

ORMOND DEEDS

BEING THE MEDIÆVAL DOCUMENTS PRESERVED
AT KILKENNY CASTLE

GENERAL EDITOR

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COIMISIÚN LÁIMHSCRÍBHINNÍ NA hÉIREÁNN
(IRISH MANUSCRIPTS COMMISSION)

CALENDAR OF
ORMOND DEEDS

VOLUME IV

1509-1547 A.D.

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DUBLIN
PUBLISHED BY THE STATIONERY OFFICE

To be purchased directly from the
GOVERNMENT PUBLICATIONS SALE OFFICE, 3-4 COLLEGE ST., DUBLIN,
or through any Bookseller.

1937

Price Twenty Shillings.

PREFACE

THIS volume covers the history of the Butler Earls of Ormond from 1509 to 1547. In this important period the Tudor Monarchy of England under its vigorous representative, Henry VIII, made English rule effective in Ireland for the first time since the original invasion of the twelfth and thirteenth centuries. This first conquest had by general admission failed, and the decay is fully attested in Poyning's statutes.¹

The period is also important in the history of the Butler family themselves, whose family deeds and records are the main interest of this collection. But, as before, great numbers of documents connected with other and lesser families had been preserved for this epoch in the Muniment Room, Kilkenny Castle. The list of Deeds, therefore, shows us a collection most interesting through their variety as well as through their importance.

As regards the Government itself, the number of State documents grows, and much will be found here to supplement the already published official papers of the time, such as the *Calendar of the Patent Rolls, Ireland* (Henry VIII—Elizabeth) and the *Calendar of Carew MSS.* Such are, for example, No. 80, letters patent of Henry VIII, appointing Piers, Earl of Ormond, Lord Deputy of Ireland in 1522, and No. 101, by which he is appointed Treasurer of Ireland in 1524. Deed 346 gives the royal writs and details for collection of a subsidy, directed to the sheriff of Tipperary in 1545. The Deputyship of Garret Oge, Earl of Kildare, is illustrated in Nos. 100 and 109, and his career generally in other important documents. The rivalry between Piers Roe, Earl of Ormond, and his brother-in-law, the Earl of Kildare, was a great feature of the time and had much to do with the final downfall of the great House of Kildare. The favour of the Crown to the House of Ormond is illustrated in Nos. 136, 139 and other items. This favour was renewed to James, Earl of Ormond, son and successor of Sir Piers (*see* Nos. 241, 242, etc.).

The descent of the House of Ormond went through curious stages in this period. Thomas, the seventh Earl, died in London on August 3, 1515. He had spent practically all his life in England, for the Butler family had been attainted and banished as Lancastrians on the triumph of Edward IV. Though restored to pardon and grace, Thomas and his elder brother, John, before him, had become permanent absentees. Their deputies and representatives in Ireland

¹ Philip Wilson's *Beginnings of Modern Ireland* makes an excellent text-book for the period.

had been the famous Edmund MacRichard, head of the Polestown branch of the family, nephew of the third Earl, his son James, and the latter's son, Sir Piers Roe ("Ruadh," Red). It was maintained by this branch that they were the true and only heirs of the senior branch for their Irish titles and estates, if it should expire or end in females, as seemed probable (see Deed 33). The latter event indeed happened at the death of Earl Thomas. He left two daughters—Anne, who married Sir James St. Leger, and Margaret, who married Sir William Boleyn. The daughters, as heirs general, got possession of the English estates, but the right to succeed to the Irish property was fought out for over ten years between Sir Piers on the one hand, and George St. Leger and Thomas Boleyn on the other hand, as the sons and heirs of Anne and Margaret. Thomas Boleyn was the father of the famous Anne, Henry VIII's second wife, so that Queen Elizabeth was the great-great-granddaughter of the last of the senior line of Ormond. On the death of Earl Thomas, Sir Piers assumed the title of Earl of Ormond and did all that he could to consolidate his position, especially in producing evidence that his father, James Butler, and Sabina Kavanagh had been lawfully married before his birth, and that the Butler lands had been entailed by the fourth Earl to heirs male (see Deeds 19, 33, 90, 115, 177, 258, etc.).²

Henry VIII wavered over the full acceptance of Piers as Earl of Ormond, though in Deed 101 he is officially described as such. Sir Thomas Boleyn was created Viscount Rochford in June, 1525, and with his daughters, rose ever more and more in the royal favour. Finally a compromise was reached in 1527 by which Sir Thomas Boleyn was to become Earl of Wiltshire and Ormond and Sir Piers, Earl of Ossory. A tripartite indenture to settle all claims was drawn up on February 18, 1528, between the King and St. Leger, Margaret Boleyn, Sir Thomas Boleyn and Sir George St. Leger, and Piers Butler and his son, James (see Deed 136). On February 23, 1528, Sir Piers received the title of Earl of Ossory, and the extent to which he was finally restored to all the Butler lands can be seen in Deeds 139, 149, 218, 241 and 361 (see also *Carew Miscell.* 446). The royal favour continued with him, as we see by Deeds 149 and 241.

On the passing of the Absentee Act, however, in May 1536, in the Irish parliament, the title of Earl of Ormond and the greater part of the Butler lands reverted to the Crown. The arrangement of 1528 was thus terminated and the earldom for the time extinguished. By this time the Boleyns had fallen. Sir Piers petitioned to have the whole Butler property in Ireland, as male heir of the seventh Earl. Great opposition came from Lord Grey and the Irish Council who urged that the palatinate of Tipperary should be abolished. But the King finally acknowledged the claim of Sir Piers, and on October 23, 1537, granted to him as "Earl of Ossory and Ormond,"

² See also Cokayne's *Complete Peerage* under *Ormond*, and Vol. 3 of this *Calendar of Ormond Deeds*, Preface and List of Deeds.

and to his son, James, certain manors which had been comprised in the former Butler lordship with other grants (see Deed 218 and Carew MSS., Vol. I, 128).³ In the next year Piers had the family title of Earl of Ormond restored, or confirmed, to him, which he had claimed ever since 1515, and recovered the Palatine power and most of the Irish lands of the Butlers. The father of the unfortunate Anne Boleyn, however, was allowed to retain his title of Earl of Wiltshire and Ormond till his death in 1539, when it expired. Piers himself died on August 26, 1539, being then of the ripe age of seventy-two. He was succeeded by his son James, who died in 1546. Thus the Earldom of Ormond was successfully revived again after a period of danger which had lasted from the extinction of the original and senior line in 1515.

The history of the senior branch in its later days, and its relations with the Boleyn family are illustrated in the valuable Appendix (pp. 307-380), in which Mr. David B. Quinn, lecturer in History in Southampton University College, contributes to this volume of the Calendar a Collection of Ormond Papers, 1480-1535, the originals of which are in the Public Record Office, London, and the British Museum. These cover the period 1480 to 1535, and Mr. Quinn has given a helpful Introduction to them. They are of great importance for the history of Ireland at that period, especially as regards the Anglo-Irish colony, and still more for the attitude of the English Crown towards the Earldom of Ormond and its palatine liberties. The relations of Irish chiefs to the Anglo Norman Earls is illustrated in the letters of O'Carroll chiefs to the Earl of Ormond in 1487 (pp. 315-316, 319-320, etc.), and other such letters. The Kildare supremacy is illustrated by many letters and documents of this collection, and Poyning's acts are exemplified in such entries as (26) on p. 328. The character and extent of the Butler lordship and its palatine liberties are detailed in documents (53 on p. 344) and on pp. 375-380. Many other letters in Mr. Quinn's collection have a bearing upon the rule of the Great Earl of Kildare and supplement what we know of the unpublished statutes of the Irish parliament in the period 1470-1509 (for which see Donough Bryan: *Great Earl of Kildare*).

The nature and extent of the Liberty of Tipperary is illustrated by many of the Deeds here calendared in the main body of the documents. Such are, for example, Deeds 23, 210, 265, 346, etc. It is interesting to note that among other powers the Palatine Earl of Ormond could grant charters of English liberty to the Irish, which was otherwise a royal prerogative (see an example in Deed 284). How far the lesser tenants appreciated the rule of the great Earls and lords, who were practically kings in the Ireland of the time, may be inferred from several documents, such as Deed 125, and the famous

³ The date of Sir Pier's acknowledgment as Earl of Ormond as well as Ossory is uncertain. Cokayne (*loc. cit.*) says 'probably February 22, 1537 (1538 N. S.).'

one, "Complaint of the Gentlemen, Inheritors, and Freeholders of the county of Tipperary" to Henry VIII in 1542 (pp. 209-215). The whole question of the Palatinate of Tipperary remains to be worked out (for it see the Preface to Vol. III of this Calendar of Ormond Deeds).

Students of Irish history will find, as in former volumes, a great amount of varied and interesting information in this volume as to local place-names, pedigrees, manorial and municipal history such as that of Callan, and social and economic conditions in the counties Kilkenny, Tipperary, Waterford and Carlow, with occasional references to Dublin, Wexford and other counties. It is a particularly interesting period, when the power of the nobility and the landlords was still at its height, and the landed aristocracy, whether Gaelic or Norman, were in undisturbed possession of Ireland. The hibernisation of most of the Anglo-Normans, and the Gaelic revival, had reached their zenith, and these documents offer evidence of the spread of the Irish language and of the jurisdiction of the Brehons under Irish law. Good instances of this are found in Deeds 49 and 347.

At the time that the Polestown branch of the Butlers were taking the place of the extinct senior line, two other junior branches came into prominence, the Butlers of Dunboyne and the Barons of Cahir (see Deeds 23, 43, 79, 106, 237).

The relations of Irish chiefs to the English Crown and to their overlords, the three Earls of southern Ireland, are an interesting aspect of Irish history in all these deeds. By the beginning of the fifteenth century, owing to the revived power of the Crown in Ireland and submissions of the chiefs, the authority of the great Anglo-Norman lords was recovering over many areas which they had lost since the Gaelic revival began in 1327. Thus Sir Piers Butler, as head of the Irish branch of the family, was able to recover the ancestral title to Arklow (Deeds 118 and 192). Especially notable is the revived power over the O'Kellys of Hy Many in virtue of the Butler titles in Connacht in the thirteenth century (see Deed 257, and Vol. I of this Calendar, under "Omany" and "Athdrum"). Even more interesting is the Butler recovery of North Tipperary, where the O'Kennedys had revived their kingship and occupied the castle and manor of Nenagh. This volume records several treaties between the Earl of Ormond and the O'Kennedys (see Nos. 180, 237, 269, 294, 357). Relations with other chiefs, such as O'Carroll (353) and O'Dwyer (274) are of great interest. The prevalence of Irish customs, especially of a warlike nature, such as the retaining of kerns, gallowglasses, etc., is abundantly testified in such Deeds as 11, 40, 86, 125. Linguistically the Deeds are either in Latin or English, but the use of the English language steadily grows in these documents. There is no document in Irish as such, but odd words, names, and signatures would seem to prove that the long-established colonists were familiar with the native language.

Save for a few records of Church courts and grants of dissolved abbeys, this volume offers little on the Church question, though it records the time of the Reformation and the dissolution of the Irish abbeys. The ecclesiastical deeds from Kilkenny Castle will be found separately edited by Mr. Newport B. White in his recent volume of *Irish Monastic and Episcopal Deeds 1200-1600* (published by the Irish Manuscripts Commission, 1936).

I take this opportunity to thank Mr. Brian Harrison, B.A., and Mr. Newport B. White, M.A., for their painstaking and loyal assistance in the completion of this volume.

EDMUND CURTIS.

Trinity College, Dublin,
July, 1937.

LIST OF DEEDS.

1. Indenture between Peter Butler, knight, and John Myntane for a messuage in Kilkenny. [January 21, 1510].
2. Grant by John Fagan, burgess of Clonmel, to Peter Butler, knight, of Castlannaholly and Andrewsland. [January 2, 1511].
3. Deed of attorney by Philip fitz Redmund to place Thomas fitz Redmund in seisin of lands in the lordship of Rathronan. [March 6, 1511].
4. Five deeds concerning Rosconyll, Lauchill and Ballyuskill, belonging to Edmund Sentleger of Tollaghanbrogh. [March 12, 1511].
5. Grant by Hubert Cantwell of Paynestown to Peter Butler, knight, of lands in Rathleynagh. [July 16, 1511].
6. Two indentures between Nicholas Bryttoun and others concerning a messuage in Ross. [September 1, 1511].
7. Grant by Meiler Cantwell and others to Peter Butler, knight, of lands in Tollachoayn, etc. [October 4, 1511].
8. Quit-claim by Richard Blaunchville to John, son of John fitz John, of lands in Rathcasse. [January 1, 1512].
9. Quit-claim by John Cantwell, John Waringe, etc., to Peter Butler, knight, of the manor of Fowkscourte. [January 1, 1512].
10. Three Cantwell deeds touching Browneston. [April, 1512].
11. Two further Cantwell deeds touching the same. [April, 1512; March, 1530].
12. Grant by Walter Valche to his son Sir William Valche of all his goods. [June 21, 1512].
13. Grant by Theobald Butler 'of the race of Owill' to William Bretnach of property in Tillehath. [July 14, 1512].

14. Grant by Geoffrey Fanynge to Sir Piers Butler, of the town of Balicoyne. [September 8, 1512].
15. Two deeds: (1) Grant by Saiv O'Cahill, Thomas Cahill, etc., to Peter Butler, knight, of lands in Ballyspellan near Fertkeraghe. [September 12, 1512]. (2) Grant by Edmund Asteken to Peter Butler, knight, of all his lands in Ballyspellan. [February 3, 1515].
16. Two deeds. (1) Indenture between Sir Piers Butler and Donal McCarthy, lord of Carbery. [January 12, 1513]. (2) Indenture between Donal McCarthy and his wife, Eleanor, daughter of the Earl of Kildare. [September 28, 1513].
17. Grant by Robert Poer to his wife Katharine Butler of his tenements in Rathvyne and Condynstown. [January 10, 1513].
18. Indentures between the vicars of the Common Hall of St. Canice's and James son of Baron Grace concerning their rights in Correstown. [March 10, 1513].
19. Deed of the Papal penitentiary relating to the marriage of James Butler and Saiv Kavanagh. [July 4, 1513].
20. Deed of attorney by Maurice Butler to place Margaret Branogh in seisin of a messuage in Carrickmagriffin. [August 9, 1513].
21. Grant by Thomas Vyn to Catherine Butler of Condonysthon and Rhahywynche. [October 23, 1513].
22. Bond of Richard Suttoun to Robert Newell. [August 2, 1514].
23. Inquisition held in the Liberty-court of Tipperary. [November 10, 1514].
24. Grant by John Cantwell to Piers, Earl of Ormond, of lands, etc., in Ballynure, Kilmccaryn and Balysallagh. [1515-1527].
25. Grant by Hubert Cantwell to Piers, Earl of Ormond, of rents in Roslehan, etc. [1515-1527].
26. Quit-claim by Edmund Butler, knight, to Piers, Earl of Ormond, of the manor of Blackcastle, co. Meath, etc. [1515-1527 or 1537-1539].
27. Acknowledgment by the Guardian and convent of Adare of payment by Piers, Earl of Ormond, of a bequest of Renalda O'Brien. [1515 ?].

28. Grant by Katharine Condon to Piers, Earl of Ormond, of the manor of Ryston or Bremeston. [1515 ?].
29. Two deeds concerning Costardeston, etc. [January 9, 1515].
30. Two deeds concerning the grant by Elizabeth and Johan Nayshe to Sir Piers Butler of their property in Brownestowne Waring. [April 2, 1515].
31. Grant by John Everard to the vicars of St. Canice's of his lands in Balliclowan, in frankalmoign. [April 2, 1515].
32. Grant by Sir Piers Butler to James Sherloke of Clyntonescourt. [August 20, 1515].
33. Four deeds relative to the entail of the Butler lands in Ireland. [September 26, 1515].
34. Indenture between Walter Lande and Richard Butler. [January 31, 1516].
35. Letters patent of Henry VIII appointing John Grace escheator of the market and measures in county Kilkenny. [March 7, 1516].
36. Grant by Thomas Brithe, chaplain, to Piers, Earl of Ormond, of Blackcastle of Borrisoleigh. [May 2, 1516].
37. Grant by William Costall to Piers, Earl of Ormond, of Carrigmoglagh, etc. [November 10, 1516].
38. Public instrument as to the ownership of a house in Ross. [March, 1517].
39. Notarial instrument as to lands in Aghteyr, in dispute between Oliver, bishop of Ossory, and Thomas Purcell, lord of Foulksrath. [March 11, 1517].
40. Composition between Piers, Earl of Ormond, and Edmund Butler of the Cahir. [August 14, 1517].
41. Three bonds of Edmund Butler, knight, to Piers, Earl of Ormond. [August 20, 1517].
42. Four deeds concerning James Shortals, lord of Ballylorcan. [January 8, 1518].
43. Grant by Thomas Purcell, baron of Loghmoe, to Piers, Earl of Ormond, and James his son, of his manor of Corkhyne. [March 1, 1518].

44. Grant by William Sumneri to Nicholas Bryttou of a messuage in Ross. [April 10, 1518].
45. Two deeds concerning grants by John O'Hedyan of the manor of Mogorban to Cornelius Karrayn and to Piers, Earl of Ormond. [May 6, 1518].
46. Grant by Raymund Rokkel, lord of Balicornane, to Piers, Earl of Ormond, of all his lands, etc., in Balicornane. [May 26, 1518].
47. Indenture between Nicholas Bryttoun and William Kent concerning a messuage in Ross. [August 10, 1518].
48. Grant by Piers, Earl of Ormond, to Thomas Raghtour and Letice Raggyde of a messuage in Kilkenny. [December 14, 1518].
49. Grant to Richard Shehet of a carucate of land. [February 6, 1519].
50. Grant by William Brennagh and others to Piers, Earl of Ormond, of the town called Grange. [April 11, 1519].
51. Two deeds relating to the submission of James, son of Edmund Butler, to Piers, Earl of Ormond. [April 28, 1519].
52. Commission of Henry VIII to Piers, Earl of Ormond, and others to be justices in counties Kilkenny, Carlow, etc. [May, 1519].
53. Public instrument recording the will of Thomas, son of Richard Butler. [May 1, 1519].
54. Grant by James Butler of Kiltenan to John Blanchevill, etc., of all his lands, etc., in Moymet and Clonfan. [May 6, 1519].
55. Grant by Richard Archdeken to Piers, Earl of Ormond, of a moiety of Balispallan. [May 31, 1519].
56. Two deeds relating to the grant by Thomas Hacket to Piers, Earl of Ormond, of lands in Ballykuwch, etc. [June 12, 1519].
57. Indenture between Anastasia Arsdekyn and Richard Rothe. [August 10, 1519].
58. Grant by Geoffrey Fannyng to Piers, Earl of Ormond, of lands, etc., in Ballycoyne, etc. [August 12, 1519].
59. Grant by Hubert Cantwell to Piers, Earl of Ormond, of lands etc., in Lekyn, etc. [September 11, 1519].

60. Three bonds in favour of Piers, Earl of Ormond.
[October 9, 1519].
61. Letters patent of Henry VIII pardoning Robert Houth, etc.
[December 20, 1519].
62. Petition of Elizabeth Butler of Bristol. [circa 1520].
63. Grant by Gerald White to Piers, Earl of Ormond, of three messuages in Cashel.
[March 3, 1520].
64. Deed of attorney by Anne Seintleger and George Seintleger to James Boleyn.
[May 10, 1520].
65. Indenture of a grant to Nicholas Britton of a fishery.
[May 16, 1520].
66. Agreement between Piers, Earl of Ormond, and James, Baron of Dunboyne, concerning Ballybrenan. [May 18, 1520].
67. Grant by Richard Sotton to Robert Nevill of a weir in Darbarts Iland.
[July 8, 1520].
68. Deed of attorney by Piers, Earl of Ormond, and his son James, for delivery of seisin of the barony of Corkhyne.
[July 12, 1520].
69. Grant by Nicholas Denhull to Piers, Earl of Ormond, of land in Skehanach.
[October 27, 1520].
70. Two deeds of Piers, Earl of Ormond, and Theobald Butler concerning Clonturc, etc.
[November 23, 1520].
71. Grant by Richard Hedyan to Piers, Earl of Ormond, of land in Borreishlee.
[January 18, 1521].
72. Two deeds concerning the descent of Brownyston Waryng.
[April-May, 1521].
73. Deed of attorney by Patrick Power to place Redmund Butler in seisin of rents in Balyloght, etc.
[May 10, 1521].
74. Grant by William Walle to Piers, Earl of Ormond, of a messuage in Cashel.
[June 10, 1521].
75. Two grants by James Lawles to Piers, Earl of Ormond, of a messuage in Clonmel, etc.
[June 24, 1521].

76. Grant by Patrick Hackyd to Piers, Earl of Ormond, of lands in Ballyinnyvir. [July 23, 1521].
77. Grant by Thomas Laffan to Piers, Earl of Ormond, of lands in Ballyinnyvir. [July 28, 1521].
78. Grant by Geoffrey Fannyng to Piers, Earl of Ormond, of lands, etc., in Ballyghoyn, etc. [December 10, 1521].
79. Notarial instrument concerning the will of Robert Newell of Clonmines. [December 12, 1521].
80. Letters patent of Henry VIII appointing Piers, Earl of Ormond, Lord Deputy of Ireland. [March, 1522].
81. Commission of Henry VIII to Roger Begg, etc., to be justices in counties Carlow, Wexford, etc. [March 28, 1522].
82. Deed of attorney by Filorica Hedian to place James, son of Piers, Earl of Ormond, in seisin of Moncellestown. [May 4, 1522].
83. Grant by Edmund Blanswyll to James Purcell of tenements in Mothyll, etc. [October 18, 1522].
84. Quit-claim by Sir Thomas Boleyn, etc., to lands in county Derby. [January 31, 1523].
85. Acknowledgement by William, abbot of Oseney, of sums received from the farmers of his cell of Kilteynan. [March 22, 1523].
86. Treaty between Piers, Earl of Ormond, and James, Baron of Dunboyne. [May 6, 1523].
87. Two deeds relating to a grant by Edmund Blanswyll to James Purcell, of Rathcaysse. [May 6, 1523; March 8, 1524].
88. Grant and quit-claim by Redmund Daton to Piers, Earl of Ormond, of a messuage in Typeraght. [May 9, 1523].
89. Commission of Henry VIII to Patrick Bermyngham, etc., to be justices in county Kilkenny, etc. [June 6, 1523].
90. Two deeds of Edmund Butler and Theobald Butler releasing all claims to the Earldom of Ormond. [September 6, 1523].

91. Notarial instrument concerning the descent of the lordship of Grayk Ironan. [October 21, 1523].
92. A number of bonds for money payments in favour of Piers, Earl of Ormond. [September, 1523—January, 1524].
93. Award of Hugh, archbishop of Dublin, etc., between Piers, Earl of Ormond, and Gerald, Earl of Kildare. [November 28, 1523].
94. Grant by Nicholas de Rokell to Piers, Earl of Ormond, of lands etc., in Ballybothy, etc. [January 28, 1524].
95. Grant by William Lenarde to Piers, Earl of Ormond, of land in Oweynstown. [January 30, 1524].
96. Recital of an indenture between Piers, Earl of Ormond, and Nicholas de la Rockell, concerning Fyddown, etc. [January 31, 1524; September 6, 1541].
97. Grant by Matilda Shenyll to John McGeron of a messuage in Ross. [March 10, 1524].
98. Two deeds by which John Bennett quit-claims to Nicholas Britton land in Ross. [April 3, 1524].
99. Two grants by Walter Laund of his castle of Cowlishill. [April-October, 1524].
100. (1) Letters patent of Henry VIII granting reservations to Piers, Earl of Ormond, in relation to the appointment of the Earl of Kildare as Lord Deputy. (In Latin). [May 13, 1524].
- (2) Two deeds relating to the above appointment. [May 13, 1524—August 14, 1531].
101. Letters patent of Henry VIII appointing Piers, Earl of Ormond, Treasurer of Ireland. [May 13, 1524].
102. Indenture between Piers, Earl of Ormond, and Thomas Cally of Ross. [May 18, 1524].
103. Various bonds in favour of Piers, Earl of Ormond. [May-July, 1524].
104. Grant of David Coman to Piers, Earl of Ormond, of lands in Karymagriffin, etc. [June 5, 1524].

105. Two deeds concerning a grant by Richard Butler to Piers, Earl of Ormond, of lands in Curraghmore, etc. [June 8, 1524].
106. Acknowledgment by Theodoric, bishop of Killaloe, of the receipt of rents from Sir James Clery, etc. [June 21, 1524].
107. Treaty between Piers, Earl of Ormond, and Gerald, Earl of Kildare. [July 28, 1524].
108. Quit-claim by Rowland fitz Morishe to Piers, Earl of Ormond, of Cowreny. [July 31, 1524].
109. Indenture between Henry VIII and Gerald, Earl of Kildare. [August 4, 1524].
110. Indenture between Philip Hacket and Cornelius O'Karran, etc. [September 8, 1524].
111. Indenture between Piers, Earl of Ormond, and Gerrot fitz John of Kilmainham. [September 20, 1524].
112. Grant by Honorina Butler to Piers, Earl of Ormond, of lands in Gortycumuske, etc. [November 19, 1524].
113. Grant by James FitzMaurice, Earl of Desmond, of land to the church of Clonmel. [December 20, 1524].
114. Deed of attorney by John Mannyn to place Piers, Earl of Ormond, in seisin of lands, etc. in 'le Nyhous.' [December 30, 1524].
115. Deed supporting the right of Piers Butler to the Earldom of Ormond, against Sir Thomas Boleyn and Sir George St. Leger. [circa 1525].
116. Writ of Piers, Earl of Ossory, to the Sheriff of the Liberty of Tipperary. [January, 1525].
117. Notarial instrument concerning the marriage of John Ropp with Katherine Newell. [June 4, 1525].
118. Treaty between Piers, Earl of Ormond, and Maurice Kavanagh. [August 28, 1525].
119. Bond of Thomas Prendergast, etc., to Piers, Earl of Ormond. [November 30, 1525].
120. Letter of Hugh, archbishop of Dublin, on a dispute between Piers, Earl of Ormond, and the prior of Syrkerane. [January 8, 1526].

121. Two grants to Piers, Earl of Ormond, of lands in Kilblethyn.
[January-April, 1526].
122. Grant by Elena Walshe to Thomas, son of the Earl of Ormond,
of Fowkesrathe, etc. [April 10, 1526].
123. Grant by John FitzJohn to James Purcell of land near Rath-
casse, etc. [June 26, 1526].
124. Grant by Thomas Purcell of Loughmoe to Piers, Earl of
Ormond, of lands in Ballynure. [July 10, 1526].
125. Manifesto of the freeholders of county Kilkenny concerning the
retaining of men of war by the Earl of Ormond.
[August 18, 1526].
126. Grant by James Hedyan to Piers, Earl of Ormond, of lands in
Rathsax, etc. [February 4, 1527].
127. Two deeds relating to a grant by Piers, Earl of Ormond, to
Sir John Tobyn and Sir Nicholas Mothyng, chaplains, of
Aghnenorlyn, Ballyspellan, etc. [February 12, 1527].
128. Two indentures between Richard Archdeacon and Maurice
Costalloe. [April 6, 1527 ; July 8, 1528].
129. Grant by Piers, Earl of Ormond, to Walter Butler, of Desert,
etc., in county Waterford. [July 12, 1527].
130. Inspeximus of letters patent of Henry VIII granting to James
Butler the manors of Dyamor and Derwer in county Meath.
[September 14, 1527 ; December 8, 1529].
131. Two indentures made between Richard McCode and Peter
Purcell concerning property in the barony of Galmoy.
[November 9, 1527 ; December 14, 1529].
132. Grant by Thomas, bishop of Kildare, to Piers, Earl of Ormond,
of lands, etc., in Bushopescourte. [November 12, 1527].
133. Inspeximus of a Foot of Fine concerning the manor of Clon-
curry. [February, 1330 ; November 22, 1527].
134. Grant by Richard Dolard to Piers, Earl of Ormond, of Gos-
tardeslands, etc. [February 3, 1528].
135. Grant by Edmund Tobin, to Piers, Earl of Ossory, of Ros-
cumen. [post February, 1528].

136. Indenture between Henry VIII, Anne St. Leger, Margaret Boleyn, Thomas, Viscount Rochford and Sir George St. Leger, and Sir Piers Butler and his son James concerning the Earldom of Ormond. [February 18, 1528].
137. Grant by Piers, Earl of Ossory, to Thomas, Viscount Rochford of an annuity of 10^l. [February 23, 1528].
138. Two deeds relative to a grant by Robin Purcell to James Purcell, of Cowlcrahy, etc. [February 25, 1528].
139. (1) Letters patent of Henry VIII to Piers, Earl of Ossory, appointing him seneschal of the manor of Dungarvan, etc. [February 26, 1528].
(2) Inspeximus of the above letters. [December 10, 1542].
140. Grant by Thomas, Duke of Norfolk, to Piers, Earl of Ossory, of lands in Carlow, etc. [March 20, 1528].
141. Grant by Nicholas Purcell to Richard Bussher, etc., of a weir by the Great Island. [April 12, 1528].
142. Three deeds of Bartholomew Bathe concerning the manor of Laundeistown. [June-December, 1528].
143. Indenture between Piers, Earl of Ossory, and Richard Arche-
deken. [July 4, 1528].
144. Indenture between Piers, Earl of Ossory, Lord Deputy, and Sir Thomas FitzGerald. [January 25, 1529].
145. Indenture between Katherine Benet and Sir Nicholas Motyng, etc., concerning lands etc., in Ross. [April 10, 1529].
146. Indenture between Katherine Casshyn and William Maddan concerning a house in Carrickmagriffin. [June 20, 1529].
147. Bond of Walter Cardyff to Piers, Earl of Ossory. [July 18, 1529].
148. Two grants to Piers, Earl of Ossory, of lands in Kilbreanyn, etc. [August 22, 1529].
149. Indenture between Henry VIII and Piers, Earl of Ossory. [November 4, 1529].
150. Bond of William Walsh to Piers, Earl of Ossory. [November 5, 1529].

151. Grant by Thomas, Earl of Desmond, to Catherine his wife, of the manor of Inchequin. [circa 1530].
152. Grant by Thomas, Earl of Desmond, to the church of Clonmel of land in that town. [January 26, 1530].
153. Indenture between Piers, Earl of Ossory, and Katherine Brewer concerning lands, etc., in Ross. [January 26, 1530].
154. Quit-claim by John FitzJohn to Piers, Earl of Ossory, of certain lands. [January 31, 1530].
155. Grant by the Master of St. Thomas' Hospital, London, to Piers, Earl of Ossory. [March 15, 1530 ; May 24, 1534].
156. Notarial deed recording the will of Nicholas Anell. [April 30, 1530].
157. Indenture between Edmund Butler and James, son of the Earl of Ossory, concerning Kylmakere, etc. [May 8, 1530].
158. Bond of William Power to Piers, Earl of Ossory. [May 20, 1530].
159. Deed of attorney for James Butler to place James, Baron of Dunboyne, in seisin of lands in Balyhouryn, etc. [May 23, 1530].
160. Grant by Richard Howet to Piers, Earl of Ossory, of the castle of Lisronagh. [June 25, 1530].
161. Quit-claim by Philip Anerey to Sir Piers Butler of lands in Kilblethyn, etc. [January 25, 1531].
162. Three bonds of Gerald, Earl of Kildare, to Piers, Earl of Ossory. [February 18, 1531].
163. Indenture between William Riordan and Katherine Casshen. [March 11, 1531].
164. Grant by Rosina Bennet to Piers, Earl of Ossory, of lands in Ross, etc. [March 18, 1531].
165. Two bonds in favour of Piers, Earl of Ossory [May 1, December 17, 1531].

166. Indenture between Piers, Earl of Ossory, and Nicholas Strange, lord of Downkyt. [May 31, 1531].
167. Indenture between Piers, Earl of Ossory, and Richard Sutton. [June 1, 1531].
168. Grant by Gerald Vale to Piers, Earl of Ossory, of land in Carrickmagriffin, etc. [June 12, 1531].
169. Grant by Benedict White to Piers, Earl of Ossory, of lands in Lisronagh. [June 15, 1531].
170. Indenture between Piers, Earl of Ossory, and Robert Power. [June 17, 1531].
171. Indenture between Piers, Earl of Ossory, and John Troy concerning Troy's wood, etc. [June 23, 1531].
172. Grant by John Walshe to Piers, Earl of Ossory, of various lands. [July 27, 1531].
173. Grant by Robert Long to William Maddan of a message in Carrickmagriffin. [July 30, 1531].
174. Acknowledgment by Sir William Skeffington of a sum paid by James, son of the Earl of Ossory. [October 4, 1531].
175. Grant by Thomas Benet to Piers, Earl of Ossory, of property in Lisronagh. [October 4, 1531].
176. Grant by Edmund McCode to Piers, Earl of Ossory, of lands, etc., in Killerne. [November 15, 1531].
177. Deed containing evidence of witnesses as to the illegitimacy of Tybbot, son of Edmund, brother of Piers, Earl of Ossory. [*post* January 26, 1532].
178. Three deeds relative to lands, etc., of Robert Laund and others in Cowlysill. [March, 1532—August, 1535].
179. Grant by Edmund Purcell to Piers, Earl of Ossory, of Coterell-land in county Kilkenny. [March 22, 1532].
180. Notarial deed concerning an agreement between Cornelius and Henry O'Kennedy. [April 6, 1532].
181. Award of Nicholas, bishop of Waterford, etc., between Thomas, Earl of Desmond, and Piers, Earl of Ossory, concerning the prise wines of Youghal, etc. [March 26, 1532].

182. Grant by David Shortall to Piers, Earl of Ossory, of land in Kilfane. [May 28, 1532].
183. Notarial instrument recording evidence of witnesses as to the boundaries of Leiswaine. [June 23, 1532].
184. Quit-claim by John Bennet to Nicholas Byrton of lands in Ross. [July 5, 1532].
185. Grant by Thomas, Earl of Ormond, to James, son of the Earl of Ossory, of one half of the manor of Carrickmagriffin. [July 13, 1532].
186. Grant by James Lawless to Piers, Earl of Ossory, of property in Clonmel. [July 24, 1532].
187. Notarial instrument made for Nicholas Britton concerning the townland of Kingstown. [August 24, 1532].
188. Deed of the Constable and Portreeve of Gowran concerning the inheritance of lands in that town. [December 3, 1532].
189. Grant by Edmund Butler to Richard Butler, of Graggerawe. [April 21, 1533].
190. Bond of Edmund Butler, etc., to Piers, Earl of Ossory. [May 10, 1533].
191. Deed containing evidence as to the murder of Thomas son of James Butler. [September 24, 1533].
192. Deed containing evidence as to the Earl of Ossory's seisin in Ormond, Tullagh and Arklow. [September 27, 1533].
193. Indenture between Piers, Earl of Ossory, and Walter Somery. [September 27, 1533].
194. Grant by Philip Purcell to Thomas Cantwell, of Gorthinengloghy. [January 3, 1534].
195. Grant by Katherine Stanton to Edmund Hulyng of lands in Gowran. [January 18, 1534].
196. Grant by Richard Daton to his son Patrick of lands in Balimohogan, etc. [February 20, 1534].
197. Indenture between Piers, Earl of Ossory, and Richard Archdeken. [July 16, 1534].

198. Grant by Richard Cantwell to Piers, Earl of Ossory, of lands, etc., in Kildonall. [November 3, 1534].
199. Indenture between James Goghe and Edward Sherlok concerning property in Waterford. [April 19, 1535].
200. Grant by Elena Butler to Piers, Earl of Ossory, of land in Clonehore. [August 28, 1535].
201. Indenture between Lord James Butler and Redmund Fitz Thomas. [November 4, 1535].
202. Letters patent of Henry VIII creating James Butler Viscount Thurles. [January 2, 1536].
203. Grant by Katherine Casshyn to William Maddan of a house in Carrick. [January 13, 1536].
204. Inspeximus of an act of parliament passed at Limerick, confirming grants of church lands, etc., made by Henry VIII. [February 4, 1536; February—November, 1542].
205. Grant by Peter Butler to Piers, Earl of Ossory, of land, etc., in Lisronagh. [March 31, 1536].
206. Indenture between Piers, Earl of Ossory, and William Tyw. [April 4, 1536].
207. Indenture between Thomas, Earl of Ormond, and John Gerot of Rush. [April 10, 1536].
208. Indenture between William Philip and Nicholas Brytton concerning property in Ross. [April 16, 1536].
209. Bond of John Troy to Piers, Earl of Ossory. [September 27, 1536].
210. Inspeximus of a final concord made in the Liberty-court of Tipperary between John Sherloke and Piers, Earl of Ossory, concerning the manor of Corkehenne. [November 26, 1536; March 1, 1543].
211. Deed of attorney by James Hedyan to place Piers, Earl of Ormond, in seisin of Rath sax, etc. [circa 1537].
212. Three deeds relative to the de Freyne claim to the manor of Norragh. [January 8, March 14, 1537].

213. Deed of attorney by Catherine Butler. [February 26, 1537].
214. Grant by Thomas Burke to James Butler of the castle of Silliat. [April 29, 1537].
215. Deed containing evidence as to the possession of Kyllynoble. [October 23, 1537].
216. Deeds relative to the inheritance of Nicholas Britton in Ross, etc. [December, 1537—July, 1543].
217. Letter of Henry VIII of safe conduct for Piers, Earl of Ormond, and James Butler. [? 1538].
218. Two deeds. (1) Letters patent of Henry IV granting to James, Earl of Ormond, the castle and manor of Blackcastle, etc., etc. [*circa* 1408].
(2) Letters patent of Henry VIII granting to Piers, Earl of Ormond, various lordships, manors, etc. [1538].
219. Indenture between Piers, Earl of Ormond, and Thomas Howleghan. [February 7, 1538].
220. Deed containing the text of an act to be passed by parliament at the request of the Earl of Ossory. [April 2, 1538].
221. Indenture between Piers, Earl of Ormond, and Sir Nicholas Myaghe concerning property in Dublin. [June 5, 1538].
222. Indenture between Piers, Earl of Ormond, and Genede Osey. [July 14, 1538].
223. Indenture between Piers, Earl of Ormond, and Hugo Fere concerning property in Ross. [September 3, 1538].
224. Deed of attorney by Piers, Earl of Ormond, to accept seisin of lands in Clynistown. [January 8, 1539].
225. Indenture between Piers, Earl of Ormond, and Rose Hedyen concerning property in Callan. [January 27, 1539].
226. Two bonds of Richard and Gerald Archedeken to James Butler, Viscount Thurles. [January 27, 1539].
227. Indenture between Piers, Earl of Ormond, and James Keting. [February 8, 1539].

228. Indenture between Piers, Earl of Ormond, and William Tywe.
[February 10, 1539].
229. Grant by Richard Vale to Piers, Earl of Ormond, of lands, etc.,
in Rathkeyn. [February 13, 1539].
230. Grant by Donat O'Carran to Piers, Earl of Ormond, of lands,
etc., in Graygfeyryk. [February 14, 1539].
231. Grant by Patrick Hackede to Piers, Earl of Ormond, of half
Garranpyckard. [March 3, 1539].
232. Two grants by the proctors of St. Nicholas' Church, Dublin.
[March, 1539].
233. Grant by Katherine Butler to Piers, Earl of Ormond, of lands,
etc., in Vyingisrath. [April 27, 1539].
234. Two indentures between Piers, Earl of Ormond, and Walter
Hacked concerning property in Cashel. [May, 1539].
235. Grant by Piers, Earl of Ormond, to William Eustace, of Clon-
aghmore, etc., county Kildare. [May 12, 1539].
236. Grant by James Butler to Redmund Fitz Thomas of lands, etc.,
in the barony of Offaly. [May 16, 1539].
237. Grant by Philip O'Kenedy to James Butler, of the castle of
Balyartely. [May 17, 1539].
238. Will of Piers, Earl of Ormond. [May 28, 1539].
239. Indenture between Piers, Earl of Ormond, and Walter Cowley
concerning Brownistown Waring. [May 31, 1539].
240. Indenture between Piers, Earl of Ormond, and William Walshe
concerning property in Callan. [July 23, 1539].
241. Letters patent of Henry VIII commissioning James, Earl of
Ormond, to act against James fitz John of Desmond.
[August 28, 1539].
242. Letters patent of Henry VIII renewing the Earldom of Ormond
to James Butler. [September 22, 1539].

243. Two bonds in favour of Margaret, Countess of Ormond, concerning lands in the barony of Kells. [November 6, 1539].
244. Quit-claim by Robert Shortals to Margaret, Countess of Ormond, of lands, etc., in Donaghmore. [January 30, 1540].
245. Indenture between James, Earl of Ormond, and Thomas O'Molawne of Oughterard. [March 4, 1540].
246. Deeds containing a record of the Earl of Ormond's debts to the Crown. [March 18, 1540].
247. Indenture between James, Earl of Ormond, and Patrick Barnewall, etc., concerning the manors of Turvey and Cloncurry. [May 1, 1540].
248. Two bonds in favour of James, Earl of Ormond. [May 18, 1540].
249. Indenture between Margaret, Countess of Ormond, and James, Earl of Ormond. [May 18, 1540].
250. Two deeds relating to James Shortalse, lord of Balliloran. [June 8, 1540].
251. Two grants to Margaret, Countess of Ormond, of lands, etc., in Vyngrathe, etc. [July, 1540].
252. Grant by Alsome Walshe to Margaret, Countess of Ormond, of property in Ross. [December 12, 1540].
253. Treaty between James, Earl of Ormond, and James fitz John of Desmond. [January, 18, 1541].
254. Grant by Nimias O'Meagher to Nicholas Toben of lands in Cloghmonockode. [January 27, 1541].
255. Grant by William Cantwell to Nicholas Cowley, etc., of lands in Ballyntougher, etc. [February 14, 1541].
256. Warrant of William Brabazon, Vice-Treasurer of Ireland, to pay an annuity to Sir Donoghe O'Brien. [March 20, 1541].
257. Indenture between James, Earl of Ormond, and Kallaghe O'Kelly concerning Aughrim Hymany. [April 26, 1541].

258. Inspecimus of an act of Parliament concerning the title of James Butler to the Earldom of Ormond.
[June 13, 1541 ; April 10, 1573].
259. Indenture between Nicholas Brytton and Richard Duff concerning property in Fethard. [June 23, 1541].
260. Acknowledgment by Nicholas Fyn, etc., of receipt of a sum of money from James, Earl of Ormond. [June 27, 1541].
261. Award of Anthony St. Leger, Lord Deputy, between James, Earl of Desmond, and Edmund FitzMaurice of Kerry.
[July 1, 1541].
262. Indenture between Henry VIII and James, Earl of Ormond, concerning the possessions of the monasteries of Callan and Thurles.
[August 12, 1541].
263. Two grants to Richard Clenton and William Stacboll of various lands.
[August 30, 1541].
264. Grant by Richard Butler to James, Earl of Ormond, of Barryvakyn.
[September 7, 1541].
265. Deed containing a list of jurors in the Liberty-court of the Earl of Ormond.
[November 3, 1541].
266. Grant by Nicholas Sauce to Edmund Butler, etc., of lands in Sawcestown, etc.
[December 27, 1541].
267. Petition of the gentlemen, inheritors, etc., of county Tipperary to Henry VIII.
[1542].
268. Four deeds relating to Ballyragged. [January—March, 1542].
269. Indenture between James, Earl of Ormond, and the sons of Donatus O'Kennedy.
[March 8, 1542].
270. Bond of Redmund Roche to James, Earl of Ormond, concerning the manor of Rower.
[March 27, 1542].
271. Three deeds by Eleanor Freigne, Margaret Freigne, etc., concerning Clone, etc., in county Kilkenny. [March 27, 1542].
272. Grant by John Poer to William Wise, etc., of the manor of Illanevryk, etc.
[April 3, 1542].

273. Two deeds relative to a grant by James Archer to Thomas Marres, etc., of property in Killenale. [April 28, 1542].
274. Two indentures between James, Earl of Ormond, and Cornelius O'Dwyer concerning the manor of Moyaliff, etc. [May 4, November 4, 1542].
275. Deed containing evidence as to a fire at St. Mullins. [May 12, 1542].
276. Letters patent of Henry VIII granting to James, Earl of Ormond, the moiety of the Friary of Clonmel. [May 15, 1542].
277. Indenture between James, Earl of Ormond, and John Keting, etc. [May 21, 1542].
278. Two indentures between James, Earl of Ormond, and Redmund Archedeken, etc. [May 26, 1542].
279. Grant by Philip O'Costelloe to James Swetman, etc., of land in Galmoy. [June 6, 1542].
280. Two deeds. (1) Notarial record of an enquiry into warfare between Lord McCarthy Reagh and the citizens of Cork. [June 13, 1542]. (2) Notarial deed containing evidence as to the title to the village of Carickgyne, county Cork. [November 16, 1542].
281. Grant by Maurice Kavanagh to Edmund Purcell, etc., of lands in Carlow. [July 20, 1542].
282. Grant by James, Earl of Ormond, to James Butler of Killolowan, of lands, etc., in Ballivcreamon, etc. [July 28, 1542].
283. Three grants by Richard Tobyn, etc., to Fulk Comerford of lands in Compsey, etc. [September, 1542—March, 1546].
284. Grant of English law and liberty to Dermot O'Hogan by James, Earl of Ormond. [October 17, 1542].
285. Inspeximus of letters patent of Henry VIII creating Thomas Butler Baron of Cahir. [November 10, December 20, 1542].
286. Two grants to Thomas Marres, etc., of lands in county Tipperary. [November 17, 1542].

287. Bond of Theobald FitzEdmund, etc., to James, Earl of Ormond. [January, 1543].
288. Bond of Nicholas Saunce to William Poer, etc. [January 1, 1543].
289. Bond of Edmund Butler, baron of Dunboyne, to James, Earl of Ormond. [January 26, 1543].
290. Grant by John Hyde to James Swetman, etc., of property in Ross. [February 1, 1543].
291. Grant by John White, etc., to Nicholas Moting, etc., of lands in Rathcaishe. [February 12, 1543].
292. Quit-claim by Thomas Corkeray to John Lorymegane of property in Ross. [February 23, 1543].
293. Grant by James, Earl of Ormond, to Piers Clenton, of Craighawe. [March 3, 1543].
294. Bond of Edmund O'Kennedy to James, Earl of Ormond. [March 12, 1543].
295. Award of the King's commissioners concerning the liberties of Callan. [March 30, 1543].
296. Indenture between James, Earl of Ormond, and John O'Heyne. [March 31, 1543].
297. Indenture between Arthur Nele and Sir James Clere concerning Ballynele, etc. [March 31, 1543].
298. Two deeds relative to the claim of James Sentleger to Ballyfenow, etc. [April, 1543—May, 1544].
299. Three indentures between James, Earl of Ormond, and John Tallon, etc., concerning Blackcastle, etc. [April 30, 1543].
300. Grant by James, Earl of Ormond, to Morishe Ketyng of the manor of Cloncurry, etc. [May 3, 1543].
301. Indenture between James, Earl of Ormond, and John Belyng concerning property in Balscaddane. [May 10, 1543].
302. Two Bonds of Donoghe O'Brene and Richard Butler in favour of James, Earl of Ormond. [May 10, December 18, 1543].

303. Indenture between James, Earl of Ormond, and William Prowtforde concerning property in Donamore. [May 12, 1543].
304. Two deeds relating to a grant by James, Earl of Ormond, to Thomas Lawless of property in Ballerade, etc. [May 16, 1543].
305. Indenture between James, Earl of Ormond, and Martin Poterchelo. [May 29, 1543].
306. Grant by James, Earl of Ormond, to Theobald Blake of property in Ross. [June 10, 1543].
307. Memorial of the gentry of counties Kilkenny and Tipperary in praise of the Earl of Ormond. [June 26, 1543].
308. Indenture between Elyse Shorthalse and James Purcell. [July 2, 1543].
309. Grant by Simon Nugent to Richard Holeghan of property in Callan. [July 6, 1543].
310. Award between Thomas Butler, Baron of Cahir, and John Burke, etc. [September 16, 1543].
311. Two grants by James, Earl of Ormond, to John Travers, of the manor of Arklow, etc. [October 8, 1543].
312. Award between the Sovereign of Clonmel and the proctors of the church of Clonmel. [October 17, 1543].
313. Indenture between James, Earl of Ormond, and Thomas O'Molone concerning Oughterard, county Kildare. [November 28, 1543].
314. Various bonds in favour of James, Earl of Ormond. [January—May, 1544].
315. Two grants by Maurice O'Nolan and Teig O'Bryn to James Swetman, etc., of lands in county Carlow. [January 18, 1544].
316. Grant by David Fornan to John Nele of land in Carrickmagriffin. [February 1, 1544].
317. Three deeds relating to the possessions of Nicholas Laund, etc., in Cowlishill, Castledoghe, etc. [March 11, April 28, 1544].

318. Award between James, Earl of Ormond, and Thomas, Baron of Cahir. [March 17, 1544].
319. Grant by Sir Thomas Lutrell to James, Earl of Ormond, of property in Racoule, etc. [March 16, 1544].
320. Grant by Walter Cowley to James Swetman, etc., of lands, etc., in Monenemoke. [March 20, 1544].
321. Grant by James Purcell to James Swetman, etc., of property in Lysmaen, etc. [March 22, 1544].
322. Letters patent of Henry VIII appointing James, Earl of Ormond, and James, Earl of Desmond, commissioners in counties Kilkenny, Tipperary, etc. [April 5, 1544].
323. Grant by Oliver Fanyng to James, Earl of Ormond, of Mohobir and Shancourte. [May 10, 1544].
324. Bond of Edmund Leys, etc., to James, Earl of Ormond, concerning Johnstown, etc. [May 10, 1544].
325. Two grants by James Tobyn to Foulk Comerford, of Garryhomasyne. [May 10, 1544].
326. Indenture between James, Earl of Ormond, and James Brandon of Dundalk. [May 20, 1544].
327. Indenture between James, Earl of Ormond, and Theobald Butler, etc., concerning Ballybrenane, etc. [June 1, 1544].
328. Grant by Richard Henes to Thomas Mores of property in Garrystockylltown. [June 5, 1544].
329. Grant by James Comerford to Nicholas Gnathe of property in Carrick. [June 12, 1544].
330. Three deeds relating to the constableness of Dungarvan castle. [July, 1544—July, 1545].
331. Grant by William Archedeken to James Swetman, etc., of property in Cowlcasshyn, etc. [July 24, 1544].
332. Two deeds relating to the property of Thomas Baron in Clonmel. [September, 1544].

333. Grant by Robert Butler to Thomas Marres of property in Graig.
[October 18, 1544].
334. Appointment of James, Earl of Ormond, etc., as commissioners
for the government of Clanricarde. [October 19, 1544].
335. Grant by David Comyn to Thomas Marres of property in
Condonyston. [October 20, 1544].
336. Grant by Richard Tobyn to Thomas Marres of land in Two-
heclonyn. [October 20, 1544].
337. Grant by Katherine Fitz Gibbon to Thomas Marres of rents in
Balliboght, etc. [October 20, 1544].
338. Grant by Meiler Cantwell to Thomas Marres of lands, etc., in
Killenale. [October 20, 1544].
339. Grant by William Power to Thomas Marres of lands in Ard-
fynane, etc. [October 23, 1544].
340. Indenture between James, Earl of Ormond, and Henry Hery
concerning land in Donamore. [November 26, 1544].
341. Bond of Cahir Kevanagh to James, Earl of Ormond.
[1545].
342. Grant by John Hacket to James Swetman, etc., of property in
Hacketstown, etc. [January 28, 1545].
343. Grant by James, Earl of Ormond, to Thomas Houth, etc., of
property in Dublin. [February 5, 1545].
344. Indenture between Henry VIII and James, Earl of Ormond,
concerning property in Ireland of the abbey of Oseney.
[February 8, 1545].
345. Three bonds relating to Barnenicoll, etc.
[April—October, 1545].
346. Royal writs directed to the sheriff of Tipperary, etc., concern-
ing the collection of a subsidy. [April 25, May 12, 1545].
347. Award of brehons concerning the title to the Bryanere in
Compsey. [July 12, 1545].
348. Indenture between Sir James Clery and Patrick Neyll, concern-
ing property in Waterford. [July 12, 1545].

349. Indenture between Edmund, Baron of Dunboyne, and Sir Thomas Lutrell concerning the manors of Dunboyne, Moymet, etc. [July 26, 1545].
350. Indenture between James, Earl of Ormond, and Piers Dobben, treasurer of Waterford. [September 29, 1545].
351. Two deeds relating to a grant by Thomas Butler, etc., to James Swetman, etc., of property in Clogheran, etc. [October 13, 1545].
352. Documents relating to the will of James, Earl of Ormond. [November 15, 1545—October 10, 1564].
353. Indenture between James, Earl of Ormond, and Thadeus O'Carroll. [January 8, 1546].
354. Indenture between James, Earl of Ormond, and Philip O'Morycy. [April 1, 1546].
355. Indenture between James, Earl of Ormond, and Edmund Cogilly. [April 6, 1546].
356. Three deeds by Thomas Brenagh, etc., concerning Barnynicoll. [April 15—September 20, 1546].
357. Three deeds by Conoghor O'Kennedy, etc., concerning Dromynnyre. [July 23—August 20, 1546].
358. Two deeds by Patrick Sherloke concerning property in Waterford. [August 1, September 2, 1546].
359. Grant by Terence Ybryn, etc., to James Swetman, etc., of lands in county Carlow. [September 14, 1546].
360. Grant by Johan, Countess of Ormond, to John Grace, etc., of the manors of Kilshielan and Kilfeacle, etc. [January 20, 1547].
361. Inquisition taken after the death of James, Earl of Ormond. [March 28, 1547].

Appendix.

Ormond Papers, 1480-1535, in the Public Record Office, London, and the British Museum. (Edited by D. B. Quinn, B.A.)

ORMOND DEEDS IV.

1.

Indenture made at Kilkenny on January 21 in the year 1509 between Peter Butler, knight, and John Myntane, 'yemane' (yeoman), witnesses that said Peter has granted to John one messuage within the walls of the same town, to have and to hold to him and his heirs for a term of fifty years. (Boundaries are given and provisions for the payment of a rent of 6^s. 8^d. yearly.)

January 21, 1510.

Seal.

2.

John Fagan, burgess of Clonmel, and Isabel his wife and Egidia Androw, daughters and heiresses of Richard Androw, citizen of Waterford, by unanimous consent grant to Peter le Buttiler, knight, and Lady Margaret his wife, all the lands and tenements of Castlannaholly and Andrewsland for a half part belonging to them in county Kilkenny. William Brennach to be attorney for giving possession. Witnesses: Master Nicholas Whyte, dean of Waterford, Master Philip Roth, William Nangill and Robert Walsh, clerics, Patrick Hanrychan, burgess of Clonmel.

January 2, 1511.

Two seals perfect.

3.

Philip fitz Redmond appoints William son of John Lawless his attorney for placing Thomas fitz Redmond his cousin in full seisin of lands in le Morton near 'le Mochilmor' in the lordship of Rathronan.

March 6, 1511.

Seal.

4.

Five Deeds, (in latin), Sewn Together.

(1) Indenture between Edmund Sentleger of Tollechembroke and Edmund "ruffus" MacGillepatrick, witnesses that Sentleger has granted the towns of Rosconyll, Lauchill and

Baluskill to said MacGillepatrick for a term of seven years at annual rent of 10^s. Irish, a summer sheep and ten gallons of butter (*lagenas butteri*). Given at Kilkenny.

April 14 (A.D. MCCCC...).

(2) Indenture made at Kilkenny between Edmund Sentleger of Tullaghanberig and John MacGillepatrick, witnessing that Sentleger has granted the abovesaid towns with their appurtenances to MacGillepatrick for a term of five years.

March 10, 1500/1501 (?).

(3) Indenture between Edmund Sentleger and Malachy Bergyn, rector of Rosconyll, witnessing that said Edmund has granted the abovesaid towns to Malachy, his heirs and assigns, for at a term of three years at annual rent of 26^s. 8^d.

March 12, 1511.

(4) Indenture made at Kilkenny between Edmund Sentleger of Tulachanbrohegan and Donat Berghyn, rector of Rosconyll, witnessing that said Edmund has granted the abovesaid towns with their appurtenances to said Donat, his heirs and assigns, for a term of nine years at annual rent of 40^s.

Witnesses: Walter Sentleger, James Sentleger of Balionowite, John Archer, John Kely.

July 7, 1521 (?).

(5) Indenture made at Kilkenny between Oliver Sentleger *alias* de Sancto Leodegario, Lord of Tullaghanbrogh and Baron of Rosconyll, and Rory O'Bergyn, rector of Rosconyll, witnessing that said Oliver has granted the town commonly called Rosconyll, with all the other towns, lands, tenements, etc., belonging to said barony, to said Rory, his heirs and assigns for a term of four years at annual rent of 6 marks and a pig and a sheep according to custom, with his refection once a year; provided that said Oliver and his heirs come to the town of Rosconyll in good faith and not otherwise. Witnesses: Richard Sheth, sovereign of Kilkenny, Geoffrey Roth, Burgess of same, William FitzDonogh, John Kelly, vicar of Dunmore.

March 8, 1537.

(The dates of the first two deeds are uncertain owing to the bad state of the skin.

5.

Hubert Cantwell of Paynstown, son and heir of Richard Cantwell, grants to Peter Butler, knight, and his heirs for ever, all his lands and tenements in the town of 'le Lekyn' *alias* Rathleynagh in county Tipperary, for which he has received from said Peter a sore sparrow-hawk. Witnesses: John Wise, justice of the liberty of Tipperary, Master James Cantwell.

July 16, 1511.

Cantwell seal.

6.

Two Bryttoun Deeds.

(1) Indenture between Nicholas Bryttoun and Nicholas Morchowe, witnesses that the former Nicholas has granted to the latter, and to his heirs for ever, two messuages in Ross, of which one lies in length from the King's way called 'le Bast stret' on the south to the road which goes to the walls on the north, and in breadth between Nicholas Bryttoun's land on the east and James fitz Richard Bennet's land on the west; the other lies outside the market gate, in length from the King's way on the south to the common land on the north, and in breadth between Nicholas Bryttoun's land on the east and John Bennet's land on the west.

September 1, 1511.

(2) Indenture between Nicholas Brittoun and Maurice Mogan *alias* Skerman of Ross, witnesses that Nicholas has granted to Maurice a messuage in the same town for a term of fifty-seven years at annual rent of 3^s. 8^d.

August 20, 1516.

7.

Meiler Cantwell of Killyns, son and heir of Simon son of John Cantwell, John Cantwell of Moylassyn, son and heir of William son of Walter Cantwell, and William Cantwell of Balleinthohir, son and heir of Peter son of Nicholas Cantwell, confreres (*confratres*) and co-heirs of the aforesaid Nicholas and Walter, grant to Peter Butler, knight, and to his heirs for ever, all their lands and tenements in the towns of Tollachoayn, Balyinruan and Corrachserwes, and a messuage and forty acres of land in Heynestown *alias* Balyinuaheny, with their appurtenances in Balyraghyn in the tenement of Moylassin, also two messuages

and three acres of land in Lysneboyighill and Corgrage.
 Witnesses: James Cantwell, official of Ossory, and James Whit.
 October 4, 1511. Three Cantwell seals.

8.

Richard, son of Lionel Blauncheville, lord of Rathcasse in the barony of Gowran, quit-claims for ever to John, son of John fitz John, smith, of Blanchvillistone all his right in 'le litill croft, moche crofte' and another croft in the town of Rathcasse, lying on the east side of the gate of the same town of Rathcasse situated near 'Moche crofte' in length near the little meadow; also his right in another croft, lying from the said gate in breadth from the east side, and the said town on the west side, belonging to the son of Oliver Blauncheville; also his right in one and a half acres lying in length from 'Skeaghe lomane' on the west to 'Moyne thane' on the east, and in breadth between the lands of James fitz Oliver aforesaid on the south and north sides; also in three acres lying in length between the ditch commonly called 'Cly Innyn Illem boy' as far as 'Berne Moyne Iwdell,' and in breadth from the King's way which goes to Blanchvilliston to 'Le parke' on the west to 'Cnokbane arged' on the east; also in another acre, in length from 'Croft bege' on the west to 'Moyne thane' on the east; also in three other crofts lying between 'le Parke of Rathcasse and 'le grene' or 'fahé' of the same in length, with all their appurtenances; which crofts and lands the said John had of the gift of Stephen fitz John and William son of the same for a certain sum of money in hand paid. (The warranty clause follows). For this quit-claim and release the grantor admits to have received of John son of John abovesaid three milch cows, worth 40s., and two horses (*caballos*) worth 26s. 8d. John and his heirs to pay to the chief lord of the fee the services due and accustomed, viz., eight pence yearly.

In witness whereof the grantor has set his seal, but because it is to many unknown, he has procured the seal of the office of Sovereign of the town of Kilkenny to be also set to these presents. Given at Kilkenny. Witnesses: Walter Courcy, public notary, Donatus Hee, weaver, Peter Walch, Patrick Courcy and others.

January 1, 1512.

Seals of Blaunchevill and of
 the Sovereign of Kilkenny,

9.

John son and heir of Richard Cantwell, John Warynge, Isabella Warynge, Isabella Nashe and Joan Nashe, daughters of Margaret Waryng, co-heirs of Brownystowne in the barony of Gowran, quit-claim to Peter Butler, knight, all their right in their whole manor of Fowkscourte, with all its appurtenances near the water of Gawlle, and . . . shillings of chief rent in Balispellane near Ferteyraghe in Waryngs 'conynger', to have and to hold to him and his heirs, etc. Given at Kilkenny. January 1, 1512. Four seals perfect.

10.

Three Cantwell Deeds.

(1) Letters patent of William Cantwell, lord and heir of Brounystoun in the barony of Gowran in the tenement of Fynell, to the effect that whereas he is in distant parts he has appointed Sir John Cantwell, precentor of Ossory, his proctor and agent, giving him full power and authority to act, plead and defend for him in all spiritual or secular courts whatsoever before all the King's judges, officials, mayors, sovereigns, etc. Given at Kilkenny on the (*blank*) day of April in the year 1512. April, 1512. Seal.

(2) Notarial deed (in Latin) dated April 16, 1512, in the church of the B.V.M. at Kilkenny, to the effect that in the presence of the notary and other witnesses below-named there appeared William, son of Thomas Cantwell, lord of Bronnystone in county Kilkenny in the barony of Gowran and in the tenement of Fynell, and James Shortals, lord of Ballylorkane, concerning the said town of Bronnystone—which James for two parts held from one John Cantwell and Margaret Waryng in pledge for twenty-five marks, as by letters made on this matter appeared—on which they were at law, and finally after long disputes James admitted that said William was the right heir of two parts of the said town, and said William wishing to recover these two parts, paid over the twenty-five marks to James in the presence of Isabella Nasse and Johanna her sister (*germana*), daughters of Margaret Waryng, pretending an interest in the matter of the two parts. Finally William and James, for the sake of final peace between them, made agree-

ment by which James received the sum of twenty-five marks for the redemption and acquittance of the said lands, all and singular actions on one side or the other being forgiven, excepting any action of usury which might arise. Also James promised to deliver into the hands of William all and sundry indentures and evidences concerning these lands. Witnesses present being Thomas Langtoun, Sovereign of the town of Kilkenny, Master James Cantwell, Official of Ossory, Master William Fyan, chancellor, Robert Roth, Peter Archer and Dermot Maldony, burgesses of Kilkenny. In witness whereof the Sovereign of Kilkenny has had the seal of his office affixed. Sign and declaration of the notary Thomas 'Ferus'.

April 16, 1512. Seal of the Sovereign of Kilkenny, perfect.

(3) Public instrument of James Cantwell, Official of the city and diocese of Ossory, to the effect that on April 19, in the year 1512, in St. Canice's Cathedral, Kilkenny, there being present Master William Fyan, chancellor of Ossory, and the below-named notary, there appeared before him William Cantwell, lord of two parts of Bronyston in the barony of Gowran and in the tenement of Fynell, and asked to have certain witnesses examined on the question whether William Cantwell, son of Thomas, aforesaid, is the right heir of Bronyston.

April 19, 1512.

Seal of James Cantwell,
Official of Ossory, perfect.

(The details of this case follow in the latin original).

"Universis alme matris ecclesie filiis presentes literas sive hoc publicum instrumentum visuris lecturis vel auditoris ac illi sive illis quem seu quos infrascriptum tangit negocium seu tangere poterit quomodolibet in futurum Magister Jacobus Cantwell ciuitatis et diocesis Ossoriensis officialis generalis salutem et presentibus fidem adhibere indubiam. Et quia vita breuis et incerta multimodaque diuersorum occupacio nos pauca scire permittunt et que plerumque scita sunt iugiter evellit et excuttit fraudatrix obliuio memorie inimica nisi per scripture memoriam que contrahencium pariter et contendencium vota in eum conseruat roboris acceperint firmitatem, ad vestre uniuersitatis noticiam deducimus per presentes qualiter comparente coram nobis XIX^{mo} die Aprilis anno domini millesimo quingen-

tessimo duodescimo indiccione decimaquarta pontificatus sanctissimi in Christo patris ac domini Julii diuina prouidencia pape secundi anno nono in ecclesia cathedrali Sancti Cannici Kilkenie, presentibus protunc Magistro Willelmo Fyan cancellario Ossoriensi ac notario infrascripto et diuersis aliis, honesto viro Willelmo Cantwell domino duarum parcium de Brunystonne in baronia de Gauran et in tenemento de Fynnell quosdam testes super articulis infrascriptis sibi ut asseruit necessarios ad perpetuam rei memoriam ne copia probacionis imposterum deese valeat eidem per nos rite examinandos produxit et nominauit, nostrum officium debita cum instancia implorans quatenus eosdem testes examinare eorumque dicta publicare et in publicam formam redigi deberi dignemur. Nos vero huiusmodi requisicionem iuriticam fore considerantes decreto prius citacionis generali ac facta demum preconisacione omnium et singulorum interesse in dictorum testium productione et examinacione emissis eosdem testes decreuimus fore examinandos eorumque dicta in publicam formam per notarium infrascriptum huiusmodi cause scribam redigi deberi declarauimus. Articulorum vero primus est talis videlicet quod Willelmus Cantwell filius Thome supradictus est rectus heres de Bronyston predicto. Alius articulus est quod Johannes Cantwell filius Ricardi patruus predicti Willelmi evidencias quasdam dictam villam concernentes quibusdam Patricio Duskyr ac Johanni Colletan vendidit. Alius articulus est quod de premissis est publica vox et fama. Dominus Philippus Walch capellanus receptus nominatus tactis per eum sacrosanctis euangeliiis dicit quod ipse quondam unacum priore Sancti Johannis videlicet fratre Jacobo Shortals et diuersis aliis iuxta lectum egritudinis Johannis Cantwell supradicti in domo sua cum ultimam perfecit voluntatem presens fuit et audiuit ipsum Johannem expresse dicentem quod Willelmus Cantwell supradictus qui tunc London' manebat si vixit erat legitimus heres ipsius Johannis qui tunc dominus fuit de Bronyston, sinautem non vixit dixit quendam Willelmum Dullard fore ipsius heredem. Item audiuit eundem dicentem quod olim eo in necessitate constituto venerunt ad ipsum Patricius Duskyr et Johannes Colletanne petentes evidencias de quibus in articulo emi ab eodem et ipse ipsis diuersis temporibus ad eum venientibus easdem evidencias vendidit pro

duobus modiis frumenti et duobus solidis argenti et cum receperunt easdem dixerunt secundum eum 'Ex quo habemus fatui documenta crememus ea ne unquam ipse haberet eadem.' De articulo fame similiter deponit idem testis quia sic communiter audiuit. Willelmus Dullard secundus testis similiter iuratus concordat cum preconteste quia tunc presens fuit et hoc audiuit: idem dixit de articulo fame. David Sawage similiter iuratus dicit quod bene novit Thomam Cantwell apud London et scit quod idem Willelmus eius filius est quia conuersabatur cum eisdem et vidit Willelmum juvenem puerum. Isabella Mortymer examinata per notarium infrascriptum die supradicto de nostra speciali auctoritate eidem commissa, uxor Johannis Cantwell supradicti, cum primo teste concordat quia presens similiter fuit et hoc diuersis temporibus audiuit; addidit eciam quod audiuit ab eodem marito suo quod mater sua videlicet Johanna Varyng senior filia Johannis Varyng fecit quendam statum eidem Johanni super omnibus terris de Bronyston qui continebatur in evidenciis de quibus supra. Nouit tamen bene de vendicione et audiuit de cremacione de quibus supra. Robertus Lynnarde similiter per nos examinatus et iuratus dicit quod Edina Donsett rapta fuit per quendam Johannem Flann Cantwell garcionem comitis Ormond, postea tamen contraxit cum ea matrimonium ex qua suscepit Ricardum Cantwell et Oliuerum qui quidem postmodo suscepit, videlicet Ricardus, ex Johanna Varyng tres filios Johannem Willelmum et Thomam, de quo Thoma Willelmus de quo supradictum est susceptus. Deponit similiter de articulo fame. Frater Jacobus Shortals prior supradictus concordat cum primo teste in prima parte sui dicti quia presens fuit rogauitque ipsum testem conficere instrumentum super asercione eiusdem Johannis ad instanciam ipsius Willelmi. Frater Nicholaus Colletan similiter concordat cum eisdem quia presens fuit, deponit eciam de vendicione evidenciarum et credit quod cremate fuerunt. Johannes Brystoll similiter examinatus in suo dicto concordat cum eisdem in vendicione et cremacione predictarum, causam reddit quod audiuit ab eodem Johanne anno ultime pestilencie quod vendidit easdem propter necessitatem, dixit ei 'penitet me hanc vendicionem facere ab heredibus meis imposterum' et dixit ei similiter quod cremate fuerunt.

Postremo vero nobis pro tribunali similiter in monasterio Sancti Johannis iuxta Kilkeniam presentibus protunc Waltero Purcell domino de Ballipull ac Waltero filio Johannis Sherlok ac diuersis aliis producto coram nobis per ipsum Willelmum uidelicet Waltero Curcy modo premissis eundem Waltherum duximus examinandum qui sic iuratus deponit quod legebat illas evidencias et credit quod quedam relaxacio fuit super tota illa villa ipsi Johanni super quodam statu eidem facto, deponit etiam de vendicione et cremacione. Non deponunt prece neque precio sed veritatis intuitu et amore. Examinatus fuit ipse Walterus in vigilia Marci Ewangeliste videlicet in nocte diei eius precedenti anno supradicto.

In quorum fidem et testimonium premissorum omnium et singulorum presentes literas sive hoc publicum instrumentum processum nostrum supradictum dicta testium eorundem in se continentes ad perpetuam rei memoriam per notarium infrascriptum fieri fecimus nostri sigilli cum appensione. Datum ut supra."

Sign and declaration of the notary, Thomas Fyan, 'Ferus,' clerk of Ossory diocese.

11.

Two Cantwell Deeds.

(1) Indenture between William son of Thomas son of Richard Cantwell, citizen and fruiterer of the city of London, right heir of the aforesaid Richard, and Joan Waryng his wife, formerly lord of Brownestoun in Ireland in the county Kilkenny, on one part, and Thomas Langtoun, then Sovereign of Kilkenny, and Walter Coursy, recorder of the same, on the other part, witnesses that the said William has given, granted and to farm let to the said Thomas and Walter two parts of all his edifices, lands, tenements, woods, etc., of Brownestoun. To have and to hold for a term of five years, rendering yearly 30^s. 4^d. of current money of Ireland. Further the said Thomas and Walter shall support all usual burdens of the country, namely those which were paid for 'lez Galloglaghis' while they were retained in that country (*patria*), as also 'coyn and lyvery,' and all other actions and demands. They shall also repair and sustain all buildings within the said two parts

and return them so, unless they shall have been destroyed or burned by accidental fire or by English rebels or Irish enemies of the lord King.

April 24, 1512.

Two seals.

(2) William Cantwell above, for a sum of money paid in hand by Piers, Earl of Ossory, gives and grants to him and Margaret his wife all his lands and tenements in Brownestowne, to have and to hold to him and his heirs for ever.

March 24, 1530.

Seal.

12.

Walter Valche and Joan his wife grant to Sir William Valche, their son, all their goods movable and immovable; and having no seal of their own, they have procured that of William Fyan, chancellor of Ossory.

June 21, 1512.

Seal of William Fyan (a signet).

13.

Theobald son of Nicholas Butler of the race of Owill (*de stirpe Owill*), gives and grants to William Bretnach fitz Robert (*filio Roberti*) all messuages, lands, rents, etc., which he has in the half part of fitz Oliver's town, Tillehath and Carygmoc-lath, and Theobald's part of Balenecore in the barony of Overk. To have and to hold to him and the heirs male of his body lawfully begotten between him and Eveline, daughter of the said Theobald; with remainder to the right heirs of Nicholas Butler of Karchill for ever, with all liberties and free customs. Witnesses: Walter Bretnach, Sir Howel Bretnach, rector of Kiltachenan, William Kenedi, prior of Knocktopher, Nicholas Tywe, Thomas O'Meathir, Walter McKaelchi, Rory O'Meahyr and William Butler. Given at Knocktopher.

July 14, 1512.

Signet of Butler.

[For the above Butlers who were of the Achill and Burrishoole, county Mayo, branch, see a paper by the present editor in the *Journal of the Galway Archaeological Society* for 1933. For fitz Oliver's town see Deed of November, 1516.]

14.

Geoffrey son of Nicholas Fanynge, lord of Ballyngary, gives and quit-claims for him and his heirs for ever to Piers Butler,

knight, the town of Balicoyne; also one hundred and forty acres of land both arable and in woods, moors, etc., adjacent to Balyntagyrte. Given at Kilcowll. Witnesses: Master James Cantwell, Official, Thadeus Innem Laghname, cleric, William and Peter, sons of Theobald Butler, and Redmund Purcel.

September 8, 1512.

15.

Two Archdeacon Deeds.

(1) Sabina Iny Cahille (Saiv O'Cahill), daughter and heiress of Honora (Onorina) Astekyne, daughter of Thomas (Cahill), called 'Madame,' formerly of Fertkeragh, Thomas Cahill, canon of St. Keran's house at Fertkeragh, Brother Edmund Cahill, canon of the same house, Conn and Cormac O'Cahill, sons of the same Thomas Cahill, give and grant to Peter Butler, knight, lord of Fowkiscourte, all lands, tenements, woods, meadows, etc., which formerly belonged to Thomas Astekyne and Honora his wife and their heirs in Balispeallan near Fertkeraghe, to have and to hold for ever of the chief lords of the fee. Given at Fowkescourte. Witnesses: Walter Courcy, Thadeus Inem Laghname, Richard Quemerford, Richard Dullarde, Nicholas Arland and Thomas Tywe.

September 12, 1512. Two seals; one of Brother Thomas.

(2) Edmund Asteken, son and heir of John 'flavus' son of Nicholas Asteken, grants to Sir Peter Butler, knight, all his lands in Ballyspellan, to hold to him and his heirs for ever. Witnesses: George Sherlok, gentleman, Sir Thomas Comerford, priest, and Walter Kryse.

February 3, 1515.

16.

Two McCarthy Deeds.

Indenture (in latin) between Donal MacCarthy, Lord of Carbery, and Sir Piers Butler.

(1) " This indenture made at Drumanehe [Dromana] on January 24, 1512, between Sir Piers Butler, knight, of the one part, and the Lord Donal MacKarry, prince of the country of the Carberies (*Karbrencium principem*) of the other,

witnesses that the said Sir Piers and Donal have made firm and perpetual peace and friendship by treaty between them as follows, confirmed by oath on the holy Evangelists of God, viz.: that should commotions be raised by any against the said Piers at any future time for ever, the aforesaid Donal shall energetically aid the said Piers with all his force and power truly and without dissimulation or excuse; and in like manner that the said Piers shall aid the said Donal against all his foes, except the most illustrious Lord Gerald, Earl of Kildare, against whom neither of them shall aid the other, or rise up against him by colour of any excuse. Also the aforesaid parties have promised and bound themselves by oath on the holy Evangelists of God neither to rise up against or injure their mutual friends on any pretext, nor to make amity or friendship irrespective of each other. And if it should happen that either be accused of failing the other in the premisses, and that he who has this laid to his charge shall clear himself in the opinion of the other, that then their league and friendship shall remain unbroken. And for the greater security of the said league and friendship the said Piers and Donal have ordained between them certain intercessors, called Slany (*quoscunque intercessores nomine Slany*), and certain oaths (*sacramenta sive juramenta*), which, either demanding from the other, shall not be denied, but without haughtiness and contradiction they shall mutually concede them to each other on being desired.

“ In testimony whereof the aforesaid Donal has set his seal to the part of this indenture remaining with the said Sir Piers, in presence of these honorable persons, Thadeus Innene Inc Iady, Donald McKrath, Margaret FitzGerald, of the Geraldines (*Margareta Geraldini de Geraldinis*) wife of the said Sir Piers, Maurice Omehynan, Masters James Cantwell, Official of Ossory, and Richard Meyran, and many others.”

January 24, 1513.

{2} Letters patent testifying the convention, ordinances and pacts made and sworn on the Holy Gospels, between Donal McKarhy (McCarthy), prince of Carbery (*Carbrinencium principem*) on one part, and Eleanor, daughter of the Earl of Kildare, wife of the said Donal, on the other part.

“ First, that of spontaneous and express will of the said Donal it is agreed between Donal and Eleanor that he shall at his own expense, labour and cost, request and obtain in due form the proper and accustomed royal liberty for himself and his sons and daughters between himself and the said Eleanor lawfully begotten. Also that Eleanor shall have and peacefully enjoy the manor of Doundamyer (?) with all its appurtenances, etc., and a full half of the whole lordship of the same Donal prince of Carbery. Witnesses: Lady Margaret FitzGerald, William Hiky “ decotore ” (*sic*: ?*doctore*), and many others.”
 September 28, 1513. Small seal of McCarthy much worn.

17.

Robert Poer, lord of Rathcoly, grants to Katherine Botteler his wife, and her heirs and assigns for ever, all his tenements in Rathvyne and Condynstown, county Tipperary. Given at Fethard.

January 30, 1513.

Poer seal.

18.

Indenture dated at Kilkenny on March 10, 1512, between the vicars of the Common Hall of St. Canice's and James, son of Baron Grace, witnesses that they have granted to James, his heirs and assigns all their rights in Correstown, to have and to hold for three years and so for every three years for a full term of sixty-three years, rendering therefor twelve shillings of good and usual money.

March 10, 1513.

19.

Deed of the Papal Penitentiary Relating to the Marriage of James Butler and Sabina Kavanagh.

“ Leonard, Cardinal priest of St. Susanna's, Rome, greeting to the Official of Ossory. Whereas a petition has been addressed on behalf of Peter Bottiller, of Ossory diocese, to the effect that though James Botiller and Sabina Kavanagh, parents of the aforesaid Peter, not ignorant that they were related within the four degrees of affinity, contracted marriage and begot children, and after sought papal letters of the bishop of Ossory to have

them absolved from the excommunication which on that account they had incurred, so that they might be re-married, and sought express letters of dispensation on this matter, which they obtained; nevertheless, because certain ignorant or hostile persons cast doubts upon the efficacy of these letters, said Peter seeks to have an opportune remedy provided in this matter by the Holy See; we now by the authority of our lord the Pope, of whose Penitentiary we have charge, enjoin upon you to declare the abovesaid letters to be of due effect, and the absolution to be of full force.

Given at Rome at St. Peter's under the seal of the office of the Penitentiary, on the 3rd of the Nones of July in the 4th year of Leo X."

July 4, 1513.

[For the original latin text of this document see Prim and Graves: *History of St. Canice's Cathedral*, p. 185.]

20.

Maurice, son of Theobald Butler, burgess of Carrickmagriffin in Lismore diocese, appoints Richard Rokell his attorney for placing Margaret Branogh in full seisin of one messuage in the same town; and because his seal is to many unknown he has procured to be set to these presents the common seal of the town of Carrickmagriffin.

Given on the vigil of St. Laurence in the year 1513.

August 9, 1513.

Seal in perfect order.

21.

Thomas Vyn, burgess of Fethard, grants to Catherine Butler (' Bulthear ') and her heirs for ever, his towns of Condonysthon and Rhahywynche. John Mykane and Edmund Everard to deliver seisin. Given at Fethard.

October 23, 1513.

Seal.

22.

Richard Suttoun, lord of Ballykerock in county Waterford, and Catherine Power, widow of Gerald Suttoun, admit themselves bound to Robert Newell of Clomen (Clonmines), mer-

chant, in 40^l. sterling. Witnesses: Sir John Ogloward, John 'Ballaghthe' fitz Henry, the wife of David Hore and others.

August 2, 1514.

Two seals.

23.

Liberty Court of Tipperary.

This consists of three skins attached. One has the writ of the Earl with the sheriff's return on the back. The second has the panel of jurors. The third contains the presentments of the jurors.

The writ, from Thomas le Butteler, Earl of Ormond and Lord of the Liberty of Tipperary, directs the sheriff of the same to make to be elected two coroners in the Liberty court according to custom, and to have jurors chosen. This is tested by Peter Butler, knight, seneschal of the liberty, at Clonmel on November 10 in the 6th year of Henry VIII. On the back of the writ is the sheriff's return, that execution of this command has been made, as in the '*cedula*' attached to the writ, and eighteen lawful men chosen. '*Et sic ego Thomas Bottiler vicecomes libertatis respondeo.*'

The second skin (*cedula*) contains the panel of the jurors of Mothalyn, named Redmund Mawkler, Peter Puer, James Hackede, Robert Sawse, Walter Hackede, James de Sancto Johanne, John Mykan, Gybboun Bermygam, William son of David de Sancto Johanne and Gerald de Sancto Johanne. Also the panel of the jurors of the bailiwick of Motheyn, namely, William Hackett, Patrick Hackett, William Comyn, Richard Comyn, Peter Hackett, Patrick Carny, William Hennesse and David Comyn.

The larger skin contains an inquisition taken before Peter Butler, seneschal of the Liberty, at Clonmel on Thursday next after the feast of St. Martin, Bishop, in the 6th year of Henry VIII, by David Butteler, John Cor, Nicholas Murthey, James Molrony, Richard Brother, John Schanaghan, Robert Bryen, John Neel, Patrick Donoghew, William Laynaghe, Redmund Rothe and Philip Brother.

Who say on their oath that whereas William Crone on September 10 in the 6th year of Henry VIII, on the King's way near Cahir, and within the Liberty aforesaid, was in the

peace of God and the lord of said Liberty, on the same day and place there came one James Walshe of Rathronan feloniously and like as a felon of the lord of said Liberty and of malice prepense, and made an assault upon said William Crone '*vi et armis*,' that is to say with swords, lances and axes, and struck said William on the head with a sword, worth two shillings, which he was holding in his right hand, and gave him a mortal wound whereof said William died on the spot. And they say that said James Walshe slew said William at Cahir and murdered him '*contra pacem dicti domini libertatis coronam et dignitatem suas*.'

Also they say that whereas Hugh McGillaghan, 'galloglagh' (gallowglass), on July 8 in the same year was at Balligowill within the same Liberty, one William Hakket of Balligowill at Balligowill on the said day came against said Hugh and there '*vi et armis*' attacked and took him and led him to the castle of Balligowill and there imprisoned him and kept him there for two days. And afterwards said William Hakket on the same day of malice prepense and feloniously took said Hugh out of the same castle and decapitated and murdered him feloniously, etc.

Also they say that whereas Juliana Curke, wife of one Philip Brother of Clonmel, was in peace, etc., at the House of the poor at Cashel within said Liberty on Sunday next before the feast of St. Peter ad Vincula in the said year, at the first hour after Nones on the same day there came one Edmund Brettenaghe of Grage who feloniously and against the peace of the lord of the Liberty, etc., robbed her of ten ells of linen cloth, the price of each ell being two pence, and made his pleasure of the same against the peace of the lord of the Liberty.

Also they say that whereas David Corike of Clonmel on October 6 in the same year was, etc., (as above) in a boat on the Anner carrying merchandise to Clonmel within said Liberty, there came one Edmund, son of Geoffrey de Burgo, and Walter, son of Edmund son of Walter Englishe, who feloniously, etc., robbed said David of one shirt worth 20^d., one cap worth 16^d. and one axe worth 8^d., and did their will with the same, and were received by Edmund Butler of Cahir and James his son, they knowing them to be felons and to have

done this, and still cherishing and maintaining them against the peace of the lord of the Liberty.

Also the abovesaid jurors present that Thomas Tobyn, captain of his nation, as well as other unknown persons to the number of forty, on Tuesday next after the feast of Philip and James in the 5th year of Henry VIII, '*vi et armis*,' with swords, lances and other defensible arms arrayed in warlike fashion, at Lawlestoun openly and feloniously broke into and entered the house of one Hugh O'Donill, and on the said day and place slew and murdered said Hugh feloniously, etc.

Also they present that whereas Cormoke O'Donyll on Thursday next before the feast of St. Martin, Bishop, in the 5th year of Henry VIII near the bridge of Carrick within said Liberty was in peace, etc., there came the abovesaid Thomas Tobyn who feloniously made an assault upon said Cormoke '*vi et armis*' with swords, lances, etc., and with a sword which he held in his right hand struck Cormoke on the head and gave him a mortal wound, of which wound he incontinently died. Also they say that said Thomas slew and murdered Cormoke against the peace of the lord of the Liberty.

Also they present that Edmund Ballaghe of Ballaghedere, Walter Wale of Moyden (?), Edmund McDonaghe of Ballynoran, Patrick Wale of Ardcollum, Gerald McMorysh of Cloghan, James Maydwell of Ballydyn, Peter Buttiler of Glan and William Buttiler of Polleghirre, Thomas Kelley of Clonmel, William Wale of Kilnehiruaghe, James Buttiler of Darraghlare and Gerald Russell of (*blank*) are common thieves and robbers, and do not permit any inhabitant of the town of Clonmel to travel or ride on the King's way or go upon the water of the Suir between Clonmel and Waterford, by which the inhabitants of Clonmel and also all the inhabitants of all the country from day to day are robbed feloniously against the peace of the lord of the Liberty.

Also they say that whereas it was ordained and decreed that it should not be lawful for any Irishman of Irish nation to buy or acquire for himself or his heirs any lands or tenements under pain of forfeiture of the same to the King, nevertheless Hugo O'Donill, who is of Irish name and of Irish nation, namely of the O'Donylles, not observing the statute, purchased lands and

tenements in Lawlestoun, Clonmel and Killyrene within said Liberty, and so died seised thereof, and that Tirrelagh O'Donill is his heir and occupier of the same lands and tenements against the form of the statute aforesaid. Also they say that Terrelagh O'Slevin, who is pure Irish and of Irish nation, has acquired a messuage in Clonmel against the form of said statute.

Also they say that whereas Walter son of James Englishe on May 10 in the 3rd year of Henry VIII on the King's road which goes towards Kilcomman was in peace, etc., there came one William McCoghlan who feloniously, etc., made an assault upon him with swords, etc., and struck him on the head with a sword worth three shillings, and gave him a mortal wound whereof he died. And they say that he slew and murdered him feloniously against the peace of the Liberty, etc., and as soon as possible the felon fled and escaped for want of inhabitants of the adjacent towns.

Also they say that William Kisse of Clonmel on October 7 in the 5th year of Henry VIII feloniously, etc., received six cows which were feloniously stolen, and made his pleasure of the same.

Also they say that of Clonmel on the Thursday after the feast of the Exaltation of the Holy Cross in the 6th year of Henry VIII at Clonmel drew one Margaret Roche, a widow, into court christian, namely into the court of Thomas, bishop of Lismore, before John Henreghan and John Barrett (?), chaplain, then auditors for cases to be heard by said bishop, on the plea that she should return to him a messuage in Clonmel, and made her to be cited afterwards at Clonmel on the same pretext by a certain (*name omitted*) to appear and answer in the matter in that court before the same John and John at Clonmel in the church of St Mary on the same day and place, and had her fulminated against by divers summons on the same pretext, by which she lost her messuage, to her great loss and to the great contempt and prejudice of the lord of the Liberty and against the force of the Statute of Provisors.

Also the jurors present that whereas it was ordained and decreed that no layman shall hold or exercise harriers, scenting-hounds, greyhound bitches, ferrets or nets called 'pursenettes' or other engines for hunting unless he has lands and tenements

to the value of forty shillings and upwards,* nevertheless William Buttler of Clonmel, Nicholas Strych, John White, John Cott and Maurice Hoelan, all of the same, who have and hold no lands or tenements, yet all and each of them hold and exercise harriers, greyhound bitches and scenting-hounds on leash for taking hares, rabbits, pheasants and partridges, and so they and each of them in the plain and woods of the town of Clonmel and other towns adjacent have taken and carried away against the form of the statute aforesaid twelve hares, twenty-four rabbits, four pheasants and forty partridges from Christmas in the third year of the present King continuing each year and day to the feast of All Saints, namely to the sixth year of the King.

November 10, 1514.

24.

John Cantwell, lord of Glangole, grants to Piers Butler, Earl of Ormond, and lady Margaret his wife all his lands, tenements, rents, services, meadows, waters, etc., in Ballynure, Kilm^ccaryn and Balysallagh in county Tipperary, to have and to hold to them and their heirs for ever.

Signet.

[No date is given. It may be any time between 1515 and 1527].

25.

Hubert Cantwell, son and heir of Richard Cantwell, lord of Payneston, gives and grants to Peter Butler, Earl of Ormond, and Lady Margaret his wife and their heirs for ever four shillings yearly rent in Roslehan, eighteen shillings in Liscowly, twelve shillings in Gragehecorhy and ten shillings in Monefuncheagh and Clonmanan.

[1515-1527].

Seal.

* The latin of this interesting passage is: 'quodcum ordinatum sit et statutum quod nullus laicus homo tenebit seu exercebit leporarios odorincecos liciscas ferrettos seu recia vocata pursenettes aut alia inginia ad venenandum,' etc. For the meaning of these latin terms see '*Index of Nominale in M.S. E. 5. 13.*' Trinity College, Dublin, a fifteenth-century Latin-English glossary edited by Dr. Gilbert Smyly, in '*Hermathena*,' vol. **xxi**, 1931.

Dorso. 'Chevery owyng to my Lord in Sleyffwardaghe.'
 [Payneston is the present Poynstown in the parish of Buolick].

26.

Letters patent (in latin) of Edmund Boteler, knight, son of
 Thomas Boteler.

Whereas James Boteler, Earl of Ormond, father of James, the White Earl of Ormond, gave and granted to Catherine, daughter of Gerald, late Earl of Desmond, his manor of Blackcastle in Meath and his castle of Lytellhyland near Waterford with divers other manors, to have and to hold to the said Catherine for the term of her life—so that after her death the said manors, castles, lands and tenements should remain entire to James, Edmund, Gerald and Theobald, the issue between the said James, Earl of Ormond, and Catherine begotten; to have and to hold the said manors, etc., and afterwards the said manors should descend to me Edmund, son and heir of Thomas Botiller, by the form of the above grant,—know that I, said Edmund, have released and quit-claimed for ever for me and my heirs to lord Peter Butler, Earl of Ormond, his heirs and assigns, all my claim in the abovesaid manors, castles, lands and tenements.

In witness whereof to this writing I have put my seal.

[1515-1527 or 1537-1539].

Seal.

Dorso: Sir Edmond Butler of the Cahir a release to Piers Earl of Ormond, of Blakecastell, Littleisland, etc.

27.

“ The Guardian and convent of Adare (Athdar) to all, greeting, etc. Whereas Renalda O'Brien (Renalde iny Brien), formerly wife of Richard Butler (Ryctearidi Bullter), has in her will disposed and bequeathed to us twenty marks in which the town of Killinayl was bound to the said Renalda and which she owed to us and our monastery, and whereas Peter Butyller, Earl of Ormond, and his wife at our request satisfied us in the payment of the said sum, we have now written this our letter

testimonial attesting that we have been satisfied in the above sum by the said Earl and Countess. In witness whereof we have set our conventual seal which we use in such cases."

[1515 ?]

Seal gone.

[No date is given. Piers Butler is called Earl of Ormond, but as he claimed this title on the death of Earl Thomas in 1515 the deed may be dated between 1515 and 1528 when Henry VIII created him Earl of Ossory only. It might however be dated after February 1538, when the King granted Piers the Earldom of Ormond also. A Renalda O'Brien was mother of James 'Dubh' Butler (for whom see Deeds of Vol. III of this Calendar, 285, 287, 292, and also D. Bryan's '*The Great Earl of Kildare,*' *passim*), but whether the abovementioned Renalda is the same person is not clear. The Renalda who was mistress of Earl John and mother of James 'Dubh' may afterwards have legally married the Richard Butler mentioned in the above deed].

28.

Katherine Condon, widow, in her lawful widowhood grants to Sir Piers Butler, Earl of Ormond, and lady Margaret his wife the manor of Ryston *alias* Bremeston in Ogenty, to have and to hold to them and their heirs for ever. Given at Kells.

[No date: ? 1515].

Dorso: H. 8th 1515.

29.

Two Deeds.

(1) Robert Dullard and Honora his wife grant to Sir Nicholas Birton, chaplain, all their messuages, lands, rents, etc., in Costardeston, Skeanaghedloghe and Loghendonoghe *alias* Loghecanaan in county Kilkenny in the tenement of Maymuckyn, to have and to hold to him and his heirs for ever. David White, cleric, to deliver seisin.

January 9, 1515.

Seal.

(2) Nicholas Birton, chaplain, grants to Robert Dullard and his wife all the messuages, etc., in Costardeston, etc., (as above), to hold to them and the heirs male of their bodies law-

fully begotten, with remainder to Richard Rothe, burgess and merchant of Kilkenny, and his heirs and assigns for ever.

February 4, 1515.

Seal of Birton.

30.

Two Deeds.

(1) Indenture between Sir Piers Butler, knight, on one part and Elizabeth and Johanna Nayshe, sisters and co-heirs of Patrick Nayshe and Margaret Waring on the other, witnesses that Elizabeth and Johanna have given to the said Sir Piers all messuages, lands, tenements, rents, etc., which they have in Brownestowne Waring in county Kilkenny, to have and to hold to them and their heirs of the chief lords of the fee. Witnesses: the lord Prior of St. John, near Kilkenny, Walter Sherloke and John Mountayne *alias* Sure.

April 12, 1515.

Seals.

(2) Donoghe O'Hee and Elizabeth Naysshe his wife, Nicholas, Thomas and Patrick, sons of Elizabeth, and Johanna Nayshe, her sister, admit themselves bound to Sir Peter Butler in a sum of one hundred pounds.

Same date.

Seals.

31.

