages Landes and tenements or anie p'te thereof dyd remayne, or come, or ought to remayne or come, to the sayd compl^t as hee supposeth, or that hee this defend^t sent anie man to the Bishoppricke of Durham or to any other place, to anie such end or purpose untruely supposed by the sayd byll, or that hee this defend^t required to have anie evidence delyv'ered to the use of the

said compl^t as by the said Byll ys supposed, or that any were soe delyvered as by the said byll is supposed. But this defend^t *Peeter Whitmore* sayth that his said father beinge by the advice of some of his good freinds advised to convey the said p'misses to this defend^t as hereby is sett forthe. And this defend^t being lett to understand that some Lease had byne made of some pte thereof to the said *Will^m*, this defend^u brother, being then disceazed, and being desyrus to bee resolved of the certaynete thereof, dyd send to the wyffe of the said *William* dwelling within the said Bishoprick, desyringe her to send him such writinges as shee had concerninge the p'misses; who att his requeste sent unto him (amongste other writings of small importance) one writinge purportinge a demise of the p'misses from the said *Thomas* the father to the said *Will^m* for a terme already ended and one other writinge, wrytten wth the handwritinge of the said *Wylliam*, purportinge some shoue of lymittacon of some estate of inheritance of the p'misses or some p'te thereof, to him the said *Will^m* wth some further shoue of lymittacon of some estate of inherytance of the p'misses or some p'te thereof, to the said *Francis*, the father, w^{ch} last mentyoned wrytings this defend^t dyd shew to his said father of purpose not to have pceeded wth his father in anie such conveyance to him made as aforesaid, yf the same might have byne anie impedymment thereunto: but this defend^u said farther, upon sight and consideracon thereof, dyd earnestlie vow and p'teste that neither the same deede nor anie other deede lymitting anie estate of inherytance to the said *Frauncis* the father, was by him the said *Thomas*, the father, ever sealed delyvered, or otherwise executed, and therefore was very forwarde and willing to execute the conveyance as aforesaid to him, this defend^t and his said sonnes, and thereupon he this defend^t understanding his said fathers vows and protestacons, and hearing also his said brother *Will^m* had denyed the havinge of anie such assurance, and not p'ceyvinge nor understanding that anie execution was ever made of the said writings or of any other conveyance, to the said *Frauncis*, the father, hee this defend^t did accept of the said conveyance made to him and his said sonnes as aforesaid, (as he thinketh was lawfull for him to doe). And hee the rather thinketh his said fathers vowes and p'testations to bee true, for that his said father by his last Wyll and testament in writinge hath (as much as in him lay) ratyfyed and confirmed his said conveyance to him this defend^t and his said sonnes, wthout that these defend^u or either of them dyd consulte or conspire, as by the said byll is supposed, or that these defend^u or either of them dyd agree to

break open, or dyd break open, any cheste as by the said Byll is untruely supposed, or that these def^{ts} or either of theym, dyd possess themselves wth any writings conveyances or evidences other than as aforesaid, and other then such as hee this defend^t found in the said messuage or tenement wherein his said father dyed, or that these defend^{ts} or either of theym have anie evidence att all p^rvinge anie tittle to or for the said compl^t other then as aforesaid, or that hee this defend^t dyd practize to inveigle the said *Thomas*, the father, as is supposed by the said byll, or that hee this defend^t dyd make anie untrue or false reporte of the said *Frauncis*, the father, as ys supposed by the byll, or that hee this defend^t gott anie conveyance from his saide Father other then as aforesaid, or that the said compl^t ys or ought to bee next in remaynder to anie of the pmisses according to anie guifte thereof supposed to bee made as ys supposed by the said Byll, to the knowledge of these defend^{ts} or of either of theym. And without that, that any other matter or thinge in thesaid byll of compl^t concēing these defend^{ts} or either of theym materyall or effectuall in the Lawe to bee answered unto, and not herein sufficientlie and effectually confessed and avoyded, denyed or trav^sed, ys true, all w^{ch} matters and everye of theym these defend^{ts} and either of theym are ready to averre and p^rve, as this Honourable Courte shall awarde, and pray to be dismissed wth their and either of their reasonable costs, charges, and expences, in this behalf wrongfully sustayned.

CHETWIND.

pñoiat Petrus Whitmore & Alicia ux. ejus jurat. fuēr. primo die May
Anno Dñi 1606. coram nobis

THOS. SYDWAYE
JOHN WESTUN
W^m IREMONGER.

The Replicacon of FRAUNC^s WHITMORE
Gent^l Repl^t to the joint and sev^lall
Answers of PETER WHITMORE, Clarke,
and ALICE his wiff, Defendants.