John Everard of Fethard grants to the vicars of the collegiate church of St. Canice, Kilkenny, all his messuages, lands, rents, liberties, etc., in Balliclowan in the tenement of Callan in frankalmoign (*in liberam puram ac perpetuam elemosinam*) of the chief lords of the fee by the services due and accustomed. Witnesses: David Makyn, curate (*curato*) of the church of Fethard, Edmund Wysse, chaplain, and Thomas Everard, cleric. Given at Fethard on St. Alban's day in the year 1515.
June 17, 1515.

32.

Indenture (in English) between Sir Piers Butler and James Sherloke of the Naas, gentleman, witnesses that Piers grants to said James, Clyntonescourt by the Naas with all the lands, etc., thereto belonging, to have and to hold for a term of sixteen

years at annual rent of 40^s. when the premises are cessed with 'galloglaghes' (gallowglasses) and of seven nobles when they are not.

August 20, 1515.

Small seal.

33.

Four Deeds (in latin) Relative to the Entail of the Butler Lands in Ireland.

(1) Notarial instrument dated September 26, 1515, in the Consistory of St. Patrick's Cathedral, Dublin, to the effect that there appeared before Master Thomas Darcy, Official of the Archbishop's court, James Cantwell, proctor for Sir Peter Butler, knight, who asked to have certain witnesses examined on the points below, and requested the notary to take the depositions of the witnesses in public form. The first point is whether the lands of the Earl of Ormond are or were entailed to males and who on their failure would be the lawful heir. Christopher Crompe, aged eighty, first witness, duly sworn, said that Philip Bermingham, justice, took him to St. Mary's monastery near Dublin along with Robert Cusak, gent., of Cosynstown, unto Brother Walter Champflower, and in the room of this said abbot James, Earl of Ormond, had a chest in which his charters were, and he (Earl James) read them before the above-named and said that they were charters of all the lands which he had in Ireland, and required them to testify in future times that they were entails made to the heirs male of his body lawfully begotten, with remainder after them to Richard Butler and the heirs of his body. There were there present Patrick Coltan and John Rowland with many others. Afterwards on March 12, in the year 1515, there came in person Lady Margaret FitzGerald, wife of Sir Peter Butler, into the chancel of the cathedral church of the Holy Trinity, Dublin, and in the presence of the notary and witnesses below-named produced John Becket, merchant of Dublin, aged fifty-six, who—duly sworn and questioned on what he knew about the lordship of Ormond and the above entail, and who was the right heir to Thomas, Earl of Ormond, if he died without heir male—said that he often heard Nicholas Bekked who was a servant of the said James, Earl of Ormond, who lies in the monastery of the

B.V.M. near Dublin, father of the said Thomas of Ormond lately deceased without heirs male of his body, say that he was present when the said Earl James made an entail of said lordship and lands in Ireland to his heirs male begotten as above, with remainder to his brother Richard Butler and the heirs male of his body; also he heard his father asking one Nicholas Venwall, servant of the said Earl Thomas, whether Earl Thomas had any son lawfully begotten, to which Nicholas said no; whereupon Nicholas Bekked said the lordships and lands of Ormond were to go from said Earl Thomas to Richard Butler and his heirs male, and that Peter Butler, son of James son of Edmund son of Richard Butler, was the next male heir to Earl Thomas if he died without heir male lawfully begotten.

Upon all which the above Master James Cantwell and lady Margaret required the notary to make a public instrument, which he did in the presence of Thomas Netervyll, Roger Bege, Sir James Ley, Thomas Lemon and many others.

Sign and declaration of the notary, William Walsh of Kildare diocese.

September 26, 1515.

[Thomas Butler, Earl of Ormond, died August 3, 1515. For the succession to the Ormond titles and lands see Prim and Graves, *History of St. Canice's Cathedral* (pp. 207 *et seq.*). The Earl, who, it is alleged, made the entail was James the 'White Earl' (died 1452), whose brother Richard founded the Butlers of Polestown and was great-grandfather of Sir Piers.]

The latin text of the above deed is as follows

In Dei nomine amen. Per presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno incarnationis dominice millesimo V^c. quintodecimo indiccione tertia pontificatus sanctissimi in Christo patris et domini nostri domini Leonis diuina prouidencia pape decimi tercio mensis vero Septembris die xxvi in publico loco consistoriali ecclesie cathedralis Sancti Patricii Dublin' coram venerabili viro magistro Thoma Darcy officiali curie Dublin' principali comparens honestus ac discretus vir Jacobus Cantwell procurator venerabilis viri domini Petri Butlere militis testes quos senes aliosque de quorum diutina ausencia timebat sibi ad articulum probandum plurimum necessarios nominauit et me infrascriptum

notarium publicum humiliter instancia rogans et requirens quatenus illos testes super illo articulo in forma iuris reciperem earum attestaciones et testimonia in scripturam publicam redigerem ac aliter sibi in premissis oportune prouiderem, attendans et considerans huiusmodi requisicionem fore iustam et consonam rationi volens ne veritas occultetur aut probacionum copia aliquibus casibus sic obtrahatur (?) ad ipsorum testium recepcionem processu et eos ad dicti supplicantis instanciam recepi in hunc modum. Articulus quidem talis est vtrum terre Comitum Ormonie sunt aut fuerunt taliate uel ne et qualiter fuerunt sive ad mares tantum et ipsis decedentibus sive morientibus quis legitimus heres iure succederet et quid cognouerunt sciuerunt vel audiuerunt de premissis.

Christophorus Crompe etatis LXXX annorum primus testis iuratus et in forma iuris diligenter examinatus et requisitus quid de premissis cognouit sciuit vel audiuit dicit et in animam suam per iuris sacramentum tactis per eum sacrosanctis ewangeliiis deponit quod Phillippus Bermyngham iusticiarius accepit cum eo ad monasterium Sancte Marie virginis iuxta Dublin Robertum Cusak de Cosynyston generosum et dictum Christophorum ad Fratrem Walterum Champflower et in camera dicti abbatis Jacobus de Ormon' habuit unam scistam in qua carte dicti Jacobi Comitum Ormonie fuerunt in custodia, et legebat eas coram eis et dicebat eis quod fuerunt carte omnium terrarum quas habuit in Hibernia et requirebat eos in tempore futuro testificare quod ibidem fuerunt talie Anglice ' talys ' quod fuerunt taliate heredibus masculis de corpore suo legitime procreatis, et post mortem ipsorum quod tunc per dictam talem remanerent Ricardo Butlere et heredibus suis de corpore suo legitime procreatis, presentibus in publica sessione Patricio Coltan Johanne Rawland cum diuersis aliis.

Et deinde XII die mensis Marcii anno domini secundum calculum et computationem ecclesiarum Anglicane et Hibernicane millesimo quingentesimo XV indicione tertia pontificatus sanctissimi in Christo patris, *ut supra*, veniens in persona proba mulier et honesta domina Margareta Fitzgerald uxor domini Petri Butlere in cancello ecclesie cathedralis Sancte Trinitatis Dublinensis inque mei notarii publici et testium subscriptorum presencia produxit Johannem Bekket etatis LVI annorum de

Dublin mercatorem iuratum in forma iuris ad sancta Dei ewangelia quid nouit aut audiuit de dominio de Ormon' et de terris eiusdem in Hibernia utrum fuerunt taliate heredibus masculis aut non et quis esset proximus heres masculus dicto Thome Comiti Ormonie si decesserit sine herede masculo de corpore suo legitime procreato et dictus Johannes declarauit tactis sacris Dei scripturis quod ipse multociens audiuit Nicolaum Bekket patrem suum | qui fuit seruus dicti Jacobi Comitis Ormonie qui iacet in monasterio Beate Marie virginis iuxta Dublin patris dicti Thome Ormonie nuper decessi sine herede masculo, etc., procreato | dicentem quod fuit presens quum dictus Jacobus Comes Ormonie fecit talem wolgariter 'a taylle' de dicto dominio et de terris eiusdem in Hibernia hereditus masculis, etc., procreatis et residuum eiusdem uidelicet 'remaynder' fratri suo Ricardo Butlere et heredibus masculis, etc., procreatis et quod audiuit patrem suum Nicolaum Bekket petentem ab uno Nicholao Venwall famulo dicti Thome Comitis Ormonie utrum dictus Thomas habuit aliquem filium de corpore suo legitime procreatum et dixit quod non, et tunc idem Nicholaus Bekket dixit quod illud dominium de Ormon' et terrae eiusdem fuerunt depositi a dicto Thoma ad Ricardum Butlere et heredes suos masculos, etc., procreatos et quod Petrus Butlere filius Jacobi Butlere filius Edmundi Butlere filius Ricardi Butlere fuit proximus heres masculus dicto Thome Comiti Ormonie si decesserit sine herede masculo, etc., procreato.

Super quibus omnibus et singulis prefati magister Jacobus Cantwell et dicta Margareta requisierunt me notarium publicum subscriptum debita cum instancia ut sibi unum vel plura publicum seu publica instrumentum vel instrumenta conficerem.

Acta sunt hec prout superius scribuntur et recitantur sub anno domini indicione pontificatu mense die et loco supradictis presentibus ad tunc ibidem Thoma Neterwyll Rogero Bege domino Jacobo Ley Thoma Lemon cum multis aliis ad premissa vocatis et rogatis.

(2) Notarial instrument dated on the 27th day of September in the same year and place as in the foregoing deed, with regard to the supposed entail of the Butler lands. James Cantwell, proctor of Sir Piers, asks for certain witnesses to be examined.

The first point is whether the dignity of the earldom of Ormond and its heritage in Ireland is entailed on the male heirs of the Earl. Christopher Crompe, first witness, eighty years of age, attests that one Philip Bermingham, Chief justice of the King's Bench in Ireland, on a certain day brought the witness and Robert Cusak of Cosynstown to the monastery of the B.V.M. near Dublin to the room of Brother Walter Chamflure, abbot of the said monastery, and there he showed them a chest in which were kept the charters of the Earl of Ormond's lands which he read before them saying that they were charters of the Earl's lands in Ireland among which there were charters in tail, in which it was stated that the Earldom and all the lands of the Earl in Ireland were entailed upon the heirs male of the said Earl, and if it happened that James, Earl of Ormond, should die without heirs male of his body lawfully begotten the Earldom, etc., should remain to Richard Butler, brother of Earl James and his heirs male, etc.; and that justice, the deponent and others standing by were to testify to this in the future. The second witness John Bekket aged fifty (aged fifty-six in preceding deed) duly sworn gives the same evidence as in former instrument. [The rest of the deed is as above]. Witnesses as before, and sign and declaration of the same notary.

September 27, 1515.

(3) Public instrument to the effect that on the 29th day of November in the year 1516 there appeared in the presence of the above notary and other witnesses, James Sherloke of Naas, proctor for Peter Butler, Earl of Ormond, and Lady Margaret his wife, and asked that a certain witness below-named should be examined in due form on this point whether the dignity of the Earldom of Ormond is entailed to the heirs male of the Earl of Ormond. Master John Whit, Bachelor of Common Law and Prebendary of Maynooth and vicar of the parish church of Ardee, aged fifty-six years, first witness and the only one produced at this time, duly sworn, says that the article contains the truth. Asked how he knows, he says because sixteen years ago and more he was sent by Gerald, late Earl of Kildare, to the King of England on certain matters and on the way he met the late Thomas, Earl of Ormond, at London in his house there (*in loco sue mancionis*) and when they were having a talk about

the marriage between George Sayntleger and Lady Eleanor, daughter of the said Gerald, the witness asked him, Thomas, who was to be Earl of Ormond after his death, and he said Peter Butler, knight, then dwelling in Ireland, because the dignity of Earl was entailed upon heirs male and that Peter was the next heir after his death. He also said that his conscience could not do otherwise nor would he break or change the entail.

Upon which the said witness requested the notary, etc., to make a public instrument for a sufficient fee.

Done as above in the Church of Holy Trinity, Dublin; there being present Brother Richard Skerret, Prior of the same church, (*blank*) ffish, sub-Prior, Nicholas Hossei, baron of Galtrim, George Bernwall and many others.

November 29, 1516.

(4) Evidence of witnesses as to the inheritance of the Earldom of Ormond, dated November, 1516.

Oliver, bishop of Ossory, greeting, etc. There appeared before him in the monastery of the B.V.M. at Jerpoint on the 8th day of November in the year 1516 Lord Peter Butler, Earl of Ormond, who requested the bishop to examine certain witnesses on the point of how the Earldom of Ormond is entailed. The bishop thereupon summoned witnesses whose evidence is as follows.

Nicholas Tywe, 67 years of age, deposed that he had heard his father, John Tywe (who was 78 years of age, and had been chamberlain to James, the White Earl of Ormond), say that if the Earl died without heirs male of his body lawfully begotten, that then the legitimate heirs male of Richard Butler, brother to said James, would succeed to that Earl's inheritance; and that he heard his father say, after the death of the said James, and of John his son, that it was a pity that those sons of Richard Butler who would succeed to that Earl's inheritance were not brought up after the English fashion; and the deponent was well aware of the common fame, that the inheritance of that Earldom was entailed on the heirs male, and that Sir Piers Butler was now the true heir male of the said Earl.

John Shorthals, lord of Roystoun and Clomantagh, of the age of 80 years, deposed that he had heard his father, Robert, of the age of 80 years, who was sheriff of the county of Kilkenny

in the time of James, the White Earl, as often as he heard any talk about the inheritance of the Earldom of Ormond, say that if the said James should die without heirs male, that then the heirs male of his brother, Richard, would succeed to the inheritance; and when John and Thomas, the sons of the said Earl, went to the Court of Rome, he heard him saying, "if they shall not return, the inheritance will remain to the heirs male;" and he was well aware that Piers is the legitimate son of James, the son of Edmond, the son of Richard Butler.

William Cantwell, 66 years of age, gave like testimony. James Grant, 66 years of age, deposed that he had heard his father, who was 80 years of age and upwards, and his grandfather, who was 80 years old and upwards, one of whom was constable of the castle of Knocktopher, and the other marshall (*mariscallus*) of the county of Kilkenny, often stating that the inheritance of the Earldom of Ormond was entailed on heirs male, and that as often as the White Earl (*Comes ille candidus*) went to England, he was wont to appoint Edmond, the son of Richard his brother, to rule in his place, saying, 'Keep well my lordships, for they shall all be thine from the days of my sons' (*a diebus filiorum meorum*).

Brother Thomas Neyll, a monk of the monastery of Jerpoint, 60 years of age and upwards, deposed that he had heard Thomas Neyll, lord of the greater part of Karrick, 80 years of age and upwards, and Walter Glorne, steward of the Earl of Ormond for the whole of Ireland, 80 years of age, often saying, that the Earl of Ormond had no legitimate sons except James the White, and Richard Butler, and that if the said James died without heirs male of his body, then the heirs male of that Richard ought to have the inheritance of that Earldom.

Edmond Arlond, 78 years of age, deposed that he was brought up with the said Glorne, the steward, and heard him often after the death of the White Earl saying that, if James of Wiltshire, John and Thomas, the sons of James the White, died without heirs male, then the heirs male of Richard Butler, his brother, would inherit that Earldom; and that he heard his father, Laurence by name, 80 years of age, who was of the council of the White Earl (*de consilio Comitum candidi*), saying, that the Earldom of Ormond and its inheritance was entailed on heirs

male; he heard also divers persons, who were with Thomas the last Earl, saying, that that Earl had declared that inheritance to be entailed on heirs male.

John Cantwell, lord of Moykarky, 66 years of age, deposed that he heard his father, John Cantwell, archbishop of Cashel, 70 years of age, who used to be with the White Earl in all parts of Ireland before he was archbishop, as also with John his son, saying confidentially in secretwise, in the time of the said John, that if John and Thomas, his brother, should die without heirs male of their bodies, that then the legitimate heirs male of Richard Butler would succeed the said Earl in his inheritance, and this he heard at the time that the said John had to do (*tractatum habuit*) with Raynalda, the daughter of O'Brien, and at other times afterwards; he heard also the said archbishop swearing by St. Patrick's Cross, and in the presence of John Butler fitz Edmund fitz Richard, who was fostered with the said archbishop, and saying, "if John and Thomas had not heirs male, then the heirs male of your father are their heirs."

Edmond Maresse, 66 years of age, deposed that he heard his father, William Maresse, chief of his nation, 80 years of age, who always was near the White Earl (*qui semper assistebat Comiti candido*), even at the time of his death, saying | that the Earldom of Ormond was entailed on heirs male, and that he heard Master Nicholas Whyte, rector of Callan, 70 years of age, who had a knowledge of that matter, saying, in like manner, that that inheritance was entailed on heirs male, and that Peter Whyte, father of the said Nicholas, saw that entail (*vidit illam talliam*), and that he heard by common fame that the heirs male of Richard would inherit all, notwithstanding the daughters of Earl Thomas.

Isabella Blanchfell, an honest widow, 70 years of age, examined in the monastery of Callan, by commission directed to John Tobyn, rector of Callan, deposed that | she had heard by the common report of good and honest persons of the county of Kilkenny, and especially of Robert Shorthals, lord of Ballyhyggyn, her husband, 60 years of age, and James Rysse, skilled in the King's laws, that the Earldom of Ormond was entailed on heirs male, and that if John and Thomas should die without heirs male, that then the legitimate heirs male of the said

Richard would succeed to that inheritance, notwithstanding the daughters of Earl Thomas, because the lands were entailed on heirs male.

Gilbert Blanchfell, lord of Kilmodymog, deposed that he had heard by common report and fame through the counties of Kilkenny and Tipperary, and especially from David Blanchfell, his father, lord of Blanchfelyston, the steward Glorne, and Thomas Whyte, constable of Donferth, that the inheritance and earldom of Ormond was entailed on heirs male.

The aforesaid witnesses were duly examined in the monastery of St. John, Kilkenny, by Master James Cantwell, Official of Ossory, deputed for that purpose—at the request of the said Lord Piers, made to the bishop when present at a public assembly of the county of Kilkenny at “ Fynnyll hyll ” near Kilkenny—on the 16th day of the month aforesaid; and their testimony was reduced to writing and published under the seal of the bishop of Ossory used for greater causes, in presence of the said Official, the prior of the monastery of St. John, Master John Tobyne, rector of Callan, James Shortals, lord of Ballylorcan, and numberless other persons called together for that purpose.

November 16, 1516.

The latin text of the above deed follows:

Uniuersis alme matris ecclesiae filiis literas presentes sive hoc publicum instrumentum visuris lecturis vel auditoris ac illi vel illis quem sive quos infrascriptum tangit negotium sive tangere poterit quomodolibet in futurum quibuscunque nomini- bus censeantur et dignitate praefulgeant quacunque Oliuerus diuina permissione episcopus Ossoriensis salutem in eo qui omnium est vera salus. Quoniam vita brevis et incerta census ebes negligencie torpor ac multimoda diuersorum occupacio nos pauca scire [permittunt] et que plerumque sunt scita iugiter evellit et excutit fraudatrix obliuio memorie inimica, nisi per scripture memoriam que contrahencium pariter et contendencium vota in eum conservat roboris acceperint firmitatem, ad vestre uniuersitatis noticiam deduci volumus per presentes, qualiter com- parente coram nobis in monasterio Beate Marie de Geriponte nostre diocesis octauo die mensis Novembris anno domini millesimo quingintessimo decimosexto potenti atque nobili viro domino

Petro Butler Comite Ormonie, sua petitione monstravit qualiter diversos habuit testes, timens non immerito mortem eorundem et diutinam absenciam nos humili instancia rogavit quatenus testes recipere et ad perpetuam rei memoriam examinare eosdem dignaremur huiusmodi super articulo, videlicet, quod comitatus comitis Ormonie et eius hereditas masculis tantum est talliata.

Nos quoque huiusmodi rogatum iuriticum fore et rei consonum considerantes cum de nullius speciali interesse nobis in dicta examinatione facienda constare poterat omnes et singulos in huiusmodi examinatione interesse pretendentes per edictum generale citari iussimus, verum quum nullus apparuit qui testibus illis examinandis obstaculum aliquod prestare valeret, facta prius omnium interesse habencium preconisacione generali, illos testes examinauimus prout sequitur articulo super prenotato.

Nicholaus Tywe primus etatis LXVII annorum tactis Dei ewangeliis in animam suam deponit quod audiuit patrem suum Johannem Tywe etatis LXXVIII annorum qui fuit camerarius Jacobi Candidi Comitis Ormonie pluries dicentem quod si ille Comes decederet sine heredibus masculis de suo corpore procreatis legitimi heredes masculi Ricardi Butler fratris eiusdem Jacobi succederent in illius Comitis hereditate, et audiuit illum patrem dicentem post mortem illius Jacobi et Johannis filii eiusdem dolendum est quod illi filii Ricardi Butler qui sunt successuri in hereditate Comitis Ormonie non tractantur more Anglicano ipseque deponens audiuit fama communi diversos dicentes hereditatem illius Comitis talliatam fuisse masculis tantum, nec dubitat quod dominus Petrus Butler nunc est rectus heres masculus Comitis eiusdem qui est filius legitimus Jacobi filii Edmundi filii Ricardi Butler fratris legitimi dicti Jacobi Comitis.

Johannes Shorthals dominus de Roystown et Clomantagh etatis LXXX annorum iuratus deponit quod audiuit patrem suum Robertum etatis LXXX annorum qui fuit vicecomes comitatus Kilkennie temporibus Jacobi Comitis Candidi dicentem quociens audiret aliquam loquelam de hereditate comitatus Ormonie quod si dictus Jacobus decederet sine heredibus masculis tunc dicti Ricardi fratris eius heredes masculi succederent in eadem hereditate, et audiuit eundem dicentem cum Johannes et Thomas filii Comitis predicti ad Romanam

curiam accesserunt si illi non reddierint hereditas remanebit masculis legitimis Ricardi Butler apud nos nouit bene quod Petrus est filius legitimus Jacobi filii Edmundi filii Ricardi Butler.

Willelmus Cantwell iuratus ut supra etatis LXVI annorum deponit quod audiuit communi fama omnium quociens aliqua loquela desuper haberetur quod heredes masculi dicti Ricardi Butler succedere deberent illi Jacobo si sine heredibus masculis decederet qui audiuit quod illa hereditas erat masculis talliata.

Jacobus Grant iuratus ut supra etatis LXVII annorum concordat in omnibus supradictis cum precontestibus qui audiuit patrem eius etatis LXXX annorum ac amplius et auum eius LXXX annorum etatis et ultra qui fuerunt unus videlicet constabularius castri de Knocktohir et alius marescallus comitatus Kilkennie quampluries dicentes quod hereditas Comitis Ormonie fuit masculis talliata et dixerunt quod quociens Comes ille Candidus Angliam pergeret consuevit illos per manus tradere Edmundo filio Ricardi fratris sui dicens *Serua bene dominia mea tua enim sunt a diebus filiorum meorum.*

Frater Thomas Neyll monachus professus monasterii de Geriponte etatis LX annorum et amplius concordat cum precontestibus quia audiuit Thomam Neyll dominum maioris partis de Karryg etatis LXXX annorum et amplius et Walterum Glerne styward Comitis Ormonie per totam Hiberniam etatis LXXX annorum pluries dicentes quod Comes Ormonie non habuit legitimos filios nisi Jacobum Candidum et Ricardum Butler et si ille Jacobus decederet sine heredibus masculis de corpore suo tunc illius Ricardi heredes masculi deberent habere illius Comitis hereditatem.

Edmundus Arlond iuratus ut supra etatis LXXVIII annorum concordat cum eisdem precontestibus rationem sui dicti reddit quia fuit nutritus apud illum stywardum Glerne et audiuit eum pluries dicentes (*sic*) post mortem Comitis Candidi quod si Jacobus de Wylsher Johannes et Thomas filii Jacobi Candidi decederent sine heredibus masculis tunc heredes masculi Richardi Butler fratris eiusdem haberet illius Comitis hereditatem, et audiuit suum patrem Laurencium nomine etatis LXXX annorum qui fuit de consilio Comitis eiusdem dicentem quod comitatus Ormonie et hereditas illius erat masculis tantum talliata, audiuit quoque diuersos qui cum Thoma ultimo Comite

fuert dicentes quod Comes ille dixit illam hereditatem masculis esse talliatam.

Johannes Cantwell dominus de Mokarke ut supra iuratus etatis LXVI annorum deponit quod audiuit patrem suum Johannem Cantwell archiepiscopum Casselensem etatis LXX annorum qui consuevit cum Comite Candido fuisse in omni loco per totam Hiberniam antequam fuit archiepiscopus necnon et cum Johanne filio eius eiusque scire et audire secreta dicentem tempore illius Johannis quod si Johannes et Thomas eius frater decederent sine heredibus masculis de corporibus eorum tunc heredes masculi Ricardi Butler legitime succederent eidem Comiti in sua hereditate et hoc audiuit tempore quo ille Johannes tractatum habuit cum Raynalda filia Ibryen et aliis temporibus postea. Audiuit eciam illum archiepiscopum iurantem pluries ad crucem Sancti Patricii tunc presentem et presente Johanne Butler filio Edmundi filii Ricardi qui nutritus erat apud illum archiepiscopum dicentem, *Si Johannes et Thomas non habebunt heredes masculos tunc heredes masculi tui patris eorum sunt heredes.*

Edmundus Maresse iuratus ut supra etatis LXVI annorum deponit quod audiuit patrem suum Willelmum Maresse etatis LXXX annorum sue nacionis principalem qui semper assistebat Comiti Candido eciam tempore sue mortis pluries dicentem quod comitatus Ormonie erat masculis talliata et si heredes masculos non haberet ille Comes tunc heredes masculi Ricardi Butler succederent eidem Comiti. Et audiuit dominum Nicholaum Whyt rectorem Callane etatis LXX annorum qui illius rei noticiam haberet verisimiliter dicentem quod illa hereditas erat masculis talliata et quod Petrus Whyt illius Nicholai pater vidit illam talliam. Audiuit eciam illum Willelmum dicentem quod feuda trium militum eciam in Anglia inter Comitem Ormonie et deponentes heredes masculos erat (sic) talliata cuique revercio ad illos spectabat cumque quidem dixisse derisorie, *Quid prodest hoc nobis cum de strippe* (sic) *Comitis sunt plures qui vos antecedunt,* et ille dixit, *Si Comes Ormonie et strips* (sic) *Ricardi Butler decesserint sine heredibus masculis tunc vobis profuerit.* Audiuitque communi fama quod heredes masculi illius Ricardi totum haberent non obstantibus filiabus Thome Comitis.

Examinata per nostrum commissarium specialem dominum

Johannem Tobyn Callanie rectorem in monasterio Callanie xi die mensis predicti, Isabella Blanchfell honesta vidua iurata ut supra etatis LXX annorum deponit quod communi fama audiuit a bonis et honestis comitatus Kilkennie presertim Roberto Shorthals domino de Ballyhyggyn marito eius etatis LX annorum et Jacobo Rysse iuris regalis perito quod comitatus Ormonie erat masculis tantum talliata et eius heredibus et si Johannes et Thomas sine heredibus masculis decederent tunc heredes masculi illius Ricardi Butler legitimi succederent in eadem hereditate non obstantibus Thome Comitibus filibus quia terre fuerunt masculis talliate heredibus.

Gilbertus Blanchfell dominus de Kilmodymog iuratus etatis LXXIII annorum deponit quod audiuit publica voce et fama per comitatum Kilkennie et Tyberarie presertim per David Blanchfell patrem eius dominum de Blanchfelyston Stywardum Glerne et Thomam Whit constabularium de Donferth quod hereditas Comitibus Ormonie et comitatus erant masculis talliate et si ille Comes decederet sine heredibus masculis tunc heredes masculi Ricardi Butler succederent illi Comiti.

Examinati xv die mensis predictae (*sic*) in monasterio Sancti Johannis iuxta Kilkenniam per magistrum Jacobum Cantwell Officiale nostrum generalem eciam specialem ad hoc deputatum.

Quibus quidem testibus sic rite receptis et examinatis cum in quadam publica comitatus Kilkennie essemus conuocatione apud Fynyll hyll iuxta Kilkenniam xvi die mensis predicti perlectis nobis dictorum testium atestacionibus idem dominus Petrus rogauit quatenus illorum testium dicta publicari et in publicam formam redigenda ad perpetuam rei memoriam dignaremur. Nos vero preconisatis generaliter omnibus quorum interest in dicta publicatione facienda testium eorundem atestaciones publicatas haberi decreuimus et publicauimus.

In quorum fidem premissorum omnium et singulorum presentes literas sive publicum instrumentum processum nostrum de die in diem continuatum et illorum testium dicta in se continentes sive continentem ad perpetuam rei memoriam per notarium infrascriptum huiusmodi cause scribam fieri fecimusque nostri sigilli quo utimur ad maiora cum apensione. Datum ut supra presentibus pro tunc dicto nostro Officiali Jacobo diuina permissione priore monasterii

Sancti Johannis predicti domino Johanne Tobyne rectori Callanie ac Jacobo Shorthals domini de Ballylorcan et innumerabilibus aliis ad premissa uocatis.

(Notarial sign of Thomas 'Ferus.')

34.

Indenture made at Glasco on January 31, 1515, between Walter Lande, lord of Cowillisill, and Richard, son of John Butler, witnesses that Walter has granted and let in mortgage to Richard a certain parcel of land called Cowilreny situated near Carrigyn in the tenement of Castledogh for nine marks silver. Witnesses: James Cantewell, Official of Ossory, canon, Donatus McKearowill, Patrick O'Brothe and others.

January 31, 1516.

35.

Letters patent of Henry VIII appointing John Grace his escheator of the market and measures in county Kilkenny, to hold during the King's pleasure, and answer at the Irish Exchequer for all forms due to the Crown.

Teste Bartholomew Dillon, Chief baron of the Exchequer of Ireland.

March 7, 1516.

36.

Sir Thomas Brithe, chaplain, grants to Sir Peter Butler, Earl of Ormond, and Lady Margaret his wife, 'Blakecastell of Burisse Lieghe' (Borrisoleigh) in Eliogorthe together with two hundred acres of arable land there, the appurtenances in plain, pasture, meadows, moors, turbary, etc., and all free customs pertaining thereto; to hold to them and their heirs for ever. Given at Lismalyn. Witnesses: Peter Butler, lord of Lismalyn, Sir John Tobyne, rector of Callan, Sir James Clery.

May 2, 1516.

37.

William son of Edmund son of William Costall, for a sum of money paid in hand, grants to Sir Peter Butler, Earl of Ormond, and Lady Margaret FitzGerald his wife, Carrigmoglagh *alias*

McOliferstown, Tulhagh and Correstown, in moors, mountains, pastures, woods, mills, turbary, etc., to them and their heirs for ever. Witnesses: Sir Richard Withe, David Baron, lord of Brownesford, Nicholas Britton and John Lorgnan. Given at Callan.

November 10, 1516.

Seal.

38.

Public instrument by James Howling, notary, dated March (day not given) 1517, to the effect that in St. Saviour's church at New Ross there appeared in the presence of the notary and of Nicholas, bishop of Ferns, Lady Margaret 'de Geraldinis,' Countess of Ormond, who asked to have certain witnesses examined on the articles below-named; of which the first was this, viz., whether they heard in the court or elsewhere John Hyde admitting that William Walche was true heir to a house in Ross as to which there was dispute between the said William Walche and James Hyde. The second was whether they heard John Hyde promising certain rents out of the same house. The third was whether they heard William Benet, formerly Sovereign of Ross, denying that he had set the common seal to a dubious charter (*scripture minus vere*) made to John Hyde for the house. The fourth was whether the said William Benet knew of the sealing of the charter as above to the said John. (Evidence of Sir James Bermingham, Robert Newell, Nicholas Chek, James Benet and Thomas Matow follows. The case does not seem important.)

March, 1517.

39.

Notarial instrument taking the depositions of witnesses with regard to lands in Aghteyr in dispute between Oliver, bishop of Ossory, and Thomas Purcell, lord of Foulksrath, made on March 11, 1517. The evidence of the witnesses follows. (They are so full of remarkable details with regard to methods of cultivation and tenure on an Anglo-Irish estate of the time as well as of place names and field names, and illustrate so well

the survival of the Irish language and the native race, that I have given the latin text in full as follows).

March 11, 1517.

In Dei nomine amen. Per hoc presens publicum instrumentum cunctis evidenter appareat et sit notum quod anno ab incarnatione domini secundum cursum ac computacionem ecclesiarum Anglicane et Hibernicane millesimo quingintessimo decimosexto indiccione secunda pontificatus sanctissimi in Christo patris ac domini Leonis diuina providencia pape decimi anno quarto die vero mensis Marcii undecimo, in ecclesia cathedrali Sancti Kannici Kilkenie coram providis et honestis viris magistro Jacobo Cantwell Officiali Ossoriensi Willelmo Marchall mercatore meque notario infrascripto arbitris inter reuerendum patrem Oliuerum diuina permissione episcopum Ossoriensem firmarium de Agteyr ex una parte ac Thomam Purcell dominum de Fukrath ex parte altera circa terras quasdam infrascriptas diucius contententes de et super illa contencione terminanda electis, comparens idem reverendus pater sua petitione monstrauit quod licet alias iudicialiter precedentes testes nonnullos utriusque partis ad instanciam examinarem ille tamen pater reverendus timens non immerito atestacionum pro sua parte receptarum perdicionem testium quoque sic examinatorum mortem vel diutinam absenciam sibi que aut illarum terrarum proprietariis probacionem necessariam in posterum abesse posse parte aduersa tunc presente me notarium infrascriptum debita cum instancia rogauit quatenus illorum per me sic examinatorum ac meum in hac parte consortem bone memorie Patricium Cantwell notarium publicum partium consensu expresso atestaciones sive deposiciones in publicam et perpetuam formam ad eternam rei memoriam redigere deberem debitaque reuerencia requisiiuit quatenus super atestacionibus illis unum plurave conficerem instrumentum sive instrumenta publica pro salario competente, quorum quidem articuli et deposicionum de verbo ad verbum tenor sequitur et est talis. Quod episcopus Ossoriensis nomine baronie de Aghteyr possidebat pacifice illas terras ex parte occidentali de Clenegorregad, item quod dicte terre sunt de terris ville de Aghteyr.

Redmundus Cantwell primus testis tactis Dei ewangeliis

iuratus deponit quod primo anno quo venit ad baroniam incepit arrare ex parte orientali de Clenegorregad et venit ad eum Thomas Purcell supradictus presente rectore de Rathbehagh et ipsum impediabat, tunc interrogavit deponens ubi aliter arraret, tunc respondit Thomas ex altera parte illius fosse ne gorgad silve occidentali, postea signavit certam particulam ibi et cum Cornelius O'Mentayn venit ipsum ibi impediabat dicens sibi incipere inter locum signatum et Garran I Parky et ipse negavit sed postea aravit in Maghery Istoty. Interrogatus cuius auctoritate arravit ibi Cornelius nescit deponens an auctoritate Comitis Kildarie an illius Thome, vidit Cornelium dimittentem terras ex utraque parte fosse tenentibus baronie. Hubertus Cantwell similiter iuratus deponit quod vidit rectorem de Dorogh seminantem agrum illum proximiorum ad Garran duobus annis nomine episcopi, postea vidit agrum illum usque ad villam ex parte occidentali arratum nomine Comitis et episcopi sine aliqua contradiccione, postea vidit Cornelium possidentem illum agrum nomine Thome Purcell racione conduccionis et extunc impediabantur subditi episcopi.

Donatus Incurry similiter iuratus dicit quod ipse et alii coloni nomine episcopi tempore Corneli I Mentayn terras illas possiderunt usque ad annum proximo preteritum. Cornelius filius Rorici ut supra iuratus deponit quod Cornelius O'Mentayn possidebat et arrabat illas terras per duos annos nomine Comitis, postea vidit quod ballivus episcopi diuidebat illas terras inter colonos episcopi et ipsi nomine eius illas possiderunt per unum annum, demum vero interrupti fuerunt prout nunc sunt per Thomam Purcell.

Rector de Doragh similiter iuratus concordat cum Huberto Cantwell in duobus annis et alia deponit prout idem Hubertus, addit eciam quod nuper accecisset ad villam de Cloghog, audiens contencionem illam inter episcopum et Thomam Purcell ac, volens audire de limitibus baronie, interrogavit quemdam McPhilip etatis ut credit Lxxx annorum vel ultra an novit limites baronie, respondit in sua consciencia quod audiuit a Morina Iny M^cGilpadrik, Johanne 'ceco' Butler, Donato MackGilpadrik et quibusdam aliis unacum tribuno illius Johannis quod limes incipiebat a Moyad ad Knockannescoly et deinde per riolum qui transit inter Lisnegasse et Byneneef, deinde ad Meelwarcomnoyg et deinde per fayll Wilhelmi 'jovenis'

et Gorthescostny, abinde ad Lesduf, deinde ad Monynewany et Killynlegh, deinde per fossam transientem ad Berne Garran I Parky, parvam silue partem dimittens baronie revolvendo, deinde per silvam usque ad Clenegorgad. Interrogatus ille senex cuius erat Ballynraggid respondit quod ad baroniam pertinebat. Idem eciam dicit quod interrogavit quemdam Patricium O'Trehe qui cum Talbott manebat anno elapso an nouit limites baronie Seskyn et Ballynmolyn, qui respondebat quod audiuit cartas perlegi facientes limites inter baroniam Seskyn et Ballynmolyn. Interrogatus de limitibus ex alia parte concordauit cum illo M^oPhilip usque ad Clenegorgad, addit quod limes transit per agrum iuxta Bellyaboy usque ad Noer et hoc didicit a Kerwallo et Mauricio filiis presbeteri calui. Johannes O'Bergyn similiter iuratus concordat cum Huberto supradicto in prima parte sui dicti, rationem reddit quia fuit unus agricultorum pertunc illius rectoris.

Roricus O'Felane etatis LX annorum iuratus ut supra deponit quod ipse manebat cum Tadeo 'ruffo' M^oDonoghery apud Seskyn et ille Tadeus conduxit Maghere Istothy et Gorthneparky usque ad Clenegorgad a Johanne 'ceco' Butler et Morina Iny M^oGillephadrik pro certo reddito annuali, quos redditus summam videlicet XVI denariorum ad terminum consueverunt solvere cuidam m^o Y Codehe tribuno illius Johannis et hoc absque aliqua interrupcione per dies et annos.

Tadeus filius Johannis Tadei stabridi I Helane etatis LXX annorum et amplius, deponit quod Willelmus 'juvenis' O'Habbayn tendens ad extrema tertia die ante eius obitum iuratus per salutem Dei sibi pandidit qualiter cum alias materia discencionis oriretur inter Fynynum magnum M^oGillefadrik [? et] filiam Edmundi Butler eius uxorem et Edmundum M^oOde sue nacionis principalem circa unum agrum iuxta Rathcall tunc misit illa filia Edmundi pro uno senissimo homine videlicet Lucas O'Hocurrog de Inchihuroghan et Ocullynan de monasterio Legis Dei ut ipsi unacum aliis tocius deserti limites ambularent, qui cum venissent inceperunt iuxta Monely et omnes terras diuiserunt abinde usque ad illam gurnam [? guruam] inter Bynneneff et Knocballyryn, quibus ibi dederunt obviam Johannes 'cecus' Butler et Morina eius uxor petentes similiter ut eorum terre ab aliis dividerentur, quo audito illi duo senes et Willelmus qui cum eis tunc erat inceperunt per 'gurnam'

usque ad 'faill' Willelmi 'juvenis' deinde per 'faill' ad Tyrnehary deinde per riuolum ad Polelyn deinde per 'gurnam' ad Killynlegh et manu dextera eius Killynlegh per quamdam fossam per Garran Parky usque ad illam fossam proximiozem supra Ballaboy et sic per illam fossam ad aquam le Nor, et ita continuarunt ambulantes deserti limites per unam quindenam.

Donatus O'Scullly similiter iuratus et Malachias filius Johannis deponunt quod ipsi nomine episcopi et auctoritate Redmundi Cantwell quibus redditus et alia onera solverunt ex illo agro iuxta Clenegorgad per duos annos pacifice et sine aliqua interrupcione agrum illum seminarunt.

Johannes O'Brohy similiter iuratus concordat cum illis colonis quia ipse similiter per quatuor annos pacifice seminabat in illo agro de qua supra. Willelmus McKee similiter iuratus deponit quod ipse seminavit inibi uno anno nomine episcopi sine aliqua contradiccione. Donatus O'Keynan dicit quod ipse duobus annis successiue seminavit illum agrum pro parte nomine quo supra, demum impeditus fuit per Cornelium O'Mentayn nomine Thome Purcell. Audiuit eciam diuersos dicentes quod limes ille iuxta Monynewanny erat verus limes.

Patricius McKee similiter iuratus concordat cum Willelmo McKee suo patre quia ipse fuit unus agricultor sui patris et audiuit quod episcopus habuit unam suem in Garran Parky nomine dominii eiusdem.

Cornelius O'Klery similiter iuratus etatis LXX annorum et amplius dicit quod cum Donatus 'magnus' McGillepadrik Johannes filius Johannis 'ceci' Butler et Morina Iny McGillepadrik cum diuersis antiquis et senissimis, videlicet Donaldo Bernagh O'Felane tribuno Frenensi Johanne filio Tadei stabridi I Hylelane Rorico filio Mauri 'nigri' I Helen Rorico filio Johannis filii vicarii ac Cornelio McConyg unacum aliis diuersis senibus quorum nomina ignorat, limites inter Frenenses et baroniam ambulassent, ipsis dedit obuiam idem deponens postquam ambularunt limitem usque ad illam fossam de Berne Garran I Parky et sic per illam fossam cum antedictis Donato McGilfadrik Johanne filio Johannis "ceci" antedicta vero Morina propter eius senectutem superstante apud Aghter unacum dictis senibus et antiquis per illam fossam Berne Garran per siluam usque ad illam proximiozem supra Bellaboy et per

illam fossam usque ad aquam 'le Nor' cum illis ambulauit deponens sicque inter baroniam et Garran I Parke distinguentes et idem limitares sive senes deponenti tunc exposuerunt quod ipsi litem inter Frenenses et baroniam usque illum locum quo ipsis obuam dedit ambulauerunt per singula prout Tadeus filius Johannis filii Tadei 'stabridi' in sua deposicione exposuit. Dicit eciam quod didicit a quodam alio senissimo Mauricio 'magno' O'Corrog quod illa aqua de 'fayll McEleam oeg' per singula loca recitata usque ad aquam 'le Nor' est limes distinguens inter Frenensium baroniam et Garran I Parky.

Frater Mauricius monachus similiter iuratus dicit quod didissit a quodam Cornelio McConig, eo in extremis laborante, quod filia Rorici Parky prefato Cornelio dixit quod illa fossa de Berne Garran usque ad Cleagheneynan per illam fossam usque ad Keppagh Kell et deinde per fossam de Sillogmor usque ad aquam parvam que transit ad Knocklean glasse deinde ad aquam 'le Nor' est verus limes. Dicit eciam deponens quod proles Johannis 'ceci' ceperunt vaccas eiusdem deponentis iuxta Knockanglasse et Balli Inchinraggide pro pastura ibidem volentes recipere quatuor denarios de qualibet vacca, inhibuerunt tunc dicto deponenti quod amodo non pasturassent ibidem sub pena, predictas asserentes dominicas ad se pertinere iure hereditario.

Mauricius filius Mauri Birronagh iuratus deponit quod Magherristory (?) usque Clenegorgad est de terris filiorum Johannis 'ceci': rationem reddit quia sic didicit a patre et sua matre. Concordat eciam cum precontestibus quia audiuit illa recitata per Cornelium McConyg.

Donatus McComyn iuratus concordat cum proximo teste quia sic a diuersis aliis audiuit, non tamen dicit de dictis per Cornelium O'Connyg.

Willelmus McHywir iuratus ut supra concordat cum duobus testibus precedentibus in effectu, addit eciam quod vidit proles Johannis 'ceci' capientes pignora ibidem pro regali seruicio.

Anna Iny Dullane etatis LX annorum et amplius concordat cum proximo preconteste quia sic didicit a Mauricio McOtho patre illius monachi precedentis. Patricius O'Dulynggh similiter iuratus etatis LX annorum in effectu concordat cum precontestibus. Patricius O'Bergyn etatis LX annorum iuratus dicit quod audiuit a pluribus quod Maghirrystor usque ad Clenegor-

gad est de terris baronie. Thomas O'Bergyn etatis LX annorum iuratus deponit ut precontestes in omnibus.

Super quorum omnium et singulorum testium deposicionibus hoc publicum instrumentum iussu eciam supradictorum arbitratorum confeci. Acta prout supra die loco mense et anno presentibus illis partibus et arbitris domino Willelmo Arstekyn Ricardo Purcell prebendario de Mayn et multis aliis ad premissa salario competenti michi attributo rogatis.

40.

Composition between Piers Butler, Earl of Ormond, and Edmund Butler fitz Thomas of the Cahir, his cousin.

This is a public instrument made for Master James Cantwell, Official general of the city and diocese of Ossory, John Megragh 'Baro,' David 'de Geraldinis,' Baron of Haliabiron (?), Master John Prendergast, treasurer of Lismore, Geoffrey Prendergast, principal of his nation, and John O'Donnyll, gentleman, arbiters and ordainers chosen between Piers Butler, Earl of Ormond, and Edmund Butler by their mutual consent, for the settling of disputes between the two parties and establishing mutual peace and friendship. After reciting a long course of discords between the two parties and their ancestors, the occasion of murders, preyings, arsons, destruction of castles, etc., the instrument proceeds to say that the Earl and Edmund have taken oath on the 'Baculum Jesu,' the 'wood of the True Cross of Wochtirlawn (Holy Cross),' and other sacred relics to accept on each side whatever the arbiters shall ordain. The latter having considered the public good of the whole earldom of Ormond and especially of the Liberty of Tipperary and of the nobility, husbandmen and other inhabitants of the same, and having heard the case on each side, with the assistance of men learned in the law, and with the consent of both parties, now ordain the following terms of agreement and peace.

The Earl's lordship over the whole country is affirmed. The assizes of the Liberty of Tipperary are to be held in due form, to bind all the men of that royal Liberty and their lands and tenements.

All the men in that country are both in their persons and their lands to be obedient and faithful to the Earl.

All brothers and kinsmen of the Earl and other gentlemen and their wives may exact for their horses, and for horse meat, only eight sheaves of corn for each horse, and provide for their footmen and followers according to the statutes made by James, ' the White Earl ' of Ormond (1405-1452), in food and drink, etc., according to those statutes.

The Earl and his heirs shall have all and sundry their full rights and services in the said Liberty over all men of that land, viz. over all his kinsmen, gentry and tenants even as the White Earl and his predecessors had.

The Earl shall have his officers therein, viz., sheriffs, bailiffs (*tribuni*), footmen (*turbarii*), footmen (*domestici*) and other officers in the said Liberty and assizes, even as the White Earl and his predecessors had.

The inhabitants of the said country, viz., the gentry and husbandmen shall not be burdened with any charge of horsemen, Scots, footmen or idle-men or their exactions, except as ordained by the said assizes and their president, according to the statutes of the said Earl.

There shall not be in that county or Liberty any horsemen, Scots, or footmen who are called " Kernty " or ' *molossarii* ' (dog-keepers) save the horsemen, etc., of the Earl according to his ordinance and statutes.

No officers of the Earl shall be burdened in the above way; as is contained in the said statutes.

No horseman alone shall ride the land under pain of twenty shillings payable to the county, except in company of the Earl or Edmund abovesaid.

And for confirming this peace and composition, the arbiters ordain that the Earl shall deliver the manor of Cahir with all its appurtenances to Edmund his cousin on this condition viz., that Edmund and his heirs shall be in all things faithful and true to the Earl and his heirs, always doing and performing all the above statutes, and if they do to the contrary then they shall deliver back to the Earl or his heirs the manor of Cahir.

Whereupon the Earl conveyed the said manor to Edmund.

Also the arbiters ordain that Edmund shall deliver to the Earl all documents, charters and evidences of lordships and lands

which were in question between them, viz., the evidences of Blackcastle, Little Island, the great castle of Kilkenny, Knocktopher and other lands belonging to the Earl of Ormond, so that the earl at his discretion and by the counsel of those learned in the law, may ordain aright concerning them.

Also if the Earl and Edmund between them recover any land formerly belonging to the Earl then a division of the same shall be made between them by judgment of impartial persons.

Also whenever any strangers shall attack, injure or prey the said Edmund or that county, then all the horsemen, Scots, footmen and all others, both gentry and husbandmen, shall rise in defence of Edmund and of the Baron of Dunboyne, viz., FitzPiers (M^c Ui Pyrys), and of that country, provided however that no regular war shall begin or continue without the consent of the Earl.

Also Edmund and the Baron of Dunboyne shall aid and defend one another and their kinsmen mutually.

Also the Earl and his officers shall labour for the defence of the whole country and of Edmund and FitzPiers (M^cPyrys), and do justice between all.

Also if any dispute or difficulty arise about the premisses, then the Earl and Edmund and their heirs shall abide the judgment of the Assize of the said royal Liberty and of the president of the same.

For the observance of all which, the following are pledges and 'slany' (guarantee), viz., the mayor and council of Waterford, the sovereigns of Kilkenny, Clonmel and Callan, the reeves of Fethard and Cashel, Prince O'Brien, O'Carroll, the Earl of Desmond and the Earl of Kildare, Lord Deputy, the archbishop of Dublin, Chancellor, and other nobles of the land.

In witness whereof to these indentures the Earl and Edmund have interchangeably set their seals at the town of Clonmel on the 14th day of August, 1517; there being present Oliver, bishop of Ossory, George Sherlock, John Devereux, Philip Rossell, chancellor of Lismore and precentor of Killaloe, Cormac Oge Machava (?), Peter Poer, Peter, dean of Cashel, William, abbot of ..., Patrick Stacpole, abbot of the Rock, Cashel, John (? Ambardayn), abbot of Kilcooley and many others specially called.

Sign and declaration of the notary, John O'Macyssa, cleric, of Lismore diocese.

To the observance of all which, the following bind themselves and their sons, heirs and goods, viz., Geoffrey Prendergast, chief of his nation, John Prendergast, treasurer of Lismore, Robert son of Walter Prendergast, cousin (*germanus*) to the said treasurer, Edmund Keating, lord of Balyn (...), with his son, Edmund son of Walter Anglys, John Macler, lord of Balykleachayn, Edmund Wall, lord of Kilcash, lord Medywel and lord O'Neyll, Richard Keating, lord of Nicholstown, Cornelius fitzJohn, Peter and Thomas sons of Richard Butler, William son of John Butler, Gerald Rossell and Philip Rossell, chancellor of Lismore, and John O'Donyll.

August 14, 1517.

Six seals, first and third only remaining.

Dorso: Covenants made between therle of Ormond and Sir Edmond Butler when the Cahir was delyuerid to the same Sir Edmond.

[The document is in a rubbed and bad condition and some portions are illegible. I give here, however, the essential part relating to the terms ordained by the arbiters and accepted by the Earl and his cousin Edmund.]

Volentes enim partes memorate pace predicta coniungi in nobis arbitratoribus compositoribus et ordinatoribus supradictis firmiter compromiserunt unanimiter iurantes ad salutiferum baculi Jesu primitus lignum deinde ad lignum sancte crucis de Wochtirlawn aliaque diuersa sacramenta quod quicquid per nos supradictos communiter hincinde electos concorditer factum existeret declaratum et ordinatum inter partes easdem et earum heredes id perpetuis duraturum temporibus firmiter obseruarent et perimplerent.

Nos. igitur utinam pacis longeve educatores onere huius in nobis compromisi assumpto publica utilitate tocuis comitatus Ormonie precipue libertatis Tyberarie inibique degencium nobilium et colonorum ceterorumque illarum terrarum inhabitatorum pensata, partium illarum allegacionibus et disputacionibus auditis et libenti animo consideratis, postquam desuper ad plenum deliberati diuersarum dierum cum intersticiis communicato et desuper iurisperitorum nobis assistencium maturo

consilio fuisset, ad huiusmodi sententiam ordinationem laudum et arbitramentum expresso illarum partium insimul consensu interveniente declarandam et publicandum processimus in hunc qui sequitur modum.

Inprimis enim ordinamus et laudamus quod Comes supradictus et eius heredes [*rubbed away*].

Item quod asisse secundum iuris dispositionem in illa libertate Typerarie comitatus de omnibus hominibus dicte libertatis regalis strenue fiant ac terrarum et tenementorum ipsorum.

Item quod omnes homines terre iuribus quoad personas et ... dicto iuri obedienciarum sint et eius ...

Item quod omnes dicti Comitatus confratres consanguinei et alii potentes et generosi cum eorum uxoribus in equis et pabulis equorum videlicet octo garbarum pro equo in pedisequis subditis et familiaribus secundum statuta per bone memorie dominum Jacobum Comitem Candidum nuper edita insidant et [*? eis*] utantur ... in esculentis poculentis et aliis quibuscunque prout in ipsis statutorum rotulis plenius continetur.

Item quod dictus Comes et eius heredes omnia et singula sua iura et seruicia cum integritate habeant in dicta libertate ab omnibus hominibus terre eiusdem nobilibus suis consanguineis potentibus generosis et tenentibus prout dictus Comes Candidus a suis consanguineis et tenentibus ibidem habuit et sui predecessores habuerunt et habere debuerunt a dictis eorum consanguineis et eorum antecessoribus.

Item quod dictus Comes suos officarios ibidem habeat videlicet vicecomitem tribunos turbarios domesticos et alios officarios in dictis asissis et libertate prout dictus Comes Candidus et eius predecessores in dicta libertate habuerunt pro publica utilitate et libertatis conseruacione et consueuerunt et hoc sine alicuius impedimento vel interrupcione.

Item quod dicti comitatus inhabitatores nobiles generosi inclini (? inquilini) videlicet et coloni nullo onere equestrium scoticorum turbariorum aut mangonum onerentur vel exactionibus grauentur nisi ut per dictas asissas et eius presidentem ordinatum fuit fueritque in posterum ordinandum secundum antiquum statutum et ordinationem dicti Comitatus.

Item quod non sint in illo comitatu seu libertate aliqui equestres scotici turbarii qui dicuntur domestici seu alias 'keranthy' aut molossarii alias 'conyez' nisi equestres

scotici turbarii et molossarii Comitis Ormonie secundum eius ordinacionem et statutorum dictamina et dispositionem.

Item quod omnes dicti Comitis officarii qualescunque nullis oneribus onerentur prout in dictis statutis continetur.

Item quod nullus equestris solus terram ambulet sub pena viginti solidorum applicandorum comitatui nisi in concumitancia Comitis aut Edmundi supradicti.

Pro bono ...pacis... utque Comes supradictus Ormonie et Edmundus eius consanguineus ampliori fruatur dileccione et amore servorum laudamus et ordinamus quod dictus Comes manerium de Cathyr cum suis pertinenciis et utilitatibus uniuersis ad dicti Comitis beneplacitum tradat ad manus Edmundi sui consanguinei sub hac condicione videlicet quod Edmundus et eius heredes dicti Comitis eiusdem heredibus in omnibus et singulis fideles sint et veri eius voluntatem et placenciam ac utilitatem semper faciendo et omnia superius statuta plenarie obseruando et si premissorum aut alicuius illorum contrarium fecerit idem Edmundus aut eius heredes tunc obligant se infrascripti generosi heredes eorum et dominia quod pro recuperacione dicti manerii de Cathyr cum suis pertinenciis et utilitatibus ad manus dicti illius Comitis et eius heredum iuxta eorum potenciam et facultatem in alto et basso laborabunt sibi que et suis heredibus asistant et hoc non facientes sive non faciens se et sua dominia et heredes dicto Comiti et eius heredibus obligant uniuersaliter singuli et singulariter uniuersi sub pena illorum dominiorum forisfacture et consistacionis ad manus dicti Comitis et heredum eius. Quibus nobilibus dictus Comes dictum manerium tradidit per ipsos supradicto Edmundo tradendum ut supra.

Item ordinamus quod dictus Edmundus omnia documenta cartas et evidencias dominiorum et terrarum quarumcunque de quibus tractatum fuit inter Comitem et Edmundum ad manus dicti Comitis tradat videlicet evidencias de Blackcastell Lythyleyland magno castro Kylkynie et Knocathothy et aliarum terrarum quarumcunque comitatus Ormonie qualitercunque concernentium ut Comes secundum suam discrecionem et iuris regalis peritorum consilium sibi asistencium ordinare valeat de eisdem prout nouerit cum Deo faciendum. Et quod de omnibus cartis et evidenciis quarumcunque terrarum de quibus dictus Edmundus requisitus fuerit et que negat se habere stabit iudicio

et ordinacione dicti Comitis Ormonie et aliorum iuris regalis peritorum quos cum eo duxerit eligendos.

Item si aliquam terram quondam Comitis Ormonie Comes ille et Edmundus cum eorum sagacitate et diligentia industriosso de nouo optinuerint eorum expensis et laboribus quod tunc dictus Comes diligentia et prudentia Edmundi pensata de illis terris sibi participabit prout per indifferentes personas per ipsos eligendas ordinatum fuerit et amicabiliter compositum.

Item ordinamus quod quocienscunque contingat (? per) alienos qualescunque iniuria violenciam vel bonorum violentem asportacionem supradicto Edmundo aut comitatu in aliqua eius parte fieri tunc omnes tam equestres scotici turbarii et alii qualescunque pro illius Edmundi et Baronis de Dwnbwny videlicet M^c Ui Pynys defensione asidua et diligenti ac patrie in omni suo ... generosorum colonorum et ceterorum ibidem degencium insurgant, ita tamen quod nulla notabilis guerra inciperetur nec continueretur nisi de consensu Comitis.

Item quod dictus Edmundus et Baro de Donbwny mutuo in omnibus se defendent et amicabiliter ut bonos consanguineos se teneant.

Item quod dictus Comes pro tocius comitatus defensione ac Edmundi et M^cPynys sedulo asistat iusticiamque equaliter inter illos faciat per se aut suos officarios. Item si aliquid dubietatis absurditatis aut difficultatis super premissis vel eorum aliquo emerit ... super hiis Comes ac Edmundus et eorum heredes stabunt iudicio in dicta asissa secundum iuris regalis dispositionem et presidentis dicte asisse determinacionem.

Pro quorum omnium et singulorum obseruacione dati sunt intercessores fideiussores et ' slany ' hinc inde maior et consilium ciuitatis Waterfordie superiores villarum Kylkynie Clonmell et Callanie prepositi Fyddard et Cassell princeps O'Bryeyn et O'Kerbyll Comes Dessmonie ac Comes Kildarie domini regis in Hibernia deputatus archiepiscopus Dubliniensis regis cancellarius cum eius cancellaria et alii terre nobiles.

In quorum fidem omnium premissorum et singulorum presentes literas indentatas sive hoc presens publicum instrumentum laudum et ordinacionem nostram in se continentes sive continens per notarium infrascriptum per nos asumptum penes Comitem supradictum remanentes sive remanens atque altera pars per eundem notarium penes illum Edmundum scriptum

remanens sigillis dicti Comitit et Edmundi respectiue sigillatas ad perpetuam rei memoriam fieri fecimus ... ville de Clonmell decimoquarto die Augusti anno domini M^oV^c X^oVII indicione quinta pontificatus sanctissimi in Christi patris ac domini Leonis diuina providencia pape x anni x prius autem datum et actum in monasterio de (?Nen)ath xi die eiusdem mensis: presentibus tunc reuerendo patre Oliuero Ossoriensi episcopo Georgio Sherlok Johanne Deuerox Philippo Rossell cancellario Lismorensi ac precentore Laonensi Cormaco(?) iuueni Machava(?) Petro Puer et dominis Petro decano Cassellensi Willelmo abbate ... Patricio Stacopoll abbate de Rupe Cassel Johanne Ambardayn(?) abbate de Arvicampo et diuersis aliis ad premissa vocatis et requisitis.

[This document, which was so important that it was attested by many of the chief men of Ireland at the time, both English and Gaelic, marks the beginning of the Butler branch who were barons of Cahir, county Tipperary. It is very illustrative of the process by which the Earls and the great men of Ireland built up their extensive lordships in the 15th century by the adoption of Irish military and other forms of service and tribute, superimposed upon their existing feudal rights. James the IVth or "White" Earl of Ormond is in this document credited with a number of statutes and ordinances of local enactment and force, by which he and his heirs henceforth controlled most of the two counties of Kilkenny and Tipperary. This confirms the statements which we find elsewhere as to how the contemporary Earls of Desmond burdened their territories with a mass of Irish "cuttings and spendings," as the Tudor officials called these exactions.

The latin words used for the Irish mercenaries and retainers of the Earl of Ormond in this document are the equivalents of Irish military terms, but they are not all easy to equate. Horsemen (*equestres*), Scots (gallowglasses) and footmen (*pedisequi*) were the common arms of Irish warfare. In this document we find the '*turbarii*' called also '*domestici*' or '*keranthy*,' i.e., household troops, in Irish '*Ceithern Tighe*.' The '*molossarii*' are those who looked after the lord's hunting dogs as quartered upon the tenants. These are also called '*conyez*' but the word is obscure in the text; it would seem to

relate to the Irish word for hound ('*cú*'). '*Mangones*,' a term for which Ducange gives various meanings, would seem to be the 'horseboys' often mentioned in documents of the time, or perhaps 'idle men' or hired soldiers of good family who were a feature of 16th century Ireland; 'followers' may be the best translation. 'Slany' is an Irish term meaning legal pledges or guarantees; it appears in other documents as 'slantyaght.'

41.

Three Butler Deeds.

(1) Edmund Butler, knight, admits himself bound to Peter Butler, Earl of Ormond, before John Madlane, mayor of the Staple of Waterford, George Quemerford and John Morgane, constables of the Staple, in two hundred pounds for wool-fleeces and hides purchased from him.

August 20, 1517.

Butler seal and seal of the Staple.

(2) Edmund Botilier, knight, lord of Reghill, admits himself bound to Peter, Earl of Ormond, before Patrick Roppe, mayor of the King's Staple of the city of Waterford, Nicholas Devereux and Nicholas Walsche, constables of the Staple, in three hundred pounds of current money of Ireland, for wool-fleeces and hides purchased and received from the same Earl, and for the payment pledges himself, his heirs and executors and all his goods, chattels (*catalla*), lands, rents and tenements wherever found, according to the form and effect of the statute of Staples aforesaid. In witness whereof his seal and that of the Staple of the city of Waterford are affixed. Given in the Staple.

July 15, 1518.

Butler seal and seal of the Staple.

(3) Facsimile of (2) above, undated, but 'Edmondus Boteler' calls himself son of Thomas Boteler defunct. The deed is made at Waterford before John Madan, mayor of Waterford.

42.

Four Shorthals Deeds.

(1) Patrick Archer, burgess of Kilkenny, grants to James Shorthals, lord of Ballylorcan, the manor of Kylmanan and the

advowson of the church there, to him and his heirs for ever. Witnesses: John Maly of Castill Doghe, Patrick Ronan, chaplain, Thomas Power of Irystown.

January 18, 1518.

(2) Nicholas son and heir of David Pembrocque quit-claims to James Shorthals, lord of Ballylorcan, all his right in one messuage and three carucates of land in Ballyrathyn, also in a rent of forty pence yearly out of Rathcally. Given at Kilkenny. James Purcell to make livery of seisin.

February 13, 1518.

(3) James Schortals, lord of Ballylorcan, grants to James Purcell and Joan Schortals, daughter of the grantor, a messuage, three carucates of land, rents, and all other tenements, both in lordship and demesne, in Ballyrathyn, also 40^d. annual rent in Rathcally payable from forty acres of land according to the tenor of a charter formerly made by David Worgan to Roger de Pembrogia. Given at Kilkenny.

November 29, 1522.

(4) James Shorthals, lord of Ballylorcan, quit-claims to James Purcell and Joan Shorthals all his right in one messuage and three carucates in Rathcally. Given at Kilkenny on the first day of December, 1522, and the twelfth (*sic*) year of Henry VIII.

December 1, 1522.

43.

Thomas Purcell, baron of Loghmo and Corkhyny, county Tipperary, grants to Peter Butler, Earl of Ormond, and James le Butler his son and heir, all his manor of Corkhyne together with the said barony, with all their rights and appurtenances, viz., in waters, mills, ponds, pools, fisheries, moors, marshes, etc., and free customs, as his ancestors had and held them from old times; to have and to hold to the Earl and his heirs of the chief lords of the fee. Peter son of Thomas Purcell, grantor's cousin, to deliver seisin. Given at Logmoe.

Witnesses: Brother James Shorthals, prior of the House of St. John the Evangelist at Kilkenny, Brother Nicholas Coltane, canon of the same, Brother Peter Cantwell and John ' filio Rorici,' monks of the monastery of Holy Cross of Woghterland, Thomas Mares and others.

March 1, 1518.

Purcell seal perfect.

[The above ' Corkhyne ' is Corketeny, now the parish of Templemore, barony of Eliogarty, county Tipperary].

44.

William Sumneri of Ross, son and heir of Richard Sumneri, grants to Nicholas Brytton, burges of the same, a messuage in that town.

April 10, 1518.

Seal (a deer) perfect.

[See a similar deed, no. 331 in Vol. III of this Calendar, dated January 10, 1508, where the boundaries of this messuage are given.]

45.

Two O'Hedyan Deeds.

(1) John O'Hedyan grants to Cornelius son of Thatheus Karrayn his manor of Mogorban, to hold to him and his heirs for ever. Given at Fethard. Witnesses: John Gall, Philip Nash, Richard Power.

May 6, 1518.

(2) John Hedyan son and heir of Sir Robert Hedyan, lately deceased, grants to Sir Peter Butler, Earl of Ormond, and Lady Margaret, his manor of Mogorban, to hold to them and their heirs for ever.

January 10, 1523.

Seal.

46.

Raymond Rokkel, lord of Balicornane in county Tipperary, grants to Peter, Earl of Ormond, all his lands, tenements, etc., in the town and fields of Balicornane; to have and to hold to him and his heirs for ever, in return for fourteen marks of good

and lawful money current in Ireland. Witnesses: Thomas Downyl, chaplain, John Tobyn, rector of Callan, Walter Coursy, Fulk Quemerford, Robert Forstall and Geoffrey Moklere.

May 26, 1518.

Part of seal.

47.

Indenture made at Ross on August 10, in the year 1518, between Nicholas Bryttoun, burges of Ross, on one part, and William Kent *alias* Sherman and Alison Walsche his wife on the other, witnesses that the said Nicholas granted and to farm let for a term of fifty-nine years a messuage and garden in Ross, in length between William Meyler's land on the south and the King's way (*viam regiam*) called 'le Mychell lane' on the north, and in breadth between Patrick Kelly's land on the east and Nicholas Bryttoun's land on the west, for a yearly rent of five shillings.

August 10, 1518.

Seal.

48.

Indenture between Peter Butler, Earl of Ormond, on one part, and Thomas Raghtour and Letice Raggyde, burgesses of Kilkenny on the other, witnesses that the Earl has granted and to farm let to Thomas and Leticia a messuage with appurtenances in Kilkenny, in length from the toll-house (*tollenario*) of the town on the north to the common smithy (*fabricam communem*) on the south, and in breadth from the main street (*magna strata*) of the town on the east to a small lane (*vinellam*) on the west. To have and to hold for a term of fifty-nine years, rendering ten shillings yearly.

December 4, 1518.

49.

Edmund Roche grants to Richard Shehet and Elison Roche his wife a messuage and a carucate of land called 'Blacraht' or 'Rathduff' or Mollahfysse. Witnesses: Sir Denis O'Doyltan, Sir David (?) O'Layhcahe, vicar of Lisronagh and Thomas McCrahe, water-bailiff (*aque bayillo*), of the same town. Given at Lisronagh.

February 6, 1519.

50.

Indenture made at Calaman (*sic*) on April 11, 1519, between William David Brennagh, James son of Edmund and John son of Nicholas Brennagh, heirs of John son of William 'magnus' Brennagh on one side and Peter Butler, Earl of Ormond, on the other, witnesses that said William, etc., have given and to the Earl set to pledge from themselves and their heirs the town commonly called Grange "of the son of William 'magnus' Brennagh" belonging to the said William, etc., in heritage, which Walter Brennagh had in pledge from the Earl for debts due by them to the Earl. (Provisions follow for the return of the town Grange in due time to the 'stirps' of Brennagh).

April 11, 1519.

51.

Two Butler Deeds.

(1) Indenture made at Kilkenny on April 28 in the year 1519 between Piers Butler, Earl of Ormond, and James, son of Edmund Butler, witnesses that the abovesaid James was justly detained in public with the same Earl; wherefore for the liberty and freedom now restored to him he promises and undertakes that he will be faithful and obedient to the Earl from this day to the end of his life and will do no injury nor harm to the Earl nor any of his adherents by himself or others. Also he grants for himself and his successors all goods, rents, profits and tithes, both greater and smaller, and all appurtenances belonging to the rectory of Tuberyaghny in Lismore diocese to Sir James Clery at the discretion of the said Earl and by his good favour and counsel to be rendered; to have and to hold the said goods, etc., to Sir James Clery during the life of the Earl.

(Other provisions follow for rendering of goods, rents, etc.) Pledges for the observance of the terms are Thomas son of Edmund Butler, Geoffrey Prendycasse, principal of his nation, Thomas and Edmund his sons, and John Prendycasse, Treasurer of Lismore, Robert and Thomas, sons of Walter FitzJohn, John Donyll, and William, Thomas and David, sons of Cornelius O Longregayn. And if there arise any doubt as to

the nature of this ordinance and declaration they will submit themselves to the judgment of Master James Cantwell.

April 28, 1519. Portion of seal of the city of Kilkenny.

Seal: apparently of James son of Edmund Butler.

(2) Thomas Boteler, son and heir of Edmund Boteler, etc., (pledges named in the foregoing) admit themselves bound to Peter, Earl of Ormond, in one hundred pounds of lawful money of Ireland. And because their seals are to many unknown they have procured the seal of Master James Cantwell to be affixed.

April 29, 1519. Three seals, that of Cantwell complete.

52.

Commission (in latin) of Henry VIII to Peter Butler, knight, Earl of Ormond, George Sherlok, Thomas Netervill, Christopher Delahide, Roger Begg, Nicholas Wycombe, also the sovereigns of Kilkenny and (? Ross), appointing them justices "for enquiring by oath of good and lawful men in counties Kilkenny, Carlow, Wexford, Waterford, Kerry, Tipperary, Limerick, Cork and in the Crosses of the same, both within liberties and without, into all and sundry treasons, felonies, trespasses, maimings, oppressions, extortions, forfeitures, falsifyings, deceptions, confederacies, maintenances of false suits, champerties, embraceries of suits, false allegiances, disinherisons, perprestures and usurpations of the rights of Us or our progenitors, formerly Kings of England, escapes of thieves, concealments, contempts, negligences, forestallings, ambushes on the high roads, the wasting of fields, arsons, robberies, adhesions to our enemies or rebels, murders, homicides, alterages, compaternities, rapes of women, riding with banners displayed, receiving of felons, traitors, outlaws, rebels and Irish enemies; also of all officers, ministers and other persons and justices who draw into the courts Christian pleas of which the cognizance belongs to the common law, etc., contravening the ordinances and statutes made by Us or our ancestors formerly Kings of England, within our Kingdom of England and our land of Ireland; also to enquire of all persons whatsoever who bring,

send or cause to be sent within our land of Ireland any summons, sentences or excommunications against any person of any status or condition under colour of motion, forfeiture or execution contravening the statute of Provisors made in the 13th year of the reign Richard the second; also of all persons whatsoever who have committed anything contrary to the statutes of Kilkenny or the statutes similarly passed at Dublin, or against all other statutes against provisors of any ecclesiastical benefices at any time made by Us or our ancestors, Kings of England; also of all who shall attempt or order to be attempted anything against Us or our rights. Also of all forestallings, concealments, wards, marriages, reliefs, escheats, or profits concerning and belonging to us, forfeitures of lands, tenements, rents, profits and emoluments in the same counties and crosses, both within and without liberties belonging to Us and concealed, subtracted and detained. Also to take and seize into our hands at once the same wardships, marriages, reliefs, escheats, etc., and to do all that pertains to the office of escheator in the same counties, etc., also to deal with all other contempts and excesses, contravening the ordinances and statutes aforesaid and all and singular articles of the same touching our peace and that of all others. Also to take, hold and hear all and singular pleas and suits of debts and accounts, trespasses, conventions, detentions and other contracts at the suit of any one wishing to sue thereof before you or any of you as abovesaid, both by our bill as by our writ, etc., and to do full and swift justice thereon to the parties according to the law and custom of our land of Ireland. Also to make gaol delivery of all prisoners in the said counties, etc., and to receive fines and redemptions from all persons on any points sought before you who wish to make atonement for their delicts, and to levy and receive the same to our use. Also to enquire, hear and determine in the said counties before you or each of you all assizes of Novel Disseisin and Mort d'Ancestor, and certifications and recoveries by writs of entry 'in le post vel per ant. in le' or by writ of entry in nature of the assize of Novel Disseisin and attainit, saving to Us all fines and amercements arising thence to be paid into our Exchequer of Ireland. Enjoining upon all and singular our officers, ministers and faithful lieges within our said counties, etc., who are concerned with the tenor of these presents, to be

intendent and respondent to you and each of you, etc. In witness whereof we have had these our letters patent made to last during our pleasure.

Teste our dearest cousin Gerald, Earl of Kildare, our Deputy of Ireland on the (*torn*) day of May in the 11th year of our reign.

May, 1519.

53.

Public instrument to the effect that on May 1 in the year 1519 at Dunmogan in the presence of the notary and others, Thomas son of Richard Buttelyr made his last will and testament. (Provisions of the will, of no great interest, follow). Witnesses: Odo O'Henessa, Peter Buttelyr, son of the abovesaid Thomas, Margaret formerly Buttelyr, his daughter, and Johanna Iny Hae. May 1, 1519.

54.

James Butteler of Kiltenan, knight, grants to John Blanchewill of Dublin, gent., and James Clery, chaplain, all his messuages, lands, rents, tenements, etc., in Maymet and Clonfan in county Meath, to have and to hold to them and their heirs for ever, to the use and behoof of Johanna Butteler, grantor's wife, during her life.

May 6, 1519.

Seal.

55.

Richard Archdeken, lord of Galmo, grants to Peter, Earl of Ormond, a moiety of the town of Balispallan, to him and his heirs, with remainder to others.

May 31, 1519.

Seal.

56.

Two Hacket Deeds.

(1) Thomas Hacket of Cashel grants to Piers, Earl of Ormond, all his lands and tenements in Ballykuwch and Ballymcken and in Karricryllyn, to him and his heirs for ever. Given at Cashel.

June 12, 1519.

Seal.

(2) Thomas Hacket of Cashel admits himself bound to Piers, Earl of Ormond, in a sum of eight marks and one young horse.

Same date.

Seal.

57.

Indenture between Anastasia Arsdekyn, widow, and Richard Rothe, burgess of Kilkenny, attests that—whereas she by her charter dated August 1 in the same year granted to said Richard and his heirs in mortgage for six marks, six shillings and eight pence silver to her in hand paid, a third part of all her lands in the town of Rakashe,—Richard grants that whenever she or her heirs shall repay the above sum they may re-enter upon the premises.

August 10, 1519.

Seal.

Dorso: Rathcasse.

58.

Geoffrey Fannyng, lord of Ballyngarry, grants to Peter Butler, Earl of Ormond, and Margaret his wife, all his lands, rents, tenements, etc., in Ballycoyne, Gossescroft, Garryfynyke *alias* Garryconnyll, Grage Rysoyn, Codeston and Prestiston in county Tipperary, to have and to hold to them and their heirs for ever.

August 12, 1519.

59.

Hubert Cantwell of Paynyston, son and heir of Richard Cantwell, grants to Peter Butler, Earl of Ormond, and Margaret his wife all his messuages, lands, tenements, etc., in Lekyn *alias* Rathloynagh, Ballynculferagh, Cnocbennagh and Ballynoughtyr, and in Gortyngrellan in county Tipperary, to have and to hold to them and their heirs for ever.

September 11, 1519.

60.

Three bonds.

(1) James Saalle son of Geoffrey Saalle of Cashel admits himself bound to Sir Peter Butler in 10^l.

October 9, 1519.

(2) Richard Comerford and William, dean of St. Canice's, son of Philip Comerford and heir of Richard and Edmund Comerford, admit themselves bound to Piers, Earl of Ormond, in 100^l. sterling.

August 9, 1520.

Four seals.

(3) Peter Shorthall, son and heir of Robert 'juvenis' Shorthall of Ballidonyll, admits himself bound to Piers, Earl of Ormond, in 100 marks lawful money of Ireland. Given at Knocktopher. The condition of this bond is that if said Peter Shorthall recover certain lands in dispute between him and James Shorthall, lord of Ballylorkan, he shall make a sure and sufficient estate in law unto said Earl and his heirs of as much of said lands as the Baron of Barnchurch and the Baron Grace may award.

September 13, 1520.

Signet.

61.

Letters patent of Henry VIII pardoning Robert Houth of Howth, Thomas Hacket of Sutton, Thomas Talbot of Molaghyde, all gentlemen, Nicholas Brady, Thomas Courane and Thomas Warene of the same, Simon Fullame of Swords, all yeomen, William Walche of the same, shoemaker, John Rushe of the same, yeoman, Nicholas Elysander of Hoggeston, husbandman, John Ley of Baldongan, yeoman, John Belynge of the same, Hugh Cashell of the same, yeoman, and John Warde of Houthe, fisherman, for all the felonies, murders, rapes, rebellions, insurrections, 'ryotis et routis,' confederations with Irish enemies and English rebels and all other offences, contempts, fines, redemptions, ignorances and trespasses against the form of any statute at Dublin, Kilkenny, Winchester or elsewhere both in Ireland as in England; as also all exactions, oppressions, etc., of which they stand indicted, as well as all fines, demands, concealments, accounts, arrears of debts, etc., etc., whatsoever up to this time, notwithstanding any statute, act or ordinance made up to this time.

Teste Maurice fitzGerald, knight, Deputy of Gerald, Earl of

Kildare, our Deputy, at Dublin on December 20, in the 11th year of the reign.

Goldynge.

Per ipsum deputatum.

December 20, 1519.

62.

Petition of Elizabeth Butler.

“ Humble shewyth and complaynyth unto youre honorable Lordshippe Elizabeth Butler of the towne of Brystowe, wydowe, late the wyffe of Clement Butler of the towne of Rosse—the whiche Elizabeth as nowe lyeth beddreden and have don this vii yere and more—this desiryng youre lordshippe specyally good lorde unto me in my rygtht. So hit ys that my husbend Clement Butler of who ys sole Jesus have marsey aftre his dysses gave unto me for my dowre serten landes lying within the towne of Rosse in the holdyng nowe of Thomas Benett and John Sevett, and Elys Arthure, and his wyfe Mare An Arthure, nowe dwellyng in the sayd towne of Rosse, wedowe, nowe holdyth parte of the sayd landes. Showyng to youre lordshippe that oon John Benett, the son of Wyllam Benett, was in Bristowe the space of xx yeres past, the whiche John Benett I had him byfore the mayer of Bristowe, Phellippe Kyngston. And soo the sayd John Benett [a]greyd with me byfore the sayd mayer and seyde that I shulde have my rygtht, and soo the sayd John Benett in parte of recompence payd me byfore the sayd mayer xx^s. And this was the saying of the sayd John was (*sic*), ‘this doo you to my brothers and systyrs as you have don to me,’ where I have send dyverse tymes for my rent and coud not be payd, whereuppon I send my dawghter, Rose Butler, to Rosse there to requere my rentis that shulde perteyne unto me, where the sayd Rose Butler went to the Sovereigne of the towne of Rosse desyryng him to call byfore hym the persons beforesaid and all of them that holdith the sayd landes, and soo causid them to [a]gree with Rose Butler beyng debytt[y] for the mother there. And soo they wold not agre with her, the sayd Rose, and wold not geve her nothyng. Also there ys oon Kateryn Brewer of the towne of Rosse, the whiche

Kateryn holdith parte of the landes, the whiche landes I geve my full power and attoritie unto youre good lordshipp to entyr in and uppon the sayd landes for the behooffe of me Elizabeth Butler, and as youre lordshippe woll ordre me soo y wolbe content. This doon y shall bynde [me] to my lyvys ende to praye for the prosperus astate of youre good lordshippe and all youre."

? *circa* 1520.

[This petition, addressed to some person unnamed, has no date. Philip Kingston mentioned in the deed was mayor of Bristol in 1498, according to Barrett's *History of Bristol*.]

63.

Gerald White, chaplain, grants to Piers, Earl of Ormond, and Margaret FitzGerald his wife, three messuages in the borough of Cashel and one garden outside the same, three and a half acres in the field called Gurtyngan, two acres in Gorteneboly and all his lands, rents, etc., in Rosconronan, to them and their heirs for ever.

March 3, 1520.

64.

Deed of Anne Seintleger, widow, one of the daughters and heirs of Thomas, late Earl of Ormond, and George Seintleger, knight, son and heir of the said Anne, appointing James Boleyn, knight, nephew (*nepos*) of above Anne, to act in their place; also appointing said James Boleyn to receive possession and seisin of all honours, castles, lordships, hundreds, manors, courts, lands, islands, rents, etc., in Ireland which belong to them or either of them; also giving power to said James to appoint to all offices of seneschals, bailiffs, keepers of castles, ministers and all other officers, and to make leases at farm at his own discretion, saving always the rights of the grantors; and instructing all seneschals, etc., of the abovesaid honours, etc., to be intendent and obedient to him, etc.

Signatures: Anne Seyntleger, George Seyntleger.

May 10, 1520.

Two Seyntleger seals.

65.

Indenture made at New Ross between James B (retenagh: ?) and Nicholas Britton, burgess of Ross, witnesses that James has granted to Nicholas, his heirs and assigns a fishery on the water of Berwa (Barrow) commonly called 'Cor a callayn,' which fishery James held from Nicholas Ketyng, lord of Cylcomerayn (*or* : coinayn) in county Wexford, for a term of (*torn*) years.

May 16, 1520.

66.

Indenture dated at Fethard, May 18, the twelfth year of Henry VIII, between Piers, Earl of Ormond, and Sir James Butler, baron of Downbonne (Dunboyne), witnesses that said Sir James agrees to abide by the order of such learned men as the Earl shall appoint to decide the title of Ballybrenan, in dispute between Sir James and the heirs of Mac Leyne Butler; also that said Sir James agrees that said Earl and his heirs shall have the castle of Karrygyn Sharragh always at their command. Sir James is bound in the sum of 100^l.

May 18, 1520.

Small seal.

67.

Indenture between Richard Sotton, 'gentilman,' of county Wexford and of the lordship of Balikeroke in the same county, and Katherine Power, formerly wife of Gerald Sotton, in her lawful widowhood, on the one part, and Robert Nevill of Clonmen, merchant, on the other, witnesses that Richard and Katherine have granted and to farm let to Robert a weir in the fishery called 'Kyrinis weir,' on the south side of Darbarts Iland; to have and to hold for a term of six years. Witnesses: Sir William Furlong, Donald O'Flynnne, Schean O'Scarve, Moyler Stafford and Moyler M^cHeyke.

July 8, 1520.

Seal.

68.

Piers Butler, Earl of Ormond, and James Butler his son and heir appoint Brother James Shortalls, prior of St. John the

Evangelist near Kilkenny, their attorney for delivering seisin of the whole manor and barony of Corkhyne.

July 12, 1520.

Butler signet.

69.

Nicholas Denhull [?Druhull], lord of Kylberecan, grants to Sir Peter Butler, Earl of Ormond, and Margaret his wife a carucate of land in Skehanach, in length from the 'water of Munster' which is called 'Gortbery,' to the said Nicholas' land, and in breadth between the King's way which leads from Kylmanach to Gortbery on one side and John le Gras' land on the other, to have and to hold to them and their heirs for ever.

Given at Pottellrath. Witnesses: Sir Malachy, vicar of Kylmanagh, Sir James Clery, chaplain, and George Sherlok.

October 27, 1520.

70.

Two Deeds.

(1) Theobald son of John Butler grants to Piers, Earl of Ormond, all his lands, tenements, rents, reversions, wardships, marriages and other services in the towns of Kylmokawe, Clonturc and Sheskenloghan otherwise called Norreban in the barony of Overk, to have and to hold to said Earl and his heirs for ever. William Henibre to deliver seisin.

November 23, 1520.

Signet of Theobald perfect.

(2) Indenture between Piers, Earl of Ormond, and Theobald son of John Butler, witnesses that the Earl has granted and to farm let to Theobald all the town of Clonturc for the term of his life without any 'quin or lyvere' which the Earl may impose without consent of the country. Also the Earl shall not desire from Theobald any workmen or labourers (*laboratores*) for labouring or building. Given at Kaphedyn.

November 28, 1520.

Part of signet.

71.

Richard Heydan grants to Piers, Earl of Ormond, a water-mill and a hundred acres of land in the borough of Boreishlee, county Tipperary, to him and his heirs for ever. Given at Thurles.

January 18, 1521.

72.

Two Cantwell Deeds.

(1) Notarial instrument dated April 5, 1521, to the effect that in the new court of the bishop of Ossory at Kilkenny on that date there appeared in the presence of the notary and other witnesses William Cantwell, citizen of London, lord of Brownyston Waryng in county Kilkenny in the tenement of Gowran, who exhibited a certain paper document containing the depositions of the witnesses following as sworn before the bishop and the said notary, and asked to have them drawn up in public form. The evidence of the witnesses on the five articles is then given. The first article is that William Cantwell above is true heir of the abovesaid town. The second is that of Waring (no Christian name given), formerly lord of the said town, gave it for ever in dower with Joan Waring his eldest daughter to Richard Cantwell, grandfather of the said William, his heirs. The third article is that charters made to the said Richard were subsequently destroyed and lost. The fourth article is that Joan, grandmother of the said William, and William himself were successively in peaceful possession of the said town. The fifth is that of this there has always been public voice and knowledge.

Sir Elis Layn, priest of Ossory diocese, Brother James Shortalls, prior of St. John's, Robert Brychall, William Dullard, Brother Nicholas Collatan, regular canon, Rosina Dowlard, and others give evidence, as does also Walter Purcel, lord of Ballypuyll. Their depositions are put into the form of a public instrument.

April 5, 1521.

Seal of bishop of Ossory almost perfect.

The latin text is as follows.

In nomine Patris et Filii et Spiritus amen. Uniuersis alme matris ecclesie filiis harum literarum continenciam visuris lecturis pariter et auditoris ac illi vel illis quem sive quos infrascriptum tangit negocium tangereve poterit quomodolibet infuturum Oliuerus, diuina permissione Ossoriensis episcopus, salutem in domino sempiternam et presentibus fidem indubiam adhibere. Ad uniuersitatis vestre noticiam deducimus et deduci volumus quod anno domini M quingentesimo XXI secundum cursum et computacionem ecclesiarum Anglicane et Hibernicane indiccione VIII pontificatus sanctissimi in Christo patris ac domini nostri domini Leonis pape decimi anno IX mensis Apprilis die quinto in curia nostra nova Kilkenie in nostra ac notarii et testium infrascriptorum presencia honestus ac discretus vir Willelmus Cantwell civis London' dominusque ville nuncupate Brownystonwaryng in comitatu Kilkenie in tenemento de Baligawran quandam papiri sedulam in manu sua tenens continentem dicta et depossessiones testium sequentium per nos dictumque nostrum in hac parte infrascriptum notarium iuxta petitionem dicti Willelmi tactis sacrosanctis euangelliis iuratorum et in forma iuris examinerum et nobis humiliter supplicauit quatenus ne scrupulus hesitationis articulorum sequencium probacionis propter vite hominum breuitatem de et super possessione et proprietate dicte ville ministratorum inposterum oriretur dicta et deposiciones ipsorum testium in publicam formam sub autentica scriptura nostrum per notarium infrascriptum redigi mandare dignaremur: quorum articulorum primus est talis quod Willelmus Cantwell civis Londoniensis ac dominus ville nuncupate Balibrownwaryng in comitatu Kilkenie in tenemento de Balygawran est verus heres dicte ville. Secundus articulus est quod Waring quondam dominus dicte ville eandem villam dedit concessit et inperpetuum dimisit a se heredibus asignatis suis cum omnibus iuribus et pertinenciis in modum dotis cum Johanna Waryng sua seniore filia Ricardo Cantwell prefati Willelmi avo heredibus eius. Tercius articulus est quod carte seu euidencie dicto Ricardo desuper facte erant perditae et annullate. Quartus articulus est quod prefata Johanna auia ipsius Willelmi et idem Willelmus successiue erant ducti in pacificam possessionem antedicte ville.

Quintus articulus est quod de hiis tunc temporum erat publica vox et fama.

Dominus Eliseus Layn presbiter Ossoriensis diocesis primus testis iuratus et in forma iuris rite examinatus dixit dicit ac deponit primum et ultimum articulos continere veritatem causam sciencie reddens quod presens fuit unacum domino Philippo Walche presbitero eiusdem diocesis Roberto Bryshall de platea Sancti Johannis Ewangeliste Ossoriensis diocesis ac Willelmo Dullard 'scowmakere' de willa Kilkenie cum multis aliis viris et mulieribus quorum nomina memorie non tradidit in domo Johannis Cantwell coloni de platea supradicta in sua ultima voluntate et quod idem Johannes sibi et tunc astantibus in suam conscienciam assumendo narrauit quod idem Willelmus Cantwell est verus heres prefatus et eiusdem ville et heres esse debet pre ceteris aliis personis desendentibus ab eodem Waryng domino quondam dicte wille.

Frater Jacobus Schortalsse prior monasterii Sancti Johannis secundus et testis, etc., remittit ad quoddam instrumentum aliud desuper confectum. Robertus Brychall tercius concordat cum ipso domino Eliseo in omnibus, addidit eciam et Willelmus Lorcan de eadem platea quod dicte carte seu euidentie erant combuste ingne per Johannem Collatan testis, etc., cum domino audiuerunt. Willelmus Dullard quartus testis, etc., cum domino concordat Eliseo in omnibus, addidit eciam quod dominus Johannes Cantwell sibi tunc narrauit quod ipse Johannes dedit dictas literas sive cartas Johanni Collatan et Patricio O'Dowskyr in pingnore cuiusdam mesure frumenti et quod Johannes Collatan et idem Patricius easdem literas insendio tradiderunt.

Frater Nicolaus Collatan canonicus regularis dicit quod Johannes Collatan eius pater narrauit sibi quod ipse Johannes eius pater quandam cartam nullo sigillo sigillatam concernentem dictam villam ingne combusit. Rosina Dowlard de Kilkenia vi testis, etc., concordat in omnibus et per omnia cum illo Willelmo Dullard. Isabella et Johanna Nasche testes, etc., dicunt quod viderunt et audiuerunt dominum Johannem Cantwell quondam precentorem ecclesie Ossoriensis legentem cartas quasi xxx vel circa mencionem facientes de dicta villa. Rogate quis debet esse heres ipsius wille dicunt quod ipsa villa debet diuidi in tres partes inter desedentes a tribus filiabus Waryng domini antedicte ville quarum filiarum avia ipsius

Willelmi erat senior filia. Rogate an illa villa est vel erat talliata sive dicata dicunt quod sic pro ut ipse precentor et dominus Philippus Walche ex forma earundem cartarum eis tunc exposuerunt. Interrogate de loco et presentibus dicunt quod in articulo (?cubiculo) ipsius domini Philippi iuxta cimiterium ecclesie Beate Maria Kilkenie Ossoriensis diocesis et in presencia Donati Candidi Felan eiusque uxoris Thome Felan et eius uxoris. Rogate de ultimo articulo dicunt quod continet veritatem.

Johanna et Anycia Cantwell filie dicti Johannis Cantwell testes, etc., concordant cum ipso Willelmo Dullard addentes et dicentes quod ipsa Johanna Cantwell habuit in scrinio suo tres cartas sigillatas et dictus Johannes easdem cartas ab eadem Johanna portauit et demum eas Johanni Collytan de eadem platea tempore cuiusdam penurie cibariorum pro duobus modiis frumenti et XL^l. et quod cito ipse Johannes a domo ipsius Collatyn venit ipsis deponentibus dixit quod venerat sibi dare easdem literas a vero herede ipsius Willelmi quum ipse Johannes Collatan easdem literas coram eo ingnem iactauit et ibi eas cremauit.

Wallterus Purcell dominus de Ballypuyll ac capitalis dominus ipsius ville de qua queritur testis, etc., dicit et deponit omnes articulos continere veritatem, causam sciencie ministrans quod pater deponencium auiam ipsius Willelmi in possessionem dicte ville duxit pro ut ipse deponens a suo patre habuit et idem deponens eundem Willelmum de mero concensu omnium aliorum ab illis tribus filiabus domini Waryng tradenda ipsi Willelmo clauem et anulum hostii castri prefate ville in possessionem dicti Willelmi duxit et in singnum possessionis huiusmodi bonas refecciones ibidem habuit. Rogatus de ponentibus dicit quod dominus Johannes Cantwell precentor ac dominus Philippus supradicti et dominus Nicholas Laghnan capellanus dicit quod vidit et audiuit fratrem Johannem Scheyzsse canonicum regularem in presencia ipsius Johannis Cantwell coloni in capella Sancti Nicolai infra monasterium Sancti Johannis Ewangeliste iuxta Kilkeniam illas easdem cartas legentem et quod erant facte per ipsum dominum Waryng antedicto Ricardo de et super eadem villa prout in articulo continetur. Demum dicit quod ipse Johannes Collitan deponenti dixit quod defraudauit deponentem volentem easdem ab eodem Johanne Cantwell

litteras habere et dixit deponenti quod easdem litteras a prefato Johanne Cantwell habuit et insendio tradidit. Non deponunt prece neque precio odio vel amore neque aliqua specie corrupcionis.

In quorum omnium et singulorum fidem et testimonium premissorum presentes litteras seu hoc presens publicum instrumentum per publicum notarium infrascriptum scribi subscribi et in hanc publicam formam redigi mandauimus nostrique sigilli maioris appensione fecimus communiri. Datum et actum anno domini indicione pontificatu mense die et loco quibus supra tunc presentibus generosis viris Jacobo Schortals de Ballylorkan Jacobo Swethman de Erleystown Waltero Purcell de Balypull suarum nacionum in comitatu Kilkenie principalibus domino Willelmo Arstekyn vicario ecclesie parochialis de Eyrke domino Petro Cantwell Ossoriensis diocesis Waltero Brenagche sue nacionis ibidem principali cum multis aliis.