The said Repliant sayeth in all and every thing and things, as formerlie in and by his said Bill of Complaint he hath sayed, and doth and will averre, maintayne, and prove, his said Bill of Complaint, and all and everye the matters and things therein conteyned, to be good, true,

certen, and sufficient in the Lawe to be aunswered unto, by the said defen^t o^r either of them, notwthstanding any excepcon, surmise or allegacon taken by the said defend^t o^r either of them, to the contrarye. And contrariwise, that the said aunsweres are verye uncerten, untrue, and insufficient in the Lawe, to be replied unto by this Repliant, for divers imp^rfections therein appearing. Neverthelesse all advantage of excepcon to the uncertentyes and insufficiencyes of the said Aunsweres to him this Repliant now and att all tymes hereafter saved, This Repliant, for Replicacon to the said joint and sevall Aunsweres, sayeth: That *Thomas Whitmore* in the said Bill of Complaint and aunsweres named, this Repliants Grandfather, being in his lyfftye lawfullie seased in his demeasne as of fee, of, and in divers messuages, lands, ten^{ts}, and hereditam^{ts} in the Countye of Stafford, to the value of foure score pounds by y^e yeare or therabouts, and haveing then three sonnes that is to say, *William* his eldest sonne, *Frauncis* the father of this Repliant his second son, and *Peter* the now def^t his third and youngest sonne, did by his deed indented under his seal, bearing date on or about the fifteenth day of August in the one and twentieth yeare of the raigne of o^r late gracious Sovereign Ladye Queen Elizabeth, in consideracon of the natural Love and affection wch he did beare unto the said *William*, and his said other sonnes, and for the preferm^t and advancem^t of the said *William* in marriage, give graunt and confirm unto *Peter Roos* of *Laxton* in the countye of Nott. Esquire, *Rowland Bulkeley* of *Buntingdale* in the County of Salop, *Thomas Roos* of *Laxton* aforesaid Gent, *Thomas Bulkeley* the younger of *Ore*, in the said Countye of Salop Gent, and *John Huntbatch* of *Weston* in the said County of Stafford, Clarke: All those his Messuages, Lands, ten^{ts} and hereditam^{ts} by the name and names of All that Capitall Messuage or tene^t wth the apptenences called *Barrhill* and all lands, ten^{ts}, meadowes, feedings, pastures, woodes, Underwoodes, & hereditam^{ts} whatso^r, to the said messuage or tenem^t belonging, o^r therewthall usuallie occupied, scituate lyeing & being wthin the p^{sh} or Territories of *Madeley* o^r elles where in the said Countye of Stafford, And of all those Landes, tenem^{ts}, feedings & pastures commonly called *Dilkens End* And of all those Landes, tenem^{ts}, woods, underwoodes, feedings and pastures wthin the Manor or P^{sh} of *Oneley*—in the said Countie of Stafford, And also of All those Landes, ten^{ts}, commons, commodities, Toftes, Croftes, and hereditam^{ts} whatso^r commonlie called *Mossefeilds* near *Alderleigh Greene* in the Psh of *Careswall* in the said Countye of Stafford, And also of All those Lands, ten^{ts}, meadowes,

feedings, pastures, woods, underwoodes and hereditaments, whats', which were themselves formerlie graunted lymitted or appointed for & in consideracōn of the dower or jointure of *Johane* then wiff of the said *Thomas* Whitmore, To have and to hold all and singular such p'te of the said messuages, lands, tenements & heredit's wth th'appl'ences & ev'ry p'te and p'cell thereof, whereof estate was so formerlie lymitted graunted and appointed, to or for the dower or jointure of the said *Johane*, to the said *Peter Roos*, *Rowland Bulkeley*, *Thomas Roos*, *Thomas Bulkeley* the younger and *John Huntbatch*, and their heires To the use and behoof of the said *Thomas* Whitmore and *Johane* his said wiff, and to the longest liver of them, wthout impeachment of any manner of wast during the liff of the said *Thomas* Whitmore onelie. And after the decease of them and either of them, then to the use and behoof of the said *William* Whitmore & of t'heires males of the bodye of one *Elizabeth Hitch* the onlie daughter of *Thomas Hitch*, Gent., deceased, lawfullie begotten, or to be begotten, and for default of such issue then to the use and behoof of the said *William* Whitmore and th'heires males of his bodye lawfullie begotten or to be begotten. And for default of such issue then to the use and behoof of *Frauncis* Whitmore, second sonne of the said *Thomas* Whitmore, and of th'heires males of his bodye lawfullie begotten or to be begotten. And for default of such issue then to the use and behoof of *Peter* Whitmore, third sonne of the said *Thomas* Whitmore, and now the def^t, & of the heires males of his bodye lawfullie begotten o' to be begotten, and for default of such yssue then to the use of the said *Thomas* Whitmore and of t'heires males of his bodye lawfullie begotten or to be begotten. And for default of such issue, then to the use and behoof of the right heires of the said *Thomas* Whitmore for ever. And to have and to hould all and singular the residewe of the said Lands, tenem^{ts} & heredita^{ts} wth the app'tenances unto the said *Peter Roos*, *Rowland Bulkeley*, *Thomas Roos*, *Thomas Bulkeley* the younger, and *John Huntbatch*, and their heires : To the use and behoofe of the said *Thomas* Whitmore for and during the term of his naturall liff, wthout impeachment of wast, and after his decease then to the use and behoof of the said *William* Whitmore and of the heires males of his bodye lawfullie begotten or to be begotten. And for default of such issue then To the use and behoof of the said *Frauncis*, this Repliants father, and of t'heires males of his bodye lawfully begotten or to be begotten, and for default of such yssue then to the use and behoof of the said *Peter* Whitmore and of the heires males of his bodie lawfullie begotten

or to be begotten, wth such other remainders thereof over, in and by the said Deed indented sufficientlie executed by liverye and seesen, more at large it doth and may appeare. And this Repliant further sayeth that by force and vertue of the said Deed indented before recyted, & of the execution thereof by liverye and seizin made unto the said Feoffees to the sevāll uses before specified, and also by force of the Statute made the fourth day of February in the xxvijth yeare of the raigne of o^r late Sovēign Lord of famous memory King Henry the eight, for the transferringe of uses into possession, the said *Thomas Whitmore* and *Johane* his wife entred into and upon all such parte of the said messuages Lands tene^{ts} and hereditam^{ts} whereof estate was soe formerlie made and graunted, to or for the dower o^r jointure of the said *Johane*, and werre thereof seased in theirre demeanne as of freehould, for the terme of their natural lives and of the naturall liff of the survivo^r of them, wth such remainders thereof over [as] aforesaid. And the said *Thomas Whitmore* by force and vertue thereof also entered into and uppon all the residew of the said messuages, landes, ten^{ts} and hereditam^{ts}, and was thereof likewise seized in his demeanne as of freehold, for the terme of his naturall liff wth other remainders thereof over after his decease, as aforesaid. And afterwards the said *Thomas Whitmore* and *William* his sonne, did by their Indenture sufficient in the Lawe, bearing date the xvijth day of March, in the xxijth yeare of the Raigne of the late Queene Elizabeth, made between them on th'one p'te and *Thomas Roos*, gent. and others on the other p'te, convey and assure the s^d premises wth the appurtenances to the said *Thomas Roos* and the others, and their heires, p'te thereof for the jointure of *Elizabeth Hitch* wife of the said *William Whitmore*; The remainder thereof and the residew of the said Landes to such uses as before in the last mencōned deed are expressed and declared. And this Repliant further saieth that the said *Thomas Whitmore* did at all times after, soe longe as the said *Frauncis Whitmore*, this Repliants father, lived, and likewise afterwards soe long as the said *William* his sonne lived, never reckon o^r accompt himself to be seised of any other estate in the p'misses then onlie as tenn^t for terme for his liff; for that in all & ev'ry such estate or estates, lease or leases as the said *Thomas Whitmore* did afterwards make of the said premisses or of any p'te thereof, the said *Thomas* did not graunt any farther terme or termes therein then such as were determinable by the death of him the said *Thomas Whitmore*. And this Repliant sayeth that the said *Frauncis Whitmore*, this Repliants father, haveing issue unto his bodie lawfullie begotten *Francis Whitmore* this

Repliant, the said *Frauncis*, this Repliants father, afterwards died and dep'ted this liff, leveing his said father and twoe brethren, and afterwards the said *William Whitmore* also died, not having any issue of his bodye liveing at the time of his decease nor borne after his decease. By reason whereof this Repliant was then next in remainder after the death of the said *Thomas Whitmore*; and after the said *Thomas* likewise died, by and after whose decease the said messuages lands and premises did remaine and come unto this Repliant, according to the forme of the gift aforesaid; without that, that it is true that the said *Thomas Whitmore* on or about the one & forteth yeare of the Reigne of o^r late gracious Soveigne Lady Queene Elizabeth did or could by fine or by any o^r assurance or conveyance in the Lawe assure or convey the s^d Landes tene-m^t and hereditam^t to the said def^t and his heires for ever to th^e use of the said *Thomas Whitmore* for liff, wth remainder after the death of the said *Thomas Whitmore* to th^e use of the def^t, for term of his liff, wth such other remainders thereof over after the death of the said def^t, As by the said Aunswers is pretended, or that it is true that the said *Thomas Whitmore* by force or vertue of any such conveyance as in the said Aunswer is menconed and of y^e Statute made for ye transferringe of uses into possession, was seased in his demeasne as of freehould for y^e terme of his naturall liff wth such remainders over as are specified in the same conveyance, or did die seized of the premisses or of any p^{te} thereof by vertue of any such Conveyance, and of the said Statute for transferring of uses into possession, as in & by the said aunswere is also sett forth. And wth out that al^s, that it is true that the said *Thomas Whitmore* did make any such Conveyance of the premisses as in the said aunswere is rehearsed, by the advice of his good friends as in and by the said aunswere is also suggested, for this Repliant sayeth that the same Conveyance if any such weere made, was made by the practise and p^curement of the said *Peter Whitmore* the def^t after such tyme as the said *Frauncis & William* were both dead, upon hope that the said *Peter* might have suppressed the said former deeds of intayle, in case that this Repliant, who was left young and destitute of frēds, should not have had any knowledge thereof. And wth out that, that the said Complanant is or ought to be barred by reason of the warrantye in the said aunswere mencōned, as in the said aunswere is p^mised. For this Repliant sayeth that he was wth in age at the decease of his said grandfather and hath siⁿthence entered into the said premises during his nonage, and at the tyme of his full age. And wth out that that any other matter o^r thing materiall or effectuall in the Lawe to be replied unto, and by the Repli-

ant not replied unto, hereby confessed and avoided, trav'sd o' denied are true. All w^{ch} matters or things this Repliant is redy to averre and prove to this Honorable Court as the said honorable Court shall judge or award.

PH. GERARD.

CHAN^y ORDERS & DECREES.

A. 1607. Vol. 113.

p. 814 d.

Frances Whitmore plt.
Peter Whitmore and
Alice his wyff defts.

Upon mōcon this present deie made unto The Right Honorable the M^r of the Rolls by M^r Brooke being of the Plts Counsel. It is Ordered by his Lordship that the Reporte made by John Tindall one of the M^{rs} of this Court upon the Agreement wth the consent and well liking of the said parties shall be ratified and confirmed by the decree and authoritie of this Courte to be performed by both the said partyes to all intents and purposes according to the tennor and true meaning hereof.