Demum vero nobis in ecclesia Beate Virginis Kilkenie mensis Maii luce IIII eodem anno pro tribunali sedentibus presentibus pro tunc circumspecto viro magistro Jacobo Cantwell nostro Officiali generali fratre Petro Cantwell ordinis predicatorum ac Petro Cantwell layco Ossoriensis nostre diocesis cum multis aliis supradictus Willelmus Cantwell dominum Thomam Marchall presbiterum nostre diocesis prout supra per nos duxit examinandum super premissis, quiquidem tanquam testis diligenter examinatus dicit et deponit quod ipsa villa qua queritur iure hereditario ad eundem Willelmum pertinet, sciencie reddens causam quia dominus Philippus Walche presbiter antefate nostre diocesis quondam deponentis magister in quadam infirmitate constitutus quasdam cartas et euidentias mencionem de eadem villa facientes prout ab eodem domino Philippo didiscit deponenti ad instanciam prellibati Willelmi tanquam veri indubitati heredis antedicte ville obtulit custodiendas dicens ipsi deponenti dictas euidentias sepedicto Willelmo cum oppus esset tradere procuret. Interrogatus an legebat ipsas euidentias dicit quod non sed dicit quod prior monasterii Sancti Johannis Ewangeliste iuxta Kilkeniam Ossoriensis diocesis cum quibusdam aliis interesse in eadem villa habere pretendentes dictas euidentias per deponentem custodiri inhibebat. Postremo vero dicit quod prefatus dominus Philippus prefatas cartas et euidentias ratione illius inhibicionis ad instanciam ipsius

Willelmi propter maiorem cautelam in ecclesiam Beate Marie Kilkennie duxit custodiendas. Data et acta sunt hec diebus locis et anno quibus supra.

Sign and declaration of the notary,
Edmund Arstekyn, follows.

(2) Indenture in English made at Kilkenny on May 7, 1521, between William Cantwell, fruiterer of London, and Thomas Langton, burgess and merchant of Kilkenny, witnesses that said William has granted and to farm let to Thomas, his heirs and assigns, the third part of Brownyston Waryn, to have and to hold for a term of ten years, at a rent of 16^s 8^d yearly. Of this rent William abovesaid admits himself in the presence of John Talour of London, John Clyntoun of Castledoghe and James Ede of Kilkenny to have received the first six years' rent.

May 7, 1521.

Seal.

73.

Patrick Power, lord of Rathgoly, appoints John Miaghan of Fethard his attorney for placing Redmund son of James le Butler and Katherine, daughter of Gibbon, son of the Knight (*filiam Gibivny filii militis*), his wife, in seisin of 16^s 8^d of annual rent formerly paid to grantor out of Balyloght, and 5^s of chief rent out of Balycondony, to have and to hold for ever. Given at Cashel.

May 10, 1521.

Seal.

74.

William son of David Walle, defunct, grants to Piers, Earl of Ormond, one messuage with a garden in Cashel in the street called 'Gotestret,' to him and his heirs for ever. Given at Dublin.

June 10, 1521.

Seal.

75.

Two Deeds.

(1) James Lawles grants to Piers, Earl of Ormond, a messuage

in the town of Clonmel. (Boundaries named). Given at Clonmel in the 12th year of Henry VIII.

(? June) 1521.

(2) James Lawles, son and heir of Nicholas Lawles, grants to Piers, Earl of Ormond, all the messuages, lands, etc., in Balymakrauthyn *alias* Lawleston in county Tipperary. Given at Clone.

June 24, 1521.

76.

Patrick Hackyd, son and heir of Theobald son of Walter Hackyd, grants to Piers, Earl of Ormond, and Margaret his wife, all his messuages, lands and tenements in the burgage of Bally Innyvir in county Tipperary, to have and to hold for ever.

July 23, 1521.

Seal.

77.

Thomas Laffan, lord of Ballygroy in county Tipperary, grants to Piers, Earl of Ormond, all his messuages, lands and tenements in the burgage of Bally Innyvyr in county Tipperary, to have and to hold to him and his heirs.

July 28, 1521.

Seal.

78.

Geoffrey Fannyng, lord of Ballygharry, grants to Piers, Earl of Ormond, and Margaret FitzGerald his wife and their heirs and assigns, all his lands and tenements, rents and services, meadows, pastures, woods, etc., in Ballyghoyn, 'Sase his crowfte' *alias* Garran Connyll, and the moiety of all lands, tenements, woods, rents, etc., in Ballyntaghyrth, Grageyrysen and Codestoune in county Tipperary; to have and to hold to them and their heirs for ever.

December 10, 1521.

Seal perfect.

79.

Notarial instrument containing a sentence by John, bishop of Ferns, on a testamentary case between Piers Butler, Earl of

Ormond, attorney for Catherine and Alison, daughters of Robert Newell, merchant of the town of Clonmines (*Clonmenia*) in county Wexford, lately defunct, and as regards the heritage and goods of the said Robert, on one side, and Master Richard Newell, pretended executor but rather detainer of all the goods of the said Robert, on the other. The instrument records that in the year 1521 on a certain day and place suitable there appeared before the abovesaid bishop, the public notary and other witnesses, Piers, Earl of Ormond, who in the name of the said Catherine and Alison asked that the said Master Richard Newell should be summoned on a certain day and place to answer to the right of the said Catherine and Alison. The day was then fixed for September 10 in the church of St. Saviour's at New Ross, on which day the Earl appeared and appointed Christopher O'Conyr proctor for himself and the two women, who proved that the heritage of the said Robert ought to be restored to the said daughters who are his sole and legitimate heirs by civil and municipal law, according to which when a man dies with no sons surviving his daughters succeed to paternal property. On objection from Master Richard the case was postponed to the fifth day after Michaelmas next in the church of St. Nicholas of Clonmines, and then the next day to the abovesaid church of St. Saviour's. Finally on the 12th day of December in St. Saviour's church as above the bishop announced a final judgment by Maurice Ronan, perpetual vicar of Ross to this effect.

“ *In Dei nomine amen.* We, Sir Maurice Ronan, perpetual vicar of St. Mary's of Ross, appointed by authority of the reverend in Christ, etc., John, bishop of Ferns, to pronounce sentence in the testamentary case as above,—all the premisses having been diligently considered and the terms and delays lawfully observed—have found that the party for the plaintiffs have fully proved their intention by the common laws and statutes, both provincial and synodal, and by the laws of the realm, namely that when a wife does not survive, the goods of the defunct husband ought to be divided into two equal parts, for his soul and for his progeny. Wherefore, having only God and justice before our eyes, we decree and declare by this final sentence that the whole moiety of all and sundry the goods which

formerly belonged to Robert Newell is due to the said Catherine and Alison and the Earl of Ormond their proctor, and so we adjudge that whole moiety to them."

This sentence was delivered on the day and place aforesaid, witnesses present being Thomas Benett, Sovereign of Ross, Nicholas Gregory, Thomas Senyll (?) and John Twothyll, merchants of Ross, Nicholas Manoyd, Gerald Gregory and others. Whereupon the said Christopher requested the notary to make this into a public instrument. The aforesaid master Richard was ordered under pain and excommunication within a certain date to restore the moiety.

The sign and declaration of the notary follows.

December 12, 1521.

80.

Appointment of Piers, Earl of Ormond, to be Lord Deputy of Ireland.

" Henry, King, etc., to all, etc., greeting. Know that We, fully trusting in the faith and industry of our dear cousin Peter, Earl of Ormond, have appointed the same our Deputy of our land of Ireland, to have, occupy and exercise that office during our good pleasure with all wages, fees, etc., belonging to the same. Granting him also power to appoint officers in our land of Ireland during his good pleasure while his office lasts—excepting the offices of Chancellor, Treasurer, Chief justice and other our justices of one or the other Bench, as also of Barons of the Exchequer and Master or Keeper of the Rolls—also to receive all revenues, customs and other profits belonging to Us and to dispose of them at his pleasure; giving him also full power and authority to pardon and release all treasons and the crime of 'lesa magestas' not touching our person, as also all felonies, murders and rapes of women, by advice of the Council of the said land of Ireland from the date of the presents arising, and all other causes and offences whatsoever in the said land committed—forging of money excepted. We give also to the said Deputy the fees, etc., which pertain to his said office, even as formerly Gerald, Earl of Kildare, Deputy of our Lieutenant of

Ireland had them without rendering any account therefor.

Witness Ourself at (? Westminster) on the 6th (?) day of March in the 13th year of our reign."

March, 1522.

[The deed, which is in latin, is in a frayed and imperfect condition. The exact day is not legible. On March 6 at Westminster the King by licence under sign manual authorised the Lord Lieutenant, Surrey, to appoint Sir Piers Butler his Deputy (*Cal. State Papers Ireland, 1509-1573, p. 4.*). According to Bagwell (*Ireland under the Tudors, vol. I, p. 140*), Sir Piers took the oath of office on March 26, 1522. March 6 would therefore appear to be the probable day for the above deed.]

81.

Commission (in latin) of Henry VIII to Roger Begg, Thomas fitzSymon, George Sherloke, Nicholas Wycombe and Robert Coweley, appointing them justices "to enquire by oath of good and lawful men of the counties Carlow, Wexford, Waterford, Kilkenny, Tipperary, Cork, Limerick, Kerry and the Crosses of the same, both within liberties as without, of all and sundry treasons, felonies, trespasses, maimings, oppressions, etc., (as in Deed of May, 1519, to "with banners displayed") also all gatherings, assemblies, conventions (*aggregacionibus, accumulacionibus, conventiculis*), receivings of felons, traitors, outlaws, rebels and Irish enemies, also violators of the peace and receivers of the same, etc., also of men of religion who have acquired possessions '*ad manum mortuam*' contrary to the statutes thereupon made; also of servants, workmen, artificers and other labourers, forestallers and regrators (*regratoribus*) of victuals and hostellers (*hostilariis*) who shall have offended or do offend against the statutes thereon made; also of false weights and measures and those who use them, and of those who sell victuals against the laws; and of all contempts and excesses in all such matters. Also of all and sundry jurors in assizes or other inquisitions taken between Us and party or between party and party who have taken anything or shall take anything from either party for giving their verdict. Also of all jurors and takers of inquisitions who have revealed or discovered our

counsel and secrets touching our regality as shown or declared to them or any of them by any officer of ours on our behalf, or the counsel of their fellows in such inquests of jurors. Also of all officers, ministers and other ecclesiastical persons drawing any one into plea in a court christian upon matters whereof the cognizance is known to be at common law, contravening the ordinances and statutes made by Us and our progenitors, predecessors or ancestors, formerly Kings of England, within our realm of England and land of Ireland. Also of those who without our licence sell, send or carry arms, salt, horses, iron, corn, oats, malt (*braseum*), wheat, flesh, fish or any other victuals to any of our Irish or Scottish enemies or in foreign parts against the statutes and prohibitions made up to this time. Also of all regrators of said victuals, and all our ministers who against the statutes and ordinances made up to this time sell or retail or otherwise or in any way attempt anything against Us and the rights of our Crown. Also of all who have attempted or shall attempt anything against the Statutes of Kilkenny made formerly at Kilkenny or those made at Dublin or any such statutes against provisors to church benefices or any other such statutes of Us and our progenitors, etc. Also of all our commissioners, ministers and officers who have arrested any persons delinquent in such matters and afterwards by virtue of their commissions without our licence have delivered or shall deliver them from arrest. Also of all wardships, marriages, reliefs, escheats, lands, rents, forfeitures, etc., belonging to Us which are concealed, removed and detained; and as to what their yearly value is, and of whom such lands, rents, etc., are held, of Us or others, etc., etc., with power to take such into our hands without delay; as also to enquire into wardships of sons of tenants-in-chief. Also of all goods and chattels of felons, outlaws, fugitives which have been concealed or taken away. Also authority to make fines and redemptions with those who have offended; and to make a general gaol delivery in the above counties, etc., saving the fines and ameracements due to Us, etc., etc., according to the laws and customs of our land of Ireland. Enjoining upon all and singular our sheriffs of counties and Crosses, both within liberties and without, coroners, justices and guardians of the peace, mayors, seneschals, sovereigns, reeves, bailiffs, serjeants and all other

our lieges to be intendent and respondent to you in these matters. In witness whereof We have had these our letters patent made to last at our pleasure.

Witness our dear and faithful Peter, Earl of Ormond, our Deputy of our land of Ireland, at Dublin on the 28th day of March in the 13th year of our reign."

Wycombe.

March 28, 1522.

82.

Filorcía (*sic*) Hedian, widow, appoints Thadeus 'juvenis' O'Laghnan, cleric, her bailiff to give James son and heir of Piers, Earl of Ormond, livery of seisin of the town of Moncellestown. Given at le Boggan.

May 4, 1522.

Portion of seal.

83.

Edmund son and heir of James feiz Oliveré Blanswyll of Rathcaysse gives and grants to James Purcel and Joan Scorthals his wife all his tenements in Mothyll and Dryssog, to have and to hold to them and their heirs in heritage for ever. And because his seal is to many unknown he has procured to be affixed the seal of the office of Sovereign of the town of Kilkenny.

Witnesses: Richard Schee, then Sovereign of Kilkenny and Brother David Moldony, canon professed of the monastery of St. John near Kilkenny.

October 18, 1522.

Seal of the Sovereign of Kilkenny perfect; also one of Blancheville.

84.

A Boleyn Deed.

"To all Christian men to whom this present writing may come, greeting. Know that we, John Porte, serjeant-at-law, Thomas Bolayn, knight, John fitz Herbert, esquire, Germain Pole, esquire, John Pakyngton, gent., John Copwood, gent., John Columbelle and Henry Aynesworth, have remitted, released and quitclaimed for us and our heirs to John Sawne, esquire, and Thomas Middleton, gent., in full and peaceful possession

all our right, title, interest, etc., in all our messuages, lands, tenements, rents, reversions, services, etc., in Codnor, Heynor, Lostowe, Longeley and Milney in the county of Derby, to have and to hold to John and Thomas aforesaid and their heirs for ever.

“ Given on January 31 in the 14th year of Henry VIII.”

Signatures of Germain Pole, John
Columbell and Henry Aynesworth.

January 31, 1523.

Seven seals of the grantors.

85.

Deed in English by which William, abbot of Oseney, acknowledges receipt from ‘ Danys Wyre ’ and ‘ Danys Carreu ’ (*or* Carren), farmers of his ‘ cell ’ of Kiltaynan, of fifty-three shillings and four pence sterling for the whole year’s rent of the said cell, which year shall end on the feast of the Invention of the Holy Cross in the year 1524. In witness whereof he has caused his seal to be set.

March 22, 1523.

Small seal in fair order.

86.

Indenture in English dated at Callan, May 6, in the fifteenth year of Henry VIII, between Piers, Earl of Ormond, and James fitz James fitz Edmund Butler, lord of Kiltaynan, witnesses that said James binds himself as follows:

That he will not exercise any jurisdiction, hold any office or be seised of any wardships, marriages, releases, escheats, etc., within said Earl’s liberty of Tipperary, nor raise horsemen, ‘ galloglaghes,’ or ‘ keheryn ’ therein; that he shall use no ‘ keheryntyte ’ within said liberty except said Earl’s ‘ keryntyte ’; that he shall make no several peace, fostering, marriage or any other amity or friendship within said liberty except by agreement with said Earl; that he and his heirs shall be always ready, answering and obedient to said Earl and his laws within said liberty and to his ministers and officers there, viz., his ‘ senciall,’ justice, sheriff, bailiffs and serjeants; and that he shall not make war on the said Earl or procure others to do so, but always keep peace with him and his heirs.

Said James has handed over Philip Camyn, Konoghor M^c Teyg, Mohun M^c William and Thomas M^c Konoghor as security, and is himself bound in the sum of 600^l.

' In so much as James's seal is to divers in manner unknown, he hath by his special request made to the sovereign and commons of Callan put thereto also their seal.'

Witnesses: James Cantwell, parson and vicar of Callan, Shortall, Grace, the baron of Bronisford, the baron of Barnchurch, Thomas Tbyn, Quemerford, Walter Brenagh, George Sherloke and James Whit.

' Per me James Butler, Baron of Dunboyne.'

May 6, 1523.

Portion of seal of Callan.

87.

Two Blanchville Deeds.

(1) Edmund, son and heir of James fitz Oliver Blanswyll, lord of Rathcaysse, gives and grants to James Purcell and Joan Scorthals, his wife, and their heirs lawfully begotten his town called Rathcaysse with all its liberties and free customs, etc., freely and in peace for ever.

Given at Kilkenny. Witnesses: Geoffrey Rothe, then Sovereign of Kilkenny, John Mothill, Richard Rothe and Walter Sherloke.

May 6, 1523.

Privy seal of the Sovereign of Kilkenny, perfect, and seal of Blanchville.

(2) Anastasia, daughter of James Astekin *alias* M^cOdee (*sic*), widow, quit-claims all her right in Rathcaysse to Edmund, son and heir of James fitz Oliver Blanswyll.

Given at Kilkenny on March 8, 1523 [1524 N.S.].

March 8, 1524.

Seal.

88.

Two Daton Deeds.

(1) Redmond Daton for a certain sum of money paid in hand grants to Piers, Earl of Ormond, and Margaret his wife, a messuage in Typeraght with sixty acres of arable land in

Garryneree, to have and to hold to them and their heirs of the chief lords of the fee. Given at Bennetsbridge (*apud pontem sancti Benedicti*). Witnesses: Sir John Tobyne, rector of Callan, Ronald fitz Morise and Sir James Clery.

May 9, 1523.

(2) Quit-claim of the above in which Redmund Daton is called lord of Kilmogall and Garrynerehee. Given at Kilmogall.

November 30, 1523.

Seal.

89.

Commission of Henry VIII to Patrick Bermyngham, Chief justice '*ad placita coram nobis in terra Hibernie tenenda constituto*,' Richard Delahide, Chief justice of the Common Bench in the same, Roger Begg, Thomas fitz Symon, George Sherloke, James Whitt, Nicholas Wycombe and Robert Coweley, appointing them justices in the counties Kilkenny, Carlow, Wexford, Waterford, Kerry, Tipperary, Limerick and Cork and the Crosses of the same, to enquire into all and sundry treasons, felonies, trespasses, etc., etc. (as in the commission of May, 1519).

Witness: Peter, Earl of Ormond, Deputy of Ireland, at Dublin on June 6 in the 15th year of the reign.

June 6, 1523.

90.

Release of Claims to the Earldom of Ormond.

(1) Letters patent of Edmund Butler, son of Thomas son of Peter Butler, by which he releases and quit-claims for himself and his heirs to Piers, Earl of Ormond, all claims that he may have to the lordships, manors, castles, towns, hamlets, messuages, lands, tenements, rents, services, etc., etc., whatsoever belonging to the name and honour of Earl of Ormond. In witness wherof he has set his seal and "because his seal is to many unknown the seal of the Sovereign of Kilkenny is at his request also set."

September 26, 1523.

Seal of Edmund Butler perfect.

Seal of the Sovereign of Kilkenny perfect.

(2) A deed of Theobald Butler, son and heir of Edmund Butler, deceased, by which he quit-claims to Sir Piers, Earl of Ormond, lawful son and heir of Sir James Butler, defunct, and to his heirs and assigns for ever all his right, title, claim and interest in all lands, tenements, rents, services, etc., which belonged to Sir James the ' White Earl ' of Ormond.

[No date is given. The above Theobald was probably son of Esmund or Edmund who was elder brother of Sir Piers. Both this Edmund and his brother Theobald were regarded as illegitimate according to their younger brother Piers, as being born of their father James and Saiv Kavanagh before legal marriage. Both were however legitimated by act of the Irish Parliament in 1467-8. This, however, did not avail against the superior claims of Sir Piers. Both were born before 1467. The above surrender of whatever claim a son of Edmund might have was probably made in 1515, when Sir Piers claimed to inherit the Butler earldom on the death of Earl Thomas, but as we have a similar release from Sir Edmund Butler of the Cahir on September 26, 1523 (see previously), we may perhaps safely place this deed with that. For the above Theobald son of Edmund see also Deed under January 6, 1532.]

91.

Descent of the Lordship of Grayk Ironan.

Notarial instrument to the effect that Master John Cantwell, Official of the city and diocese of Ossory, has, at the request of Piers, Earl of Ormond, the King's Deputy in Ireland, taken evidence of certain witnesses on the following points. The first point is that the town named Grayk Ironan is and was in long possession of the descendants of Gerald Arsdekyn up till a recent contention moved by James Shorthals, lord of Ballylorcan. The second is about public report and fame.

Redmund son of David McCode *alias* Arsdekyn, aged eighty years, on oath says that the first point contains the truth, because to his knowledge the heirs of that race of descendants of Gerald (from which descendants the above Earl bought the said town) were in peaceful possession of it and he saw them receiving tribute of honey and wax and other profits in virtue of their lordship without challenge from any one. Also that he dwelt close to

the same town and heard the same among the neighbours. William '*candidus*' Arsdekyn, aged forty-nine years, James Arsdekyn, aged forty-eight years, second and third witnesses, agree with the first. Redmund Wastown, fourth witness, also agrees and says that he dwelt with Gerald, heir of the said race of Gerald, and saw him in peaceful possession of Graik Ironan continuously to the time stated above. Nicholas '*juvenis*' Cantwell and Richard Smythe also agree.

John '*juvenis*' Kealy, aged eighty years, similarly heard this from one William son of Edmund '*ruffus*' Arsdekyn. Richard Dullard, eighth witness, agrees. Richard son of David McCode says he saw Richard and Gerald, descendants of the first Gerald, in possession of the said town. Also he says that Shorthals, at present contesting the lordship, claimed the said town in virtue of descent from the first Gerald above-named, and also says that he heard Richard '*senior*' McCode, principal of his nation, saying that he never saw the said town in possession of any save the descendants of Gerald. William son of John Arsdekyn, aged seventy years, swears that the town was in peaceful possession of the same until a recent contention raised by 'le Shorthals,' and he saw the said heirs receiving the whole rights of their lordship there. Also he says that the same Shorthals, at present contesting, claimed the said town in the name of those descendants of the first Gerald. William McCode, ninth witness, swears he saw the above race in peaceful possession up to the challenge raised by the above Richard '*senior*' McCode whose descendant Shorthals claims to-day. John Rochford, lord of Kylhary, sworn, attests to public report. William Cantwell, aged seventy years, heard for forty years that the said town belonged to the descendants of the first Gerald.

William O'Dowan, fourteenth witness, says that the same Shorthals challenged by reason of descent from Gerald. Asked as to the reason of his knowledge, he says that he paid rent to the same 'le Shorthals' out of the said town in virtue of that claim.

All the evidence having been taken, the above Master Cantwell orders it to be drawn up in public form.

Given in the year 1523 and on the 21st day of October in the castle of Baly in county Kilkenny, there being present David,

baron of Aghebrone, Nicholas Croke, Patrick O'Dwygnyn, chaplain of Aghour, and others.

Sign and declaration of the notary, Patrick Ronan, of Ossory diocese.

October 21, 1523.

Seal.

92.

A number of bonds for money payments in favour of Piers, Earl of Ormond, ranging in date from September 24, 1523, to January 24, 1524.

David son of Richard de Sancto Albino admits himself bound to Piers, Earl of Ormond, in 100 marks Irish. Thomas de Sancto Albino, Peter son of Richard Butler, John O'Downyll and James Wale, Richard Poer, Theobald Butler, James Butler, lord of Kiltyennan, Nicholas Rokell, lord of Rokelliscourte, Nicholas Devereux, Philip Keting and John Oge Roche are all similarly bound.

93.

An award quadrupartite, indented, in English, dated November 28, the 15th year of Henry VIII, witnessing that—whereas Sir Peter Butler, Earl of Ormond, now the King's Deputy in Ireland, and Gerald FitzGerald, Earl of Kildare, for the settling of all grudges, strifes, demands and debates between the two, have received from his Majesty a most gracious exhortation and commandment for their unity and concord, declared by the reverend father in God, George, archbishop of Armagh—the two Earls now have ordained as arbiters for the settling of all such grudges, etc., moved or begun between them unto this date (for the quiet and restfulness of the King's subjects in this land, which much standeth on the unity and concord of the nobles and in especial on the unity and concord of said two Earls) Hugh, archbishop of Dublin and Chancellor of Ireland, George, archbishop of Armagh, Sir John Rawsoune, knight, prior of St. John of Jerusalem in Ireland and Treasurer of Ireland, and Patrick Brymygam, Chief justice of the King's Bench, according to the conditions of their obligations dated October 7, the 15th year of Henry VIII, viz.,

“ That the said Earls be of one concord and amity, ready to serve the King’s Highness in resisting and defending the malice of his grace’s disobedient subjects as well English as Irish rebels.

“ That they make no several bonds, wars or peaces with Englishmen or Irishmen without licence of the King or of the Lord Deputy and Council.

“ That there be no coyne or livery taken by either said Earls within the four obedient shires Meath, Uriel, Dublin and Kildare otherwise than is limited by an indenture between Sir Thomas Howard, Earl of Surrey, Treasurer of England, late Lieutenant of Ireland, and said Peter Butler, Earl of Ormond. However the arbiters do not intend to prohibit the exaction of coyne and livery by the free will of the tenants of the Earl of Kildare, or in journeyes in defence of said four shires.

“ The Earl of Kildare to have an annuity of 100^l. for the defence of said shires.

“ That the Earl of Kildare allow said Deputy, the Treasurer, and their officers peaceably to levy all such arrerages of suchlike subsidies within counties Kilkenny and Tipperary as well as other revenues by him due by reason of his late deputation or in the right of the Earl his father, sometime Deputy, if it be so judged by the chief judge of either bench and the Chief baron of the Exchequer.

“ That both Earls, in the best manner they can, order their brethren, kinsmen and servants as may be best to the pleasure of Almighty God, the keeping of the King’s laws and the peaceable restfulness of the King’s subjects.

“ That the Earl of Kildare shall bring or cause to be brought Sir Gerald MacShane and his son before the Lord Deputy and Council at Dublin to be examined on their defaults done to the King and his subjects, and to be punished accordingly, provided that said Deputy do in no wise pardon said Sir Gerald and his son from the rightful punishment of said Earl of Kildare in such things as concern the trespasses and offences done to him, but that said Sir Gerald and his son be re-delivered after said examination to be judged within the county of Kildare according to the laws of his liberty.

“ That the Earl of Kildare shall expel Conor O’Brenne from his pile called Castell Coure lying in the frontiers of the lands of the Deputy, and from henceforth shall not suffer him or any other

the King's Irish rebels or the Deputy's enemies to inhabit said fortress or any other lying on the borders of said Deputy's lands.

"That the Earl of Ormond shall expel all the King's Irish rebels or enemies of the Earl of Kildare out of all his fortresses adjoining the possessions of the said Earl of Kildare.

"That from henceforth said Earls be of unity and concord, and maintain no quarrels."

November 28, 1523.

94.

Nicholas de Rokell, lord of Langport, grants to Piers, Earl of Ormond, the moiety of all his lands, tenements, rents, mills, fisheries, etc., in Ballybothy, Ballyclerghan and Ballycornan in county Tipperary, to him and his heirs for ever. Given at Ballyneboly.

January 28, 1524.

Seal.

95.

William Lenarde, burgess of Kilkenny, grants to Piers, Earl of Ormond, a messuage and sixty acres of arable land in the burgagery of Oweynstown in the barony of Erley which descended to him in hereditary right by the death of Robert Lenarde his father; to have and to hold for ever.

January 30, 1524.

96.

Recital of an indenture dated January 31, 1524, between Piers, Earl of Ormond, and Nicholas de la Rockell, lord of Lamport.

"Memorand. That the sixt day of Septembre the xxxiiii yere of the reign of our sovereign lorde kinge Henrye theight, king of Eng., Irland and Fraunce, and in erthe supreme hedde of the Churches of England and Irlande (1541), there came before us whose names bene hereunto subscribed, in the counsaile chambre of the Citie of Waterford, oone Nicholas Rockell, lorde of Lamport in the countie of Waterford, gent., and then and there exhibited and shewed before us the contrepaine of an endenture sealed with the seale of the right honourable Piers,

Erle of Ormond, bering date the last day of January, the 15th yere of the reigne of our saide souveraigne lorde; the tenour, purport and effecte of the saide endenture hereafter ensueth worde by worde.

“ This endenture made at Waterford the last day of January the fiftene yere of the reigne of our souverain lorde king Henry theight betwixt the right noble Piers, Erle of Ormond, in that one parte, and Nicholas de la Rockell, lorde of Lamport, in that othre partye, berith wittness that the said Nicholas hath geven unto the saide Erle his haire and assignes forever all the landes, tenements and lordshippes that he hathe in Fyddown and Bykylreiske in the countie of Kilkenny, and half the landes, etc., that he hathe in Balybody, Balyclerighan and Balycornan in the countie of Typperarie. To have and to holde to hym his haire and assignes forever, for the whiche gifte by this present endenture the said Erle and his haire and assignes shall defend the othre half of the forsaid landes, etc., in Balybody, Balyclerighan and Balycornan for the said Nicholas, etc., forever, as he shall defend the othre half of the forsaid landes for hymself. And also that the said Erle, his haire, etc., shall defend all the landes that the said Nicholas, his haire, etc., hathe in the countie of Waterford from all unlawfull impositions and unlawfull expenses, saving suche as Mack Davy Rothe and his son Richart Poor used to spende in ther tyme upon the said Nicholas his landes there. In wittness herof the parties abovesaid have putt to this endenture indented ther signetes the daye and yere above written.

“ And then and there in the presence of us the said Nicholas testified and deposed on the holy Evangelies that he never made noo maner deade of feftment nor othre estate of the landes in the endenture comprised. And that he to the saide late Erle nethre by himself nor by his balif nor attorneye delivered or made any lyveree or seisen of the saide landes nor of any parcell thereof to the saide Piers late Erle nor to none othre to his use or in his name other then the delyveree of the saide contrepene of the saide endenture whiche he delyvered to the saide late Erle. And hath deposed further that if the wordes of the saide endenture be sufficient to make a lawfull title of inheritauce of the saide landes in the saide late Erle, that he declared openlie at the delyveree of the saide endenture that his meanyng, intent and

will was that after the discease of the saide Erle [they] shulde succede and remayne to his son and haire nowe Erle, and soo to remayne from Erle to Erle to thentent that the haieres of them having the comodite and benyfect thereof shulde be the better mynded and encouraged to defende the saide Nicholas and his haieres accordinge the covauntes of the saide endenture.

“ In wittness whereof we have subscribed thes testimoniales and depositiones with our handes and names and sett hereunto our seales the day and yere abov written.”

Signatures: William Wise, mayor of Waterford, Nicholas, bishop of Waterford and Lismore, William Lincell and Patrick Strong, notary.

January 31, 1524. Four seals, viz., of the bishop, the mayor,
September 6, 1541. William Lincell and the notary.

97.

Matilda Shenyll by consent of her guardian Thomas Shenyll grants to John McGeron *alias* Walshe, goldsmith of Ross, one messuage in the same town for a term of fifty-nine years; which messuage lies from Henry Walsh the butcher's land on the east and the common land on the west in length, and in breadth from the King's way on the south which is called 'Markeyt strett' to the King's way which is called 'le Baffstrett' on the north.

March 10, 1524.

98.

Two Bennett Deeds.

(1) John Bennett, burgess of New Ross, quit-claims to Nicholas Britton, burgess of the same town, all his right in a garden or croft which lies outside the Market Gate in the burgery of New Ross in St. Kyvin's street, which garden in breadth lies between Nicholas Britton's land on the east and the King's way leading to Mondgared on the west, and in length stretches from the common land of Clywyll on the north to the King's way on the south. Witnesses: Robert Sumery, Sir Robert Corkeran, chaplain, and John Haye.

April 3, 1524.

Seal

2) John Bennett, burgess of New Ross, son and heir of Richard Bennett, grants to Nicholas Brytoun *alias* Britton, burgess of New Ross, all his right in one and a half acres in the tenement of St. Kyvun of Rosponte, which in breadth is from the land of James Hyde on the south to the land of Thomas Prendirgast on the north, and in length from the King's way which leads to Old Ross on the east and the Earl Marshall's mill-pond on the west. Given at New Ross.

April 3, 1524.

Seal.

99.

Two Laund Deeds.

(1) Walter Laund, lord of Cowlysyll, by leave of Robert Launde his son and heir, grants to Richard Butler, son of John son of Edmund, and his heirs and assigns his castle of Cowlysyll with free entry and egress to the same, for which castle Richard has given Walter a milch-cow with her calf, viz., 'incalf cowe' and a mark silver of current money.

April 26, 1524.

(2) The above Walter grants to Ellen Power, formerly wife of Anselm Grace, his castle of Cowlisill with free entry and egress, to her and her heirs freely and quietly for ever, on condition however that if said Walter or his heirs pay 40^s. of good and usual money they shall recover the castle. Given at Kilkenny on St. Canice's day in the year 1524, in the presence of John, son of Jankyn Rothe, Jenkyn Marchall, Jenkyn Carroke, Richard Carrok and James fitz Ede.

October 11, 1524.

100.

Royal grant of reservations to Piers, Earl of Ormond, in relation to the appointment of Gerald, Earl of Kildare, as Lord Deputy of Ireland. (In latin).

(1) " Henry the VIIIth, King, etc., to all, etc., greeting. We have inspected our letters patent enrolled in our Chancery of Ireland in these words.

' Henry, etc., to all greeting. Know that whereas We, by our letters patent bearing date the 13th day of May in the 16th

year of our reign (1524), assigned, ordained and constituted our dear cousin Gerald, Earl of Kildare, our Deputy for our land of Ireland | to have, occupy and exercise that office at our good pleasure (*quamdiu nobis placuerit*) with all wages, fees, profits and emoluments to the same office pertaining, giving and granting him power and authority to make and appoint all officers within our said land during his pleasure—the offices of Chancellor, Treasurer, Chief Justice and other our justices of one or the other Bench, as also of Barons of the Exchequer and Master or Keeper of the Rolls there only excepted—to receive and assign them at his pleasure without rendering any account to Us therefor, as by the same our letters patent among other things more fully appears | now the above our good pleasure We have revoked and reserved as regards our manors and lordships of Callan, Ballycallan, Dammagh, Kylmanagh and our chief rent of Downomogan in county Kilkenny, as also our manors and lordships of Lysronagh and Kylmore O'Russhyng in county Tipperary with their appurtenances, as also all our castles, honours, lordships, towns, lands, tenements, rents, reversions and services in the said manors and lordships with their appurtenances of common pasture, warren, turbaries, woods, passages, mills, fisheries, etc., pertaining to the same, and all advowsons of churches and chapels, as also all fee-farms, annuities, profits, franchises, liberties, commodities, etc., and all fines, amercements, forfeitures, escheats pertaining to the same. Know further that We of our special grace have by these presents granted to our dear cousin Peter le Butler, Earl of Ormond, and Margaret his wife and the heirs male of their bodies lawfully begotten all the abovesaid manors, lordships, castles, honours, towns, hamlets, messuages, lands, tenements, rents, etc., of Callan, Ballycallan, Dammagh, Kylmanaghct, also, etc., etc., Lysronagh and Russhyng in county Tipperary with all their rights and appurtenances, advowsons, etc., etc., as also all fee-farms, annuities, etc., commons of pasture, warrens, turbaries, etc., belonging to the same. And further We have given and granted to Piers le Butler, Earl of Ormond, and his heirs, etc., all courts leet, Views of Frankpledge, Tourns, Hundreds, markets, fairs, chattels of felons, fugitives and outlaws, chattels of waifs (*waivatorum*), estreats of treasure-trove and all profits and commodities belonging to the same; to have, receive and enjoy

all said manors, lordships, etc., etc., etc., to the same Piers le Butler, Earl of Ormond, and Margaret his wife and their heirs male, etc., for ever; holding of Us and our heirs by service of one knight's fee payable to our Chief Baron of Ireland for all service, exaction and demand, without rendering any account to Us or our heirs or Deputies. Provided always that if the said manors, etc., at the time of the making of this grant exceed the sum of thirteen pounds sterling beyond all reprises then the said Peter and Margaret and their heirs male shall render and pay yearly to Us and our heirs the true value of all rents and profits of the said manors. In witness whereof We have had these our letters patent made.

' *Teste* our dear cousin Gerald, Earl of Kildare, our Deputy for our land of Ireland, at Dublin on the 5th day of November in the 18th year of our reign [November 5, 1526].'

" We have inspected also the subscription of the said letters in these words: *per billam ipsius domini Regis manu sua signatam Cancellario suo Hib. directam de data predicta auctoritate parliamenti.*

" We have also thought fit to exemplify the tenour of the above at the petition of John Ellys. In witness whereof, etc.

" *Teste* our beloved cousin Henry, Duke of Richmond and Somerset of our blood (*de prosapia nostra*), Lieutenant of our land of Ireland, at Dublin on the 18th day of December in the 21st year of our reign [December 18, 1529]."

Stanyhurst.

May 13, 1524.

Great seal of Ireland.

November 5, 1526.

December 18, 1529.

(2) Exemplification tested by Henry, Duke of Richmond, Lord Lieutenant of Ireland, at Dublin on December 18 in the 21st year of Henry VIII (1529) of the letters patent of Henry VIII referring to the appointment of Gerald, Earl of Kildare as Lord Deputy with reservations to Piers, Earl of Ormond, on May 13, 1524.

December 18, 1529.

Great seal of Ireland.

(3) Letters patent or *inspeximus* of Milo, bishop of Ossory, and John Rothe, Sovereign of Kilkenny and the Council of the

same, who at the request of Piers, Earl of Ormond, inspect a patent of King Henry VIII made to Earl Piers, which is sealed with the Great seal of Henry VIII in yellow wax. Then follows the text of the commission of May 13, 1524, as tested by Gerald, Earl of Kildare, November 5, in the 18th year of Henry VIII. The inspeximus itself is dated August 14 in the 23rd year of Henry VIII and has only the seal of the Sovereign of Kilkenny left, much worn.

*Extractum per Nicholaum Wycombe et
Nicholaum Stanyhurst, clericos.*

May 13, 1524.

November 5, 1526.

August 14, 1531.

Seal of Sovereign of Kilkenny

101.

Letters patent (in latin) of Henry VIII, appointing Peter Butler, knight, Earl of Ormond, to the office of Treasurer of Ireland. "To have and to occupy the said office as long as it pleases Us, receiving for the exercise of that office the wages, fees, profits and emoluments to the same from of old pertaining and accustomed of the issues of that our said land unto his own hands at the usual terms. Giving and granting moreover to the said Earl full power to raise for Us and in our name to receive all and sundry revenues, issues and profits of our said land and apply them to the custody and defence of the same and of our subjects there, and to pay the wages and fees of the Lieutenant or Deputy and all other our officers there, and to meet all other charges, and to make such account therefor as shall be necessary or fitting. In witness whereof We have had these our letters patent made.

"Witness Ourselves at Westminster on the 12th day of May in the 16th year of the reign.

*Per ipsum Regem et de data
predicta auctoritate parliamenti.*

Per Pexsall.

May 13, 1524.

Great seal of England.

102.

Indenture made between Piers, Earl of Ormond, and Thomas Cally of Ross.

“ This endenture made at Kilkenny the xviii day of May the yere of our lorde God 1524 and the xvi yere of our souveraine lordis regne kinge henry the VIIIth | betwene the noble and valiaunt lorde Piers Butler Erle of Ormond the kings deputie of Irland of that one parte and Thomas Cally merchaunte of Rosse of that other parte | Berethe witness howe the said Piers hathe graunt to fferme hathe yewene for him and his heysrs and his assignes unto the said Thomas is heirs and his assignes a messuage situate within the town of Rosse in the southe stret; In leinthe forsothe it liethe from the Kinges stret in theste unto the Ryvere of the Berrowe in the weste. In bred forsothe it liethe from the landes of Elly Barres somtyme nowe Thomas Pembroke in the northe unto the comyne lane in the southe. To haue and to holde the said messuage withe all the hooll appurtenaunces unto the said Thomas is heirs and his assignes unto the terme of LIX yeres fully to be complet ended after the makinge of this presente endenture the terme herof forsothe to begyne the myghellmas next ensuyng the date of this presentes paienge therefor yerly the said Thomas is heysrs and his assignes unto the said Piers is heirs and his assignes vi^s. viii^d. in good usable mony by egall porcions at two termes of the yere, that is to say myghellmas and ester and this frome yere to yere and term to term. During the said fferme the said Thomas is heirs and his assignes shall buyld and repaire the said messuage withe lyme and stones and kowere it withe oke tymbere and sclats and so it to repaire during the said fferme and it upyolde when the said fferme is fynished. The forsaid Piers is heysrs and his assignes shall waraunt and defende the said messuage withe the hooll pertenaunces unto the said Thomas is heirs and his assignes against almanner of people. In testimony wherof unto this presentes the parties forsaid alternatly one to another have putte ther sealis interchaungable. Datid the day monethe yere and place forsaide.”

May 18, 1524.

Signet.

103.

Three Bonds in favour of Piers, Earl of Ormond, of the year 1524.

(1) Patrick O'Dullyn, Joan Asteken his wife and John O'Dullyn their son, admit themselves bound to the Earl of Ormond in 20^l. usual money of Ireland. Given at Ballylorcan on May 22, 1524.

(2) Richard Power son of Peter Power of Clonhee, Peter fitz Richard Butler, lord of Glayne, and Thomas Fitz Gerald, esquire, are each bound in one hundred marks by their deeds of June, 1524.

(3) Gerald, Earl of Kildare, admits himself bound to the Earl of Ormond in 600 marks Irish. Given on July 28, 1524, and signed: G. of Kyldare.

104.

Davit Coman, son and heir of Richard Coman, for a certain sum of money paid in hand, gives and grants to Piers, Earl of Ormond, the moiety of all his lands and tenements in the town of Karymagriffyn, county Tipperary, also in the other Karyg in county Waterford.

June 5, 1524.

105.

Two Butler Deeds.

(1) Notarial deed dated June 8 in the year 1525 witnessing that in a room of the Earl of Ormond's at Carrickmagriffin in the presence of the notary and other witnesses, there appeared Richard and Theobald Butler, sons of William son of John Butler lord of Powyllykyri, and Thatheus Moryssa, clerk of Lismore diocese, proctor and attorney of Piers, Earl of Ormond, and of Margaret FitzGerald his Countess, appointed to receive possession and seisin of right and title of certain lands, viz., Corraghmore and Karynan in county Kilkenny and Haheny and Kyllclispin, as also his interest in Garryduv by (*apud*) Slew Dyly in county Tipperary, from the abovesaid Richard, son and heir of said William, by consent of the other sons of the same.

The above Thatheus, having displayed and read aloud the charters made therefor to the Earl and Countess, requested

Richard with the consent of his brother Theobald to set his seal to them, which Richard did.

Witnesses: Nicholas Maddayn, mayor of Waterford, Thereletus [Turloch] O'Brien, constable of Carryg, Sir William Noyll and Cornelius Moryssa, priests, of Ossory and Waterford dioceses.

June 8, 1524.

2) Richard Butler, son and heir of William son of John Butler of Poleghore, grants to Piers, Earl of Ormonde, and Margaret his wife, all his messuages, lands and tenements in Curraghmore, Cahernane and Sleyve Dile in county Kilkenny, also all his messuages, etc., in Athenne and Kilclispin by (*apud*) Sleyve Dyle in county Tipperary; also all his right and title in Garri-duffe by Sleyve Dile in county Tipperary.

June 8, 1524.

Butler signet.

[Mr. Berry identifies 'Powyllykyri' and Poleghore in the above deeds as Poulakerry, in the parish of Kilsheelan, in the barony of Iffa and Offa. Curraghmore is in the parish of Owing, so is Cahernan, now called Beatin. Sleyve Dile is Sliabh Dile, a range of hills parallel to the Suir, stretching east across county Tipperary from Slievenamon, and dividing the level land of Kilkenny from Clonmel. Haheny or Athenne is Ahenny. Kilclispin is Kilclispeen and Garryduff is in the parish of Garrangibbon in the barony of Iffa and Offa].

106.

Theodoric, bishop of Killaloe, commendatory of the monastery of St. Edmund King and Martyr of Athassel in Cashel diocese, on the day of the making of these presents, in his name and that of the monastery acknowledges the receipt from Sir James Clery and Sir Nicholas Mothing, farmers of Clownmelia, Kylselan, Kymory, Lysrownagh and Tybyeraghny in Lismore diocese of the rent of five years next following, of which rent he acknowledges himself fully paid and satisfied. Given under his seal.

June 21, 1524.

Bishop's seal.

107.

This indenture made the 28th day of July in the 16th year of the reign of our sovereign lord King Henry the VIIIth between the right honourable the Earl of Ormond, deputy unto our said sovereign lord in his land of Ireland, of the one part, and the right honourable Earl of Kildare of the other part, witnesses that whereas there is and has been of long season, debate, unkindness, and variance had between the said Earls for divers oppressions, wrongs, burnings, robberies and spoilings had, done and committed by the confederates, adherents and allies of the same parties, either of them to the other, and to their tenants, friends and other persons of their peace and bonds, to the excessive costs, charges, loss and damage of every of their parties | for the pacifying whereof and for other great urgent causes touching the good order and weal of this land of Ireland our said sovereign Lord hath sent hither his commissioners who by the advice of the whole Council of this land have duly heard, examined and by deliberate advice perceived the complaints, answers and replications of either of the said parties with the depositions of their witnesses. Whereupon they have by the consent of the whole council of this land motioned and devised divers articles, accords and agreements to be made, concluded and agreed between the same parties in manner and form hereafter declared and specified; at whose contemplation and request, and to the pleasure of God and for the honour of our said sovereign Lord and the common weal of his land, the said parties are fully accorded and agreed for all matters, causes and quarrels between them or their servants, tenants, friends, adherents and alliances had, moved or depending before the date hereof, as is hereafter rehearsed and contained. And for the more surety of performance thereof, either of the said parties promise, grant and agree as well upon their honour, truth and fidelity as upon their bodily (oaths) to perform, keep and fulfill the said agreements and promises to the best of their powers.

First, the same parties of their own free wills and consent freely and fully forgive and remit either to the other all manner causes, wrongs, oppressions, extortions and all other displeasures, rancour and malice, had, moved or done to them or to their tenants, friends, allies and adherents before the date hereof.

Also the said parties are agreed and grant, either of them to the other, to be loving, kind and friendly either of them to the other from henceforth. And every of them to take part with the other against the King's enemies and rebels, and none of them to maintain, favour, aid or assist or make peace with any of the said King's enemies or rebels to the hurt or loss of other of the said parties without assent and agreement of either of them. Also the said parties covenant and grant that if any variances, oppressions or wrongs happen or fortune to be done hereafter by any of the friends, servants, tenants, adherents or allies of either of the said parties or between any of the said parties, that then the said parties upon complaint made thereof to them shall indifferently elect two persons to order the same. And in case the said two persons so elected cannot agree then that matter to be directed by the Lord (Chancellor) and the King's Privy Council of this land of Ireland for the time being. And over that the said Earls grant either to other that if any variances hereafter fortune between them that then neither of them shall revenge the same but that the party aggrieved shall complain to the Chancellor and Privy Council and thereupon the other party make answer; and thereupon the same earls to abide such order and award as the same Chancellor and Privy Council shall make therein without further delay or other suit to be made therefor. And where there is claimed by the said Earl of Kildare certain arrerages of the subsidy in the counties of Kilkenny and Tipperary for the time that he was Deputy of this land, and forasmuch as it is somewhat doubtful to the Council whether the same Earl should have the same subsidy within the said county by reason of the Act thereof made, the said Earl is content to remit unto the Earl of Ormond all the same arrerages and also all such arrerages as the Earl of Kildare claimeth of the same subsidy as executor unto the late Earl of Kildare, his father.

And whereas the said Earl of Ormond promised unto the said Earl of Kildare yearly one hundred pounds, as long as he was Deputy, for his aid and benevolence, as appeareth by award made between them, since which time there is half a year past and more, the said Earl of Kildare granteth and remitteth unto the Earl of Ormond the said hundred pounds and the arrerages of the same.

And where the said Earl of Kildare claimeth the arrerages of

the rents and profits of the manor of Callan, parcel of the King's inheritance, received yearly by the same Earl of Ormond during the time that the same Earl of Kildare was Deputy; the Earl of Kildare by these presents, at the motion and desire of the same commissioners and Council, remitteth and granteth unto the said Earl of Ormond all the same arrerages of said manor of Callan.

And whereas the said Earl of Kildare hath his stud of mares and colts taken by James Fitzgerrot's sons, the Earl of Ormond granteth to do the best he can to cause the same stud to be restored, and over that granteth to restore to the Earl of Kildare as many of them as came within said county of Kilkenny, or the value of them.

And where there are divers oppressions, wrongs and spoils done by divers persons of the bond and peace of said Earl of Kildare unto the servants, tenants, adherents and allies of the peace and bond of the Earl of Ormond, the same Earl of Ormond for himself, his servants, etc., granteth and remitteth unto said Earl of Kildare, his tenants, etc., all the same oppressions, wrongs and spoils; and likewise the Earl of Kildare for him, his servants, etc., remitteth unto said Earl of Ormond and to his servants, etc., all wrongs, oppressions and spoils done by them or any of them before the date hereof.

And over that, the Earl of Kildare granteth to the Earl of Ormond to gather and levy to and for said Earl of Ormond all the arrerages of the subsidy of the county of Kildare that are levyable and due unto said Earl of Ormond during the time of his deputation, and the same to content and pay unto the Earl of Ormond, except one hundred marks, parcel of said arrerages; which hundred marks, for the businesses and for the remission before specified made by the Earl of Kildare unto the Earl of Ormond, the same Earl of Ormond granteth unto the Earl of Kildare to keep and retain in his own hands of the subsidy due unto the Earl of Ormond within said county of Kildare.

And over that, the said Earls are agreed and grant every of them to other that if any doubt or grudge happen or grow hereafter betwixt them for non-performance of any of the articles in these indentures specified, or for or upon the exposition or declaration of the intent or meaning of any clause, article, word or sentence in these present indentures, or for any other cause or

quarrel, that then the same doubt, variance, declaration and grudge be ordered, pacified, declared and determined by the Chancellor, Chief Justice and Chief Baron of this land for the time being, or by two of them; and the same parties to obey and perform the same award, order and direction.

And over that, every of the said parties remitteth and releaseth to other all actions personal, suits, quarrels and trespasses had, moved or depending betwixt them before the date hereof, except only such payments and satisfactions as be contained in these indentures to be paid to every of the said parties.

And for the performance of these covenants of the part of the Earl of Ormond to be kept and performed, the said Earl of Ormond and A.B., by their deeds obligatory of the date hereof, have bound them and every of them unto the Earl of Kildare in the sum of one thousand marks; and likewise the Earl of Kildare and C.D., by their deeds obligatory, have bound them and every of them unto said Earl of Ormond in the sum of one thousand marks to perform and keep all the covenants and agreements of the part of said Earl of Kildare to be kept and performed. In witness, whereof, etc.

Signatures: P. Ormond, G. of Kyldare, James Denton, Rauf Egerton, Anthony FitzHerbert, J. Rauson, prior, Th., Abbot of St. Thomas near Dublin, John Plunket of Kyllen, Sir Nicholas Lord Houth, Richard, prior of Louth, John Richard, dean of Dublin, P. Brymigham, justice, T. Nettervile, justice, Patrick White, baron.

July 28, 1524.

[This deed in early Tudor English (spelling modernised above) has been published in *State Papers, Correspondence, Henry VIII*, vol. II, part III, p. 104].

108.

Rowland fitz Morishe quit-claims to Piers, Earl of Ormond, and the heirs male of his body lawfully begotten all his right in a parcel of land called Cowreny. Given at Kilkenny.

July 31, 1524.

109.

Paper copy of an indenture between Henry VIII and Gerald, Earl of Kildare, dated August 4, 1524. It is full of curious and interesting provisions with regard to the appointment of officers of state, etc., the enforcement of the English language and dress in the Pale, and the imposing of coin and livery upon the country. The manner and nature of provision of food and drink for galloglass, horsemen, footmen, etc., is especially detailed. This indenture has already been printed in full in the *Calendar of Carew MSS.*, vol. 1515-1574, p. 27.
August 4, 1524.

110.

Indenture between Philip son of Walter Hacket on one hand and Cornelius and Donatus sons of William son of Matthew O'Karran (who is also called Mohany O'Karran) with regard to the lands of Gragfyerik which Philip gave to them in pledge for six horses and sixty sheep, the dower of his sister.

September 8, 1524.

111.

Indenture (in English) made on September 20, in the 16th year of Henry VIII, between Piers, Earl of Ormond, and Gerrot fitz John of Kilmainham, gent., witnesses that—whereas Gerrot was disseised and put out of the castle of Kilmainham by force, and the Earl, going to his help and besieging the same, after resistance took it and restored Gerrot to his rightful inheritance—the latter now in consideration of the Earl's damages grants forty marks to be paid in due course out of the annual rent of Walshesgarden, Corryston and Gort in Fownshynne in county Waterford. Also Gerrot shall not allow any person intending hurt to the Earl or his heirs to enter the castle and shall maintain and assist them against all men, saving his allegiance, and allow them to enter, lodge and sojourn in the castle whenever they think fit. For performance of all which he puts in as "Slane-tiacht" Richard Power, Sir John Fitzgerald and Gerald his son, Prendergast, the Abbot of Inyslawin and their heirs and successors.

September 20, 1524.

Small Butler seal.

112.

Honorina Boteler, daughter and heiress of Redmond junior, son of Redmond le Boteler, with the assent of Donatus Magher, grants to Piers, Earl of Ormond, and Margaret his wife all her right in all lands, moors, pastures, etc., in Gortycwmuske and Corragh Preghan. Given at Killenale.

November 19, 1524.

Seal.

113.

James fitz Maurice "de Geraldinis," Earl of Desmond, grants an acre of land in spiritual almoign for the upkeep of St. Patrick's chapel in the church of the B.V.M. at Clonmel. Given at Clonmel on the 20th day of December in the 16th year of Henry VIII, in the presence of Dermot O'Keve, priest, Richard Wyht, the Earl's constable of Desmond, Thomas O'Kelly, the Earl's justice (*tribunus*) and Donatus O'Hannyn.

December 20, 1524.

The Earl's signet.

[The James fitz Maurice of this Deed is James 10th Earl of Desmond who succeeded his father Maurice as Earl, 1520-1529].

114.

John Mannyn of Kilkenny, son and heir of Thomas Mannyn, appoints Sir Nicholas Motyng, chaplain, his attorney to place Piers Butler, Earl of Ormond, and Lady Margaret his wife, in seisin of all his messuages, lands, etc., in 'le Nyhous.'

December 30, 1524.

115.

Document Relative to the Descent of the Earldom of Ormond.

"The answer of Piers, Erle of Ormonde, to the byll of complaint of Sir Thomas Bulleyne, knight, Vicount Rocheford, and Sir George Sellinger, knight.

"The Erle saith that the bill for divers and manyfould causis aparaunt in the same is in itsilff uncertaine and insufficient to be answered unto, wherunto noo lawe compelleth the Erle to make any answer; neverthelesse by protestacion not knowyng that Sir James Butler, knight, in the byll named, was create and

maad Erle of Ormond by king Edward the thyrd, to enjoye the same name of dignitie to the said Sir James and his heires for ever, and that king Edward the thyrd by his letters patentes gawe and graunted to said Erle x^l. of yerlie rent to be perceyved and taken out of the fee ferme of the citie of Waterford in Irland, as in said bill is submitted; protesting also that Sir James, Erle of Ormond, was not seised of the counties of Kilkenny and Tiperarie and of said x^l. in his demeane as of ffee, or so seised deyed seised, or that said Thomas, Erle of Ormond, was seised in demeane as of ffee of the same name of dignitie and of the counteis of Kilkeny and Tiperarie, or so seised deied seised, or that said name and counties, etc., discendyd to the complainanttes as cousins and heyers to Sir Thomas, late Erle, or that complainanttes ar lawfully entitled and enheritable unto the Erdome and counteis, or ought to have and enjoye same to them and to their heyers as in said bill is submitted.

“ Ffor answer yf he thereunto shalbe compellid saith that Sir Thomas, late Erle, had issue Ane and Margaret, his oonly doughters and heyers, and deyed without having any issue male of his body lawfully begotten, being an lyve, the whiche Ane and Margaret be yet lyving, that is to say, Ane at Annyrye in the counte of Dewnshire, and Margaret at Hever in the counte of Kent, for whiche caas although the contentes of said bill were true, as they be not, yet Sir Thomas Bulleyn and Sir George Sellinger nor any of them have not any maner of title nor cause to complaine in the lyves of ther said mothers, nor the said Bulleyn and Sellinger nor any of them lyving ther said mothers can not be enheritable to any of the premissis by color of any suche pretensid title, nor have noo cause to vex, enquite nor trouble the said nowe Erle of Ormond of and for any the premissis, nor compell him to make to them any maner of answeere of or for the same in any of our souveraine Lord the kinges courttes.

“ And for asmoche as Bulleyn and Sellinger have wrongfully and without any maner of good ground or juste cause molested, sued and inquieted the said now Erle of Ormond, the said Piers prayeth that he may be dismissed out of this honourable courte with his reasonable costes and charges to him to be adjudged for his wrongfull . . con by him in this behalf sustayned and had.”
[circa 1525].

Dorso in later hand: The answer of the Earl of Ormonde (Piers) to Thomas Bulleyne, Viscount Rochford, *circa* 1525. The bills and answer of the heirs general and heirs male of the Earl of Ormond put in by either against other.

116.

Writ of Peter, Earl of Ossory and Lord of the county of the Liberty of Tipperary, to the sheriff of the same, given on Friday after the feast of the Conversion of St. Paul, at the manor of Kiltaynan, to summon juries to enquire into cases. The names of the jurors are returned on a skin attached to the writ and are as follows:

John Everard of Knokanstalyn
 Geoffrey Maclere of Maclereston
 John ' *juvenis* ' de Sancto Johanne of Scadaneston
 Peter Hacket of Balecursy
 Thomas Comen of Tullenean
 James Laffane of Ballingre
 John Butler of Ardemayle
 Edmund Butler of Ballenard
 James Hacket of Kyledmon
 Richard Power of Rathcowle
 Robert Sause of Kylletause
 James Bretyn of Kyllosty
 John Bretyn of Ballenwelly
 John Bremygham of Clonyn
 William Monsell of Fulckstown
 (Three illegible).

January, 1525.

[The deed is in rather bad condition. The year clearly seems to be 16 Henry VIII, *i.e.*, 1525, but it is curious that Piers Butler calls himself only "Earl of Ossory," though formerly he had claimed to be Earl of Ormond].

117.

Notarial instrument dated June 24, 1525, to the effect that in St. Mary's church of Ross in Ferns diocese, there appeared John Ropp, merchant, who asked to have a public instrument made of

evidence on the points that one John Ropp contracted matrimony with Katherine Newell, daughter of Robert Newell of Cloynhen in the abovesaid diocese, and the marriage was solemnised in the parish church of St. Michael in the said town. Sir Maurice Ronan, perpetual vicar of the town of Ross, Peter Young and Robert Walsh give evidence confirming this.

Sign and declaration of the notary, Henry Brymyngham, chaplain.

June 24, 1525.

118.

Treaty made between Piers le Botiller, Earl of Ormond, and Maurice Kavanagh, captain of his nation, called Mac Murrough, for mutual peace and alliance.

By the terms, Mac Murrough releases to the Earl all his right in the Earl's lordship, manor and castle of Arklow and the "tuaths" of Coylenegleragh, Coyleconyn and Moyalin belonging thereto, retaining however a right of entry whenever necessary. The Earl in return grants him for his life the moiety of all rents, services, customs of wood and fish, etc., arising from the town and port of Arklow, also the lordships, rents, services, "caynes" (Irish *cáin*: fines for offences) etc., arising from the three "tuaths" above, rendering yearly to the Earl ten beeves and six cows. He shall not impose galloglasses and "coyny" on the town of Arklow during his life, but it shall be free from all such exactions for a whole year after which for the term of his life he may, on the first night of his coming to the town, quarter twenty-four footmen upon the inhabitants. Maurice undertakes to find security from the Lord Deputy that if he does not perform the above agreement, the eighty marks which, as MacMurrough, he is wont to receive from the Exchequer in Ireland shall be paid to the Earl of Ormond during the life of Maurice. He also undertakes to give over to the Earl of Ormond those eighty marks which he is wont to receive from the inhabitants of county Wexford, if he does not perform all the premisses.

The list of those whom he gives as his sureties for the performance of his side of the treaty contains the names of the chief

men both English and Irish of Leinster, such as the Earl of Kildare and the heads of the principal septs.

August 28, 1525.

MacMurrough seal.

[The latin original of this indenture with a description of the treaty is given in a paper in the *Journal of the Royal Society of Antiquaries, Ireland* (1883-4, pp. 22-23), by the Rev. James Graves, who describes the seal attached to the above document ("sigillum majus") as being identical with an earlier seal used by Donal Reagh Kavanagh, "King of Leinster," in a grant to the monastery of Graiguenamanagh in 1475. This latter seal, which he reproduces, appears to be the largest and handsomest extant specimen of seals used by Irish chiefs.

The pedigree of the MacMurrough family is supplied in a paper by the Rev. James Hughes, entitled *The Fall of the Clan Kavanagh*, in the *Journal of the above society* for 1873, pp. 282-305. By this it appears that the above Maurice is the Murrough (Murchadh) who was king of Leinster from 1522-1531. The friendly relations displayed in this treaty between Maurice and Piers, Earl of Ormond, arose from the fact that they were first cousins through the marriage of Sabina Kavanagh, aunt of Maurice, to James Butler, father of Sir Piers.]

The latin of this important text is as follows:

"Hec indentura facta xxviii^o die Augusti Anno Domini M^oCCCC^oXXV^o et Regni illustri Regis Henrici Octavi xvii^o inter nobilem virum Dominum Petrum le Butler Comitem Ormonie ex una parte, et Mauricium Kevenagh, principalem Dominum ac Capitaneum sue nacionis qui nunc Mac Morohowe vulgariter nominatur ex altera parte, testatur quod predictus Comes et Mauricius volentes hinc inde infallibiles fore amicos de cetero in futurum fecerunt inierunt atque promiserunt perpetuam pacem inter se inviolabiliter absque fraude vel collusionione observare. Et etiam quod adiuvent et defenderent se contra quoscumque committentes vel committi volentes eisdem vel alteri eorum infuturum iniurias gravamina vel dangeria debita fidelitate et legeannciis suis Domino Regi et heredibus suis Regibus Anglie et eorum locumtenentibus sive deputatis terre sue Hibernie semper salvis. Ac eciam quod predictus Mauricius

remisit relaxavit ac omnino pro se heredibus sive successoribus suis imperpetuum quietumclamavit prefato Comiti et heredibus suis totum ius titulum accionem interesse sive demandam que unquam habuit habet sive quouismodo in futurum habere poterit in dominio manerio et castro dicti Comitis de Arcloo necnon in villa portu et terris eidem manerio et castro adiacentibus videlicet Touhe Cole Coyn, Touhe Coylenegleragh, et Thouhe Moyalyn. Ita quod nec prefatus Mauricius nec heredes nec successores sui nec aliquis alius nomine eorum aliquod jus titulum accionem sive demandam aut interesse in predicto dominio manerio castro villa portu et terris predictis exigere vel vindicare poterit sive poterint in futurum set ab omni juris remedio sit et sint totaliter et omnino exclusi per presentes imperpetuum. Demum prefatus Comes volens ut securius dictus Mauricius posset evitare dampna et pericula sibi multociens occurrencia sive contingencia dedit eidem Mauricio cum uxore et filiis eius quod habeant liberum ingressum et egressum castri sive manerii sui predictorum nec non licenciam ibidem expectandi et commorandi quociens talis evenerit necessitas durante vita ipsius Mauricii. Preterea prefatus Comes dedit concessit et hac indentata carta confirmavit eidem Mauricio durante vita sua pro bono ac fideli servicio et auxilio suis eidem Comiti imposterum impendendis dimidiam partem omnium reddituum seruiciorum et custumarum tam piscium et lignorum quam aliorum emolumentorum proficuorum et advantagiorum crescencium sive proveniencium dicto Comiti in eadem villa sua de Arclo sive in portu eiusdem a festo sancti Michaelis Archangeli proximo futuro post datum presencium feodis stipendiis proficuis et advantagiis que constabularius dicti castri sive manerii consueverit habere et levare sibi pro officio suo exercendo dumtaxat exceptis necnon tota ac integra custuma tabularum trabium et aliorum meremiorum cum altera dimidia parte integra dictorum reddituum seruiciorum et custumarum tam piscium et lignorum quam aliorum emolumentorum avantagiorum et proficuorum ut predictum est eidem Comiti semper saluis et reservatis. Ac eciam postmodum predictus Comes dedit concessit et ad firmam tradidit eidem Mauricio durante vita sua predicta omnia dominia redditus servicia fines amerciamenta forisfacturas 'caynes' ac omnia alia proficua et avantagia que debentur eidem Comiti racione

dominii sui in Thohe Coyle Conyn Thohe Coyle ne gleragh et in Thohe Moyalyn reddendo inde annuatim idem Mauricius eidem Comiti heredibus sive assignatis suis ad quodlibet festum Sancti Michaelis Archangeli decem marcas et sex vaccas. Premiso semper quod dictus Mauricius nec aliquis alius pro se imponet super dictas terras de Thohe Coyle Conyn Thohe Coyle neglerah et de Thohe Moyalyn aliquos Scoticos sive Galloglaghis durante vita sua nec etiam imponet super dictam villam de Arclo aliquam impositionem sive 'Coynyew' set sit libera ab omni tali exactione donec unus integer annus a festo Sancti Michaelis Archangeli proximo post dictorum presencium confectionem fuerit completus et finitus. Et quod completo illo anno predictus Mauricius habeat de cetero durante vita sua licenciam sessendi et imponendi prima nocte cuiuslibet adventus sui ad eandem villam xxiiii^{or} pedestres tantum super inhabitantes ejusdem ville pro refeccione illius qualibet prima nocte et non ultra proviso etiam quod prefatus Comes habeat 'wreckum maris' si quid ibidem acciderit semper. Item prefatus Mauricius inter alia convenit et compromisit quod si aliqua controversia sive discencio abinde insurgat inter prefatos Comitem et Mauricium vel si contingat quod sit guerra inter eos quod tunc predictus Mauricius non exigat nec capiat aliquod interesse sive possessionem occasione illius controuersie discencionis vel guerre aut occasione discordie sive alicuius ingrati tudinis in predictis manerio castro villa portu redditibus serviciis custumis et in ceteris premissis nec in aliqua parcella eorundem aliter quam in premissis exprimitur. Ac etiam prefatus Mauricius per presentes firmiter compromisit invenire sufficientem securitatem a domino Deputato dicto Comiti facturam pro solucione illarum octoginta marcarum quas idem Mauricius solet recipere in Scaccario Domini Regis in Hibernia eidem Comiti et heredibus suis durante vita ipsius Mauricii si idem Mauricius non accompleuerit et absque aliqua contradiccione aut fraude non obseruauerit omnia et singula premissa aliquo tempore durante vita sua. Et etiam vult et concedit per presentes forisfacere eidem Comiti illas octoginta marcas quas solet idem Mauricius levare et recipere de inhabitantibus comitatus Weisford et invenire sufficientem securitatem a Senescallo et Justiciario Comitatus predicti de reddicione et solucione predicte summe octoginta marcarum eidem Comiti aut ejus heredibus si idem

Mauricius in aliqua premissorum contradixerit ut predictum est durante vita ipsius Mauricii. Et ulterius tam pro obseruacione premissorum quam pro pacifica tradicionem ipsius manerii castri ac ceterorum premissorum in manus dicti Comitis aut heredum suorum post mortem dicti Mauricii dedit prout per presentes dat nobilem virum dominum Geraldum Comitem Kildarie nunc Deputatum Domini Regis in Hibernia Senescallum et Justiciarium Comitatus Weisfordie Ricardum Poer Edmundum duff m^cDonogho Macvado[c] et suos filios et fratrem Teyg oge Macdaveyez et suos consanguineos O'Moroghow et Donaldum O'Moroghow Willielmum M^cTeyg et suos consanguineos filios Geraldi Kevanagh filios Dermicii Kevanagh filios Bernardi Kevanagh M^cKihoo O'Kerroll, O'More, O'Brin pro omnibus suis consanguineis Episcopum Fernensem et suum clerum Guardianum et ceteros fratres de Ineskorthie cum tota sua religione in fideiussores et 'Slantye.' Et quod idem Mauricius deinde in futurum non denegabit prestare eidem Comiti tot et tantas securitates fideiussores et iuramenta pro tuta obseruacione premissorum que et quantas desiderabit idem Comes. Item partes predicte in maiorem fidem et securitatem omnium premissorum Sanctam Crucem de Oughterlawn cum diuersis aliis sacrosanctis Dei Evangelii corporaliter sive personaliter prestiterunt et iuraverunt. In quorum omnium et singulorum premissorum confirmacionem dictus Mauricius huic parti huius indenture penes dictum Comitem remanenti sigillum suum apposuit. Datum die et anno supradictis."

119.

Thomas Prendregast of Newcastle, gent., Thomas fitz Walter Prendregast, Edmund Prendregast, James Prendregast, Peter son of Richard Butler, Richard son of William Butler, James son of Nicholas de Vale, Gerald Russell, John O'Donyll, Philip Russell, chancellor of Lismore, James Ketyng, Peter son of Thomas Butler and John son of Theobald de Burgo admit themselves each and all bound to Piers, Earl of Ormond, in five hundred and sixty pounds. (The portion of each is named and provisions made for payment).

(In English). "The obligation of the foresaid bond is that Thomas fitz Edmund Butler shall truly accomplish all such

articles as were contained in an indenture of certain ordinances and agreements made between the said Earl and Edmund fitz Thomas Butler, father unto the said Thomas, and that the said Thomas shall make a jointure of Balydrenan and the Rekyll unto Ellenour Butler, daughter unto the said Earl, as the Earl's learned council shall devise and ordain. Also the said Thomas shall during his life well and truly accomplish and observe all the ordinances made between his said father and the Earl as well as the covenants hereabove made, upon performance of which the above bond shall be null and void, otherwise to stand in full force."

November 30, 1525.

Five seals left.

[The above Thomas son of Edmund fitz Thomas Butler would seem to be the man created Baron of Cahir in November 1542].

120.

Hugh, archbishop of Dublin, to the bishop of Ossory. Peter, Earl of Ormond, has notified him that whereas he, the Earl, has been for a long time in peaceful possession of the patronage of the church or Hospital of St. John in Ormond and a clerk of his has for many years peacefully enjoyed it, yet one Hugo, prior of Syrkerane, for a long time has been molesting and disturbing him in his possession. The Earl has appealed to the archbishop. The bishop of Ossory having supported the claim of the prior, the archbishop therefore calls up the case before himself or his Official in St. Patrick's church on the morning of the Purification next following.

January 8, 1526.

Dorso: Concerning a presentation of the vicaradge of St. Johns by Nenagh.

121.

Two Kiblethyn Deeds.

(1) Philip Avere, husbandman, grants to Piers, Earl of Ormond, all his messuages, lands, tenements, rents and services in Kiblethyn, to him and his heirs for ever. Given at Thomastown.

January 10, 1526.

Portion of seal.

(2) David Edward of Thomastown, husbandman, grants to Piers, Earl of Ormond, all his messuages, lands, etc., in Kibblethyn, to him and his heirs for ever.

April 7, 1526.

Seal.

122.

Elena Walshe *alias* Brenaghe, formerly wife of Thomas Purcell of Fowkesrathe, grants to Thomas Butler, son of the Earl of Ormond, a third part of all the lands which belonged to said Thomas Purcell in his life-time and which are due to Elena by reason of her dower, vis. Fowkesrathe, Ballyroo, Culcrayn, Teganagh, Garran ne Parky, Sottounsrathe; also a third part of the farm of Clynystown, to have and to hold to the said Thomas Butler during Elena's life, rendering therefor 26^{s.} 8^{d.} rent yearly. Given at Kilkenny.

April 10, 1526 .

123.

John fitzJohn, smith, with the assent of his son and heir Richard fitzJohn, grants to James Purcell, gent., and Richard his son and their heirs and assigns all his right in 'le litill croft,' 'moche crofte' and another croft on the east side of the gate of the town of Rathcasse.

June 26, 1526.

Seal perfect.

124.

Thomas Purcell, baron of Loughmoe, grants to Piers Botteler, Earl of Ormond, all his lands, tenements, rents, etc., in the town of Ballynure in county Tipperary, to him and his heirs for ever.

July 10, 1526.

Seal.

125.

Manifesto of the Freeholders of Kilkenny, 1526.

“ To all men that this present wryting shall hir, see, or red, be yt knowyne that wheras the Kyngs comisyoners at ther beyng in this land, emong dyvyrs other dyryccions and ordres takyne

by theme, haue ordred that the Erll of Ormond indifferently shold caus every mane within his countre to haue suffycent men of warre after the rate of his land as horsemen and kerne, and in cas the owners of the lands wooll not so do that then the sayd Erll shold cesse men of warre equaly to be ressidnt uppon the saide lands for the defence therof, and yf the said Erll sawe needfull that aholding of other men of were shold be broght into the countre abow the numbre that wer ressydent in the contre, that then he shold have the consent and agrement of the gentlmen and freholders of the contre therunto, which ordre and dyreccion the said Erll immedyat after his departing from the said comissioners exhibited and shewed befor all the gentlmen and freholders of his said contre, and for as moche as the said ordre and dyreccion was strang unto the said gentlmen and freholders and also contrarye to suche customes of retayneyng of people as they have usid at all seasons for ther defence, they wold in no wyse condysend to that dyreccyon but wold that the said Erll shold usse ther defence from tyme to tyme as have done at all other seassons in tymes past except only that the said Erll shold leveray no horsman nore kerne in the contre but only by byll. Item in wyttnes whereof the said gentlmen and freholders have unto this ther agrement sett ther seallys, etc., and this ordre to be kep till the said Erll and the freholders of the contre agre to a better ordre. Wryttin the ix day of August, anno regni Regis Henrici octavi xviii.

“James Shortall, John Grace, Edmond Sleger, Patrick Porsell, James Swythman, Roland Barron, Fulc Den, Walter Walsh, Edmond Blanchfell.”

Endorsed: “An instrum^t made by the free-holders of the Com. of Kilkenny to putt in men of warre for defence of the contry to the Earle of Ormond. Dated the xviii Henrici octavi.”

August 9, 1526.

126.

James Hedyan of Ballybeg in county Tipperary grants to Piers, Earl of Ormond, and Margaret his wife all his lands, tenements, rents, etc., in Rath sax otherwise called Gybbyns-

town and Davidstown in county Tipperary, to them and their heirs for ever.

February 4, 1527.

Seal perfect.

127.

Two Deeds.

(1) Piers, Earl of Ormond, quit-claims to Sir John Tobyn and Sir Nicholas Mothyng, chaplains, and their heirs for ever all his right in Aghnenorlyn, Ballyspelaan, Ballyseskyn, Ballyne-clogh, Molaane, Clonetubrede in the barony of Aghteyre, Dameristown, Rathmynduff, Ballyryn, Ballykylberys lands in Kilkenny, Ballydoyll, Kylcowlan, Eskyr, Ynshebryde, Maggowe, Ballymartyn, Ballynelocan, Kylkormoke, Kylmenan, Cloghmantagh, Casteltowne '*in terris meis vocatis Heneberys landes*,' Glanehe in the half barony of Kylcroone, Ballysallagh, Downomogan, Tullehaught, Corroughmoore, Carrymoyclagh, Fedowne with the mill there, Jeruponde, Rosse nova in the moiety of the grantor's lands called Andrew-landes, also in the other moiety of the same lands and the other moiety of grantor's lands called Kylberys landes, Ballynekyragh '*in le Newehouse*,' Roestown, Downegarvan, Skeanagh, Fowkyscourte, Kylmacoo, Norrevane, Clonetourne, Whittyscourte and Theaghseghre in county Kilkenny; also in all lands, rents, tenements and services which grantor has in Le Boolyk, Ballyhowe, Garryrobbyn, Kylkeran, Ballyntaggart, Garryfynnoke, Ballycoyne, Garyntrey, Typeraght, Garryduff, Kylclyspyne, Lawlestowne, Ballyneknock in villa de Casshell, Ballynewre, Moygorbane, Lyghfyne, Tullaghgoan, Lyssduff, Gybbystowne, Davystowne in the barony of Corkehene, and Burres Leogh with a mill there in county Tipperary; also in all grantor's lands, rents and services in Le Fasagh of Bentre in county Carlow.

February 12, 1527.

(2) Letter of attorney by Piers, Earl of Ormond, appointing Rowland fitz Maurice, baron of Burntchurch (*de ecclesia cremata*), attorney for placing the above chaplains in seisin.

Same date.

128.

Two Archdeacon-Costello Deeds.

Treaty (in English) between Archdeacon and Costello.

(1) " This endenture made at Kylkeny the vi day of April, the yere of our Lord 1527, bytwxt Richard Archedekyn *alias* McCody, of that one partye and Morische Kostallowe of that other party Withnesis that the said Rychard have grant and to ferym yewin for him, his aires and assignes, unto ye said Morische, his aires, etc., Balyrynryhr, Balyelyse and bothe ye Kreganys in Galmoy, the which lyeth in lenthe fro Taloris bothir in the north and unto the foorde of Fowkyscowrte in the south, and in brede hit liethe fro ye streme of Balyelyse in the este unto ye streme of the Crossis in ye weste. To have and to hold ye said landes as they may be markid and merid unto ye forsaid Morische, his aires, etc., to ye terme and end of five yer, payng ye sute of a stang to ye galloglaghis and 11^d. of usuabill mony to ye said Rychard, his aires, etc., for all manner attorities, services and demaundes, so fro yere to yere and terym to terym duryng the said five yere. The forsaid Rychard have recevid in morgage uppon the said landes of ye said Morische ffyftene markes in mony and three gode choyse ' lylaghis.' To have and to holde ye said landes unto ye said Morische, his aires, etc., unto ye tyme that ye forsaid Rychard or his rightfull aires after his decese pay unto ye said Morische, his aires, etc., ye said xv markes and three choise ' liliaghs ' or x^l in gode usuabill mony of Ireland, and when ye forsaid sume is holy paid that Richard or his rightfull aires may enter in ther landes. Provided also that Richard grantith for hym, etc., that ye said Morische, etc., shall have ye hole said landes to feryme to ye term of xxix yer to be fully complete after ye quittance of ye said landes and end of ye forsaid v yer, the terym of xxix yer to begyn as sone as ye morgage is paid. Paying therfor yerly during the morgage the said Morische, etc., unto Richard, etc. 11^d. a yer and ye sute of a stang afor-said, and during ye ferym afterward 11^d. of gode usuabl mony at two termes of the yer, y^t is to say, at Ester and Mighalmas, and ye sute of a stang to ye galloglaghis, and so fro yer to yer and terym to terym during ye ferym for all manner attoritis, services and demaundes.

Provided also if the said Morische, etc., will make any reparaconis uppon the said landes within the fornamyd ferym that ye forsaied Rychard, his aires, etc., shall gyve unto Morische, etc., in recumpence of ye said reparacons as indederent men will award bytwxt them. Also Rychard grantith for him, etc., unto Morische, etc., wodelewe, morerlewe (*sic*) and pasteur to ther bestes uppon Rychard his landes during ye morgage and ferym without any interupcion of Rychard, etc. And also Rychard grantith for him, etc., ye forsaied landes with ther portenences unto ye said Morische to warant, acquite and defend agayne all manner of pepill during ye morgage and ferme. In witnes and record of ye premisses aforsaid to ye partis of ye present endenture alternate eny to othyr hath sette ye sealis, yewin ye date, day, place and monyth aforsaid."

April 6, 1527.

Seal.

(2) Indenture dated at Kilkenny, July 8, 1528, between Richard Archdekin *alias* McCody on one side and Robert Kosdalowe and Morishe Kosdalowe on the other, witnesses that said Richard grants to Robert and Morishe a parcel of lands in Galmoy called Kilkronane and the town of Ballynloghe, which lands extend from the 'bothir' that leads through the town of Langscrosse in the south end to the 'bothir' of Knockane Shanraghe in the north end, and from the ford of the Bawone in the west to the little stream or mere that leads between Monenemoke and Rathleaghe in the east; to have and to hold to said Robert and Morishe, their heirs and assigns, excepting the 'comynys' of said lands that Morishe has in his mortgage of the Kregganys, for a term of five years at annual rent of 2^d. for all manner of actions, services and demands. Said Richard has received of Robert and Morishe in mortgage upon the aforsaid lands 6^l. and 6 milch kine or 'liliaghis' (Irish *loilgheach*).

July 8, 1528.

Seal.

129.

Piers, Earl of Ormond, grants to Walter son of Gerald Blake Butler of Buollydesert in county Waterford, gent., all his towns, townships, lands, tenements and hereditaments of Desert,

Bullydesert, Corregradge, Ballyhenry, Ballycorry, Moyn-corky, Ballygriffyne, Ballyclohy and Tuorrieh, situated in county Waterford, to have and to hold to him and the heirs male of his body lawfully begotten, by service of five shillings and one penny of lawful money of Ireland rent yearly, suit at the court of the Earl's manor of Killsylane, homage and relief.

Witnesses: Theobald son of Edmund Butler, Richard son of Thomas Power and Richard son of Peter Butler.

July 12, 1527.

130.

Inspeximus of letters patent enrolled in the Chancery of Ireland, in these words:

“ Henry VIII King, etc., to all greeting. Know that whereas by our letters patent bearing date September 14 in the 19th year of our reign (1527) We gave and granted to our dear servant John FitzGerald, knight, our manors of Dyamor and Derwer in county Meath for a term of nine years, now We of our special grace have granted for Us and our heirs and successors to our faithful servant James Butler, our esquire-at-arms (*fideli servienti nostro Jacobo le Butiller armigero pro corpore nostro*), the abovesaid manors with all towns, lands, messuages, tenements, rents, services, meadows, mills, waters, wardships, courts leet, view of frankpledge, fines, redemptions, chattels of fugitives and outlaws, waifs and strays and all customs to the same pertaining. To hold from the end of the abovesaid nine years for the term of his life, without rent.

“ Witnesses: Patrick Bermyngham, Chief justice for holding pleas *Coram Rege* in Ireland; Richard Delahyde, Chief justice of the Common Bench of Ireland; Patrick Finglas, Chief baron of the Exchequer; John Richarde, dean of St. Patrick's, Master of the Rolls of Chancery and others. This we have thought good to exemplify at the request of John Elys. We have inspected also the subscription, viz., *per billam ipsius Domini Regis manu sua propria signatam et prefato Cancellario immediate directam de data predicta auctoritate parliamenti*.

“ Given by the hands of Hugh, archbishop of Dublin, Chancellor of Ireland, on the 14th day of September in the 19th year of our reign.

“ *Teste* our very dear cousin Henry, Duke of Richmond and Somerset, of our blood (*de prosapia nostra*), Lieutenant of our land of Ireland, at Dublin, on the 8th day of December in the 21st year of our reign.”

September 14, 1527.
December 8, 1529.

Great Seal of Ireland.

131.

Two Deeds.

(1) Indenture made at Kilkenny between Richard McCode *alias* Astekyne, captain of his nation, and Peter Purcell and Margaret Inhy Egane his wife, witnesses that said Richard has granted in mortgage to the same the fee and two towns (*feodum et duas villas*) called Ballewohyle and Twllewoltene with their appurtenances situated in Galmoy *alias* Goely; to have and to hold to them and their heirs until Richard or his heirs shall pay them fifty-six cows in calf (*fetosas*) and eight nobles (*nobilia*) of good and lawful money which he received from them in pledge and mortgage.

November 9, 1527.

Seal.

[The barony of Galmoy, of which the Irish equivalent is given, is in the north-west corner of county Kilkenny.]

(2) Indenture between Richard McCode, as above, and Peter Purcel, witnesses that Richard has given and granted in mortgage to said Peter, Bawnewallenloghe and all the appurtenances thereof in Galmoy, which are in length between the east gate of the said town and ‘ le Bothyrbraadaghe ’ on the east side and the lands which he holds in pledge on the south side and the moor or Askke on the north side. Witnesses: Thomas Ragtowre, merchant, John Donyll, junior, and James McKode.

December 14, 1529.

Seal.

132.

Thomas, bishop of Kildare, grants to Piers, Earl of Ormond, and Margaret his wife, and Richard son of the said Earl, all his messuages, lands, tenements, rents, etc., in Bushopescourte

near Kilwarnen in county Kildare, to have and to hold for the term of grantor's life.

November 12, 1527.

133.

Inspeximus of a Cloncurry Deed of 1330.

“ Henry VIII by the grace of God of England and France, King, Defender of the Faith, Lord of Ireland, to all, etc., greeting. We have inspected a foot of fine levied in the time of King Edward III in the fourth year of his reign, the tenour of which is as follows:

‘ This is a final concord made in the King's court at Dublin in the Octaves of the Purification of the B.V.M. in the 4th year of Edward III [February, 1330 N.S.] before Master William de Rodeyerd, Dean of St. Patrick's, Dublin, Richard Broun and Henry de Thrapeston, justices of the Bench, and afterwards repeated on the day of Michaelmas for fifteen days in the same year, before Richard Broun and John de Grauntsete, justices of the said Bench, and other lieges of the lord King, between James Le Botiller, Earl of Ormond, and Eleanor his wife, plaintiffs, and Elias Lawles, clerk, defendant, concerning the manor of Cloncurry whereof a plea of convention was summoned between them in the same court, namely that the said Earl recognised that manor to be the right of Elias. For this recognition Elias gave said manor to said Earl and Eleanor and granted it to them in that court, to have and to hold to them and the heirs male of their bodies of the chief lords of the fee by the accustomed services for ever. And if said Earl and Eleanor should die without heir male so begotten, then the said manor shall remain to the right heirs of the said Earl.

‘ And for this grant, surrender, fine and concord the Earl and Eleanor gave to Elias one sore sparrowhawk. Kildare.’

“ We have therefore thought fit to exemplify the tenour of the said fine at the request of Thomas Botiller, gent. In witness whereof we have had these our letters patent made.

“ *Teste* Richard Delahide, Chief justice of our Common bench at Dublin, on the 22nd day of November in the 19th year

of our reign and afterwards diligently examined before the underwritten."

H. Dublin.

Patricius Bermyngham, justice.

Sir Barth Dyllon, Kt., justice.

February, 1330.

November 22, 1527.

Great seal.

[The Great seal appended is in almost perfect order, but seems to be that of Richard III taken from the matrix of an earlier seal.]

134.

Richard Dolard, son and heir of Robert Dolard, grants to Piers Butler, Earl of Ormond, and Margaret his wife, all his town of Gostardeslands, Redwod and Sceghanagh, to have and to hold to them and their heirs for ever.

February 3, 1528.

Seal.

135.

Indenture between Piers, Earl of Ossory, and Margaret his wife, on one part, and Edmund son of Walter Tobin on the other, witnesses that Edmund with the consent of James son of John son of Walter Tobin, his cousin, has granted to the said Earl and Countess the town of Roscumen in county Kilkenny, which town the said Edmund has in mortgage for forty marks of the said James. (Provisions for carrying out the conveyance follow; in case of dispute the baron of Barnchurche and the Baron of Brownesford are to be called in).

Witnesses: David, baron of Brownesford, Sir James Baron and Sir David Boyser.

[No date but probably after February, 1528, when Sir Piers was created Earl of Ossory].

136.

Agreement between King Henry VIII, Lady Anne St. Leger, Lady Margaret Boleyn, Thomas, Viscount Rochford, Sir George St. Leger and Sir Piers Butler and James his son touching the title and inheritance of the Earldom of Ossory.

“ This endenture tripartide made betwene oure soueraigne lord Henry the eight by the grace of God King of Englande and of Fraunce defensor of the feith and Lord of Irlond of the oon partie | and Dame Anne Seyntleger widow and Dame Margaret Boleyn widowe daughters and heires of Thomas Boteler knight, late Erle of Ormond, and the right honorabill Thomas Vicecount Rocheforde son and heire apparant unto the seid Dame Margaret, and Sir George Seyntleger knight son and heire apparent to the seid Dame Anne on the second partie | and Sir Piers Boteler, knight, cosyn and heire male to the seid Thomas late Erle of Ormonde, and James Boteler esquier son and heire apparaunt to the seid Sir Piers on the thrid partie | witnessith that where dyvers contencioons and variaunces hertofore have ben movid and resyn bittwene the seid Dame Anne and Dame Margaret and the seid Vicecount and Sir George on the oon partie and the seid Sir Piers Boteler and Jamys his son* on the other partie aswell for and upon the right and interest of the honour title style and dignite of the name of the Erle of Ormond as of and upon the right title enheritaunce possession and occupacion of the honours castelles manours landes tenementes rentes servuces annuitiees and other possessions and hereditaments which were of the seid Thomas late Erle of Ormond in demeane possession or in use within the lande of Irlond | the same Anne, Margaret, Thomas and George, and the seid Pyers and Jamys, by the mediacion and direccion of the moste reverend Fader in God Thomas lord Legat *de latere* and Cardinall Archebisshop of York and Chaunceler of Englund, ben accorded condenced and agreed of and upon the premysses in manner and fourme folowing, that is to say eyther of the same two parties to the other graunteth and agreeth by this present endentur to our seid soueraigne lord that the seid honour tytle style and dignite of the name of the Erle of Ormond and the annuite of ten pounds of the fee ferme of the citie of Waterford in Irlond graunted lymtyed or assigned for mayntenaunce of the same shalbe from hensforth clerely and intierly at the disposicion pleasure and will of oure seid soueraigne lord and of his heires. And the seid Piers and

* Abbreviated subsequently to Anne, Margaret, Thomas, George, Piers, Jamys.

Jamys for them and their heires by this present indenture utterly renouncen and disclaymen to have any right title enheritaunce or demaund of to or in the same honour name title style and dignite or of or in the seid annuite of 10^l. And moreover the seid Piers and Jamys by this indenture couenaunten and agreeen that they and eyther of them at all tymes hereafter shall doo and suffer to be done made and conveyed all and whosomeiver actes and matiers which hereafter shalbe resonably requyred and devised by oure seid soueraign Lord the King or his honorabill counsell for the ferder renunciacion disclaymor eviccion and exclusion of the same Sir Perse and his heires of and from the same honour name title style and dignite of the seid Erledom of Ormond, and of and from the seid annuite of ten pounds. And the seid Anne and Margaret by this present endenture surrender and yeld up unto our seid soueraign lord the King and his heires the seid honour dignite and name of the Erle of Ormond and the seid annuite of 10^l, which renunciacion surrender and yelding up of the same honour title style and dignite and of the seid annuite our seid soueraign lord the Kyng by this Indentur is contented and pleasid to accept and take to be had to our seid soueraign lord the Kyng and his heires from and ageynst the seid Anne and Margaret and the seid Pyers and their heires for ever. And where the seid Pyers at the tyme of making of these Indenturs doth demaund and claymeth to haue to hym and to the heires males of his bodie lawfully begotten the mannours of Cloncurry and Turvy with ther appurtenaunce in Irland by reason of two sundry gyftes therof made by fynes levied at Dublin in the Utas of the Puryficacion of our lady saint Mary in the 14th yeare of the reign of King Edward the thryd after the last conquest of Irlond to Jamys Boteler then being Erle of Ormond and Alianore his wife and to the heyres males of the bodies of the same Erle and Alianore comyng—to whom the seid Sir Piers pretendith and affermyth hymself to be next heir male and to be rightously enheritable to the seid two mannours as heir male by force and forme of the seid fynes—the seid Anne, Margaret, Thomas and George couenaunten and graunten by this endentur that the seid Pyers and his heires males shall peasibly haue hold and enioy from hensforth the seid two manours, any clayme interupcion impedyment lett or contra-

dicion of the seid Anne, Margaret, Thomas and George or of any of theym or of any of there heires or assignes therunto to be had or made contrary to the forme and effect of this present endentur [notwithstanding]. And the seid Sir Pyers and Jamys couenaunten and graunten by this present endentur that the seid Anne and Margaret and their heires from hensforth shall peasibly haue hold and enioy the castells honours and manours of Carrykmagryffyn Roskre Kylkenny Balygawran Knoktoogher Russh Balyskadan Blakcastell Oghterin Oghterrard Castell Warnyng Arcloo Tullaghfelym and the Barons Inne in Dublyn and all other castelles honours lordships landes tenementes and advowsons, knights fees rentes reversiones possessions and hereditaments what so ever they be whiche were the seid Thomas late Erle of Ormondes or any of his ancestors or any person or persons to his or their use in the seid londe of Irlond withoute any clayme interrupcion impedymnt lett or contradicion of the seid Sir Piers and Jamys or any of theym their heires and assignes or the heires or assignes of any of theym contrary to the forme and effect of the seid indentour. And the seid Anne, Margaret, Thomas and George by this present Indentur dimise graunt and lett to ferm to the seid Sir Piers Butler and Jamys the castell of Kylkenny and the manors of Balygawran Knoktoogher and all other manors lordships landes tenementes and hereditamentes lying in the counties of Kylkenny Typerare and Ormond on the west part of the river of Barowe in the seid lond of Irlond with all and singuler ther comodities profittes preeminences liberties frauncheses and other ther apportenaunces which were part of the enheritaunce or heritage of the seid Thomas late Erle of Ormond and his auncestors or of any other person or persons in his use at the tyme of his decease on the west part of the seid ryver of Barowe. Except alwey forprised and reserued to the seid Anne, Margaret, Thomas and George their heires and assignes the seid maners and lordships of Carrykmagryffyn and the castell and maner of Roscree with all and singuler their membris and apportenances, and except forprised and reserued to the seid Piers and his seid heires males in fourm abouewriten the seid maners of Cloncounry and Turvy whersomever they or any part of theym is or be in Irlond as foreseid. To hold and occupie all the seid maners londes tenementes and other

the premisses dymised and letten by this endentur to the seid Piers and Jamys his son their heires executors and assignes from the feast of the Annunciacion of our lady seint Mary next comyng unto the end of the terme of thritty yeres from then next ensuyng and fully to be expired. Yelding and paying therfore yerly during the seid term of 30 yeres to the seid Anne and Margaret and to their heires and assignes forty poundes of lafull money of Englund in the feastes of Seynt Michell the Archangell and the Annunciacion of our lady seint Mary or within two monythes next ensuyng eyther of the same feastes upon the font sett and being in the body of the cathedrall church of Seint Paule in the cite of London in Englonde by evyn porcions yerly to be paied. Neverthelesse it is couenaunted and agreed bitwene the seid parties that if and whensomevir the seid Piers his heires executors or assignes having and possesing the premisses letten by this endentur gife playne and perfitt notice and warnyng unto the seid Anne and Margaret or to eyther of theym, or to any heire or eyther of theym being of full age and oute of warde and enheritable to the seid premisses letten by this Indentur or any part therof, that he or they so having or possesing the same will no longer or ferder haue occupie or possese the same by vertu of this present leas than unto the end of ony thre yeres concurrant of the seid terme of 30 yeres fully to be expyred after such notice and warnyng yevyn, that immediately from and after the end of these thre yeres this present leas shall utterly cease and be determyned. Also it is couenaunted and agreed bitwene the seid parties that if at any tyme within the seid terme of 30 yeres the seid premisses letten by this Indentur and the other maners londes and tenementes named or hereafter to be named or specified in this endenture and being agreed reputed and takyn to be the enheritaunce of the seid Anne and Margaret shall fortune to be alienated in fee simple by exchange sale bargayn recouere fyne or otherwise to our seid soueraign lord the King, or to any of his heires or successors kinges of Englund for the tyme being, or to other person or persons to the use of any of theym withoute fraude or collusion in that behalf to be had or used, that than in the next end of the yere ensuyng after such estate alienacion exchange or bargayn made or conveyed aswell the seid lease of the premisses as all other like leases graunted

by this endentur hereafter to be made or other maners in this Indentur under writen—yf any other such lease or leases shall happen to be made—shall utterly cease and be determyned yf hit shall please the kynges highnes or the seid other kyng then so to haue the seid leases to cease and determyn. And furthermore the seid Anne, Margaret, Thomas and George ioyntly and souerally for theym their heires and executors couenaunt and graunt by this endenture that if the seid Piers and Jamys or any of their heires within the seid terme of 30 yeres by his or their polycie power or otherwise do opteyn receve get or possese any moo or other maners londes tenementes or hereditaments then be specified or mensioned in the endentur—lying or being in the seid lond of Irlond on the seid west part of the seid ryver of Barowe oute of or frome the handes or possession of the Irysshe men comenly called the wild Irysshemen, with other maners londes tenementes or hereditamentes that of right shuld be or belong in possession or in use to the seid Anne, Margaret, Thomas and George or to any of theym as the enheritaunce of theym or any of theym by any right or lafull title and be not now in the possession of any of the same Anne, Margaret Thomas and George nor in the possession or at the disposicion of the seid Piers—the same Piers and Jamys their heires and executors shall possese haue and enioy all those such maners londes and tenementes so gotten opteyned and recouered unto the end of the seid term of 30 yeres withoute any more or other rent or ferme therefore to be yelden to the seid Anne, Margaret, Thomas and George or to the heires of any of theym duryng the seid terme of 30 yeres then oonly the seid rent of forty poundes to be yelden and paied in fourm abouewriten.