CHANCERY BILLS & ANSWERS.

James I.—W. 14—No. 50.

1621. Nov. 19th, Pennyman.

To the Right Ho^{ble} and Reverend father
in God John Bishop of Lincoln, Lord
Keep of the Greate Seale of England.

In most humble manner compleaning Sheweth unto your Honor Francis Whitmore of London, Gent. That whereas Thomas Whitmore, late of Barrhill in the Parish of Madeley, within the County of Stafford, Gent. deceased, late Grandfather to your said Orato^r, was in his lief tyme seased in his demesne as of fee (amongst other things) of and in a certain pasture or pcell of Land called *the Hobfeild* and of and in one messuage and divers Lands thereunto belonging, being now of the yerely value of ten pounds, lying and being in Madeley aforesaid. And so being thereof seised, did by good and sufficient Conveyance in the Law convey and assure the same Hobfeild and p'misses amongst other

things to the use of himself for term of his lief without impeachm^t of wast and after his decease to the use of Johane his wife for and during the terme of her natural lief, with remainder thereof after the death of the said Thomas and Johane To the use and behoof of Will^m Whitmore Sonne and heire apparent of the said Thomas Whitmore and of the heires males of the body of the said Will^m Whitmore lawfully begotten, and for want of such issue to the heires males of the body of the said Thomas Whitmore upon the bodye of the said Johane Whitmore begotten, and for default of such issue To the right heires of the said Thomas Whitmore for ever. By force whereof the said Thomas Whitmore was of the said p^rmisses seised in his demesne as of freeholde for and during the terme of his natural life, the remainder of the p^rmisses being as aforesaid. And after the said Will^m Whitmore dyed without any issue of his body and after the said Thomas Whitmore likewise dyed and the said Johane him survived and entered into the said premisses and was thereof seised in her demesne as of Freehold for and during the term of her natural life, and the rents issues and profitts thereof did p^rceive and receive during her lief, and afterward, that is to saye in and about the eleventh yere of the raigne of our Sov^aigne Lord the Kings Ma^{tie} that now ys, she the said Johane lyke-wise dyed, after whose decease the said p^rmisses remayned and came as of right the same ought to remayne and come unto your Orato^r as sonne and heire male of the body of Francis Whitmore sonne and heire male of the body of the said Thomas Whitmore, and your said Orato^r according to his lawful right entered into the said p^rmisses and was thereof seized in his demesne as of fee tayle according to the force of the guift aforesaide and the rents issues and profitts thereof did receive and take as lawful was for him to doe. But so yt ys, may it please your Honor, that one *Sir John Offeley of Madeley* in the said Countie of Stafford, Knight, having by casuall meanes gotten into his hands and possession the Conveyances aforementioned and dyvers other evidences of your said Orato^r belonging and manifesting your said Orato^r right and title in and to the said p^remisses, hath by colour thereof entered into the said p^rcell of Land called the Hobfield and taken th^r issues and profitts thereof to his own use. And by p^rtence of the said deeds charters writings and muniments the said *Sir John Offeley* challengeth the said Hobfield and all other the premisses as his own Inheritance. And, although your said Orator hath dyvers and sundry tymes in gentle manner required the said Sir John Offeley to deliver the said possession of the said p^rmisses unto him and to suffer

him to enjoy the same and also to del'ver to your said Orato^r the said Deeds charters writings and muniments aforemencōned, yett the same to doe the said *Sir John Offeley* hath ever hitherto denyed and refused, and still doth deny and refuse, to the disinheritance of your said Orato^r and contrarye to all right equitie and good conscience. In tender consideracōn whereof and for so much as your said Orato^r knoweth not the certaine nomber or dates of the said deeds charters writings and munim^{ts}, nor whether the same are in bagg or box, sealed or in a chest, locked or otherwise, And therefore is remedillesse at and by the strickt course of the Comon Lawes of this Realm either for recovery of the said evidences and writings or the possession of the premisses so unjustly deteyned from him. May it therefore please your Honour, the premisses considered, to graunt unto your said Orato^r the kings Majesties most gracious Writt of Subpena to be directed unto the said *Sir John Offeley*, Commanding him by vertue of the same at a certaine day and under a certaine payne therein to be lymitted, to be and p'sonally to appear before your Honour in his Ma^{ties} high Court of Chauncery, then and their to answer the p'misses, and to abide such fur^r Order therein as to your Honour shall seem to stand with equitie and good conscience.

And your said Orato^r shall dayly pray for your good Lordshipp in health and prosperity with much increase of Honour long to contynue.

PE. GERARD.

NOTE.—We here find Francis Whitmore in suit with Sir John Offley. ERDESWICK, writing about 1590–1600, says that Madeley was a goodly manor, forfeited by the attainder of Edward Stafford, Duke of Buckingham, and given by the king to the Lord Bray. “Madeley was afterwards sold to Sir Thomas Offley, a merchant, and some time Mayor of London, father of Henry Offley, now owner thereof.” The peerages say that the Offleys had been of Madeley as early as A.D. 1237. Sir John Offley, Kn't, was sheriff of the county in 1617, as was John O. in 1662. John Offley, Esq., married Anne, dau. of John Crewe, of Crewe, co. Chester, and their son John (Offley) in 1708 assumed the name of Crewe. His grandson, John Crewe, was made Baron Crewe in 1806, but there had been an earlier title of Lord Crewe of Stone, extinct in 1722, in another branch of the Crewes.