And the seid Pyers and Jamys for theym and their heires and executors couenaunten by this endentur that the seid Anne and Margaret, Thomas and George and the heires of euery of theym shall peasably haue hold and enioy from hensforth for ever the seid castell honour and lordship of Carrykmakgryffyn and also the maners and lordships of Erkelogh and Tyllogh lying and being in Irlond aforesaid on the east part of the seid ryver of Barowe, and all and other singuler castelles maners londes tenementes rentes advowsons of churches courtes letes and other whatsoever hereditamentes lying or being in Irland aforeseid on the east part of the seid ryver of Barowe, with all

and singuler profittes comodities liberties and frauncheses and other ther apportenaunces to the same apperteyning which were the enheritaunce of the seid Thomas late Erle of Ormond or any other his auncestors in demeane reversion or in use by discent purchesse or otherwise, without any molestacion disturbance lett impedymnt clayme or contradicion therunto to be made or attempted by the seid Pyers and Jamys or by the heires or assignes of eyther of theym or by his or their procurement or incitacion contrary to the tenor forme and effect of this present indenture. Excepted alwey forprised and reserued to our seid soueraign lord the King and his heires the seid honour name and dignite of the Erle of Ormond and the seid annuite of 10^l. of fee ferm of the seid citie of Waterford, and excepted and reserued unto the seid Piers and to the heirs males of his body comyng the seid maners of Cloncurry and Turvy whersoever they or any part of theym is or be in the seid londe of Irland. Neuerthelesse the seid Anne, Margaret, Thomas and George couenaunten promitten and graunten by this present Indentur that they upon resonable communicacon bitwene theym and the seid Piers and Jamys herafter to be had shall demise and lett to ferm to the seid Piers and Jamys the seid Maners and lordships of Erkelow and Tyllogh for such resonable term of yeres—to begyn immediatly next after the end of oon hole yere next ensuyng the seid feast of the Annunciacion of oure Lady next comyng—for such resonable yerly rent as shalbe agreed bitwene the seid parties. Provided alwey and by this present Indentur condenced graunted and agreed bitwene the seid Anne, Margaret, Thomas and George for there part and the seid Piers and Jamys for their part for theym and the heires of eny of theym that notwithstanding any thyng in this Indentur abouewriten it shalbe lefull to eny person of the same two parties aboue named and to the heire and heires of the same person within the seid term of 30 yeres from tyme to tyme to demaunde make clayme and proff by mater of record of or in any of the Kynges courtes in Englund or Irlond or by true and lafull evidence or evidences being writen that the same person so pretending to make demaund clayme or proff hath or than shall haue ageynst any other person of the other of the seid parties or his heires true and iust right and title to haue or enherite any of the seid castelles maners londes

tenementes and other the premisses abouewriten contrary to the right estate possessions of enheritaunces therof by this Endentur before declared agreed graunted or affermyd | and that notwithstanding such pretens of demaunde clayme or proff so to be made by eny person or persones aforeseid, all and singuler couenauntes grauntes and agrementes abouewriten of the parties beforenamed in euery article part effect and clause therof shall percevir continue and take full effect and shalbe obserued and kept betwene the seid parties and euery of theym their heires executors and assignes aswell by contynuaunce of astate possessions and enheritaunces as by payments and receyvinges of rentes and fermes and otherwise in euery thyng in maner and fourme abouewriten unto such tyme as the seid demaund clayme or proff to be pretended as is aforeseid shalbe playnly and fully declared showid and exibited unto and before the lord Chaunceler of Englonde and the two cheif Iustices of the Kinges Benche and Comen place in Englonde for the tyme being. And that their opynyons direccions decrees and ordnaunces therupon be signified and declared unto the seid parties so contending by writinge indented to be sealid with the seales of the seid lord Chaunceler and two cheif Iustices for the tyme beinge and that euery of the seid parties so contending and their heires shall stonde and obey to all and euery such opynyons direccions decrees and ordinaunces so to be made and declared as to a fynall iugement and determination in that behalf foreuer. And that frome and after the seid term of 30 yeres exspired and past euery person of the seid two parties abouenamed and euery of their heires shalbe utterly excluded and forclosed for euer to demaund clayme or showe ageynst any other person of the other of the seid parties or his heires any right title demaunde or use by any mater in writing mater of record mater in lawe or in conscions or otherwise growen or having begynnyng before the making of the Endentur, wherby any of theym ageynst the other shall or may object haue demaunde or clayme any benefite or aduantage or any other thyng contrary to the couenants and agrements made and graunted by this Endentur bytwene the parties before named. Provided alwey that neyther of the seid two parties nor the heires of any of theym at any tyme hereafter shall from hensforth make any clayme title pretens or

demaunde to the seid honour name style title and dignite of the name of the Erle of Ormond nor to the seid annuite of 10^l nor to any part or parcell therof by ony right or title growen or had before the date of thes presentes. In wisse wherof to oon part of theis present Endenture remaynyng with the seid Sir Piers and Jamys the seid Anne, Margaret, Thomas and George haue put ther seales. And to another part therof abidyng with the seid Anne, Margaret, Thomas and George the seid Piers and Jamys haue put ther seales. And to the thrid part of the seid Indentur remaynyng in the Chauncery of our seid soueraigne lord eyther of the same two parties have put their seales. And to euery of the seid two parties of the same Indentur seuerally remaynyng with the seid Anne, Margaret, Thomas and George, Piers and Jamys oure seid soueraign lord hath put to his signe. Dated the 18th day of February in the nynetene yere of the reigne of oure seid soueraigne lord Kyng Henry the eight."

Signature of the King at left hand top corner.

Signatures of Anne Seyntleger, M.B., T. Rocheford, George Seyntleger at foot of document.

T. Cardinalis Ebor.

February 18, 1528.

Four seals: worn away.

This important deed may be summarised thus:

An indenture between Henry VIII, Dame Anne Seyntleger, Dame Margaret Boleyn, Thomas, Viscount Rocheford, and Sir George Seyntleger, of the one part, and Sir Piers Butler and James his son, of the other, witnesses that whereas contentions have arisen between Dame Anne, etc., and Sir Piers and James as to the title of Earl of Ormond and the castles, etc., belonging thereto, the two parties, by mediation of Thomas, Cardinal archbishop of York, agreed upon the following:

That the title, etc., of the Earl of Ormond and the annuity of ten pounds shall be at the disposition of the King.

That Piers and James shall renounce all right to the title and annuity and agree to do any acts required by the King for their further exclusion from the title, etc.

And Dame Anne, etc., shall surrender the title and annuity to the King, which he accepts.

And whereas Piers claims the manors of Cloncurry and Turvey by two gifts made in the fourth year of Edward III to James Butler, then Earl of Ormond, and his wife and their heirs—to whom Sir Piers claims to be heir—Dame Anne, etc., consent that Piers and James shall hold these two manors.

Piers and James consent that Dame Anne, etc., shall hold the castles of Carrickmagriffin, etc. (named) which belonged to Thomas, late Earl of Ormond, without any impediment of Piers; and Dame Anne, etc., grant to Piers Kilkenny castle and the manors of Gowran, etc., (named) in Kilkenny, Tipperary and Ormond on the west part of the river Barrow,—reserving however to Dame Anne, etc., the manors and castles named,—to have and to hold for thirty years, paying therefor to Dame Anne, etc., forty pounds upon the font in St. Paul's church in London. Agreed also that if Piers give due notice to Dame Anne, etc., that he no longer wishes to occupy the same castle and manors unto the end of any three years, then this lease be determined, and that if the premisses are at any time alienated by sale, etc., to the King, then the lease be determined at the King's pleasure.

And Dame Anne, etc., grant that Piers, if he get possession of any other manors than those mentioned, shall have these to the end of the thirty years term without any more rent than the forty pounds.

And Piers and James also consent that Dame Anne, etc., shall hold for ever the castle of Carrickmagriffin, etc., without any molestation by Piers, reserving to the King however the title of Earl of Ormond and the annuity of ten pounds, and to Sir Piers and James the manors of Cloncurry and Turvey.

Nevertheless Dame Anne, etc., grant that upon reasonable communication between them and Piers, they will let to him the said manors named, for such reasonable terms and rent as shall be agreed upon.

Also it shall be lawful for any person of the two parties within the above thirty years to claim in court or by written evidence that the same person so pretending to make claim has against any other person true right and title to have and inherit any of the castles contrary to the right and estate made thereof by this indenture declared, and that notwithstanding such claim all grants abovementioned of the parties shall continue until the

said claim shall be plainly declared before the Lord Chancellor of England, etc., whose opinions being declared unto the parties by writing, the said parties shall obey such opinions as a final judgment.

And after the term of thirty years has expired, every person of the two parties shall be excluded from making claim against any other person, provided that neither of the said two parties shall make any claim to the title of Earl of Ormond or to the annuity of ten pounds.

137.

Deed of February 23, the nineteenth year of Henry VIII, to the effect that Piers Butler, Earl of Ossory, has granted to Thomas, Viscount Rochford, an annuity of 10^l.

Signature and seal of Piers Ossory. Portion of seal of Piers.

February 23, 1528.

138.

Two Purcell Deeds.

(1) Robin (Robinetus), son of Thomas son of Philip Purcell of Foulksrath in county Kilkenny, quit-claims to James, son of said Philip, all his right in the towns of Cowlcrahyn, Rowystown and Synganaghe. In witness whereof he has set his seal; witnesses present being Geoffrey Roth, Sovereign of Kilkenny, Richard Roth, Thomas Mothyll, John Walshe and Thomas Shee, burgesses of the same. And because his seal is to many unknown, he has procured to be set the seals of the office of the Sovereign of Kilkenny, and of Brother Richard Clyntoun, of the order of Minorites, professor of Theology and Guárdian of Leinster (*unacum sigillo fratris Ricardi Clyntoun ordinis Minorum professoris Theologie et Custodis Lagenie*), and of Master James Cantwell, Official of Ossory. Given at Kilkenny on February 25, in the year 1528 and the 19th year of Henry VIII.

February 25, 1528.

Four seals complete; one is of the Sovereign of Kilkenny and one of Friar Clyntoun.

(2) The above Robin admits himself bound to James Purcell in one hundred pounds of current money, witnesses present being Donald Calan, Minister of the Friars Minor of Ireland, Master James Cantwell, Richard Clyntoun as above, William Kely, Guardian of the town of Kilkenny, Peter Cantwell, John More, John Fenyll and Richard Hoen.

Same date.

139.

Letters patent of Henry VIII granting lands, etc., to Piers Butler, Earl of Ossory.

(1) By these the King grants to Peter Butler, knight, Earl of Ossory, and the heirs male of his body lawfully begotten "all and sundry the lands, castles, tenements, meadows, pastures, woods and lordships with all their appurtenances which he or they may conquer, acquire or recover in the whole lordship or county of Ossory in Ireland and every parcel thereof now in possession of the Irish, in which We or any of our faithful subjects have no possession, interest, claim, title or right; to have and to enjoy all the abovesaid lordships, etc., to him and his heirs as above by our gift and grant for ever, holding of Us in chief by military service. And further whereas James, Earl of Desmond, wrongfully by intrusion detains our castle and manor and lordship of Dungarvan in county Waterford and because the said Earl Peter and his son and heir James have faithfully promised that they will diligently conform themselves in all ways and manners as they best may according to their power for the recovery of the said castle, manor and lordship to our possession, seisin and use We therefore in remuneration of all their labours and expenses sustained in this part, of our abundant grace have constituted, assigned and ordained by these presents the said Peter, Earl of Ossory, to be seneschal, constable and governor of our manor and castle of Dungarvan. And for the exercise and government of said office We have given and granted him the fee of one hundred pounds sterling, to be received annually from all the rents and profits, etc., of the same. To have, hold and enjoy the said office of seneschal, constable, etc., of the castle of Dungarvan, together with the

annual fee of one hundred pounds sterling to be raised and levied in the form aforesaid. And after the decease of the said Peter, We will and grant that the said office of seneschal with the above fee shall remain to James, the son and heir of Peter, for his life in the above form. And after his death to the son and heir male of the said James during the life of that son, and after his death to revert to Us and our heirs for ever. Provided always that if the issues and profits of the said manor and castle amount to more than one hundred pounds sterling *per annum* then Peter, his son James, and the son of James shall render account thereof to our Exchequer of Ireland. Provided always that this grant shall not take effect until the said castle, etc., of Dungarvan shall be recovered to our possession and seisin by the abovesaid Earl and his son James.

“ In witness whereof We have had these our letters patent made.

“ Witness Ourselves at Westminster on the 26th day of February in the 19th year of our reign.”

February 26, 1528.

*Per ipsum regem et de
data predicta auctoritate
Parliamenti.*

Countersigned: Pexsall.

(2) Inspeximus of the above deed dated at Dublin on the 10th day of December in the 34th year of the reign.

Teste Antony Sentleger, Deputy of Ireland.

Countersigned: Cusake.

December 10, 1542.

Portion of Great seal.

140.

Grant by Thomas, Duke of Norfolk, to Piers, Earl of Ossory, of lands in Carlow.

“ Be it known to all theym that these presentis here or see that we, Thomas, Duc of Northfolke, Tresurer of Englande, have demysed and let to terme to our right honorable cousin Piers, Erle of Ossory,oure manour and lordship of olde Rosse, with all the appurtenaunces, in the countie of Carelagh, alloure

manours, landis, rentis and services with their appurtenaunces, woddes, pasturis, medowes, mylles, weeris and other comoditis to us of right apperteynyng in all the Fasagh of Bentire in Odrone and elswheir, from the bridge of Leghlyn to newe Rosse and from thense to the See, and also from new Rosse to Ynyscorty, togidders with the manour, castell and lordship of Fernes, Tymoling, the great ilande called Durbardisyland, and the litill ylande, with all the profittis and comodities of the same, all our landis, rentis and services in newe Rosse with the myll and fery there, and all other profittis and comodities to us apperteynyng within the said towne of newe Rosse and the franchises of the same within the lande of Irlande. To have and to holde all and enjoy the said manours, lordships, etc., and all other the premises of the said Erle, his heires and assignes, for the terme of fyve yeres next immediatly ensuyng the date herof fully to be completed. The said Erle, etc., yelding and paying to us yerely for the same twenty poundis sterling at the feastes of Saint Michell tharchangell and Ester by evyn porcions during the said terme. Provided always that no parcell of the lordship of Carelagh passe by lees, but that the castell and lordship of Carelagh with all and singuler the membris and appurtenaunces of the same remayne entirely to the possession and disposicion of us and our heires.

“ In witenesse of all the premisses we have set hereunto our seale and signe the xx th day of Marche, the xix th yere of the reigne of oure souverain Lorde kinge Henry the VIII.”

T. Norfolk.

March 20, 1528.

141.

Indenture dated at Waterford on the feast of Easter, 1528, between Nicholas Purcell, merchant, of Waterford, and Richard Bussher and Harry Gall, of the same city, merchants, witnesses that said Nicholas grants a weir called Purcell's weir in Rosse water by the Great Island; to have and to hold to said Richard and Harry for a term of ten years at annual rent of forty pence.

Witnesses: Patrick Walch, Nicholas Walch, Pers Whit,

Margaret and Jowan Ward, and Sir Harry Walch, notary public.

Dorso: Dunbary island.

April 12, 1528.

142.

Three Bathe deeds.

(1) Indenture made at Waterford between Piers, Earl of Ossory, and Bartholomew Bathe, son and heir of Richard Bathe, witnesses that the Earl shall bear all costs that may be sustained by Bartholomew in the plea, suit and recovery of such lands as he pretends title to in county Dublin against the heirs of Walter Bathe, and that Bartholomew shall assure a sufficient estate unto said Earl and his heirs of the lordship, manor and lands of Laundeistown, with all commodities and profits belonging thereto, and of 4^l. yearly rent in the lordship or lands of Balmadroghe within said county.

And as Bartholomew's seal is to many unknown, the mayor of Waterford has at his request set hereto the seal of his office.

June 8, 1528.

Seal of mayor of Waterford, and
that of Bathe.

(2) Bartholomew Bathe admits himself bound to the Earl of Ossory in 400^l. lawful money of Ireland.

June 11, 1528.

(3) Bartholomew Bathe, son and heir of Richard Bathe of Laundiston, county Dublin, grants to Sir William Ledy, chaplain, all his lands, tenements, rents, etc., in Laundiston, to have and to hold to him, his heirs and assigns for ever of the chief lords of the fee, etc.

December 6, 1528.

Seal.

143.

Indenture dated at Kilkenny on July 4, the 20th year of Henry VIII, between Piers, Earl of Ossory, and Margaret, Countess of Ossory, on one side, and Richard, son and heir of

Richard Archedeken, alias Mc Hodo (Mc Cody), witnesses that whereas said Richard has made feoffment with warranties to said Earl and Margaret and their heires of divers meases, lands, etc., in county Kilkenny, said Earl and Margaret now agree that in the event of their recovering said lands against said Richard by force of said warranties they shall take as much land as two men chosen by both parties may award.

July 4, 1528.

Seal.

144.

“ Indenture made on the 25th day of January in the 20th year of the reign of Henry VIII witnesses that it is agreed between the right noble Piers, Earl of Ossory, the King’s deputy in Ireland, on the one part and Sir Thomas fitzGerald, knight, brother of the Earl of Kildare, on the other, that whereas the said Sir Thomas, by reason of certain intelligence had with O’Conoghour [O’Connor Faly], contrary to his allegiance, permitted and suffered said O’Connor and his adherents to invade, rob and destroy divers of the said King’s subjects within this land of Ireland in the English Pale, and as the said Sir Thomas is now sorry and repentant for his misdemeanours, therefore he covenants and by these presents binds himself to be true and faithful to our sovereign lord the King from henceforth all the days of his life, and always to take part with the King and his deputy and deputies for the time being against all manner person or persons of whatsoever estate, or degree, English or Irish. Also he shall to the best of his power prevent any hurt, damage or prejudice being done to the King, his deputy and deputies, and all other the King’s subjects; and should any injury be done which he cannot prevent he shall give and send particulars to the King, etc., and endeavour himself to redress the injury as far as is in his power and according as is thought best by the Deputy or King’s council. And for the trust which the King’s deputy has in Sir Thomas he promises to write, with the advice of the King’s privy council, unto the King in favour of Sir Thomas to obtain pardon for the offences committed. And also Piers, Earl of Ossory, and the said Sir Thomas shall take each other’s part in all lawful causes and matters concerning themselves during

their lives, against all manner of people, whether the said Piers be deputy or not, their duty and allegiance to the King and his deputy alone excepted. For the performance of all which premisses the said Deputy and Sir Thomas were solemnly sworn upon holy and great relics.

“ In witness whereof the Deputy and Sir Thomas have interchangeably set their seals, the day and year above specified.”

January 25, 1529.

145.

Indenture between Katerine Benet of Rossponte, daughter and heir of James Benet, brother of John Benet, of the same, on the one side, and Sir Nicholas Motyng and Sir William Lecy on the other, witnesses that whereas by a deed of the same date said Katerine has granted all her messes, lands, etc., in the town and suburbs of Rossponte and in the counties of Carlow, Wexford and Kilkenny, to have and to hold to said Sir Nicholas and Sir William and their heirs for ever, said Katerine now agrees that Sir Nicholas and Sir William shall be seised of said lands to the use of Sir Piers Butler, Earl of Ossory, and Dame Margaret FitzGerald.

April 10, 1529.

146.

Indenture made at Waterford between Katherine Casshyn, daughter and heiress of William Casshyn, burgess of Carrickmagriffin, county Tipperary, on one side, and William Maddan and [his wife] Joan Walch, on the other, witnesses that said Katherine has granted to William and Joan a stone house in Carrick situated between the street in the north and the Suir on the south, and between Katherine's lands in the east and Harry Neyll's lands in the west. To have and to hold said house to William and Joan and their heirs for a term of forty years, paying 6^s. 8^d. annually at Waterford.

Dated at Waterford in the presence of Sir Harry Walch, notary, and Thomas Waddyng, merchant of that city. And

because the seal of Katherine is to many unknown, the notary has added his seal and sign manual.

Signature: Sir Harry Walch, notary.

June 20, 1529.

Seal (H.W.)

147.

Walter Cardyff of Brymore, county Dublin, gent., admits himself bound to Piers, Earl of Ossory in 100^l of Irish money.

July 18, 1529.

Seal.

148.

Two Kilbreanyn grants.

(1) Meiler Cantwell, lord of Killines, for a certain sum of money paid in hand, grants to Piers, Earl of Ossory, and Margaret his wife, all his messuages, lands, etc., in Kilbreanyn and Mosslath in county Tipperary, to have and to hold to them and their heirs for ever. Given at Kilkenny.

August 22, 1529.

(2) Maurice Brit of Kyllenale grants to Piers, Earl of Ossory, and Margaret his wife, all his messuages, lands, etc., in Kilbreanyn in county Tipperary to them and their heirs for ever. Given at Kilkenny.

Same date.

Seal.

149.

Treaty between the King and Piers, Earl of Ossory.

Indenture dated the 4th day of November in the 21st year of the reign between King Henry VIII and Piers Earl of Ossory, witnesses that the King by the advice of Sir William Skeffington, his counsellor and commissioner in Ireland, the Lords Chancellor and Primate and others of the Council, has committed to the said Earl the order and governance, under the King and his Lieutenant Lord Henry, Duke of Richmond and Somerset, of the counties of Kilkenny, Tipperary and Ormond in following form.

“ The Earl, with others appointed by the King’s commissioner and council, shall be Justice of Peace within said counties during the King’s will and pleasure, and shall endeavour himself to keep sessions quarterly, or more often if need shall require, in those counties, and shall see that justice is administered there according to the order of the King’s laws and the laudable customs and usages of this land as nigh as he may, and shall defend the King’s subjects within said shires to the uttermost of his power. Further, the Earl shall not retain any lord, knight or gentleman in said counties upon his private peace or bond otherwise than for resisting invasion by or for punishment of the King’s English or Irish rebels or for defence of the King’s subjects, but all the lords and inhabitants of said counties shall be upon the King’s peace and that of his lieutenant and deputy for the time being.

“ And in case any dissension, discord, or debate hereafter shall arise or be moved between Earl Piers and the Earl of Desmond, or between their kinsmen, servants or adherents, for title of land, robbery, murder, trespass or otherwise, the Earl of Ossory shall not avenge, nor suffer any other to his power of the said counties to avenge the same, but shall send to the Earl of Desmond to the intent that they twain by their good policies and wisdoms lovingly shall see a reformation thereof. And if they will not or may not so do, he that is grieved shall advertise the King’s council, and thereupon shall obey and perform such order as the same shall devise betwixt them in that behalf, so that they shall eschew and avoid all causes of dissension and hurts that might follow betwixt them by the contrary doing. And moreover, if it shall happen that the Earl of Desmond at any time hereafter shall need the help of the Earl of Ossory against any of the King’s Irish or English rebels that shall annoy or purpose to annoy or hurt the Earl of Desmond or any of the King’s subjects, the Earl of Ossory shall upon the request of the Earl of Desmond as soon as he conveniently may, aid and assist the Earl of Desmond to his power. And in case the Earl of Ossory shall have need to call Desmond unto him, he shall advertise the King’s Council so that Desmond may be appointed by the Council after what manner he shall provide himself about the aid of the Earl of Ossory, for the expenses and charges of both him and his company.

“ And Earl Piers shall with all diligence provide that such order be had and used within said counties that all and every of the King’s subjects and all messengers may safely pass through those counties without danger of murder, robbery or despoiling or any unlawful impositions or customs to be taken there of them; and should the contrary be attempted he shall punish the malefactors according to their demerits by the advice of the Justice of Peace of that county in which the offence was committed, without taking fine, ransom or redemption for the committing of murder. Also the Earl of Ossory shall resist to his power all such as receive any benefice by provision from Rome, and if he may take any such within said counties he shall endeavour himself to send him or them so taken to the Castle of Dublin; and in case he cannot send him or them thither, he shall keep them until such time as he has advertised the King’s Council in that behalf and has had knowledge from them what he ought to do. For the performance whereof Earl Piers is bound to the King in the sum of a thousand pounds.

“ In witness whereof said Commissioner and Council have caused the King’s Great Seal of Ireland to be set hereto.”

November 4, 1529.

150.

William Walsh, merchant of Youghal, in the court of the Chancery of Ireland admits himself bound to Piers, Earl of Ossory, in 200 marks sterling. “ The condition herof is conteyned in the counsells order betwixt Therle of Desmond and you.”

Signatures: John Dublin, Metropolitan, J. Rawson, Prior of Kilmainham, P.B., Justice.

November 5, 1529.

151.

Thomas, Earl of Desmond, grants to Catherine his wife, daughter of John (son of) Gerald “ de Geraldinis,” Countess of Desmond, his castle or manor of Insycuynd (Inchequin), also thirty-three marks yearly rent in his country of Cyarray

(? Kerry), as Eblina Roche and the other countesses have been wont to receive the same of him and of James son of Maurice, his co-heir, to hold during her life.

[*Circa* 1530].

Portion of Earl's seal.

[Catherine FitzGerald, the famous "old countess" of Desmond who is said to have died at the age of one hundred and forty, was the second wife of Thomas, 12th (or 13th) Earl of Desmond who died in 1534. She and the Earl are buried in St. Mary's church, Youghal.]

152.

Thomas, Earl of Desmond, lord of the barony of Kilsheelan and lord of the town of Clonmel, grants to the vicar and chaplains of the church of the B.V.M. in Clonmel a park of arable land in the burgage of that town in pure and perpetual alms, for the good of his soul and that of his ancestors and successors. Given at Cahirdouheske (Cahir) on the morning of the Conversion of St. Paul in the year 1529.

January 26, 1530.

The Earl's signet.

153.

Indenture between Piers, Earl of Ossory, and Margaret his wife, on one side, and Katherine Brewer, late wife of James Benet of Ross, on the other, witnesses that said Earl and Margaret have covenanted to pay to Katherine or her assigns 3^l. lawful money of Ireland yearly during her life for her title and interest of all such lands, etc., as said James Benet was seised of within and without the town of New Ross. It is provided that Katherine shall contribute in proportion to her third part to the charges of finding a priest to sing for the souls of James, John his elder brother and William their father, and to the chief rent of the third part; also that she shall discharge said Earl and Margaret against Joan Dobyn of her demand and action for the repairing and upholding of the house which James gave her upon the 'pill' of St. Saviour in exchange for such right as Joan claimed in the said great principal house.

January 26, 1530.

Seal.

154.

John son of Nicholas fitz John, lord of Ballymlamyd, quit-claims to Piers, Earl of Ossory, all his lands, tenements, rents, etc., "in villa de Lamyd, in villa de Gruegan, in villa de Claer, in villa Maog et in villa Helcon."

January 31, 1530.

155.

Grant by the Master of St. Thomas' Hospital, London, to the Earl of Ossory.

(1) "This indenture made the xxiiiith daye of May, the xxvith yere of the reigne of King Henry the eight, betwene Sir Peter Butler, knight, Erle of Ossorye, on thone partie, and Laurence Copferler, maister of the house or hospitall of Saynt Thomas called Acon within the Citie of London and the brethren of the same place on thother partie, witnesseth that the maister and brethren have left, graunt and set to ferme to the said Erle oon messuage or olde tenement with a gardeyn thereto adyoyning within the Towne of Carryggmagryffyn in the countie of Tipperarie in the lande of Irlande; and also oon carrewe or plough lande nigh the said towne commonly called Ballyneganagh in the forsaid countie, with all other landes and tenementes belonging to them within the forsaid countie. To have and to holde all the forsaid tenementes, gardeyn and carrewe or plough lande with all and singuler their profites, comodities and appurtenaunces to the said Erle, to his executors and assignes, from the feast of Saint John Baptyst next comyng after the date herof, unto thende and terme of fourescore yeres from thense next ensuyng and fully to be complete, the said Erle, his executors or assignes, payng or cause to be paid therfor yerely in the forsaid house of Saint Thomas of Acon to the said maister and brethern, to their successours or assignes, at the feast of Saynt John Baptyst tenne shillings sterling. And yf it happen the said yerely rent of tenne shillinges or any parcell therof to be behynde and not paid a twelvemonethes and a daye after the feast aforsaid, then the said Erle covenantes for him, his executors and assignes, that he, etc., shall forfact to the said maister, etc., tenne shillinges above the said yerely

rent of x^s. as ofte and as many tymes as it shall fortune the said rente or any parcell therof to be unpaied in manner and forme aforesaid. Furthermore the said maister and brethern knowledge theymselves to have receyved of the said Erle for the first twenty yeres aforehande in parte of payment of the said fourscore yeres above rehersed at the sealing of these indentures tenne poundes sterling. Moreover it is covenanted betwene the said parties that yf the said yerely rent of tenne shillinges be behynde by the space of three hole yeres contynually after any of the said dayes of payment and not paid, that then and from that daye this leasse and every covenante, graunte and artycle herin conteyned to be clerely voide and of noon effecte. And the said maister and brethern covenanteth and graunteth, and by this indenture agreeth and graunteth, that after the forsaid terme of fourescore yeres be expyred and complete that then the said Erle, his executors or assignes shall have before any other person or persons a newe leasse made to hym or his assignes of the said messuage and tenement with all other the premisses and appurtenaunces for somany yeres and for somoche rent as the said Erles executours or assignes shall agree with the maister and brethern for the tyme beyng. Furthermore the said maister and brethern covenanteth and graunteth for theym and their successours that yf the said Erle, etc., warrant and save harmeles the said maister and brethern and their successours against James White, his executours and assignes, of a former leasse and graunt made by the said maister and brethern to the said James White, etc., for terme of xxx yeres, that then the said maister and brethren for the said yearly rent of x^s. aforesaid all and singuler the premysses with all their appurtenaunces shall warrant, acquite, dyscharge and defende to the said Erle, etc., against all men duryng the said terme of fourescore yeres.

In witnesse wherof to this parte of the indenture remaynyng with the said Erle the said maister and brethern have put their common seale the day and yere above written."

May 24, 1534.

(2) "To all theym to whome these presentes shall come greting. Whereas we, Laurence Copferler, maister of the

house or hospitall of Saint Thomas the martyr called Acon of London, and the brethren of the same place, by indenture dated the xvth day of Marche, the xxith yere of the reigne of king Henry the eight (1530), graunted, dymysed, betoke and to ferme let unto James White of Waterford in Irland, gentilman, oon messuage or olde tenement with a gardeyn therto adyoinyng, within the towne of Carriggmagryffyn in the countie of Tipperarie in the lande of Irlande; and also oon carrewe or ploughland nigh the said towne, comonly called Ballynegananagh, in the forsaid countie, from the feast of Saint Mighell tharchangell then next ensuyng after the date of the said indenture unto thende and terme of xxx yeres from thens next ensuyng and fully to be complete and ended, yelding and paing therfor yerely during the said terme unto the said maister and brethern, to their successoures and assignes, vi^s. viii^d. of good and lawfull money of Englande at the feast of Saint Michell tharchangell in the forsaid hospitall of Saint Thomas, with a clause that if it happeynd the said yerely rent of vi^s. viii^d. to be behynde unpaid in parte or in all on or after any terme of payment therof aforsaid in whiche it ought to be paid by the space of iii monethes, that then the said leasse and eny covenaunt, graunt or artycle therin conteyned to be clerely voide and of noon effecte, as more playn by and in the said indenture apperith, whiche rent presently is not paid according the termes of the said indenture,—Knowe ye us the forsaid nowe maister and brethern of oon assent and consent of our hole chapter to have conseyntid, ordeyned and made and put in our place the right honorable Petir, Erle of Ossorye, and the Lorde James Butler his son and heire joynety or severally our faithfull and lawfull attornays for to entre unto the said messuage, etc., for us and in our name, and the same reteyne according to the terme and effect of an indenture made therupon betwixt the said Erle and the said maister and brethern, and clerely to expell and put out the said James White for the nonpayment forsaid, And furthermore we, the said maister, etc., by these presentes doo auctoryse the said Erle and his said son to demaunde, receyve and dystreyn in our name and to . . . use for the arrerages incureyd to us that the said James White owith.

“ In witnes wherof we, the said maister and brethren have set to these presentes our common seele the xxiiiith day of May, the xxvith yere of the reigne of our souverain lord king Henry theight.”

(Seal).

(In dorso).

<p>Md. That James White owith for oon hole yeres rent of an olde lease made by Doctor Yonge, tyme being maister of Saint Thomas of Acons house or hospitall.</p>	}	<p>iiii s. vi d</p>
<p>And also for iii yeres rent and a half due by a lease made by me, Laurence Copferler, nowe maister of the said house or hospitall, whiche yerely rent as apperith by the endenture is vi s. viii d. The some of the three yeres and half.</p>	}	<p>xxiiii s. iiiii d.</p>

Sic est per me Laurentium Copferler.

March 15, 1530.

May 24, 1534.

156.

Notarial deed recording that Anastasia Cleri, relict of Nicholas Anell (or Avell), burgess of Callan, on the last day of April, 1530, in the cemetery of St. Mary's church at Callan, made before the notary by evidence of witnesses an inventory of her husband's goods as follows according to his will dated February 26, 1528. He leaves his body to be buried under the earth in St. Nicholas' chapel in the abovesaid church. His goods consist of 6 horses, 2 cows and a bull; a load (*cumulum*) of wheat and barley worth 2 marks; $6\frac{1}{2}$ acres of wheat sown, three of pease; 2 spoons worth 4 shillings. He owes debts to Margaret Whit 4 marks; to Richard Stary 8 marks; Nicholas Sherlok, 43^d.; James Croke, 18^d.; William O'Moryn, 6^s. 4^d. William Harland owes him 8 marks. He bequeaths to his daughter Isabella a messuage in the east street of Callan which was bought from John Anell his brother, and to the Friars of Callan a bushel (*modium*) of wheat and another of oats. Other gifts are to the church of Callan, to John Miloyd, to Robert

Bryn and to St. Katherine's church. His executors to be his wife and son James. (Witnesses are examined as to the extent of his property).

Sign and declaration of the notary, James Magwyr, of Ossory diocese.

April 30, 1530.

157.

Indenture dated May 8, 1530, between Edmund, son of John son of Edmund Butler and James Butler, son and heir of the Earl of Ossory, witnesses that the said Edmund in exchange for the towns of Moncellestown, Garranroe, Lysduffe and three parts of Burgeisleaghe (the mill excepted) has given and granted to the said James the town of Kylmakere, to have and to hold to him and his heirs for a term of twelve years, rendering yearly the following charges, viz. ' Galloglass et le Sraighe,' also ' le Cowlett ' and so from year to year, for all service, action and demand until such time as a concord and composition made by John Grace, principal of his nation, Sir Philip Grace, archdeacon of Ossory, Brother Nicholas, son of the abbot of Kilcooley (*de Arvicampo*) and Theobald, cousin (*germanum*) of abovesaid Edmund, arbiters chosen by the said parties, in all dubious questions, etc., likely to emerge between them, shall be published and declared. To this part of the indenture remaining with Sir James the said Edmund has set his seal, witnesses present being Henry Fannyng and Patrick Troye.

May 8, 1530.

Seal.

158.

William Power admits himself bound to Piers Butler, Earl of Ossory in one hundred marks of Irish money.

May 20, 1530.

159.

William, son of Richard son of Walter (? Everard), appoints James, son of Thomas Butler, his attorney for placing James,

baron of Dunboyne, in seisin of all grantor's lands in Balyhouryn and Derriclone, which lie between the King's way and the lands of the sons of Edmund de Burgo, the lands of Justany (?) and grantor's part in a parcel of Rahynyreyn. Given at Cashel.

May 23, 1530.

Seal.

160.

Richard Howet, son and heir of Richard son of Thomas Howet of Lisronagh, in return for various liberties and privileges granted to him and his heirs, grants to Piers, Earl of Ossory, and Margaret his countess the tenement or place of the castle of Lisronagh, which belonged to his (grantor's) father and grandfather and which was razed and destroyed by Edmund McPeris; with a garden annexed thereto containing ten perches of land in width and sixteen in length. To have and to hold to them and their heirs for ever of the chief lords of the fee. He has also appointed Sir Nicholas Mothyng and Sir Walter Cardif, chaplains, his attorneys for placing them in seisin. To all which he has set his seal, and because it is to many unknown he has also procured to be affixed the common seal of the burgesses of Clonmel.

June 25, 1530.

Seal of Howet broken;
that of Clonmel almost
perfect.

161.

Philip Anerey quit-claims to Sir Piers Butler and to his heirs and assigns, all said Philip's right in his messuages, lands, tenements and rents in Kylblethyn and elsewhere in county Kilkenny.

January 25, 1531.

162.

Three Deeds.

(1) Bond of Gerald, Earl of Kildare, dated February 18 in

the 22nd year of Henry VIII, to the effect that he owes 100 marks to Piers Butler, Earl of Ossory.

Signature: G. of Kyldare.

Seal.

Dorso: The above debt is conditional on an award to be made between the parties by the Lord Deputy, Sir William Skeffington, and Council.

February 18, 1531.

(2) Facsimile of the above.

Dorso: The above debt is conditional on an award to be made by the Lord Deputy and Council on the one hand, and by arbiters thereto appointed on the other, viz., Lord James Butler, Sir John Barnewall, Lord of Trymelettiston, Richard Delahide, Chief justice of the Common pleas, and Patrick Fynglas, Chief baron of the Exchequer.

Same date.

Seal.

(3) Facsimile of the above.

Dorso: The arbiters named are in this case John Grace of Gracescourt, Thomas Howthe, Thomas FitzSymonde and Maurice Keting of Carlaghe.

Same date.

Seal.

163.

Indenture dated at Waterford on March 11, 1530, between William Ryordayn *alias* Gyldoff, burgess of Carrickmagriffin, and his wife Kateren Casshen, daughter and heir of William Casshen, on one side, and William Maddan, merchant and citizen of Waterford, and his wife Jowan Walch on the other, witnesses that said William and Kateren grant a stone house in Carrick with a garden, extending from the street in the north to the waterside called the shore in the south, and from the lands of said William and Kateren in the east to Harry Neill's lands in the west, to have and to hold to said William and Jowan, their heirs and assigns, for a term of 40 years at annual rent of 6^s.

Witnesses: Sir Harry Walch, notary public recorder and writer

of these presents, Harry Walch the elder, Nicholas Gnath, merchant of Waterford and burgess of Carrick.

Sign manual of notary.

March 11, 1531.

Two seals.

164.

Rosina Bennet of New Ross grants to Piers, Earl of Ossory, Margaret his wife, and their heirs for ever, all her lands and tenements in New Ross and in counties Wexford and Carlow; James Quemerford to be her attorney to give possession.

March 18, 1531.

165.

Two Bonds.

(1) Thomas Cantwell of Glawngwoyl admits himself bound to Piers, Earl of Ossory, in 100^l. Irish, on condition that he shall give a sufficient surety of the lands and tenements of Glawngwoyl.

May 1, 1531.

(2) Theobald Butler, son of Edmund son of James Butler, admits himself bound to Piers Earl of Ossory in 500^l. to perform all covenants, etc., made between them.

December 17, 1531.

Seal.

166.

Indenture dated the last day of May in the 23rd year of Henry VIII, between Piers, Earl of Ossory, and Nicholas Strange, Lord of Downkyt, by which said Earl covenants that he and his heirs shall be as good and favourable lords to Nicholas and his heirs as the late James, Earl of Ormond, was to the ancestors of Nicholas in all reasonable pursuits and demands. Also said Piers and his heirs shall aid, assist and rightfully maintain Nicholas and his heirs from time to time, as well in levying and taking arrerages of such lands, rents and services as may be due to said Nicholas or his heirs, or in distraining for the same if they be denied in any place within county Kilkenny, as also in

recovering all such lands, etc., as may be kept and held by disseisin or otherwise from Nicholas or his heirs within said county. And Nicholas on his part covenants that whenever he or his heirs shall have so recovered such lands, etc., he or they shall make such sure and sufficient estate of the moiety thereof unto said Earl or his heirs as his or their learned counsel shall devise. For the performance of these covenants the Earl and Nicholas are bound one to the other in the sum of 100^l. lawful money of Ireland.

May 31, 1531.

167.

Indenture dated June 1, in the 23rd year of Henry VIII, between Piers, Earl of Ossory, and Richard Sutton of Ballykerog, gentleman, witnesses that said Richard grants half of Kyrynnys weir nigh Durbardys island to said Earl and his heirs for a term of six years at an annual rent of 26^s. 8^d.

June 1, 1531.

168.

Gerald Vale grants to Piers, Earl of Ossory, and Margaret his wife, and to their heirs and assigns for ever, two messuages in Carrickmagriffin and two gardens in that town extending from Sroghespydell to the town wall, and thirty-five acres and a half within the borough of said town, viz., ten acres between the King's way from Carrick to Creig and the road to Richardstown, and between Thomas Whittey's land and the land of the Canons; five acres between the valley of Richardstown and the road to that town; three acres near Rahincollenagh; five acres between Peter Dobbyn's land and the road to Creig; two acres between said road and Henry Nele's land; three acres between the land of Sanctecrucis [Holy Cross] and the road to Tipperaght; three acres between said road and the Suir; three acres between Crispin's land and Patrick White's land; one acre by Lona, and a half acre between the three acres of Cnokanneconyery. James Quemerford to be attorney for giving possession.

June 12, 1531.

169.

Benedict White of Clonmel grants to Piers, Earl of Ossory, and Margaret his wife, and to their heirs and assigns for ever, all his messuages, lands and tenements in the borough of Lysrownagh; Richard Howet to be his attorney to give possession.

June 15, 1531.

170.

Indenture dated June 17 in the 23rd year of Henry VIII, between Piers, Earl of Ossory, and Robert Power, heir and inheritor to Ragowle, witnesses that said Robert agrees to make over half of his possessions, when they come into his hands, to said Piers and Margaret his wife in return for protection.

June 17, 1531.

Seal of Piers.

171.

Indenture of June 23 in the 23rd year of Henry VIII between Piers, Earl of Ossory, and John Troy, son and heir of Richard Troy, by which said John covenants that whenever he shall by suit, entry, redemption or otherwise recover the possession of the lordship of Troy's Wood, the two Ardaghcs, Walterstown in the holding of Dromdelgyne, Prowtstown and Ballyduff, besides Tolorowane or any other lands within county Kilkenny, or any parcel of the same, then he shall make such estate and surety of two parts of all the land so recovered to said Earl and Dame Margaret, or to their heirs, as the Earl's or his heir's learned counsel shall devise. And the Earl on his part covenants that upon any such suit, entry, etc., he shall maintain, preserve and keep said John from all indemnity as far as right, law and conscience shall bear. And for the performance of his part of the covenant John is bound to said Earl and Dame Margaret in 40^l.

June 23, 1531.

Seal.

172.

John Walshe, son and heir of William Walshe of Balligaveran [Gowran], grants to Piers, Earl of Ossory, and Margaret his

wife, and to their heirs and assigns for ever, a messuage and a carucate of land and twelve acres of pasture in Cowlrainagh in the tenement of Balliduff, a messuage and forty acres in Cowlysill in the same tenement, forty acres in Balliany in the same tenement, two stangs of arable land in Ballicaksuste in the barony of Ynysteoke, two messuages, one with an orchard, and a stang of arable land in Ballicaksuste, two acres in the lordship of Ynysteoke and a messuage in the same, one acre in Moreton and one in Ballicaksuste, two hundred acres of arable land in Balliduff, Cowlrainagh and Cowlysill, and forty acres in Baliany in the parish of Shanbowgh. James Quemerford to be attorney for giving possession.

July 27, 1531.

Seal.

173.

Robert Long, son and heir of John Long, formerly a burgess of Carrickmagriffin, county Tipperary, grants to William Maddan, citizen of Waterford, and his heirs and assigns for ever, a messuage in Carrickmagriffin for five pounds of silver in Irish money, owing to necessity. The messuage extends from High street on the south to John Neyll's land on the north, and from William Lombard's land on the east to John Morgan's land on the west. Thomas Wadyng of Carrickmagriffin, merchant, to be his attorney to give possession.

Attested at Waterford by Henry Walch, notary, in the presence of William Walch, chaplain, and many others.

July 30, 1531.

174.

Deed of acquittance dated at Dublin on October 4 in the 23rd year of Henry VIII, by which Sir William Skeffington acknowledges the receipt of 33^l. as full settlement of a debt of 40^l. owing to him by James Butler, son and heir of the Earl of Ossory, and James White of the city of Waterford.

Signature: W. Skeffington.

October 4, 1531.

175.

Thomas Benet of Teghtwo in county Kildare, son and heir of Katherine Bone, daughter and heir of Thomas Bone of Lysronagh, county Tipperary, grants to Piers, Earl of Ossory, and Margaret his wife, and to their heirs and assigns for ever all his lands, tenements and other property in Lysronagh, holding of the chief lord of the fee by the accustomed services.

October 4, 1531.

176.

Edmund McCode *alias* Archdeken, son and heir of Peter McCode of Killerne in county Kilkenny, grants to Piers, Earl of Ossory, and Margaret his wife, and to their heirs for ever, all his lands, tenements, rents and services in the town of Killerne, viz., a quarter of the whole town and a quarter of a fishery 'de fosse,' also his property in Graigearde in Gawley, viz., a quarter of the town of Graigearde. Philip Cursy of Thomastown, merchant, and Sir Peter Purcell of Fowkscourt to be attorneys for giving possession.

November 15, 1531.

177.

To the right reverend fathers in God Nicholas, bishop of Waterford and Lismore, and Myles, bishop of Ossory, Gerald Aylmer, second justice of the King's common pleas in Ireland, William Bath of Dullardiston, gentleman, and William Wise, esquire, the King's commissioners.

'Complaineth unto your wisdoms Piers, Earl of Ossory, that whereas your said complainant is inheritor by just title to all such inheritances as concerneth the heir male of the Earldom of Ormond, which notwithstanding, one Tybbot Butler, late of the Nigham, gent., pretending to be son to one Edmund, elder brother to your complainant and base born, whereof bruyt hath sourdyd amongst such as bear your complainant no good mind, to the great slander of said Earl's title. Wherefore, and forasmuch as said Tybbot is bastard, and that said Edmund lived in adultery with Elyne, mother to said Tybbot, and that such sundry impediments were between them that they might not

lawfully accouple in matrimony without a dispensation, which was not had, whereupon any marriage might follow betwixt them | but in default of such a dispensation they lived in adultery and so the issue betwixt them [is] bastard | which matter being notorious, and forasmuch as here now are present certain witnesses, good, lawful and indifferent persons which were of familiarity with said Edmund and Elyne and know the further circumstance of the premises, that therefore and to the intent that the truth may appear and the said untrue and slanderous bruyt may be quenched and extinct | beseecheth your wisdoms to accept them and that their depositions may appear authentically for a perpetual memory, and that said Tybbot himself may be brought forth to have his lawful challenges to the polls (pollis) of the deponents and to shew any matter he hath to prove him ' mulier ' and to disprove the premises, if any such thing be, as of truth there is not; so that then the polls being by him accepted or else, upon the insufficiency of his challenge, by you admitted, tried and sworn, the evidence of your complainant and such matter on the other part as he can shew, if any such be, may be written for a perpetual memory.'

Examination of witnesses on the matter contained in the above bill of complaint which was received at Carrickneshowre, county Tipperary, by Nicholas, bishop of Waterford, Myles, bishop of Ossory, Gerald Aylmer, William Bathe and William Wise, commissioners appointed by the King's letters patent dated January 26 in the 23rd year of Henry VIII to hear and determine all actions and pleas in counties Kilkenny, Waterford, Wexford, Tipperary and Cork.

Donalde MacCraghe of Castelton, county Tipperary, ' rymour,' aged 70 years, solemnly sworn upon the holy Evangelist and crucifix, deposed that he was daily servant to said Edmund long time before Edmund had any acquaintance with said Elyne, and still continued his servant all the days of Edmund's life. He knew never matrimony had betwixt Edmund and Elyne. He said that the cause of their remaining so as concubines out of matrimony was by reason of divers impediments being between them, so as before a dispensation thereof had, no solemnisation of matrimony could proceed. And further he deposed that he heard Edmund say divers times when he were moved or discontented with Elyne these words

following: 'Well is me that I am not bound nor knit to this Geraldine woman.' And further he said that it was not possible that any such solemnisation could have been, but he should have had knowledge thereof. Further he said that the common voice and fame was among all said Edmund's servants that said Elyne and he were never married together, but he might have put her from him at his pleasure.

Edmund FitzTybbot of Kilpatrik, county Waterford, gentleman, aged about 66 years, deposed that he was servant to James Butler, father of said Edmund, and was at the Carrik with his said master the day and time that said Elyne was brought thither through the county Waterford, and that day there was no marriage done, nor three or four days after. The cause of his knowledge is that he was in such personal service with his master that if any such thing had been done of likelihood he should know it, or hear it of some other. The defendant Tybbot among such as knew his father and mother was always esteemed to be base born.

Nicholas Croke *alias* Crocke of Ballykynve, county Kilkenny, aged about 74 years, deposed that he was servant to said Edmund Butler long time before Edmund had any acquaintance with Elyne, and so continued to the hour of Edmund's death. He was at Carrik the same day that Elyne was brought thither, and from thenceforth was daily and hourly in attendance upon Edmund's person in all places as his household servant to the time of his death, and he never did see, hear or know of any matrimony, etc., but heard say by common fame that there was a near impediment betwixt them whereby they might not be accoupled without a dispensation from Rome.

John Boy Lundey, husbandman, aged 100 years and more, deposed that he, being serjeant to James, father to Edmund, and tenant or farmer to one Reymunde MacGerode of the Haggarde, agreeth with the second witness. The cause of his knowledge is that the night after the departing of Edmund and Elyne out of Carrikmacgryffyn said Elyne's horses and servants were liveried at the deponent's house in the Haggarde, and Edmund and Elyne lodged that night in said Reymunde's house; the deponent served at their table that night and thereby heard the conversation and bruit concerning the premises, which was that they were not married.

William Browheder of the Leaghewooney in the barony of Overke, aged about 60 years, deposed in like manner.

Nicholas Walshe fitz Robert *alias* Nicholas Brenaghe of the Leaghewooney, aged about 69 years, deposed that he was dwelling in Lughoney in the barony of Overke, tenant to said James, father of Edmund, when one William Brenaghe and Edmund Brenaghe came in company with said Edmund and Elyne into county Kilkenny, and he heard them say in his father's house that they were not married, and the cause was for the impediment that was betwixt them.

Cormoke mac Dermud Y Owlwe of Ballyneglreaghe, county Waterford, aged 100 years, examined at Knockgowne, beside Kilmochthomasyn, county Waterford, deposed that at such time as said Edmund Butler went for to have said Elyne to Dungarvan, said deponent was then there and continued with Edmund there three nights, and went from thence to the house of Gerot, uncle of said Elyne, and there continued two nights, during which time he continued in the company of said Edmund and never heard or saw any marriage.

Signatures: William Wyse, Nicholas, bishop of Waterford and Lismore, Gerald Aylmer, justice, W. Bath.

Undated. Some time after January 26, 1532.

178.

Four Laund Deeds.

(1) Deed (in English) by William, Thomas and Nicholas Launde of Ketingstown giving to Walter Launde of Cowlysyll all such lands, woods and meadow as were in variance between them, during his life. Remainder then to the said William, Thomas and Nicholas and their heirs and assigns.

March 2, 1532.

Portions of three seals.

(2) Robert Laund, son and heir of Walter Laund of Cowlysyll, grants to Richard, son of John Butler, esquire, all that part of the town of Cowlysyll and of the lands, woods, moors, pastures, etc., which Ellen Power, formerly wife of Anselm Grace, and Richard Grace their son hold in mortgage by the gift of the above Robert's father Walter, now defunct. To have and to hold to the said Richard and his heirs for ever. Given at

Kilkenny. Witnesses: Donatus Meaghyr, John Ley, Jenkyn Carroke, Walter Prendergast and James fitz Ede.

October 12, 1534.

(3) Order and award given at Casteldoghe by David Rothe of Kilkenny, gentleman, and William FitzDonnoghe of Kylcowle, chaplain, in favour of Robert Launde, son and heir to William Launde, late of Ketingiston, county Kilkenny, Thomas Launde and Nicholas Launde as against Robert Launde of Cowlisyll, county Kilkenny, son and heir to Walter Launde, the parties being in dispute concerning the right title to the great meadow and all other lands, woods and pastures lying between the two streams beside Cowlisyll.

Signatures: David Rothe, William fitz Donat.

Witnesses: Richard Butler fitz John, Edmund Butler, son to said Richard, Nyell Lannegayn, Malaghelyn O'Clery.

August 22, 1535.

(4) Indenture between Robert Laund, son and heir of William Laund, late of Ketingistown, Thomas Laund and Nicholas Laund of the same, on one side, and Robert fitz Walter Laund of Cowlisyll and Nicholas his son, on the other, witnesses that said Robert, Thomas and Nicholas grant one acre of meadow in the great meadow that lies between the two streams beside Cowlisyll, and also the office of serjeantship of all the residue of said great meadow and other lands between the streams, to have and to hold to said Robert and Nicholas for their lives. The latter are further granted free common of pasture during their lives for all their own proper beasts in every place within said great meadow, the said common of pasture to be used and occupied by both parties 'from the time that the grass there-upon growing be in harvest season once mowed and gathered in hay unto St. Patrick's eve yearly.' Should the grantors at any time hereafter grant for money to any strangers common of pasture there, they shall account for the fourth part of such money to said Robert and Nicholas.

Witnesses: Richard Butler fitz John, Edmund Butler, son of said Richard, David Rothe, William FitzDonnoghe of Kylcowll, John Clery, Walter Clery of Kilkenny.

August 28, 1535.

179.

Edmund Purcell, son and heir of Nicholas Purcell of Ballisallagh, grants to Piers, Earl of Ossory, and Margaret his wife, and to their heirs for ever, all his lands, tenements, etc., in Great Bodyng otherwise called Coterellsland in county Kilkenny. Richard Nugent to be attorney for giving possession.

March 22, 1532.

180.

Notarial deed by Cornelius O'Kenedy of an agreement made before him in the cemetery of the Blessed Virgin of Thom between Matthew, son of William ' niger ' O'Kennedy, and his son on one side, and Henry son of Rory ' fuscus ' O'Kenedy and his wife Anastacia O'Carrayn, on the other; by which the said Henry has granted Matthew the twentieth part of [the value of] a cow at the feast of All Saints; and 20^s old money and twelve milch cows at the feast of St. Philip, in return for which Matthew has hypothecated to him half a plowland.

Witnesses: John Callywr and others (illegible).

April 6, 1532.

Dorso: Knochbrach, Killerasker.

(This deed, which is in latin, is in a rude form and not very legible. The church mentioned called ' Dethom ' or ' de Thom ' is the church of Toomavara).

181.

Award of Nicholas, bishop of Waterford and Lismore, Patrick, mayor of Waterford, Gerald Aylmer, second justice of the King's common pleas, and William Bathe, gentleman, commissioners appointed by Sir William Skeffington, Lord Deputy, according to letters patent of the King under the Great seal of Ireland dated January 26 in the 23rd year of his reign (1532 N.S.), to hear and to determine certain controversies and demands between Thomas, Earl of Desmond, and Piers, Earl of Ossory, concerning the prize wines of Youghal and Kinsale, and divers lordships, lands and manors.

The said commissioners having assembled in the Council chamber of the city of Waterford before the feast of the Purification of our Lady last past, the Earl of Ossory appeared before them by his attorneys George Sherloke and James White of Waterford, and exhibited letters patent of Edward III under his 'brode' seal of England of a grant made by said King of the prize wines of Youghal and Kinsale and of all other ports in Ireland to James Butler, then Earl of Ormond, and to his heirs male. But though the commissioners made their abode in Waterford and in the borders thereof about twenty-one days, awaiting the coming of the Earl of Desmond, neither he nor his attorney appeared. The commissioners then consulted the Lord Deputy, who directed his letters to said Gerald Aylmer and William Bathe requiring them to repair to the town of Dungarvan and there examine such title as the Earl of Desmond should put before them for the prize wines. This they did, and remained in Dungarvan with the Earl of Desmond for two days and two nights, in which time they saw and examined such title as he exhibited before them, and then they returned to Waterford. There they shewed and declared at length to the said bishop and mayor assembled together the whole sense and effect of the Earl of Desmond's claims, which the commissioners after mature deliberation found to be insufficient to exclude the Earl of Ossory or his heirs from the right, title and possession of said prize wines. The award is therefore made in these terms.

Given at Waterford, the 26th day of March in the 23rd year of Henry VIII.

March 26, 1532.

"And please your Lordship for lack of a sufficient bearer I would not attempt to send the decree, but this is the very copy word by word. And Sir William Phelan told me that your Lordship sought for an indenture betwixt your Lordship and the Earl of Desmond, and I have no such indenture. At Waterford the 14th of November. Your Lordship's most humble servant, Robert Clere."

182.

David Shortall, son of Thomas 'Galde' Shortall grants to Piers, Earl of Ossory, and Margaret his wife, and to their heirs

for ever, seven acres of arable land in the town of Kilfane, county Kilkenny. Master Adam Brenaghe, canon of the church of Ossory, to be attorney for giving possession.

May 28, 1532.

183.

Notarial instrument (in latin) by John Kally to the effect that: on June 23 in the 24th year of Henry VIII at the great cross in the middle of the royal square in the town of Kilkenny there appeared before him and other witnesses James Purcell, son of Philip son of Wilfred Purcell, James Sortals, captain of his nation and lord of Ballylorkane and Renold of the Geraldines, Baron of Barnechurch, bringing witness and depositions of certain witnesses sworn and examined by the aforesaid James Sortals and Renold, who had been elected arbiters of a certain dispute between said James Purcell and Peter Frene concerning lands near Leisweane. The arbiters then caused the depositions to be read out; after which the notary was asked to make an instrument for a perpetual memory of said depositions. And the article is this: that the boundary of the land of Leisweane begins from the water of the Nore and crosses through Loegfoyle to the King's way leading from Kilkenny to Roskonel.

Richard Browne the first witness, aged 90 years, sworn and examined, attested the matter contained in the article to be true, giving as the reason for his knowledge that he saw a friar minor preaching in the place commonly called Knockgaene 'ne Sanewoerre,' at which sermon Richard Butler of Bolyke and many other gentlemen were present, and after the sermon said Richard and a crowd of people at the special request of Elene Frene and Katerine Frene came and perambulated on the same day the boundary as is in the article, and the said women then declared that such was the boundary of Leisweane. And afterwards he saw the women perambulate part of said boundary in the presence of John Risworde, then captain of his nation, Thomas Sortals, also captain of his nation, Robert 'magnus' Sortals and divers others. And so he attests, not moved by fear or favour, hate or love.

The following then attest the truth of the article: Dermot O'Hernane, aged 80 years, Richard Quemerford, aged 70 years, Donat O'Heyne, aged 60 years, William O'Bergyne, aged 70 years, Hugo O'Helly, aged 60 years, Thomas O'Mulchaile, aged 60 years, Save O'Kaylle, aged 50 years, Carroll O'Folane, aged 60 years, Richard O'Heyne, Save O'Kenedy, Rory O'Kalle, Donat O'Sleyne, Richard O'Kaylbre, Donat O'Lungane, Teig O'Bergyne, Wilfred Brellagh O'Dowlinge, Patrick O'Feneill, Cornelius McKee, Dermot O'Dowlinge, Sir Patrick O'Kalle, Donat O'Kaille, William Purcell, Maurice O'Hose, Malachy O'Bergyne, Edmund O'Hogan, Donat O'Mulrian, Donald O'Dwyr, Patrick O'Clawhane, Save O'Hayne, Peter Purcell, Peter O'Bergyne, William O'Foelane, Malachy O'Korcarane, Rory O'Felane, William McHawly and William Hely.

All these depositions the notary has put in public form. In witness whereof the said arbiters have put thereto their seals in presence of James Clere, precentor of St. Canice's, and steward of the Earl of Ossory, James Swetman, gent., Edmund Blanchfield, captain of his nation, William Troddy, burgess of Callan, Richard Roth, burgess of Kilkenny, Thomas Sortals and Teig McMorieth.

Sign and declaration of John Kally, clerk of the diocese of Ossory, public notary.

June 23, 1532.

Two seals.

184.

John Bennet, burgess of Ross, son and heir of Richard Bennet, quit-claims to his cousin Nicholas Byrton, merchant and burgess of said town, all his right in two acres of arable land lying by the Causse Mill within the franchise of said town, which two acres are bounded by the King's way on the west, the old mill which Walter Archer holds in mortgage on the east, the land called 'le Brodestythe' which said John gave to Walter Archer on the south, and the King's way leading to 'Mydyllmyllcausse.'

Witnesses: Maurice Makyne, chaplain, Nicholas Nevell, Robert Somery, Walter Somery.

July 5, 1532.

185.

Indenture dated July 13 in the 24th year of Henry VIII, between Thomas, Earl of Wiltshire and Ormond, and Lord James Butler, cousin of said Thomas, and son and heir apparent of the Earl of Ossory, witnesses that said Thomas grants to James one half of the manor of Carrickmagriffin, county Tipperary; to have and to hold for a term of seven years at annual rent of 5^l.

Signature: James Butler.

July 13, 1532.

186.

James Lawless, burgess of Clonmel, grants to Piers, Earl of Ossory, Margaret his wife and their heirs for ever, a messuage and garden in Loogh street, Clonmel, and nine acres of arable land within the burgagery of Clonmel. Nicholas Moting, chaplain, to be attorney for giving seisin.

July 24, 1532.

Seal.

187.

Notarial instrument (in latin) by Henry Brymyingham to the effect that on August 24, 1532, in the chapel of St. Saviour's in the town of Rossponte, in the diocese of Ferns, there appeared before him and other witnesses Nicholas Britton, merchant and burgess of said town, and requested him to make an instrument for a perpetual memory of the following articles, depositions and names. The first article is that said Nicholas granted and to farm let an old town called 'le Kyngstowne' with its appurtenances to Gerald Kavanagh, son of Donald 'fuscus' [Donald 'Reagh' McMurrough Kavanagh] for a certain term of years, which town and appurtenances lie within the barony of Beventre [Bantry] in the diocese of Ferns. Another article is that said Nicholas went with said Gerald from Rossponte to Kingstown with certain gentlemen, his associates, viz., Fulk Den, Baron of Kaer, William Doran, John 'son of Malachy' and divers others who came to meet said Gerald and Nicholas, for the purpose of naming the boundaries of the town, and said

Gerald, Nicholas and the others perambulated it, being the townland and lordship of said Nicholas. And Nicholas showed certain charters and evidences concerning the townland of Kingstown and indicating its meanings before all those who were present. And after these things had been done, said Gerald brought Nicholas to his town of Kyllaghy, spent the night there, and leased (*conduxit*) the town of Kingstown from Nicholas for a number of years.

Katherine Butler, formerly wife of said Gerald, the first witness, sworn and examined, deposed that Gerald said to her: 'Behold, Katherine, I have brought Nicholas Britton with me to-night to give him a supper or refection as I promised because I have leased in farm the town of Kingstown with all its appurtenances from Nicholas for a certain term of years to come, and it behoves us to give him and his heirs or assigns a supper or refection once a year and his yearly rent during that term, and so do you be kind to him this night and to us all in his honour.'

Fulk 'de Den,' baron of Kayr, attested the truth of the above articles, having been with said Gerald and Nicholas from first to last on the occasions mentioned. Hugo son of Donald O'Dalagh, an honest husbandman aged 80 years, John 'son of Malachy' and Maurice O'Bolgyr, formerly followers, scribes and servants (*olim sequaces secretarii et familiares*) of said Gerald, agreed with the previous witnesses. And so they all attested, not moved by fear or favour, hate or love.

Witnesses present: Peter Morchow, reeve of said town, Thomas Butler, Thomas Byrtton, merchants of said town, and many others.

Sign and declaration of the notary, Sir Henry Brymyingham.
August 24, 1532.

(This very interesting document proves a marriage, formerly unrecorded, between Gerald, son of Donald 'Reagh' Kavanagh King of Leinster, and a Butler lady).

188.

Deed of December 3 in the 24th year of Henry VIII by James Cref, constable of Gowran, and John Nash, portreeve of the same, to the effect that they have admitted the claim made by Edmund Holing in the right of Katerin Stanton to all the lands

of the inheritance of Richard Stanton, father of said Katerin, within the town and franchises of Gowran, and according to the laudable customs of that town said James and John have given possession of said lands to the claimant.

Witnesses: Walter Brugk, Pers fitz Edmund Butler, Thomas Conyll, John Stanton, Nicholas Stanton, William Poer, bailiff to Giffroy Rothe, William O'Haggyn, bailiff to Nicholas Hacket, John Walsh, Donyll O'Moore, William Morhow, William Casse.

December 3, 1532.

189.

Edmund, son of John, son of Edmund Butler, grants to his brother Richard Butler and to his heirs and assigns the town and castle of Graggerawe, county Kilkenny, in mortgage for 16 cows or 12 marks, 43 horses or 43 marks, 40 sheep or 5 marks, 40^l in all; said Richard paying a yearly rent of 6^s. 8^d. to Edmund. Given at Kilkenny.

Witnesses: Philip Ley, John Savage, Richard Grace fitz Anselm, Nele Lanegan, John Comyn, Elena Butler, Maurice son of Donald and James FitzEde.

April 21, 1533.

190.

Edmund, son of Richard, son of Walter Butler, Edmund Brenagh, Patrick fitz David Purcell, Peter fitz Philip Purcell, Peter Cantwell of Freynstown, Robert fitz Thomas Purcell, William Baron of Dunnomogane, William fitz Philip Purcell, MsShane Glas and Thomas fitz Richard Shortall admit themselves bound to Piers, Earl of Ossory, each in forty marks Irish.

May 10, 1533.

191.

Examination of witnesses made on September 24 in the 25th year of Henry VIII at the request of Piers, Earl of Ossory, by Nicholas Wise, mayor of Waterford, and the privy council of the same, Nicholas, bishop of Waterford and Lismore, and Miles, bishop of Ossory, concerning the assault made on the

Lord James Butler and his brethren, and the murder of his son, Thomas Butler.

Lord James Butler deposed that a certain Irishman called Dermot MacGillipatrik had committed injuries, spoils and burnings on the Earl of Ossory and on the witness. To avenge these deeds the witness and his brethren went to a town of said Dermot's called Ballykeely in Ossory, intending to destroy his corn and woods, but on arrival there they were met by Mac Gillipatrik, chief captain of that country and brother of said Dermot, who persuaded them to forbear and promised to bring about an agreement between Dermot and the witness. MacGillipatrik then departed to meet Dermot, but rode back soon afterwards to warn the witness that the Earl of Kildare and his host were coming upon him with all violence; whereupon the witness gathered his company, declared to them that the Earl of Kildare in thus coming had broken his faith, for he had promised in presence of the King and Council in England, and had privately sworn to the witness, that he would maintain no Irishman against the witness, and then departed to his own country. But the Earl of Kildare's host followed in such haste that they overtook Thomas Butler, who was alone in the rearguard of his company, fell upon him and, throwing him down from his horse, most cruelly murdered him. The witness, riding back to look for Thomas, was attacked and nearly unhorsed by the murderers, but he broke through them and drove them to their stalls, where he saw the Earl of Kildare's brother, James, Sir Gerald Shane's son, with the Earl's gallowglasses and kern. The Earl of Kildare's host, having burned a town of the Earl of Ossory called Kilferikyn, then returned to county Kildare.

Piers, son of Gerald Shane's son, Walter Seisse, Rouland fitz Thomas Eustace, Edmund 'Boye' Seisse, the son of Richard fitz Edmund fitz James, Edmund fitz Edward Eustace, Edmund fitz Rouland Seisse, Arland Grace, Taige O'Hikye, Mahmond Oge O'Quynn, William Keting, Edmund McLemenasye, Donyll Nasy mc Hugh McMorihirty, William mc Gerrot mc Edmund McJames, Shane 'Balluf' McLeme and Taige O'Cuyne, with other servants of the Earl of Kildare, were at the murdering of Thomas Butler.

All the above persons were chased until they came to the place where they rejoined the following: O'Moore, James fitz Gerot, Philip fitz Morice, James son of Sir Shane's son, Maurice Keting, Thomas McGarilt, Garilt mc Shane McLeme Oge, Robert Hussey, Richard Vale, Christopher Eustace fitz Nicholas, and many other of the Earl of Kildare's servants and counsellors. Sir Gerot Shane's son, Owen McDonogh, captain of the Earl of Kildare's gallowglasses, and all the gallowglasses, were nearby.

McGillipatrik, chief captain of the nation, agreed with the deposition of James Butler, adding that when the murderers came to the Earl of Kildare, thinking that he would punish them, he in fact rejoiced in the murder and rebuked them because they had not done more vengeance, calling them faint cowards that did not complete a notable great feat worthy of thanks and to be put in memory.

Richard Butler, son of the Earl of Ossory, agreed with the first witness.

Shane MacRichard, horseman, also agreed.

The Baron of Brownesford, the Baron Grace, James fitz Piers fitz James Oge Butler, Thomas fitz Piers Butler, and Piers Clinton also agreed.

September 24, 1533.

[This document, which is in English, is printed in Prim and Graves: *History of St. Canice's Cathedral*, p. 239ff.; the above is a sufficient summary.]

192.

'Certain depositions of livery and seisin delivered and received of Ormond, Tullagh and Arclow.'

'To all them to whom these presents shall come, greeting. Please it you to be ascertained that the right honourable the Earl of Ossory desired us whose names are hereunto subscribed and our seals also annexed to take certain depositions of such persons as ensueth and the same to certify authentically, which we, considering that desire reasonable, do certify accordingly.

'James Shortall of Ballilorcan, gentleman, aged about seventy years, duly examined and sworn, deposed that in the life of the last Earl of Ormond, deceased, called Thomas, he did see James

Sherlok, gentleman, learned in the laws, and Master Nicholas White, then dean of Waterford, going to Ormond, and that they published that the cause of their going thither was to make livery and seisin to Sir Piers Butler, now Earl of Ossory, of all the lands, tenements and profits in Ormond.

‘ John Grace of Gracescourt, gentleman, aged over sixty years, deposed that James Sherlok and Master Nicholas White went to Ormond in the lifetime of Thomas to deliver livery and seisin to said Earl, and that he was present when livery and seisin was delivered accordingly in the castle of Enagh in Ormond by James and Nicholas as attorneys to said Earl. And like livery and seisin was made in Tullagh by the same persons to Sir Piers in the name of the whole manors of Tullagh and Arclow with their appurtenances.

‘ James Butler of Lismaling, county Tipperary, gentleman, aged about fifty years, deposed, agreeing with John Grace.

‘ Piers Purcell of Kilroligh, gentleman, aged about sixty years, deposed that after livery and seisin was made in the castle of Enagh in Ormond, O’Kennedy, captain of his nation, who had the custody of the castle, came to Sir Piers and said attorneys and delivered to the attorneys the ring of the castle gate, which the attorneys forthwith delivered to Sir Piers. He was also present at the livery and seisin made in Tullagh by the name of that manor and the manor of Arclow, with their appurtenances, which are both in county Carlow.

‘ David FitzMorihirtagh, aged sixty, deposed, agreeing with the previous witnesses.

‘ All the aforesaid depositions were made in Waterford on September 27 in the 25th year of the reign of Henry VIII before us Nicholas Wise, mayor of Waterford, and the privy council of the same, Nicholas, bishop of Waterford and Lismore, Miles, bishop of Ossory, and Master Robert Lumbard, dean of Waterford.’

Signatures: Nicholas Wyse, mayor, Nicholas, bishop of Waterford, Robert Lumbard, dean of Waterford.

September 27, 1533.

Four seals.

193.

Indenture between Piers, Earl of Ossory, and Walter Somery, witnessing that the Earl has granted Walter to farm for fifty-nine years a messuage and orchard in New Ross. Walter is to erect on said messuage a house ' styff, streng and stanche,' and to pay to the Earl, his heirs and assigns, 2^s. 8^d. Irish money yearly, and to the chief lord of the fee the services due and accustomed. The messuage is bounded by the high street commonly called Virgin Mary street, the common land of the town, the land of Nicholas fitz Richard Bennet, and said Earl's land; and the orchard adjoins the land of Robert Nevell.

September 27, 1533.

194.

Philip Purcell of Gorthinenloghy, county Tipperary, grants to Thomas Cantwell, chancellor of Cashel, the castle, lordship and town of Gorthinenloghy and all his inheritance in the towns and lands of Killruishe, Cnockanenowell and half of Kellaghara. William, son of Richard Purcell of Graigproghanie, to be attorney for giving possession.

Witnesses: Donald McEgayn, Donald Dullany, chaplain, Thomas Stacbold fitz Patrick.

January 3, 1534.

Seal.

195.

Two Deeds.

(1) Katherine Stanton, daughter and heir of Richard Stanton, formerly burgess of Gowran, grants to Edmund Hulyng, merchant, of Waterford, all the lands and tenements which belonged to her father in Gowran and elsewhere in county Kilkenny. James Criff, provost of Gowran, to be her attorney for giving possession.

Witnesses: James Criff, John Nash, Peter son of Edmund Butler.

January 18, 1534.

(2) Quit-claim by Katherine Long, daughter of John Long of Knocktofer, to Edmund Hulyng of the above lands which belonged to Richard Stanton, her grandfather.

Same date.

Small seal perfect.

196.

Richard, son of Patrick Daton, grants to his son Patrick and his heirs male lands in Balimohogan, Ballisnine, Balirisseheye, Moynroo, Gorthynroyr and elsewhere. Mention also of Gerald Daton, son of Richard Daton. (In bad condition).

February 20, 1534.

Seal.

197.

Indenture dated July 16 in the 26th year of Henry VIII between Piers, Earl of Ossory, and his wife Lady Margaret, on one side, and Richard Arsdekyn, chief of his nation, otherwise called McCode, on the other, witnesses that whereas said Earl and Lady 'of cherite and movid with pitie' towards said Richard, considering his impotency and the nobility of his person and also the manifold wrongs and injuries done to him by many and divers persons, now covenant to assist him in his lawful requests and demands against all men, in consideration thereof said Richard covenants to let or grant his lands, etc., to said Earl and Lady and to no other person. It is provided that Richard may make a lease of all the lands of which Oleyne Walsh, sometime his father's wife, was endowed, to Oleyne Thobyn for the term of her life.

July 16, 1534.

Seal.

198.

Richard Cantwell of Payneston grants to Piers, Earl of Ossory, and his heirs and assigns for ever, all his messuages, lands, etc., in Kildonall *alias* Kilenaell and in Kilbrien in county Tipperary; Nicholas Motyng, chancellor of St. Canice's, to be his attorney for giving possession.

November 3, 1534.

199.

Indenture made at Waterford between James Goghe, citizen of Waterford, and Edward Sherlok, merchant of the same, witnesses that said James grants a tenement lying in length from said James's lands wherein dwelleth Jowan Deisiter, widow, in the north to St. Towloke's churchyard in the south, and in breadth from Anastace Cotigam's lands in the east to the lane of the 'little pipe' in the west; to have and to hold to said Edward and his heirs for a term of 60 years at annual payment of 2^s. of usual money current at Waterford.

'Per me Jamys Gogh.'

Witness: Sir Harry Walch, notary.

Dorso: Release from payment of rent for above premises for ten years from the feast of St Michael, the 28th year of Henry VIII (1536), in consideration of certain sums of money lent by Edward to James. Witnessed by Patrick Stronge, notary.

April 19, 1535.

September 29, 1536.

200.

Elena Butler, daughter of Richard (Butler) of Bolyk in county Tipperary, widow, grants to Piers, Earl of Ossory, thirty and a half acres of arable land in Clonehore in said county; to have and to hold to said Earl and his heirs and assigns for ever.

August 28, 1535.

Seal.

201.

Indenture between Lord James Butler, High treasurer of Ireland, and Redmund FitzThomas of Elenyston (also spelled Ealiston), witnesses that said James grants all his meases, lands, tenements, etc., in the grange of Clare and in the lordship of the same in the barony of Ofailye (Offaly) in county Kildare, and also all the 'hold tethies' (whole tithes) belonging to the Water Grange and Grange Clere in said county and barony. To have and to hold to said Richard for a term of thirteen years at annual rent of 26^s. 8^d. Irish.

Signature: Remon FytzThomas.

November 4, 1535.

202.

Letters patent of Henry VIII granting to James Butler, son and heir apparent of Piers, Earl of Ossory, Treasurer of Ireland, and to his heirs male for ever, the title of Viscount Thurles with all things belonging to the rank of viscount in sessions in parliament and council and in other matters in Ireland.

January 2, 1536.

Great seal complete.

203.

Katherine Casshyn, daughter and heir of William Casshyn, formerly burgess of Carrickmagriffin, grants to William Maddan, citizen and merchant of Waterford, his heirs and assigns, a stone house with a garden in Carrick which extends from her land in the east to John Neill's land in the west, and from the High street in the north to the Suir in the south. Robert Neyll, provost of Carrick, and Thomas Wadyng, burgess of the same, to be her attorneys to give possession.

Attested at Waterford by Henry Walch, notary, as her seal is unknown to many.

Witnesses: James Herford, chaplain, Peter Doben, William Lincoll, Maurice Wise, Peter Strange, John Wyse.

January 13, 1536.

204.

Inspeximus dated at Dublin, November 28 in the 34th year of Henry VIII, of an act beginning with the words 'Whereas Sir John Rawson, knight,' passed by a parliament held at Limerick before Sir Antony Sentleger, lord Deputy, from February 15 to March 7 in the 33rd year of Henry VIII (1542) as follows:

" And where it hath pleased the King's Highness of his most abundant grace as well upon divers considerations His Majesty specially moving, as also otherwise, to have bargained, sold or changed, given or granted by His Grace's several letters patent, indentures or other writings under His Highness' Great seal to divers persons, bodies politic and corporate, and other his loving and obedient subjects, divers honours, castles, manors, monasteries, abbeys, priories, lands, etc., for the avoiding of which

letters patent divers ambiguities and questions might hereafter arise, as well for mis-recital as for non-recital, etc., as also for lack of finding of officers or inquisitions whereby the title of His Highness therein ought to have been found, or for mis-recital or non-recital of leases of record or not of record, or for lack of the certainty of the value or by reason of the mis-naming of said honours, castles, etc., or of the towns or countries wherein said lands lie, albeit the words in effect contained in said letters patent be according to the true intent and meaning of His royal Majesty—be it therefore enacted by authority of this present parliament that all such letters patent, indentures, etc., made under the Great seal of Ireland by his warrant under His Highness' hand or private seal and bearing ' teste ' under his own name or under the Great seal of England since February 4 in the 27th year (1536) of his most noble reign, and all such writings as shall be made after this present date concerning any honours, castles, monasteries, abbeys, priorys, nunnerys, hospitals, houses of freres, or other religious houses or sites, lands, profits, etc., shall be good, effectual and available in the law of this realm against His Majesty, his heirs and successors, without any other licence from the same. Saving to all persons, bodies politic and corporate, etc., other than His Highness, his heirs and successors, and those persons who are barred and whose right, title, interest and possession be not saved in the last parliament held within this realm, all such right, title, interest, rents, profits, etc., which they had or might have had in any of said honours, castles, etc., in said letters patent made or hereafter to be made, and comprised at the time of such letters patent."

Extractum per Nicholaum Stanyhurst et Thomam Alen, clericos.

February 4, 1536 N.S.

Great seal of Ireland.

February 15 to March 7, 1542 N.S.

November 28, 1542.

205.

Peter, son of Peter, son of Edmund, son of James Butler of Knokekyll, grants to Piers, Earl of Ossory, Margaret his wife, and their heirs and assigns for ever, all his messuages, lands

and tenements which he had from his father in the town of Lysronagh. He appoints Richard Hoved to be his attorney for delivery of seisin.

March 31, 1536.

206.

Indenture between Piers, Earl of Ossory, on one side, and William Tyw, burgess of Paynstown, and Honora Ny Veare, on the other, witnesses that said Earl has granted to them and their heirs and assigns for thirty-one years at annual rent of twelve English groats, a messuage with a garden and croft called Ryssysplass, and five acres of arable land. The messuage extends from the High street to James Fowlynge's land, and from the Friars' messuage to that of Thomas Poer. Two acres with three ridges are in Gortnyholy, and two acres called Davysland lie between the High street and the lands of said William and James Fowlynge.

April 4, 1536.

207.

Indenture between Thomas, Earl of Wiltshire and of Ormond, and John Gerot of Rush in the parish of Lusk, chief serjeant to the Earl, witnesses that said Earl grants all his meases, lands, tenements, etc., in Balreske, the Reske and the farm of the Ring within the parish aforesaid, with all the appurtenances, the Meadow, Rochisland, Byrtokisland, Alvyg Wiotisland, forty acres by Kilnure, Faransland, Dandeisland, with all other lands, etc.; to have and to hold to said John and his heirs for a term of 31 years at annual rent of 11 marks, 3^{s.} 4^{d.}, with all the customs and casualties in Rush for the same term at annual rent of 13^{s.} 4^{d.}

April 10, 1536.

Seal.

208.

Indenture of Easter, 1536, between William Philip, arch-deacon of Ferns, and Nicholas Brytton, burgess of Rossponte, witnesses that Nicholas has granted to said William for the term

of fifty-nine years at annual rent of 10^s. Irish, a house or messuage in Market street in the said town. The premises are bounded by the cemetery of St. Mary's church, the High street or Market street, the lands of said church, and Hyde's ground and Bennett's ground.

April 16, 1536.

209.

John Troy, of Irishtown near Kilkenny admits himself bound to Piers, Earl of Ossory, in 40^l. Irish on condition that said John shall accept the award of James White, Walter Cowley and David Roth concerning all matters now in debate between him and the Earl or one Robert Troy.

September 27, 1536.

210.

Inspeximus (in latin) by James, Earl of Ormond, dated at Clonmel on March 1 in the 34th year of Henry VIII, of a final concord made on the 15th day after St. Martin's Day in the 28th year of Henry VIII in the liberty court of Piers, Earl of Ossory, at Tibberaghtne, county Tipperary, before Roland Fitz Gerald of Brantchurch, seneschal of said liberty, Walter Kerdiffe, second justice of the King's bench and justice of said liberty, James Clere, dean of Ossory, vice-chancellor and Master of the Rolls of said liberty, Walter Cowley, attorney at law in said liberty, William Comen and others. The concord is made between John Sherloke of Waterford, merchant, plaintiff, and Piers, Earl of Ossory, and his wife Margaret, deforciant, concerning the manor of Corkehenne with appurtenances, and land in Listoffe, Garranrowe, Blackcastle of Borreisleaghe, Ballynknoke, Cashel, Lokistown, Tollaghcowan, Moncelstown, Gibbstown, Davidstown, Ballihowe, Garrirobyn, Ballyquyne, Mogorban, Garrinerehe, Clonmel, Ballicornan, Ballynyowre, Carrick, Killenale, Kilbrennyn and Moslatte. The said Piers and his wife acknowledge said manor and lands to belong to Sherloke as a gift from them, in return for which acknowledgement said Sherloke grants the property to said Piers and his wife for their lives, with remainder to James

Butler, their son and heir apparent, and his heirs male, to Richard Butler, son of said Piers, and his heirs male, and to the right heirs of said Piers for ever.

November 26, 1536.
March 1, 1543.

Portion of seal of James,
Earl of Ormond.

211.

James Hedyan of Ballybeg, county Tipperary, appoints Nicholas Mothing, chaplain, his attorney to put Piers Butler, Earl of Ormond, and Margaret his wife in seisin of all his lands, etc., in Rathsex *alias* Gybbystown and Davidstown in county Tipperary.

[No date, *circa* 1537].

212.

The De Freyne Claim to the Manor of Norragh, co. Kildare.

(1) Edward Ragged, merchant, grants to Peter Freyne of Clone the manor of Norragh with all its appurtenances, to have and to hold to said Peter, his heirs and assigns for ever of the chief lords of the fee, etc. Patrick Archebold, chaplain, to be his attorney to give seisin.

January 8, 1537. N.S.

(2) Examination of witnesses by Richard Scheeth, Sovereign of Kilkenny, Robert Rothe, Walter Sherloke and Piers Walshe, burgesses and merchants of the same town, made at the request of Piers Freigne of Clone, as follows.

Sir Moriertaghe O'Leagleor, monk, aged 72 years, deposed that said Piers Freigne is the very son and heir of Ede Freigne, as he hath commonly heard and known, and that said Ede was son and heir to Edmund Freigne, who was son and heir of James Freigne, son and heir of Leonard Freigne who married Elizabeth Calf, daughter and heir to the Baron Calf, Baron of the Norragh. And the deponent also heard that said Leonard and Elizabeth had issue a daughter who was married to a son of Wellisley of the Dangyne.

Gilpatrick mac David O'Lonnorigan, aged 60 years, agreed with the first deponent.

Ellice Shortall, widow, late wife of said Ede Freigne, aged 60 years, deposed that said Piers Freigne is the son of Ede Freigne and herself, etc.

Margaret Freigne, widow, aged 80 years, Honore Brenan, aged 60 years, and Reyned Inny Cwono, aged 60 years, agreed with the first witness.

Signatures: Rechard Schetth, Sovereign of Kilkenny, Robart Rothe, Walter Sherlok and Pers Walshe.

March 14, 1537.

(3) Portion of a notarial instrument reciting the sworn evidence of witnesses summoned to show that Peter Frenny is lord of the manor of Norre and that he and his ancestors have always had the lordship. The witnesses are Patrick O'Bargy, eighty years of age, John Ofey, Renalda Iny Chuonny, Anastacia Iny Ohey, David O'Kelly, Donald O'Sovlo, Joan Iny Elayn, the Rector of Rabeac, Patrick O'Brohy, William de Loundre, etc., who testify to having seen or heard of rents in money, horses, cloth, etc., being rendered to Peter and his ancestors in virtue of their lordship.

[1537?].

[These three documents give the claim of one Peter de Freigne to the Barony of Norragh. The third, which unfortunately is almost indecipherable, has no date, but may safely be placed with the other two. The claim of these Freynes of co. Kilkenny to be lords of Norragh is curious and puzzling. For the original Barons of Norragh, and the descent of this barony to the Calfes or Le Veels, see Lord Walter Fitzgerald's "Narraghmore and the barony of Norragh" in the *Journal of the Co. Kildare Archaeological Society*, vol. vii (pp. 242-265). The Wellesleys certainly succeeded the Calfes as Barons of Norragh by 1460 and continued till 1660; and the De Freyne claim, coming between the last Calfe, Elizabeth, daughter of Robert Calfe (she died in 1445), and 1460, does not seem to have succeeded or been legally recognised. A Peter Frene is mentioned in an earlier deed of June 23, 1532, in a dispute about lands near

Leisweane on the Nore; one of the witnesses mentions Elena and Katherina Frene. Peter "Freney" of Ballilocke is granted a pardon in 1548 (*Cal. Pat. Rolls, Ireland, Henry VIII—Eliz.*, p. 178). The "Rector of Rabeac," who gives evidence in the third deed, is evidently parish priest of Rathbeagh, in Irish "Rath Bheothaigh," a parish near Ballyraggebin, co. Kilkenny, pronounced in Irish "Rawbahach" (Hogan: *Onomasticon Goidelicum*).

For the whole question of the Lordship of Norragh, see a paper by me in the *Journal of the Royal Society of Antiquaries Ireland*, for June, 1935].

213.

Catherine Butler appoints Oliver Boweday her attorney to put Donald O'Molryan in seisin of a messuage in the town of Fethard lying alongside the land of John Everard.

February 26, 1537.

Small seal.

214.

Thomas Burke, son and heir of Edmund Burke, late of Castlecurry, grants to James Butler, son and heir apparent of Piers, Earl of Ossory, the castle or messuage of Silliat with sixty acres of arable land in Silliat, county Kildare, to have and to hold to him and his heirs and assigns for ever. Robert Hussey and Oliver Grace to be his attorneys for giving possession.

Witnesses: James White, recorder of Waterford, Walter Cowley, Edmund Butler.

Dorso: Memo. that seisin was duly given to James Butler's attorney, David Roth, on June 14, 1537, in presence of David Sutton, Thomas O'Kelly of Kildare, and others.

April 29, June 14, 1537.

215.

Exemplification of the testimony produced by James Seyntleger before Roland Baron, Nicholas Britton, treasurer of St. Canice's, and William Vale, precentor of the same, as to the peaceable possession of the land of Kyllynobole *alias*

Kylbrenyne by his grandfather, Patrick Seyntleger. The following have testified to this: Philip O'Moghan, aged seventy years, Edmund O'Moghan, John Lonan, John Cahyll, Honora Purcell, Neill O'Lanegan, Cornelius O'Heriell and Mahon O'Macky.

Signatures: Rauland Baron, Sir Nicholas Britton.

October 23, 1537.

216.

Britton Deeds.

(1) Indenture between Johanna Britton, widow, and John Delahyd her son, on one part, and William Morghow, shoemaker, on the other, witnesses that Johanna and John have let to William for a term of fourteen years in mortgage the moiety of 'one croft or great garden' in pledge for 23^s. 4^d.

December 4, 1537.

(2) Morina Kevanaghe, relict of Nicholas Britton, sometime burgess of New Ross, for the sum of 40^l. received in her necessity, grants to Patrick Wodloke, merchant of said town, and to Margaret Britton, her daughter, a messuage in New Ross bounded by the King's street called Beth street or North street, James Benett's land, the land of St. Mary's church, and the land of John Benett. Nicholas Wodloke, chaplain, and Peter Yong, merchant, to be attorneys for livery of seisin. Given on the feast of the Exaltation of Holy Cross, 1538.

Witnesses: Nicholas Wodloke, Henry Walche, notary, Henry Carran, merchant and citizen of Waterford, Pers Younge, clerk.

September 14, 1538.

Seal.

(3) Patrick Wodloke, merchant of Ross, and his wife Margaret Britton, grant to Thomas Gregory, merchant of the same, two messuages in said town, holding to him and his heirs for ever. James Whit, chaplain, and Henry Carran, citizen of Waterford, to be attorneys for giving possession.

Signatures: Patrick Wodloke, Margaret Brytton.

Witnesses: James Wodloke, Maurice Wise and Henry Carran, citizens of Waterford, Sir Henry Walsh, notary, James Whit, chaplain.

May 4, 1540.

(4) Indenture between Morina Kevanaghe and Thomas O'Duyll, carpenter, witnesses that said Morina has granted to Thomas for a term of 30 years a garden in Ross lying between the King's way called Ayslane and Henry Walsh's land, and between John fitz Richard Bennet's land and the land of St. Mary's church.

April 13, 1542.

(5) Elena Britton, daughter and one of the heirs of Nicholas Britton, formerly burgess of Ross, grants to Edmund Edward, merchant, of Arclow, and to his heirs and assigns, all her messuages, lands and other property in New Ross; Peter Morow, merchant, of Ross, to be attorney for giving possession.

October 9, 1542.

Seal.

(6) Morina (More) Kevanagh, widow of Nicholas Britton, late of Rossponte, appoints Walter Somery of Ross, yeoman, her lawful attorney to make livery of seisin of certain lands conveyed by her to Edmund Edward, merchant, of Arclow, and his wife Isabel Britton.

Witnesses: Master William Carrw, Doctor of Divinity, Peter Raggeyd, reeve of Ross, Peter Morchow, merchant, Robert Somery, Thomas Myhyll, Sir Henry Brymyingham, vicar of Old Ross.

January 22, 1543.

(7) Rose Britton, daughter and heir of Nicholas Britton, grants to Edmund Edward of Arclow all her lands, etc., in Rossponte, Clonmene, Ryok, commonly called Kingstown, and Ballymontyne in county Wexford; to have and to hold to said Edmund, his heirs and assigns, for ever. Walter Somery of Ross is appointed attorney for livery of seisin,

Witnesses: Peter Raged, portreeve of Ross, Peter Morffe, merchant of the same, and Sir Henry Brymyngham.

February 8, 1543.

(8) Rose, Ellen and Marion Britton, daughters and heirs of Nicholas Britton, admit themselves bound to Edmund Edward of Arclow, in 200^l.

Witnesses as above.

February 12, 1543.

Three small seals.

(9) Morina Kevanagh admits herself bound to James, Earl of Ormond, in the sum of 40^l, that she shall make legal assurance to said Earl of all the lands, etc., whereof she is seised in the town and franchises of Ross and elsewhere, excepting the great house in Ross in which Patrick Wodloke now dwells.

June 9, 1543.

(10) Morina Kevanagh grants to John Brymyngham of Ross, merchant, all her lands, etc., in Ross and elsewhere in county Wexford; to have and to hold to said John to the use of the Earl of Ormond, his heirs and assigns, for ever.

Witnesses: Peter Bray, James White, Thomas Gregory, merchant of Ross, Sir Richard Benet, precentor of Ferns church, William Butler, Nicholas Walsh, Thomas Kaffey, Laurence Walsh and others.

June 13, 1543.

Small seal.

(11) Rose and Ellen Britton admit themselves bound to James, Earl of Ormond, in the sum of 200^l, that they shall make legal assurance to said Earls of all the lands, etc., which shall come into their possession by force of any will.

June 14, 1543.

Two small seals.

(12) Patrick Wodloke and his wife Margaret Britton, daughter and sole heir of Nicholas Britton late of Rossponte, admit themselves bound to James, Earl of Ormond, in 200^l Irish, on condition that they shall make such feoffments as said Earl's

learned counsel shall direct of all the property descending to them by force of any will or devise of said Nicholas which lies in said town of Ross or elsewhere in county Wexford, excepting the house in which said Patrick now dwells.

July 12, 1543.

(13) Patrick Wodloke and his wife Margaret Britton quitclaim to John Brymyngham of Ross, merchant, lands in Ross and elsewhere in county Wexford which were parcel of the inheritance of Nicholas Britton, excepting the New Hall lying from the King's way called North street or Beyth street in the west to the land of James Benet fitz Richard in the east, in which said Patrick and Morina Kevanagh, widow, dwell.

July 13, 1543.

217.

“ Henry the eight, etc., to our trusty and well beloved the mayers, baylives, sufferayns, portreeves and comons of our cities of Waterford, Lymerik and Corke, and of our townes of Galway, Youghull, Kynsale and all other our cities, ports and borow townes within the lande of Ireland, greeting. For certeyn causes us mowing We woll and natheles commaunde you and every of you that ye permyte and suffer our right trusty and well beloved cousyn therle of Ormond and his son and heire our servaunt James Butler to have ingresse in and through all and every our seid cities and townes with their retynues, and to soiorne and have victuailes and other necessaries at prise from time to time without any contradicion, refusele or impechement.” Given at Hampton Court, the 12th day of August.

[? 1538].

[The date is probably 1538 when Sir Piers was legally recognised as Earl of Ormond and Ossory.]

218.

Paper copy of two deeds in latin confirming to the Butlers their lands in Ireland, *circa* 1408 and 1538-9.

(1) " Henry, King of England, Lord of Ireland, etc., greeting. Know ye that on the advice of Thomas le Butler, prior of the Hospital of St. John of Jerusalem in Ireland, deputy of our dear son Thomas of Lancaster, seneschal of England and our Lieutenant in Ireland | and in consideration of the faithful service done in our wars in Ireland by James, son and heir of James Butler, late Earl of Ormond | we have pardoned to said James all manner of intrusions, misprisons, suits, etc., and we hereby grant to him: the castle and manor of Blackcastle in Meath; the manors of Turvey, Baleske, Balileas, Beverstown, Cowrduf, Rush, Balmascaddan, half the manor of Bre and a parcel of meadow and pasture near Lestanie in county Dublin; the manor of Cloncurry and the barony of Ogheterim, the manor of Jagowestown and the castle and manor of Arclow in county Kildare; the castle, manor and town of Tullagh in Ofeilim in county Carlow; the castle of Kilkenny with the advowson of the church of Callan and the castle and manor of Balligawran in county Kilkenny; the castle, manor and barony of Knocktoffer, the castles and manors of Dromdowny and Grenagh and the barony of Overck, the manors of Dunfert, Hill of Callan and Irraght; one acre of land and the advowson of St. Martin's church in Rathkiran; the manors of Castlegannan, Ellid, Melagh, Leinaghstown, Saundirstown, Correstown, Hopkinstown, Lomoc, Mocleynerloghin, Pollroan, Ardclon and Camerdinstown; the towns of Rosbercon and Whitstown with half the fair of Ross and Camokes, one acre of land and the advowson of St. Martin's church near Kilkenny, the town of Tredinstown and the manor of Downbrin in county Kilkenny, and the third part of the franchise and regality of said county; the manors and towns of Nenagh O'Brian in Ormond, Thurles in Eliogerty, Roskree, Ardmayle, Miltown, Cahirdowneske and the barony of the same, the castle and manor of Ballibothey, the castle and town of Carrickmagriffin, the towns of Newtown Lumnan, Creg, Sowchestown, Brittas, Aghdir, Monorstown, Mochillstown, Maynnestown, Richardstown and Priorstown, the castle of Gracescastle and the lordship of Ofahi in county Tipperary, with the franchise and regality of county Tipperary; one messuage in county Waterford, the castle and manor of Maluresylond, the manors of Balmacloid, Burrinfingh and

Carrig on the side of Waterford with the fair there, the manors of Balladam, Lisynkill, Moegrinestown and Pembrokestown in county Waterford, the manors of Ballygimer, Glanballycullenan and Ballyncloigh, the town of Kinsale, one messuage and two plowlands in Kilcopere, half the town of Yoghill and the manor, town and barony of Inchconie with the advowson of St Mary's church in Yoghill, and the manor, town and barony of Corckinlise, with the advowson of the parish church there, in county Limerick; and the prize wines in all ports in Ireland, saving those of the city of Cork, and half the city and port of Waterford."

circa 1408.

(No date is given but it is almost certainly 1408 or 1409. Thomas Butler, prior of the Hospital of St. John, was appointed Deputy for Thomas of Lancaster, Lord Lieutenant of Ireland, on March 4, 1408, re-appointed June 1, 1409, and so acted till September 25, 1413. He was a bastard son of James, the third Earl of Ormond, who died on September 7, 1405. James, afterwards fourth Earl, son of the third Earl, was under age at his father's death, but was given entry into the family estates some time about 1408, and lived until 1452, being known as the White Earl. This deed therefore seems to relate to the time when he was still a minor but suing for livery of his estates.)

(2) " Henry VIII, Supreme Head of the Church, etc., greeting. Know that we have granted to Piers Butler, Earl of Ossory and Ormond, and to James Butler, Treasurer of Ireland, in consideration of their faithful service in our wars against the Geraldines and other rebels: the lordships or manors, castles and towns of Balligowran, Donfert, Knocktofer, Kilkenny, Glashaire and Rosbercon in county Kilkenny; Carrigmagriffin, Killenaile *alias* Kildunaile, Knockgraffin, Thurles, Nenagh, Roscrea, Ballinri and Shanestown in county Tipperary; Rathvill, Clonmore, Tullagh in Ofeilem, Kealasna, Poerstown and Leighlin in county Carlow; Durbardes Island *alias* Great Island in county Wexford; Little Island in county Waterford; Oghterard, Castlewaring, Downada and Clintonescourt in county Kildare; Rush, Balliscaddan, Curduf and Portran in

county Dublin; Blackcastle and Downamore in county Meath; Barrones [Inns] in the city of Dublin; one house in Cashel; a great messuage in the parish of St. Nicholas, Dublin, which came into our hands by the attainder of Gerald FitzGerald, late Earl of Kildare; and our manor of Arclow, with all their lands, rents, etc.; to have and to hold all the above to said Piers and James and to the survivor of them, and to the heirs male of the body of said Piers lawfully begotten, for ever, holding of us and of our heirs and successors by service of one knight's fee for all services, exactions and demands."

[1538].

(This deed also is undated but may be ascribed to 1538. Henry, who is styled Supreme Head of the Church in Ireland, became so in 1537, and Piers Butler, in whose favour the grant is made, was created Earl of Ormond in February, 1538, and died in 1539.)

219.

Indenture between Piers, Earl of Ormond, and Thomas Howleghan, carpenter, witnessing that the Earl has granted to Thomas two messuages in the town of Callan, one lying by the great bridge between the messuages of John Brynyn and John Kahill, and the other by the Earl's mill called the Old Mill, also land in 'le Mennan more' and 'le Mennan beg,' Cornell, Shortland and Gortnefahe.

Signature: P. of Ormond and Oss.

February 7, 1538.

220.

An act agreed on April 2 in the 29th year of Henry VIII, by the Deputy and Council of Ireland to be passed in the next parliament to be held, at the request of the Earl of Ossory and the Lord Butler, to the effect that 'whereas by the harty, effectuell and chargeouse service doon to the Kingis maiestie against the Geraldines and other rebelles within his Grcae's lande of Irelande by the Earl of Ossory and his son and heire

apparaunt, James Butler, Lorde Butler, his Highnes our souverain lorde, etc., hath given and granted by lettres patentes certain manoirs, castelles, townes, landes, tenementes, knightes fees, avousons, etc., to said Earl and Lorde Butler, wherefore be it now enacted by the King's Highness, the lords spiritual and temporal, and the commons in the present parliament assembled, that all such letters patent be good and effectual to all purposes and that said Earl and Lord shall have and enjoy all such grants, any act to the contrary notwithstanding.

April 2, 1538.

221.

Indenture between Piers, Earl of Ormond, and Sir Nicholas Myaghe of Dublin, chaplain, witnessing that said Earl has granted to Nicholas a garden in Dublin between St Brigid's church and Master Sarswel's orchard called Dillon's land, for a term of 35 years at annual rent of 3s. 4d.

June 5, 1538.

222.

Indenture dated at Potellrath on July 14 in the 30th year of Henry VIII, between Piers, Earl of Ormond, and Genede Osey, witnesses that said Genede grants to said Earl to farm Ballynebanoge, Skarteterise and Brainokeis island, and the plough land, woods and 'coneyes' reserved for herself, for so long as the Earl shall leave her in possession of the lands of the heir of John Edverarde which are in the wardship of said Earl, until that heir come of lawful age.

July 14, 1538.

223.

Indenture between Piers, Earl of Ormond, and his wife Margaret, and Hugo Fere, merchant, of New Ross, witnesses that said Earl has granted to Hugo a house in said town which is bounded on four sides by the pillar of St Saviour, the land of St. Mary Virgin, the land of the church of said town, and Patrick Kelly's house; to have and to hold to him, his heirs

and assigns, for a term of ten years at annual rent of 13^{s.} 4^{d.}, rendering to the chief lord of the fee the services due and accustomed; said Hugo to keep up properly the house and to build a good and sufficient chimney in it at his own expense.

September 3, 1538.

224.

Piers, Earl of Ormond and Ossory, and Margaret his wife, appoint Peter Clynton their attorney to receive possession from Nicholas Mothyng, chaplain, of all his messuages, lands, tenements, etc., in Clynistown, county Kilkenny. Given at Kilkenny.

January 8, 1539.

Two seals.

225.

Indenture between Piers, Earl of Ormond, on one side, and Rose Hedyn, widow, and Piers Herforde's children on the other, witnesses that the Earl grants to said Rose and children and to their heirs and assigns two messuages with the appurtenances in the hill of Callan, one of which lies in length from the King's street in the west to Knoghor Clere's holding in the east, and in breadth from the millpond in the south to John Tobyn's holding in the north, and the other lies by the Haggard gate in length from the King's street in the east to the common ditch in the west, and in breadth from John Brenan's holding in the north to Donyll Dermede's holding in the south; to have and to hold said messuages and a garden by the 'mothe' with 17½ acres of arable land to said Rose and children for a term of 30 years at annual rent of 18^{s.} 4^{d.} Said Rose and children shall 'er' twice yearly to said Earl as they shall do unto themselves, shall pay to him two 'ryppen hokes,' two 'wotghe' hens, and give two men to mind the millpond besides serving said mill in all points as their neighbours do.

January 27, 1539.

226.

Two bonds.

(1) "Richard Archedeken *alias* McCode, son and heir of John Archedeken, brother and heir of Richard Archedeken, late of

Galmoy, deceased, admits himself bound to James, Lord Butler of Thurles, in 1000^l. silver; on condition that whenever required he shall make to said James and his heirs sufficient security of one half of all such manors, lordships, lands, etc., in counties Kilkenny, Tipperary and Limerick, and elsewhere in Ireland, as he shall have as son and heir of the said John Archdeken, brother and heir of the late Richard Archdeken of Galmoy.

Dorso: 'Memo. that on the same date, this obligation was delivered to the said James in the presence of Robert Shortall, prior of Feartykeragh, Piers Purcell of Fowkscourt, Gerald fitz Piers Archdeacon *alias* McCode of Kitley, gentlemen, Walter Burk fitz Redmund, Gerald McTeige of Hankardstown, Robert More Poer fitz Thomas of Illankene, horsemen, James King, John Conwey and John Barbour, yeomen, Richard Nugent and divers others.

(2) Bond of Gerald, son of Peter, son of Maurice Archdekene *alias* McCode of Kylbleyne in county Kilkenny to James Butler, Viscount Thurles, in 500^l.

January 27, 1539.

Seal.

227.

Indenture dated February 8 in the 30th year of Henry VIII between Piers, Earl of Ormond, and Dame Margaret FitzGerald his wife on one side, and James Keting fitz Maurice of Deriagraa, gent., on the other, witnesses that said Earl and Margaret grant that for as long as they or their heirs shall have any kerne under them in county Tipperary said James and his heirs shall be appointed to have one man's part of the leading of said kerne with all manner of casualties, profits and advantages of old time to that part accustomed and belonging, in as large manner as any other occupying that part or room have used the same, said James and his heirs doing therefor to the Earl and Margaret and their heirs such duty and service as belongs to said part.

In consideration whereof said James grants for him and his heirs to said Earl and Margaret that they and their heirs shall have yearly the nest and hawks of the 'gasshawkes' now

being, or that at any time hereafter shall fortune to breed or bring forth any broods, in the wood called Glanegarry in Slewgras, said Earl and Margaret and their heirs paying yearly for every lawfull ' gasshawke ' or ' tarcell gasshawke ' at the rate of 26^{s.} 8^{d.} for the former and 13^{s.} 4^{d.} for the latter; and if it fortune that said nest or hawks be stolen, and said James or his heirs declare unto said Earl, etc., the names of them that shall steal them, then said Earl shall pay yearly at the aforesaid rate, but if it so chance that the hawks be taken away so that the Earl can have no knowledge of the persons that take the same, then he shall be no further charged with the aforesaid payment.

February 8, 1539.

228.

Indenture dated February 10 in the 30th year of Henry VIII between Piers, Earl of Ormond, and William Tywe, burgess of Cnoktoffer, witnesses that said Earl grants a messuage, a garden and a croft, with four acres of arable land and three stangs commonly called Rice's land in the borough of Apane in Cnoktoffer, which messuage, garden and croft lie in length from the King's street in the south to Folyng's land in the north, and in breadth from Thomas Power's land in the west to the land of the Freres of Cnoktoffer in the east, while two of the said four acres lie in Davidisland, and the other two acres and three stangs in Gortneheylle within said borough; to have and to hold said premises to said William, his heirs, executors and assigns, for a term of 30 years at annual rent of 4^{s.}

February 10, 1539.

229.

Richard Vale, son of Patrick Vale, grants to Piers, Earl of Ormond, Margaret his wife and their heirs and assigns for ever all his messuages, lands, tenements, rents and services in Rathkeyn, county Tipperary. Given at Kylconnyll.

February 13, 1539.

230.

Donat, son of William O'Carran, of Fowkyston grants to Piers, Earl of Ormond, Margaret his wife and their heirs and assigns for ever, all his messuages, lands, tenements, etc., in Graygfeyryk, county Tipperary. Given at Balleneleyneghe.

February 14, 1539.

231.

Patrick Hackede, son of Walter Hackede, grants to Piers, Earl of Ormond, and his wife, and to their heirs and assigns for ever, half Pyckardsgrove *alias* Garranpyckard in county Tipperary; holding of the chief lord of the fee by the services due and accustomed.

March 3, 1539.

232.

Two Grants to St. Nicholas' Parish, Dublin.

(1) Indenture between William Spenser of Dublin, merchant, and William Nangle, proctors of the church of St Nicholas Bishop within the walls of Dublin, on one side, and Thomas Grace of the same, barber, and his wife Christian Bragges, on the other, witnesses that said proctors by consent of the 'parisinges' [parishioners] of the same have granted to Thomas and his wife the house which one Bele Ray lately inhabited and which stands between Skinner Row, the buttery of the great house late belonging to the Earl of Kildare, and a house belonging to the chantry of Our Lady of said church; to have and to hold to said Thomas and his wife for their lives, at annual rent of 10^s. Patrick Mole, clerk, to be attorney for giving possession.

Signatures of witnesses: John Bennet, Barnabas Kyng.

March 13, 1539.

(2) Indenture dated March 20, 1539, between William Spenser of Dublin, merchant, and William Nangle of the same, merchant, proctors of the church of St Nicholas within the wall of the city of Dublin, on one side, and Patrick Mole of the same, clerk, on the other, witnesses that said proctors by consent of all the parochians of said church grant to said Patrick

a house with a siller in the Skynner Row within said city and a garden on the east side of Senyfeldes Inns, with the appurtenances, said house and siller lying in length from said Skynner Row on the north to the Sutter lane, otherwise called the Hyne lane, on the south, and in breadth from the ground sometime belonging to the late abbess of the Hogges and St. Nicholas' churchyard on the west, to the ground of said church wherein one Bele Ray lately did dwell and the great house of the Earl of Ormond on the east; and said garden lying in length from Sutter lane on the north to the wall of the city on the south, and in breadth from Senyfeldes Inns on the west to Eustace ground of Causye (?) on the east. To have and to hold said house, siller and garden, with appurtenances, to said Patrick, his executors and assigns, for a term of 61 years at annual rent of 26^s. 8^d. Irish. Said Patrick to build within the first five years a hall and other houses necessary for the same and convenient for an honest dwelling man to occupy, and also to make within seven years a stone wall which shall continue a portion between said ground of the Earl of Ormond.

Signatures: Barnabas Kyng, *premissis conscentor*, Phillip Hellok (?), Thomas Trays, Johan Bennet, George Fortune (?), William Spenser, proctor, William Nangle, proctor.

March 20, 1539.

Seal of parish of St. Nicholas.

233.

Katherine Butler, relict of Robert Poer of Rathgwooll, in her pure viduity, grants to Piers, Earl of Ormond and Ossory, Margaret his countess, and their heirs and assigns for ever all her messuages, lands, tenements, etc., in the towns or tenements of Vyingisrath [Rathbyrne] and Condoneston, co. Tipperary.

April 27, 1539.

234.

Two Cashel Deeds.

(1) Letter of attorney from Walter Hacked, burgess of Cashel, to Jordan Marres to give possession to Piers, Earl of Ormond, of a messuage in Cashel.

May 6, 1539.

(2) Indenture dated May 14 in the 31st year of Henry VIII between Piers, Earl of Ormond, and Dame Margaret his wife on one side, and Waltier Hakhide of Cashel, merchant, on the other, witnesses that whereas by deed of May 5 in the same year said Walter has granted to the Earl and his wife a messuage with the appurtenances in Cashel in mortgage for 28 marks, the Earl and Margaret now grant to said Walter the same messuage, to have and to hold to him, his executors and assigns at annual rent of 26^{s.} 8^{d.} for a term of five years.

May 14, 1539.

235.

Indenture dated May 12 in the 31st year of Henry VIII between Piers, Earl of Ormond, and William Eustace of Clongawiswodde, gent., witnesses that said Earl grants the towns and villages of Clonaghmore and Kynemoragh in county Kildare, to have and to hold to said William and his heirs for a term of 21 years at annual rent of 7^{l.} 13^{s.} 4^{d.} Said William to contribute to the finding of the Earl's horsemen and footmen and other charges in the rest of the lordship of Oughteryn as often as said Earl or his heirs shall resort thither.

May 12, 1539.

Seal, 'W.E.'

236.

Indenture dated May 16 in the 31st year of Henry VIII between Lord James Butler, High treasurer of Ireland, and Remond FitzThomas of Allenyston, gent., witnesses that said lord grants all his meases, lands, etc., in the Grange of Clere and the lordship of the same in the barony of Offaly, county Kildare, and also the whole tithes belonging to the Watyr grange and Grange Clere within said county and barony; to have and to hold to said Remond and his assigns for a term of 4 years, paying 20^{s.} for the first year and thereafter an annual rent of 26^{s.} 8^{d.}

Signature: Rymon Fyztomos.

May 16, 1539.

237.

Notarial exemplification of a grant by Philip O'Kenedy, captain of his nation, to James Butler, then son of the Earl of Ormond, with the consent of his wife and sons, of the castle of Balyartely in the parish of Achanithomays, with a plowland near the castle and half the plowlands in said parish, and all the accustomed services, viz., eleven turbaries and eight horsemen, paying twelve marks to the creditors.

Witnesses: Edmund, archbishop of Cashel, Thomas, bishop of Emly.

May 17, 1539.

238.

Will of Piers Butler, Earl of Ormond, made at Potellrath on May 28, 1539.

After directing that his body shall be buried in St Canice's cathedral, Kilkenny, he appoints as his heir his elder son, James Butler, and as executors of his will his wife, Margaret FitzGerald, and his sons, James and Richard. He then makes the following bequests: to his son James, his best cloak, and to his son Richard his second best cloak; the remainder of his goods to the churches of St Mary in Callan and Gowran; his breast-plate and horse to said James, and his other horse to said Richard; to James his great collar of gold, and to Richard his small gold chain; and to every plowland in county Kilkenny one stone of steel. He then appoints James, his son and heir, to have his anniversary solemnly celebrated for ever in St Canice's cathedral, Kilkenny, Holy Trinity, Waterford, the churches of St Mary in Callan and Clonmel, St Patrick's and St John's in Cashel and St John's, Fethard, and his second son Richard to do likewise in the churches of St Mary in Kilkenny and Rossponte. James Clere, dean of Ossory, Nicholas Motyng, chancellor of the same, and Renald, Baron of Burnchurch, are appointed overseers of the will.

Appended is a declaration by Miles, bishop of Ossory, witnessed by Nicholas Motyng, the Baron of Burnchurch and

Sir Patrick Aspoll, to the effect that the above will has been administered in proper manner.

May 28, 1539.

Seal of bishop of Ossory.

239.

Indenture dated May 31 in the 31st year of Henry VIII between Piers, Earl of Ormond, Dame Margaret his wife, and the Lord James Butler, heir apparent of said Earl, on the one side, and Walter Cowley and Rose Ewstace on the other, witnesses that said Earl, Dame and Lord grant to said Walter and Rose and to their assigns the two parts of Brownistown Waring, to have and to hold for a term of (*blank*) years at annual rent of 20^s.

May 31, 1539.

240.

Indenture between Piers, Earl of Ormond and Ossory, and William Walshe, burgess of Callan, witnessing that the Earl has granted to William for a term of sixty-one years a messuage in St Kynnes street and two acres of arable land, one in the Myche Bynnan and one in the Litle Bynnan, paying yearly to the Earl, his heirs and assigns, 4^s. and such tributes and tolls as his neighbours do. The boundaries of the messuage are: the King's street on the east, the Earl's land held by John Tobyn and Rose Hedyen on the west, the King's street on the north, and the Earl's land on the south.

Dorso: Memorandum dated November 10, 1565, stating that Richard Mery and John Walsh were commissioned by letters of Sir Thomas Butler, Earl of Ormond, dated April 9, 1556, that whereas " this leas within wrytten to be a false contryved leas " and the property has been taken to the Earl's use, they should let it to the Earl's profit. It has now been let to farm to Richard Tobyn of Callan, shoemaker, and his wife Katherine Ny Daremody, for twenty-one years at annual rent of 5^s. 6^d.

July 23, 1539.

April 9, 1556.

November 10, 1565.

241.

Commission to James, Earl of Ormond, to act against James fitz John of Desmond.

“ Henry, King etc. to James, Earl of Ormond, our Treasurer of Ireland. Whereas James fitz John who styles himself Earl of Desmond has traitorously and contrary to his due allegiance risen against our Crown to disinherit us and our faithful people, and has confederated with enemies and rebels and with banners displayed in warlike fashion invaded the county of Tipperary *vi et armis* and preyed and destroyed our subjects’ goods and chattels there, etc.—We, therefore, trusting in your fidelity and wisdom and by assent of our beloved counsellor Leonard Gray, our Lord Deputy of Ireland, have appointed you Commissioner and Guardian of the Peace in the counties Kilkenny, Tipperary, Waterford, Wexford, Limerick, Cork, Kerry and Connaught, to treat with all and sundry Irish captains as with others who are confederated with the above James of Desmond, to array and lead out our faithful subjects against him according to the quantity of their lands and goods, to invade his lands, punish his adherents, and parley and treat with him and other rebels and enemies as to you shall seem best.

“ *Teste* the abovesaid Deputy, at Dublin on the 28th day of August in the 31st year of our reign.”

Coweley.

August 28, 1539.

242.

Letters patent (latin) renewing the Earldom of Ormond to James, son of Earl Piers.

“ Henry VIII, etc., greeting. Know ye that We, by the advice and consent of our dear counsellor Leonard Gray, Deputy of Ireland, grant and give licence for us, our heirs and successors, to our dear and faithful cousin James Butler, Earl of Ormond and Ossory, Treasurer of Ireland, son and heir of Piers Butler, late Earl of Ormond, | which Piers held of us *in capite* by knight service, | and to every other person seised to the use of said Piers or any other ancestor of said James, that he or they may enter upon and seize all and singular the castles, honours, lordships, manors, towns, lands, etc., of which said

Piers lately was seised in his demesne as of fee,|and that without a livery, amovement of our hands, or presentation of the abovesaid manors, lands, etc., or any parcel thereof, out of our hands or those of our heirs made in our Chancery according to the course of the same Chancery or the law of our land, and without suing, taking or returning any inquisition or inquisitions thereupon in virtue of any writs of ' diem clausit extremum ' for proving age, or any other commands of Ourself or our successors after the death of said Piers, also without pursuing or seeking any livery or presentation of the same out of our hands|and that he may retain, have, enjoy and possess said castles, honours, etc., to him and his heirs male of his body begotten, and each of them, as regards our heirs. Not wishing that any of our justices, sheriffs, bailiffs, commissioners or ministers shall molest or disturb said James in any part thereof, but that We, our heirs and successors, be hereby excluded from all right in any part of said property which came into our hands on account of the death of said Piers or any other ancestor of said James.

“ And further We pardon to said James and to Margaret Fitz Gerald, countess of Ormond, late wife of said Piers, and to Richard Butler, son of said Piers, all intrusions into said castles, honours, lordships, manors, etc., made after the death of Piers, and hereby grant to them all the issues, profits, rents, reversions, etc., of said property from the time of the death of said Piers; to have, raise and receive by their own hands and by the hands of our present and la^te escheators, sheriffs and other officers in the counties in which the property lies, without the necessity of rendering any composition to us, our heirs or successors; and their receivers, bailiffs, farmers, occupiers and tenants being quit for ever of all rents, profits, arrerages, etc., to us, our heirs or successors. And We further pardon all grants, alienations, reprisions, etc., of said property made without our licence or that of our progenitors or predecessors; all transgressions, offences and contempts; all debts, arrerages, of compositions and sums of money; all riots, conspiracies, maintenances, conventicles, illicit extortions, coynes, liveries, misprisions, redemptions, entries and all other misdeeds and offences against our peace and common law; also all sums of money, forfeitures of chattels and lands, etc., which said James

by reason of the above premises has incurred or may incur, etc. Notwithstanding that no express mention of the true annual value of the abovesaid castles, honours, etc., at present exists, and in spite of any statute, act or ordinance made to the contrary.

“*Teste* the abovesaid Deputy at Dublin, September 22nd in the 31st year of our reign.”

September 22, 1539.

243.

Two Deeds.

(1) Bond of November 6 in the 31st year of Henry VIII by Edmund Butler, son of Richard Butler of Anaghes to Margaret FitzGerald, Countess of Ormond, in the sum of 100^l. The condition of this bond is that said Edmund shall abide by the award of Miles, bishop of Ossory, and James, dean of the same, concerning the title to lands in the barony of Kenles which James fitz Piers Butler of the Bawn claims to be his right.

(2) Bond of the same date by James fitz Piers Butler of the Bawn to the Countess of Ormond in 100^l. that he will abide by the award of the bishop and dean of Ossory concerning the above lands in the barony of Kenles which are now in the possession of Edmund fitz Richard Butler of the Anaghes.

November 6, 1539.

Seal.

244.

Robert Shortals of Hygynstown, county Kilkenny, quit-claims to Margaret, Countess of Ormond, widow, and to Richard Butler, his right in all the messuages, castles, lands, etc., in Donaghmore, county Kilkenny.

January 30, 1540.

245.

Indenture dated March 4 in the 31st year of Henry VIII between James, Earl of Ormond, and Thomas O'Molawne of Woghtyrd (Oughterard), husbandman, witnesses that said Earl grants one mease in Woghtyrd with all the lands, moors,

meadows and pastures thereto belonging, to have and to hold to said Thomas, his executors and assigns, for a term of 25 years at annual rent of 4 marks, rendering also all the old customs. Said Thomas is to set and let to farm to the tenants of said town half "indell" of the premises. Should he, his executors or assigns, have corn on the land at the end of the term he or they shall be free to reap and bind it and carry it away without contradiction or rent.

March 4, 1540.

246.

Paper document recording the Earl of Ormond's debts to the Crown.

James, Earl of Ormond, farmer of the castle and manor of Dungarvan at 150^{l.} *per annum*, for his arrears for three years before Michaelmas in the 32nd year of Henry VIII, 450^{l.}

The rents of all lands and possessions spiritual and temporal belonging to the late priory of Lex [Abbeyleix] from the time of its dissolution to said feast of Michaelmas.

The rents, etc., of the late abbey of Jerypont from March 18 in the 31st year of Henry VIII to Michaelmas as above.

The rents of the late priory of Kells for the same period.

For the late abbey of Kylcoule from April 8 in the 31st year of Henry VIII to said feast of Michaelmas.

For the late house of friars of Callan from the time of its dissolution to said feast.

For the late house of friars minor of Clonmel for the same period.

For the late house of friars of Thurles for the same period.

For the late house of friars of Athobow for the same period.

For the late houses of Carrickmagriffin, Innescortie, Leighlen and Tullaghphelyn for the same period.

The rents of Leghlen, Taloughphelyn, Thristeldermott, Arglow, Jerypont, Callan, Thurles, Kenlys, Carrick, the rectory of Dungarvan, Duske, Kylcool, Graungeforth and Clonogan, Carlow, Annemolte and Hullahanna.

March 18, 1540.

April 8, 1540.

September 29, 1540.

247.

Indenture dated May 1 in the 32nd year of Henry VIII between James, Earl of Ormond, on the one side, and Patrick Barnewall, Nicholas Hancoke and Nicholas Stanyhurst on the other, witnesses that in consideration of certain sums of money paid by said Patrick, etc., to said Earl, the parties agree that Sir Robert Eustace, prebendary of Rathmichael, James Hancoke of Dublin, merchant, James Stanyhurst of Dublin, and John, Baron of Burnedchurche, gent., who have recovered in a writ of entry 'in the post' the manors of Turvey and Cloncurrey against said Earl, shall be seised of said premises and every parcel thereof as shall be to the clear yearly value of 15^l. Irish above all charges, to the use of said Patrick, etc., unto such time as said Earl pay to said Patrick, etc., 150^l. Irish at one payment or two at most.

Signatures: Patrick Barnewall, Nicholas Hancok, Nicholas Stanyhurst.

May 1, 1540.

Three seals.

248.

Two Bonds.

(1) Gerald, son of John FitzGerald of Dromanny, county Waterford, admits himself bound to James, Earl of Ormond, in 200^l., on condition that when required by the Earl or by John Grace of Gracescourt, James Swetman, Edmund Brenaghe and Edmund Blaunchvile, or any one of them, said Gerald shall deliver into the castle of Carrickmagriffin Thomas Tobyne, Shane McGragh, Donogh McTirrelagh and Donyll McWilliam, or any two of them, as his hostages to the King.

Witnesses: Sir Davi Prean (?), Denyse Krayh, Davy Feawan, Richard Nugent.

May 18, 1540.

Seal.

(2) Theobald, son of Peter Hedeyn of Ballynenoddagh, county Tipperary, admits himself bound to James, Earl of Ormond, in 500^l. Irish, on condition that he shall make sufficient estate to said Earl and his heirs of all his inheritance in Ballynenoddagh, Castlemoyl, Rathelys and Clonemore.

August 1, 1540.

249.

Indenture dated May 18 in the 32nd year of Henry VIII between Margaret, countess dowager of Ormond, and James Butler, Earl of Ormond, son and heir apparent of said countess, witnesses that whereas Piers, late Earl of Ormond, sometime husband of said countess, and the natural father of said James, was seised of divers castles, manors, towns, lands, tenements, etc., within the land of Ireland—all of which castles, etc., descended to said James as son and heir to said Piers,—and forasmuch as it is expedient that all the same lordships, etc., be divided so that said James shall hold two parts thereof and said countess the third part, the said parties hereby agree that said Margaret shall hold during her natural life the castles, towns and manors of Donmore, Donfert, Benettisbridge, Ballykyve and Whittisbrowneston in county Kilkenny, Tolloo and Bynecorre in county Carlow, and Killenale in county Tipperary. The parties further covenant that they will abide by the award of arbiters on all questions arising between them; the arbiters to be John Grace of Graciscorte, gent., Rollande FitzGerald, Baron of Burnechirche, Sir James Clere, dean of Ossory, James White, recorder of Waterford, Sir Nicholas Moting, chancellor of the Cathedral church of Ossory, and Walter Cowley, gent.

The said countess herewith delivers to said James 100^l. Irish, 24 milch kine and 24 stud mares. Both parties are bound in 1000^l.

Signature: James Ormond and Ossory.

May 18, 1540.

Counterpart of above indenture, with signature of Margaret, countess of Ormond and Ossory.

250.

Two Shorthal Deeds.

(1) James Shorthalse, lord of Balilorcan, appoints Peter Raggid and Edward Raggid, burgesses of Kilkenny, his attorneys to give possession of the towns of Killvenane and Balopokase, county Kilkenny, to his son Richard Shorthalse, according to his grant to said Richard and his heirs male.

June 8, 1540.

Seal.

(2) Deed of William Sowlewane, 'portrey' (portreeve) of the town of Kilkenny, made at Kilkenny on June 16, 1540 (the 32nd year of Henry VIII), whereby said William attests that he has examined and accepted certain records brought before him by Richard Shorthalse, son of James Shorthalse, lord of Ballylorcane. The said records show that said James Shorthalse granted to said Richard and to the heirs male of his body a village with the appurtenances called Bealapykase in the tenement of Rathele, county Kilkenny, and Kilvenane with the appurtenances in the tenement of Kilarnik, in said county, with remainder to Piers Shorthalse, brother of said Richard, and his heirs male, with remainder to Olyver Shorthalse, brother of said Richard, and his heirs male, with remainder to the rightful heirs of said James. The said portreeve further attests that he has heard the sworn testimony of Sir Thomas Marchall, chaplain and parish priest of St Mary's church in Kilkenny, Sir John Keally, chaplain, and Pers Raggid, merchant of the town of Kilkenny, who have all three confirmed the right of said Richard to said lands.

Witnesses present: John Ley, James FitzEde of Kilkenny.
'Per me Wyllam Sollewane.'

June 16, 1540.

Seal.

251.

Two Deeds.

(1) Katherine Butler of Fethard, county Tipperary, widow, grants to Lady Margaret FitzGerald, widow, countess of Ormond, all her messuages, lands, etc., in Vyngrathe and Cundonistown in said county, holding of the chief lords of the fee, etc. Thomas Marres to be her attorney for delivering possession.

July 13, 1540.

(2) Robert son and heir of Robert Poer of Rathcolle, county Tipperary, quit-claims to Lady Margaret FitzGerald, widow, countess of Ormond, all his right in the messuages, lands, etc., in Vyngrath and Cundonistown which are now in her possession.

July 21, 1540.

252.

Deed of Alsonne Walshe of Ross dated December 12, 1540 (the 32nd year of Henry VIII) attesting that whereas by indenture dated August 10, 1518, Nicholas Britton, late burgess of Ross, granted to William Kent *alias* Sherman, and to said Alsonne his wife, a messuage and a garden with appurtenances within said town to have and to hold for a term of 59 years, said Alsonne now grants and sells to Lady Margaret, countess of Ormond, widow, all her title and interest in said messuage and garden; to have and to hold to the end of said term, paying therefor to the heirs of Nicholas Britton an annual rent of 5^s.

December 12, 1540.

253.

Treaty between the Earls of Ormond and Desmond.

(1) " Indenture between James Butler, Earl of Ormond, and Lord James fitz John of Desmond, now Earl of Desmond, witnesses that—whereas matter of variance and controversy has of long time depended between the said Earls concerning the right and title of the whole or most part of the honours, manors, etc., of the Earldom of Desmond, because the Earl of Ormond had lawfully married Dame Johan of Desmond, daughter and heir general to James, late undoubted Earl of Desmond—for the extinguishing of which variance and controversy, and because the Earl of Ormond would the sooner allure the Earl of Desmond to knowledge of his natural duty to their sovereign Lord the King, from whose obedience Desmond and divers of his predecessors and ancestors have of long time strayed, the Earl of Ormond has covenanted that he and said Dame Johan shall make such estate and assurance in law as Desmond's learned counsel shall devise of the said honours, manors, etc., to Desmond and his heirs for ever, and that they shall deliver to the Earl of Desmond all charters and evidences concerning the same excepting the lordship, manor and castle of Kilfekyll, the lordship and barony of Kylshielan, the manor and chief rent of Clonmel, Fearan O'Nele or Poble O'Neowyn, the Keappagh, and Gurtyntanney in the counties of Tipperary and Waterford. And for the further assurance of the faithful love and amity to be continued between the parties, the Earl of Ormond

covenants that the Lord Thomas Butler, his son and heir apparent, shall take to wife Margaret or Johan or Ellyn, daughters of Desmond, or else such daughter as it shall please God to send him lawfully begotten within six years after the date hereof; the marriage to be performed as soon as said Thomas shall come to the age of twenty-four years or at any time after when Desmond shall think convenient. And if the Lord Thomas shall happen to die before the solemnisation of the marriage so agreed, then the next heir apparent of Ormond shall conclude the marriage. And the Earl of Desmond on his side covenants that Gerald, his son and heir apparent, shall lawfully marry such a daughter as it shall please God to send Ormond within the next six years, if the said daughter shall agree thereto; and when the same marriage is solemnised Ormond shall pay with her 200^l. lawful money of Ireland.

“As for such variance as depends between the parties concerning the prize wines of Youghal and Kinsale, it is covenanted by each Earl that he shall abide the award, final order and determination of Edmund, archbishop of Cashel, Mr. Derby, official of the same, and Mr. Adam Walsh, official of Ossory, on the Earl of Ormond’s part, and Edmund, dean of Clone, on Desmond’s part, or of any four of them, so that there be two of either party. And in case the said arbiters cannot make a final order within ten days after the date hereof, then the Lord Deputy, the Lord Chancellor and the Chief justice of the King’s capital place shall have the full ordering of the same.

“And the Earls have covenanted never to make any alienation or estate of their old inheritances other than as is agreed in the premises, but that the same may descend and succeed to their lawful heirs as it appertaineth.

“And Ormond and Desmond have not only released and clearly remitted all manner of grudges, rancours, malices, displeasures and other actions real and personal which have chanced between them since the beginning of the world unto the present day, but are also sworn to accomplish all and singular covenants made between them without fraud or ‘covyne’; for the observance of which covenants each is bound to the other in 4000^l. sterling.”

Signatures: Anthony Sentleger, Deputy of Ireland, John Alen, Chancellor, George, archbishop of Dublin, Edmund, archbishop of Cashel, John Travers.

January 18, 1541.

Seal.

(2) James, Earl of Desmond, admits himself bound to James, Earl of Ormond, in 4000^{l.}, to observe the terms of an agreement drawn up between the Earls on January 18 in the 32nd year of Henry VIII.

Signed: J. of D.

January 18, 1541. N.S.

254.

Nimias *alias* Gilleneneave O'Meagher, son and heir of Philip mc Dermot O'Meagher, grants to Nicholas Toben, chaplain, and James Lawles of Clonmel his castle and all his messuages, lands, etc., in Cloghmonockode *alias* Nockodestown and elsewhere in county Tipperary, to have and to hold to them and their heirs and assigns for ever of the chief lords of the fee.

Witnesses: William Stacboll, dean of Cashel, Thomas Clere, vicar of Clonmel.

January 27, 1541.

Seal rather worn.

255.

William Cantwell, son and heir of James Cantwell of Ballyntougher, gent., grants to Nicholas Cowley of Kilkenny and Thomas Marres of Killenale two plowlands of arable land and all his messuages, etc., in the towns or hamlets and fields of Ballyntougher, Kilboy *alias* Kilwuy and Killenale, and elsewhere in county Tipperary, to hold to them, their heirs and assigns for ever.

Signature: William Cantwell of Kilboie.

Witnesses: The dean of Ossory, Richard Sortaill, Oliver Cantwell.

February 14, 1541.

256.

Deed of William Brabazon, Vice-treasurer and General Receiver of Ireland, dated March 14 in the 33rd year of Henry VIII, witnesses that, whereas by letters patent bearing date March 20 the 32nd year of Henry VIII, His Majesty did grant to Sir Donoghe O'Brien an annuity of 20^l. English for so long as he should bear himself well and faithfully in the service of the King, his heirs and successors, said William Brabazon now appoints Walter Cowley, the King's solicitor, and farmer of the site of the late house of St John's of Kilkenny together with all the possessions and hereditaments both spiritual and temporal of the same, to satisfy and pay to said Donoghe or his heirs said annuity out of the yearly rent reserved and to be yielded by Walter unto the King for said site.

Signature: William Brabazon, '*subthesaurer.*'

March 20, 1541.

March 14, 1542.

257.

Indenture (in latin) made on the 26th day of April in the 33rd year of Henry VIII between the honourable lord James, Earl of Ormond and Ossory, and Kallaghe O'Kally, gent., witnesses that the Earl has leased, granted and to farm let to Kallaghe the castle and town (*villa*) of Agherym, together with the mill there and a quarter of land called Cwylholey, with all the messuages, lands and tenements in said town of Agherym in Imannye. To have and to hold to Kallaghe as the Earl's constable and farmer there during the term of his natural life. Also the Earl wishes to grant him all emoluments, fruits and revenues of said castle, town and quarter of land as his constable and farmer there for his support and maintenance. Paying yearly to said Earl, his heirs and assigns, 13^s. 4^d. sterling at two terms of the year, viz., Michaelmas and Easter, in equal portions. And said Kallaghe shall repair, sustain and hold the abovesaid castle, mill and tenements fittingly during his life, and after his death leave them '*styffe stronge and staunch.*' And he shall receive the Earl and his men and all whom the Earl shall lead or send

to said castle, town and tenements from time to time, as all other constables are bound and accustomed to do. Also Kallaghe shall with all his ability aid the officer or officers of the Earl in collecting and receiving the rents and customs which there are held and owed by custom. And if the aforesaid rent of 13^s. 4^d. be in arrears and not paid in part or in whole after the space of one month after any one of the abovesaid feasts while this agreement lasts and is observed, then it shall be lawful for the Earl, his heirs or assigns, to re-enter upon the said castle, etc., and to dispose of them at his will and pleasure, the above lease notwithstanding.

In witness whereof to this indenture both parties have interchangeably set their seals, and for the sake of acquiring further good faith they have procured the seal of the office of Sovereign of Kilkenny to be also affixed.

April 26, 1541.

Two seals perfect: one of the Sovereign of Kilkenny, the other of Kallagh O'Kelly (an eagle) which, however, is not the usual seal of O'Kelly of Hy Many.

[For this and other Aughrim and Burrishoole deeds, see papers by me in the *Journal of the Galway Archaeological Society*, 1933-5.]

258.

Two Butler Deeds.

(1) Inspeximus dated at Dublin, April 10 in the 15th year of Elizabeth, of an act of Parliament passed at Dublin on June 13 in the 33rd year of Henry VIII, as follows:

“Whereas since the 9th year of Henry III unto the 6th year of Henry VIII, James, James, James, James, James, John and Thomas Butler, Earls of Ormond, have had and enjoyed one after the other the name, honour, etc., of Earl of Ormond within this realm, with an annuity of 10^l. Irish upon the fee farm of the city of Waterford for the better maintenance of said name and

honour; and from the death of said Thomas in the 6th year of Henry VIII unto the 19th year of said king's reign, for that the said Thomas died without issue male of his body, Peter Butler, knight, as cousin and next heir male to said Thomas (said Peter being son of James, son of Edmund, son of Richard, brother of James, father of said Thomas, late Earl), as well by the present king's sundry letters patent and many his letters missive and otherwise, as also by all others, hath been named, reputed, etc., Earl of Ormond, and had the said annuity of 10^l, and after again by said king's letters patent of the 29th year of his reign made to said Peter, since which time said Peter till his death, and James his son and heir after unto this present, hath by said king and all others been named and taken Earl of Ormond aforesaid.

“ In consideration whereof, and for the right faithful and laudable service which said Peter and James ever have done the king, His Highness extendeth to said James that it be established by this present act of parliament that said James and the heirs male of the body of said Peter have said name and title, and said annuity, in as ample manner and form, and with the like pre-eminence and ancienty, as any the above-named Earls at any time had.

“ Wherefore be it enacted to this effect, etc.”

June 13, 1541.

April 10, 1573.

(2) Inspeximus by James I at the request of James Brian of Whiteswall, county Kilkenny, of the above inspeximus, dated at Dublin, May 29, 1617, in the presence of Oliver St. John.

Dorso: The exemplification of an act of parliament made in behalf of Piers, Earl of Ormond and Ossory, anno 33 Henry VIII.

May 29, 1617.

259.

Indenture dated at Ross, June 23, 1541, between Moyr Kavanaghe, widow, of the town of Ross, sometime wife of Nicholas Bryton, burgess of said town and of Fethard in county

Wexford, on one side, and Richard Duff *alias* Walshe, yeoman of said town, on the other, witnesses that said Moyr in consideration of 20^s. paid beforehand to her for her necessaries of meat, drink and clothing (being then thereof in urgent need), grants to said Richard a messuage with the appurtenances within said town of Fethard and five acres of land, with all other lands and tenements which said Nicholas and Moyr his wife held within the franchises of said Fethard; which messuage and appurtenances lie between a messuage called Masen's place in the north and a messuage called Wytte's place in the south, and from the parsonage in the west to the market cross in the east; to have and to hold to said Richard and his heirs for ever. The said premises are now held by one John Byrtoun, yeoman, of Fethard, as tenant of said Nicholas and Moyr for a term of years, paying therefor 20½^d. of 'scheyff' (chief) rent to the 'scheyff' (chief) lord yearly, and 6^d. rent to said Nicholas and Moyr.

Witnesses: Sir Harry Brymyngham, public notary, Robert Corkeran, chaplain, Nicholas Lacey, Peter Yong, John Keting.

June 23, 1541.

260.

Nicholas Fyn, Richard Croke, Patrick Brenan, James Grace and Thomas Croke, formerly monks of Jerpoint, acknowledge that they have received from James, Earl of Ormond, the King's farmer and receiver of the tenants of the meases, etc., in said Jerpoint, the sum of 10^l. Irish, in which said Earl was bound to them by his letter of obligation.

Signatures: Sir Patrick Brenan, Sir Richard Croke, Thomas Croke, James Grace, Sir Nicholas Fin.

June 27, 1541.

261.

Indenture (in latin) witnesses that, "whereas in the King's parliament now sitting divers quarrels and contentions were moved for the causes below mentioned between Janes, Earl of Desmond, and Edmund Lord FitzMaurice of Kery before us, Anthony St^t Leger, Deputy of Ireland, and other lords and

counsellors of the King given below, over which they submitted themselves to our ordinance and decision, therefore we, the said Deputy and Counsellors,—desiring and wishing indifferent justice to be done to both parties so that unity, concord and charity may in future be between them,—ordain and decide between them as follows.

First that Edmund the Lord FitzMaurice and his heirs shall pay each year for themselves and their lands under their lordships called Clanmoris to the Earl and his heirs being Earls a certain custom as follows, viz., 125 cows or 5^s. sterling for each cow and 160^l. sterling on the feasts of All Saints and SS. Philip and James in equal portions. Nevertheless allowance shall be made to Edmund and his heirs for waste lands allowed in the liberty according to the ancient custom there used in these parts, viz., 'for the waste and fredomes,' together with the 20th part of said custom for the collection of same and in the same manner and form in which the Knight of Kerry shall have for collection of the rent of said Earl in county Kerry until Edmund before the Lord Deputy and the quarter part of the King's Council shall shew sufficient cause of exoneration for not paying the above custom, and shall be exonerated of said custom or as much of it as shall seem proper to the Lord Deputy and Council. Also the Earl and his heirs shall not exact nor receive exactions, expenses or victuals from lands or tenants of Edmund on his territory of Clanmoris without his consent. Nor shall Edmund exact such exactions, etc., from the lands or tenants of the Earl, but each of them shall be free from exactions of the other. Provided, however, that the Earl shall have victuals for his Scots, commonly called 'the bonnaght begg' and also the third part of the cessing of Scots in Kerry according to old custom. Also the Lord FitzMaurice shall exercise and enjoy the office of one of the marshals of the Earl's army, together with the fees and profits of the same. Provided, however, that the Lord FitzMaurice shall not be bound to assist or serve the Earl in arms except in the King's service, namely against the King's rebels and enemies or notable disturbers of the public peace. And the Earl according to his power shall support and defend Edward against the King's rebels and enemies. Also the Earl shall exercise his court of his liberty of Kerry according to the accustomed laws, and when any commissioners of the King

authorised under his Great seal of the Kingdom of Ireland shall come to those parts within the same liberty, they may enquire, hear and determine there causes of every kind according to their commission. Also they may enquire concerning the abuse and non-use of said liberty in extortions of the officers of the same, and shall duly correct them. Also the Lord FitzMaurice pretends and alleges that neither he nor the inhabitants of the lands of Clanmoris are within said liberty, wherefore we ordain and determine that 18 or 24 men of the elder and lawful men of the body of the whole county of Kerry shall be empanelled and sworn before the King's commissioners who shall first come there to enquire what lands and tenements are within said liberty. And of such lands and tenements which by their verdict and oath shall be found to be within said liberty, the inhabitants of the same shall answer in future the commands and writs which shall be directed to them by the authority of the same court of the liberty. So that all pleas, namely of debt, trespass and convention, or any other cause committed or to be committed within the circuit of said liberty, as also pleas of lands and tenements situated therein—excepting only causes and pleas to which the Earl or his heirs shall be party—shall be held before the seneschal of the same liberty, so that all indictments for any causes, offences and crimes whatsoever committed in the precincts of said liberty—excepting treasons, forestallings, rapes of women, treasure-trove and arson of houses—shall be enquired and determined before said seneschal. So that no one within said liberty shall be amerced or fined for common trespass beyond 12 pence. So that the seneschal and said court shall not assess for a fine of riot, or of unlawful assembly, or for not coming to the court, or for not returning a writ or command or order, beyond 40^{d.} or 5^{s.}, or 6^{s.} 8^{d.}, or 10^{s.}, or 13^{s.} 4^{d.}, or 20^{s.}, and so assessing according to the measure of the offence, so that it shall not exceed 40^{s.}, unless first the measure of the trespass and the aggravation of the offence, riot or unlawful assembly be certified to the Deputy or Lieutenant of the Lord King for the time being and his other counsellors, and then on a certificate of said Deputy, Lieutenant, or other counsellors of the King, the seneschal shall assess an amercement or fine according as said Deputy, etc., shall think fit. So that if any one shall not come to the court of the liberty on attachment then

he shall be amerced at 6^d, and on the first distraint 12^d, the second 20^d. or 2^s. or 3^s. 4^d, and so upon every writ for distraint 'in pluries.' So that it shall not exceed 10^s. And so for false accusation or because he did not pursue his writ or for obtaining licence to get a better writ, 8^d. And so that if the Earl or his heirs for the future shall have any cause of action or demand against said FitzMaurice or his heirs in all such case or cases and pleas, both whereby conviction and pain of death or forfeiture of goods may happen to Edmund or his heirs, as otherwise, then neither Edmund nor his heirs, being lords of the King's parliament, shall be impleaded or charged before the seneschal or within said liberty, but only before the King's Deputy and Council, or in the King's Chancery, or before the King in the Bench or the Common bench, or in the King's Exchequer as the case demands. So that the Lord FitzMaurice and his heirs, being lords of Parliament and having place and voice there among the lords, shall not be empanelled or sworn upon any assize, inquisition or jury in said liberty. Also in every case where by the law an attorney ought to be admitted, he shall be admitted within said court for any persons whatsoever seeking this. And that a clerk, proto-notary or minister there shall not receive for his fee for entry in the rolls of said court whenever any person or persons shall appear there in their proper person save by further attorney, 2^d. So that no attorney in said court shall receive for his fee as attorney for any party for a half year above 2^s. So that officers and clerks in the court of said liberty shall have such fees as the officers and clerks in the King's court have and ought to have.'

"In witness whereof to these indentures both said Deputy and counsellors have set their proper signatures as also the Earl and Edmund have interchangeably set their seals, on the 1st day of July in the (*blank*) year of Henry VIII, by the grace of God King of England, Ireland and France, Defender of the Faith, Supreme Head of the Churches of England and Ireland."

July 1 [1541].

Note: the deed omits the year of Henry VIII, but gives the month, July 1. The true date would appear to be in 1541. Anthony St. Leger arrived as Lord Deputy on August 12, 1540.

Earlier in that year, on Palm Sunday, March 21, James son of Maurice, Earl of Desmond, had been killed by the party of his rival James fitz John. At the end of 1540 St. Leger marched down to Munster, and on January 16, 1541, received the submission of James fitz John at Cashel. It is possible this agreement above formed part of this submission, though drawn up subsequently. This James remained Earl of Desmond 1540-1558. Edmund, Baron of Kerry and Lixnaw (1535-1541) was present at the Dublin parliament of June, 1541, at which, on June 17, Henry VIII was accepted as King of Ireland. He seems, however, to have died later in the same year.

262.

Indenture made between King Henry VIII and James Butler, Earl of Ormond and Ossory, Treasurer of the Kingdom of Ireland, witnesses that the King—by advice of John Alen, Chancellor of the Kingdom of Ireland, William Brabazon, Vice-treasurer, and Robert Cowley, Master of the Rolls, his commissioners for disposing of all the honours, manors, lordships, lands, rents, rectories, tithes, etc., and all the hereditaments spiritual and temporal of all the dissolved monasteries and religious houses in the said Kingdom of Ireland—has granted and to farm let to the above Earl James all the possessions of the late House of Augustine Friars in Callan, county Kilkenny, also of the Carmelites in Thurles, county Tipperary. To have and to hold from Michaelmas next to the end of that term and then for 21 years, rendering yearly to the Vice-treasurer of Ireland for the monastery of Callan, 21^{s.} 8^{d.} lawful money of Ireland, and for Thurles 13^{s.} 4^{d.} of the same.

Given at Dublin on the 12th day of August in the 33rd year of the reign. Cowley.

August 12, 1541.

Great seal of Ireland (differs from that of February 8, 1545).

263.

Two Deeds.

(1) Robert Shortall of Higgynstown, gent., grants to Richard Clenton and William Stackboll, chaplains, all his lands,

tenements, etc., in the towns or hamlets of Ballaraghtyn *alias* Ballyrathyn, commonly called Bellaraggid, Donaghmore and Garrynemock in county Kilkenny, to have and to hold to them and their heirs for ever. James Swetman of Castellyf and Edmund Blancheville of Blanchevillistown to be the grantor's attorneys for delivering possession.

Witnesses: John Grace of Gracescourt, James Swetman, James Purcell, Sir Nicholas Motyng, chancellor of Ossory, Hugh McEgowne.

August 30, 1541.

(2) Richard, son of David Tobyn of Cahirleyske, cousin and heir of John Tobyn, late rector of Callan, grants to Richard Clenton and William Stackboll, chaplains, all the manors, lordships, messuages, etc., which said John Tobyn and Nicholas Motyng, chaplain, formerly held as the gift and feoffment of Piers, Earl of Ormond, in counties Kilkenny, Tipperary, Waterford, Wexford and Carlow, to hold to said Richard and William and their heirs for ever. James Swetman and Edmund Blaunchvile to be attorneys for delivering possession.

Signature: Richard Tobyn.

Witnesses: Edmund, archbishop of Cashel, James Comerford, Nicholas, chancellor of Ossory, Richard Nugent.

August 30, 1541.

Seal.

264.

Richard Butler of Ballybodye grants to James, Earl of Ormond, and to his heirs for ever, all the lands, tenements, etc., of Barryvakyn *alias* Ballymakyn in county Waterford, with all the rights, commodities and profits belonging to the same; Philip Vale of Kylshilane and Nicholas Swetman of Polkyrry to be his attorneys for giving possession.

Witnesses: Doctor Clynton, Rouland Baron, seneschal, Oliver Grace, James Comerford.

September 7, 1541.

Seal.

265.

Liberty court of the Earl of Ormond at Crompscastle on Thursday after All Saints' in the 33rd year of Henry VIII before Rowland FitzGerald, seneschal.

(Contains merely a list of jurors for the barony of Ardmayle.)

James Hacket of Gaulanestown, James Butler of Lysmalyn, Thomas Butler of Clonhoure, James Laffan of Ballyngree, Wilfred Fannyng of Ballyngary, Meiler Cantwell of Kyllynes, John de St. John of Scaddanestown, William Poer of Rathcowlle, Richard Stacboll of Ballyneleynagh, John Butler of Ardmaile, Edmund Butler of Ballynarde, Thomas Comen of Tullebean, William Hacket of Garrane, Nicholas Saws of Kylcokke, Thomas Prendergast of Nucastell, John Englishe of Richestown, Maurice Englishe of Ballydunnye, Nicholas Ketyng of Ballynichell, James Keting of Ballynemone, Robert Keting of Derregraa, John Mocerke of Balyclereghan, James Walshe of Rathronan, James Maydoll of Balydynaghe, Philip Vale of Balymagne, James Oge Vale of Fyglassee, Richard Butler of Tubberaghne, John Sentjohn of Scadanistown, Peter Butler of Castletown, Nemias McEgan of Garanbane, Edward Headen of Moynarde, Edward Purcell of Balyroroyde, William Purcell of Clondotye, Edward Stacboll of Knokke, William Purcell of Graygee, Edward Stacboll of Kyllehagan, Donald O'Molryan of Thurles, Peter Purcell of Rathelty, Thomas Butler of Balyerke, Thomas Mores of Garrynolue, Richard Cantwell of Mockarke, William Cahys of Kylteynan, Malachy O'Does of the same, William Gallishe of the same, Richard Karran of Kyllosty, Walter Brytyn of the same, Peter Butler of Knocekille, William McGerod of Peppertown, William Kenedy of the same, George Comen of Rathkenee, John Ragtor of Peppertown, Philip McDonoghe of Knokekelee, and Terence O'Boye of the same.

November 3, 1541.

266.

Nicholas Sauce of Fethard, gent., grants to Edmund Butler of Ballynnarde and Philip Sauce of Fethard, merchant, all his lands, etc., in Sawcestown and Kilamery in county Tipperary,

to hold to them and their heirs for ever. The intent of this feoffment is that|whereas said Nicholas, Edmund and Philip are bound to the Earl of Ormond in the sum of 40^l. on condition that said Nicholas shall first offer any of his lands within the liberty of Tipperary to said Earl if he be disposed to sell or put the same in mortgage, and also that said Nicholas shall abide by the award of the seneschal, justice and attorney of the liberty concerning all demands that James Meing of Fethard has against him|should said Nicholas fail to carry out these conditions, said Edmund and Philip shall be seised of the abovesaid premises to them and their heirs, otherwise they shall be seised thereof to the use of said Nicholas.

Signature: Nicholas Sauce.

December 27, 1541.

267.

Complaint of the Gentlemen, Inheritors, and Freeholders of the County of Tipperary to Henry VIII. [1542].

“ To our souverain lorde the Kings moste excellent majestie.

Lamentably complayning shewe unto your moste excellent highnes your moste humble and obedient subiects, the gentilmen inheritors and freholders of the countie of Tipperarie within this your graces realme of Irlande. That whereas they and their auncestours of a long contynaunce of tyme haue serued your Highnes and your moste noble progenitours under Therles of Ormounde who haue had by the graunt of your moste noble progenitour king Edward the thirde a libertie and gouernaunce graunted unto them of and within the said countie, whiche Erles with the aide and assistance of suche retynue as your said subiects auncestours haue bene contendid and agrede custumably to bere the charge of and to be at the leading of the said Erles from tyme to tyme for the succour and defence of your said complaynants and their auncestours haue right well gouerned and defendid the said countie many yeres|unto suche tyme as oon callid the white James Erle of Ormounde and lorde of the said libertie in King Henry the sixts dayes at his repaire out of thie said realme for certain causes him then moving to see the King's highnes then being his souerain lorde and maister comyttid to sundrye personnes his kynesfolk the rule and

gouvernaunce of the said countie in his absennce and appointed and lymtted to euery of them a certain seuerall portion of the said countie to gouerne, and assigned to euery of theme a certain nombre of the said retynue soo graunted by their auncestours to himself to be at the leading of euery of them within his owne presincte so lymited and assigned unto him for the defence of the same. And the said kynsfolks, having this people and retynue thus at their awne leading and commaundement during the said Erles pleasure whiche was noo longer than till he were retourned agayne out of your graces realme of Englande, were entred into suche a wrongfull inordynate pride and malicious diuision and rancour betwene themeselves that they fell suddenly out of their good obedience to be murderers and mansleers of either other. Whereof followed depredations robories and taking of prisoners and of unmeasurable redemptions emongs themeselves soe as the said Erle in his retourne out of your highnes said realme of Englande into this your realme of Irlande and being lieuetenaunt of the same undre your said moste noble progenitour King Henry the sixth came emongs his said kynsfolk and with moche difficultie plucked from them suche auctoritie and power as he before his repaire into Englande comytted unto theme in hope they wolde haue gouerned the cuntrey well in his absennce together with the usurped strenght that they acqyred by the same in the meane tyme, causing theme aswell to put at libertie suche prisoners as either of theme had takyn of other as to restore and recompence the hurts comytted by theme during the tyme of his absence, and brought theme agayne to such reclayme and obedience as the cuntrey was aswell ordred and reformed by the Seneschall Justice and other thofficers by him appointed in the said libertie as it was in the prestynate estate. And after the perfection therof, procedid from thens into the parties of Mounster Thomonde Connaght and Ulster for the reformation of those parties till that he came to the towne of Athirdee where he was suddenly infected of the plague and there died thereof, his son and heire James Erle of Wiltshire then being Thesaurer of England having his twoo bretherne there with him John and Thomas, so that by the highe favour and estimation they were in in Englande neglected the said countie and other his inheritance in this said realme of Irlande, like as the late Erle of

Sherusbury and his auncestours did the countie of Wexforde wherein they had a like libertie whiche was a great occasion to bring Leynster to disobedience and destruction | insomoch as by the contynuall abode of the said Erle of Wiltshire and Ormounde in Englande his said kynsfolks what by the mariages and confederations that they had with the Irishrie and with other your Highnes rebells here intred with force of their awne wronge into the said portions severing the said countie newly agayne and therin eftsones usurped not oonly in disobeying your graces lawes and processe | dispising and contempnyng the Seneschall and other officers within the said libertie but also comytted and made suche war and destruction newly the oon against the other that | in short tyme after by the malicious hatred growen betwixt theme they brought all the said countie not oonly into disobedience but also in effect into utter desolation and waste, saving a fewe castells | and soo contynued till aboute an xxviii yeres agoon after the decease of Syr Thomas Butler knight Erle of Ormounde, brother and heire male to the said Erle of Wiltshire and Ormounde, which made his abode all his lif in like manner within that your Highness said realme of Englande that by the politique meanes and waies of his cousin and heire male Syr Piers Butler knight, late Erle of Ormounde and also lorde of the libertie of the said countie, to the great daungier of his person at sundry tymes and his intollerable chardgs began to styrr soo with Syr Edmunde Butler and Syr James Butler, being then men of good power and strongly allied with those of the borders aswell with the Brenes as with the Desmounds then disobeysaunts adyoyning unto them, that he readoptid unto him agayne moche of the power of the same retynue that were so commyttid by his auncestours to the auncestours of the said Syr Edmonde and Syr James in manner before specified. Wherby the said Syr James was brought to honest obedience and the said Syr Edmunde in all his lif having nothing to lose but what he wan by that his usurped power coulde neuer bee holy brought to any good reclayme nor obedience, saving at suche tymes as the said Erle enforced him to refrayne from the same, but persevered still in chardging of your said complaynaunts with coyne and lyueray, coddies, coysers, hounds, hounts, stodekeepers, masons, carpynters, and workmen and all manner other exactions and unlauffull

imposicions to their utter impouerishings and intollerable losses, wherof they haue at dyuers tymes complained aswell unto the Duc of Norfolke being your graces Lieutenant here, who commytted the same Syr Edmunde to warde for his mysdemeanour aswell therin as in dyvers other things and ponished him soo as your said subjects were moche alleviated of the said extortion during his tyme As also to Syr William Skeffington and to the Lorde deputie that nowe is aswell being Comissioners as your Graces Deputies. And althoughe there haue bene dyvers orders devised and some put in prynt for the reformation of the said extortions and in otherwise at sundry tymes proclaymed and the said Syr Edmunde sworne and bounde for performaunce therof, yet the same was in manner noo while kept on the partie of the said Syr Edmunde and in moche inviolatid by the said Syr James. But euer as therle of Ormounde had any affayres to be executid in any where els the said Syr Edmunde did fall to chardge your said subiects agayne and the said Syr James also by his president. And howe be it that by the reformation that procedith here nowe your said complaynaunts haue loked to haue quyete and ease fromhensforth Soo it is, moste drad souuerain Lorde, that Syr Thomas Butler Knyght, son and heire of the said Syr Edmunde, affermyng that he will forego nothing of that that his father and grauntfather by their extort and usurped power enacted of your moste humble complaynaunts slakith not to sesse and exacte of them so many kynds of inordynate exactions and taxes dailly, whiche partly doo ensue herafter by particularities besides dyuers other wrongs. First the said Syr Thomas takith of euery freholder coddies at Christmas and Ester or certain sommes of money in liewe thereof at his pleasyr. He sessith them dailly with the kepers of his hounds and stooedes and withe hount and hounds of dyuers kyndes.

“ He sessithe dailly your said complaynaunts with all manner kynde of coyne and lyueray for horsmen horssees and horskepers at his will and pleasyr.

“ He sessith theme with suche personnes as he commaundith nedeles to kepe garisons and castells within the said countie, that is to say with the chardge of viij in the Reghill viij in Graciscastell xij in the Cahir and iiij in Ardcollun, the like

whereof neither therle of Ormounde ne noon other of your graces obedient subjects do use.

“ He sessith theme dailly with the chardges of all manner kynd of labourers for the buylding and repairing of his castells houses mylls making of hedges and ditches abouts his gardeyns and orcheyards and other inclosours at his will and pleasyr, whiche noo man useth but whan the same is grauntid by the consent of all the cuntrey for helpe to suche buylding of ffortresses of [or?] passadges to be stopped and other like as be for a comon welthe and noone otherwise. He levieth and takith of theme at euery Christmas vj^l. xiii^s. iiij^d. for the payment of suche wyne as he providethe for his house against the said feast.

“ He sessith them with the cariage aswell of all stoones, tymbre, and other necessities to any worke he hath, as also of all suche corne wyne pailles of butter and of all other things that he woll haue caried for the necessitie or provision of his house or houses.

“ He takithe towards the mariage of euery of his doughters a shepe of euery flocke and a cowe of euery LX kyne | he levieth in euery carrue of lande comenly callid ‘collupp’ within the Cantrede of Clomell, a bushell of otes callid sommer otes. He sessith them with a certain retynue callid ‘kernetye’ to the nombre of xxv^{li} contynually upon that portion callid the Cantrede of Clomell. Which retynue or ‘kernetye’ were neuer graunted unto any his auncestours but oonly to therles of Ormounde for the ministracion of Justice and executing of suche processe as shulde be by the Seneschall and other thofficers of the libertie adwarded from tyme to tyme. He sessith them also with xij seriaunts for the levying and taking of gages, for these extortions to euery of the whiche seriaunts they are chardgid to give offrings twys a yere where of olde therle of Ormounde usid to haue but two seriaunts oonly for the ministracion and executing of Justice as is aforsaid to whom they do grant the same to noo man els.

“ Wherby and by dyuers other unlawfull chardges and exactions used by the said Syr Thomas, your pore complaynants are soo vtterly empouerished that they be not hable to bere your Majesties subsidy whiche upon promysse made by your highnes Deputie that they shulde be alleviatid and exoneratid of these premised extortions they graunted of late

to bere nor yet to bere the chardge of the retynue that they and their auncestours were used and accustomed alway to bere and give to therles of Ormounde. Which of their awne free wills they graunted to the said Erles of Ormounde and to noon other and he to haue the same but so longe as nede shulde require or the like shulde be usid in the Counties of Lymeryk, Kylkenny, Catherlaghe, Kyldare or Methe aswell for the defence of your Majesties said subiects against the forsaid Iniuries and wrongs and repressing of the Irishe disobeysaunts adyoyning to the said shire as for his assistennc in doing his dutie to your Highnes in ministratation of Justice and seruyng of processe within the said libertie and thapprehension of malefactours, whiche may not be doon without some force and assistance to mayntene the same. And for the Remedye of these afflictions Therle of Ormounde that nowe is rather than he wolde with violence or force redubbe these enormyties, hath aduysed your said subjects all this longe while to be complaynaunts unto (your) Highnes Deputie and counsaile here of this your realme of Irlande whoo although they have devised and puplissed certain orders at sundrye tymes and nowe lately for thextirpating of the said abuses and extortions yet the said Syr Thomas useth the same extortion contynually wherein he hath so tyraneously handlid them as in taking some of your lands for ffynes and canes and moche of their goodes and substaunce in sundrye wise not here expressid, notwithstanding that they are meanable to aunswere the libertie courte for all matiers determynable there and to your Graces courts in Dublin for all suche matiers as be not determynable within the said libertie as oonles your moste Gracious remedye bee unto theme provided right briefly your said complaynaunts may not contynue after the sorte, but fayne to leve all their freholds waste, and the said Syr James Butlers son and heire usethe the like part by president of the said Syr Thomas. Therefore and forsomoche as the said Syr Thomas is nowe repaired to your moste Royall Majestie your Graces said faithfull subiects most lowly and humbly beseche your moste excellent Highnes of your gracious remedy in the premisses. And your said humble besechers shall dailly pray to God for the prosperous preseruation of your moste noble and Royall estate.

“ In most humble and lowly wise It may please your excellent Majestie to be aduertised that the xvth of June the xxxiii yere

of your moste prosperouse reigne Thomas Pyndregast of the Newe Castell, James Keting of Moortowne, James Walshe of Rathronane, James ooge Wale of Fyglas, Richarde fitz William Butler of Kylcaishe, Gefferay Moclere of Moclerestowne, Sen John of Sen Johnstowne, William Power of Rathgwolle, John Comyn of Kylconyll, Richarde fitz Theobalde of Ballynleynagh, Richarde fitz William fitz John Butler of the Cabbaraghe, James ooge Butler of Lysmalyng, Gefferay Fannyng of Ballyngarry, James Laffane of Greystowne, Piers fitz Richarde Butler of Mokkylly, and John Nele of Maynestowne within the countie of Tipperarie, gentilmen, in their awne names and in the names of all the rest of the gentilmen freholders inheritors and inhabitants of the said countie appered within your graces Citie of Waterforde before us whose names and seales be herunto laid, and desired us forsomoche as they as well for lak of expences as also for other causes of ympedyment coule not repaire in their personnes to your Majestie to declare suche extortions and impositions as they founde theme selffs greved withall to certifie under our seales their complaynt thereof made as is above written to be their veray dede and acte. Whiche for the coroboration of the trouthe at their instaunce and request we certifie your highnes is put fourthe and proposed by the said personnes to be exhibited unto your Majestie."

Per me Petter Doben Mair of the citte of Watterford.

By me Edmund archbisshop Cassellensis.

By me Nicholas bysshop of Waterford.

1542.

268.

Four Ballyragged Deeds.

(1) Bond of January 8 in the 33rd year of Henry VIII by Stephen Pembroke, son and heir of Nicholas Pembroke, to James Butler, Earl of Ormond, in the sum of 500^l., to make full legal assurance to the Earl for the castle and town of Bellaragged, otherwise of old time called Balyrathin, in county Kilkenny, and for all the other lands adjoining the water called the Dony between that water and Rosconyll.

Witnesses: Edmund Blauncheville, James Swetman of Castellyve, James White, justice of the liberty of the county of Wexford, Walter Cowley, the King's solicitor, Richard Nugent.

January 8, 1542.

Seal.

(2) James Purcell of Garran and Robert Oge Shortall of Hygginstown grant to William Seysse of Kylcowle all their castles, lordships, manors and other property in Ballyrathyn *alias* Bellaraggid, Donaghmore and Ballynenoddaghe in county Kilkenny, to hold to him and his heirs and assigns for ever.

Witnesses: Geoffrey Purcell fitz James, Leonard Blauncheville, Philip O'Cahill, Robert Bray, Richard Nugent.

February 1, 1542.

Two seals.

(3) William Seysse grants to Leonard Blauncheville the above-said castles, manors, etc., with remainder to John Pembroke and his heirs.

Witnesses: James Purcell, Geoffrey Purcell, James Blauncheville, Robert Bray, Criffon McGillpatrick, Richard Nugent.

February 6, 1542.

(4) Bond of Margaret FitzGerald, widow, countess of Ormond, to James Butler, Earl of Ormond, in the sum of 1000^l, to abide by the award of Sir Gerald Aylmer, Chief justice of the King's Bench, Sir Thomas Luttrell, knight, Chief justice of the Common Pleas and Thomas Howth, secondary justice of said Bench, concerning the possession of Bellaraggid, Donaghmor, the Fenans and Ballynrahen.

Signature: M. of Ormond and Oss.

March 24, 1542.

269.

Indenture (in latin) made at Limerick on March 8 in the 33rd year of Henry VIII, between James, Earl of Ormond, and the sons of Donatus O'Kennedy of Killwonyn, witnesses that James, Earl of Desmond, arbiter chosen by the two parties has made the following award.

“ The said sons of Donatus O’Kennedy shall give and offer the homage, fealty and due obedience, which has been formerly due and accustomed by their servants, attendants and tenants to their superior, to the lord King and his Deputy in Ireland, and to James, Earl of Ormond, as Deputy, as aforesaid, under the same lord King, and to his heirs. And these engagements, so made and sworn on their oath, they shall keep for ever to the lord King and his successors, his Deputy in Ireland, and to the said James, Earl of Ormond, and his heirs. And all statutes and ordinances which James, Earl of Ormond, and his heirs shall ordain for the common and public advantage of the whole cantred of Ormond in said cantred they shall inviolably keep as do all the other gentlemen of the whole of said cantred who are obedient and faithful to James, Earl of Ormond. And to the execution of these statutes and ordinances, and in aid of the officers, judges and ‘ kernety ’ whom the same Earl or his heirs shall send for the gouernance of said cantred and for doing any other business, they shall faithfully bind themselves. Also James, Earl of Desmond, made the award that James, Earl of Ormond, ought not and shall not—for the homicides and damages which said sons of O’Kennedy may have done to him or to his retainers and tenants in the abovesaid cantred—exact any penalty either by law or in castles or in preyings, except as it has been judged and ordained by said Earl of Desmond, saving always the right of parties injured by said sons of O’Kennedy, and this always by judgement of such judge or judges as James, Earl of Ormond, shall send to the cantred of Ormond, or of other judges before whom the other gentlemen of the whole said cantred who are not rebels shall answer and appear. If said sons of O’Kennedy do not keep this convention and form of indenture, or in any way contravene it, they shall make sufficient amend by judgment of the abovesaid judge and judges, to whom they shall be bound by this indenture to answer. So that as regards the damages so amended or to be amended the form of this indenture shall not be violated unless the said sons of O’Kennedy shall have unlawfully committed unjust and great preyings or homicides upon any of the retainers, servants and tenants of said Earl of Ormond in Ormond, or have otherwise risen in war against him or his heirs, in which cases the Earl and his heirs shall have their actions and

penalties safe and entire against the said sons of O'Kennedy, and have the right to prosecute them.

In witness whereof to this part of the indenture remaining with said Earl the sons of Donatus (their own signet seal being wanting) have set the signets of the Earl of Desmond and the archbishop of Cashel."

.Signature: J. D.	Seals of the Earl of Desmond
March 8, 1542.	(a fragment) and of the archbishop of Cashel, complete.

Witnesses: Patrick Everard, mayor of Limerick, Thomas Houth, justice, Capitaneus O'Kennydi, Dominus mc Y Bryg, Abbas de Kylbegayn (?).

The latin text is as follows.

" Hec indentura facta apud Limericum XIII die Marcii anno regni invictissimi domini regis Henrici octavi XXXIII^o inter honorabilem virum Jacobum Comitem Ormonie et Ossorie parte ex una et filios Donati Y Kynneddy de Kyllwonyyn parte ex altera, testatur quod Jacobus Comes Dessimonie, arbiter a predictis partibus communiter electus ad sophiendum et terminandum omnes contenciones ac rixas motas et ventilatas per eundem Jacobum Ormond' et Ossorie Comitem contra et adversus dictos filios Donati, arbitratus fuit quod dicti filii Donati Y Kynedy omagium fidelitatis et debitam obedientiam a servis et familiaribus ac tenementariis suo superiori debita et consueta domino regi ac eius in Hibernia deputato et sub ipso domino rege et suo ut predicatur deputato prefato Jacobo Ormond' et Ossorie ut predicatur Comite et suis heredibus dabunt et prestabunt. Et data sic et prestita sub vinculo sui juramenti imperpetuum servabunt ipsi domino regi et suis successoribus ac suo in Hibernia deputato et predicto Jacobo Ormond' et Ossorie ut sepius dicitur Comite similiter et suis heredibus ut predicatur. Ac omnia statuta et ordinaciones que idem Jacobus Ormond' et Ossorie Comes suique heredes pro communi et publica et totius cantrete de Ormond' utilitate in dicta cantreta ordinaverit statuerit ordinaverint seu statuerint sicut et alii generosi totius predicte cantrete qui dicto Jacobo Ormond' et Ossorie Comiti obedientes et fideles firmiter inviolabiliter servabunt. Et in executione statutorum et ordinationum in iuvamen et auxilium officiariorum tribunorum

et ' kernety ' quos Comes pro regimine et gubernatione dicte cantrete de Ormond' et ad omnia alia agenda de tempore in tempus deputaverit vel miserit, et sui heredes deputaverint seu miserint, veriliter se onerant. Item testatur quod idem Jacobus Desimonie Comes arbitrabatur antefatum Jacobum Ormond' et Ossorie Comitem non posse nec valere pro homicidiis et dampnis sique predicti filii Donati Y Kennedy eidem Comiti vel suis familiaribus et tenementariis seu aliis de prefata cantreta Ormond' fecerant hactenus seu comiserant pro se ipso aliquam exigere penam nec in iuribus nec in castris nec in prediis nisi ut iam per predictum Jacobum Comitem Desimonie arbitratum fuit et ordinatum salvo semper iure parcium per ipsos filios Donati Y Kennedy lesarum ad arbitrium iudicis vel iudicum quem seu quos prefatus Jacobus Ormond' et Ossorie Comes in prefata cantreta Ormond' miserit seu deputaverit vel aliorum iudicum ad quorum presenciam alii generosi totius cantreti (*sic*) Ormond' qui rebelles non fuerint respondebunt et comparuerint. Quod si predicti filii Donati Y Kennedy hanc conventionem seu indenture formam non servaverint vel aliquo modo contravenerint emendam facient sufficientem ad arbitrium et dispositionem premissorum iudicis vel iudicum ad quos ex forma indenture respondere tenebuntur. Ita tamen quod ex dampnis sic emendatis seu emendandis non violetur forma huius indenture nisi iniustas preda et maximas fecerint predicti filii Donati in aliquibus servis familiaribus et tenementariis predictis Ormond' et Ossorie Comitis vel homicidium iniuste fecerint vel aliter insurrexerint in guerram contra eundem Comitem vel suos heredes, quibus casibus predictus Comes sique heredes suas actiones et penalitates salvas et integras habeat seu habeant contra dictos filios Donati Y Kennedy et movere possit et possint.

In cuius rei testimonium huic parte huius indenture penes predictum Comitem remanenti predicti filii Donati signeta domini Comitis Desimonie et Casselensis archiepiscopi deficiente proprio signeto apposuerunt. Data die et anno quibus supra."

270.

Bond of March 27 in the 33rd year of Henry VIII by Redmund Roche, son and heir of John Roche of Dromdowney

in county Kilkenny, gent., to James Butler, Earl of Ormond, in the sum of 200^l. The condition of this bond is that said Redmund shall make sufficient legal assurance to said Earl for the title to the manor of the Rower with all appurtenances, and all the meases, lands, etc., in the fields and towns of Teaghnyghscollighe, Tombeghigh, Ballynonrigh, Bolighcomyn, Ballyinghkellygh, Coukill, Teaghnyghkallye, Corran Rooe, Corran nigh Vabagh, Rosсныghaule and Corranynghortigh in county Kilkenny.

March 27, 1542.

Seal.

271.

Three Freigne Deeds.

(1) Bond of March 22 in the 23rd (*vicesimo tercio*) year of Henry VIII by Elinor Freigne, daughter and heir of Leonard Freigne, to James Butler, Earl of Ormond, in the sum of 500^l, as security for the Earl's title to the moiety of all the castles, meases, lands, etc., in Kylclone, Kylduf and Rathbeaghe in county Kilkenny which have been granted to him by said Elinor.

Witnesses: Donyll McPiers, Richard McPiers, Edmond Blanchvile, Patrick FitzGerot, Piers Power of the Corragmore, Richard Nugent, Edmund of Cashel, Patrick Barnewall, James White.

March 22 (? 1542).

Note: James son of Piers was not Earl at the date given, and we must assume that 'vicesimo' has been written for 'tricesimo,' as seems clear from the two following deeds.

(2) Margaret and Katherine Freigne, daughters and heirs of Edmund Freigne late of Clone, grant to James Swetman and Leonard Blaunchvile all their castles, lordships and other inheritance in Clone, Rathbeagh, Kylduf, Shraghduf, Le Short Acre, Ballylunyghan, Lysdowny, Knokroo, Ballymartyn, Ballynelakyn, Kylhowny, Kylcormok, Le Conyger, Gortnesyllogy, Lysdarragh, Bwyly and Kylmynnayn, and else-

where in county Kilkenny; to have and to hold to said James and Leonard, and their heirs and assigns, to the use of James, Earl of Ormond, and his heirs for ever.

March 27, 1542.

Two seals.

(3) Elinor Freigne, daughter and heir of Leonard Freigne, grants to James Swetman and Leonard Blaunchvile one half of the manors, castles, lordships, etc., in Clone, Rathbeagh, etc., as above, to hold to the use of James, Earl of Ormond, and his heirs for ever.

March 28, 1542.

272.

John ' Blakman ' Poer of Rathcurbe grants to William Wise, esquire, and James White, his whole manor of Illanevryk and all his lands and rights in Illanevryk, Teampleyvryk, Ballydwayn and Lisnekeraghe in county Waterford, to hold to the use of James, Earl of Ormond, and his heirs and assigns for ever.

April 3, 1542.

Seal.

273.

Two Archerstown Deeds.

(1) James Archer of Archerstown grants to Thomas Marres of Killenale and Edmund Purcell of Borreysleaghe his whole inheritance in the town of Killenale, county Tipperary, to hold to the use of James, Earl of Ormond, his heirs and assigns for ever, in exchange for said Earl's whole inheritance in the town of Gallboylie, county Tipperary.

Witnesses: James White, Walter Cowley, Walter Archer.

April 28, 1542.

(2) Bond of James Archer of Archereston, gent., to James, Earl of Ormond, in the sum of 100^l., as security for said Earl's title to Archer's lands in Kyllynale. county Tipperary.

Same date.

Seal.

274.

Indentures between James, Earl of Ormond, and Cornelius O'Dwyer, captain of his nation, relating to the grant of the manor of Moyaliff and rents and services due from O'Dwyer.

(1) Indenture (in latin) between James, Earl of Ormond, and Cornelius O'Dwyer, captain of his nation.

“ This indenture made between James, Earl of Ormond, and Cornelius, son of Edmund O'Dwyer, captain of his nation, witnesses that said Earl|for the good and faithful service rendered by said Cornelius to said Earl and to his father in the King's wars against his Irish enemies and rebels, and especially against that notorious traitor and rebel Thomas FitzGerald and his supporters|now gives, grants and to farm lets to said Cornelius his manor of Moyalvy with all the towns, hamlets, messuages, lands, etc., belonging, to have and to hold to said Cornelius and his assigns for the term of his life free of rent or any other service. Provided that said Cornelius shall build and maintain in due and fit manner all the buildings, houses and tenements of said manor and towns, and so leave them at the end of the term, when all the premises shall revert and remain to said Earl and his heirs for ever. And in the event of any war or sudden insurrection or invasion on the part of the King's rebels or enemies during said term, Cornelius hereby wills that it shall be lawful for said Earl and his heirs to put their ' satellites ' and men into said manor with arms and other munitions of war for the safeguard and defence thereof as often as the necessity may arise. In witness whereof to this part of the indenture remaining with said Cornelius the Earl has set his seal on the 4th day of May in the 34th year of Henry VIII.

“ Witnessed by Edmund of Cashel, Master Dermot Ryane, official of Cashel, James White, recorder of Waterford, Sir Patrick Cursy, precentor of Cashel, Geoffrey Moclerc of Moclercestowne and many others.”

Signatures of Edmund, archbishop of Cashel, Master Dermot, the provost of Holy Cross, James, Earl of Ormond, and Patrick Cursy.

May 4, 1542.

Butler seal.

(2) Counterpart with O'Dwyer's seal.

The latin text of the above indenture is as follows.

“ Hec indentura facta inter nobilem virum dominum Jacobum Butler Comitem Ormonie et Ossorie ex una parte et Cornelium filium Edmundi I Dwyr capitaneum sue nacionis parte ex altera testatur quod predictus Comes|pro fideli ac bono servicio et auxilio dicti Cornelii eidem Comiti et patri suo in guerris domini Regis contra Hibernicos inimicos et rebelles suos huius regni Hibernie et specialiter contra notorium preditorem et rebellem Thomam FitzGerald et suos quoadiutores (*sic*) prestitis et impensis et imposterum simili modo prestandis et impendendis|concessit tradidit et ad firmam dimisit eidem Cornelio manerium suum de Moyalvy cum omnibus villis hamletis messuagiis terris tenementis membris silvis pratis pascuis pasturis redditibus serviciis iuribus et pertinentiis universis eidem manerio qualitercumque pertinentibus seu spectantibus|habenda et tenenda eidem Cornelio et assignatis suis a die datis confeccionis presencium usque ad finem termini et pro termino vite naturalis dicti Cornelii absque aliquo redditu aut aliquo alio servicio inde reddendo seu faciendo eidem Comiti aut heredibus suis durante termino supradicto. Et quod dictus Cornelius edificabit et sustentabit debito et congruo modo omnia edificia domos et tenementa dicti manerii et villarum predictarum et sic in fine termini dimittet. Et quod post mortem dicti Cornelii predictum manerium ville hamleti messuadgia terre tenementa et cetera premissa cum eorum pertinentiis eidem Comiti et heredibus suis integre revertantur et eis remaneant imperpetuum. Et predictus Comes et heredes sui predictum manerium ac omnia premissa eidem Cornelio contra omnes gentes warantisabunt acquietabunt et defendent durante termino supradicto. Et si aliqua guerra vel subbitanea insurrectio aut invasio aliquorum rebellium aut inimicorum domini Regis huius regni sui contigeret evenire durante termino predicto, quod absit, tunc dictus Cornelius vult et per presentes concedit quod bene liceat dicto Comiti et heredibus suis in dictum manerium mittere satillides et homines suos cum armis et aliis municionibus guerrinis pro segura tuicione et defencione eiusdem manerii quocienscumque tale opus exigit et expossit (*sic*) dimissione ista in aliquo non obstante.

“ In cuius rei testimonium huic parte huius indenture penes dictum Cornelium remanenti dictus Comes sigillum suum apposuit. Data quarto die Maii anno regni regis Henrici octavi XXXIII^o, hiis testibus tempore confectionis et tradicionis presencium presentibus reverendissimo in Christo patre ac domino Edmundo archiepiscopo Cassellensi, magistro Dermicio Royane, officiali (*sic*) Cassellensi, Jacobo White, recordatori civitatis Waterford, domino Patricio Cursy, precentori Cassellensi, Galfrido Moclerc de Moclcercestowne et multis aliis, quos quidem testes nomina sua manibus suis scriptis propriis hiis indenturis subscripserunt in eorum fidem et testimonium premissorum.”

(2) Treaty (in latin) between James, Earl of Ormond, and Cornelius O'Dwyer, captain of his nation.

Indenture made on the 4th day of November in the 34th year of Henry VIII between James, Earl of Ormond, and his heirs on one side, and Cornelius O'Dwyer, lord and chief captain of his nation, and 'Huenerus' O'Dwyer, second lord of said nation, on the other side, witnesses that: “ after discussion late had between them it was agreed that in each quarter of the year once for a night and a day through the whole of O'Dwyer's country from each townland where one noble or 5^s. is due in the name of chief rent yearly to the same Cornelius or his successors a refection for twenty-four footmen and twelve serving-men (*jamulorum*) shall be paid to the Earl and his heirs. Also that if for defence of his country or O'Dwyer's country or at the King's command it shall behove the Earl to hire Scots, Cornelius, according to the amount of his country and the custom of county Tipperary, shall, he and his successors, bear the burden of the Scots and come with their forces to the Earl and his army according to the custom of said county at his own expense as often as it shall be necessary. (For a further provision about the Scots see note below).

“ Also Cornelius and his successors shall to their full power observe the statutes made in the King's parliament at Dublin and Limerick in the 33rd year of Henry VIII. Also the Earl and his heirs in recompense of said burden shall defend Cornelius and his successors, being captains, their country and

those who dwell therein, against all men in all controversies and wars raised against or by Cornelius and his successors according to royal law and the judgement of impartial men, and afford them his protection (*patrosinium*). Also the Earl for good service rendered by Cornelius to the King in the Earl's company against Geraldines and other Irishmen, rebels to the King's Crown, has granted to Cornelius for the term of his life the Earl's manor of Moyalliffe, rendering therefor to the Earl and his heirs 1^s. yearly.

"In witness whereof to this part of the indenture remaining with Cornelius and 'Huenerus' the Earl has set his seal."

Signatures of witnesses: Edmund of Cashel, Philip, provost of Holy Cross, the provost of Wotheny, Richard Crohgte, portreeve of Cashel, Master Dermot Ryan, Official of Cashel, William Stackboll, Dean and Official of Cashel.

November 4, 1542.

Ormond seal.

Note: One of the clauses is as follows in the original:

"Proviso semper quod redditum et refeccionis Scotticorum maiestate regie per eundem Cornelium capitaneum premissum iuxta tendorem indenture inde confecte per realem solucionem inde faciendam effectu debito idem Cornelius et sui successores dicte patrie silve monacorum capitani emancipabunt et per presentem indenturam in nullo diminuentur."

Of this passage I cannot pretend to make clear sense, but it seem to mean that Cornelius, captain of the O'Dwyers, and his successors, being captains of the country called "Silva Monacorum," i.e. Kilnemanagh, shall surrender to the King in money payment the rent and refection of the Scots due from Cornelius O'Dwyer according to the tenor of some other indenture, and that this rent and refection shall not be diminished by the present indenture. The grammar of the Latin is somewhat dubious.

275.

A Fire at St. Mullins.

(The original English of this amusing document is worth giving).

"Here insuithe certaine artecles proposed at the request and

instance of James Purcell, gentleman, of the Garrans in the countie of Kilkenny, and the trwithe therof to be exampnede befor us the right reverent fathr in Gode Miles, bussupp of Ossory, and Master Richard Clintonne, Doctor of Divinite.

“ The first article is wher other in what place Philipp Purcell, Robert Purcell and Redmunde Purcell, sonnes unto the said James Purcell, were lodgid the xxv day of Januarij at nyght, which day was Conversio Sancti Pauli, in the xxxiii yer of the reign of our souveraine lorde king Henry theight.

“ Master Richarde Clintonne aforsaide, the furste recorde, sworn uppon the Holy Ewangelist, exampnede by vertu of his othe, deposith that he was the saide nygth in the Garrans with the saide James, and the forenamede Philipp, Robert and Redmunde were there with othres. Thei sawe afire awhile from them and sume of them said it was Saint Malles; and the said deponent saith that he sawe the saide fire, and the said Philipp, Robert and Redmunde being present with him the said tyme and befor the sight of said fire and after.

“ Sir John Fynnelle, chappleynne, sworn, etc., deposith that he was the saide nygth in said Garrans and that saide Philipp, Robert and Redmunde was ther from the begynnyng of the nygth unto the mornynge after. And further he deposith that when the said James did bid hym to fed his horse and that he went unto the grete house and sawe afir awhile from him and wist nott where it was. And he further deposith that the said iii sonnes at that tyme there was ii of them, Redmunde and Robert, lay in one bed in the grete house in said Garrans, and Philipp lay yn abede in the cheambr of the said house with othr gromes.

“ Sir Moriertagh Omorce, chappleyn, sworn, etc., deposith that the said Jemesis thre sonnes wer in said Garrans the said nygth in saide James house from the ewinnyng the said day till thei hard the wechman tell of afire and thought it shuldø be Saint Malles.

“ James Derre, porter to said James Purcell in the Garrans, sworn, etc., deposith that he did nott lett none of the said iii sonnes the said nygth oute ower the gate of said Garrans; the cause why he had the key of gate in his custody the said nygth as he was accustomed to hawe.

“ Cornele Oconane, sworn, etc., deposith that he was in the

Garrans the said nygth and that he provided said iii sonnes of meet and drinke, and further depositth the said place was afire or thei went to bedd and that thei departid nott till it was abouts viii of the clokk in the mornyng.

“ Ellene Marrese, sworn, etc., agreeth with said Cornelle.

“ The cause of hir knowlache was for sche was dressing meet and drinke for them and also beddes the said nygth.

“ William Obrenane depositth that he was the said nygth in said town and saw said iii sonnes in said Jamesis house, and saith that about mydnygth the wetche man told that he sawe afire. And he furthr depositth that forsaid sonnes were in said house all that nygth till it was day amorrow.

“ Another article is to knowe wher and in what place two of said James Purcellis gromes namede Downyll Boye Obrenane and Moriertagh Obergyn were lodgid the said nygth.

“ Sawe Ynywoe, weddowe, sworn, etc., depositth that after the fornamed ii gromes had supped in said Jamesis house the forsaid nygth, and sche with them, sche went home to hir house, and immediatly thie said two gromes followid hir and were lodgid with hir ye said nygth till it was day uppon the morrowe. And furthr sche went out of hir house and sawe afyr and thought it had be Brownystowne, and all thie while thie said ii gromes lay within in one bed.

“ Onor Westonne agreeth with said Sawe. The cause of hir knowlache, for sche was with hir lodgid the said nygth and saw said gromes ther.