The present Lord Crewe is the third of this creation, and still possesses a large estate in Madeley, besides his property in Cheshire. His sister is the wife of Richard Monckton Milnes, Lord Houghton.

FRANCIS WHITMORE OF LAXTON, AND THE FARRARS.

IN the London "Herald and Genealogist," vi. 385-407, there was an extended genealogy of the Fairfax family, and it was reprinted with corrections in vol. vii. 145-160. I printed in vol. vii. 161-3, some notes, the substance of which is as follows: I showed that one of the granddaughters of Francis Roos was Jane,* dau. of Bryan Stapleton, of Burton-Joyce, and that she married Sir William Fairfax of Gilling; these were the parents of Sir Thomas, created Viscount Fairfax of Elmley in the peerage of Ireland. This title became extinct in 1771; it is not to be confounded with that of Baron Fairfax of Cameron, in the peerage of Scotland, which is now held by a Virginian.

Sir William Fairfax, as above stated, married Jane Stapleton; his brother, Cuthbert F., married Mary Whitmore of Nottinghamshire. It is most probable, therefore, that she was also a granddaughter of Francis Roos, cousin to Sir William's wife, and daughter of "old" Thomas Whitmore of Madeley. We say this because the Whitmores of Caunton, co. Notts, had all died out; and as Roos was distinctively a Nottinghamshire man, his son-in-law Whitmore might well be considered to be of that county. In fact, he was very probably living there when his daughter married, as two of his sons were clergymen in that

* Jane Roos, after Brian's death, m. his first cousin, Anthony Stapleton of Rempston, and thirdly, Thomas Lake of Hasland, co. Derby, and died probably in 1595. (Thoroton, p. 286.) Sir William Fairfax and his brother Cuthbert were sons of Sir Nicholas F. of Walton and Gilling, co. York. Their stepmother was Alice (Harrington), widow of Sir Henry Sutton of Aram, co. Notts, and Sutton was cousin to Brian Stapleton. A third of the cousins, Katherine Bassett, m. Guy Fairfax, who was not improbably a brother of Sir Nicholas, as he had brothers Miles, Guy and Robert, not accounted for by genealogists. Thoroton says indeed that one of Francis Roos's daughters m. ——— Fairfax of Gilling, who might be either Miles or Robert.

Again, it is curious that the grandfather of Sir Nicholas Fairfax, Sir Thomas F. of Walton, inherited in 1492 Gilling Castle, as heir to Sir Ivo de Etton. The Rooses acquired Laxton by marriage with Isabel de Etton, niece of Sir Ivo.

county, though Peter is called of Staffordshire at his matriculation at Oxford.—(*Post.* iv. 15.)

Believing that there is no reasonable doubt that Mary, dau. of Thomas Whitmore, married Cuthbert Fairfax, a great interest attaches to a relic now in this country. Her brother was William Whitmore, of St. Helen's, Auckland, co. York, who died *s. p.* about 1598. Now David Pulsifer, Esq., of the Secretary of State's office in Boston, Mass., has an old bible given him by Hon. Otis P. Lord, in 1832, who picked it up in a store in Ipswich, Mass. On a page at the end is written, "S. Newman, Ipswich": on another, "Hopkinton." On the margin of one of the leaves is the following writing:

*William Whitmore
went to Gillinge
anno Dⁱ 1574
mense sept.*

"William Whitmore went to Gillinge anno Dⁱ. 1574 mense sept."

It is almost certain that this refers to some visit of William Whitmore to his sister or her husband's family. But how came that bible here? The heir of William W. was his nephew, Francis Whitmore, of Laxton or Lexington, co. Notts, as I show in subsequent pages.

Now among the early records of Essex County, Mass., are recorded the marriages of George Farrough (Farrar) and Ann Whitmore, 16 Feb., 1643-4; and of John Brewer and Mary Whitmore, 23 Oct., 1647. These two girls probably came here with relatives, and as I have shown (*ante*, p. 16) that Francis Whitmore of Laxton had a nephew George Farrar, I think it possible that this George Farrar brought the bible over to this country.

Indeed I go farther, and think that George Farrar married a cousin, and that his wife was a daughter of Francis Whitmore; but this is not yet proved, and is not to be accepted by others.

The record is as follows. The original is in the handwriting of Robert Lord, of Ipswich, and is one of the returns made to the County Clerk. It is in the court files at Salem, book vii. leaf 48, and the paper is now illegible in some parts, as the transcript shows. A portion is as follows: *

"Francis Jordon & Jane Willson married 6 (9) 1635.

"Sarah Jordon born 8 (9) 1636.

"Hanah Jordon born 14 March 163—.

"Mary Jordon born 7 Apr. 163—.

"Mary Jordon dyed August 16—.

"Mary Jordon born 16 May 1641.

"Lydia Jordon born 14 Feb: 1643.

"Deborah Jordon born 4 December 164—.

George Farough.†

"Georg Farough & An Whitmore married 16 (11) 1643.

"Mary Farough borne January 6, 164—.

"Martha Farough borne 25 Feb: 164—.

"Febye Farough borne May 165—.

"Thomas Stace & Susanna Wooster m. 4 (8) 1653.

(Children recorded, &c.)

"Thomas Harris & Martha Lake married the 15 of November 1647.

Thomas 8 August 48.

Martha 8 Jan'y 50.

John 7 Jany 52.

Elizth 8 Feb. 54.

Margrett 6 Aug 57.

Mary Last Jany 59.

William 12 Dec. 6—.

"John Brewer & Mary Whitmore married 23 (8) 1647.

"Mary Brewer borne the 23 of September 1648.

"John Brewer born the 6 of October 1653.

"Sara Brewer borne the 27 of March 1655."

Of JOHN BREWER I know little, but he may have been related to Thomas B., of Ipswich, 1642. It is clear that he was

* I am indebted to Henry F. Waters, Esq., of Salem, for this copy, made for this publication. I have marked the portions copied literally.

† The original uses a "ff," but that is simply the old form of writing a capital F.

not the John of Cambridge, 1642-5, as Savage asserts, because that man had by wife Ann, John, b. 1642, who may well be the Sudbury settler, having children 1669-1689. Now this John of Ipswich (Essex Deeds, iv. 14, 38), in 1675-6 is appraiser on estates of Richard Kimball, Sen., and Capt. John Ayres, and is called John Brewer, Sen. In January, 1677, John Brewer, Jr., took oath of allegiance in Ipswich. Evidently the Essex family is distinct from the Middlesex one.

As to the Farrars, we find among the first colonists, John Farrow of Hingham, who came from Hingham in Norfolk in 1635; John of Woburn, 1655; John and Jacob of Lancaster, 1653; Thomas of Lynn, 1640 (born 1617); and George of Ipswich, above noted. Of these names, John, Thomas and George agree with those of three of the nephews of Francis Whitmore of Laxton. (See *ante*, iv. 16.)

I have large collections about the Farrars of Halifax, co. York, made by the late H. G. Somerby, Esq., but nothing that seems to touch any of our colonists.

THOROTON indeed says that Robert Farrowe, or Pharrow, was of Laneham, co. Notts, in 1612, and also owned land in East Drayton. Francis Whitmore of Laxton, in 1646, mentions his nephew Robert Farrar, if alive and in England. Now in HOTTEN'S Lists, I find that Robert Farrar, aged 24, embarked for Virginia in the Transport in 1635. In the same list is named another emigrant, one Robert Whitmore, living in 1623 in Virginia, who seems to have been one of Mr. Edward Blaney's men at James City, and who came over in the Duty soon before, aged 22 in 1624-5. This is very probably the Robert mentioned, *ante*, iv. p. 20. There was also in the passengers for St. Kitts in 1634, Alice Whitmore of Huniton, co. Devon, spinster, aged 25 years.

I will now consider the record of GEORGE FARROW.

It is needless to say that Farrow and Farrar are but different forms of the same name, and that the latter has become the usual mode of spelling. GEORGE FARROW, as already shown, was of Ipswich, where he married Ann Whitmore in 1643-4, and had three daughters (*ante*, p. 39). Savage's account is all wrong, as he mistook a word and put a son George, Jr., in place of Phebe, and so misplaced his facts.

GEORGE FARROW is credited on the Treasurer's books for killing wolves in 1648 and 1650, on several occasions. We may, perhaps, fairly conclude that he was not an old man, and that he was born about 1615-20, his wife being born in 1618, as we shall show. The volume cited is in the library of the N. E. Hist. Genealogical Society at Boston. In Ipswich Deeds, vol. i. p. 549, he is mentioned as a "weaver." In 1658, his wife Ann is mentioned in a deposition as being 40 years old.* In Essex Deeds (iii. 107), as Mr. Waters informs me, there is a deed dated Dec. 1st, 1668, of George Farrow of Ipswich and Ann his wife, exchanging his house and seventy acres of land in Ipswich, with William Symonds, of Wells, gent., for a house and lands in Wells: witnessed by Wm. Bennett and Thomas Estman.

Farrow doubtless moved to Wells (Maine) soon, where he was killed by Indians, 27 Sept., 1676, "as he was too carelessly venturing to his House without any Company," as HUBBARD narrates in his History (Drake's ed., ii. 183).

The records of York county, at Alfred, give only the following item. "At a Court of Associates houlden at Wells 12th December,

* The deposition is as follows:—

CLERK'S OFFICE, Essex co. Court Papers, iv. 90.

The deposition of Ann farro ye wife of georg Faro aged 40 yeres or thereabouts
This deponent sayth she bought a pcell of grene cotton of mr. Robert Payne and sayd mr. Payne told this deponent that the price of yt was three shillings eight pence by the yard, wch price this deponent thought was to much for such cotton yt being as she judgeth a thin cotton and wanting of yard wide, this deponent further sayth she bought another pcell of red cotton at foure shillings eight pence ye yard as mr Payne told her was the price of yt and further this deponent sayth not.

Sworne in Court held at Ipswich | the 29th of Sept.

- 1658 Robert Lord cleric. |

1676—This Court ordereth John Wells with Phoeby Farrow to take care of the widdow & estate of George Farrow deceased."

BOURNE (Hist. of Wells, p. 146) says Farrow left a widow and three sisters. SAVAGE says that it was the presumed son, George, Jr., who was killed; that he left three daughters, and that William Symonds and Joseph Storer were administrators. Both are doubtless wrong in part. There was only one George Farrow, and he had no son, but did have three daughters.