“ William Maky depositth that the said nygth he was in his house hard by Sawe Ynywoeis house, abouts mydnygth hard said Sawe after sche ryss out of hir house sayng sche sawe afir, and the deponent when he percewed it said it was Brownsytowne. And furthr he depositth that the gromes were in said womanis house and spake with them at the tyme.

“ Saw Felane agreeth with said William hir husband, and saith sche hard hym demandyng the forsaid Sawe who was in hir house, and sche answerd and said ther wer ii gromes with hir, rehersing them by ye names Donyll Boy Obrenane and Moriertagh Bergyne.

“ Jowane Ynywryne depositth that the ii gromes wer in said Sawe Ynywoeis house allmoste at the begynnyng of the fyre.

“ Another article is where and in whate place was Derby Keally lodgid the said nygth.

“ Gillpatrik Odolyng deposith that the said Derbyis wiff, gossope to said Patrick, was sore seke that nygth, and that his wiff More Ynywryne was to and fro hir; and when the deponent hard the crye of the warnyng the fire, he thought it was the woman was dede and went out of his dorres—for his house was bye the said Derbyis house—and when he entryd into the house he sawe said Derby sitting by the fire in his owne howse the said tyme and nygth.

“ More Ynwryne deposith that sche went to visite Owne Prindirgrase being seke the said nygth, and sawe said Derby holdyng drink with said Owne, and sawe said Derby being in his howse byfor the sigth of said fire and also after.

“ Thomas Ketyng deposith that said Derby Okelles was in his owne house all that nygth from the ewinnyng unto ye mornyng after. The cause of hisse knowlache was for he was to and fro said house and thogthe the said womane wold die.

“ Ande Ynywridane agreeth with said Thomas and furthr saith sche sawe said Derby lament and mourne for his wiff the said nygth.

“ Another article is wher and in what place wer ii of said Jamesis gromes named Donugh Obrenane and William Purcell the said nygth from the ewinnyng till the mornyng after.

“ Richard Fitze Pers Astekyns deposith that ye said ii gromes were with hym yn Clone all that nygth.

“ Jowane Purcelle, the said Richardes wiff, agreeth with him.

“ Nicholas Felane, husbanman, agreeth with said Richarde and Jowane.

“ Teige Ofolane, servant to said Richard, agreeth, and furthr deposith that he was the man that opened the dore befor them when thei entrid to said Richardis house at the ewinnyng late, and that thei continued ther till the mornyng after.

“ The fornamed James Purcell, knowing the said records rygthfully in dwe forme acceptid, prayed us humbly, the said bussup and Master Richard Clyntonne to testify ther attestacions acordyng to ther deposicions.

“ We natheless knowing that [it is] meritorious trouth to ex-emplyfy, hawing the foresaid persones streitly sworn and

exampned byfor us, to the exemplificacion of the same we have putt herunto our seales the xii day of Maij the xxxiiii yer of the reigne of Henry theight."

May 12, 1542.

Seal of the bishop of
Ossory.

276.

Grant by Henry VIII of the Friary of Clonmel to James, Earl of Ormond (in latin).

" Henry VIII, by the grace of God, King, etc. Whereas by our letters patent given at Westminster on September 1 in the 33rd year of our reign (1541), We authorised our well-beloved Anthony St Leger, our Deputy for our realm of Ireland, John Allen, our Chancellor of the same, Gerald Aylmer, Chief justice, and William Brabazon, Vice-treasurer, of the same, to be our deputies with full power to bargain, sell and grant in our name and for our profit at their discretion all and singular sites of religious houses within our realm of Ireland with their churches, belfrys, bells, lead, houses, barns, stables, etc., etc., to any such person or persons and for such sums of money as they shall think fit—know that We, for 24^l of lawful money of Ireland paid into the hanaper of our Chancery of Ireland by James Butler, Earl of Ormond, to our use, have with the assent and consent of the abovesaid Anthony St Leger, etc., given, granted and sold for us and our heirs to said Earl the moiety of the whole house, site and precinct of the late monastery or house of friars minor of Clonmel, also a moiety of the whole church, belfry, dormitory and hall of the same, also a moiety of the castles, messuages, edifices, dovecotes, mills, lands and tenements, etc., to the same belonging, also the moiety of all the messuages, lands, rents, reversions, services, meadows, water-mills, etc., with their appurtenances in Clonmel, Newtown Anner and Anner Bridge near it and elsewhere in county Tipperary, which late were accepted, reputed and known as parcels of the same house, also the reversions of the same moiety in all and sundry the said sites, precincts, tenements, lands, etc., etc. To have, hold and enjoy the said moiety with all its sites, precincts, tenements, etc., as is above specified and

expressed, with all its rights, members and appurtenances, to said Earl, his heirs and assigns, for their proper use for ever, in whatsoever way they have come into our hands. To hold of us and our heirs and successors in chief by knight service, namely by the eight part of a knight's fee whenever scutage runs in said land of Ireland. Also rendering yearly to us, our heirs and successors, at our Exchequer of Ireland, 12^d. lawful money of Ireland at the feasts of Easter and Michaelmas in equal portions for all other services, exactions and demands whatsoever due to us, without rendering to us, our heirs or successors, any account therefor, inasmuch as express mention of the true yearly value of the premises hardly exists; any statute, act, ordinance or provision to the contrary before these times made notwithstanding.

"In witness whereof we have had these our letters patent made.

"*Teste me ipso* at Dublin on the 15th day of May in the 34th year of our reign."

May, 15, 1542.

277.

Indenture between James, Earl of Ormond, on one side, and James Keting fitz Maurice of Derregra, John Keting of Nicholstown, James Keting of Ballynemone and Nicholas Keting of Ballygorman, on the other, witnesses that said Ketings have granted to the Earl for 21 years a nest of goshawks in their wood called Glanegarre in Ofaghie in county Tipperary; the Earl to pay them yearly 4 marks Irish for each goshawk and 26^s. 8^d. Irish for each tarslet [tiercel], provided that they pay him a like sum for any bird flown from the nest or robbed by another.

May 21, 1542.

278.

Two McCody Deeds.

(1) Indenture between James, Earl of Ormond, on one side, and Remonde fitz Robert and Edmund fitz John Archedeken,

alias McCode of Fossey, on the other, witnesses that said Remonde and Edmund grant all the meases, lands, woods, mills, etc., in the town and fields of Kylgortryan in Gowley, otherwise called Galmoy, county Kilkenny; to have and to hold to said Earl and his heirs and assigns for a term of 60 years at annual rent of 12^s.

May 26, 1542.

(2) Indenture between James, Earl of Ormond, on one side, and James fitz William Archedeken, *alias* McCode, of Kyllerny, and Piers Fynn Archedeken of Culcaisshin, on the other, witnesses that said William and Piers grant to said Earl all the meases, lands, woods, mills, etc., in the towns and fields of Graigearde and Laghbally in Gowley, otherwise called Galmoy, county Kilkenny; to have and to hold to said Earl and his assigns for a term of 60 years at annual rent of 12^s.

May 26, 1542.

279.

Philip, son and heir of Maurice O'Cosdelowe *alias* McCostall, late of Kelliestown, grants to James Swetman of Castelyve and James Purcell of Garrans a parcel of land in Galmoy extending from Talowreysbothar in the south to 'the furthest overford' called from of old in the Irish tongue 'Aigh righne ne sroghan'* in the north, and from the ditch of Towrenemoynan in the west to the pool running under 'sub Other' (? sub Bother) near the crofts called from of old the crofts of John Dawe in the east; to hold to them and their heirs and assigns for ever, as fully as Richard McCody granted it to said Philip.

June 6, 1542.

* In the original: "usque the furthest overford vocat' ab antiquo in hibernica lingua 'Aigh righne ne sroghan.'" What this Irish place-name means I cannot pretend to know; the 'g' is formed like 'z' as if to indicate guttural 'g.'

280.

Two County Cork Deeds.

(1) " To all true Christian people, we, the underwritten persons, meritoriously do testify and declare by our oaths severally made upon the Holy Evangelist before the underwritten notary public named William Copyngere, recorder of the King's city of Cork, that for the punishment of such injuries and wrongs as the Lord Mac Kartie Reaghe hath committed and done lately unto the inhabitants of said city of Cork, in robbing and taking from them a great number of ' caples,' kine and other cattle, and killing and taking as prisoners many of them, nor suffering any of them at large till they made fine and ransom unto him at his own will and pleasure, to the great impoverishment and decay of said city | therefore Thomas Ronane, being mayor of Cork, the bailiffs and council of the same assembled and congregated together in their council-house of said city, and there of one whole assent and consent agreed and concluded to be at open war with said Lord Mac Kartie Reaghe and all his adherents, and so proclaimed the same war through all the said city; and according to the same Canyonturdye (*sic*), cousin and adversary then and long afore to said Mac Kartie, being glad of the same war, came with all his retinue and with divers other adversaries to said city, and there they were received, favoured and maintained to war against said Mac Kartie by said mayor, etc., in suffering them at all times to go both by land and sea to destroy and invade said Mac Kartie and all his country.

" At which time the Lord Barry Roo and Mac Patrick Courcies, tenants (being always of the retinue and company of said Mac Kartie to all journeys and hostings at his calling), have then taken hurt and damages (as they say), for which said Lord Barry Roo has challenged said mayor, etc., and after communication had in the same matter, the said lord remitted of his own free will the ordering, discussing, examination and judgement of all his said challenges unto James Roche, then mayor of Cork, Walter Galwye, John Skyddye, Richard Goule and Dominick Tyrrye, ' senioreste ' of Cork, who deliberately perceiving well the matters, gave a final decree and judgement against the Lord Barry Roo in all his said challenges and demands.

“ Also we testify by our oaths that said Thomas Ronane, mayor of Cork, then did his part well as appertained him to do, in ‘ arreyngye ’ boats with mariners to go with said Mac Kartie’s adversaries to invade him and his country, and that he had nothing to our knowledge of any pillage that said adversaries had.

“ Also we, William Tirrie, mayor of Cork, and William Copynger, recorder, do testify by our oaths that whereas Philip Roche of Kinsale reported that said ‘ Canygonturdye ’ testified before him that said Thomas Ronane, being mayor then, hath received certain of the said goods and pillages that were taken in the same war-time, the said ‘ Canygonturdye ’ and others of his made their oaths in open court of Cork before us and by the same testified that said Thomas had nothing of the same pillages, and that he testified nothing to the contrary to said Philip nor to any other.

“ In witness of the truth we have laid hereunto our signs manual the 13th day of June in the 34th year of Henry VIII.”

Signatures: Patryk Copynger, Harye Skyddye, Christopher Martell, recorder of Kinsale, Jamys Roche, mayor, William Tyrry, Donyll Tyrry, Richard Tyrry, Willelmus Copynger, *publicus notarius ac recordator civitatis Corke*.

June 13, 1542.

Seal of mayor of Cork.

(2) Depositions concerning the title to the village of Carickgyne, county Cork.

“ To all and singular persons this present writing or letters testimonial seeing, hearing or reading, greeting. And whereas it is meritorious to testify the truth, I, William Copynger, recorder of Cork and public notary, do testify and declare at the request and petition of Thomas Ronan, citizen of Cork, the depositions of certain records and the effect and purport of a testimonial brought and shown by said Thomas unto me in latin, being sealed authentically, concerning the right title of a village called Carickgyne in the Red Lord Barry’s country or lordship, and also all such hurts done in the same village by the Lord of Cartye Reaghe’s kinsman named ‘ Canenygon Turdye ’ *alias* Cormoke McCartie, late deceased, and John Rossell, constable of the castle of Beaweverere near Cork, in manner and form following.

“ First, I the said notary, do certify that Sir Donyll O’Hidriscoille, parish priest of the same village, Sir Thomas O’Herye, priest of another village near unto it, and Malage O’Regan declared by said letters, etc., that Philip Roche of Kinsale, esquire, is the very mesne lord of the half of said village, which is half a ploughland, and that the Red Lord Barry is mesne and chief lord of the other half and chief lord of all, saving that said Philip Roche had from the feast of All Saints last paid the said Lord Barry Roo’s half and seignory of said village in pledge of a certain sum of money; and that said Philip does and has received yearly his due rent of his base tenants in the same village without any dimunition; and also that said Philip took no manner of hurt nor damages in said village when said Cormoke and James Rossell came in boats to invade or prey said village lately nor since.

“ And further I, the said notary, do testify that William Sarsfelde, mayor of Cork, James Goule and William Tyrrye, citizen and sometime mayors (*sic*) of Cork, declared upon the Holy Evangelist before me that the said Red Lord Barry deposed before themselves semblably that said village is divided as aforesaid, and that said Philip took no hurt by said Cormoke and James nor of any of theirs in said village, and that said Philip has no manner of right to challenge said Thomas Ronan for any hurt or damage that is supposed by said Philip to have been done in the village to him, also that Philip has no interest in the said Lord Barry Roo’s half and seignory of the village but from the feast of All Saint’s last past, and that in mortgage, and that all the village took hurt and damages when said Cormoke and James Rossell came thither, not the value of twenty nobles in all.

“ In witness of truth, I the said notary, have laid hereto my name and sign manual. At Cork the 16th day of November in the 35th year of Henry VIII.”

Signatures: Willelmus Copynger, *recordator civitatis Corke ac notarius publicus*, William Sarsfyll, mayor, James Gowl, James Roche.

November 16, 1543.

281.

Maurus *alias* Morgho Kewanagh of Cloghecristike grants to Edmund Purcell of Clonmoyskin and Leonard Blanchvile of Madokestown to the use of James, Earl of Ormond, a carucate of land called a 'mart' in Cloghecristike and the same in Rapaette or Raswette in Odronne, county Carlow, and all his rights and lands in Ballenebretnaghe, Corranloysky and Ballyngowyn in 'le Dlwoh' (Dullough), county Carlow.

Witnesses: David Roth, Sovereign of Kilkenny, James Clere, dean of Ossory, Roland Barron, sheriff of county Kilkenny, Walter Cowley, the King's solicitor, Edmund Blanchvile of Blanchvilestown, Patrick Foster of Killegher and John Barron.

July 20, 1542.

282.

Indenture between James, Earl of Ormond, and James, son of John, son of Peter Butler late of Killolowan, witnesses that the Earl has granted to said James all his messuages, lands and tenements in Ballivicreamon and Killolowan in county Tipperary, and in one half of Darrelayer in county Waterford, to hold for life at an annual rent of 12^d. Irish.

July 28, 1542.

283.

Three Tobin Deeds.

(1) Richard, son of John de Sancto Albino late of Rosseonyane, deceased, grants to Fulk Quemerford of Callan, merchant, the third part of all his messuages, lands and other property in Rosseonyane, Bryanyr and Ballycully in Compsey, county Tipperary, to hold to the use of James, Earl of Ormond, his heirs and assigns for ever.

September 9, 1542.

(2) James, son and heir of John de Sancto Albino *alias* Tobyn of Roston, grants to Fulk Quemerford all the abovesaid lands, etc., to hold to the use of said Earl and his heirs for ever.

Witnesses: Doctor Clynton, William Trodde, Malachy fitz Malachy, chaplain, vicar of Callan, James Bayn, Maurice Kevanagh, Richard Nugent.

April 7, 1543.

(3) Richard son of John de Sancto Albino *alias* Tobyn late of Seskyn near 'le Cowlaghe' in county Kilkenny grants to Fulk Quemerford of Callan, merchant, all the messuages, lands, etc., in the town and fields of Seskyn, to hold to him and his heirs and assigns to the use of James, Earl of Ormond, his heirs and assigns for ever. William Walshe of Callan to be attorney for giving possession.

Witnesses: William Walshe, Sir James Arthur, Sir Piers Quemerford, Walter Myloth, clerk, Robert Savage.

March 28, 1546.

284.

Grant of English law and liberty to Dermot O'Hogan by James, Earl of Ormond (in latin).

" James, Earl of Ormond, Lord of the Liberty and Regality of the county of Tipperary, to all, etc., greeting. Know ye that we, wishing to show our special grace and favour to Dermot O'Hogan of Milodestown, husbandman, who is of Irish name, blood and nation, have granted to him that he and his issue begotten and to be begotten shall be of free status and of free condition, freed from every yoke of Irish servitude, and that they may use and enjoy English laws in all things even as Englishmen dwelling within our said Liberty use and enjoy them. And that he and his issue may plead and answer in all our courts and those of others within our Liberty. Also that they may acquire, have, occupy and enjoy all lands, tenements and other possessions for themselves and their heirs and assigns for ever, and succeed and inherit in them. Also that they may be promoted and admitted to all ecclesiastical benefices and dignities and occupy and enjoy them as do the Englishmen of our Liberty, without any impediment or hindrance of us, our heirs and successors, our officers and servants—notwithstanding any Irish condition or any statutes, ordinances or restrictions

thereupon before these times made. Provided that said Dermot and his issue shall in the future behave themselves as faithful lieges of the King towards us, our heirs and the King's faithful people.

“ In witness whereof we have had these our letters patent made.

“ *Teste me ipso* at Crompeston on the 17th day of October in the 34th year of Henry VIII.”

October 17, 1542.

[This deed of enfranchisement is interesting as showing that a palatine lord such as the Earl of Ormond could grant English law and liberty to Irishmen].

285.

Letters patent of Henry VIII creating Thomas Butler, Baron of Cahir in 1542.

Inspeximus made at Clonmel on December 20 in the 34th year of Henry VIII by Nicholas, bishop of Waterford and Lismore, William Faggan, Sovereign of Clonmel, and the council of that town, of letters patent under the Great seal of Henry VIII as follows:

“ Henry VIII, etc., Know ye that We, in consideration of the services rendered to us in many ways by Thomas Butler of Cahyr alias Cahirdowneske in county Tipperary, of our especial grace, certain knowledge and mere motion, do create and prefer said Thomas to the state, degree, dignity and honour of Baron of Cahir, and do appoint, give and grant unto him the name, style, title, state and honour of Baron of Cahir, to have and to hold to him and his heirs; willing and granting by these presents for us, our heirs and successors, that said Thomas and his heirs in succession may bear and have said name, state, degree, etc., and be called and named Barons of Cahir. Also that said Thomas and his heirs being Barons of Cahir shall be treated and known as such, and shall hold and possess a seat and place in our parliaments and councils in Ireland among the other barons. And the said Thomas and his heirs shall enjoy and use by the name of Barons of Cahir all and singular such rights, privileges, dignities, preeminences and immunities in all

things properly and lawfully pertaining to the state of baron, as the barons of our kingdom of Ireland have heretofore enjoyed and used. And furthermore We, of our more abundant grace, and in order that said Thomas and his heirs may be enabled more decently and honourably to maintain and support the state of baron, have given and granted, and do by these presents give and grant, for us, our heirs and successors, to said Thomas an annual rent or annuity of fifteen pounds of lawful money of Ireland out of all our messuages, lands, rents, reversions, services and other hereditaments in the towns, fields and hamlets of Inyslawnaghe, Grange of Inyslawnaghe, Ballyhortlyly, Kilmalache, Grangherwey, Loghkyraghe, Kylmaweagh and Clonmel in county Tipperary, Kilmack and Glancwedan in county Waterford, in any wise belonging to the late monastery of Inyslawnaghe, and in the towns, fields and hamlets of Cahir, Kilmelaghe, New Grange, Great Grange and Knockhely in county Tipperary, in any wise belonging to the late monastery of Cahir, to have and to hold said annuity to said Thomas and his heirs for ever, they and their farmers, receivers, tenants and occupiers being exonerated from payment of the composition or any other tribute to us, our heirs and successors. And We, of our further grace, remit and release to said Thomas seven pounds and ten shillings owing to us out of the issues, reversions and rents of all and singular said messuages, etc.

“ In witness thereof We have caused these our letters to be made patent. Witness ourself at Dublin, on the 10th day of November in the 34th year of our reign. By warrant under the King’s sign manual.”

November 10, December 20, 1542.

The latin text follows.

“ Omnibus et singulis Christi fidelibus presentes has litteras testimoniales visuris lecturis vel auditoris Nicholaus permissione divina Lismorensis et Waterfordensis episcopus, Willelmus Faggan, superior ville de Clonmell, ac eiusdem ville concilium salutem in Domino sempiternam. Sciatis nos inspexisse litteras patentes illustrissimi invictissimique domini nostri domini Henrici octavi Anglie, Francie et Hibernie regis, etc., sigillo suo magno munitas, quarum tenor sequitur in hec verba.

Henricus octavus Dei gratia, etc. Sciatis quod nos grata et

laudabilia obsequia que delictus et fidelis noster Thomas Butler de Cahyr alias dicto Cahirdowneyske in comitatu Tipperarie in Hibernia, miles, nobis multipliciter impendit indiesque nobis impendere non deficit, necnon circumspeccionem, strenuitatem et fidelitatem ipsius Thome intime considerantes, de gratia nostra speciali ac ex certa scientia et mero motu nostris prefatum Thomam ad statum, gradum, dignitatem et honorem Baronis de Cahir alias Cahirdowneyske erigimus et preficimus ipsumque in Baronem de Cahir predicto tenore presentium prefecimus et creauimus eidemque Thome nomen, stilum, titulum, statum et honorem Baronis de Cahir predicto imposuimus, dedimus et prebuimus, ac per presentes imponimus, damus et prebimus, habendo, gaudendo et tenendo eadem nomen, statum, gradum, dignitatem et honorem prefato Thome et heredibus suis, volentes et per presentes concedentes pro nobis, heredibus et successoribus nostris quod prefatus Thomas et heredes sui nomen, statum, gradum, etc., predicta successiue gerant et habeant et eorum quilibet gerat et habeat, et per nomen Baronis de Cahir predicto successiue vocitentur et nuncupentur, et quilibet eorum vocitetur et nuncupetur. Quodque idem Thomas et heredes sui successiue Barones de Cahir predicto in omnibus teneantur et ut Barones de Cahir tractentur et reputentur et eorum quilibet teneatur, tractetur et reputetur, habeantque teneant et possideant dictus Thomas et heredes sui et quilibet eorum habeat, etc., sedem et locum in parliamentis et conciliis nostris, heredum et successorum nostrorum infra regnum nostrum Hibernie inter alios barones ut Baro de Cahir predicto. Necnon predictus Thomas et heredes sui predicti gaudeant et utantur et eorum quilibet gaudeat et utatur per nomen Baronis de Cahir predicto omnibus et singulis talibus iuribus, priuelegiis, dignitatibus, preeminenciis et immunitatibus in omnibus ad statum baronis rite et de iure pertinentibus quibus ceteri barones regni nostri Hibernie ante hec tempora inclitius honorificentius et quietius usi sunt et gausi seu in presenti gaudent et utuntur. Et insuper de uberiori gratia nostra et ut predicti Thomas et heredes sui statum baronis decentius et honorificentius manutenere et supportare valeant, dedimus et concessimus ac per presentes damus et concedimus pro nobis, heredibus et successoribus nostris prefato Thome unum annualem redditum siue annuitatem quindecim librarum legalis

monete nostre Hibernie exeuntes de omnibus messuagiis, terris, redditibus, reuersionibus, seruiciis et aliis hereditamentis nostris quibuscumque iacentes, exeuntes et existentes seu iacentes, exeuntes vel existentes in villis, campis ac hamletis de Inyslawnaghe, Grange de Inislawnaghe, Ballyhortlylly, Kilmalache, Grangherwey, Loghkyraghe, Kylmaweagh et Clonmell in comitatu nostro Tipperarie, Kilmack et Glancwedan in comitatu nostro Waterford, nuper monasterio siue domui religiosorum de Inyslawnaghe in comitatu nostro Tipperarie predicto aliquo modo spectantibus siue pertinentibus aut parcellis inde ante hec tempora existentibus, ac in villis, campis seu hamletis de Cahir predicto, Kilmelaghe, Nova Grangia, Magna Grangia et Knockhely in comitatu nostro Tipperarie predicto nuper monasterio siue domui religiosorum de Cahir predicto aliquo modo spectantibus siue pertinentibus aut parcellis inde ante hec tempora existentibus, habendo, tenendo, levando et annuatim percipiendo predictum annualem redditum siue annuitatem quindecim librarum prefato Thome et heredibus suis imperpetuum ad festa Pasche et Sancti Michaelis Archangeli equis porcionibus solvendis tam per manus suas proprias quam per manus firmariorum, receptorum, tenentium et ceterorum premissorum et cuiuslibet inde parcelle que pro tempore erunt. Et quod idem Thomas ac heredes sui necnon iidem firmarii, receptores, tenentes et occupatores et eorum quilibet annuatim ad festa predicta apud Scaccarium nostrum, heredum et successorum nostrorum Hibernie predictae inde habeant allocata et exonerentur et eorum quilibet exoneretur versus nos, heredes et successores nostros, absque compoto seu aliquo alio inde nobis, etc., reddendo, solvendo vel faciendo. Et ulterius de uberiori gratia nostra damus concedimus remittimus et relaxamus prefato Thome septem libras et decem solidos de exitibus, reuersionibus et redditibus omnium et singulorum messuagiorum, terrarum, tenementorum ac ceterorum premissorum nobis ad festum Sancti Michaelis Archangeli ultimum preteritum debitas. Et quod idem Thomas apud scaccarium nostrum Hibernie inde habeat allocacionem et exoneratur absque compoto inde nobis reddendo. Et quod expressa mencio de vero valore annuo aut de certitudine premissorum siue eorum alicuius aut de aliis donis siue concessionibus per nos eidem Thome ante hec tempora factis in

presentibus minime facta existit, aut aliquo statuto, actu, ordinacione seu prouisione inde in contrarium ante hec tempora facto, edito, ordinato seu prouiso, aut aliquo alia re, causa vel materia quacumque in aliquo non obstante. In cuius rei testimonium, etc. Teste me ipso apud Dublin decimo die Novembris anno regni nostri tricesimo quarto. *Per billam ipsius domini regis ab Anglia missam et manu sua propria signatam, ac cancellario siue custodi magni sigilli sui Hibernie immediate directam de dato predicto auctoritate parliamenti.*'

"Nos vero predicti episcopus, superior et concilium predictæ ville de Clonmell prefatas litteras patentes superius recitatas ad specialem rogatum et requisicionem domini Thome Butler, Baronis de Cahir, duximus exemplificandum per presentes et prout supra continetur eas de verbo in verbum veraciter exemplificamus et hoc omnibus quorum interest vel interesse poterit in futurum innotescimus per presentes.

"In cuius rei testimonium hiis presentibus sigilla nostra quibus ad maiora utimur apponi fecimus. Datum apud villam de Clonmell xx die mense Decembris anno regni illustrissimi domini regis Henrici predicti tricesimo quarto."

286.

Two Deeds.

(1) James Laffan of Novan grants to Thomas Marres of Kildenale and Edmund Purcell of Burresleagh and their heirs and assigns for ever, all his lands, tenements and other property in Kylkoaren and Ballysallagh in the tenement of Novan, county Tipperary, and 6^s. 8^d. head rent from Gortenegrosse and Ballynure in the said county, to hold to the use of James, Earl of Ormond, and his heirs and assigns for ever.

November 17, 1542.

(2) Joan Monsell, daughter and heir of John Monsell, grants to Thomas Morres of Kildenale and Edmund Purcell of Burresleagh three parts of all her messuages, lands, tenements and other inheritance in Moglasse, county Tipperary, to the use of James, Earl of Ormond, and his heirs and assigns.

November 17, 1542.

287.

Bond of January in the 34th year of Henry VIII by Theobald fitz Edmund of Ballythomas, William fitz Geoffrey of Kynne-cayske and William Oge Bourke of Tohyndelyn in county Tipperary, to James, Earl of Ormond, in the sum of 300^l.

The condition of this bond is that said William Oge, his heirs and assigns having possession of the castle and town of Ballynehynche, county Tipperary, shall faithfully observe their oaths of allegiance to the King's Majesty, shall obey His Highness' Lieutenant for the time being and other officers, justices and judges, shall appear with all his servants and tenants at the Earl of Ormond's liberty court of Tipperary and obey the officers of said liberty, and shall permit said Earl to lodge and sojourn in the castle.

January, 1543.

288.

Bond of January 1 in the 34th year of Henry VIII by Nicholas Saunce of Fethard, county Tipperary, to William Poer of Rathcowle and James Uyng of Fethard in the sum of 100^l.

The condition of this obligation is that said Nicholas shall abide by the award of Gefferay Moclare of Moclertown and John Saint John of Skaddanstown concerning all quarrels between said parties from the beginning of the world unto the above date.

Witnesses: Walter Cowley, Thomas Everard.

January 1, 1543.

289.

Edmund Butler, Baron of Dunboyne, admits himself bound to James Butler, Earl of Ormond, in 200^l, on condition that Edmund shall marry according to the laws of Holy Church one Anne Dwyer, daughter and heir of Conoghor Dwyer, lord of Kynnemanagh, chief captain of his nation.

Signature: Edmund of Donboyn.

Witnesses: James, dean of Ossory, Nicholas, chancellor of Ossory, Hubert, archdeacon of Cashel, Richard Nugent, clerk.

January 26, 1543.

Small seal.

290.

John Hyde, son and heir of James Hyde late of Rossponte, merchant, grants to James Swetman and Leonard Blanchvile a messuage with appurtenances in Rossponte lying between the King's street and Thomas Gregory's land, and between Richard Butler's land and Bridge street, to hold to them and their heirs for ever to the use of James, Earl of Ormond.

February 1, 1543.

291.

John White of Fynnistown, husbandman, and his wife Johan Flyng, daughter and sole heir of Katherine John late of Racaishe, county Kilkenny, daughter and sole heir of William John, late of the same, grant to Nicholas Moting, chancellor of St. Canice's, Robert Eustace, prebendary of Rathmichael, and Walter Sex of Kilkenny, yeoman, all their meases, lands, etc., in Racaishe, to hold to the use of the Earl of Ormond, his heirs and assigns for ever. Richard Nugent *alias* Onchendon of Callan to be attorney for giving possession.

Witnesses: Thomas Bermyngham of Dublin, clerk, Sir James Clere, dean of Ossory, Patrick Sherloke, Maurice Kevanagh, Sir Maurice Kenne, chaplain, David Graunt, Philip Trody.

February 12, 1543.

Two seals.

292.

Thomas Corkeray, smith, of New Ross, and his wife Katherine Eluarde, quit-claim to John Lorymegane, burgess of said town, a house and land in Le Beaul street, part of which property was given them by John Hyde, burgess of said town.

Witnesses: James Traves, William O'Dromer, William Blake, Laurence Nevell.

February 23, 1543.

293.

Indenture dated March 3 in the 34th year of Henry VIII between James, Earl of Ormond, and Piers Clenton, serjeant to

said Earl, witnesses that the Earl grants the castle and town of Craigrawe, to have and to hold to said Piers for his life at annual rent of 12^d.

March 3, 1543.

294.

Edmund O'Kennedy of Kylroo in Ormond admits himself bound to James, Earl of Ormond, in 100^l, on condition that he and his heirs shall allow said Earl and his heirs to enter and hold the castle of Kylroo against all men, excepting the King or his Deputy, from time to time, and that neither said Edmund nor his heirs shall permit any of the race of O'Kerroll, O'Kennedy or O'Waddyn or any other Irish to enter and hold said castle.

Witnesses: James, bishop of Killaloe, John O'Meara, captain of his nation, Thateus O'Meara, prior of St. John, Donald O'Meara, 'custos de Tom,' 'capitaeus Thateii' (*sic*), Johannes Gras, baro, Edmundus filius Donati Y Gredi, filius Donaldi Brian Mac Birrtag', Muretach Mac Birrtag', dís Mac Petrais, et ego Cornelius O Gredi (Irish signatures).

March 12, 1543.

[Of the above signatures, '*custos de Tom*' indicates the guardian of the abbey at Toomavara. The two 'Birrtagh' signatures possibly indicate the Birragra or Mac Birragra family, who seem to have been a race of brehons in north Tipperary. The present form of the name is Berkery, pronounced Berrekry; according to a note kindly supplied me by Mr. Dermot Gleeson, D.J.]

295.

The Liberties of Callan.

"Whereas it appears unto us, the King's justices and commissioners whose names be subscribed, that the town of Callan hath a 'sufferain' and 'portref' who are the head officers of that town and franchise, and among other grants made unto the sovereign, portreeve and commons there by our sovereign lord the King's most noble progenitors, the sovereign and portreeve for the time being have the punishment of all

craftsmen dwelling within said franchise, and that the same amerancements and fines shall be divided in two halves, to wit, one half thereof to the lord of the town and the other half to the sovereign and commons for the time being, as more plainly appeareth in their charter—whereupon William Walsh, now sovereign of the town, Edmund Bryt, portreeve of the same, and the commons complained unto us that of late some sheriffs of County Kilkenny of very open extortion not only contrary to the effect of their grants, claims and liberties had and granted by the King's most royal progenitors, but also repugnant to all good laws, right and equity, and to the great destruction of the common wealth of the poor inhabitants in said town take certain fines annually as a rent of divers sorts of craftsmen within said town and of the sovereign, portreeve and commons for the time being, amounting yearly to the sum of 26^s. 8^d., to said sheriffs' own use, which is paid for having licence to offend in their crafts without any further amerancement to be had or taken therefor, or any other punishment done for the same; and also that sometime against their will unlawfully the sheriff determines causes determinable before said sovereign and portreeve. And forasmuch as the same appeareth unto us to be unlawful and expedient to be reformed, we whose names are subscribed do determine and order that from henceforth neither the sheriff now being nor any successor to him in that office shall take or levy any such rent or payments in manner aforesaid, nor yet determine any cause determinable within their liberties before the sovereign and portreeve there for the time being, but shall suffer them to enjoy quietly all manner their liberties, usages and grants according the tenor, form and effect of said charter as the King's laws require, without any disturbance to the contrary. Given at Kilkenny, March 30, the 34th year of Henry VIII.'

Signatures: Gerald Aylmer, justice, Thomas Houth, justice, Walter Cowley.

March 30, 1543.

296.

Indenture between James, Earl of Ormond, and John O'Heyne, carpenter, witnesses that said Earl grants the mill of Tullohaght,

the mill of the Crigge and the mill of the Carrik at the bridge's end, with all the appurtenances, lands and commodities belonging to said three mills; to have and to hold to said John and his heirs for a term of 21 years at annual rent of 20^l. Said John shall send to the Earl's works one carpenter of each of said mills as often as he shall be thereunto demanded, like as other mills in counties Kilkenny and Tipperary are accustomed to do. He and his heirs to have free licence to cut all necessary timber in every wood belonging to said Earl for repairing the mills, suits and 'mustron' according to the old usage, and meat accustomed for the carpenters for every holiday as long as they shall be repairing wheels or other great works in said mills.

March 31, 1543.

297.

Indenture between Art fitz John Nele of Ballynele, county Tipperary, gentleman, and Sir James Clere, dean of Kilkenny, witnesses that said Art grants to Sir James all the towns, lands, etc., of Ballynele, Mollaghe, Ballycurkyn, Ballynemone, Ballyneclone and Lysodobbyr in county Tipperary; to have and to hold to him and his assigns for nine years at annual rent of 26^s. 8^d., as well as all the rents due to the Earl of Ormond out of the premises as belonging to the barony of Kilshilane.

Witnesses: Thomas Houth, justice, Walter Cowley.

March 31, 1543.

298.

Two St. Leger Deeds.

(1) Inspeximus of a writ of *Dedimus potestatem* made on April 19 in the 34th year of Henry VIII on behalf of James Sentleger of Ballyfenowe, to enquire whether said James and all his ancestors were seised from time out of mind of Ballyfenowe, Kilbrene and Killeneboll as of their inheritance, discharged of any common of pasture, and whether he and they were seised of said Kilbrene without claim of the vicars choral of the Cathedral Church of St. Canice's. The above inspeximus is followed by that of the depositions of witnesses called before

Miles, bishop of Ossory, and Adam Walshe, official of the same, on May 9 in the 35th year of Henry VIII, as follows.

Edmund Moghan, husbandman, aged 90, said that he dwelt for some years in Folingrath, mearing with the lands of Ballyfenow, and saw said James's grandfather Patrick, his father William, and himself in the peaceful possession of the premises, etc.

Thomas Eryell, husbandman, now blind, dwelling at Tillaghanebroge, said that he was groom to Patrick Sentleger, and agrees with first witness. So do Katheren Seintleger, widow, aged 90, daughter of said Patrick; John Weston, now blind, sometime a good husbandman, aged 90 or above and dwelling in Rathell; Hugh Wrothe, husbandman; Ellyn Clery of Ballenegall; Nele Lannegan, late a good farmer, and Anor Purcell his wife; and Teige O'Cahill. More Bretnaghe said she was the nurse of Richard Fowlinge and never heard him claiming common of pasture on said lands.

April 19, 1543.

May 9, 1544.

(2) Inspeximus dated January 10 in the 35th year of Henry VIII of a decree of November 9 of the same year, by John Alen, Lord Chancellor, that James Sentleger of Ballyfenowe, county Kilkenny, gent., is seised of lands, etc., in Ballyfenowe, Kilbrenny and Kilnebolde in said county, which lands are quit and discharged of any common of pasture, 'boys, housbot or heibot,' as against the claim of Piers Hacket of Kilkenny and Anastace Comerforde, widow of James Fowlynge, to said common of pasture, etc., made on the grounds that one Patrick Stafford who was seised of said lands, had by deed granted same to one James Fowlinge and his heirs and conveyed said common of pasture, etc., to Rose Fowlinge, now wife of Peter Hackel, sister of James Fowlinge, son of Richard Fowlinge, son of Thomas Fowlinge, son of James aforesaid, by force of which Anastace was entitled to one third of said common of pasture, etc., as her late husband James Fowlinge put beasts upon the same.

November 9, 1543.

January 10, 1544.

299.

Three Deeds concerning Blackcastle.

1. Indenture between James, Earl of Ormond, and John Tallon of the Blakcastell beside the Novan, witnesses that said Earl grants all the messuages, cottages, lands, etc., in Blakcastell which said John now holds, with reversion of the same, excepting the mill of Blakcastell with the concurrence of water of the same, the water of Boyne and the fishing thereof; to have and to hold to said John and his heirs for a term of 21 years at annual rent of 4^l., rendering also the usual customs and heriots, and providing convenient meat and drink for one horse and one horse-boy of said Earl being personally in county Kildare, Dublin, Louth, Meath or Westmeath during said term.

Signature: John Tallon.

April 30, 1543.

2. Indenture between James, Earl of Ormond, and William Tallon, son of John Tallon, of the Blakcastell, witnesses that said Earl grants all the messuages, cottages, etc., in Clonemagoddan, with the reversion of the same; to have and to hold to said William and his assigns for a term of 21 years at annual rent of 58^s., rendering also customs and heriots, and meat and drink to one horse and horse-boy as above.

Signature: William Tallon.

Same date.

3. Indenture between James, Earl of Ormond, and Thomas Tallon, son of John Tallon, of the Blakcastell, witnesses that said Earl grants all the messuages, cottages, etc., in Blakcastell which Richard Tankard now holds, with the reversion of the same; to have and to hold to said Thomas and his assigns for a term of 21 years at annual rent of 4^l.

Signature: Thomas Tallon.

Same date.

300.

Indenture between James, Earl of Ormond, and Morishe Ketyng and his wife Elizabeth Wowgan, witnesses that said Earl grants the castle and manor place of Cloncurry, county

Kildare, and all the meases, houses, etc., within the precincts of the court or ' bawon ' of the same, to have and to hold to said Morishe and Elizabeth, etc., for term of their lives, at annual rent of 2^s. The lessees covenant to uphold said manor in honest sort, having respect to how it stands at present, and that if the Earl shall be at any expense for any building or works within said manor they shall bear so much of the charges thereof as shall be adjudged by Thomas Eustace, Viscount of Baltinglas, Patrick Barnewall of Gracedewe and Walter Cowley of Kilkenny. The Earl hereby appoints James Flatisbry his attorney to deliver seisin.

Signature: James Orm. et Oss.

Witnesses: Sir Nycolas Waylshe, vicar of Cloncurry, Thomas Keting of Possykiston, Edmund Keting of Cloncurry and Sir William Whyte of Johnstown, chaplain.

May 3, 1543.

Seal.

301.

Indenture between James, Earl of Ormond, and John Belyng of Balskadane, gent., witnesses that said Earl grants a house and mease with six acres of land in Balskadane, to have and to hold to said John, etc., for 21 years at annual rent of 6^s. 8^d. with all heriots and customs.

Signature: John Belyng.

May 10, 1543.

302.

Two Bonds.

(1) Bond of May 12 in the 35th year of Henry VIII by Donaghe O'Brene to James, Earl of Ormond, in the sum of 50^l. The condition of this obligation is that, whereas said Earl|by a bond of May 10 in the same year|is bound jointly and severally with said Donaghe to John Alen, Lord Chancellor of Ireland, in the sum of 40^l. or in default thereof in 80 kine, now Donaghe shall discharge the Earl against said Lord chancellor for that payment.

May 10 and 12, 1543.

(2) Bond of Richard Butler of Ballyeg[?ey], knight, to James, Earl of Ormond, in the sum of 200^l. The condition is that | whereas said Earl has granted to Richard the custody of the castle of Garrangibbon | if at any time after the delivery thereof when John Grace of Gracescourt, Rauland FitzGerald of Barnchurch, James Swetman of Castle Ave, Edmund Brenagh *alias* Walshe, or any of them or their heirs male, or said Earl by his letters, shall require said Richard, his heirs or assigns, to deliver said castle to the use of the Earl, he shall do so with convenient diligence and without fraud.

December 18, 1543.

Seal.

303.

Indenture between James, Earl of Ormond, and William Prowtforde of Trymletiston, gent., witnesses that said Earl grants the house or mease with the appurtenances in Donamore wherein one Gylles McGynolde now dwells, and all the lands, tenements, etc., thereto belonging, with the reversion of the same, the water of the Boyne and fishing thereof excepted; to have and to hold to said William and assigns for a term of 21 years at annual rent of 50^s., rendering also all customs as before time have been used, with heriots, and meat and drink to one horse and horse-boy when they come unto him during said term.

' Per me Wyllam Proudfout.'

May 12, 1543.

304.

Two Deeds.

(1) Deed of enfeoffment dated May 16 in the 35th year of Henry VIII, given by James, Earl of Ormond, to his steward Sir James Clere, dean of Ossory, to be delivered to Sir Thomas Lawles, of the three parts of Ballerade.

The condition of the above deed is that Walter Cowley shall make a sure and sufficient estate unto James Swetman of Castellif, gent., and unto Leonard Blaunchvile of Dunmore, their heirs and assigns, to the use of said Earl and his heirs for ever, of one half of Mounenemoke, one half of Ralwoghan, one

half of the warren or 'Conyger of Connynes' of Ralwoghan, half the mill of Crynkyll or Cowlbane, and the part of Crynkyll which belongs to Edmund MacCode.

Appended to the above is a letter of attorney, dated May 20 in the same year, of said Earl to Sir William Vale, chantor of St Canice's, should the above condition be performed; followed by a further condition that Walter Cowley shall make a sure and sufficient estate unto said James and Leonard to the use of said Earl and his heirs for ever of all such lands as Richard Butler, brother of said Earl, is entitled to in Ballydonyll, county Kilkenny.

Signature: James Ormond and Ossory.

May 16 and 20, 1543.

(2) James, Earl of Ormond, grants to Thomas Laules, chaplain, to the use of Walter Cowley of Kilkenny, one ruined castle and all the messuages, lands, etc., in Ballerayde *alias* Rayddistown, Shancourt *alias* Oldcourt near the same, and Raebirssielle *alias* Birssellisrath *alias* Raepursell *alias* Purcellisrath in county Kilkenny, now in the occupation of said Walter, reserving to said Earl the fourth part of the premises; to hold to said Thomas and his heirs and assigns for ever. William Wale, precentor of St Canice's, to be attorney for giving possession.

Signature, James Ormond et Oss.

Witnesses: Sir Nicholas Motyng, chancellor of Kilkenny, Sir William Lee, Richard Nugent, Humfrey Sexten, James Porter, Andrew FitzThomas.

May 16, 1543.

305.

Indenture between James, Earl of Ormond, on one side, and Martin Poterchelo, yeoman of Kilkenny, gunner, and Anastace Shethe of the same, widow, witnessing that said Earl has granted to them for their lives, at annual rent of 5^{s.}, a garden commonly called the Burtone Hey which lies between the common ditch of St John's street and John Savage's garden, and between the pool of the Maudelin mill and the King's way

leading from St Michael's gate to Maudelin street; reserving a sufficient roadway to and from said Earl's meadow whenever required.

Dorso: Martin Portellsello.

May 29, 1543.

(Ink drawing of a musket of the period at foot of deed).

306.

Indenture between James, Earl of Ormond, and Theobald Blake of Ross, merchant, witnesses that said Earl grants a house in Ross with the appurtenances to have and to hold to said Theobald, etc., for 21 years at annual rent of 30^s.

Signature: Theobald Blake.

June 10, 1543.

307.

Memorial of the gentry of counties Kilkenny and Tipperary in praise of the Earl of Ormond (1543).

" To the King's most excellent highness.

" In their most humble manner shewith unto your most excellent Majesty your Highness' faithful and obedient subjects and the gentlemen and possessioners dwelling within your Majesty's shires and counties of Kilkenny and Tipperary whose names unto this present certificate are subscribed. Whereas they have amongst all rebellions and insurrections attempted in this realm continued in such loyal sort as they have not only preserved them from all suspicion of any such detestable offences, but also to their uttermost power have resisted and invaded all such attemptates as well in the time of your Majesty's most noble father of famous memory when the Earl of Kildare crowned a barber's son in Dublin king, as also when the Earl of Desmond assisted one Parkyne Warwicke intending to deprive His Grace from his crown, kingdom and dignity, and in like manner in the last rebellion of the Geraldines the said possessioners suffered great loss of men, goods and chattels with burning of their mansions and corns in said county of

Kilkenny | And yet for the revenging thereof before the arrival of your Majesty's army here the said possessioners committed such invasion, burning and destruction upon the said traitors as their power was much slackted thereby | And like as their duty to your most excellent Majesty bound them thereto so were they both led, enabled and encouraged to the same by the Earl of Ormond's father and himself, who were their captains, guides and conductors under your Majesty's deputy for the time being | And at such times as any rode, invasion or hosting is set forth by your Majesty's deputy they have accompanied and attended upon him and so do daily, be it in Ulster, Connaught or any other place within this realm, victualled and appointed at their own charges at the leading of their said captain without whom they of themselves had not been able to commit such exploits as they have done—for he giveth them continually horses and harness and entertaineth other men of war to his sumptuous charges. The principal cause that procureth the said gentlemen and possessioners to make this certificate to your Excellency is for that since the departure of said Earl from this realm it was credibly reported unto them how that certain persons should affirm that the said possessioners, your Highness' subjects, feel themselves much oppressed and grieved with said Earl that he should take and levy of them against their wills a great sum of money for an aid towards his charges of repairing to your Highness. To that they certify unto your Highness that heretofore they presented unto certain of your Majesty's commissioners how they were overcharged with certain things worthy of reformation, which accusation and presentment they were procured to do by the said Earl himself as well to present him as divers of his kinsfolk, which used outrageously to oppress them much more than the said Earl doth, who diminisheth their burden and charges otherwise and after a better sort than any of his ancestors of long time did | And out of doubt they never conceived none other in him but that his intent hath been and is to his power and possibility so to put away Irish usages, extortions and abuses which they consider standing under reformation of. Your Highness were very inconvenient to put him from having power and ability to serve your Majesty in defence of your Highness' subjects and others marching with them, being at liberty to have men

continually and furniture for the war to set forth when they list.

“ Furthermore, as to the money supposed to be taken against our wills for an aid for him repairing to your Highness this time, upon their faith to your Majesty the same matter (if it be so set forth) is false and untrue. In respect (thereof) the said Earl, besides his goodness extended to them, deviseth lands to sundry of their children, brethren and kinsfolk for their service only, and is so great a helper and giver to them all. And also it agreeth well with them that he occupieth himself much in your Majesty’s affairs as well at parliaments and councils as to all rodes, assemblies and journeys, whereby as part of them know he spendeth his whole . . . , and also is indebted, and divers parcels of his lands rest at this present in mortgage for great sums of money. Whereupon the said gentlemen and possessioners assessed for a poor aid to him in his repairing

“ Most dread sovereign Lord the said possessioners beseech your excellency in most humble wise to have respect to the premises . . . in such wise as no evil invention (if any there be, and God forbid) shall not hinder any noble man guiltless. And in semblance wise by this their certificate . . . there was never man bred in this realm that any of them can remember bore more entire affection, love, faith and heart to his sovereign Lord and master than he doth . . . He helpeth to bring up at his charges their children after the English sort, and commonly rideth in his saddle with his serjeants appointed after the fashion of England; (*parchment worn*: to whom?) all the Irishry in effect do bear more mortal hate, compassing his destruction, above any man living, etc.”

Dated June 26 in the 35th year of Henry VIII.

Signatures: James Swetman, sheriff of county Kilkenny, John Grace of Gracescourt, David Baron of Browniston, Edmund Bretnagh of Rochiston, Patryce Porcelle of Ballyfoyll, Edmund Blanchwylle of Blanchwyllysston, Robert Sortall of Hogynyston, James Comerford of Ballymoka, Patrick Sentleger of Telolzan Bruke, James Purcell of the Garranes, James Frenygne of Redestowne, Rowland Baron of Bronchurch, Robart Shortall of Ballylorkan, Robert Rothe, Edmund Butler, Gylbard Doobyn, Edward Watowne of the

Grove, James Butler, James Archer of Archerstown, Meiler Cantwell of the Kyllynis, Richard Stacboll of Leynaghestown, Richard FitzJohn of Lawlestown, James Hackett of Bam-bonstown, Piers Butler of Cokishill, Philip Purcell of the Holy Cross, John St John of Skaddanstown (one or two illegible).

June 26, 1543.

Seals of the office of Sovereign of Kilkenny, of William Walshe, Sovereign of Callan, the Sovereign of Clonmel, the portreeve of Cashel, Edmund, archbishop of Cashel, Nicholas, bishop of Waterford, Myles, bishop of Ossory, and two others.

308.

Indenture between Elyse Shorthalse, widow of Edward Freny, and James Purcell fitz Philip of the Garrans, witnesses that said Elyse grants to said James her ' doary ' or third part of the Killdoe with the appurtenances, Shortacre, Clone and Rathbeagh, for which he shall pay the same rent as did Richard FitzPiers and Johan his wife, and the lands lately possessed by Derby (? Roboc).

Witnesses: James FitzEde.

July 2, 1543.

309.

Deed of April 11, 1562 and the 5th year of Elizabeth, by Symon Nugent of Callan, yeoman, son and heir of Richard Nugent, late of the same, deceased, to the effect that whereas William Nawgle, son of Richard Nawgle, late of Callan, by an indenture of July 6 in the 35th year of Henry VIII, granted to said Richard Nugent a messuage in said town covered with slate, an orchard, a back-side and all houses of offices appertaining to the messuage, also 12 acres of arable land, 2 acres of meadow and a fishing weir, to have and to hold to said Richard Nawgle, etc., for 41 years at annual rent of 16^{s.}, now therefore said Symon grants to Richard Holeghan *alias* Mery of Callan all said premises, to have and to hold to him and to Symon's

sister, Katherine Nugent for the term of Symon's own interest at annual rent of 10^s.

July 6, 1543.

April 11, 1563, N.S.

310.

Award of October 1 in the 35th year of Henry VIII by Edmund, archbishop of Cashel, and Eneas, bishop of Emly, with the advice of James Bathe, Chief baron of the Exchequer, and Sir Thomas Cusake, knight, Master of the Rolls, made in answer to a bill of complaint exhibited before Sir Antony Sentleger, Lord Deputy, and others of the council, at Limerick on September 16 in the same year by Sir Thomas Butler, knight, Baron of the Cayre (Cahir). This bill was laid against Tybot Burke of Carrickkinlishe (modern Caherconlish), county Limerick, and others of the Burkes, viz., John Burke of Carrickkinlishe, Walter Burke of the same, Edmund mc Ullughe Burke of the same, Ullughe mc Theobald Burke of the same, . . . Burke of Castellconyll, gent., David fitz Edmund Burke of the same, gent., and Richard fitz David fitz Edmund Burke of Britas, gent. The award now confirms to said Sir Thomas Butler as son and heir to Edmund Butler his right to have one penny sterling out of every small acre in the barony of Caherconlish.

September 16, 1543.

October 1, 1543.

(Paper deed much torn).

311.

Two Arklow Deeds.

(1) Indenture between Sir James Butler, Earl of Ormond, and John Travers, esquire, Master of the King's Ordnance in Ireland, witnesses that on condition that said John shall defend his town, manor, lordship and castle of Arklow, the three shires called Twoghmalyn, Twoghculinecuny and Twoghculinecleraghe, Moyethreadyne, Carnwoo, Kilkenny Beg, Ballyartour

or Artorstown and all other lands, etc., of said Earl belonging to that manor, and also that he shall recover such seignories, lordships, lands, etc., belonging to Arklow as are in the possession of the Irish who withhold them, the said Earl grants to John the said town, etc., of Arklow with said three shires or 'twoghes' with all the appurtenances, cantreds, townships of 'ne troytohen,' reserving all advowsons of churches, knights' fees and censing of gallowglass and kerne in said shires or 'ne trytwoo' whenever said Earl shall make like cess in his other lands in Leinster east of the Barrow; to have and to hold to said John and his assigns for a term of 21 years at annual rent of 40 marks. It is agreed that if the Earl should exchange said manor with his Majesty the King or with his brother, Richard Butler, or if it should please his Majesty to appoint said Earl to serve (? in Leinster: *torn*) for the reformation thereof, or if the Earl should appoint any of his sons after they come to the age of sixteen to dwell in those parts and to have the rule of the premises, then this lease shall in each case become void after a year's warning.

Signature: John Travers.

October 8, 1543.

(2) Indenture dated October 20 in the 35th year of Henry VIII, between Sir James Butler, Earl of Ormond, and John Travers, esquire, Master of the King's Ordnance in Ireland, witnesses that on condition that said John shall defend the town, manor, lordship and castle of Arklow which he holds at present by lease for a term of years of said Earl, and shall also do the best he can to win such lordships, meases, lands, tenements, etc., belonging to said lordship, etc., or to any part of the Earl's inheritance in Leinster from the possession of the Irish withholding the same without lawful or just title, said Earl now grants to John an annuity of 13^l. 6^s. 8^d. Irish out of the rents, issues and profits of said lordship, to have and to hold to said John as long as he remains the Earl's tenant of that lordship.

Signature: John Travers.

October 20, 1543.

Seal.

312.

Award given on October 17 in the 35th year of Henry VIII by the undersigned between Walter Wale, Sovereign of Clonmel, with the council and commons of the same, on one side, and the proctors of the church of Clonmel, and Master Thomas Clere, vicar of Clonmel, on the other, concerning the possession of a certain park given by Thomas, Earl of Desmond, in alms to the predecessors of said vicar. It is adjudged that the said Thomas shall have possession of the premises, provided that Maurice Quirke, who was promised the park by said Sovereign, council and commons in their 'dearhundred'* shall hold the park of said vicar at annual rent of 11^l.

Signatures: Thomas Butler of Clonmel, Nicholas, bishop of Lismore of Waterford.

October 17, 1543.

313.

Indenture between James, Earl of Ormond, and Thomas O'Molone of Oughterarde, witnesses that said Earl grants a house with the appurtenances in Oughterarde, with forty-six acres, one and a half stangs of arable land, three acres of meadow and the half 'indell' of the pasture of the farm called the lord's farm at Oughterarde, and the reversion of the premises; to have and to hold to said Thomas and his assigns for a term of 21 years at annual rent of 49^s, 'also giving and finding honestly and conveniently yearly during said term unto said Earl and his heirs when and as often as he or they shall repair or come in the county of Kildare or of Dublin one horse and one horse-keeper for and during the time of his or their abode there' rendering also the usual customs, and the heriots of all them that shall fortune to depart this present life.

November 28, 1543.

314.

Various Bonds.

(1) John Poer of Clonmel, yeoman, and his wife Margaret, daughter of Nicholas Lawles of the same, admit themselves

* i.e. 'Dernhundred,' the town court.

bound to James, Earl of Ormond, in 200^l. Irish, on condition that they shall make such estates of their property in Clonmel as the learned counsel of said Earl may direct from time to time.

Witnesses: Dave Walch, Patrick Tywe, Philip Lenaghe.

January 3, 1544.

(2) Edmund Blauncheville admits himself bound to James, Earl of Ormond, in 100^l. Irish. The condition of this bond is that said Edmund and his heirs shall abide by the award of Rouland FitzGerald of Brantchurch, gent., James Swetman of Castellyfe, gent., Sir Nicholas Motyng, chancellor of St Canice's and Master Adam Walshe, Official of Ossory, concerning all controversies, actions, suits and demands depending between said Edmund and the Earl touching the right, title and possession of Lubliston and Crosbigge between Kilmodymoge and Ballyraghtan.

Witnesses: Walter Archer, Sovereign of Kilkenny, Robert Sheth, Nicholas Sheth, Walter Seys.

November 18, 1544.

(3) Nicholas Everard of Fethard, gent., admits himself bound to James, Earl of Ormond, in 30^l., on condition that when said Earl shall demand 20^l. of the above sum as in the right of his wardship, then said Nicholas shall abide by the decision of Mr. White, justice of the liberty of Tipperary, and Sir Thomas Everard, vicar of Fethard, concerning that demand.

Witness: Patrick Barnewall.

November 29, 1544.

(4) James Cossyn, esquire, acknowledges that he has received from James, Earl of Ormond, by the hand of his servant Humfrey Sexton, 280^l. for the arrerages of all the lands beyond the water of the Barrow pertaining to the Lady Anne Seyntleger, widow of Sir George Seyntleger, knight, and now wife of said James Cossyn, and also in full satisfaction of 40^l. to be paid yearly to said Lady Anne during her life.

Signature: James Cossyn.

March 3, 1544.

(5) Maurice son of John FitzGerald of Knocmoain, county Waterford, gent., admits himself bound to James, Earl of

Ormond, in 300^l, on condition that said Maurice and Edmund fitz John fitz Edmund of Kyllmanyhen and their heirs shall make such estate to said Earl as his counsel shall direct, of the manor, castle and lordship of Kyllmanyhen with the appurtenances for 100 marks sterling.

Witnesses: Walter Howth, Foulk Quemerford, Henry White, James White, William Trody.

May 9, 1544.

315.

Two county Carlow Deeds.

(1) Maurice *alias* Moroghe mc Art O'Nolan grants to James Swetman of Castelleff and Leonard Blanchwelle of Downmore all his messuages, lands, advowsons of churches, etc., in Balyntree, Bolynekrehe, Balym^cwaltryne and Rahyne in Fohyrt *alias* Fodyrt, county Carlow, to have and to hold to them and their assigns to the use of James, Earl of Ormond, and his heirs and assigns for ever. And because his seal is to many unknown he has procured to this deed the seal of the office of Sovereign of Kilkenny. Given at Kilkenny.

Witnesses: Robert Shett, Sovereign of Kilkenny, Sir James Clere, dean of Ossory, Nicholas, chancellor of Ossory, Pers Walshe, Sir William Hay, chaplain, James FitzEde.

January 18, 1544.

Seal of sovereign of Kilkenny.

(2) Teig O'Bryn, son of William son of David Roth O'Bryn, gent., of Clolesorchard grants to James Swetman of Castelleff and Leonard Blanchwell of Downmore all his messuages, lands, etc., in the towns and fields of Shanballe, Killyne *alias* 'Balle John ne bolie,' Clolesorchard *alias* Killmurre, Seskyn Ryane, Garmelaghe, Bolyleaghe, Ballenebretnaghe and Tullaghkryne, with the advowsons of the churches of the same, in county Carlow, and also all the right which he holds in one hall with appurtenances within the precincts of the monastery of Leghlyn which he holds in mortgage from William Deorane for fifteen marks of silver in current money of Ireland; to have and to hold to said James and Leonard, their heirs and assigns, to the use of James, Earl of Ormond, his heirs and assigns for ever.

And because his seal is to many unknown, the grantor has procured that of the office of Sovereign of Kilkenny.

January 18, 1544.

Two seals.

316.

David Fornan, burgess of Carrickmagriffin, county Tipperary, grants to John Nele, citizen of Waterford and burgess of said town, one acre and a half of arable land in Carrickmagriffin lying between said David's lands and Robert Nele's lands, and between the King's way and the lands of the Earl of Ormond, holding of the chief lords of the fee for ever. John Cowman, burgess of said town, to be his attorney for giving possession. Given at Carrickmagriffin.

February 1, 1544.

Seal.

317.

Three Laund Deeds.

(1) Indenture between Nicholas Laund and Edmund Laund of Ketingistown on one side, and Piers Clintonne on the other, witnesses that said Nicholas and Edmund grant the whole part or share now in their possession of the great meadow and the wood thereto belonging beside Cowlishill in the tenement of Castelldoghe; to have and to hold to said Piers for a term of eleven years at annual rent of 4^d. if it be demanded, and after that term to hold the premises for ever on condition that said Nicholas and Edmund may have re-entry on payment of 4^l., and that said Piers shall give them so much money to their need in mortgage on said parcel as two indifferent men shall award.

Witnesses: Sir William Keally, Piers Grace, Walter Croke, Patrick White, husbandman, James FitzEde, Sir Nicholas Mothing, chancellor, Harry Ley.

March 11, 1544.

Two seals.

(2) Nicholas Laund, Edmund Laund, Geoffrey Laund and Robert Laund of Ketingistown in county Kilkenny, for a certain sum of money received from James, Earl of Ormond, grant to James Swetman and Leonard Blanchvile all their messuages, lands, etc., in the towns and fields of Genettistown

alias Ballygenette and Kylkripe in county Kilkenny, to have and to hold to James and Leonard, and their heirs and assigns, to the use of said Earl and his heirs for ever.

Witnesses: Edmund, archbishop of Cashel, James, dean of Ossory, Walter Cowley, King's solicitor, Oliver Grace, Clement Walsh, Richard Nugent, Nicholas Cowley, Andrew Fitz Thomas.

April 28, 1544.

(3) Nicholas, Edmund, Geoffrey and Robert Laund admit themselves bound to James, Earl of Ormond, in 200^l, on condition that they shall make such estate as the Earl's counsel shall direct of half the manor and castle of Castledoghe, together with half of a common and certain estovers, fire-bot and hay-bot in the wood and pasture of the Lawgh and curragh of Castledoghe, and half of all the messuages, lands and tenements in Balligarran, Stokin, Tullaghinryn and Dungarvan.

Witnesses as before.

April 28, 1544.

318.

Award published at Cashel on March 17 in the 35th year of Henry VIII (1544) by Edmund, archbishop of Cashel, James, Earl of Desmond, and the right worshipful Mr. Richard Butler, between James, Earl of Ormond, and Sir Thomas Butler, knight, Baron of the Cahir. The award is exhibited before Edmund, archbishop of Cashel, Walter Foster, mayor of Dublin, Edward Sherloke, mayor of Waterford, Myles, bishop of Ossory, and Walter Archer, Sovereign of the town of Kilkenny, at various dates in January in the 36th year of Henry VIII, as follows:

“ Mem. that where the right honourable the Earl of Ormond and the Baron of the Cahir were by their deeds obligatory bound to each other in the sum of 1000^l. for performance of the award of us whose names are subscribed, of all warranties and controversies betwixt them concerning expenses of coyne and livery and other exactions and impositions of the cantred of

Clonmel, and the nominating and appointing of ' kernetye ' and ' galloglas ' there|whereupon, like as we have already published our said award by word, so we do by this present in form following:

" The said Earl and Baron are not only to remit all displeasures, etc., between them, but also from henceforth said Earl to love and favour said Baron, and said Baron to love and serve said Earl.

" That said Baron and his heirs male shall at all times come and answer the King's Deputy of this realm and said Earl and his heirs male, and go with them to all journeys and hostings, unless said Baron, etc., have lawful impediment, and having such cause shall send a convenient company victualled for the defence of the country as shall be thought meet by the Deputy and Council or by said Earl by consent of the gentlemen and freeholders of the country.

" Said Baron and his heirs male shall give yearly refection, after the ancient custom used in the country, to said Earl and his heirs male at the Cahir or at any other place whensoever they shall demand the same, and shall permit them to livery their men and horses in the cantred of Clonmel at such times as they resort unto these quarters.

" Said Baron, etc., shall bear ' bweny begges ' continually to said Earl as it was used in time past and at such times as said Earl shall think meet by the assent of the gentlemen and freeholders of the country to retain ' galloglas ' for the defence of the King's subjects of the same. The Baron shall bear his part of them upon his own lands in said cantred like as said Earl shall do upon his own lands in the same by the indifferent cessors of the country.

" If said Baron and his heirs shall build any castle, etc., in the marches for the defence of the country, the gentlemen and freeholders of that cantred shall give workmen for the building thereof, and said Earl's lands in that cantred, not free of ancient time, shall be indifferently cessed to the charge thereof.

" That said Baron, etc., shall abide by the awards of said Earl the archbishop of Cashel and the bishop of Lismore concerning such complaints as the gentlemen, freeholders and inheritors of said cantred shall make.

“ That said Baron and his heirs shall at all times to their will and knowledge aid and assist said Earl and his heirs in recovering their rights and duties in all places, and also their officers, as justice, seneschal and sheriff of the liberty of Tipperary, in the administration of justice there.

“ In consideration of the premises said Earl shall support and defend said Baron in all lawful causes against all men, saving always his duty of allegiance to the King’s Majesty, and shall be good to said Baron in all his lawful proceedings.

“ That said Baron shall be marshal of one half of said Earl’s host according as his ancestors have been of long time before, and shall have and enjoy all the advantages and benefits pertaining thereto.

“ That said Earl shall give ‘ bynigs ’ (*sic*) to said Baron.

“ As for the ‘ kernetye,’ we remit it to the hearing and determination of my Lord Justice, my Lord Chancellor, Mr. Chief justice and Mr. Justice Luttrell.”

Appended to the above award is a bond of Thomas Butler, Baron of the Cahir, dated March 14 in the 35th year of Henry VIII (1544), to the effect that he owes 1000^l. to James Butler, Earl of Ormond.

“ The condition of this obligation is that Sir Thomas Butler shall abide by the award of Edmund, archbishop of Cashel, James, Earl of Desmond, Richard Butler, brother of said Earl of Ormond, and Piers Butler, brother of said Baron of Cahir, upon all disputes between the parties concerning expenses of coyne and livery and other exactions and impositions of the cantred of Clonmel, and the nominating and appointing of the ‘ kerntye ’ and gallowglasses there. Failing an agreement to the award of the abovesaid, Sir Thomas is to abide by the award of William Brabazon, Lord justice of Ireland, John Allen, Chancellor of the same, Sir Gerald Aylmer, knight, Chief justice of the chief pleas, and Sir Thomas Luttrell, Chief justice of the common pleas.

“ Further said Thomas is to abide by the award of Sir Thomas Luttrell, and James Bathe, Chief baron of the Exchequer, in disputes between the parties concerning titles to land, lordships, etc.”

Witnesses: William Brabazon, Lord Justice, John Allen,

Lord chancellor, Nicholas, bishop of Waterford, Gerald Aylmer, justice.

Signatures: Edmund of Cashel, Edward Sherloke, mayor of Waterford, Walter Archer, Sovereign of Kilkenny.

March 14, 17, 1544. Seals in good order of the Archbishop
January 1545. of Cashel, the mayor of Dublin, the
 mayor of Waterford and the
 sovereign of Kilkenny.

319.

Indenture between James, Earl of Ormond, and Sir Thomas Lutrell of Lutrellstown, witnesses that said Sir Thomas has granted to the Earl the half of the tithes of all manner of corn of the parsonages of Racoule and Clonynges, half of the tithes and altarages of the parsonage of Bolik, and all the meases, lands, etc., in the Milton in O'Dwyr's country; to have and to hold to said Earl and his assigns for a term of twenty years at annual rent of 21^l, paying all ordinary and extraordinary charges of said parsonages excepting the proxies of the parish of Bolik due to the ordinary and archdeacon there.

Signature: Thomas Lutrell.

March 16, 1544.

320.

Walter Cowley of Kilkenny, gent., grants to James Swetman of Castelleff and Leonard Blanchvill of Dunmore half of all the messuages, lands, etc., in the towns and fields of Monnene-moke, Krynkil alias Garrymore and Ralwoghane, and half the mill of Krynkil or Cowlbane, with half the rabbit-warren of Krynkil and Ralwoghane in county Kilkenny; to hold to said James and Leonard, their heirs and assigns, to the use of James, Earl of Ormond, and his heirs for ever.

Signature: Walter Cowley.

March 20, 1544.

321.

James Purcell of the Garranes, gent., for a certain sum of money received from James, Earl of Ormond, grants to James Swetman and Leonard Blancheville the half of all the meases,

lands, etc., with advowsons of churches, in Lysmaen, Ballygarran, Kylcolman, Cowleraghyn, Shangnanagh and Ballyroo in county Kilkenny, and in Ballynebrownagh and Byelladowoige in county Tipperary, to have and to hold to them and their heirs and assigns to the use of said Earl and his heirs for ever.

Witnesses: Edmund, archbishop of Cashel, James Clere, dean of St. Canice's, Walter Cowley, King's solicitor, David Roth, Walter Archer, William Wale, precentor of St. Canice's.

March 22, 1544.

322.

Letters patent of Henry VIII (in latin) appointing James, Earl of Ormond, and James, Earl of Desmond, commissioners within the counties of Kilkenny, Tipperary, Carlow, Limerick, Cork, Kerry, Ormond and Desmond, as well within liberties as without, ' for taking, leading and retaining in the royal service for our wars there as many and such able and sufficient men as shall seem fitting to you, and for delivering into our realm of England such men as are detained for any felony within said counties and liberties; commanding also all mayors, bailiffs, sheriffs, sovereigns, reeves and all other our lieges to be obedient and aiding to these commands.'

Teste William Brabazon, esquire, councillor and justice of our land of Ireland at Dublin on the 5th day of April in the 35th year of our reign.

Stanyhurst.

April 5, 1544.

323.

Oliver Fanyng of Mohobbir grants to James, Earl of Ormond, his heirs and assigns, all the messuages, lands, tenements, etc., in the manors, towns and fields of Mohobbir and Shancourte in county Tipperary, in exchange for all the messuages, lands, etc. which said Earl has in Ballihoggon and Croanebeg in county Kilkenny.

May 10, 1544.

Seal.

324.

Bond of Edmund Leys of Ballyngarry, county Limerick, and James Leys of Lysmyctyre, in the same, to James, Earl of Ormond, in the sum of 200^l, that whereas said Edmund and James for 40^l have sold to the Earl and his heirs for ever all the messuages, lands and tenements in Johnstowne, Pollardiston or Ballypollarde, Vrighlen, Ballykyhwnane, Arnehee, Ballynekylle, Kylessshane, Ballyvorighill, Gortynvokane, Ballylonane and Ballehewede in county Carlow, and all other lands in said county to which Edmund and James are entitled either in fee simple or fee tail, Edmund and James upon convenient request made at any time by the Earl or his heirs shall make surety and estate of said premises to such persons as said Earl or his heirs shall name, to the use of said Earl and his heirs.

May 10, 1544.

Seal perfect.

325.

Two Tobin deeds.

(1) James, son and heir of John de Sancto Albino *alias* Tobyn of Roscon[yll], grants to Foulk Quemerford all the messuages, lands, etc., in Garryhomasyne in county Kilkenny, to hold to the use of James, Earl of Ormond, his heirs and assigns for ever. Witnesses: James Whytt of Waterford, Sir James Arthur, John Clynton, John Swetman.

May 20, 1544.

(2) James, son of John de Sancto Albino *alias* Tobyn, late of Graige near 'le Cowlaghe' in county Kilkenny, gent., grants to Foulk Quemerford of Callan, merchant, all the messuages, lands, etc., in the towns and fields of Graige aforesaid, to hold to him, his heirs and assigns to the use of James, Earl of Ormond, and his heirs for ever. William Troddy of Callan to deliver possession.

Witnesses: Doctor Clynton, John Swetman.

August 18, 1544.

326.

Indenture between James, Earl of Ormond, and James Brandon of Dundalk, merchant, witnesses that | whereas said

Earl by his deed of the same date has enfeofed said James and his heirs of a messuage, a garden and a croft in the town of Dundalk | the intent of said feoffment is that said James Brandon and his heirs shall build and maintain a sufficient house upon said messuage at his proper costs, wherein poor, old, decrepit and sick people shall be kept and lodged for ever, to pray for the prosperity of said Earl and his heirs, and their souls what time they shall depart this present life, and the souls of his ancestors, and in like manner to pray for the souls of said James Brandon, his ancestors and heirs and all others that hereafter shall be benefactors to said house and poor people, and for all Christian souls for ever.

Signature: James Brandon.

May 20, 1544.

Seal.

327.

Indenture dated June 1 in the 36th year of Henry VIII between James, Earl of Ormond, on one side, and Theobalde fitz Richard fitz Nicholas Leynaghe Butler, William fitz Theobald Butler, Shane Reughe fitz Nicholas Butler, Edmund Butler fitz Nicholas, Richard fitz William Butler and Piers fitz Maurice Butler of Lysenetobbyrride and Tample Hehyne on the other, witnesses that said Butlers have sold to said Earl and his heirs for ever all the meases, tenements, lands, etc., which they had in Ballybrenane *alias* Carrygginshezrathe and Millton with the appurtenances, half a ploughland with appurtenances in Syan in the tenement of Kiltewname, Bellaghlysogyll in the barony of Ballybothy, and six acres of arable land, being as much in quantity as the 'genti (*sic*) and possessioners' of county Tipperary are accustomed to set for annual rent, with appurtenances adjoining the river called Nannor (Anner), lying on both sides of the way that leads from Drohydneskihee to Tample Hene aforesaid, together with their part of said river of the Nannor adjoining the said six acres.

In consideration of the above sale the said Earl now grants that the best and the most able of the said Butlers shall have the constableness of said Earl's castle to be built at Drohydneskehe if any of them be able or meet thereto, and if not, that one of them shall be porter or keeper therein, provided they be

bound in a sum to be devised by said Earl or his heirs in pain of forfeiture of all their lands and goods, that they and their heirs shall be faithful and true at all times to said Earl and his heirs for ever. Further said Earl grants that said Butlers shall have his 'kernite' within the cantred of Clonmel like as the Ketings shall have, and that one of them shall be sergeant in Porters land and in all the other lands of said Earl which he shall purchase adjoining the water of the Annor.

Signature: 'James Ormond and Ossory.'

Witnesses: James White, recorder of Waterford, *manu propria*, Nicholas Leis of the same, Sir John Wise of Waterford, priest, James White of Waterford, merchant, Denysse Morysse.

June 1, 1544.

328.

Richard Henes, son and heir of William Henes, grants to Thomas Mores of Kyllnale, gentleman, all his messuages, lands, etc., in the town, hamlet and fields of Garrystockylltown in county Tipperary, holding to the use of James, Earl of Ormond, his heirs and assigns for ever.

Witnesses: Sir Nicholas Motyng, chancellor of Ossory, Edmund Comyn, rector of Crognan, James Barun, Richard Stacpoll, Pers fitz Tybod Butler, Thomas Laffan, Richard Duff Mores, William Henes fitz David, Richard fitz David Henes, Jordan Mores, Richard fitz Robert Mores, Gerald O'Cogyll, Donat Mc William, Dermot mc Conoghor McTeig of Mobernan.

June 5, 1544.

Seal.

329.

James Comerford, rector of St. Martin's, county Kilkenny, grants to Nicholas Gnathe, burgess of Carrick, a castle, a hall called Stoke's hall near the common street or lane by Henry Neell's land, a messuage extending from the King's street to the water of the Suir near Philip Lynch's land, another messuage and garden near the lands of James Wysse and Nicholas Wittwe, half a garden near James Walle's land, two fields with

their appurtenances in the burgage of Carrick near the common road or lane, ten acres in Killgrallane, the 'mothe,' also a '*capud molendini*' with its appurtenances, and a meadow adjoining Philip Lynch's lands and the King's way. To hold to said Nicholas and his heirs male of the chief lords of the fee for ever, with remainder to Adam Walche *alias* Bretnaghe of Corballe. Given at Kilkenny.

Signature: Sir James Quemerford, rector of St. Martin's.

Witnesses: Sir Richard Croke, Sir Philip Kenedy, chaplain, James FitzWilliam, constable of Killcasshe, Theobald fitz Richard Butler and Edmund Meaghir.

June 12, 1544.

330.

Three Deeds Concerning Dungarvan.

(1) "To the King our sovereign lord. Please it your Highness of your most noble and abundant grace to grant your most gracious letters patent in due form to be made according the tenor ensuing, and that this bill signed with your most victorious hand may be a sufficient and immediate warrant, commandment and discharge unto your Grace's Chancellor or Keeper of your Great seal within your Highness' realm of Ireland for the making out, ensealing and delivery of the same accordingly."

"The King, etc., greeting. Know ye that in consideration of the great and praiseworthy service done and to be done by our dear cousin James Butler, Earl of Ormond, We hereby constitute said Earl seneschal, constable and governor of our manor and castle of Dungarvan in county Waterford, with an annual revenue out of all the rents and profits of said manor which pass through his own hands or those of the farmers and tenants of the manor or those of the Treasurer at the Receipt of the Exchequer. To have and to hold said office of seneschal, etc., with said revenue, to said Earl James and his assigns for the term of his life, with all other profits, emoluments and advantages of the office."

[No date].

(2) Letters patent of Henry VIII. "Whereas the King, by his letters dated at Westminster on the 5th day of July in the 36th year of his reign, signified to Anthony Sentleger, Lord Deputy of Ireland, and to the Council of the same, his pleasure of his special grace to remit to the Earl of Ormond all arrearages owing by him to the Crown out of the profits of the honour or manor of Dungarvan—the King now remits and pardons to James, Earl of Ormond, his heirs, executors and assigns, the arrears of all the rents and profits of said honour or manor of Dungarvan."

Given at Dublin on the 12th day of February in the 36th year of the reign. Cusake.

July 5, 1544.

February 12, 1545.

Great seal in good order.

(3) *Inspeximus* by Henry VIII of a record made before the Barons of the Exchequer in Ireland in Trinity term in the 37th year of his reign, the tenor of which record is as follows.

An order was made to the sheriff of county Dublin by a writ under the seal of the said Exchequer dated the 12th day of May last that he should not fail to distrain James, Earl of Ormond, as it was determined on the day after St. John Baptist in this term, for rendering to the King's Majesty an account of 450^l. received by him out of the issues, profits and revenues of the honour or manor of Dungarvan at the rate of 150^l. a year for three full years ending at the feast of Michaelmas in the 32nd year of Henry VIII, for which day the sheriff, Arthur O'Toole, gent., returned the writ, and declared that said Earl was distrained.

And on the same day said Earl appeared by his attorney, Richard Hopwood, and sought the hearing of said writ. When it was read and understood by him, he by his attorney said that the King's Majesty should not further require of him said 450^l. or any parcel thereof, because, he said, the King by his letters patent despatched from this court and dated at Dublin on February 12 in the 36th year of his reign remitted and pardoned to the said Earl, his heirs, executors and assigns, all arrears of rents, issues and profits of said honour or manor of Dungarvan.

In view of the premises, the Barons of the Exchequer after

mature deliberation agreed that said Earl should be exonerated from payment of the said 450^l.

In witness whereof we have caused these our letters to be made patent, *teste* James Bath, chief baron of the Exchequer, at Dublin on the 4th day of July in the 37th year of the reign.

February 12, 1545.

Great seal in good order.

July 4, 1545.

331.

William, son of Thomas Archedeken *alias* McCode of Cowlcasshyne, gent., grants to James Swetman and Leonard Blanchvile the fourth part of all the messuages, lands and tenements in Cowlcasshyn and Kilgortrian in county Kilkenny, holding to the use of James, Earl of Ormond, his heirs and assigns, for ever.

Witnesses: Edmund, archbishop of Cashel, James, dean of Ossory, Nicholas Cowley, Nicholas Browne.

July 24, 1544.

332.

Two Baron Deeds.

(1) Thomas Baron, burgess of Clonmel, admits himself bound to James, Earl of Ormond, in 100^l Irish. The condition of the bond is that said Thomas shall make estates to James Swetman and to Leonard Blanchefeld, to the use of said Earl, of ten acres arable in the burgage of Clonmel.

Witnesses: Sir John Kayll, chaplain, Sir Maurice Kenne, chaplain, Larens Doben, James, dean of Ossory, Sir William Lee, chaplain.

September 16, 1544.

Seal.

(2) Thomas Baron, burgess of Clonmel, grants to James Swetman of Castell Effe in county Kilkenny, gent., and Leonard Blanchfeld of Donmore in the same county, gent., ten acres arable in the burgage of Clonmel to the use of Sir James Butler, Earl of Ormond and Ossory, which ten acres in length lie from the Earl's land called ' Lawles is land ' on the north to ' Butler's land ' on the south, and in width from the Earl's land and the

land formerly Thomas Whit's on the west to Henry Whit's land on the east. To hold for ever to them and their heirs to the use of said Earl for ever. Nicholas Swetman of Pollekern to be his attorney for delivering seisin.

Witnesses as before.

September 20, 1544.

Seal.

333.

Robert, son and heir of Theobald Butler of Graigg near Knokgraffyn, county Tipperary, for a certain sum of money grants to Thomas Marres of Killenale three messuages together with a half plowland called ' half a caple of land ' in Graigg, to hold to him and his heirs for ever.

Witnesses present: Sir Nicholas Motyng, Richard Nugent, James Baron and Thomas Cottrell.

October 18, 1544.

Seal.

334.

' Instructions for the right honourable the Earl of Ormond and others of the Council that shall go into the parts of Clanricarde for the stay of the same country.'

The Earl of Ormond and Council shall with all convenient speed repair to Clanricarde and there call before them the archbishop, the bishop and all other the gentlemen of the country and declare unto them their commission. They shall first and principally declare that the chief cause of their repair is only to see them preserved, fearing lest after the death of the late Earl [of Clanricarde] their enemies might attempt anything to their prejudice and that of the country. Further, they may declare that whereas the King's Majesty hath given the same honour and lands to the late Earl and his heirs male, His Majesty will see that the heir of the same Earl shall be preserved in said honour, and will in no case suffer the same to be infringed. And they may declare unto them that the maintenance thereof shall be so beneficial to the country that it were not meet the same should be fordone, for experience sheweth that the captainships in Ireland are the undoing of the same.

The Earl and Council shall diligently enquire who is very

heir male to the same late Earl, and upon knowledge thereof shall seize the same heir into their hands to the King's use and commit the same son and heir to the keeping of such an honest and substantial person in Galway as they shall think meet. And they shall have authority to assign such person or persons as they shall think meet, with consent of the gentlemen of the country or the more part of them, to have the governance and order of the country there during the King's pleasure. They shall also have authority to punish according to their discretion all such as they shall find disobedient to the good order of the country there, and to seize into the King's hands all such holds and castles, lands and tenements, as they shall think meet that belonged to the said late Earl, and they shall put them into the keeping of such persons as they shall think most meet, safely to be kept to His Majesty's use during his pleasure, and shall appoint to such persons fitting fees or expenses. Also they shall have authority to hear and determine all matters of variance depending between any of the gentlemen of Clanricarde and between all the rest of the burgesses of Connaught, and between the Lord of Upper Ossory and O'More.

The Earl and councillors may also seize into the King's hands all such revenues and profits as His Majesty hath in the town of Galway and shall commit the charge thereof to Martin Anderson in like sort as he before had the same by concordatum. Also they may grant safe conducts to any persons to repair unto them and safely to depart, and if need shall be, to repair to the King's Deputy, Justice or Council. And they may assign any honest portion of the said late Earl's lands to the Lady his widow, if they are agreed that she was his lawful wife, and may also assign such part of the said late Earl's possessions as they shall think meet unto such ruler or rulers as they shall appoint to have the governance of the country there for the defence and safeguard of the same during the King's pleasure. Further, the Earl of Ormond and said councillors may take hostages of all such persons as they shall think meet and also receive such hostages as the said late Earl of Clanricarde had in his possession for the preservation of the King's peace. Also they shall have full power and authority to invade, correct and punish by force or otherwise all such of the King's rebels and enemies as may

contradict the said Earl or Council in the execution of their commission or the contents of these instructions.

The names of the commissioners are: The Earl of Ormond, Lord Treasurer, the archbishop of Tuam, the Earl of Thomond, the bishop of Clonfert, the Lord of Ibreaghan, Justice Hothe, the mayor of Galway, Master William Brabazon, John Travers, Mr. Marshall.

The army is composed of Mr. Marshall and his retinue of 25 archers, John Wodeley and with him fifty, and of Mr. Travers' company 25 gunners.

Signatures to the commission: Anthony Sentleger, John Alen, Chancellor, James Ormond, Treasurer, George Dublin, Edward Meath, Gerald Aylmer, justice, William Brabazon, Thomas Lutrell, justice, James Bathe, baron, John Travers, Thomas Houth, justice, Thomas Cusake, Master of the Rolls, Edward Basnet, dean.

[Undated, but evidently after the death of Ulick, first Earl of Clanrickard, on October 19, 1544.]

335.

David Comyn, son of George Comyn late of Fethard in county Tipperary, husbandman, grants to Thomas Marres of Killenale all his meases, lands, etc., in Condonyston *alias* Ballyncondony, and two acres of land in Rathgwole in the field called Gortmore, holding to the use of James, Earl of Ormond, and his heirs and assigns, for ever.

October 20, 1544.

Seal.

336.

Richard Tobyn of Kylbyr in county Tipperary, gent., grants to Thomas Marres of Killenale six acres of arable land of that country measure in a field called Banevickshane in Twoheclonyn in said county, to hold to him and his heirs and assigns to the use of James, Earl of Ormond, his heirs and assigns, reserving the right of re-entry to the premises on the payment of 4^l. by said Richard to the Earl.

Witnesses: Sir Nicholas Motyng, chancellor of Ossory, Richard Nugent, James Baron, John Heden, Laurence Doben, October 20, 1544.

337.

Catherine FitzGibbon, widow of Redmond son of James Butler formerly of Balliboght, grants to Thomas Marres of Killenale, gent., 16^{s.} 8^{d.} chief annual rent in Balliboght, and 5^{s.} chief annual rent in Ballyncondony, which chief rents said Katherine and her late husband Redmond had of the gift of Peter Power, late lord of Rathgole, to hold to said Thomas, his heirs and assigns, to the use of James, Earl of Ormond, his heirs and assigns for ever.

Witnesses: Sir Nicholas, chancellor of Ossory, Richard Nugent, James Baron, Thomas Cottrell, Laurence Doben.

October 20, 1544.

Seal.

(The name of the grantor is in latin "Catherina filia Gibwiny filii militis.")

338.

Meiler Cantwell of Killyns in county Tipperary for a sum of money paid in hand grants to Thomas Marres of Killenale, gent., all his messuages, lands, etc., in Killenale and in the burgage of the same. To have and to hold to him and his heirs and assigns for ever to the use of James, Earl of Ormond and Ossory, his heirs and assigns for ever, of the chief lords of the fee, etc.

Witnesses: James, dean of Ossory, David Rothe, Richard Shet, Thomas Rothe.

October 20, 1544.

Seal.

339.

William Power of Rathgwole in county Tipperary, gent., grants to Thomas Marres of Killenale all his messuages, lands, etc., in the towns and fields of Ardfynane, 'Le Nadany's in Le Rath' in the lordship of Ardfynane, Meyllerstown *alias* Ballyvellyrry near Ardfynane, which is called Powersland or Fearynpowerry; to hold to said Thomas and his heirs and assigns to the use of James, Earl of Ormond, his heirs and assigns for ever.

Witnesses: James, dean of Ossory, David Rothe, Richard Nugent, Sir Thomas Hyffyrnan, Nicholas Browne.

October 23, 1544.

Seal.

340.

Indenture between James, Earl of Ormond, and Henry Hery of Ardmolkghane, husbandman, witnesses that said Earl has granted to said Henry two messuages or farms and eighty acres arable in Donamore with the meadows, pastures and cottages belonging thereto which Patrick Porter now holds, reserving the water, weirs and fishing of the Boyne, and the serjeant's house there; to have and to hold to Henry and his assigns for twenty-one years at annual rent of 4^l. Irish, with the usual customs and heriots. Said Henry shall provide meat and drink for one horse and horse-boy when the Earl is in county Kildare, Dublin, Louth or Westmeath. He shall also plant twenty-four young ashes yearly on some part of his land.

November 26, 1544.

341.

Cahir son of Gerald Kevanagh of Cwilkyl in 'le Rowre' in county Kilkenny admits himself bound to James, Earl of Ormond, in 100^l. of silver, on condition that said Cahir and as many of his kinsmen as shall be at his leading or commandment shall come unto said Earl and his heirs as often as he or they shall send, and repair before the King's Deputy and Council to answer all the demands of Mr. Robert Sentleger and others. Given in the 37th year of Henry VIII.

Witnesses: Nicholas, chancellor of Ossory, Nicholas Cowley, Don Mac Daibhidh (in Irish characters).

[No month or day is given.]

1545.

Seal much worn.

342.

John Hacket *alias* Ridelsford of Naas, county Kildare, son and heir of Henry Hacket, *alias* Ridelsford late of Grane in said county, son and heir of Edmund 'Galte' Hacket late of Grane aforesaid, and right heir of Hacket Ridelsford late of Grenane, Walshetown and Killehide, grants to James Swetman and Leonard Blaunchvile and to their heirs and assigns to the use of James, Earl of Ormond, his heirs and assigns for ever, all his messuages, lands, etc., in the towns, fields and hamlets of Hackettistown and Kynneth, with the advowson of the church

of Kynneth, the mill of Hackettistown and the water called Hacket's lake; 8s. 6d. rent in the tenement of Kenmoy; a mease in Tristeldermot lying between the holding of Simon of Repington on one side and that of John Barton on the other; all said John's meases, lands, etc., in Carlow and in the Grenan; forty acres in Bogeleyestown, sixty acres in Aulefeen and twelve acres in the town of Brodyn with common of pasture of the whole tenement of the same; nine acres in the tenement of the town of Comyn which lie on either side of the road going from said town towards Brodynstown in a field called Monkysfeld; and all the meases, lands, etc., in Drumnelehe, Tybre Melhec, Culo-caman and Ardclon, and elsewhere in counties Carlow and Kildare.

Witnesses: Walter Cowley, the King's solicitor, James White, justice of the liberty of Wexford.

January 28, 1545.

343.

Indenture between James, Earl of Ormond, on one side, and Thomas Howthe, second justice of the King's chief place in Ireland, and Arlanton Ussher of Dublin, merchant, on the other, witnesses that said Earl grants the house and place called the Baron's inns with the garden of the back-side which extends to Myghell Symon's orchard on the south side, to St. Bride's churchyard on the north, and to the water that comes from St. Patrick's on the west; to have and to hold to said Thomas and Arlanton for a term of thirty-one years at annual rent of 26s. 8d. The grantees are to build sufficiently the said house, the walls thereof and the roof, to build the wall against the door of the said inns upon the street with lime and stone and put thereon a good gate, to make up and repair the ditches on every side, and to cast the ditches of the garden sufficiently.

Signatures: Thomas Houth, justice, Arlan Uscher.

February 5, 1545.

Two seals.

344.

Indenture made between King Henry VIII and James Butler, Earl of Ormond and Ossory, witnesses that the King—by advice of Anthony Sentleger, Deputy of Ireland, John Alen, esquire,

Chancellor, Gerald Aylmer, Chief justice, William Brabazon, Vice-treasurer, and Thomas Cusake, knight, Master of the Rolls in said Kingdom—has granted and to farm let to the above Earl James the rectory of Kilteyham, and 7 acres of arable land in 'Keopdeomyn' (*sic*) and 40 acres of pasture in Sleboyn' belonging to said rectory, all of which lately belonged to the abbey of Oseney in England; reserving only to the King, his heirs and successors, all great tithes and advowsons of churches in the aforesaid premises. To have and to hold to said Earl from Michaelmas next to the end of that term and then for 21 years, rendering therefor yearly by the hands of the Vice-treasurer of Ireland at the Receipt of the Exchequer 5^l. lawful money of Ireland. (Provisions for re-entry if the rent be not paid).

In witness whereof to this part of the indenture remaining with the Earl the King has ordered the Great seal used in his Kingdom of Ireland to be affixed.

Given at Dublin on the 8th day of February in the 36th year of the reign. Stanyhurst.

February 8, 1545

Great seal of Ireland.

345.

Three Bonds.

(1) Bond of Richard fitz Ullick Oge Burke of Ballyvadick, county Tipperary, to Sir James Butler in the sum of 100^l. The condition of this obligation is that whereas said Earl has divers matters and demands against Richard and his kinsmen and adherents, said Richard shall come in person when the Earl sends for him, bringing his kinsmen with whom the Earl has any matter, and shall leave William Burke fitz Thomas and Ullicke Burke fitz Thomas in the Earl's hands.

Witnesses: Edmund, archbishop of Cashel, William, dean of Cashel, Stephen, treasurer of Limerick.

April 18, 1545.

Seal.

(2) Bond of Letitia Nash, widow of Nicholas Saunce, late of Fethard, to Sir James Butler, Earl of Ormond, in the sum of 400^l. The condition of this obligation is that said Letitia shall neither sell nor mortgage any part of her late husband's inheri-

tance to any person other than said Earl—provided that he shall pay as much for the same as any other reasonable offer, but said Letitia shall set that inheritance for a term of years or to be occupied for 'halves' to any gentleman, preferably to Teige McEe, unless said Earl should refuse to allow the same, and that she shall permit Gerot O'Cwgilly, who has now made the fallow upon same land, to enjoy it for this year until May next.

Witnesses: Thomas Cusake, Master of the Rolls, Walter Cowley, James White.

June 16, 1545.

(3) Bond of Edmund Brethnagh, son of James Brethnagh of Ballemadoke, county Kilkenny, to Thomas, son of Edmund Brethnagh of Mocoylli, in the same, and Oliver Brethnagh of Listrolin, son and heir of said Thomas, in the sum of 100^l. The condition of this obligation is that said Edmund for him and his heirs shall abide by the award to be made by Walter Cowley, the King's solicitor, William Lincoll of Waterford, gent., and James Whit, recorder in the same, concerning the right, title and possession of all the meases, lands, etc., in the town and fields of Barnenicoll *alias* Minegae, county Kilkenny, now in controversy between said Edmund Brenaghe on one side and said Thomas and Oliver on the other.

October 9, 1545.

346.

Royal writs directed to the sheriff of Tipperary concerning the collection of a Subsidy.

(1) Henry VIII, by the grace of God King of England, etc., to the sheriff of Tipperary, greeting. We order you to destrain all and singular those collectors who now are, or have been from Michaelmas in our 30th year to Michaelmas last past for all their lands and chattels (*catalla*) in your bailiwick wherever they may be found or into whosoever hands they may have come, so that they may be distrained for the issues of 100^s. and may be before the Barons of our Exchequer of Ireland at Dublin in the fortnight of St. John the Baptist next coming, with rolls, tallies and all other discharges of their accounts touching both the rendering of accounts to us of our subsidy of the baronies

of our aforesaid county as for further doing and receiving what our Court there shall think fit in this matter. And you have our writ for the same. *Teste* James Bathe, Chief baron of our Exchequer, at Dublin on the 25th day of April in the 37th year of our reign.

April 25, 1545.

Four writs sewn together with the above, by which the following are to be distrained:

(i) Thomas Butler of Caire, knight, farmer of the late abbey of Enneslavanaghe and of the possessions of the late monastery of Caire; Walter Cowley, farmer of Moygonne; Edmund Heffernan, farmer of the possessions of the Rock of Cashel; and Robert Butler, farmer of Moylaghe.

(ii) Edmund Effyrnan, clerk, farmer of the late abbey of the Rock; Edmund, archbishop of Cashel, farmer of the same; Dermot Ryan, farmer of the Augustine friary of Tipperary; George, archbishop of Dublin, farmer of the Augustine friary of Fethard, all of whom are also either farmers, occupiers or receivers of the Carmelite friary near Clonmel.

(iii) Robert Butler, farmer of the possessions of the late abbey of Molaghe in county Tipperary, and James, Earl of Desmond, farmer of the manors of Crom and Adare.

(iv) Dermot Ryan, tenant of the Augustine friary of Tipperary; the sovereign and commons of Clonmel, tenants of the half of the friars minor of said town; James, Earl of Ormond, tenant of the altarage of half the friars minor of Clonmel; Walter Flemyng of Cashel, tenant of the friars of the same; Dermot Ryan, tenant of the Franciscan friars in said county; and Edmund, archbishop of Cashel, tenant of the friars minor of Cashel.

April 25, 1545.

(2) Henry VIII, etc., to the seneschal of the liberty of county Tipperary, greeting. We order you that you shall not fail by reason of any liberty in your bailiwick to enter the same and distrain Nicholas Everard of Fethard, gent., for all his lands and chattels in your bailiwick, so that neither he nor any other on his behalf may put his hand upon them until we command you otherwise; also that you shall answer before us for the rents

of the same, and that you have his body before the Barons of our Exchequer at Dublin on the feast of the Nativity of St. John Baptist next coming to answer us concerning certain articles to be laid before him on our part. And you have our writ for the same. *Teste* James Bathe, Chief baron of our Exchequer, at Dublin on the 12th day of May in the 37th year of our reign.

Four writs sewn together with the above, by which the following are to be distrained:

(i) Teig McEbe of Dromgan and Edmund Coen of Karrnkey.

(ii) Dermot Ryan of Tipperary, tenant of the late house of Augustine friars of Tipperary, with appurtenances, which is held of the King *in capite* by knight service.

(iii) Edmund, archbishop of Cashel, tenant of all the lands and possessions of the late house of friars minor of Cashel, held of the King as above.

(iv) Walter Flemyng of Cashel, merchant, tenant of all the lands and tenements of the late house of friars of Cashel, held of the King as above.

May 12, 1545.

347.

Award (in English) of two Brehons and others concerning the 'Bryanyre,' claimed by two Tobins. (The English is modernised).

'Memorandum that certain variances and disorders depend between John Tobyne of Kelyngananach, gentleman, of the one part, and James fitz John Tobyne of Garrythomas, gentleman, of the other, concerning the right, title and possession of the 'Bryanyre' with all its appurtenances in county Tipperary. The aforesaid parties have bound themselves and sworn upon the Holy Evangelists to abide and perform the lawde, order and award of James Butler of Lismalyn, sheriff of the liberty of Tipperary, Geoffrey Fanyne of Ballyngarry, gentleman, Ellynore fitz John, lady of the Comsey, Nicholas fitz William of Killahy, 'horseman', Walter fitz William of Ballymvonyne (or: -nwonyne), gentleman, Donychy McClanychy and Moryartach McClanychy, 'ordynarie' judges of the aforesaid Comsey, in all actions, suits, variances and demands in and concerning the aforesaid Bryanyre with all its appurtenances. And the afore-

said indifferent men have heard the both parties saying, so that every of them said and alleged that the aforesaid Bryanyre with all its appurtenances belonging was his own due right. On this article evidence was taken on every side, namely good and ancient men of the country who each and all swore upon the Holy Evangelist and said that they never saw the aforesaid Bryanyre in any man's possession but only in John Tobyne's. And further they deposed before us that the said John's father was seised of all said Bryanyre and so died seised therof without any let, disturbance or unquietness of the aforesaid James his father or (*faded*) others of his ancestors, but always heard that the aforesaid John and all his ancestors were seised peaceably in all said Byranyre and so died seised.

“ Therefore we, considering the said evidence, do order, award and decree that the said John Tobyne shall have and hold the aforesaid Bryanyre with all the lands and tenements belonging, to himself and his heirs for ever without any let, disturbance or unquietness of the said James, son of John Tobyne, his heirs or assigns, or any other persons in his name. And the said James Butler, sheriff, and Nicholas fitz William of Killahy have bound themselves and become sureties upon the aforesaid James fitz William Tobyne to the performance of this decree.

“ Given at Glasderry on the 12th day of July in the 37th year of Henry VIII.

“ In witness whereof we the aforesaid indifferent men and judges to this present our decree or award have subscribed our names and put our signatures, the year and day above specified.”

Seven signatures follow :

+ This for the sheriff.

Walterus filius Willelmi Tobyne.

Mise Donn' Mac Clannchaidh.

Mise Muirceartach Mc Clanncaidh.

(The two latter signatures are in the original spelled in Gaelic letters. The first is obviously Donnchadh Mac Clannchaidh).

|| This for Geoffrey Fanning.

Dame Ellenour fitz John.z

Nicholas fitz William.

July 12, 1545.

A slip of parchment of earlier date sewn to the deed runs thus in latin:

“ It appears by these presents that I, Thomas Tobyne, have received the whole sum in pledge upon the town of Bryanyre from Edmund Tobyne which was the sum of twenty-two marks, and have received the total sum according to my satisfaction on the 18th day of April in the year 1531, and for a certification of the payment being made I have set my seal to these presents. Witnesses present, Sir David Carran, Henry Finn O’She, Adam O’She, Robert Sawse and Thomas McKlanygi.”

April 18, 1531.

Note: ‘Bryanyre’ appears from internal evidence to be a townland or estate in the Compsey or ‘Comsenach’ in E. Tipperary. See deed in this volume of September 9, 1542. The Compsey was part of the former barony of Slieveardagh and Compsey (Hogan: *Onomasticon Goidelicum*). This is now the barony of Slieveardagh, adjoining county Kilkenny. Killaghy Castle is in it, and so is Ballingarry. ‘Bryanyre’ therefore is clearly in the neighbourhood. According to Hogan, the ‘Cumsey’ lay between Fethard and the marches of Ossory. In the *Description of Ireland in 1598* (ed. Hogan, p. 71) we are told that the family of St. Aubin or Tobyn were titular barons of Comsey in county Tipperary; a branch seems to have settled at Ballaghtobin in county Kilkenny.

348.

Indenture between Sir James Clery, steward to James, Earl of Ormond, and Patrick Neyll of Waterford, merchant, witnesses that said steward grants for said Earl and his heirs unto said Patrick and his assigns a messuage with the appurtenances, lying in length from King’s street in the north to the King’s river in the south, and in breadth from James Wyse’s land in the west to Thomas Waddyng’s land in the east; also three acres of arable land within the borough of Carykmagryffyne, lying at ‘Quyllewane wenyng upon the grene’; to have and to hold for a term of twenty-one years at annual rent of 4^s. 8^d. Irish, rendering also ‘conyw’ (coyne) and livery, tollage, tributes, carriages and demands as his neighbours or like tenants

there shall give during said term. If said messuage be burned of another's fire, Patrick is to choose between building it and handing it over; if burned of his own fire, he must re-build it.

July 12, 1545.

349.

Indenture between Sir Edmund Butler, Baron of Dunboyne, and Sir Thomas Luttrell of Luttrellstown, witnesses that said Baron, in consideration of 112^l. paid by Thomas for the purchase of the possessions of the late friary of Fethard, and of 4^l. paid towards the charges of special livery of Edmund's lands out of the King's hands, grants a lease to Thomas of the manors of Dunboyne and Moymet, and all said Edmund's messuages, etc., in Dunboyne, Moymet, Clonfane, Fyllanestown, Kilbry and elsewhere within the barony of Dunboyne and the parish of Moymet, excepting only the advowsons of the parsonage of Kilbry and the vicarage of Dunboyne. To have and to hold to said Thomas from the last day of October next for a term of sixteen years, paying for the first year two 'corns of wheat,' for the second year 4^l., and thereafter 60^l. a year at the feast of the Apostles Philip and James; Sir Edmund to have half the profits of wardship. Should Edmund or Thomas be driven to suit or trouble for the recovery of wardships, they are to bear equally the charges thereof. Also Edmund shall exonerate and discharge the manors and land abovesaid and said Thomas from all rents and rent charges granted by Sir James Butler, father of Edmund, or by Edmund himself, and from all issues, fines and amercements. Any who shall have corn or seed sown at the end of the term may pull up and take away the same; if any have fallow made they may plough or sow, paying for every acre so cultivated the customary rent. Sir Thomas shall have the houses on Edmund's demesne lands repaired.

Signature: Thomas Luttrell.

July 26, 1545.

Seal.

350.

Indentures dated Michaelmas, the 37th year of Henry VIII, between James, Earl of Ormond, and Piers Dobben, treasurer of Waterford, witnesses that said Earl grants half a keye (quay)

or dock belonging to the Earl's house in Bow street, Waterford; to have and to hold to said Piers for a term of 21 years at annual rent of 13^{s.} 4^{d.}

'Per me Petter Dobben'.

September 29, 1545.

351.

Two Butler Deeds.

(1) Bond of Thomas Butler and Richard Butler, sons of Edmund Dowlaghe Butler, late of Clogheran, county Tipperary, to James, Earl of Ormond, in the sum of 500^{l.}, that said Thomas and Richard at the desire of said Earl shall enfeoff James Swetman of Castellyve and Leonard Blaunchvill of Dunmore, their heirs and assigns, of all the meases, lands, tenements, etc., of which said Thomas and Richard are seised in the towns and fields of Clogheran, Ballitarsney, Rathcowne, Ballyenrye and Shanevalliduf to the use of said Earl.

Witnesses: Waltier Archer, Shan MacDaivit, Rauland Baron, John Baron, James Whytte, Nycholas Cowley, Nicholas White, Andrewe Skyddye.

October 13, 1545.

(2) Thomas Butler and Richard Butler, sons of Edmund Dowlaghe Butler, late of Clogheran in county Tipperary, gentlemen, for a certain sum of money received from James, Earl of Ormond, grant to James Swetman and Leonard Blaunchevill all their messuages, lands, tenements, etc., in the manors, towns and fields of Knockeraffen *alias* Knockgraffen, Kilteynan, Carrendee, Lacwykorishe *alias* Lakkevicoris, Clogheran, Ballytarsney, Rathcowne, Ballynoe, le Graige, Shanevallyduf, Ballynyre, Brickyndown, Knokevillee *alias* Billhill, Rathkene, Tappellheyne, Lysnetuberid, Owghterahe *alias* Owghterahee and elsewhere in county Tipperary, in the manors, etc., of Kenlis, Dunomogan, le Annaghis, Shanewoghe, Balliduf, Cowlreagh, Dangynespiloggee, Kilcrone and Agheteirten in county Kilkenny, and in the barony of Keyr in county Waterford; to have and to hold all the premises to said James and Leonard, their heirs and assigns, to the use of said Earl and

his heirs for ever. The grantors appoint Thomas Mores of Killenale and William Sex of Mohober their attorneys for giving seisin. And because their seals are to many unknown they have procured for this deed the seal of the office of Sovereign of Clonmel. Given at Clonmel.

Witnesses: Richard Baron, Walter Archer, Theobald White, Nicholas Cowley.

October 15, 1545.

Seal of Sovereign incomplete.

352.

The Will of James, Earl of Ormond.

(1) James Butler, Earl of Ormond, grants to Philip Purcell, chaplain, Nicholas Moting, chancellor of St. Canice's, and Melchior Butler, precentor of Trinity Church, Waterford, the manor or lordship of Tullaghe in county Carlow and all his castles, meases, lands, etc., in the towns and fields of Tullaghe, Tankardistown, Ardristin, Gracecastle, Castlemore or the Great Castle, Cloghnowe, Killynvrive *alias* Kilbride, Ballynonry, Cloghwe Shonyn, Ballyntrane, Kaillasne or Kelliestown, Cloghcrystick, the Grenan, Garrymore, Cloydaghe, Ballynbranch, Ballyngovin, Sheskyn, Cowlenekeishy, Rahornan, Cloghrouske and Ballykavan in county Carlow, the manors or lordships of Kilcaishe, Ballytarsne and Moyalle in county Tipperary, and all his castles, meases, lands, etc., in the towns and fields of Kilcaishe, Ballytarsne, Moialle, the New Town of Lynnan, Crege, Ballynorre, Killenorreis, Ardcolun, Garryrekyn, Koillaghnove, Kilvoilter, Killanre, Polcable, Ballynknockan, Killorne called Porter's lands, Ballydonno or Donestown, his second chief mease in Clonmel, Carrick, Ballynry, Ballynknock, Barrecurrehe, Ballynenedoghe, The Black Castle of A[rd]maile, Clonevoir, Kilcroskeym, Lessuran, 'Poble Owgerete,' Ballynehawe, Doveghe, Paleys Oleighe, Kyilomoan, Garrynelogho, Kyllynvrive or Kilbride and Knockenure, all his castles, messuages etc., in Oleighe, the chief rents of Barnen and Killoskaan, all the messuages, lands, etc., which lately belonged to Cornelius Mc Dermote Oune in Oleighe and Upper Ormond, and the Earl's chief messuage in Cashel, also all his castles, meases, lands, etc., in

the towns and fields of Ynchovolaghan, Brownestown near the same, Ballynla, Ballyvaryn, Ballyvraghin, Kilcorkaislane, Maylardistown, Ballylame or Lamestown, and all the castles, meases, lands, etc., which said Earl lately acquired in Odaa, county Kilkenny, also the half of all his castles, messuages, etc., in the town and fields of Ross, with the reversions and rents of all said manors, lordships, castles, meases, etc.,—excepting only a great messuage in Ross called James Bennet's house, a mease on the quay of said town in which Theobald Blake now lives, and a mease and garden in said town called Hyde's land. To have and to hold all the premises to said Philip, Nicholas and Melchior, their heirs and assigns for ever of the chief lords of the fees by the services due and accustomed. James Branaghe *alias* Walshe of Kilcaishe and James Fitz David of Garrynowe to be attorneys for giving seisin.

Signature: James Ormond and Oss.

November 15, 1545.

Dorso: A feoffment of divers lands whereupon James, Earl of Ormond, made his will at his going into Scotland.

Note: The occasion of this enfeoffment was that in 1545 this James, Earl of Ormond and Ossory, by the King's permission went to Scotland to aid the Earl of Lennox to recover his estates, an expedition which proved fruitless.

(2) Inspeximus made at the request of John Butler of Kilcashe by John [Thonery], bishop of Ossory, David Rothe, Sovereign of Kilkenny, and others of the council of that town, of the above feoffment and of a paragraph of the will of James, Earl of Ormond, dated October 18 in the 38th year of Henry VIII, concerning the manor of Kilcashe (see next deed).

Signatures of David Rothe, Sovereign, Thomas Rothe fitz Robert, Nicholas Garve and Edmund Sheth.

October 24, 1562.

Seals of the bishop and Sovereign.

(3) Inspeximus made as above at the request of Walter Butler of Ballynenoddagh, county Tipperary, of said feoffment and of a paragraph of said will concerning the manors of Ballytarsny and Moyaliff.

October 24, 1562.

(4) Inspeximus made as above at the request of Edmund Butler of Tullaghe, county Carlow, of said feoffment and of a paragraph of said will concerning the manor of Tullaghe.

Signatures of Edmund Sheth, Sovereign of Kilkenny, David Rothe, Walter Archer, Robert Sheth and H. Sheth.

October, 10, 1564.

(5) Inspeximus of will and codicil of James, Earl of Ormond.

Henricus octavus, Dei gratia Anglie Francie et Hibernie defensor ac in terra ecclesie Ang. et Hib. supremum caput Omnibus at quos presentes, etc. Inspeximus tenorem testamenti sive ultime voluntatis Jacobi Butler, comitis Ormond et Ossorie nuper defuncti in hec verba.

' In the name of God, Amen. Memorand. that I, James of Ormond and of Ossorie, being hole in bodie and perfect of mynd, revolving in the same this transitorie worlde do make my will for and concernyng thordre and disposicion of my landes and tenementes and all other thinges in manner and forme as hereafter ensueth.

' ffurst, I will that my feoffees, their heires and assignees and all and every other person and persons that is or hereafter shalbe seased of my landes, etc., stand and be seased to thuses, intentes and purposes as hereafter foloweth.

' ffurst, I will that all persons seased of all the maner of Tullaghe in countie Catherlagh with thappurtenaunces, and of all the castels, etc., in Tullagh, Tancardiston, Ardrisstyn, Graciscastell, Castelmores, otherwise called the Great Castell, Cloghnwa, Killinbride otherwise called Kilbride, Ballynorrie, Cloghnmasheyn, Ballyntrane, Kallasne *alias* Kellyeston, Cloghcrisicke, the Gryenan, Garrymore, Cloidaghe, Ballynebrinaghe, Ballygowne, Sheskyn, Cowlenekyshe, Rathornan, Clougherouske and Ballycavan in countye Catherlagh, Ynehologhan and Browniston by the same in countie Kilkenny, and of the moitie of all the mesuages, landes, etc., in Rosse, (the great howse called James Bennetishous there, and the house wherin Tibbot Blake dwelleth upon the keye, and the gardene and dowhous late of Hydeslondes, onely excepted) their heires and assignees, etc., stand and be seased to thuse and behoff of my second son Edmond and theires masles of his body lawfully begottin, etc., and for default of such issue masle unto thuse

and behouf of my thirde son John, etc., and for default to my fourthe son Waltier, etc., and for default to my ffift son James, etc., and for default to my sixt son Edwarde, etc., and for default to my son and heir Thomas, etc., and for default to theires masles of my own body, etc., and in default to theires masles of my brother Richard Butler, etc., and in default to the right heires of me, James, for ever.

‘ Item, further I will that all persons seased of the manor of Kilcaisshe in countie Tipperarie, and of all the castels, etc., in Kilcaisshe, the Newton of Lynne, the Cregge, Ballynorreis, Ardcoline, Killenorreis, Garryrekyn, Cowlaghenwa, Kilwoltere, Killawre, Powlcuple, Ballynknockan, Killorne, called Porters land, Ballyndonno, otherwise called Donnestone, my second best hous in Clonmell and my second best hous in the Carrick in countie Tipperarie, Ballynlaa, Ballywaryn, Ballyvraighn, Kilcorkislane, Ballynlame *alias* Lameston, with all my other purchace landes and tenementes in Odaa in countie Kilkenny, their heires and assignees to stand and be seased unto thuse and behouf of my third son, John, etc.; and for default to my fourthe son, Waltier, etc., and for default to my fift son, James, etc.; and for default to my sixt son, Edwarde, etc., and for default to my son and heir, Thomas, etc., and for default to theires masles of my own bodie, and for default to theires masles of my brother Richard, and for default to the right heires of me, James, for ever.

‘ Item, also I will that all persons seased to the manors of Ballytarsney and Moyallie in countie Tipperarie, with all thappurtenaunces in Ballytarsne, Moyally, Ballynry, Ballynknock, Ballynenodaghe, the Blackecastell of Ardmayll, Cloneworty, Barcurro, Kilcuyskyn, Lysurun, and of all my landes and tenementes and hereditamentes in Poble Ovogerte, Bwellynhawe, Doheve, Palice Oleighe, Killowoyan, Garrinelogho, Killynbride, Knocknure, and of all the landes, tenementes and hereditamentes in Oleighe and Upper Ormond which late were Conogher McDermot Ownes landes, my second best hous in Cashel, countie Tipperarie, and Maylardeston, countie Kilkenny, their heires and assignees stand and be seased unto thuse and behouf of my ffourthe son, Waltier, etc., and in default to my fift son, James, etc., and for default to my sixt son, Edwarde, etc., and for default to my son and heir, Thomas,

etc., and for default to theires masles of myn own bodie, etc., and for default to the heires masles of my brother Richard, and in default to the reght heires of me, James, for ever.

' And furder I will that if myne heir for the tyme being do disturbe and will not suffer my son Edmond and every other of my sonnes to whom Edmond's porcion sholde remayn, or their heir males, to have and enjoy the said tenementes according to this my will, that then my son Edmond, or any other intyttled, shall elect and chuse as muche in value of my purchase landes which I have in possession or use that myne heir shall have as the tenementes wherof he or thei shalbe so disturbed shall amount unto, and that of suche parcels where as he or thei shall elect or chose, and to have the same according as I have willed Edmond's porcion in recompens therof.

' And furder I will that if any of my sonnes dye without issue masle so as his porcion do remayne to any of my other sonnes, that then the porcion of my son to whom the same shall remayn having a porcion by this my will, shalbe and remaine to my next son of age unto my sons, so as none of my sons shall have but one porcion.

' And also I will that my wief, Dame Johan fitzGeralde, and hir assignees during hir naturall lief shall have the manor of Donmore with appurtenaunces, with all benefictes takyn to be parcell of the same in as lardge and ample maner as my ladie my mother had the same, togider with all the landes and tenementes in Moyne, Ballyjonykyn, Skeanaghe, and Clone in Shanboy in countie Kilkenny, and in Polleturrie in countie Tipperarie, over and besides the thirde parte of my landes that the lawe intytlethe hir unto.

' Also that my wief shall have all the landes, etc., in Ballynlaa *alias* Laneston, Ballybaryn, Kilcorrekislane, with all the rest of my purchase landes in Odaa and in Maylardeston in countie Kilkenny, and in Ballytarsne in countie Tipperarie. And after the decease of my wief the same to remain according as I have expressed.

' And furder I will that my wief shall have my farmes of Donaghmore and Kilmokar during myne interest in the same.

' And that either of my sonnes James and Edward shall have and perceyve of the rentes of my mannors of Cloncurry and Turvey ffour hundreth poundes towards their preferment,

' And that my son James shall have my farm of Duysk with all that therunto belongeth during myn interest.

' And that my son Edwarde shall have my farm of Kilcoule.

' And if James or Edwarde do fortune to dye that then thoverlyver to have bothe farmes.

' Item, also I will that if the thirde parte of my goodes called the deades porcion, after my funerall and other convenient workes of almes dead done, do not extend to the payment of my debtes, as the said deades porcion shall not amount to the payment therof, they be satisfied and paied of and upon thissues and profictes of all my landes.

' And further that my son and heir shall have the principall of all my goodes and cattaill lyke as I had of my lorde my fathers.

' And that my syster Katherin Butler shall have the farmes of Ballygerdery and of the Cordery during the nonage of her son John, and from that fourth to have the rest of the late abbey of Knocktofer during hir lief.

' And that my brother Richard Butler shall have my purple gown furred with lusardes, my crymsyn satteyn cote enbrodred and cut, my hose and dublet for the same, my thirde best standing cupp, and my best horsse.

' Item, that my syster Ellen Butler shall have the town of Moyglas during hir lief.

' That my son Edmund shall have my farmes of Catherlaghe and Fassaghe Rebtane.

' Also I will that my son John shall have my fermes of Kilshielan and Lysronaghe.

' Also that my son Walter shall have my farm of Cloneawle.

' And furdere more I will that my base daughter Gyles Butler shall have forty kyne and twenty caples in consideration that she is married, and if she were not married, to have x^s yerelie upon my ferm of Athnemolt.

' Item, funder I will that every other childe that I shall fortune to have hereafter being onpreferred the daie of my death, shall over and besides their porcion of my goodes asmuche of the rentes, issues and profictes of my landes as together with their porcions shall amount to the som of ffour hundreth poundes.

' Item, also I will that my son Edmond shall have my fermes of Cloghewgan, Rathouth *alias* Ratoo, Chapleton *alias* Ballytemple, Clonemoyskyn, Ballyvare, Cryhelpe and Graungeclare, with all the tyethes that I have in the counties of Kildare and

Catherlagh whiche was parcell of the dissolved hows of Saint Johns withoute the Newgate of Dublin, during my interest in the same.

' Item, I will that my said son shall have the towne of Sellat in countie Kildare.

' That my servant Nicholas Cowley shall have ten poundes of annuell fee.

' Also that my servant Nicholas Brown shall have as well the Castell upon the bride in Thurles as suche other thinges as he hath of me there at this present.

' That my servant Phillip Troddie shall have the yerlie fee of four poundes.

' That my servant John White shall have such landes and fermes as he hath of me at this present.

' That my servant Richard Nugent shall have the annuite of vi^l. xiii^s. iiiii^d.

' That in consideration of the good service that Walter Cowley hath done to my lorde my father and to me and to be contynued to my son and heir, he shall have during his lief my whole parte of Browniston beside Kilkenny, or to have ten poundes yerlie in lieu therof.

' That for like service done by James White he shall have the towne and landes of Archereston niegh Kilkenny.

' That all my other servants shall have their xii monethes wages payed unto them after my deceas if it fortune me to departe this transitorie lief.

' I do depute and ordeyn my wiff Dam Johan ffitzGeralde and my son and heir Thomas Butler my executours, and my veraie good lordes the right honorable Lorde John Alen, esquier, the kinges maiesties Chancellour of this realme, and the most reverend father in God, Edmond Butler, Archebusshop of Casshell, overseers of the same, whom I will shall have the best two standing cuppes of sylver gylt that I have, with covers.

' I will also that there be gyven to the reparacons of bridges and heighways in counties Kilkenny and Tipperarie xx^l every yere for ten yeres after my deceas, and the two of every shier of the honest and taken to be best of conscience in the shiers have the oversight and bestowing of the som.

' In witnes whereof unto theis presentes I have subscribed my name, the xth of Marche in the xxxvii yere of Henrie theight ' (1546).

Inspeximus etiam tenorem cuiusdam alterius testamenti ultime voluntatis sive codicilli coram nobis in cancellaria nostra Hib. unacum superscripto testamento exhibiti et in rotulis eiusdem cancellarie irrotulati in hec verba.

' Memorand. that I James, Erle of Ormond and of Ossorie, being seik in bodie and hole in mynde, do make this my last will as codicill of my former will made in Irland.

' ffurst, I bequethe my soul unto Almighty God and my bodie to be buried at Saint Thomas of Acres, somtyme so called, with others therles of Ormond.

' Item, that my son and heir being in the Princes graces courte shall have my basen and ewer which I have here, a silver pot, a salt, a neaw boll, a trencher and a spon of silver.

' Item, my (wief) to have my best bracelet of golde sent hir for a tokyn.

' Item, my syster Katherine to have hir chayne which I have here and my small bracelet for a tokyn.

' Item, my lorde Chauncelour of England to have my nyve gylted gobblet with the cover, for a tokyn.

' Item, Mr. ffitzWilliams to have a nyve boll of them that was made of late, for a tokyn.

' Item, Mr. Houth to have his pencion of twenty nobles yerly during his lief.

' Item, Lewes Bryan to have Whites Wall during his lief free.

' Item, Robert Clere to have foure poundes during his lief and the debtes that I do owe him truely payed.

' Item, to Doctor Morres iiii^l. of my mony.

' Item, to Master Lee v^l.

' Item, to John Harrolde, v markes.

' Item, to Sir James Bictons brother, to kepe him at Oxford, iiii^l.

' Item, John Convey to have thassurans that he had bifor of me during his lief.

' Item, Marten to have his assurans according to his patent.

' Item, Nicholas White to have ten poundes Irishe of the ferm of Geripont to kepe him at the Ynnes of Courte yerlie, and the Lytle Yland, he being bound to my son as his father was to me according to the discretion of my executors.

' Item, that my Lorde Deputie with my Lorde of Casshell be the supervisours of my will made in Irland.

' Item, that my Lorde Chauncelour be petitioner to the kinges maiestie that my will made in Irland may stand and take effect.

' Item, that my Lorde Chauncelour do use Sir James Bycton or cause him to be used in allthinges according to his painfull service.

' Item, Piers ffreyne to be contented honestlie for his claime unto the land being in debate betwixt him and me withoute furder suite.

' Item, that Piers Hacket of Ballytarsne have his own towne again if he shewe any honest tytle for it withoute extremitie.

' Item, that Thomas O'Dea lose nothing of his right by clokyng or violens but onlie suche as he shalbe content to departe withall willinglie in regarde the benefictes done unto him.

' Item, that every one of my men have an honest liverye in blak and xl^s. in eche of their purses to bring them home.

' Item, that Sir James Bycton, Mr. Houth and Master Lewes shall have the charge to distribute my monney according to their discrecion and thorder that my Lorde Chauncellor shall appoint.

' In witness wherof theis persons folowing have subscribed their names, the xviii day of October in the xxxviii yere of Henrie theight.

' Sir James Bicton, Walter Houth, Morys Leey, Moris Donat, '*artis appollinar. professor.*'

Nos autem tenores praedictos ad requisicionem Johane nuper comitisse Ormond et Ossorie duximus exemplificandas per presentes. In cuius rei testimonium has litteras nostras fieri fecimus patentes.

Teste dilecto consiliario nostro Anthonio Sentleger prenobilis ordinis garterii milite, etc., deputato nostro regni nostri Hibernie apud Dublin xxix die Januarii anno regni nostri tricesimo octavo.

Stanyhurst.

Ex. per Richardum Stanyhurst et
Willelmum Bynsley.

March 10, 1546.

October 18, 1546.

January 29, 1547.

Great seal perfect.

(James, Earl of Ormond, died on October 28, 1546).

353.

Indenture (in latin) between James Butler, Earl of Ormond, and Thaddeus O'Carroll, captain of his nation, to the following effect.

Thaddeus and his heirs for ever shall faithfully and truly serve His Royal Majesty, his heirs and successors, and his Lieutenants and Deputies in Ireland in all things. All articles and ordinances which the Lord Deputy and His Majesty's Council have appointed between said Earl and O'Carroll and his cousin Calloghe shall be inviolably observed on O'Carroll's part. The said captain O'Carroll shall be faithful in all things to the Earl, and shall come with all his power to assist him against all enemies in this land of Ireland, saving always his due obedience to His Royal Majesty and his Lieutenants. Further it is agreed that as often as the said captain shall appear at any manor, lordship, town or lands of the Earl, especially in Ormond, Elyogerty, Polleovogyrt [Poble O'Fogerty], Oleighe, Kyllenalohyrt, Clanwilliam and Corkehenny or any other place subjected to the Earl's rule, he shall not either by himself or by any officer of his quarter or divide any of his company or retinue on the tenants of said Earl, but only as the constables and other officers of the Earl shall think fit for those places. Also said captain shall not permit any of his men or anyone under his rule to distrain on any man or tenant of the Earl for any reason before justice is properly required, and if it is denied then he shall bring his complaint before the Earl, who shall then see that justice is done according to the judgment of proper arbiters. Also the Earl shall defend O'Carroll in all his just and reasonable causes against all men whatsoever, saving due obedience to His Royal Majesty, his Lieutenants and Deputies. Also the Earl shall not distrain or permit to be distrained by any of his men in any manner on the servants and tenants of the same captain unless justice is first required and denied, whereupon the case shall be settled by judgment of proper arbiters. Also if anyone happens to make a theft from the country of one to the country of the other, the thief shall be hanged at the gallows, and if he is worth as much in goods as five marks, these shall be equally divided between the Earl and the captain, the injured party to have the restitution of his goods.

For the true and faithful observance of all which the aforesaid parties have taken oath on the Holy Gospels and bound themselves one to the other in a sum of 300 marks. In witness whereof the two parties have alternately to these writings set their seals.

Signature: Tateus O'Carroll (in Irish).

Witnesses present are Edmund, archbishop of Cashel, Philip, provost of Holy Cross, William, dean of Cashel, James Sall, chaplain of Captain O'Carroll (*capellanus capitanei Y Kearwell*), also Semus Mac Diab[h]ith (who signs in Irish as the Earl's brehon).

January 8, 1546.

Seal of O'Carroll, much worn.

354.

Indenture between James, Earl of Ormond, and Philip O'Morycy, husbandman, witnesses that said Earl grants all the messuages, lands, etc., in the towns and fields of Garryneree, Kylynded, ffearryn ne Gawle and Garreneynerly, with their appurtenances; to have and to hold to said Philip and his assigns for a term of twenty-one years at an annual payment of eighty bushels of corn of the measure of the Carrick, viz., forty bushels of wheat and forty bushels of oats at such time of the year as porte corn is accustomed to be payed, a summer sheep, a poundage swine and a watch hen. Philip shall set yearly twenty-four young ashes upon some part of said land where he shall think most expedient, and the same keep from destruction the best he can. The Earl, his heirs or assigns to have the heriot of all that fortune to die upon any of said lands during said term; and all petty forfeitures, bloodsheds and like casualties to be indifferently divided by the parties.

April 1, 1546.

355.

Indenture between James, Earl of Ormond, and Edmund Cogilly of Ross, carpenter, witnesses that said Earl grants a messuage with a close or yard within the town of Ross, situated in length from the King's way called the Bothe street in the east unto a mease which Thomas Gregory now holds in the west, and in breadth from the great hall that Mr. Richard

Butler now has in the south unto the King's highway in the north called the Bride street; to have and to hold to said Edmund and his heirs for a term of sixty-one years at annual rent of 13^{s.} 4^{d.} Said Edmund is to make up well and sufficiently the walls and roof, covering the latter with 'sklates' according to the custom of said town. In consideration of the fact that the roof is now old and must be 'stroken' down, the Earl grants permission to Edmund to cut within the woods belonging to the late dissolved house of Duyske, where he shall be appointed by the keepers of the same, sufficient timber to make up a new roof and other necessary repairs.

Signature: Edmonde Cogylly.

April 6, 1546.

356.

Three Brenagh Deeds.

(1) Thomas, son of Edmund Brenagh of Mockhilly, county Kilkenny, and his son Oliver, admit themselves bound to Edmund, son of James Brenagh of Barnynicoll in Overk, county Kilkenny, in 100^{l.} Irish. The condition of this bond is that, according to the award of Walter Cowley, the King's solicitor in Ireland, James Whit, recorder of Waterford, and William Lyncoll, citizen of the same, Thomas and Oliver shall make over to Edmund all their claim to the lands of Barnynicoll.

Witnesses: John Nele, citizen of Waterford, Edward Comerford, public notary.

April 15, 1546.

(2) Indenture between Edmund, son of James Brenagh of Barnynicoll, and Edward Sherlock of Waterford, witnessing that for 16 marks received in his necessity said Edmund has granted to Edward his village of Barnynicoll with its appurtenances, with provision for redemption thereof on payment of said sum; Edmund to receive yearly 2^{s.} or a yard of cloth of kersey.

April 29, 1546.

Seal.

(3) Thomas, son of Edmund Brenagh, and his son Oliver grant the lands of Barnynicoll to Edmund Brenagh.

Witnesses: Sir William Wise, Edmund Cahell, chaplain, John Nelle, John Coman, provost of Carrickmagriffin.

September 20, 1546.

357.

Three O'Kennedy Deeds.

(1) Conoghor O'Kennedy, son of John O'Kennedy of Aghe in Ormond, grants to Thomas Marres of Kyldonale and John Marres of Corkehynne all his messuages, lands, tenements, castles and other property and jurisdiction in Dromynnyre in Ormond, to hold to the use of James, Earl of Ormond, and his heirs and assigns for ever. He appoints Thomas Butler, rector of Knockgraffen, and John Sall, rector of Killconyll, his attorneys to give possession.

Witness: Edmund, archbishop of Cashel.

July 23, 1546.

Seal.

(2) Indenture between Conoghor O'Kennedy and James, Earl of Ormond, witnessing that the Earl has granted to Conoghor and his heirs male the office of constable of his manor or castle of Dromynnyre, receiving the ancient fees, commodities, customs and profits as do the Earl's other constables of his manors of Nenagh, Corkehynne and Thurles, and paying to the Earl such services as they are accustomed to render. The Earl shall be entitled to place some of his own servants in said castle for its defence at Conoghor's expense, and if Conoghor or his heirs resign the office half the crop and implements shall remain to the Earl.

July 31, 1546.

Two Seals.

(3) Conoghor O'Kennedy, Dermot O'Kennedy of Knoye, chief of that nation, Teig O'Kennedy of Balykahill and Calvach O'Carroll, son of Donat O'Carroll of Moderynne, admit themselves bound to Thomas and John Marres in 200^l to the use of the Earl of Ormond.

July 31, 1546.

Two seals.

358.

Two Waterford Deeds.

(1) Patrick Sherloke, son of James Sherloke of the city of Waterford, appoints Richard Nugent of Callan and John Aylward of London his attorneys to pay the mortgage debt of 20^l due on a stone house held by Peter Dobbyn of said city, and, having made re-entry to the premises, to act thereafter according to the advice of the learned counsel of the Earl of Ormond for the assurance of said premises to him or his heirs.

Witnesses: James Barnewall, Walter Howthe, Moris Ley, Nicholas White, Sir James Bycton, Robard Waddyng.

August 1, 1546.

(2) Patrick Sherloke, son of James Sherloke late of Waterford, grants to James Swetman and Leonard Blanchvile his stone house in the said city, to hold to the use of James, Earl of Ormond, his heirs and assigns for ever; the boundaries of said house being John Sherloke's holding, William Lyncoll's holding, the King's way and St. Mary's church.

September 2, 1546.

359.

Terence ' rufus ' *alias* Tirrelaghe Roo mc Art Y Bryn and Eugene ' rufus ' *alias* Hee Roo mc Donyll Y Bryn of Dlowe *alias* Dlowhaghe, county Carlow, grant to James Swetman and Leonard Blanchvile all their messuages, lands and other property in the towns, hamlets and fields of Cwlmekyshye, Langley, Curraghfyn and Ratnornanie in Dlowe or elsewhere in county Carlow, to hold to the use of James, Earl of Ormond, and his heirs for ever. Richard Shortall of Rathardmore to be attorney for giving possession.

Witnesses: Rauland Baron [of Burnchurch], Nicholas Tobyn, " vikarius de Kennl' ", Lewes Brian, Gerat Fitz John, William Barre, Hugh McEgan, Nicholas White.

September 14, 1546.

Two complete seals.

360.

Johan FitzGerald, widow, Countess of Ormond, in her pure viduity grants to John Grace of Graciscourt, knight, Nicholas Mothing, chancellor of St Canice's, James Swetman of Castell-

ive, William, son and heir apparent of said James, and Nicholas White, son and heir of James White, deceased, the manors, lordships and baronies of Kilshielan and Kilfeghill in county Tipperary, with all the messuages, lands, etc., in the same and in Ballyneill and Clonmel and elsewhere in said county, to have and to hold to them, their heirs and assigns, to the use of said Johan during her life and after her death to the use of Thomas Butler, now Earl of Ormond, and the heirs male of James, late Earl of Ormond, father of said Thomas, with remainder to the right heirs of said Johan for ever. Master Adam Walshe, Official of Ossory, and James Walshe, gent., to be her attorneys for giving possession.

Signature: Johan Ormond et Oss.

Witnesses: Edmund, archbishop of Cashel, Thomas Lutrell, Patrick Barnewall, Fowk Quemerfort, Nicholas White, James Walshe.

January 20, 1547.

Seal worn.

361.

Paper copy of the inquisition taken at Kilkenny after the death of James Butler, Earl of Ormond (died October 28, 1546).

Dorso: 'Inquisitio capta apud Kilkenn. die lune proximo post festum Annunciationis Beate Marie Virginis anno regis Edwardi sexti, etc., post mortem Jacobi Butler Comitis Ormonie.'

Inquisition (in latin) held at Kilkenny on the Monday next after the feast of the Annunciation in the [first] year of Edward VI before Richard Rede, knight, Keeper of the Great seal of Ireland, William Brabazon, knight, Vice-treasurer of the same, Thomas Luttrell of Luttrellstown, knight, Thomas Cusake, knight, Master of the Rolls, and Patrick Barnewall, Serjeant-at-law, commissioners appointed to enquire by the oaths of honest and lawful men of county Kilkenny on all matters belonging to the office of Escheators.

The witnesses called are William Grace of Gracestown, James Comerford of Ballymartown (?), Richard Sheeth of Cloran, Shane fitz Edmund of Shraghe, Patrick Sentleger of Tullaghan, Patrick Purcell of Ballyfoyle, Robert Shortall of Haggiston,

Richard Shortall of Rathardmor, James Winge of Downamogan, James Butler fitz Richard of the same, John Smythe of Glashchroo, William Walle of Tullaghmagna, Benedict Bennett of Clonmel, William Traddy of Callan.

(The second leaf is missing).

Findings of the inquisitors:

That John St. Leger, son and heir of George St. Leger, son and heir of Anne St. Leger, one of the daughters and heirs of Thomas, late Earl of Ormond, and Margaret Bullen, the other daughter and heir of said Earl, were seised in their demesne as of fee on the first day of the parliament held at Dublin on May 1 in the 28th year of Henry VIII (1536), of the following properties.

The manor of Ballygawran in county Kilkenny, with appurtenances, and one castle, thirty messuages, eighty acres of arable land, four acres of meadow, twenty acres of pasture, with two acres of underwood and two water mills, with appurtenances, in Ballygawran, also 9^l. 6^s. 8^d. chief rent due of the burgesses of said town each year, besides suit of court. All the meases, lands, tenements, etc., in Kilrane are held of said manor of Gowran by service of one knight's fee. Also held of said manor are the meases, holdings, etc., in the following: Dromyran, Killyndymoger, Blanchevelstowne, Claro, Gillistone, Kilfane, Fynell, Kilmallage, Guenmellhalle (?), and the hills of Gragneacorwylde, Nygeame, Rathyny. The manor of Ballygawran is worth 14^l. 0^s. 8^d. per annum.

The manor of Donfert, county Kilkenny, with one castle, one pigeon-house, 20 messuages, 200 acres of arable land, 40 acres of pasture and one water mill with appurtenances in Donfert, and 3 meases, 100 acres of arable land, 20 acres of pasture and one water mill in Bennettsbridge, parcel of said manor, the yearly value of the manor being 14^l.

The manor of Knocktoffer, one castle, 60 acres of arable land, 3 acres of meadow, 20 acres of pasture, 3 acres of underwood, two water mills, one pigeon-house and 3^l. 8^s. chief rent in Knocktoffer.

Three meases, 60 acres of arable land, 30 of pasture and four of underwood with appurtenances in Ballylowrye. Three meases, 60 acres of arable and 20 acres of pasture with appurtenances in Gerepont.

Members of the manor of Knocktoffer:

Agheviller, the villages of which hold by service of 2^l. yearly chief rent of said manor, with suit of court.

Certain lands in Durrenehinche are held by service of 22^d. chief rent, etc.

David FitzWilliam holds the town of Lismateige by service of 2^s. chief rent, etc.

Adam Walsh holds the town of Crobally by service of 12^d. chief rent, etc.

Nicholas Howlying holds of said manor the town of Howlingstown by service of 18^d. chief rent, etc.

Edmund Purcell holds Killkerrill for 2^s. chief rent.

The villages of Gortsagard are held of said manor by service of 6^d. chief rent, etc.

Holdings in Durrehenche are of said manor by 10^s. royal service when scutage is enforced (*quando scutagium currit*).

Kyltorcan, by 10^s. royal service.

Kilkecheill, by 5^s. royal service.

Holdings in Dighbeller, by 10^s. royal service.

Holdings in Ballikerragh, by 3^s. 4^d. royal service.

The holding called Gibbett's land, by 10^s. royal service.

Holdings in the New Town of Gerepont, by 26^s. 8^d. royal service.

Annual value of the manor of Knoctoffer, 10^l. 18^s.

Manor of Kilkenny.

One castle, one garden, one pigeon-house, 4 acres of meadow, a parcel of land called 'Le Earles Great Orchard' containing by estimation 2 acres, 4 water mills, with appurtenances, in Kilkenny.

Sixty acres of arable and 20 acres of pasture in 'Le Earles Grange.'

Forty acres of arable and 12 of pasture in Palmerstown.

Sixty acres of arable and 20 of pasture in Loghmeran.

Eighty acres of arable and 20 of pasture in Archerstown.

Members of the manor of Kilkenny:

The burgess holdings of Kilkenny, by service of 12^l. chief rent, and suit of court.

Burgess holdings in St. John's street, Kilkenny, by 53^s. 4^d. chief rent.

Divers sites of the late hospital or house of St. John of Kilkenny, by 40^s. chief rent.

David Rothe holds of said manor the town of Kilkkriny, by 23^s. 4^d. chief rent.

Edmund Blanchfield holds the town of Parke Clowson by 6^s. 8^d. chief rent.

Thomas Lange holds the town of Brickinsclaragh by 5^s. chief rent.

Patrick Purcell holds the town of Fiennellchurch by 12^d. chief rent.

John Cantwell holds Rathconell by 3^s. 4^d. chief rent.

The villages of Newhouse, by 13^s. chief rent.

All the holdings in Archerstown, by 10^s. royal service.

All the holdings in Kilferagh, by the same.

Balliburr, by 6^s. 8^d. royal service.

Tullaghanbrack, by 70^s. royal service.

Ballyfymone, by 10^s. royal service.

Ramynduff, by the same.

Tullaghrowane, by the same.

Gortesgrosse, by 20^s. royal service.

Ballifronck, by 4^s. royal service.

Tireskeffe and Tirescollan, by 20^s. royal service.

Holdings in Kiltranen *alias* Burnchurch, by 20^s. royal service.

Holdings in Ballilorcan and Dromdelgan, by 30^s. royal service.

Holdings in Rathell, by 10^s. royal service.

Holdings in Ballidowill, by 3^s. 4^d. royal service.

Knocknywègh and Tiremeskine, by 20^s. royal service.

The holdings called Smythe's lands and Herbet's lands in Glasroe, by 10^s. royal service.

Rathbeagh, by 3^l. 10^s. royal service.

Rosconnill, by 40^s.

Cloghmantagh, by 20^s. royal service.

Aghnacarte, by the same.

Cowlecashine, by 13^s. 4^d. royal service.

Lightagirt, by 4^l. royal service.

The manor of Kilkenny is worth 38^l. 13^s. per annum. And one castle, 80 acres of arable land, 40 acres of pasture and 10 acres of underwood with appurtenances in Suake, worth 40^s. yearly.

Manor of Rosbarcon.

Chief rent of 13^{s.} 8^{d.} in Rosbarcon; 60 acres of arable, 60 acres of pasture and mountain and 4 acres of wood in Listeringe; 60 acres of arable, 60 acres of pasture and mountain and 5 acres of wood in Tubberler; 12 acres of arable and 16 of pasture in Garranbeagh.

Members of the manor of Rosbarcon:

Lonscall, by 6^{s.} 8^{d.} chief rent.

The villages of Killgrellane, by the same.

James Swetman holds the town of Ballighen.

The villages of Ballighen, by 2^{s.} 6^{d.} chief rent.

And he (John St. Leger as above) entered into said manors and the rest of the premises, and was seised thereof in his demesne as of fee, and also by letters patent. And he granted all said manors, etc., to Piers, late Earl of Ormond, and to James Butler, his son and heir, and to the heirs male of said Piers. The said James, late Earl, was seised of the premises of the King *in capite* by knight service.

On the day of his death said James, late Earl, was seised of the following premises:

The manor of Callan, with the advowson of the church of Callan, one empty house in the same, 12 meases on cottages, 80 acres of arable land, 10 acres of pasture called the Earl's Park, one ruined water mill and 10^{l.} chief rent in Callan. The manor of Callan is worth 13^{l.} 2^{s.} per annum.

Two meases, 60 acres of arable and 20 of pasture in Ballicallan, worth 40^{s.} yearly.

The manor of Dannaght, with one empty mease, 60 acres of arable, 40 acres of pasture and moor and 10 acres of underwood in Dannaght. The said manor is worth 26^{s.} 8^{d.} yearly.

Sixty acres and a water mill now ruined in Killinanagh, worth 42^{s.} 8^{d.} yearly.

The manor of Granagh with its castle, one mease, one garden, three meases, 60 acres of arable, 40 of pasture, 8 of wood and one water mill in Granagh.

Twenty acres of arable in Ballisellaghbegge, and other property in Downesennane, Naglish, Knockynatyroe, Newtowne, Bickestone, Loughwonny, Polrane, Cloggagh and Currinimire.

Peter Grant holds of said manor the town of Ballinerlagh,

Henry Heynot and his co-parceners hold the land called Heynetsland, Thomas Grant holds Downgolly, Nicholas Lin holds Portneholler, John Power holds Rathcorbe, . . . (*blank*) Grant holds Tyrener, Peter Grant holds Bollenhoren, Thomas Brannagh fitz John holds Kilgregane, John . . . (*blank*) holds Ballitarsin, William Grant holds Knockankerane, William Brenagh holds Ardir, William Grant holds Korranehoyt, Richard Buller (*sic*) holds Ballynicolas, Richard Butler holds Fyddowne.

(Part of the leaf torn away).

Said Richard holds of the same manor the town of Raure by 20^s. royal service.

The holdings in Lysterling are held of said manor by 20^s. royal service.

Ballinegrone, by the same.

The four hereditaments of Odaa, viz., Rekin Estekine, by 15^s. royal service; Roch in Odaa, by the same; Brownfed in Odaa, by the same; and Dromdownye in Odaa, by the same.

Kilcrone, by 3^l. royal service.

Dongitt, by the same.

Kilheske . . .

Ballitersnye . . .

(Some lines torn away).

He was also seised of the manor of Donmore as of fee in tail with one castle, one hall, 12 meases, 20 acres of arable, 20 of pasture, 4 of underwood, and one water mill in Donmore. Also of lands in Ballylaghtane, Skenagh and Rathvellinoghly. Also of the villages of Rosnenagh which James Tobbin claims. Also of lands in Nichehilly, Jenkenstown, Moyen, Kwonefayle in Odowghe, Sulleyennemoke in Odowghe, Skeanagh in Odowghe, and Cloghemonelehit in Odowghe. O'Brenane and his kinsmen hold certain tenements at 4^l. rent *per annum* in Odowghe.

May 1, 1536.

March 28, 1547.

APPENDIX.

Ormond Papers, 1480-1535, in the Public Record Office, London, and the British Museum, edited with an introduction by David B. Quinn.

This collection, which for the most part gives the texts *in extenso*, is divided for the purpose of this Calendar in three sections.

I Documents dating from 1480 to 1515, relating to Thomas Butler, Earl of Ormond, who died in 1515.

II Letters and papers of Thomas Boleyn, Earl of Ormond and Wiltshire, 1528-1535.

III The Earl of Ormond's articles to the Privy Council in 1527.

INTRODUCTION.

On the death of Thomas Boleyn, Earl of Ormond and Wiltshire, on 12 March 1539,¹ along with the bulk of the former Butler properties in England,² a considerable collection of letters, deeds and other documents belonging to the Earls of Ormond passed into the hands of the Crown. The collection as a whole consisted of papers relating to Butler and Boleyn properties both in England and Ireland between the 14th and 16th centuries. No attempt has been made to assemble the papers relating to English estates, and so far as those relating to Ireland have been concerned, it has been decided to omit from the present collection those prior to 1480. A collection of earlier Butler documents in English sources could profitably be made, but Boleyn's papers cannot be satisfactorily isolated from others of an official nature. The main discovery has been of 93 items appertaining to Thomas Butler, the seventh Earl between 1480 and 1515. Thomas Boleyn was interested in preserving these in support of his claim, through his mother, to the Ormond lands, 1515-1528.³ The success of this claim in the latter year provides us with nine further items for the years 1528-1535. As eight of these had been calendared elsewhere they are only listed below, together with the transcript of a newly identified letter. Boleyn's connection with the Irish lands terminated with the Act of Resumption in May 1536.

From various indications it appears that the department into whose custody these Ormond Papers fell was the Exchequer of the Receipt

¹ P.R.O. E.150/493/4.

² He seems to have desired to bequeath his lands to his grand-daughter, Princess Elizabeth: but actually they seem to have escheated to the Crown in default of male heirs. Cf. *L. & P. Henry VIII*, vol. 14 (1) no. 854.

³ No. 93 below.

and their archival history derives from their dispersal from that source. They were first divided when the bulk of them, with other Exchequer records, were removed from Westminster in the reign of Elizabeth and were eventually added to the records of Chancery in the Rolls Chapel. Shortly after their division Sir Robert Cotton, in assembling his famous collection of manuscripts, abstracted a portion of the papers from one or other of their repositories. A number of these have survived and are now in the British Museum, Titus B. XI: others may have perished in the fire of 1731. From Cotton's time the remainder in official custody do not appear to have been disturbed until some time before 1830 when those in the Rolls Chapel were examined by William Lynch, a member of the Irish Record Commission. In his *View of the Legal Institutions . . . established in Ireland* (1830), p. 254, he cites a letter, then in the Rolls Chapel, from Sir Piers Butler to "myn especiall good Lord Thomas Erle of Ormond Chamberlayn with the Queens good grace" which referred to an Earl of Ormond who had married Joan, daughter of the Earl of Desmond and had issue. No such letter is now extant. Now in 1857 the Rev. James Graves and J. G. A. Prim in their *History and Antiquities of the Cathedral Church of St. Canice, Kilkenny*, were able to print, from transcripts made by Lynch, and supplied to them by J. F. Ferguson, two letters to Thomas, seventh Earl of Ormond. One of these is now in the Public Record Office (Earl of Kildare to Earl of Ormond, June 10 [1492], P.R.O. *Anc. Corr. S.C.* 1/51/119). The other (Sir Piers Butler to Earl of Ormond, September 7 [1497]) escaped from the archives. It reappeared at Sothebys in 1912 and was purchased by the British Museum.¹ It is now Add. Charter 56453. It has not, unfortunately, been possible to trace its former owner. Graves and Prim state (p. 195 n.) that Lynch gave no reference to the place of custody of the original.

During successive rearrangements of the Public Record Office the Ormond Papers in Chancery and Exchequer archives have been partly reassembled and partly scattered afresh. The bulk of the letters has gone into the composite class of *Ancient Correspondence* (volumes 44, 46, 51, 52, 57, 58, 60) and other composite groups, *Ministers Accounts and State Papers Henry VIII*, have absorbed further items. Some have remained among the *Ancient Deeds* of Chancery and Exchequer and a few more may be brought to light from still unsorted groups in these classes; others are in *Chancery Miscellanea* and among the *Diplomatic Documents and Accounts Various* of the Exchequer.

Professor Hogan (in *Analecta Hibernica*, no. 1, p. 203) claimed that a receipt by the Earl of Ormond to William Lecalter for arrears of

¹ Entered in Museum Register on 12 October but possibly bought among lot 220 at Sotheby's sale on 30 July preceeding.

Kilpeke, May 9, 1501², referred to Ireland. The Manor of Kilpeke now appears as an English possession of the Butlers in Herefordshire.³ The letter of Morgan O'Carroll to Henry VII⁴ does not properly belong to the series but is included for its bearing on Butler affairs. The same is true of the document printed as an *Addendum* to the collection. This is a memorandum placed before the English Privy Council by Piers Butler, Earl of Ormond. It must belong either to the years 1515-1528 or 1537-1539, and internal evidence renders the latter alternative unlikely. Most probably it dates between September 1526, when Ormond was called to England to answer the challenge to his title and lands made by Sir Thomas Boleyn and George Saintleger, and February 1528, when a compromise was reached. During the same period the Ormond rights of butlerage were challenged both by Dublin and Galway. The inquiry into the regalities attaching to the Earldom, to which this document is the sole remaining witness, may well have been made during the course of one or other of these suits.

The practice followed in editing these papers has been to calendar all letters that have been printed before, with the exception of a few imperfect ones, and all the formal Latin documents. The remainder are printed in full. The 'thorn' letter has been generally modernised as *th*, the punctuation simplified, and inverted commas added in the case of letters.

D. B. QUINN.

I

List of the Letters and Papers of Thomas, Earl of Ormond, 1480-1515.

1. [1480] Possessions of Earl of Ormond resumed in Ireland, abstract.
2. [1480]. Petition, Earl of Ormond to King, draft, abstract.
3. 28 Feb. 1483. Grant by Earl of Ormond to Edmund Pursell, abstract.
4. 20 May 1483. Receipt by Earl of Ormond to Philip Bermyng-
ham, abstract.
5. [1483] Account of William Sherwood, Bishop of Meath to
Earl of Ormond, abstract.
6. 6 September [between 1484 & 1496]. John Comyn to Earl of
Ormond.
7. 1 May 1485. Acquittance by Earl of Ormond to Mayor and
Bailiffs of Waterford, draft, abstract.

² *Chancery Miscellanea*, C.47/28/28.

³ *Trans. Bristol and Gloucestershire Arch. Soc.* vol. 27 (1904), p. 30.

⁴ No. 15 below.

8. 13 May [1487] Henry VII to Earl, of Ormond, abstract.
9. [1487] John O'Carroll to Earl of Ormond.
10. 17 Dec. [1491] Hugh Talbot to Earl of Ormond.
11. 28 Sept. [between 1487 & 1495] Edmund Pierson, Baron of Dunboyne to Earl of Ormond.
12. 12 Jan. [between 1487 & 1495] Edmund Pierson to Earl of Ormond.
13. 10 June [1492] Earl of Kildare to Earl of Ormond, abstract.
14. 17 August [1492 ?] [] le of Waterford to Earl of Ormond.
15. [1492] Morgan Okerwyll to Henry VII.
16. 11 Feb. [1493] Earl of Kildare to Earl of Ormond, abstract.
17. 14 Jan. [1495] Walter Champfleur, Abbot of St. Marys Abbey, Dublin to Earl of Ormond.
18. 20 Feb. [1495] Sir James Ormond to Earl of Ormond, abstract.
19. [c. 1495] Grant by Earl of Ormond to James Ormond, abstract.
20. 10 April [1495 ?] James Sherlock to Earl of Ormond.
21. 20 April [1495] Edmund Pierson to Earl of Ormond.
22. 18 August 1495. Lease by Earl of Ormond to William White, abstract.
23. 5 October [1495 ?] Sir James Ormond to Earl of Ormond.
24. 20 April [1496] William and Elice Butler to Earl of Ormond.
25. [c. August 1496] Undertaking by Earl of Kildare, draft.
26. 7 Sept. 1496. Proviso by King to Act of Resumption in favour of Earl of Ormond, copy of exemplification of 12 May 1497.
27. 16 Oct. [1496] John Comyn to Earl of Ormond.
28. 12 April [1497] William White to Earl of Ormond.
29. 16 May 1497. Earl of Ormond to Earl of Kildare, draft, abstract.
30. 16 May 1497. Earl of Ormond to Countess of Kildare, draft, abstract.
31. 7 Sept. [1497] Sir Piers Butler to Earl of Ormond.
32. 14 Nov. [1497] Walter, Abbot of St. Mary's to Earl of Ormond.
33. 29 Nov. 1497. Earl of Ormond to Earl of Kildare, draft.
34. [after 1497] [Piers Butler ?] to [Earl of Ormond].
35. 28 Jan. [1498] Earl of Kildare to Earl of Ormond, draft, abstract.
36. 18 Feb. [1498] Walter, Abbot of St. Mary's to Earl of Ormond.
37. 30 March [1498 or 1499] Earl of Kildare to Earl of Ormond, abstract.
38. 30 April [1498] John Wise to Earl of Ormond.
39. 24 June 1498. Earl of Ormond to Earl of Kildare, draft.
40. 24 June 1498. Earl of Ormond to Sir Piers Butler, draft.
41. 24 June 1498. Earl of Ormond to William White, draft.
42. [c. 1498] Enactments relating to Absentees etc., copies, abstract.
43. 24 January [1499] James Butler, Baron of Dunboyne to Earl of Ormond.
44. 28 January [1499] [James Butler] to Earl of Ormond.

45. 10 March 1500. Earl of Ormond to [?], draft.
46. [March 1500] Earl of Ormond to Lord Howth, draft.
47. 10 March 1500. Earl of Ormond to Sir Piers Butler, draft.
48. 10 March 1500. Earl of Ormond to [Earl of Kildare], draft.
49. [March 1500] Earl of Ormond to John Alen, Dean of Dublin, draft.
50. [c. 10 March 1500] [John a Devonshire] to Earl of Ormond.
51. 16 March [between 1496 & 1505] John Comyn to Earl of Ormond.
52. 4 August [1500] Earl of Kildare to Earl of Ormond.
53. [c. 1500] Lands of Earl of Ormond in Tipperary and Kilkenny.
54. [?] Lands of House of St. Thomas of Acre in Carrickmagriffin.
55. 16 May [1501] William White to Earl of Ormond.
56. 29 June [] Portreeve and Commons of Ballygowran to Earl of Ormond.
57. 25 August [] William White to Earl of Ormond.
58. 23 October [] William White to Earl of Ormond.
59. 13 Nov. [1501] John Orum, Abbot, and the Convent of St. Mary's Abbey to Earl of Ormond.
60. 16 Nov. 1501. Earl of Ormond to John Alen, draft.
61. 1 Feb. 1502. Earl of Ormond to Earl of Kildare, draft.
62. 1 Feb. 1502. Earl of Ormond to John Alen, draft.
63. 1 Feb. 1502. Earl of Ormond to Sir Piers Butler, draft.
64. [1 Feb. 1502] Earl of Ormond to William White, draft.
65. 1 Feb. 1502. Earl of Ormond to William White, draft.
66. 10 May 1502. John Alen to Earl of Ormond.
67. 1 Aug. 1502. Grant by Earl of Ormond to David Dobbyn, abstract.
68. [c. 30 Jan. 1504] Earl of Ormond to [?], draft.
69. [c. 30 Jan. 1504] Earl of Ormond to Earl of Kildare, draft.
70. 30 Jan. 1504. Earl of Ormond to John Sherlock, draft.
71. 3 Feb. 1504. Earl of Ormond to John Comyn, draft.
72. 6 Feb. 1504. Earl of Ormond to Earl of Kildare, draft.
73. 16 May [1504] Earl of Kildare to Earl of Ormond.
74. 24 Dec. 1505. Grant by Earl of Ormond to Sir Piers Butler.
75. 17 Sept. [before 1506] John Alen to Earl of Ormond.
76. 1 August [] Edmond Golding to Earl of Ormond.
77. 7 August [between 1504 and 1511] Margaret A[]ell to Earl of Ormond.
78. 23 Jan. [1506 or before] John Alen to Earl of Ormond.
79. [] John Bathe to [Earl of Ormond].
80. 9 June 1507. Grant by Earl of Ormond to Thomas Kent, Chief Baron of the Exchequer.
81. 7 April [1508] Sir Thomas Kent to Earl of Ormond.
82. 9 June [between 1507 and 1511] Edmond Golding to Earl of Ormond.

83. 24 June [between 1507 & 1511] Sir Thomas Kent to Earl of Ormond.
84. 4 July [1508 or later] Thomas Comyn to Earl of Ormond.
85. 26 July 1509. Grant by Earl of Ormond to Sir Piers Butler.
86. 24 April 1511. Petition of Tenants of Rush and Fingal to Earl of Ormond.
87. 24 June [1511] Earl of Kildare to Earl of Ormond.
88. 29 June [1511] Walter Eustace to Earl of Ormond.
89. 28 June [between 1509 and 1515] John Stanton to Earl of Ormond.
90. 28 April [c. 1512] Walter Eustace to Earl of Ormond.
91. [c. 1512] Edmond Golding to Earl of Ormond.
92. [c. 1515] James Sherlock to Earl of Ormond.
93. [c. 1520] Notes of Documents formerly in possession of Thomas, Earl of Ormond.

II.

Letters and Papers of Thomas, Earl of Ormond and Wiltshire, 1528-1537.

1. List of documents previously calendered elsewhere.
2. 30 April [1535]. Letter from [?] to Earl of Ormond and Wiltshire.

III.

ADDENDUM.

Memorandum placed before the King and Privy Council by Piers Butler, Earl of Ormond [1527].

I.

Letters and Papers of Thomas, Earl of Ormond [1480-1515].

(1)

[1480] Possessions of Earl of Ormond resumed in Ireland.

P.R.O. *Chanc. Misc. C.47/10/27* (3), pr. Bryan, *Great Earl of Kildare*, 288.

Lands and rights of Earl of Ormond in Ireland lately resumed in Parliament. The Earl's "name of his creacion" resumed. Castell Warnyng, Oterard and Donnada, co. Kildare worth £20 Ir., of which the King is due 2/3ds and the Earl 9 marks, resumed. Kildare and his kinsmen receive the rent by force as Ormond can prove. Also resumed the Liberty of Tipperary of which the Earl's kinsmen have taken the profits. He does not know its value. Also Grennagh, co. Kilkenny worth about 40/- Ir. And also £10 Ir. a year, of which he is due 5 Marks, from fee-farm of Waterford, which the Earl had "with his creacion." The Earl should have prise wines from all Ireland but could only be answered for Limerick and half the receipts from Waterford. The value is £20 Ir. of which he receives 10 marks Ir. These are all the lands concerned in the Resumption.

Endorsed: Ormond.

(2)

[1480] Earl of Ormond to King: draft petition.
P.R.O. *Chanc. Misc.* C.47/1027(7), pr. Bryan, p. 49.

Thomas, Earl of Ormond, prays that by warrant of this bill under the King's hand the Lord Privy Seal shall add to the indentures between the King and the Earl of Kildare, Deputy-Lieutenant of Ireland, the clause following. The Earl is to give assurance that the Earl of Ormond shall have, if Parliament is still sitting, an adequate proviso to the Acts of Resumption recently passed in Dublin, annulling the restoration previously made by the Parliament of the lands of Sir John Ormond and his heirs, of which James, Earl of Wiltshire and Ormond had been seised, and which have been confirmed to Thomas, Earl of Ormond by the King. And if the Parliament has been dissolved Kildare is not to put the Acts in execution against Ormond but to let him enjoy his lands and rents until Parliament meets again, when a full restitution is to be granted him. If Kildare does not effect this his indentures are to be void.

Note: Deed no. 252 in Vol. III of this Calendar shows that letters patent were issued for the return of the prise wines of Limerick to the Earl of Ormond, in spite of the Act of Resumption of 1480, on 6 Apr. 1481.

(3)

28 February 1483. Grant by Earl of Ormond to Edmund Pursell.
P.R.O. *Anc. Deeds Chanc.* C.146/C.2451. *Cal. Anc. Deeds* vol. II.

Grant by the Earl of Ormond to Edmund Pursell son of Richard Pursell of all his lands in Shan Moreys Towne in Co. Kilkenny, during pleasure; he paying yearly twenty-six shillings and eight pence of legal money in equal portions at Easter and Michaelmas. Last day of February 22 Edward IV. T. Ormond.

Latin: fragment of seal.

(4)

20 May 1483. Receipt Earl of Ormond from Philip Bermyngham.
P.R.O. *Anc. Deeds Chanc.* C.146/C.909.

Thomas, Earl of Ormond, acknowledges receipt from Philip Bermyngham of Ireland, gentlemen, of thirty royals making £20 Irish, at the hands of Thomas Fiwerd, citizen and haberdasher of London, and gives him acquittance. Has affixed his seal. 20 May 1 Edward V.

Latin, seal gone.

Endorsed: Phelbert.

NOTE: the Royal (*Regalis*) was a gold coin of 120 gr. reduced in 1464 from 12/6 to 10/- and continuing to be worth the latter sum. This shows the ratio of Irish-English coinage to have been 4:3.

(5)

[1483] Account of William Sherwood, Bishop of Meath to Earl of Ormond.

P.R.O. *Ministers' Acc.* S.C.6/1237/7.

Account of William, Bishop of Meath, Thomas, Earl of Ormond's Farmer of his Manors of Blakecastel and Donaghmore, from the Annunciation of B.V.M., 20 Ed. IV to the same feast 22° i.e. for 4 terms. He is charged with £26:13:4 a year, making £53:6:8. Of which he pays allowance of £35:11:2 paid as the 2/3rds part to the Earl of Kildare, Deputy-Lieutenant, for the King's use. Also paid to John Devonshire, servant of the Earl of Ormond—£5:6:8. Also paid to the same Deputy of the rents and issues of the manors, 19 Ed. IV, £8:16:10, collected by Peter Butler from the tenants in virtue of a certain Statute then enacted. Total allocations £49:15:7, leaving £3:11:1 Thence paid to John Devonshyre £3:11:1. Et quietus est.

Latin; Endorsed: Thes be ye byll of John a Dvynshere for Ireland.

(6)

6 September [between 1484 and 1496]. John Comyn of Limerick to Earl of Ormond. P.R.O. *Anc. Corr.* S.C.1/51/151.

Ihs

“ Ryght noble and my most especyall good lord besechyng in my moste humble wyse y may be recomawndyd vnto your lordshyp. Pleasyd your lordshyp to know how my fathyr of whos sowll y pray God yow rest left in hys testement xxj li. to be sende to your lordshyp for swch dwteys as belongyd to your lordshyp her the whych mone I send now to the recordowr of waterford and y wold rathyr ner for othyr cawsys and parcell of the wey. And whyll yt pleas our lord to hau my fathyr ys lyf changed and your lordshyp lakyng hys feythfull seruys. yf yt pleas your lordshyp acordyng to the old naturall law and dwte of kyndly seruys that myn awsytryes hat done owt of tyme of mynd vnto yowrs of noble memory y am all redy to do your comawndment and with god ys grace shall do your lordshyp swch seruys as y may goodly to my power in all thyng as my fathyr dyd whyll yt pleas your lordshyp that I shall so do. Morowyr my most especyall and naturall good lord y bechech and pray your lordshyp as humly as y can or may to be my good lord and to take me for your feythfull and trew serwant aftre the old law and trew seruys that myn awcyteryes hat done vnto your noble antesessorys vntyll the contrary be fownd in my preson prowed whych y tryst to god shall neuer be. Not els at thys seyson but our blesyd creator preserw your lordshyp in hys merseyfull gouernawns. At lymeryk the vj day of septymbyr. yourfeythfull serwant in what y may.”

John Son and heyr of Wyllyam Comyn of Lymeryk.

Addressed: To the ryght noble and my moste esspeccyall syngular [goo]d lord Syr Thomas erll of ormond credence.

Endorsed: John Comyn.

Note: In an Act of 1484 William and Thomas Comyn were said to be in control of the Limerick prise wines. Bryan *op. cit.* 72-73.

(7)

1 May, 1485. Acquittance by Earl of Ormond to Mayor and Bailiffs of Waterford. (draft)

P.R.O. *Chanc. Misc.* C.47/10/28 (17).

Thomas le Butler, Earl of Ormond, has received of the Mayor and Bailiffs of Waterford £5 silver for Easter term, 2 Richard III, of the annuity of £10 which King Edward granted to his ancestors out of the fee farm of the City. May 1 in the year above.

A note that 1 October 1 Henry VII is the first day of Michaelmas term 2 Richard III.

Latin: endorsed: The acquittance of therll of Ormond is Annuyte in Waterford.

(8)

13 May [1487]. Henry VII to Earl of Ormond.

B.M.Cotton Titus B.xi (1) f.51: pr. Pollard, *Reign of Henry VII*, I, 47.

“Our Rebelles” landed in Ireland on 5 May. He has sent for his wife and mother and “We wold haue you aduis and counsail also in soche matiers as We haue to doo for the subduyng of our said Rebelles.” He is to attend the Queen and the King’s mother to the King.

Endorsed: To our Right trusty and Right welbeloued Cousin Therl of Ormond Chamberlayne to oure dearest wif the Quene.

(9)

[August 17, 1487] John O’Carroll to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/52/37.

“Ryght wurshipfull and my expecial goode lord I commaund me to you. And wher as y hathe dyuers lordesshipis in this land the which your empneys Enyoyth with wrong and the proufitez of the same receiue and them yewith in wagis to resist swch as beth your frendis and in defaunt of your presencie we can not adwenge ws on the seid your empneyis the which dayly destrueth the kyng my sufferayn lorde is landis and youris wherfor I pray you to enforme my said souerayne lord and whow I attend to be his trewe sawdiour and at his commaundement and youris to deweyr’ me and my frendis to help chastisse his rebelles and empneys. Your person stabuled yn anney walled townis hit liketh you to abyde yn withyn this land for without your presencie here hit adwayleth not wherfor my desire fulfilled. to performe your desire I haw comyned with the mooste part your frendis and myne in thiis parptiez. That is to say Obreene M^eWilliame Bourk. M^ekyne

Mac.Dermot of Molreane. Donald Obrene Okenedy. Odoyre. m^cbrene of Conaght. Cormik M^cteige M^cCarrey Moore. and o dwnyll with dyuers other lordis of Irishmen hath composed in our myndis that yf therle of desmond or awney other his frendis attendith anney mallyse to the kyng and to you That then we beth all redy theym to subdewe waste and Brene that hit shall not be theyre hardy to stir nere do anney hurt my desire aforsayd completed as much to say your parson onessi sayne in thiis partiesse and tyll your person cum.I. with thawayse of your frendis hath caused much dyssencion and batte betwix the said Erle of desmond and his brother Moraysh in so much by myne adwysse the said morrish hath put his brother Therle to the worst and contenneth dayly in werris ageyng hym to the otter destruccion of hym and his contre also hit hath bene dyuers tymis said for trwth that we shold y be here as thiis the which hath cawsed me and my contre to be at greite costs in kepyng of two hundred Gyllaghlasses besides horssemen to do you servicie at your cummyng and without ye cum in all haste ye shall cause thiis land stand in such Iupertie The kyngs English lands to be alienated to sum othir aliegaunce and your frends to be subdewed the which shalbe a greate yoy to your empneys and otter ondoying to your lowerys and frends and if y myght onderstand of your cummyng for trouth I sh cause your wrey good frend A Moore of leysse to wer hym apon your grette empney therle of kyldare and his maynteners who that say the contrary God will who preserve you writtyn at Byryston in my contray the Friday after the assumption of our lady I pray that commend me to mywelbelowed your cossyn James of Ormond also your good frend Tyrolagh Oberne Bysshop of kyllelow Ely and Ormond and your nigh cosyn in cosangynite hartely recomaund hym to you.

"Per vestrum specialem amicum dominum Johannem Okerewayll suae nacionis capitaneum."

Addressed: To my lord of Ormond chief chamberly[ne] to the gwene this lettyre be del[iuered].

(10)

17 Dec. [1491] Hugh Talbot to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C. 1/52/58.

"My Ryght specyall good lord after all dew recommendassyon, etc., certyfing your lordshipe for the thre termisse rent I shold haue ressewyd off Rossh Torwey and Balleskadan the which I haue payd to your lordship theroff by syr Rychart Skyrret—xx li. of lafoll mony of Irland and iiij li. iij s. and iiij d. that your lordshyp alowd me in myn acownte by a byll indentyd asse for the orpliaus⁽¹⁾ off thes thre termys afore wryttyn the whych I leftte in your tendents handys at my being with you beth ressewid ondyr thes fowrme patryk Brymyngham for hys fee of the stywardshyp of your lorde-

(1) "Orpliaus" = overplus, surplus.

shyp by yere—vj li. xiiij s. iiij d. Summa totalis = x li. Item to Water Brymyngham—iiij li. for thre termysse for the cheffe sargawntshyppe. Item asse for my fe of the resewourshipe what at your lordshyp wyll amyttte me at your dyssekressyon, thesse thre parssellys beth alowyd on your thyrd part of your lordshype and ther wasse at that tym ressewyd by the handis of syr Rowland Fyss Ewstasse for thre termysse—x li. Item to Wyllam Howth in lyk kasse for thre termysse x li. no thyrd part of ther two payments abatyed the whych wasse ressewyed apon your town of Cordoff in the paryssh of Loske by ther own handysse. Bot now Ithankyd be god that the kyngs good grasse hath so porweyt for the por land of Irland that tryst in god your landys shall be much gretyr inswallew, for ther wasse much of your landys befor tym embassyllyd be your fre holderssres and that is for your Rent charygsse yere comyth of the thre lordshyppis bet to—iiij^{xx} and xij li. xj. s. and xj d. Ob. Also ther beth in wast landis to the som of vij li. xvj s. and viij d. and trewe hit lyk your lordshyp to acownt both the two parts and the thyrd part and alowithe feysse on your thyrd part your lordshyp shall know hit standit and in what wysse wherfore I wold besech your lordshyp that ye wold send me a genralle chyttansse and I shall pray god for the good estat of your lordshyp and I wold your lordshyp onderstod that I newyr ressewid no mony of Edmond Goldyng for the lordship of the Blak Castell and that ye shall know by your serwant Rechart Hayes and asse I ondyrstand your seruawnt Hayes hath rentes of your lordshyppis to the som of iiij^{xx} and xj li. with that that he had of the abot and Edmond Goldyng the whych shall be shewyd more playn In the [den . . .] lettyr &c. Wryttyn In Dewling the xvij day of Desembyr by your faythfull louer Hew talbot.”

Addressed: To my Ryght Worshypfull lord
The Erle of Wormond.

Endorsed: hugh talbot.

(11)

28th Sept. [between 1487 and 1495] Edmund Pierson to Earl of Ormond.

B.M. Cotton Titus B.xl. ii f. 237. (Calendared, *sub* 1522, *Letters and Papers Henry VIII*, III no. 2580.)

“Right worshipffull lord and cosin I besech to be recomaunded wnto iour lordshup pleased the sam to wndirstand that y iour feithfull cosin and louer have had and sufferith as gret trobull and persecussion with de (*sic*) distruction of my lands and gods as any man possibill may do and all for the entyer loue and seruys y owe iour lorshup and the tryue alleggaunce contynue to our soueraing lord the king akording my dwte. I stand in swch case that I am likkely to be wtterly destrued except iour lordshup shee some prudent visdom bi the menys of our said soueraing lord to ovirkom iour enemys and myn the Geraldynes, wherfor I pray iour lordshup

to take the labour to com into this land and to take you som goddely yong lady that ye may haue issue bi hire wich wilbe to iou right grett worke of mersi comfort and renyuour of all iour blode and send me the autoritie to occupy iour senescialship of iour countre of Tiperare bi sir Reddmond Barret berer herof or to iff credence in my behalwe with godds mersi who preserve iour lordshup written at Kiltenan the xxviiij day of September.

your cosin and treue louer,"

Edmond Person.

Addressed: To my Right wirshipfull lord and cosin therll ormond.

Endorsed: Emond person.

(12)

12 Jan. [between 1487 and 1495] Edmund Pierson to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/46/254.

"Ryght wyrspffull lord and cosyne y recomaund me wnto yow thankyng your lordshyp of the krosbow that ye haw send me besechyng yow yn the reuerense of god to kome to thys your contre that ye may ordyr your lyvelod and rwell your cosenes wych wold be to yow a right grete worke of mersy and yff ye wyll nott kom your kosenes and frendys ben lwkkely to be subdwed wyth ther enemys and yours yn partys and also the lybartie of your counte of Typerrare ys thys many days withowtt any laws kepte thereyn endeffaultt that y haw non awttortytie of your lordshyp by pattentt to sytt as senyssall ne no lernemen haw none of you yn lykke wysse wherfore y pray your lordshyp to send me your gracyus lettres patenttes appon the same offys and that hyt wold plesse you to yff Shyan Hakett berrer hereof credens by moth yn my behalve y haue send hym yow to showe you swch newes as ben yn thys partys/Note doubteng but y am at all tymes redy to do you my serwys akordyng your comaundement with the grace of god who preserue your lordshyp writtin at Kylternan wndyr the syngned of myn armes the xij day Jenuere."

your cosyne Edmond person.

Addressed: To the Ryght wyrshyppfull lord therll of Ormond this betak.

Endorsed: A letter from Edmond Pierson.

(13)

10 June [1492] Earl of Kildare to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/57/119; pr. Graves and Prim, *History of St. Canice's Cathedral*, p. 192.

Your cousin James Ormond publishes in all places that he has "your interest and title" in all your lands here. For which reason he has brought into counties Kilkenny and Tipperary the Obrenes and other Irish enemies and they have destroyed the King's subjects and spare no churches or religious place. Suffers him to do so in fear of King's displeasure since he claims King's authority and

Ormond's. Will do what he can for reformation when he is certified of Ormond's mind. Kylmaynan, 10 June, "your Cousyn Gerald Erle of Kildare."

Endorsed: To my Right worshipfull Cousyn Thomas Erle of Ormond: deliuerabatur.

(14)

17 August [?1492]. []le of Waterford to Earl of Ormond. P.R.O. *Anc. Corr.* S.C.1/46/254 bis.

Great pain is caused to him and to other dwellers in Ormond's lordships by his absence. They despair of his return. Calls attention to "your cotype of your Rede boke" containing record of the chief rent of the town of [], rents, "certayn fynes of coastes men for y^e coastes every gale vjs.viiijd.", also "twynage every gale iijs.iiijd.". He loses 3s. 4d. income "be cause that ye haue none ovyn in towne" and people "bake sale brede in ther own ovens." "The town is destroiede and br[ent] (?) a]nd is desolate faute of gode lordshipe. and ther be but fewe people dwellinge therin and partie of them dwelling in ye churchyard in cotes." Trusts the land will recover. He desires Ormond to give licence to him and his heirs "[to bake] sale brede for ye terme of a C.yere." He would "make a bakehouse apon myn own grownde," paying yearly 3s. 4d. Desires authority under Ormond's seal of arms to command all who bake "sale brede" to "[com]e to ye said bakehouse and to noon other during ye said terme." He can find no cause for joy in the state of the land. The greatest fault is "in your own kynnesmen." Desires answer under Ormond's writing and seal "with a byll or letter missiffe directed vnto Sir P[iers Butler?]. Waterford 17 August. []le of Waterford. Addressed to Ormond, to be delivered in haste.

Endorsed: letter of Irland abowt the Midest of August in Anno henrici septimi octaua.⁽¹⁾

(15)

[1492] Morgan Okerwyll to Henry VII.

P.R.O. *Anc. Corr.* S.C.1/51/124.

"Humilitatem subieccionemque seruiciumque debitum loco salutis. Gratiarum acciones vobis Reuerendissime referimus immensas exeo quod vestrae regalis maiestatis scripturam nobis direxistis qua nobis effectualiter demandastis dominum Jacopum Bwlter nostrum alumpnum et fratrem nostri domini et amici contra vestros et suos emulos et aduersarios confortare set quia huc vsque summum nostrum posse patrem ipsius efectualiter in vestrum sufragium confortauimus et hoc tempore iussu vestre scriptore et mandato vestro maiorem adhibebimus diligenciam circa ipsorum conforta-

(1) The ascription to 8 Henry VII is in a later hand and may well be mere conjecture. It is, for example, improbable that Piers Butler had been knighted at this date.

cionemque et sufragium contra vestros et ipsorum emulos quam provt antea adhibere curauimus. Scituri quod transactis temporibus comitem Ormondie contra vestros et suos emulos Brenenses et Desmonenses summum posse confortauimus nicilominus tamen geraldus Comes Kyldarie nos et nostros familiares sequaces et tenentes ac nostrum dominium devastauit et bonis nostris per vim et magnam violenciam nos spoliauit et post nostramque iniuriosam invasionem coacti fuimus per ipsum desistere et resilere a predictorum vestrorum emulorum guerra et Breni (*or* Brenensi) quatracentas vaccas realiter soluere et cum vestris emulis et vestros rebelles pacem et concordiam habere de quibus omnibus iniuriis confidimus de maiestate vestra ad presens coram serenitate vestra remedium habere de ipso Comite Kyldarie. licet de familiaribus et sequencibus predicti Comitis Kyldarie quod dolendum referimus et incredibile reputamus quod noster dominus frater et fidus amicus Comes Ormondie a quibusdam vestre dicioni subpositis graues et intollerabiles patitur turbaciones et quod forcius est relacione ipsorum priuatus est suo honore et dominio et prout credimus ea de causa predicta asserunt vt nos a confortacione domino Jacobi Bwlter contra vestros emulos et rebelles cicius desisteremus et pacem cum predictis haberemus tales relaciones facerint. quapropter excellenciam et maiestatem vestramque tenore presencium humili voltu inploramus et rogamus quatenus preposita omni perturbacione et inquietacione dicti Comitis Ormondie ipsum ad propria remeare curetis et indilate hoc faciatis Scituri annuante deo cum Comes Ormondie ad partes remeabit omnes vestros aduersarios et rebelles in tota hybernia existentes siue velle siue nolle eorum et predicto Comite Ormondie cum prosperitate adueniente conpescemus et inbelles faciemus et vos attentimus quo possumus rogamus vt nullus habeat potestatem conpescendi nos de cetero a guerra et controursia vestrorum emulorum et rebellium provt antea transactis temporibus provt predictum est [*torn*] . . . fuimus et inquamtum meus alumpmus dominus Jacopus Bwlter me rogavit quatenus deputatum . . . ia c . . . tarem voluntati ipsius annui et omnes anglicos summum posse defendo i[m] . . . desiderio et voluntate] . . . domino Jacopus Bwlter me omnes hybernia mihi occulte asserunt quod cottidie incitati sint ad maleficiendum omnibus anglicis vestre dicioni subiectis. Non plura sed vos altissimus in longiua prosperitate et sanitate continua conseruet.

"Per me vestrum serulum Morganum Okerwyll mee nacionis Capitaneum."

Endorsed: Invictissimo suo principi henrico Regi anglie cum ea qua decet reuerncia et honestate tradatur; *Otherhand.* Ibernia Morgan okerwill.

Note: While not one of Ormond's papers this letter deserves inclusion as it provides valuable information from the Irish side of what was going on in the Ormond territories. The date is between

December, 1491, and the end of 1493 and most probably between the letters immediately preceding and following.

(16)

11 February [1493] Earl of Kildare to Earl of Ormond.

B.M. Cotton, Titus B.xi (1) f.55: pr. Gairdner, *Letters and Papers Richard III and Henry VII*, II, 155.

His servants, lately sent to the King with letters to content his mind, have been committed to ward. Does not understand why. Is accused of having "layn with the French lad" who was supported by your cousin and the Earl of Desmond and of aiding him with goods and messages. Denies this as "the lordes of this land" have certified the King. Asks Ormond to be his good cousin in helping to attain his petitions to the King. The land was never destroyed till now your base cousin promised the King's Irish enemies "grete godes and all their getting" on the King's English subjects. Your cousin "publisheth and names himself erle of Ormond" and provokes Irishmen to attack your kinsmen and destroy Kilkenny and Tipperary which in substance are destroyed already. Does not know what Ormond's pleasure is, so restrains his rents until he hears to whom they are to be paid. Your cousin and the Archbishop are agreed that at the next Parliament he is to be legitimated "and enabled by auctorite of the same to therledome of Ormond as thogh ye were never entitled thereto." Will do as Ormond wills in the matter. Prays credence for Cristofre Dowdall, Archdeacon of Meath, the bearer, and hopes the King "may be gode and gracious lorde on my petitiones." Dublin, 11 February. G.E. of K.

(17)

14 Jan. [1495]. Walter Champfleur, Abbot of St. Mary's, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/158.

"Ryght honorable and my especyall goode lorde I commaunde me vn to you &c. My lorde the Den of Dublin desyryt me to send your lordeshypp the tytyll of your landys in owr partyes: how they came to you and to your Anceterys the which tytyll as I am awysyt here folluyth. In primis. the lordeshype of Rushe was yewen to Syr Tybot fytz Water le Bottyller. whos soule god rest. the which was in kyng Johnys dayes. when he was lorde of Irland. Item as for the lordeshyp of Turwe hyt came by the Pryorase and the mynchynes of lesmoleyn be sydys Scryne in Irlande in eschaunge to the forseyd Tybot fytz Water for othir landes the which they hath thys day. And as for the dede ther of the seyde landes of Turwe hyt was gatte in the Cyte of dulyng under there commyng sell full wele kepyn that vnnethes may the sele hong vpon the dede and I most I yewyn a rewarde to hawe hyt. and by the grace of god I purpose to hawe hyt Inrollyt in the Chauncery and

exemplifyed vnder the kyngys grett sele in Irlande . and as for the tytell of Balscadan . I wot not how hyt came to your anceterys . but hit hath ben a long tym wyth them and as for danadamore and Blake Castell they came froo the lorde Bonewyll in Englande to my lorde Syr Jamys your grauntfaderr whos soule god rest. by eschaunge for sertayn landes in Englande and as for Oghtyrarde and Castell Warnyg . they came to my lorde your fadyr whose soule god reste . by a forfeitonce and by the kyngs graunt . as for thes two they standyth as I suppose in the case of the resumpcyon . and as for Otghtyren. hyt was Syr Tybot Bottylers and gaw hytt with hys doghtyr to Syr Addam le herforth . sum tyme lorde of lexlype and of the Barrony of the neywe Castell but now the kyng is lorde of all thay landes and how that Otghteryn came agayn to your anceterrys I know not and whethyr hyt standyth in the case of the Resumpcyon othyr not . And as for your grauntes of your pryse wyne and x li. apou the Custome of Waterforde yf they was graunted you in kyng Edwarde the iij. is dayes . they beth in the case of the Resumpcyon . and yf they was granted before they bith ovte of the case of Resumpcyon and the Pattents of them beth wyth your selfe in Englande. Item as for your name as Erle of ormund and all othyr thingys that ye hath in Irland I thinke hyt is best to you sawyng your owne correccyon to have a generall Prouyso. then a Speycyall . and be ye spedd of hyt as sone as ye cane . for there ben messyngers goyng in hast owt of this lande to the kyng . to sertyfye hym of all maner men that standyth in the case of the Resumpcyon and whate profytt shuld growe to the kyng of the sayde Resumpcyon . Also my lorde my bretheren and I your feythfull oratours commound vs vnto yow praying you for the lewe of god and our lady and for my lorde your fadyrs soule that ye wolde remembre vpon the Prouyso of the landes that my lorde your fadyr yawe to our place for hys soule and for all your soules . No mo at thys presence but preserew you omnipotence . Fro Saynct Mary Abbay by dulyng the xiiij of January

By your Chaplayn and Oratour Water
Abbot of Saynct Mary Abbey by Dulyng."

Addressed: To my Ryght honorable and especyall good Lord
My lorde of Ormond.

Endorsed: The Abbot of Saynct Mary Abbey .

(18)

20 February [1495] Sir James Ormond to Earl of Ormond.

B.M. Cotton Titus B.xi (1) f.52.:pr. Conway, 149; Bryan, 286.

In the Parliament that is being held here and is not yet ended there is an act of Resumption for the King since Edward's II's days. The Treasurer [Sir Hugh Conway] is not your friend and has shewed me that many "parcels" belonging to you are resumed. He tells me that the prise wines, Oggterard, Castell Warnyng, Blakcastell, Kilkeny, your annuity in Waterford and thirteen other "townes"

he would not specify are included. "It is good to be ware and looke well about. For ye haue to doo both her and ther. Ye are leyd att on both the sydes . . . yew neuer your Right ouer For nothyng." The King has two-thirds from your lands here (£80) and you but one-third (£40). If you let me have your part I should get the King's also and "yett shold ye loos nothyng therby" for I would find surety in Waterford, Dublin or England to pay you 40 marks [i.e., 40 m. sterling = £40 Ir.]. I am at great costs waiting on the Deputy and he is content with me. I have received nothing in Tipperary and Kilkenny and have no authority from you in writing. Such lands as have not been in your hands let me have your title in. It is good for you to be "prouyded by the kinge for all maner landes and other thinges." One Richard Nangle is gone from the Treasurer to inform the King of it all, which Richard is the cause of all your "perte." "The depute is as good a man as I know." All the Irish in these parts have put in their pledges and those that have not he has destroyed their lands so that they were fain to put them in "with amendes." He takes great pains, and I take my part. I have sent by your servant Richard Hay a hawk and a hoby. Dublin, 20 February. James Ormond.

Endorsed: To my lord off ormond Chamberlayn vnto the Queen.

(19)

[1495] Grant by Earl of Ormond to James Ormond, draft.

P.R.O. *Chanc. Misc.* C.47/10/27 (12).

Thomas, Earl of Ormond, appoints his nephew James Ormond as his deputy, supervisor and general and special attorney in the counties of Kilkenny and Tipperary with all their appurtenances. He is to exercise the office in person or by deputy in as ample a manner as any previous holder. The Earl gives him the custody and rule over all castles, lordships, manors, towns, lands, tenements, free and other tenants during his absence from Ireland, reserving to himself the rents, customs and profits he receives from his servants and ministers. He grants also to the aforesaid James in all the premisses as full power as if he himself were in Ireland. On his own behalf and on behalf of the King he orders all kinsmen, servants, tenants, etc., inside the said counties to obey and aid James Butler in the above as amply as they would the Earl himself.

Latin.

Endorsed: The note of a patent which James Ormond devised to have in Ireland.

Note: The document may be as the endorsement suggests James Butler's own draft of the terms on which he desired the Deputation. Its date is therefore subsequent to the previous letter and may be at late as August, 1496. James Ormond had already assumed the title of "Guardian and protector" of all Ormond's lands and tenants between June, 1492, and June, 1494 (*Deeds* no. 287, Vol. 3 of this Calendar: see also Conway, pp. 52,60).

(20)

10 April [?1495] James Sherlock to Earl of Ormond.
P.R.O. *Anc. Corr.* S.C.1/52/55.

"Right noble and myn esspeciall gode lorde I recomaunde me onto you with my seruice and where hit hath pleasit your lordship to send your writyng to James hout to delyuer me the seale of your liberte of the Countie Tiperarei. hit is so that nowe the said James sit that he haue nought the said seale and hit was neuer in his possessione . Wher vndowtit hit was delyueruyt bi Jowane sall Remaunde Roche is wiffe to his fadir persse hout, the which she doit so witnyse . to and that Nicholas Turnour knowit of the same . and vnto the tyme that the seale be had . othir a nywe to be made your Courtis can nought be kepte ordinatlie of your said liberte . and my lorde hit wer a meritori dede for you to come hidder for I ondirstandit bi the myndis of the peple here that your presence here wolde be the Cause of the refourmyng of the Counte kilkeny and of the Cunte Tiperarei . And the blessit Trenite preserue you prosperli . Writtyn at Watirford the x dai of Aprill
your seruant in whate I mai

James Sherlock."

Addressed: To the Right Noble lorde
Thomas Erle of Ormond.

Endorsed: James Sherlock.