Now it appears by a deed on record at Alfred, Me. (York co. Deeds, iv. 4, 5), that 3 Nov., 1682, John Smyth, Sen., of Cape Nuttacke (now Neddock), planter, and Mary his wife, sold to William Sawyer of Wells, part "of that tract or parcell of upland and sault marsh and fresh, which fell to my wife MARY, by the death of her natural father, *George Farrow*," containing eighty acres of upland and eight acres of meadow, &c. &c. Both John and Mary make a mark, and the deed is acknowledged before Sam^l Wheelwright, same day, and recorded March 9, 1683-4.

From documents still on record in York county, Me., which I propose to publish elsewhere, it seems that John Smith, Sen., was of Casco under Cleeve's government, and that in 1653 his wife was Joan, sister apparently of Edward Wanton (?Wanerton, see Hist. Saco, p. 43?)

In 1657 he was of Cape Nuddock, or Neddock, where he had lands granted in 1658.

In 1674, John Smith, Sen., with consent of his wife Joan, deeds land to his son John, Jr., mentioning, also, land of James Jackson. In the same year James Jackson had land granted to him "lying next to his father John Smith."

As already mentioned, in 1682 John Smith, Sen., had taken a second wife, Mary, daughter of George and Mary (Whitmore) Farrow. In 1684, he confirms to his son John, land given by him "and Joane my former wife, his mother."

June 23, 1685, John Smith, Sen., makes a deposition, being aged about 73 years. March 1, 1685-6, he sells land to Samuel Banks, and Mary acknowledged same 14 June, 1686.

Finally, 3 Feb., 1687-8, John Smith of York made a settlement with "Mary Smith, wife of my late deceased father John Smith," giving her a piece of land in lieu of all claims for dower.

I am informed by Nathaniel G. Marshall, Esq., town clerk of York, that about 1713, John Smith, late of York and then of Gloucester, Mass., as executor of his father John S., had the lands re-granted and the boundaries defined.

Now it seems by Essex county records, the administration was granted 18 May, 1713, to Susanna, widow of John Smith, of Gloucester, mariner; * that they had children John, Abigail, Rebecca, Susanna and Joseph.

Here I leave this line, having no Whitmore blood in it. As yet I find no trace of any children of Mary (Farrow) Smith, and it is unlikely that she had any. Still, as she was born in 1645, she may have re-married after Smith's death.

Mr. Marshall says that 12 Oct., 1727, John Smith's heirs sold his land to Samuel Bankes of York, but the deed cannot be found.

Possibly the widow Mary (Farrow) came to Gloucester with her stepson; and it is to be noted that I have not traced Phebe, her sister.

• The Gloucester records have the children of John Smith, Jr., and Susanna, as follows:

John, b. 2 Nov., 1702; d. 25 June, 1714, aged 16½ years.

Abigail, b. 25 Aug., 1704.

Rebecca, b. 25 Dec., 1706.

Joseph, b. 20 March, 1709.

Susanna, b. 6 Nov., 1711.

Susanna, widow, aged about 46 years, died 2 March, 1725.

THE BREWER-WHITMORE BRANCH.

JOHN BREWER OF IPSWICH.

Since the preceding pages were printed, Mr. Waters has kindly furnished me with more facts about JOHN BREWER. It seems that his will, dated 14 June, 1684, presented 30 Sept. following, is in Essex Wills, iv. 100-4. He is termed JOHN BREWER, Sen., of Ipswich, and mentions wife Mary, *father Brewer* of Hamton, grandchild Edward Chapman, other gr. ch. John Chapman; residuary legatees, son John Bruer and dau. Mary Chapman. Overseers, brother Thomas Lull and Simeon Stace; wife Mary, executrix.

Oct. 2, 1684, widow Mary, who, being incapable, renounced executorship, made an agreement with "son John Brewer," and Simon Chapman, "said Simon being the husband of said Bruer's daughter, deceased." Mary (Whitmore) Brewer, widow of John, 1st, died 10 Dec., 1684.

The inventory of J. B., "who decesed the 22 June, 1684," * mentions as one item, "Bermoody basket, 1s."

It is thus not only shown that John Brewer, Sen., of Ipswich, was not the Sudbury man, but it is made evident that he had a father living in Hampton. Mr. Joseph Dow of that town has given me some facts which enable me to make a probable pedigree. Our Boston records (see REGISTER, xi. 202) say that "William Lane was married to Mary Brewer, the daughter of Thomas Brewer of Roxbury, 21: 6: 56:" i. e., Aug. 21, 1656. Now, 29 Nov., 1657, at Hampton, N. H., were married Sarah Brewer and Thomas Webster; and at Hampton the record says "ould goodman Brewer dyed 23 March 1690" (the year being 1689-90, as other entries show).

The son of Mary (Brewer) Lane married at Boston, 21 June, 1680, Sarah Webster of Hampton, dau. of Sarah (Brewer)

* The town record says he died 23d June.

Webster. If Mrs. Lane and Mrs. Webster were sisters, these children would be first cousins; and the fact that Mrs. Webster lived at Hampton would account for her father's removing to that town. This view was urged in the REGISTER, ix. 160, and is in every respect most probable.

We have then (1) THOMAS¹ BREWER of Roxbury, said to have been at Ipswich in 1642 (perhaps a brother of Daniel B. of same), who died "old" in 1690, at Hampton, with children John, Sen., of Ipswich, Sarah Webster and Mary Lane.

(2) JOHN² BREWER, Sen., of Ipswich, m. Mary (Whitmore) and had:—

- i. Mary, b. 23 Sept., 1648; m. Simon Chapman.
- (3) ii. John, b. 6 Oct., 1653.
- iii. Sarah, b. 27 March, 1655; prob. d. unm.

In the next generation:—

(3) JOHN³ BREWER, Jr., of Ipswich, and Susanna Warner, were married at Ipswich, January, 1674, as the court records show. He was chosen clerk of the writs (or town clerk) of Ipswich, 27 Nov., 1683. Susanna, wife of John Brewer, died Nov. 20, 1688. (Town records.)

He married, secondly, 3 June, 1689, Martha, dau. of Abraham Perkins, and had:—

- i. Hannah,⁴
- ii. Martha,⁴ } b. 19 Feb., 1689; d. young.
- (4) iii. JOHN,⁴ b. 1692; aged 5 years in 1697.
- (5) iv. MARY,⁴ b. 1695; " 2 " " "
- v. Martha,⁴ b June, 1697; aged 4 months in 1697; d. young.

Oct. 4, 1697, his widow Martha was made administratrix; her bond, as guardian of the three children, gives their names and ages. She afterwards made return as administratrix, 8 Oct., 1701, as Martha Brewer, *alias* Ingols (Essex Wills, vii. 101). She was also appointed guardian to John Brewer, minor, son of John B. of Ipswich, and mentions that his sister Martha was deceased.

Jan. 18, 1702-3, Abraham Perkins of Ipswich was made guardian of the children of John Brewer, viz.: John, aged about 10 years, and Mary, about 8 years. He was unquestionably their uncle, and their mother had married secondly — Ingols.

These two grandchildren of Mary (Whitmore) Brewer both married; and there were also living their cousins, the children of Mary Chapman, two being mentioned in the will of John Brewer, Sen., viz.: Edward and John Chapman.

(4) JOHN⁴ BREWER, 3d, of Ipswich, was a mariner. Nov. 9, 1717 (Essex Deeds, vol. xxxii.), he with wife Abigail sell a half right in common land to Robert Calfe, clothier. Mentions his father John Brewer.

Again (Essex Wills, xi. 101), 14 Dec., 1714, Ephraim Smith and Mary his wife, dau. of John Brewer of Ipswich, having received £20 from his brother John Brewer, mariner, acquitted the estate.

JOHN⁴ and Abigail Brewer had at Ipswich—

i. Abigail,⁶ bapt. 19 Nov., 1721.

His wife d. 27 Sept., 1723, and I cannot trace this line farther.

(5) Mary⁴ Brewer, as just shown, married Ephraim Smith.

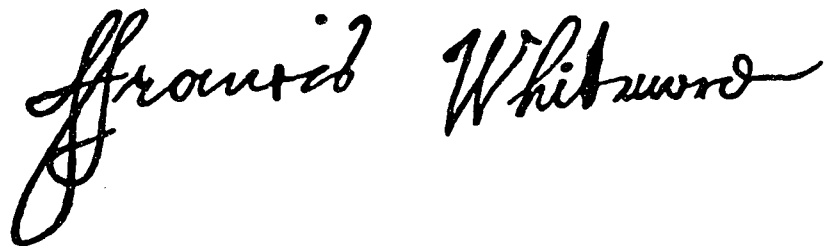
Administration was granted 9 Feb., 1720, on the estate of Ephraim Smith to his widow Mary. I have not been able to trace this line farther.

It remains only to add that I have shown that certainly Mary Whitmore (Brewer) and possibly Ann Whitmore (Farrow) left issue settled in Essex county, Mass., as late as 1720. By any of these lines of descent the old Bible before mentioned (*ante*, p. 38) might have been handed down. All that I felt obliged to do, was to establish such a possibility, and this I think has been done.

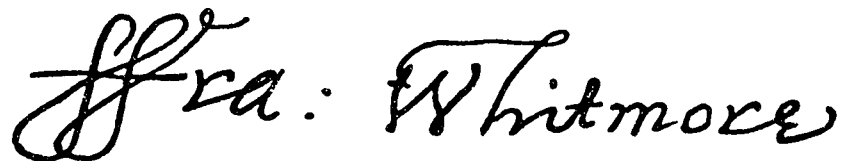
POSTSCRIPT.

AUTOGRAPH OF FRANCIS WHITMORE.

ON p. 15, I stated that Francis Whitmore of Laxton might be the witness to the will of Mrs. Sarah Egerton in 1624, at London. I have since received from Col. Chester the facsimile of the signature of Francis W. appended to his will. It is as follows:

A handwritten signature in cursive script that reads "Francis Whitmore". The letters are fluidly connected, with a large initial 'F' and a long, sweeping tail on the 'e'.

The signature of the witness to the Egerton will is as follows:

A handwritten signature in cursive script that reads "Sra. Whitmore". The 'S' is very large and ornate, and the 'ra.' is written in a smaller, more compact cursive.

From the striking dissimilarity, I presume there can be no doubt that these are different persons. But the witness may be either the Francis mentioned on p. 20, or the one mentioned in Tract No. 2.