(21)

20 April [1495]. Edmund Pierson to Earl of Ormond.
P.R.O. *Anc. Corr.* S.C.1/52/41.

"Ryght honorable and worshepful lord in my right humble wyse I recomaund me to you desiryng alway to hire of your welfare doyng you so vndrestond that my lord deputeet taketh gret payne and labour vpon him for the wele of the contray and now I am retagnet with him in holden of ixsperes and others of fotemen trwstyng in god to endeavour me to the kyng and my seid lord deputeet such seruice as I can do And I pray god I may se you here to cum to your honour and worshep more ouer ye shall vnderstand that Water Ivers is dede I merueille ye gawe any office to him and gawe it not to our oune Master Botiller clerk of the Rolles which is true and faithfull to you and all yours beseching and prayng your lordeshep for my sake and at my instant desire to be so gode lord to hym to gyue him that office of Stewardshep for I see noo man so met nor so hable therfor. Wherfor I humble beseche you he may haue cause to thank me and to owe you his true and god seruice above all other vpon the token ye haue made me your senseall and that ye wrote to me to resceyve the Seele of the lyberte of Typerare of Shirlok and nowe I haue it delyuered to me and all myghty god euer kepe you. Written at Dunboyne the xxd day of April. Ye may trust the suppriour of Cristchurch by whom I purpos to send

this wrytyng to your said lordeshep and he is true ynogh/your
oune man Edmund pers Son."

Addressed: To his honorable lord Therle of Ormond be this is
delyered.

(22)

18 August 1495. Lease by Earl of Ormond to William White,
Recorder of Waterford.

P.R.O. *Anc. Deeds, Chanc.* C.46/ C.5037. *Cal. Cat. Anc. Deeds*,
vol. VI.

"The copy of thendentour of my Iland of Waterford."

Thomas le Botiller, Earl of Ormond, for good service to him per-
formed and to be performed grants to William Whyte his island
called Maloures Iland, Co. Waterford with all its appurtenances,
during the lives of William Whyte, his wife Anne and their son
James, paying yearly forty shillings of good and legal money
("Angliae" crossed out) current in Ireland in equal parts at Easter
and Michaelmas, The aforesaid are to perform all necessary repairs
at their own expense. 18 August, 11 Henry VII.

Latin: endorsed: the copy of wrytyngs Whylliam White.

(23)

5 October [probably 1495]. Sir James Ormond to Earl of Ormond.
P.R.O. *Anc. Corr.* S.C.1/52/39.

"My lord I haue send my mynd in all things to your lordishep
by master Botiller which can certify the trouth on my behalf as
tuching my prynce is comaundements and so can the berer hereof
purcullyce one of the kynges herotts the which purcullice oweth both
your lordeship and me his gode loue and reporte and hathe dealled
here full truely . Wherefore he hath but small thank of sum persones
as he can shewe unto your lordeshep beseching the same to be his
gode and faorable lorde. and saing whate the more at my poor
request and to gyve vnto him credence and all myghty god euer
preserue you written at the kynges castell of dywlyn the v day of
October.

Your owne seruant and man
Jamys Ormond. k."

Addressed: To the Right honourabl lord Therle of Ormond.

(24)

20 April [1496] William and Elice Butler to Earl of Ormond.
B.M. Cotton, Titus B.XI.i.f.53.

"Right honorable lord in our moost humble wyse We recomaund
vs to you prayng All myghty god daily to continue your gode
lordeshep in god helth thankyng you euer of your grete kyndenes
and habondant rewardes that ye gave vnto vs at our last beyng
with you we shall daily pray for you to god to send you hedre to
your honour and worship More ouer gode lord it is so that Water
Ivers is dececed which was your Steward of your lordesheps of Rush

and Port Scadan wherefore we humbly besech you to be so gode lord to our oune frend Master Botyller Maister of the Rolles that ye wold gyve to hym that office for our Fadre and we all be beholden to hym for he is diligent and redy to do euery thyng we desire hym to do in our absens for our weles and profit he loveth you and vs all entierly and he hath desired vs to write to your lordeship for hym to haue that office of you And we humbly pray and beseche you at our peticion to gyve that office to him for he is worthy to haue a much better office then that Therefore we beseche you that he may vndrestond to fare the better at our humble request and prayer therein And god euer kepe your seid lordeshep from all aduercite Written at Castelknok the xx day of Apryll

yours William Botiller and Elice Botiller."

Addressed: To ye Right honorable and worshepful lord my lord The Erle of Ormond.

(25)

[c. August 1496]. Undertaking by Earl of Kildare to allow Act for restitution of Earl of Ormond to pass. (draft)

P.R.O. *Exch. Diplomatic Doc.* E. 30/1669.

Item where as by an act of Resumpcion made in the laste parliament holden within the lande of Irland all suche seruics manoirs landes tenements rents reuersions seruicez prise wyne fee fermes annuities franchesses liberties and advowsance of churches with their appurtenaunces whiche thomas Erl of Ormond or any othre to his vse than hadde within the lande of Irland were for certeyn consideraciones specified in the same act. amongs othre resumed and taken into our souerain lord the kings handes/. And where also the same kyngs highnesse not willing the seid Erle to be preiudiced endamaged or hurted by reason of the seid Act of Resumpcon but to be in as good condicon as the same Erl was bfore the making of the seid act/ willeth and chargeth that in his next parliament to be holden with in the seid lande of Irland/ the said Erl of Ormond and his heires to be restoured to all his seid seruics manours landes tenements prise wyne fee fermes annuities franchesses liberties and othre the premisses and that the seid act of Resumpcon asfer as it concerneth the seid Erl of Ormond to be revoked repelled and vtterly adnulled/ And also willeth the seid Erl of Ormond to take and perceyue all maner issuez and prouffits due and growen of the seid seignoryes manoures lands tenements prise wyne fee fermes annuities and othre the premisses with their appurtenaunces frome the tyme of the seid Resumpcon and soo frome hensforth. without eny certayne impediment vexacon or trouble by the deputie, or any othre officers within his seid lande of Irland/. Provided that the two parts of the premisses with the Reuenues issues and prouffits of the same bicause of the absentie of the seid Erl of Ormond out of the seid lande of Irland be and remayn to thuse of our souerain lord the king for the defence of the same land

of Irland according to the olde ordinaunces vsage and custume of the same/. And where also the kings highnesse willeth that the seid Erl of Ormond at his owne pleaser. shall make his stiwards bailiffs receyuours and all othre his officers of and in his own manours landes and tenements and othre the premisses within the said lands of Irland and the same manours lands and tenements lette to ferme to suche persoons shall please the same Erl of Ormond/ the same officers fynding to the deputie or tresaurer there sufficient suertie to paie and content two parts of all reuenuez issues and prouffits of the same: bicause of the absentie of the same erl of Ormond out of the seid lande of Irlande. as is before reherced// the Erl of kildare feithfully promiseth that he according to our souerain lord the kings mynde and pleaser as it is bifore reherced shall suffre the seid act of Restitucon for the seid Erl of Ormond and his heires to be hadde in the next parliamente to be holden in the seid lande of Irlande/ and doo and cause that in him is to be doon to further the seid acte to be made in the seid next parliament/. And also the seid Erl of Kildare feithfully promiseth to suffre the seid Erl of Ormond and his heires to make his and their officers of and in their owne lands tenements, and all other hereditaments with in the seid lande of Irland/ and the same lette to ferme to suche persoon or personnis as shall please the same Erl of Ormond or his heires/ the same officers fynding sufficient suertie to the seid Erl of kildare to paie and content him or the Tresaurer thiesues and prouffits of two parts of the same bicause of the absentie of the seid Erl of Ormond out of the seid lande of Irland/ And the seid Erl of kildare also feithfully promiseth. saving to himsilf beyng deputie or the tresurer ther thiesues and prouffits of the two parts of the premisses to suffre the seid Erl of Ormond and his heires to take and perceyve thissues and prouffits of all the residue of the lands tenements prise wynes and hereditaments of the seid Erl of Ormond with in the said land of Irland with out contradiccon clayme lette or impediment of the seid Erl of kildare. or his officers.

Query complete?: fair copy in Ormond's hand.

Note: The obligations entered into by Sir James Butler, Thomas, Earl of Ormond and Gerald, Earl of Kildare have a bearing on the foregoing and are summarised below.

Conway 226 (P.R.O. *Exch. Dipl. Docs.* E. 101/248/18.)

Tripartite indenture made before the King and Council at Salisbury on 6 August 1496 between Walter Fitzsymonds, Archbishop of Dublin and Chancellor of Ireland, Thomas, Earl of Ormond, Sir James Ormond and Gerald, Earl of Kildare, Deputy (elect) of Ireland. The enmity between Geraldine and Butler is to cease, each party undertaking to forgive the other previous offences and to get their adherents to do likewise. Fitzsymonds, Sir James and Kildare promise to be obedient to the King and his officers, whether deputy or other, and will induce their kinsmen to do so as well. Each party will maintain friendly relations towards the others and will

give counsel and assistance when necessary. Kildare as Deputy to the Duke of York, promises friendship to all the King's loyal subjects in Ireland whether they have previously taken his part or not, and will not allow his servants to interfere with those who have not. Any complaints against Fitzsymonds or Sir James he is to investigate carefully and to take no action against them without referring to the King and hearing his decision.

The document is signed and sealed by the four parties and witnessed by the Council: Thomas Roffen (Savage, Bishop of Rochester), Henry Deane, Bishop of Bangor (retiring Deputy of Ireland), Giles Daubeney (Chamberlain, who was to accompany Kildare to Ireland), Robert Willoughby de Broke (Lord Steward), Sir Reginald Bray (Treasurer of the Wars), Sir Thomas Lovell (Treasurer of the Chamber), Robert Middleton, Richard Hatton, John Kingsmill.

(26)

7 September 1496. Proviso by the King to the Act of Resumption (10 H.VII c.11) in favour of Earl of Ormond. (Copy of exemplification)

P.R.O. *Chanc. Misc. C.47/10/27 (11)*.

Wherein the parliament holden and begonne at droghedaa the monday after the fest of Seynt Andrew the Apostle the x yere of [the reign of our] souerayn lord the kyng/ It was ordeyned and established and enacted by auctorite of the seid parliament that there shuld be re[sumed] and taken into the kyng oure soueraigne lords hands al maner honours lordshippis manours castells garisons fortresses aduoussons of ch[irches] fre Chapells meses londs tenements rents seruicis mores medowes pastures wodes Ryvers Water-[mi]lls dovecots parkes forestes [] custumes fee fermes exempcions and all other maner profits and comodities that were some tyme the kynges of Eng[londs since] the last day of the reigne of kyng Edward the ij^d to the tyme of the Acte [] belongyng or apperteynyng to by the same auctorite all maner feoffaments yefts in taylor graunts leses for terme of lyffe or for terme of yeres [releases] confirmacions annuities pencions eschetis wrekkis weysses reuersions [] and manumissions of all [] forseid honours manours lordshippis and of all other as be fore is specified [] of eny [] by] auctorite of parliament as bee any lettres patents made vndere the greate seale of England or of [Ireland] any person or persones by whatsoever name ther be named ioynt or seuerall be resumed and reuoked adnulled [] and]of noon effect in the lawe as more at large in the same Acte amongs othre it de[] the kyng our soueraigne lord for diuers considerations his hightness movyng/ wileth that by thaduyse and assent of his lo[rds sprituall] and temporalle and comenes in this present parliament assembleid by auctorite of the same It be ordey[ned] established and enacted that the seid Act

of resumption and all other Acts of resumpcion made in any parliament holden the x and xj yere of the reygne of our soueraigne lord the kyng/ [within his] lond of Irlond/ be not in any wyse hurtfull or prejudiciall to thomas Erle of Ormond other wise called T[homas Ormond] or his heires but that the seid Thomas and his heires haue hold and enyoe the name stile estate dignite [and all maner] castellis lordshippis honours seignyories all manours lands tenements rentis reuersions seruiccs price wynes fe Fermes annutes franchises libertees and aduousons and all other hereditaments in lyke maner and fourme and of like estate as the same Thomas or his heires shuld ha[ue] had vsed and enjoyed if the seid Act of resumpcion or eny acte of resumpcion made in any parliament holden in the seid lond of Irlond the seid x and xj yere had neuer ben had ne made and that euery of the sayd actes of resumpcion sofar as it togeth or toucheth the seid Thomas or his heires of eny of the same [whether in] stile estate dignite and premyence castells honours lordshippis senyoryes manours landes tenements rents reuersions rents price wynes Fee fermes annuities Fraunchesis libertees arduousons and all other hereditaments or eny parcell of the[m] be ayenst the seid Thomas and his heires voide and of noon effecte and that it shalbe lafull to the seid thomas and his heires to entre into all the premisses and euery parcell of theym as well vpon the possession of our seid soueraigne lord the kyng as any othir and by his officers and of his heires by hym or theym to be named and assigned to take the issues and profites of euery of the premisses as if the seid acte of resumption had neuer ben had ne made savyng to the kyng our soueraigne lord and his heires suche vsage custumes Revenues and profite of eny of the premisses as he or his heirs shulde [or] myght haue had by reson of the absence of the seid Thomas oute of the seid lond of Irlond in lyke maner and fourme as if the seid Acte of resumpcion had neuer ben had ne made and a sauynge also to euery of the kynges lieg[e subjects] and their heires suche right title and interesse as they or eny of theym shuld or myght haue had in any of the premisses other [than by] reson or occasion of the seid Acte of resumpcion as if the seid acts of resumpcion and restitution had neuer [ben had] ne made . Yeuen under [] West. minster vij day of September the xij yere

Teste xij die May Anno supradicto [12 May 1497].

Endorsed: The restitution of Thomas Erle of Ormond of lands in Irlande .

(27)

16 October [1496] John Comyn of Limerick to Earl of Ormond. P.R.O. *Anc. Corr.* S.C.1/58/62.

“ Ryght noble and my most especyall syngler good lord I comaund me vnto your lordshyp with all my seruys . Pleasid your lordshyp to know that sir Jamys was last of all the company that came to Brystow and anon y went to hym and showed hym hys part of the

endenturys and kep yours with me and prayd hym subscribe and seall the sam and then that y wold delyuer hym your part and what for hast or som othyr ocaseyon yt was not sealed wherfor y send your lordshyp nou the sayd endenturys and copys selyd in your box by sir Wyllyam Garuy and by Elfant your seruauant. besechyng your lordshyp to hold me astwred in the premys for yt ys not let by my neklegens nor atendants Wherof knowet god who your lordshyp preserw in hys mercyfull gouernawns . Amen.

By your trew seruauant in what y may

John Comyn of lymeryk the xij day of october."

Addressed: To my ryghte noble and myn especyall synguler good lord sir thomas erll of ormond.

(28)

12 April [1497]. William White, Recorder of Waterford to Earl of Ormond.

(1) B.M. Cotton. Titus B.XI (1) f.34: pr. Conway, 184.

Right honourable and my right especiall good lorde I recomaunde me vnto your lordshup. And howe be it that my lord deputie of this land at his departur from your lordshup at Saint Augustyns of Bristowe promysed you to be goode lord vnto all your seruauntes here and to suffer your Recevers and all othr your officers here to enioy their Revenues whiche your lordshup haue sett them in seice he entendeth to doo othre wise in somoche as he will have the possession and receipt of your prese wynes in the portes of Limeryke and waterford and to make receivers of his owin uppon the same . and the saide Recevers to deliver vnto you ye thride part reteignyng the twoo partes in their owin handes to the use and behouf of the deputie . and not only thus but also he will have the possession of your manours in the Countie of Kilkeny in likewise paing you the thride parte of the Revenuez of the same Therfor my lord it were goode for you to send writing herupon aswele from the kinges grace as from yourself. or els to labour for aluence of absentie . whiche the veray statute of absentie yeveth your lordshup if ye had right for all men being in the kinges service be except . And also my lorde deputie will not allow your fermes . which ye haue graunte to John Comyn and to me uppon your prise wynes whiche is contrarie to the purport of the said statute . for it will that the kinge shulde receve the [twoo] partes of asmoche revenuez as the lord absent recevith . Wherfor y pray your good lordshup that it may like you to send me a writing under your seale uppon suche coveauntes and price of your prise wynes here as I haue them. for my lord deputie woll take them in to his owin handes . without y may shewe for me by writing . I haue send by sir william garvey in a bill of the price and coveauntes . And my lord sir william is greatly wronged by the bishop of Kylkeny⁽²⁾ and his kynnesmen as y vnderstande and as he can shewe your lordshup

at leynth And god preserve your lordshup. From Waterford the xij th day of April

By your servaunt william white pp."

Addressed: To the right honourable and my Right especial goode lord therll of Ormond.

Endorsed: W. White.

Note (1) Miss Conway places this letter in 1495, basing her dating on the resumption of the Ormond prise wines at Waterford under Poynings. It is true that entries of receipts from them were entered in Hattecliffe's Daybook (B.M. Royal, 18 C.xiv f.13 seq.) but no mention occurs anywhere among his accounts of receipts from Ormond lands in Kilkenny and Tipperary. It is also clear that the receipts entered by Hattecliffe were total receipts, not two-third parts. The reasons for placing it in 1497 are as follows. Poynings in 1494 would not have made any such promise to Ormond: Kildare at his departure for Ireland as Deputy in August 1496 did do so (*see* Conway, 230). Letter no. 27 provides evidence that Kildare left England by way of Bristol and there is none that Poynings did so. The payment of any money to Ormond for his prise wines indicates that the letter postdates the restoration to Ormond of his resumed lands in 1496 to which Kildare agreed (nos. 25 and 26). There is other evidence that Kildare was not sticking strictly to his agreement, necessitating the Act of Parliament of 1498. He was also said, probably by Piers Butler (no. 34), to be taking up Ormond's rents.

(2) Apparently the Bishop of Ossory.

(29)

16 May 1497. Earl of Ormond to Earl of Kildare (draft).

P.R.O. *Anc. Corr.* S.C.1/51/140: pr. Conway, 239.

To Earl of Kildare 16 May 12 Henry VII. Thanks for your "kinde and loving" letters at various times. Is sorry for misdemeanours you allege against Sir James [Ormond] as I have written. My mind is that he should perform what he promised before the King. The King has now written to him. I have written also as "Develyn" [either Dublin pursuivant or John Alen, Dean of Dublin, probably the latter, and not Lord Delvin as Miss Conway suggests] will inform you. My servant John a Devonshire will inform you of my mind regarding your request to have my lands in farm and other matters. London.

(30)

16 May 1497. Earl of Ormond to Countess of Kildare (draft).

P.R.O. *Anc. Corr.* S.C.1/51/140: pr. Conway, 239.

"Thanks for your good and gentell" letter. God send you good Fruete so that your husband's blood and mine may be increased. If there is any pleasure I can do here for you will be glad to do it."

(31)

7 September [1497]. Sir Piers Butler to Earl of Ormond.

B.M. *Add. Charters* 56453. Printed, Graves and Prim, *History of St. Canice's Cathedral*, p. 193, Pollard, *Reign of Henry VIII* vol. III no. 94; Gairdner, *Let. and Pap. R. III and H. VII* vol. xli.

“ Right honorable and myn especiall gode lord I recommaund me in my moost herty wise vnto your lordshyp certifying the same / that where as I trusted to sir James Ormond by his life daies asmoch as I wold haue don to eny kynnesman of myn lyving So it is that he without eny cause or occasion on my syde / kept from me / all myn owne landes and dueties / and ouer this toke and kept me in prison by along season contrarie to his othe and promyse made vpon the holy Crosse and other grete relikes vpon suerte wherof / I then came to hym / And yit he neuer put me at liberte / tyl my lord of Desmond by hys great instant labour had gotten me to my libertie . whoes desyre he fulfilled vpon trust that he shold haue married oone of the said Erles daughters / And after that when the said sir James vnderstode that I resorted vnto my lord of Kyldare Depute lieutenant vnto our souerayn lord the kyng of this his land of Irland for the true affection and seruice that I owe and bere vnto his highnes / and the rather . because he hath been gode and graciouse souerayn lord / vnto his said Depute / the same sir Jamys not pondering his said othe and promisse . shewed openly that whersoouer he myght fyne me he wold kill me / And ouer this toke gods and catell from such as he knewe were towards me as ferfurth as he myght to their great hurt and empouerysshing / and to the vtter vndoing of som of them for euer / and beside this / toke vpon hym all the Rule within the Countries of Kylkenny and Tipperare / and called himself Erle of Ormond After which tyme it liked our said souerain lord to commaund hym by his secunde lettres as he did by his furst for to come vnto his graciouse presence / which lettres the same sir James vtterly disobeied in euery poynt / Wherupon dublyn purseuant vnto our said souerain lord published the same sir James his disobeissaunt subget / And after the which it fortunod me sodenly in the open field not ferr from kylkenny to mete with hym / and so by the grace of god which wold that euery ill dede shold be punysshed / the same sir James and I other whiles remembering his said othe and thretenyng / and agaynewards his disobedience to the kyngs said lettres and commaundements recountred and fought togeders so long / till god had wrought his will vpon hym And nowe sith he is thus dede . and was great and auncient Rebell by his life daies vnto our said souerain lord . and vpon his comfort and speciall desire/moued caused Perkyn Warbek to come lately into this land for the destruction of the subietts and possessours here of our souerain lord / like as his highnes shall vnderstand within brief tyme / be the report of such as were priue vnto the Counsaill of the said Perkyn / Wherefor it may like your lordship hauyng tender respect to the premisses and that I am a pore kynnesman of yours / to graunte

vnto me by your writing and Seall auctentig[he] the ferme of all such landes and duties as your lordship hath and shall growe due vnto you within the Counties of Kylkenny and Tipperare And I shall se you better contented therfor then ye haue been thies many yeres past / And ouer this cause the same to be enhabited and occupied in the best and availablest maner that I kan think or devise / And for so moch as I woll that your lordship shold vnderstand howe well I shall behaue me in the premysses for your pleasure and auantage / Therfor I desire to haue the said ferme of your lordship but during your pleasure / And like as I shall demeane me theryn so I truste to fynde you my gode lord for your largier graunt in the premisses And thus the holy Trinity haue you in his keeping/
 Written at Kylkenny the vij day of September/
 your lowly seruant

Sir Piers Botiller "

Addressed: To the Right honorable and myn especiall gode lord Thomas Erle of Ormond Chamberlayn with the Quenes good grace

Endorsed: pers Butler

Note: A full text of this important letter has been given as alterations were made in the previously printed versions.

(32)

14 November [1497]. Walter Champfleur, Abbot of St. Mary's to Earl of Ormond.

B.M. Cotton, Titus B. xi. ii. f. 300.

"Right worshupfull and myn especiall gode lorde I commaund me vnto you with all due reuerence certyfyng you that maister Topclefe chefe Justice here is send by my lorde of kildare the kyngs depute here to the kyngs highnes for diuers matirs or in especial to have licence of the kyng to hold a parlement here wherfor I wold advise you to labour to the kyng to have a prouiso for youre lordship putt in the said licence And that ye be not slow therein for my lorde depute is well dispossit to you therein Another is that ye coyne of Irland shold be as gode siluer as the coyne of England but not of so grete peise and value for now half oure siluer is copir and tyn and I pray you putt your gode will therto that it might be remedied for your owen profite and ye profite of the pore Irland. Also I have certeyn recevts of your rents here with me and y^e coyne is so bad that I mote not shall I send hit to you or will ye haue chesare therfor wherfor I pray you that ye wold certyfy me howe I shalbe demenytt therein And y^e said Justice hath promesitt me to labour to ye kyng for a prouiso for oure place and I pray you that ye wold putt youre aide to hym therin for he is a speciall benefactour to our place wherfor I pray you thank hym And my lorde we haue be of this place oratours and speciall shapelleyns to your blode ever wherfor that ye wold remembre vs the rathir therfor in that behalf also I pray you recommaund me to my lady your wife certyfyng hir

ladyship that we have recevitt hir to the suffrags of oure ordir praying god that ye and she may prospere as well as ever did eny of youre blode And the holy trinite preserue you ever to his plesire writ ye xiiij day of November.

Your Chapelleyne and oratoure Water

Abbot of Seint Mary Abbay besides diuelin'

Addressed: To myn especiall gode lorde Therle of Ormond.

Endorsed: Abot of Mary.

(33)

29 Nov. 1497 Earl of Ormond to Earl of Kildare (draft).

P.R.O. *Anc. Corr.* S.C. 1/51/141 d.

To &c therl of kildare xxix novembris A° xiiij h vijmi

"Right honourable lord and cousin I recommaunde me hertely vnto you / And haue receyued a lettre from you wherby I understand your mynde in diuerse things And cousin bifore ye comyng of your said lettre vnto me I hadde written a lettre vnto you shewyng you in the same that I hade sent my seruant John a devinshire vnto you both with writing and with credence which seid John a devinshire in dede was letted by the waye / and soo came ayen vnto me / but assone as my seid seruant may haue any passage he shall come vnto you / which at thuttermost I trust shalbe at Candilmasse or soone after ye shall vnderstand my mynde at large / in every thing and our lord preserue you right honourable lord and Cousin /".

written &c.

Many corrections and erasures.

(34)

[after 1497]. [? Piers Butler] to [Earl of Ormond]

P.R.O. *Anc. Corr.* S.C. 1/52/69.

My lord it were right expedient for your lordshipe in consideracone of the greate hurtes that ye hawe take by the statute of absentie wherby ye lesse the two parties of all the revenus of all your lands here and all thes revenus lewied and takene vp by therll of kildare that take no maner charge for the defens of the same nowe it wold like you to labour for a provision of your said absentie so that ye may hawe hawe (*sic*) all the hool at your will and disposicone and so provided if it wold pleas youe to comyte me the charge and reciytez of the same forasmoche as I hawe the charge and ento Brauns of there defens . I wolde yewe youe sufficient surties to content your lordshipe of halwe the revenus and profite forthcomynge of the same yerly . And if ye may not be provided of the hool . that ye provid youe against the wrongfull Retaynyng of your prisse wyne by therll of desmond in the portes of lymeryke yoghill and kynsall ./ And I shall make youe trew payment of your third parte of your said prisse wynis as ye bene paied in othir ports here for sethe I departed from your lordshipe I haue so frended me that I trust to recover clerly and brynge to your possessione pessibly. / And lak me (no) more therio but the kyngs auctoritis and yours . Ouer

this it wold lik your lordshipe to call to your remembrannis such communicacion as Master deane and I hade with your lo[r]dshipe . . . my] lady your doghtere whiche mater ye put then in delaw for a[s]mochean]d then to me . I pray youe nowe to send me a godly [.] ne [.] ens [.] the [.]"

Mutilated.

Note: this could possibly have been written by Sir James Ormond early in 1492 or late 1496/early 1497, but its temper suggests that it was written by Sir Piers Butler some time after 1497. There is not, however, any evidence that the latter visited England. "Master Deane" is John Alen, Dean of Dublin who is found acting as Ormond's agent between 1495 and his death in 1506.

(35)

28 January [1498] Earl of Kildare to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/163: pr. Conway, 240.

"Your cousin my son-in-law Sir Piers Butler has been in communication with me concerning you. He desires you to be good lord and cousin to him which I desire you to be and to grant his petitions. I have confidence he will keep any promise he makes and I will aid him to get and retain anything you give him in this country. Carlow 28 January".

Endorsed: "To the right honourable and my right good lord and Cousin Therl of Ormond: kylldar."

(36)

18 Feb. [1498.] Walter Champfleur, Abbot of St. Mary's to Earl of Ormond.

B.M. Cotton, Titus B.XI.i.f.41.

"Right worshipfull and my moste especiall gode lord I recommaund me vnto you. And it is said here with vs that my lady youre wife is with chile and hath take hir chamber whom I pray god send gode and fayre delyuerance which is ye best tythynges that I harde in thes many yers. And I merveill gretely of you that ye laboure not for a prouiso to you for youre landes and prise wyne here and I hire say that ther is writing gone oute of this land to the kyng to hole a parlement in this land and I wold advise you to labour that ye might haue a prouiso for your landes and prise wyne here in that parlement and that ye wold labour that your prouiso myght be putt in the kynges writyng that will come oute of England to yew licence to hold a parlement here that your prouiso be one of ye actis of ye said parlement that shall passe here. And I pray you to commaunde me to my lady youre wife specialy also there is a Cosyn of myn that desireth to haue a ferme of certayn landes of yours in Russh callitt the ryng for certayn yers as ye berrer herof shall infourme you berryng therfor yerely as it doth now and it is ruynouse now and will cost moch mone to reparaire it and it is better to you that your tenaunt reparaire it then ye shold fynde tymmer to reparaire it. And my

lorde such seruice as I may do for you in this land shalbe yours to youre plesure as knowith god who cuer kepe you and defend you to his worship and plesure written att Seint Mary Abbay ye xvij day of Februaire

your chapelleyne Water Abbot of Seint Mary Abbay besides diuelin”

Addressed: To the Right worshopfull and my moste especial gode lorde Therle of Ormond

Endorsed: abot seynt mare.

Note: on 26 June this bill was transmitted by the King to the Lord Chancellor to be certified under the Great Seal into Ireland. (Document of c.1527 below). On 31 March probably in 1499 the King sent order to the Deputy, officials and Parliament of Ireland to permit Ormond to enter into his revenues. (Deed no. 288, vol. III of this calendar). The Act did not pass until October 1499 and an exemplification of it was issued on 7 Oct. in that year (*ib.* no. 298).

(37)

30 March [1498 or 1499] Earl of Kildare to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/164; pr. Conway, 241.

“ I have entrusted my business with you to my servants Thomas Kente and this bearer to whome give credence and reply in all haste. The O'Brene ‘ nowe lately made ’ is mortal enemy of all Englishmen and most maliciously disposed of any I have heard of. He intends with the assistance of all Irishmen to make war on your parts of Kilkenny and Tipperare and on all the King's subjects here. The cause of his aiding Sir James [Ormond] was not for any good will he bore towards him but only to destroy Englishmen. To resist him I have written to the King to send an army of 300 archers and 60 gunners to be waged at the charge of me and my friends. Your own kinsmen in these parts are evilly disposed and ‘ ymagyn eueriche others destruccon ’. I have suffred them long hoping for remedy from Sir Piers Butler but he has been diseased. Hope before long to see order and direction between them. Maynoth, 30 March. I desire to be commended to your wife. G. of K.”

(38)

30 April [1498] . John Wise to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/52/64.

“ My honourable goode Lorde In myn humble wise I recomaunde me vnto your yooder Lordship I haue written to the kings grace of thorde and maner of this lande in euery thing acord[ing] to his formour comaundements and if his grace move of the same vnto you for the love of god dispose you to reforme the abusyng of the same by your wisdom and powere that the land may the better be remedied by you as it dyd sumtyme by your noble ancesters. And the day of this wrytyng my fadir and I went to behold the carrig for to byld a place in the same to resist all the Irishemen in this land by

gods grace trustyng yet to se your Lordship wythin the same and it is apoynted that all men havyng lands within the same shall mete vs ther this day to provide for to distrue the coime and lyuerue that your cosyns takith ther agains right. For the which we haue send of the same to your lordship sele vs a chartour. And I pray your lordship graunt it them for your owyn honour. And it is said that the brenys entend this next harwyst to brent that town and to Reveng sir Jamys is deth but onles Edmund fitz thomas butler take part with them they shall not be so hardy . Which Edmund and Richard butler bene fully accord and it is like ther wyll be variauns betux them and Pers butler aboute the bridge of the carrig. Whiche and it pleased I wold it wer brokyn to grownd for it doth no man good but much harm . and thus standith your countrees / yn doubt of good peax. How be it vndoubtid pers butler ful wel and wisly do gouern the counte of kilkeny that the people bene gretly a pleasid of his pleasble maner but honorable gouernauns is neuer like to be ther tyll your comyng ne good rule ne sure peax wherfor I pray god put yn your hert to do the best in this behalue . My honorable gode lord Ihu preserue you written in hast at waterford the eve of philip and Jacob."

by your oratour John Wise

Addressed: To my honorable good lord therll of Ormond

(39)

24 June 1498. Earl of Ormond to Earl of Kildare (draft).

P.R.O. *Anc. Corr.* S.C. 1/51/142(a).

To &ca Therll of kildare xxiiij Junii A° xiiij H viijm

"Right honourable lord and cousin I recommaunde me hertely vnto you /. And thanke you for your verey kind lettres the which at diuerse tymes I haue receved from you / And Cousin according to my writing lately sent vnto you: I sende now vnto you two seruants of myn the whiche shall shewe of my Restitucon as in all othr thinges as they shall shewe vnto you on my behalf, they will giff credence vnto you on my behalf, ye will giff credence vnto theyme and that I may finde you my good andk ind cousin in the same and in eny thinge that shall lye in me to doo that maybe to youre pleasure in I shalbe gladde to performe as to my power (*crossed out*: As knowit our lord who preserue you . Written at London right honourable lord and cousin) And cousin in suche thinges as ye wrote vnto me in: I haue shewed my mynde vnto your seruant Kent the whiche I truste hath acerteyned you by his writing / And our lord preserue you right honourable lord and cousin felicious lif long to continue."

Written at London.

(40)

27 June 1498. Earl of Ormond to Piers Butler (draft).

P.R.O. *Anc. Corr.* S.C.1/51/142(b)

"Right Welbeloued cousin I comaunde me vnto you. And soo it

is that I like as haue written vnto you lately I sende nowe into those parties seruantes of myn whiche at their commyng thider shall shewe you my mynde in diuerse thinges vnto Whome I praie you giff credence. Cousin I mervaile that ye interupt (*crossed out*: will not suffre) John Shirlok to occupie as my officer in kilkenny . considering that I haue written vnto you hertofore that I wolde in noo wise that suche officers as I have occupied (*crossed out*: have made) there shulde be chaunged without my comaundement to the contrary And therefore cousin I wol . that aswell the same John Shirlok as suche othir old officers as haue occupied heretofore may occupie their office still and not to be put out in eny wise (*crossed out*: amoved thens) ”

(41)

24 June 1498 Earl of Ormond to William White, Recorder of Waterford (draft).

P.R.O. *Anc. Corr.* S.C.1/51/142(c).

To &co William White Recorder of Waterford xxiiij^{to} die Junii Anno xiiij^{mo} H . Septimi.

“ Welbeloued . Icomaunde me vnto you. And sir I sende nowe into those parties (*crossed out* : two) seruantez of myn ./ the whiche at their commyng their shall shewe my mynde [you] Vnto whome I praie you gif credence And that I may be aunswared by theyme of suche dueties as I owe to haue there at this tyme.”

(42)

[c. 1498.] Enactments relating to Absentees etc.

P.R.O. *Chanc. Misc.* C.47/10/30.

Parchment Roll containing:—

(a) Preamble to Transmiss of Bill to be passed in the Irish Parliament, 1498, As printed in Gilbert, *National Facsimiles, Ireland* vol. III App. 8, from Pat. Eng. 13 Henry VII (see *Cal. Pat. R. Eng.* 1494-1509,) except that dating is 8 March for 28 March. Latin.

(b) Order by Henry [] to the Lieutenant, Chancellor and Treasurer of Ireland reciting that in 3 Richard II it was ordained that all Absentees were to pay to the King yearly two-thirds of the issues of their lands in Ireland for their defence etc., the exceptions allowed being persons engaged in the service of the King, and those who had license of absence under the Great Seal of England. Dated Westminster, 17 December, 10. Latin.

(c) Order to the Treasurer and Barons of the Exchequer in Ireland reciting that at the last Parliament held at Westminster it was ordained that, since many persons were withdrawing themselves from that island, all Absentees must either return to dwell on their Irish lands and defend them from the Irish or else pay for their defence two-thirds of their issues to be determined by Inquisition with a Jury. Exceptions were to be made of persons in the King's service, scholars at the Universities, and those with licence of absence under

the Great Seal of England. Tested, Ed. de Mortimerus Earl of March and Ulster, Lieutenant. Drogheda, 28 June 4 Richard II [1380].

(d) Act of Parliament, Absentees from Ireland as above. It records that it was passed on the certification of the prelates/nobles, and Commons of Ireland. See *Statute Rolls, England* 3 Richard II, c.

(e) Bull *Laudabiliter*, 1154.

For an accurate text see Theiner, *Vetera Monumenta*, p.201.

Endorsed: Actes made in Ireland [absentees (?)] dominus Ormond.

(43)

24 January [1499]. James Butler, Baron of Dunboyne, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/138.

"Right noble and myn especiall good lord and cosin y recomaund me vnto your lordshup Pleased the same to wnderstand that sythen my fadyr ys deth y am not amytted to deyll within iour town of s [nor]deyll within any other belongyng to iour lordshup but therell' of kildarr taketh all that euer doith app[artain]e onto iou in all this the land of Irland and the sam Erle haue bought of the Bermynghames suche old tyttelez as they had to the moste part of iour lands heyr in the Cownte Typerare bi reson whereoff he is mynded wndyre the kolour of that tytell that iour lordshup nedyr we your cosynges sall not haue any thing to do in this iour Natyff cowntre iff godds grace and wisdom in the sam be not had the soner / y haue writt to iour lordshup of this inconwenyents before this and y had non awnsheire // of blessed memori my said fadyr was your Senyseeall and resewour of iour said dewes and nowe y haue non autoritte of iour said lordshup ne non offiser is not spoken of heire in iour nam but, all in the said erll of kildare is nam so in brewe tym ye be lyk and iour herrs after iou to leyss all that euer that heire is beseching iour lordshup in my most herte [way] ye do kause the kings grace to writt to the said Erll kildare that he deill not with iour lywelod ne with non of iour cosynges is lywelod heire but akording the kings lawes and that hit wold pleiss iour lordshup to make me iour Senyseeill of this iour said counte Typerare and resewour of iour said dewes, inswring iour said lordshup that iff there grow any profytt ther of that but salbe ordered akording iour komandance bi godds grace who preserue iour lordshup written at kiltenan the xx day of Januar'

iour cousin at iour comandance
James butteller baron of donboin'."

Addressed: To the right noble lord Tomas Erll Ormond.

Endorsed: James person.

Notes: 1. Edmund Butler (Pierson) died between Michaelmas, 1498 (when he appeared as Sheriff of Tipperary) and the following

Easter when his son James was acting (*Memoranda Rolls*, Record Commissioner's Calendar, P.R.O. Dublin). The latter received a grant of his father's lands from the King on 22 April, 1499. Cal. P.R. Eng. 136.

(44)

28 January [1499]. [James Butler, Baron of Dunboyne] to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/52/70.

" [please you to] wnderstand that therll of kildare dois take it bewes for [as eny] of hys predecessours haw used to do in tymes passed and hit is forfait [but your lor]dship shall haue ryght grett pain to bryng the sam bewez to iour profytt out of hys [hands And if it] wold pleisse iou to send me iour sufficyent autorytte to be iour bayliff to resewe the sayd [bewes I will ans]weyre me that they profits of them shold be send iour lordshipe yerly and [also I besech] iour lordship thatt hitt wold pleisre iour lordship to make me iour sene[shall of iour] lybertye of the cowntie of Typerary as my fadyr hath the same off your [lordship] in tymes pas Not doubting but Y sall do iour lordshipe as trywe serwys as y [can] do [and may] god mersy who ys Jesus your lordship long to contynwe in. Wr[ytten at] the xxviii day of Jenuer[y]"

Mutilated.

(45)

10 March 1500. Earl of Ormond to [?] (draft).

P.R.O. *Anc. Corr.* S.C.1/60/70(a).

" [] of [.....] x Marcii A° xvo h vijmi

Right honorable lord [and cousin] I recomaunde me hertely vnto you And cousin my seruante the [berer shall shew] vnto you howe vnkindly and vntruely I [am used in] Seynt Mary Abbay concernyng [such] money [by Walter the] Abbot now deceased receyued of myn and [was] lefte in [his] Chambre at the tyme of his deth. Wherfor Cousin I praie you that ye will doo so moch for me as to demaunde and requere the seid mony in my name. And to receyue it of theyme. And therunto I gif you full auctorite by this my writing. And my said seruante shall shewe you furthre of my mynde in the same vnto whome I praie you gif credence And our lord preserue you our Cousin and it please you to take the [trouble] to recouer this money for me then my said [seruant] shall [shewe you] my [mynd] concernyng your reward for the same/”

(46)

[March 1500.] Earl of Ormond to Lord Howth. (draft).

P.R.O. *Anc. Corr.* S.C.1/60/70(b).

With lettres to the lord howthe *sub forma sequente*. My lord [I recomaund] me hertely vnto you. And my lord my seruaunt this berer [will] &ca. Wherfore my lord I praie you that ye will doo so moch []

(47)

10 March 1500. Earl of Ormond to Sir Piers Butler. (draft).

P.R.O. *Anc. Corr.* S.C.1/60/70(c).

To &c^a. sir piers Butler knight x Marrtii A° xv H vij.

" [Right honourable Cousin] I comaunde me vnto you And I (*crossed out*: soo it is that) [haue sent into] those parties my seruante John a devinshire. (*crossed out*: whom I haue []) by whome I haue sent a lettre vnto you desiring you [to give credence] vnto him on my behalf the whiche I am suer [was a grete com]fort vnto you. And now I sende into Irland my [] and seruant] this be[rer] vnto whom I praie you if he resorte [vnto you you will give him like]wise credence vnto him in such things as he shall [shewe vnto you] at [his being with you there] And god kepe you. Written [at London (?) the x da]y of marche."

(48)

10th March 1500. Earl of Ormond to [Earl of Kildare] (draft).

P.R.O. *Anc. Corr.* S.C.1/60/70 (d).

[] x^t. Marcii A° xv^o h. vii.

" Right honourable lord and cousin I comaunde me hertely vnto you and thanke you for the good kinde cousinage and love that I find in you as well concernyng my Restitucon ther as in all other my causes and matiers/. And also for the good and favourable l[ord]-sh[i]pp that ye shewe vnto my seruants at their comyng into those parties not oonly now but all times/ (*crossed out*: And my lord assure you that if ther be eny seruants of yours that shall fortune to resorte into suche parties as I am i[n] they may be as bolde on me . as of eny kynnesman ye haue lyving) Whereby I bind me my lord to doo enything that I can to your plesor for eny of y[ours] Cousin as touching the matier wherein ye wrote vnto me. that your seruant kent shoulde haue hadd cummunicacon with me on your behalf (*crossed out*: certeynly I haue seen you diurse tymes sithen. but he neuer came vnto me . nor spake woorde vnto me therof And notwithstanding my lord . as it shall please you that I may further vnderstande further of your minde for I trust to make you suche in answeere in concernyng the same as ye shal perceiue that I contynue [] preseu me thereof. Notwithstanding my seruant the berar shall shewe you my mynde therein And also the circumstance of all suche other things as I haue to do there at this tyme vnto whome I praie you giff credence in the same and that I was to haue credence with in that berar [ha]th as my seruant the berer can shewe vnto you) certeynly he hath not as yet comoned with me therin but assone as I may vnderstande your mynde therin I shall be gladd to make aunsware vnto your plesure

Also cousin (it is shewed me) I vnderstande that ther is Coyn (Quoym) and lyueray vsed nowe in the Carak Magrifyn . whiche is contrary to the old use and Custume there and they haue desire

me to be praying you cousin that a reformation may be hadd [there and]d that they may be in as good maner and they[were before]”

(49)

[March 1500] Earl of Ormond to John Alen, Dean of Dublin. (draft).

P.R.O. *Anc. Corr.* S.C.1/60/70 (e).

To &c. the Dean of dublyn

“ My right es[peciall and assured frend] I comaunde [me hertely] vnto you thankyng you for [the great peyns and] besynesse that [ye undertake (?)] for me the whiche I praie [god I stand (?) for and] I soo I trust to [the kings highnes (?)] Sir I sende nowe into those parties my seruauant Thomas B[rantyngha]m this berer for suche duties as I ought to haue [there] pr[aying] you that he may haue deliuerance therof And suche writing[s as he shall make] vnto you of the Receipte of the same . I will shalbe your warraunt and discharge in that behalfe . And if ye will haue [eny clere discharge therin (?)] I pray you make it after your owne mynde and sende it me and [I shall seale it] and sende it you agen ./. Also sir where as ye vnderstand that [ther was] certyn money of myn deliuered vnto the olde Abbot [of Seint] Mary Abbaye . and lefte in the same place at the tyme of his d[ecese the whiche] is full vnkindely and vntruely keped from me by [the abbot of] the place there . I hertely praie you to ask and dem[and the said]money of the seid abbot and the seid place / And if ye think it shalbe necessary and requisite to haue any other man[er of means (?)] for the] Recouery of the same than [be herein (?)] late m[e know your] mynd and I haue yeuen auctoritie . vnto my seid seruauant to s[ee.....] and to do euery other thing therin . as if I were [there in my] proper person.”

(50)

[c. 10 March 1500]. [John a Devonshire] to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/52/68.

“ My lord and hit plesse you to send me the lettrs thatt schall goo in to Irland as maney lettrs as hit woll plesse you to writ ther and wret in enery letter to geue credens to the berer of the sam and lat the lettrs bere date the xij day of Marche

Item a letter to my lord of Kyldare

Item a letter to ye dene of dewlyn

And to any othir man in that contre as hit plesse you

Item a letter to William Whyt Recordir off Waterford

Item a letter to perys botler

Item a letter to John Sherlocke of Kylkenney.

and also and hit plesse you to send me aney instroccyons that y schall do in that part or in aney other parts

here y haue send you a copy of ye letter that Frere Jamys hath send to John Comyn ”

(51)

16 March [between 1496 and 1505] John Comyn of Limerick to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/152.

“ Ryght noble and my moste especqall synguler good lord y recomaund me humbly vnto your lordshyp showyng the sam y consyderyng the grete stryf and sanslaghter that was like to fall abowt your prys wynys in lymeryk in eschewyng the sam and in kepyng of your possesscyon felyng the ardent malys of sertayn folkys . And hauyng the kyng ys depute ys fauour at ther wyll y hau delyuered to therill of desmond apou good borwys the to parts of the pryse wynys that cam her thys yer at a sertayn pryse apou the condycyon that yf the kyng or hys depute wold send hys stryt comaundment or sentens ayenst me tht than y wold neuyr desyr the sayd wynys nothyr the wort ther of and yf the kyng or his deputie wold send a comaundment or sentens ayenst therill of desmond tht y shold resew of the said borys the wort of the said wynes and then y to delyuer therill of desmond the to parts of the som of mone that y am bownd to pay you for the ferem of the sam pryse wynys and no mor. And wher as y send your lordshyp playn words and wrytyng of the premysys many dayes past y mervyll that ye purueyd not for the sam nor send me no lettre nor word of comfort dwryng al this year and mor . Wherfor y purpose with gods grace that ye shall hau all the veryte of thes maters with the cyrcumstans ther of mor playnlyer with in fyaw dayes . And our blesed creator preserw your lordshyp to hys plesyr. at lymeryk a sayt Patryk ys ew ”

Note: On 12 June 1498 John Comyn got the Mayor of Limerick to attest two documents, the King's license to Thomas Ormond to enter on his brother's lands 15 June 1477 and license to Thomas, Earl of Ormond, to be absent from Ireland for one year 16 Feb. 1485, (Deeds nos. 248 and 266 above). These were possibly for use in the dispute with Desmond. The latter's claim was in virtue of a royal grant 4 January 1473. No. 262 above.

On 28 July, 1505 Kildare and Ormond reached an agreement that Sir Piers Butler was to have two-thirds of the prise wines of Limerick, the other third apparently to go to Ormond. Order to this effect was sent to the Mayor of Limerick on 22 Feb. following. (Deed no. 326 above)

(52)

4th August [1500] Earl of Kildare to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/57/167.

“ Right honourabil Lord and cousin in my right herty maner I Recomaunde me vnto you And certify you I have receuid youre lettre datid the Xth day of Marche last past Wherby I perceiue that the matier wherof I wrote vnto my servant thomas kente To thentent he should have comyned with your lordship in the same As witte that matier is not comyn vnto your knowlage W[herfor my said]

seruant is greatly to blame that he hath soo lachid [to tell it un]to your lordship For that was oon of the mat[tiers which I laid hi]m moost specialy in comaundement to haue been Re[membred And how] bee it I haue nowe eftsones written vnto him for the same to haue comunicacion with youre lordship therin Aftre which tyme I pray you in goodly hast of an aunsver Vpon the which ye shall knowe furthir of my mynde in that behalve Cousin if ther bee any thing in thes parties that I may do for you or any of yours I am and sholbe redy taccomplish the same. As knowith god who ever pre-serue you to his pleaser And to youre gentille herts desire / Writin at Droghedaa the iij day of August

Your Cousin

G. of K."

(53)

c. 1500. Lands of the Earl of Ormond in Tipperary and Kilkenny. P.R.O. *State Papers, Foreign and Domestic, Henry VIII*, S.P.1/231.f.272, Cal. *Let. and Pap. H. VIII, Addenda*, I no. 147.

" My lorde of ormonde hathe yn yreland wityn ye cuntre of Teberare Clomell a markyt toune and in ye same toune he hathe a myll and hys corte with all maner priuelaggs In ye sayde toune and with In ye mylle of ye sayde toune he hath a castell ys namyd care (Cahir) ye hedde off all the baroney and all tounys tenimments iiiij mylle cumpase aboute ye sayde castell ys longyng to my lorde and within vij myle of ye sade clomell he hath a nother castell ys callede gracys castell with all the portenanse // and with in iij mylle of ye sayde collmell he hath a barony callydde balliwode and with in that barony ther ys no man hath priuellage butt my lorde // and with yn iiiij mylle of ye sayde clomell my lorde hath the castell ye wych ys callyd ye glane with all the portenanse longyng to the sayde castell and with in viij mylle of ye sayde colmell my lorde hath a toune ys callyde red pers Carycce and in the sayde toune he hath a castell with all the portenanse and with outte ye walle of ye sayde toune ther ys a hauyn and all custumis and preuelagis of ye sayde hauyn perteynyth to ye sayde Castell and the Burgesys of ye sayd toune bere a trybute to my lorde x marke a yere and in ye sayde cunte of tiburare edmonde persson and hys bretheryn hath xvij mylle off myllordys lorsyppys in ther kepyng

" Item Edmund Person hath ther vndyr hym a castell called kyl-tenan . Item the same person hath a toune ys callyd ermayle . Item the same person hath another toune callyd oterah, with a castell. Item the same Person hath a towne callyd . Fewmayn . Item a brodyr of hys hath a town and a castell ys callyd . desgralagh . Item the same person hath a castell callyd . crompe ys castell and all the grond that longys ther to Item John boteler Edmond Rychard ys sone hath a castell and a towne callyd . dorland . with all the aportenanse . Memorandum the Counte of kylkenne

" Item ther ys yn the conte of kylkenne a man' place Callyd de-

granagh and to ye same toune longs a ferre For ye wych ys payyd v Marke by ye yere . Item in ye sayd counte he hath a nother toune ys callyd rossbargon with in a j myll of ye sayde toune my lorde hath a parrysse lyssorly Item in sayd counte he hath a nother parrys Callyd Kyll cylden with all ye portenanse Item ther ys a castell callyd ye castell of Cloon ye wych redde persse hath yeuyn to hys brothers sunne Item ye same persse hath in ye sayde Cuntre a nother Castell callyd rosharlo and a toune callyd Cotterylls toune

“ Item ther ys another Castell rawtelyn In ye counte of kylkene ye wych Persse hath geue to hys harperre Item ther ys a nother Castell callyd kylkollum ye wych my lorde John of ormond gaffe to a nolde seruant of his duryng hys lyffe and nowe hath Persse putt hyme outte hath putt yn hys wyyffe ys foster faderys douter. Item ther ys a nother toune ys callyd archerystoune ye wych he hath gewe to hys leych Item ther ys a nother toune callyd ye corwalle ye wych Persse hath . Item ther ys a nother casell callyd dunfortte ye wych he hath gewyn to a horse mane of his Item ye sayd Persse hath another toune callyd Callaane with all ye portenanse this holde fader John an olde seruant of my lord ormonde schwyde to me whan he wasse In henglonde ye xv yerre of ye rayne of kynge harry vij and he schuyd to me thatt lawe of yrlonde ys yf a manne hauyng londys In that countre lett a nother manne holde hys londis lx yerre withowtte any cleyym y e lorde schall neuer hawe recouere
(on verso of second page)

boteler C

Thus merci lady helpe

sir Tybott fisuater and hys sonne sir tibott sir tibott sir edmonde and hys sonne sir Jame[s] yerll of ormond and sir Jamis yerll ormond and Jamis yerlle of ormond sir Jamis yer[le] and sir Jamis Ierlle of ormond and of Wylschere and sir John yerle of ormond and sir Thomas yerll of ormond

Sir vater had ysse sir Tybot

Note: Written between 1509 and (probably) 1515, this gives a description of the Ormond possessions as they were in the year 1499-1500. The “holde fader John” from whom it derives is probably John Alen, Dean of Dublin, d. 1506.

(54)

[] Lands of the House of St. Thomas of Acre, London in Carrickmagriffen.

B.M. Cotton, Titus B.xi.i.f.36.

Here ensueth the veray certainte of all suche landes and tenements [as] is within the towne of Karyg magriffen and the burgage of [the] same in Ireland aperteyning vnto the house of saint Tho[mas] of acre in london.

Furst there is within the said towne a messuage or anould tenement with a gardeyn adyounyng there vnto being all wast without building or occupiing this hundred yere and above whiche messe and gardein

lyeth in leinth from the stret of the said towne on the north vnto the water of the Suyr in the south side / and in brede from the Erle of ormonds manour on the est side vnto the said Erles landes in the west side

Also there is in the burgage of the said towne a vilage contayning lxx acris or lxxx at the moost which is called the chanon growe otherwise called balleneigananagh and it lyeth meryng with therle of ormonds land in the south and with londays land in the north / and with the same Erles land in the est and with oneilles land in the west
In Ormond's hand.

(55)

16 May [1501] . William White, Recorder of Waterford, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/52/63.

“After my Right humble recomendacions / And so it is that your Town of Clomell is greatly wronged and oppressed by your kynnesman Thomas Buttillers son whiche pretendith to haue the rule of your Countre adyonyng to your said town specially entending to subdue your saide Towne to the mar[che] rule / and wolde make the por Inhabitaunts to berre outyeldes that is to s[a]y that the saide inhabitaunts shulde be cont[ri]butarie with the Countre for reteyning of suche retnues as the saide Thomas is son and the Freeholders of your saide Countre wolde bring with thym vpon the Countre for thexcersing and [m]ayntenance of theire seuerall warre : and disencens which thei occupieth [oo]nly in destruction of your libertie and town forsaide and [bi] cause your saide inhabitaunts wol not apply to there wilful myndes in th[is] behalve thei dispoyle and robbe theym of theire goodes and catalles and / hauyng in [n]oo regarde the graunts and lettres patents of your right noble auncestre which your saide Inhabitaunts hath to shewe whiche shallle app[ere vn]to your lordship by this record/Wheruppon the Suffrayn Portref and comones of your saide town sendeth to your lordship at this tyme: William Dows t[h]is berer to sue for the remedye therof to your lordship / And deasireth by [the] same to haue the graunts of your right noble Fadre of blessed memori confermyd by your goode lordship . as to yeue theym suche graunts as shall be thought expedient for the relevacion of your saide Town / Whiche is brought into great ruyne and desolacion by the meanes of your saide kynnesmans and others of his affinite : And onlesse then your lordship see theym defended and remedied thei may not abide the oppresion and daily Robery of the said gentilmen / But wol avoyed out of your saide town all the chief burgesses therof . and leve your saide town vaste vnder their mysquernaunce . Whiche were grete pitie and losse . for your lordship and all your blode in tyme comyng and wolde be the distruction of your hole libertie of Ty[per]arie . Wherfor my lord it is wele doon and meritory for your lordship is conferme and graunt such things as your saide tennaunts and seruants wold haue . for the

relief and conseruacion of your s[ai]de pore town and not oonly for thauvauntages and profyete of the town But also [for] the [c]ontyn- uance of your right and title: not suffryng your saide kynnesmen by Riotous wayes and meanes to oppresse and subuerte the royall Jurisdiction of your saide libertie / as the saide William this berer shall shewe your lordship euey thing at leynthe / Almighty god preserue your noble person and worshipfull estate / At Waterford the xvjth day of May with the hande of your true seruant William White Recordour of Waterford "

Addressed: to my right honorable lord therll of Ormond

Endorsed: Wyght

Note: On 16 June, 1501, Ormond granted the town of Clonmel an inspeximus of an old grant exempting them from taxation unless they consented, and from appearing before Seneschals outside their own Liberties. W. P. Burke: *History of Clonmel*, 215.

(56)

29 June [] Portreeve and Commons of Ballygowran to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/130.

" Right honorable and our moste Singuler gode Lorde in our right humble wise we recomaund vs vnto your lordshipe pleas it the same to remembre that we by your serwaunt John Shirloke send our olde Chartre to your lordshipe to be confermyd in trust by vertu therof and by the means of your said lordshipe we might be relewed of Coyne and lewray as your fre burgeses acordynge our furst funda- cion specified in our said old chartre whiche we humbly Beseke your lordship in all godly haste possible to send to vs with a confirma- cione if it like your lordshipe And owir this it wolde pleas youe to send to your chirche of Balygauerane sum ornamentts at your pleasir wher with the dywne service in the same may be augmented vnto thonour of god and a perpetual memory of your lordshipe and of your full noble antecessers thryn buried for vndowted onles your lordshipe send vs comfort we shall not be of abilitie to do your lordshipe service vpholde the service of the said Chirche as we to your serwaunt this berer hawe showid more at large to whome we pray your good lordshipe to gywe credens in that by halwe god willinge who preserue your right honorable lordshipe in prosperous honour and corporall welfare. Written at kilkenny the xxixth day of the monethe of June

" By your ful humble seruants the portreff and comens of your Towne of Balygauerane "

Addressed: To our right honorable and right singuler good lorde Thomas le Butiller Erll Ormond this begywere

Endorsed: Ballygawane.

(57)

25 August [] William White, Recorder of Waterford, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/52/62.

“Right honourable and my most especiall goode lorde I recomaunde me vnto your lordshup with my seruice please it your lordshup to witte that I haue deliuered iiij^{li}. of your duetie of your prise wyne to sir William Garvey whiche y was owing befor and he haue receved also vii. of your annuite of Ester terme last passed. And your lordshup shall vnderstande that all maner grots passeth for iiij^d. here nowe in this Citie for ther is noo diuersite but all sorts of Irish grots ronneth for iiij^d. And greate pitie it is that ther is noon ordre sett vpon the coigne in this land for the mynts haue vtterly vndoon this land. and it shalbe nevir wele ordred. while any Mynte shalbe kept here: And as for nywes out of this land sir William canne yeue your lordshup reuelacion of euery thing / as the people be disposed here / And almighty god preserue your lordshup. to your pleasure. Att Waterford the xxv day of August.

“Your true seruant William White Recorder.”

Addressed: To the right honorable and my most especiall goode lord Therl of Ormond thies be deliuered.

(58)

23 October [] William White, Recorder of Waterford, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/44/91.

“My lorde I recomaunde me vnto your lordshup. I haue Recevid your lettre dated at Wodstocke the xxvij day of September by your seruant Richard hayes and as for suche duetie as I shulde send vnto your lordshup I send the same vnto your lordshup by sir William Garvey befor the Receipt of your saide lettre . And I haue sent your lordshup by your saide seruant v.li. of your annuyte of Mighelmesse terme last passed. Praing your lordship to send me acquittaunce for the hole annuyte of x li. of this yere last passed for the Maire and bailiffs . And also acquittaunce for me self of suche money as sir William haue deliuered your lordshup in my name for your prise Wynes your saide seruant can shewe your lordship all tydings of this parties / And god preserue your lordship. At Waterford the xxij . day of Octobre.

“your seruant William White Recorder &c.”

Addressed: To my lord of Ormond this be deliuered

Endorsed: William White.

(59)

13 November [1501] John Orum, Abbot, and the Convent of St. Mary's Abbey, Dublin to Earl of Ormond.

P.R.O. *State Papers For. and Dom. H.VIII*, S.P.1/9 f. 277. Cal. *Let. and Pap. H.VIII* vol. I (2d. ed.) no. 3583.

“Ryght honourable and abowe all others erthly especyall and most naturall goode lorde to the same we command vs humebly your sayde honourable lordeshyp sertyfyng that we recewyt your honour-

able lytter sent to vs by the handes of your serwend Thomas by the whych we concewyt why that we whych were to your lordeshype had in truste shuld so inkyndly as is reportyt to defraude youre lordeshype of such goddes as is sayd put in my worshypfull fadyr in god and predecours kepyng / to the soule of whom I besech the lorde omnipotent to be mercyfull . My lorde we your humeble and trew oratours besechet that ye wold not admytt vpon vs such bakly surmysinge of inkyndnes in that behalf / . in so moch that I take in concyence betux me and hye Juge in the day of Jugement / and also hath examnyt my brethern pryvay and oppyn in the moste solemnyst and streytst wyse that I coud that we ne none of vs knew nor had consayll othyr parte in conselyng or in puttyng a wey the sayd goodes nethyr [on] the same day of my worshypfull forsayd faders dysces when I spake with hym newer knewe nethyre to me shewyt he therof one worde of my concyence and as I am trew preste and crysten man : except iiij nobles that same day of hys dysces recewyt by one brothyr of ours of Wyllam Bermyngham of Luske your recewour to the whych sum we offer vs covntable when so ewer it lyke your lordeshype to call ther vpon not wyth standyng all this we besechet your lordeshyp of your goode and gracious benyuolence and gret fawour that ye wold be to vs as goode and fauorable as your aunceatours have be to oure place in tyme passet . We contynuely abydyng your trewe Oratours and lowers that ye wold wytysaf for the lowe of all myghty god and of our lady and for our honorable and especyall gode lorde your fadres soule whos remembrance be on euerlastyng rest . to sen your lytters to the worshypfull lorde Dene of the worshypfull College of Saynct Patryck of Dulyng that he shuld wythdrawe the suete done vpon vs in your name and in that behalf puttyng oure house to grete and chargeous costys and hendrance besyde all othyr . And we shall endewour oure self and do oure diligence yf in enny maner of wey we may cum by the sayd gode and thereof to sen your lordeshyp wryttinge by gode grace . Whych be your lordeshyp to hys syngulere pleasyre in body and soule euer preserwyng Wryttyn at saynct Mary Abbay by Dulyng the xiiij day of Nouember of the yere instant

“ Your humeble and trew Oratours

John Orum Abbot of Saynct Mary Abbay by Dulyng and Conuent of the same.”

Addressed: To the moste honourable and especyall good and naturell lorde Syr Thomas of Ormond be it delyueryt

Endorsed: saynt Mary Abbay of Dewelyn

(60)

16 Nov. 1501. Earl of Ormond to John Alen, Dean of Dublin. (draft).

P.R.O. *Anc. Corr.* S.C.1/51/139.

To &c. the Deane of Dublyne xvj^m die Nouembris Anno xvij^m Hi

“ Right worshipfull and myn especyall assured Frende I recom-

maund me vnto you And sid I can not giff you the veray condigne thanks that I owe to doo for the greate kyndeness that I finde contynually in you / of me at altymes vnderued. And sir I haue receiued youre lettre wherby I perceiue your good mynde in sondry waies . And sir as touching the demeanure and ordering of my prise wyne I see yet no further remedy . but remitte it vnto your discrecion to doo the beste therein that ye can: And nowe assone as good season of passage shall come in I entende to sende into (*sic*) those parties my seruauntes John a Devynshire and some othre / the whiche shall shewe you my mynde / aswell in that behalf as of Dunnamor and other things // Also sir as touching the matier of Seynt Mary Abbey / Wher as thabbot showit that he hathe sent a massynger vnto me for a Composicon in that mater / Certeynly it is not soo for I neuer herde of noon suche massynger / but onoly a lettre sent me of noon effecte to my entent and if I hadde yet I wolde not haue dealed with him therin but remitted it vnto you / and to be ordered (*crossed out*: as my lord Chaunceler) as the lawe there (*crossed out*: as ye will have me for I wold haue right / and the abbe hadde right / and therefoore orde euery thing after your own good discrecion) will ruele me . for I wold that right shulde be truely ministred betwene thabbey and me according to Justice and none otherwise."

(61)

1 February 1502. Earl of Ormond to Earl of Kildare (draft).
P.R.O. *Anc. Corr.* S.C.1/51/143(a).

"Right honourable lord and Cousin I recomaunde me hertly vnto you and thanke youre lordshype for the very good kindnesse that I finde in youe and for the good lordshipe that ye shewe vnto my seruants at their cumyng there And Cousin as touching suche communicacon as hathe been betweene you and me concernyng George Selenger certeynly as ye [say] I have keped him at large but nowe he passeth soo into yeres that I can not assure my silf (*crossed out*: of hym) of the same cotynuaunce but that he may fortune to dispose and orde him silf after his owne mynde . Wherefore Cousin I praie you that I may vnderstande the determinacon of your mynde herein either by my seruaunt John a Devynshire this berer / or by some suche othre as shall please you . and I shalbe gladde to endeavour my silf vnto the same (*crossed out*: preferre it to the beste to thuttermost of my power as ferre as I can) and in eny othre thinge wherein I may doo you pleaser in thiese parties surly I shalbe gladde to perform it to thuttermoste of my power. And that it will please you to giff credence to my seid seruaunt in such thinges as he shall shewe vnto you on my behalf .And god preserue you in moche honour long to contynue . Written at London the first day of Februyere "

(62)

1 February 1502. Earl of Ormond to John Alen, Dean of Dublin (draft).

P.R.O. *Anc. Corr.* S.C.1/51/143 (b).

Anno ut supra

To &ca. the Deane of Dublyne

“ Right worshipfull Frende [1] commaunde me hertely vnto you And I thanke you the contynuell payne and besynesse that ye take for me on my parte vnderstrued . but I trust to amend it . And sir I sende nowe into those parties my seruante John a Devynshire vnto whome I pray you giff credence in suche thinges as he shall shewe vnto you on my behalf / And that suche duties as I owe to haue there may be deliuered vnto him and suche discharge as he shall giff you for the same shalbe your sufficient discharge . And also where as thabbot of Seynt Mary abbey shewit that he was in communicacon at a Composicon and agreamente with me for suche money of myn as was lefte in the place ther at the decesse of theolde abbot certeynly like as I wrote vnto you. I neuer was nor yet am in such comunicacon with him. Wherefore I pray you to doo the beste that ye can therein . And that I may haue aunsware frome you howe that mater resteth. And our lord kepe you . Written at London.”

(63)

1 February 1502. Earl of Ormond to Sir Piers Butler. (draft).

P.R.O. *Anc. Corr.* S.C.1/51/143 (c).

Anno ut supra

To &c. sir piers Butler

“ Right welbeloued Cousin I commaunde me vnto you and sende nowe into those parties my seruante John a Devynshire this berar. vnto whome I praie you giff credence in suche things as he shall shewe vnto you on my behalf /. And gode kepe you. / At London.”

(64)

1 February 1502. Earl of Ormond to William White, Recorder of Waterford (draft)

P.R.O. *Anc. Corr.* S.C.1/51/143 (d).

To &c. William White, Recorder of Waterford

“ Right welbeloued I recommaunde me vnto you And sir I sende nowe vnto you my seruante John a devynshire / desiring you that suche duties as I owe to haue there may be deliuered vnto him vpon suche discharge. as he shall deliuer you : like as ye haue doon in tyme passed. And that ye wilbe credence vnto him in suche thinges as he shall shewe vnto you on my behalf /. At London the [] daie of []”

(65)

1 February 1502. Earl of Ormond to John Sherlock of Kilkenny (draft).

P.R.O. *Anc. Corr.* S.C.1/51/143 (e).

Note of letter identical with 64 for John Shurlok of Kilkenny.

(66)

10 May [1502]. John Alen, Dean of Dublin, to Earl of Ormond.
P.R.O. *Anc. Corr.* S.C.1/51/126.

"My lorde after all due recomandacion it is so that as for your money which rested in keping with the abbot that was of Saint Marie Abbay besids dyvelyn on whos soule god haue mercy accordyng as I haue writtyn vnto your lordship befor this tyme it cannot be hadde of the abbot that now is /how be it I haue made a grete instance and sute vnto hym for as it was possible vnto me aswele in the behalfe of your said lordship as in myn own. And yet it cannot preuayle here for which cause I haue sued the saide abbot in the Chauncery and courte of conscience in your behalfe vnto a iugement and because I myght haue no iugement in the Chauncery and courte of conscience I haue sued the saide Abbot in your behalfe befor my lorde the kinges depute of this land and the kinges counsell of the same in the mooste effectuous maner by thadvice of the best larned counsell in the kinges lawe that I moght get here. Notwithstanding I canne haue no iugement here as yit therfor my lorde to thentent that your lordship the sounere sholde opteyn your iugement in this matier here and so to anere your saide money I haue send the hole processe with all the holle circumstaunce of the same vnto your lordship by this berrere. Wheruppon myn aduise and counsell is vnto your lordship that ye commyn with your larned counsell spirituall and temporall and yf the gyve youe gode comfort their make your labore to haue there opponions in wrttyng certified into this land vnder sume autentike seale vnto my lorde depute and the kinges counsell certifying the same. And then I trust by gods grace ye shall haue your iugement in the premisses. And yf your lordship take not this way I se not in this matier that ye be lyke to haue any recouerie here. Also I haue accompted with your seruaut John devinshire to whom by youre lettres ye gaue ful auctorite of all youre Maynours within the Countees of dyvelyn and Mith fro the vigile of the Annunciacion of oure lady the xv yere of king Henery the vij th vnto the vigile of the Annunciatin the xvij yere of the saide kynges reigne of the issues and profites of the same and of the profites of the prise wyne duryng the saide season the which amounteth to the sume of lxix li xvj s. viij d. of the whiche summe is allowed viij li. viij s. viij d. of the which your saide seruaut as gyvyn vnto me in your name acquittance as in a boke of the particulers of the same remaynyng with your saide seruaut more playnere it doth appere. And I shall do my parte here in the mean season by the grace of god who preserue youre lordship written at dyvelyn the x day of May

By your prest and oratour

J a. dean of dyuelyn."

Addressed: Vnto his right honorable lord my lord of Ormond.

Endorsed: den of develyn

(67)

1 August 1502, Grant by Earl of Ormond to David Dobbyn of Thomastown.

P.R.O. *Anc. Deeds Chancery*, C.146/ C.250; *Cal. Cat. Anc. Deeds* vol. I.

Indenture made August 1, 18 Henry VII between Thomas, Earl of Ormond and David Dobbyne, merchant of Thomastowne. He makes demise of one tenement and one garden in Thomastowne, lying west and east between Fystere's tenement and the King's highway of the town and north and south from Fyrster's tenement to Dobbyn's own, the garden lying beside the great bridge of the town. Term 49 years at 2/- of good and usual money payable half-yearly, with services to the chief lord. Tenant is to keep the premisses "strong styff and staunche" and the Earl is defend him and his heirs from all men. Parts of the indenture to be exchanged.

Dobbyn's seal "et nolo mov."

Endorsed: Certeyn lands letten to David Dobbyn in Thomaston in Irland. *Latin*.

(68)

[30 January 1504]. Earl of Ormond to [?]. (draft)

P.R.O. S.C.1/51/144 (a).

Credence for John a Devinschire, who will deliver his commandments.

Mutilated.

(69)

[30 January 1504]. Earl of Ormond to Earl of Kildare. (draft)

P.R.O. *Anc. Corr.* S.C.1/51/144 (b).

To[our ry]ght honorab[y]ll Cosin therll of [kildare depute lieut]-/ enaunt of Irland

(rest obliterated : a brief letter of not more than three lines which almost certainly contained a credence for John a Devinschire.)

(70)

30 January 1504. Earl of Ormond to John Sherlock of Kilkenny (draft)

P.R.O. *Anc. Corr.* S.C.1/51/144 (c).

To &c. John Sherlok of Kilkenny xxx th die Januarij Anno h vijth decimo Nono

" Welbeloued I greate you weell and as I haue byn acostomed to doo heretofor I send now vnto you my seruand John a devinschyre praying you that I may be answerd by hym of all such dueties as I ought haue ther and that ye gyffe credence vnto him of such thyngs he shall shew vnto you of and god kepe you."

(71)

3 February 1504. Earl of Ormond to John Comyn of Limerick. (draft)

P.R.O. *Anc. Corr.* S.C. 1/51/144 (d).

To &c. John Comyn of lemeryk

"Welbeloued and so it is that I send my seruand John a devinshire now in to those parties the whiche shall resort vnto you desiring you that suche dueties as I ought to haue of you may be delyuered vnto hym with out feyle and his aquetaunce shall be your suffiaunt discharge in that behalue. At London iij day of February the xix yere of the Reign of kyng henry the vij th."

(72)

6 February 1504. Earl of Ormond to Earl of Kildare. (draft)

P.R.O. *Anc. Corr.* S.C.1/51/144 (e).

To &c. the Earl of Kyldare deputie lieutenaunte of Ireland

[] vj daie of Februaire Anno h vij th decimo Nono

"[Ryght honorable] lorde and Cousin in as her[te wise as] I can I recomaund [me vnto you . I h]aue receyued your ky[nnes]mans loving lettre Who by sun[dry] meanes hath informed me] that ye appoynted with Justice T[o]ppcliffe that he shoulde comyn and [aduse] me in [th]at that your lordshipp and I haue comyned in B[efore] [bu]t hidertowards the seid Toppliff hathe had noo communicacon [] with] me whith my cou[sin] [] he is rigged to c[]] hath non auctorite to conclude []] conferme you fur[ther]]"

(73)

17 May [1504] Earl of Kildare to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C. 1/51/165.

"Right honourable lord and Cousin in my herty maner I recomaund me vnto you Praying you the rather at this myn instance to be good and favourable lord vnto my son in lawe sir Piers Butler in his desires touching your graunt vnto him of suche your lands in this Contray as he shall labour for vnto you. And ye soo dooine I shall gladly yeue him the ayde and assistaunce I can in geting the said lands owt of the possession of them which occupie the same without your license aswell in Woghteryn as elswher And thus Fare ye as well as your hert may devise Written at my mannour of Maynoth the xvijth day of May

your loving Cousin,

G of K "

Addressed: To myn especiall godd lord my lord of Ormond

Note: on 13 April 1504 Sir Piers Butler reached an agreement with the Earl of Kildare that if he should buy from the Earl of Ormond the whole or a part of his interests in Ireland he would give to the Earl of Kildare in satisfaction of his present receipt of two-thirds of the profits under the statute of absentees a half of the revenues he would derive from the lands. (Deed no. 319 vol. III of this Calendar). This letter was evidently designed to further the transaction.

(74)

24 December 1505. Grant by the Earl of Ormond to Sir Piers Butler.

P.R.O. *Anc. Deeds Chanc.* C.146/ C.4700 *Cal. Cat. Anc. Deeds*, vol. VI.

This Indenture made the xxiiijth day of december the xxjth yere of the reigne of king henry the vijth Betwen Thomas Erle of Ormonde on that one parte and sir peris Butiller knyght and cousin vnto the saiede Erle on that other parte witneseth that the saiede Erle for the singuler fauour affection and cosyngage that he hath vnto the saide sir pieris hath by thies presentes yeuen granted and confermed vnto the saide sir pieris the manoir of Cloncorrey with all thappurtenancs and all maner landes rents seruics reuercions and manoures with thappurtenancs and all other casualtees and proufits belongyng and appertenynge to the same in Oughteryn or in any other place. To haue and to hold the saide Manoir of Cloncorrey with thappurtenancs and all other maner landes Rents seruics reuercions and manoirs with thappurtenauncs and all other casualtees and proufuts belongyng and apperteignyng to the same as aforesaide to the saide Sir Pieris and his heirs males of his body lewefully begotten. And also the saide Erlee by thies presentes doo yeue graunt and conferme vnto the saide sir pieris all maner lands rents seruics reuercions and manoirs with thappurtenancs and all maner other casaltees and proufits to the saide Erl appurteignyng in Oughtrard and Castellwarny with thappurtenancs. To haue and to holde the saide landes rents seruics reuercions and manoures with thappurtenancs and all maner other casualtees and proufits therunto belongyng and apperteignyng as aforesaid to the said sir pieris and his heirs males of his body lawefully begotten Yewyng and paying vnto the saide E[rle . . . d]ewes for the same

(75)

17 September [before 1506]. John Alen, Dean of Dublin, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C. 1/51/127.

Ihs

“ After all due recommendacion pleased your lordship to be assertet/that y haue schewet your letter of discharge to Edmund Goldyn for your maner of Blakecastell and lordship of donamore . And netherlesse he occupieth as he didde befor . And more vnprofitable for your aduale for by hys ovne auctorite he warne your tenaunts out of there fermes and taketh the revenues of your mylle and maketh myller and all other officers. And in defawte of due reparacions he hath lette downe your maner of Blakecastell. And gyffe he may contynue vndyr that forme he is like to make moche of your lordshipp wast wherfor y pray your lordship send me worde howe y shalbe demaundet in the premysses . Myn aduice is that ye schold write a letter to my lord depute that he wold calle

Goldyn and me befor hym and see a due mene that your manour be duely reparaet and your sayd lordschipp sette for your moste advale &c Also y beseke your seyde lordschipp to be gode and gracios lord to patrik more my pore kynnesmane berrer of this bille . And specialy for a certeyn dute that the priour of thikeford and convent owet vnto hym. And he schalle pray for your gode prosperite to almyghty god who haue your seyde lordschipp euer in honour and prosperite Amen. Wryten atte dyuelyn the xvij day of September

By your prest and dayley orator
J. Aleyn dean of dyuelyn."

Addressed: To his most especiall full gode lord therle of Ormond be this delyueret.

Endorsed: den of deuelyn.

(76)

1 August [. . .]. Edmond Golding to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/58/66.

" Affir all du recomandacion /in the moste humlist wyse that I can I recomraund me vnto [your lordship beseching that you will let]me haue to ferme the Mill of the Blake castell For xxte yere hauyng clere [. . . years and after that I will] bere to you or your assignis iiij li. by the yere hit will please me to take hit and to /build and repaire it as well as] ony mill in Irland and soo leve hit and that will cost me xl li. and litill [profit to be gained of the same for] witheyn a[myle in compass of hit sum of the Abote of the Navants and of [. 's tenants have their own mills but] the contrethe ys so porely decayed that there ys no grist to serue iij of them y bilded [and repaired this mill when I had it from]my lord of kildare and your Cosyn Sir Jamys and hit cost me xl li. Sir J[amys put a] kaytoff into hit and distruyd hit and all the paroche—ye pass not my lord viij p[ersons for your tenants in the same and] the resedu of the paroche ys the lord of howthe ys and Birfforthe ys s[o that I cannot raise above] vj marke in the paroche myself of Freholders and I can not get i pene owt of [. and I have put much money of my]owne in to hit for love of the Tethes for y haue all the tethis of the pa[roche of from the Abbot] of Seynt Thomas corte your lordshippe vndirstondithe that y will doo [my best to have the lands] occupyd and tilled for myn own advantage for love of the tethis [and I will furnish them] all withe my cattell boithe off Oxen and plow horses and of melche [cows and as for the tenants I will] ese them of ther rentis as well as othir thyngis they be but poore key[pers ? so that to raise] xl marks of Rente within amyle and di. of that lordshippe hit was to[great a task for me for] the contrethe is all nowtys and gon the berer of this can show your lordshi[p to whom you can give credence .And it] please your lordshippe to let me haue the ferme off Donamore and [Blackcastle and your mill]

there y will bere you the vttir must pene that may be gote of r[ent and as for I trust] that your lordshippe wild geue me that for my labor. And I wildo the best [service for you as I do for my^r lord Depute for my fee ayere for I ham his styward of hovshold thowighe S[aint knows what it]wer to me to be your seruante yeff ye wer in Irland to deffend me. All my a [.]yet and my fathyr was seruante to my lord your fathir and lovid hym betti[r than any other that] he had in the world. and he herd neyr speke of hym but he wild wepe [and would say he never went] from his manour to deuelyn but he wild see hym at Seynt Mare [Abbey by Dublin and on]Seynt Bartholmeus Day the wiche ys your fathir ys mind kepte he[re at and it]wer kepte all the whylie that euyr y know hym and yet was ther [.]. And this he occupyid whylis he myghte ryde and when he my[ght not he would pray for him? And] your fathir had the ward and mareage of my fathir by the R[eward of and he] mareid hym to the lord of Badlowstoune ys downtir and he had jc [pounds from the same] to doo withe but what hit pleasd hym and x li. of fee whylis his [. and to be faithful] to him to love him and to do hym seruice.

My lord as y here sey ye be [very goode and gracious lord unto] othir parsons y pray you be my goode lorde and ye shall haue my seruice [. there are none in] the shere that y dwell in that rydithe in a sadill dayly butt the B[aron of and there are few]more that werithe gowne and dublet in the shere of Mithe but my l[ord of and Sir William.] darce off platen And y my lord I ham an Englishe man. I pray you [to defend and me or]then shall cum a horse man and a galloglaghe in my stede [and settle in your lands]dowt ye hit not. Y pray you be goode lord to my son in lawe Patrike Fyn[glas] the wiche byn boithe in Lyncollis In at corte ther awnseteris haue [regard to his suits unto you]and he will do you or sum of youris seruice hereafter I pray you be goode lorde vnto m[e and unto all your friends in] the Englishe Pale of Irland that ys your pleasure to haue . Wrete to m[e that you will do as you did unto]me when y departid from you at Salisbere and ye gaue your [lease of Donamore ? and your] mill of the blak castell to me by the yere that ys to sey xx s. [but entered into the same and I] strove abowt hit awhylis and at the last y let hym haue hit. [therefore I beseech you] to let me haue it ageyne with all the hoole proffit and fee he h[ad for the same and you will not be] trobelid with the complaynts off the poore people for the hoole lordship [was destroyed ?] Y, my lord, for all the proffytys haue by you but by cause y haue [the tithes and the rent] off the tethys that y haue ys more proffetablys to me then ys the [lands and mill paying rent to the] depute and to you // And what hit please your lordshipp to doo there yn [send me word of it be the]berer here off. Wreten in

Drogheda the First day off August anno Regni Regis [henrici septimi ?]

By your loue and Seruante

[Edmond Golding]."

Addressed: To the Right honorable and worshippingfull lorde my lorde Ormonde

Endorsed: Edmond goldyng

(77)

7 August [between 1504 and 1511] Margaret A[]ell to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/129.

"With al my [due regards] I comaunde me vnto your lordshipe ye schall v[nderstand] that I send your [ren]t by Mayo Tyrre seruand vnto baron kent and I send also to your lordshipe a Freshe Bedd with vj good pyllis in the same and wheth[er] this [was] deliuerd vnto you [or no] I can[not] vnderstand but I think no but [yf] hit pleas you [to] certeffy the priour of the Frers Prechurs of drogheda berer of this wrytyng he [will] showe me the truthe my Fader was your seruand and hade y[our love and the rewar]d [of the la]nds of the blak Castell duryng his lyff And I were [a

] I should se your lordshipe yif I knowe you had received thies [thyngs I shall cau]se my housband to send you a better pleasure by the grace of [god] who kepe you Written in drogheda the vij day of August

By your loue Margaret A[]ell doghter vnto John A d.e.f...y.. of the blakcastell And wif to Ric[hard Goldyng (?)] "

(78)

23 January [before 1506] John Alen, Dean of Dublin to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/44/84.

"My ful gode and gracious lord after alle due recommendacion pleased your seide lordschip to be asserted that / y was in festo sancti mauri abbatis last passet / and kepte a courte in your name atte your lordschippis of Turvy and Russe and your towne of Rusche is fallen gretely in decay and many tenementes therin voide and summe ben ruynose and ben occupyet with pore peple be cause that the sayd towne haue ben holden most by seemen and fisheres and they haue no hauen to more ther pykardys ne botes nether to kepe them from the tempest and stormes of the see but atte [othe]r havenes and vpon other lordschippys in ferre compasse from them. Wherevpon my lord alle your tenauntes hath desiret / me that y shuld schewe vnto your lordship howe there is a conveneient place for a haven with inne halfe a myle and lasse to your sayd towne of Russe .and they hath begon and hath done costs and

laboris therevpon and nowe they waxeth wery and thynketh they be not able without helpe of your lordschip to performe hit to there purpose and truely y haue confortet them to contynue and see (cease) not of there worke. In so moche as they hath chosen two wardenesse to ben owerschers of the werke and I haue causet them to caste a subsidy vpon them selve and they prefereth giff hit wold please your lordship to giff them xx marc' thei wold make the sayd haven withyn ij yere or lesse or ellys thei wylbe bounde to pay your xx marc' agayn . Truely my lord I haue conuenet with marchaundes and shippmen and they telleth me giffe that hauen Where made your sayd town shuld prosper and encrese to your advayle and your heyres for thei seith and hit be performet as hit is begon a schippe of v[j] or vij^{xx} t[unnes] may loge saffe therin for alle maner Wederes And almighty Ihus preserue your lordschip euer in honour and prosperite. Written atte dyuelyn the xxii] day of Ianuare ./

By your prest and bedman I. A. dean of dyuelyn."

Addressed : To his full gode and gracious lord Therle of Ormond be this bille delyueret &c.

Endorsed: den of diuelyn

(79)

[] John Bathe to [Earl of Ormond].

P.R.O. *State Papers, For. & Dom. H. VIII*, S.P.1/231 f.88. *Cal. Let. and Pap. H. VIII, Addenda* vol. I no. 58.

" Right honourable and my gode and naturall lord I in my most lowli maner commaund me vn to your honourable lordship besechyng your lordship in my most humble wysse that it wold pleas your lordship in consideracon of the true mynd and faithfull seruice wiche al myn aun[c]estres hath don to your lordship and to your noble auncestres and duryng my liff [] and for as muche as your manour of Turvy is void by the deth of cu[sak]e your fermour and not yet set that y may haue the said manour and othyr parcellis [which] the said cusake had and occupied payng ther for yerli as moche as cusake payed for it so that y may dispend of yerli rent xl marc' and mo and I haue no dwellyn place and iff it lyke your said lordship that y may haue the said manour and parcellis paying therfor as cusake pays for terme of iij^{xx} yeris y shall bild hit and dress it that you and your heyres shalbe well pleased and contenteyt with me if god will wiche preserue your noble estat

your seruant and oratour."

John Bathe.

(80)

19 June 1507. Grant by the Earl of Ormond to Thomas Kent of the Stewardship of Rush, etc.

P.R.O. *Anc. Deeds Chanc. C.* 146/C. 9268.

This endenture made the xix day of June the xxij^{ti} yere of the Reign of kyng Henry the vijth bitewene the Right noble lord Thomas Erle of Ormond on the one partie And Thomas Kent Gentleman on that other partie witnesseth that the seid Erle by thes presents hath geuen and graunted vnto the seid thomas the offices of Receyvour and Stywardshipe of and in all his manoures and lordshippis of Rushe Turvy Balscadan Donamore and Blakcastell with all theire appurtenauncez and of all other his lands and tenementes rentes and seruices with all other comodities to the seid Erle belongyng or apperteynyng as well within the Counte of Mith as in the Countie of Dublin in the land of yrland to haue occupie and exercise the seid offices to the seid Thomas kent duryng his lyfe with all maner fees vnto the seid offices of old tyme belongyng or apperteynyng vppon condicion folowyng that is to sey that the seid Thomas yerely duryng the terme aforesaid well and truely gedre and leve all maner rents issues prise wynez in the Citie of Dublin and in the towne of Drogheda hede fisses profits and all other Revenus of all the seid lordshippis maneres landes tenementes and other premisses vnto the seid Erle in eny wyse due pertetynyng or belongyng And yerely duryng the seid terme trew accompt contentacon and paiement of the premisses make vnto the seid Erle his heyres or assignes in the fest of Seynt James the apostell in the Cathedrall Chirche of Poules in london atte Rode atte northe dorre in the seid Chirche bitwen the houris of ix and xj of the cloke be for none in the day of the seid fest of the seid rents issues profits and reuenus as is aforesaid after this rate ensuyng that is to sey for euery xxi^s. of Irishe money to pay xiiij.s.iiij^d in englishe money And the seid Erle is content to alow euery yere vnto the seid Thomas for his costs for conveyanz of the seid rents out of Irland vnto the seid Chirche of Poules as is aforsaid vj marke Irishe money Moreouer the seid Erle by thes presents grauntith vnto the seid Thomas Kent autorite and power to make graunts and leses in the name of the seid Erle of all the seid Manours lordshippis landes and tenementes rentes and seruics except the Manour of Turwy by the seid Erle befor the date of thes presents not letten nor graunted for terme of yerz so that he graunt nor let non of the premisses above the terme of xxi^{ti} yers yelding yerely vnto the seid Erle his heyres or assignes all suche rents customes and seruics as hath be therfor vsed to be payed susteyned or borne of or oute of eny of the seid lordshippis manoures landes tenementes and eny other of the premisses that by the seid Thomas Kent shall to eny person or persons be letten or graunted And in like wyse that the lessees of eny of the premisses to repaire mainten and kepe the reparacion of the howses and all other bildyngs wallis and millis so by hym to be letten with oute wast or destrucon don in them or eny of them duryng the tyme of there leses. Provided alway that if the seid Thomas Kent faile in makyng accompt or in paiement or paye not the rents fermes issues profitts and Reuenus in forme aforeseid appoynted

and lymited vnto the seid Erle his heyres or assignes, within the space of iiij monthes after the fest of Seynt James aforseid or if the seid Thomas kent make eny lese of the premisses or eny percell of them otherwyse or in any other maner or forme than is be fore expressid that then this present graunt of the officcez aforseid with all the fees profites and rewards vnto the forseid offices or vnto eny of them belongyng or apperteynyng be vtterly void and of non effect In witnesse wherof the parties aforseid the day and yere be fore rehersed to thies presents there Seales enterchaungeably haue sett.

Endorsed: Thomas Kent.

Seal gone.

(81)

7 April [1508]. Sir Thomas Kent, Chief Baron of the Exchequer, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/46/253.

“After all due and humble recomendacon please it your lordship to be assured how my lord kildare depute lieutenant of Irland haw send his welbelowed Sonne lord Gerrot and the deane of Seint patriks Chirche of the Citie of diuelin messyngers at this tyme to the kings grace of England with certain lettres and Instruccionen censerynge the Comen wel of this lande of Irland . and yeff ther desire may be opteyned it wolbe great Releyff for the said land an in especiall for the Citie of Diuelin and the town of drogheda which be Right Sore decayed to the which y beseche your lordship to geiue youre gode advise and Consaill to the expedicon of the same . Also my said lord haw gewen at this tyme Sufficient auctorite to the Baron of Slane and to the said deane to conclude the marriage with your lordship betwix my said lords doghtir and maister Sellenger your doghtir ys Sonne which haw be longe delaied. and I fere ther wilbe none Impediment but that your lordship wold desire to muche goods which my said lord of kildare may not spare consideringe his great Charges within this land as well in manyfold byldyngs and Reparaciones as in daily warre in the defence of the kyngs Subiects here . Also your lordship hoght to consider where as he Recewith now yerly by reason of the kings auctorite the two partes of your prise wynes aswell as of your lands with othir Caseltes within this land. yeff the said marriage be concluded so as this said Sellynger Come and Continue in this land my said lord shall lose the two partes of all theauntages aforseid which wol amount to .a right muche Somme in fewe yeres . and overe this he muste doo muche Cost and Charges to obtaigne your Rights and to Suffre muche Evill will and disthanks as well of his kynnysmen as of othirs Straungers. also he shall lose the lowe and gode will of Sir piers Butler and his wyff by reison of the said marriage. thes causes with diuers othires consideraciones wel remembred and pondred. shalbe to your lordship and to the said maister Sellenger asmuche aduauntage as to receyve athousny marc’ in marriage of

othires . Therfor my lord the premissis considered desire but reasonable goods yeff ye thinke to conclude the said marriage and I trust your mynde shall be reasonable satisfied to your pleasure as the saide deane shall Shew your lordship in at leynt to whom y besech yew to yewe Right gode Credens for he is in great trust and fauour with my said lord of kildare and he is a neyyr kynnesman of myn and y besech your lordship to make hym god Chere that he may Report accordynge at his Comynge home. and what seruice I Can or may do to your pleasour shall be at your commaundement god willinge .a who preserue your lordship. at drogheda the vijth day of Aprill.

By your seruant.

Thomas Kent."

Addressed: To the Right honorable and his singler gode lord Therle of Ormond

Endorsed: Sir t. kent

(82)

19th June [between 1507 and 1511] Edmond Golding to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.I/58/65.

" My [r]yght honorable lord with all my due reuerance I com-
 aund me vnto your lordschipe asserting the same [that I haue]
 receiued your letter by John o dewnshyre. And wher ye wrytt vnto
 me [concernyng your my]ll of blakcastell hit is so as I haue
 certified your lordship be for [that at my last] cumyng ouersee I
 found the said myll downe and then I repayred hit that[]
 for a whill but surly hit quytt neuer the coste of hitself . And
 nowe of late your lordshipe promysed me a lese therof for the terme
 of xx yer / with certeyn yeres fre for the reparaacon of the same
 I billed hit upe out of the ground with all maner things necessary
 to eny myll trustyng verely that your lordshipe wold hawe gevyn
 me x yeres fre for the bildyng this considered I besech your lordship
 to seall endentur of the said lese for xx yeres with as many yeres
 fre as please your lordshipe whiche I trust your lordshipe will lymyt
 to x yeres at the leste and if hit pleas you to let me haue the
 remanant of the terme for xx s. a yere I doit not but I schall
 reuarde your lordshipe in suche wise yerly that ye schalbe pleased .
 And as for your lordshipe of donamore I schall yeld you as moch
 rent ther owt yerly as hit may be sete for and that by the ouer
 sight of the baron kent for my parcell therof be vnset or waste not
 in defaute I trust ye wold not desyre to charge me ther with / hit
 shold be as gret losts to me to lose the teth as to you to lose the rent
 my son shall awayte vpon your lordshipe at london to performe
 the said endentures in my behalt to whome I besech your lordship
 to be Faurable lord And if I haue eny thing in this lond that may
 please you hit shalbe at your comandment by godds grace who
 have you euer in his blessed tuycon At drogheda the xix day of

Juyn I pray your lordshipe take credence to John O dewnshyre for he knows all my mynd

by your Faythfull seruant to his Pouer
Edmond Goldyng."

Addressed: To the ryght honorable and myn especyall god lord the erle of Ormond.

Endorsed: golyng.

(83)

24th June [between 1507 and 1511]. Sir Thomas Kent to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C. 1/51/188.

"After all due and humble recommendacon please it your lordship to be asserted that I haw receyved your lettre dated at london the vijth day of Februarii last past by the hands of your seruant John O downshire whereoff I right hertly thank your said lordship of your kinde and lewing writinge to me and as touching your price wyne I haue contented and paied your said seruant for a tonne of Gascon wyne as for another pipe my sister hath contented your said seruant he can shew you how as for swete wyne I can receyve no price in divelin nothir in drogheda by craft and colour of the merchaunts of the same as I haw writen to your said lordship befor this tyme which terne the king and you to moche losts Yeff hit wol please you to take the labour vpon you to comyn with your lerned Consaill ther and then to Comyn with the kings Iuges and haw ther oppinionys and thei to sertiffy the kings depute here too how prise wyne shold be taken then I trust all things shall be ordred to your pleaser and myn advise is vnto you so to do in all hast and in the meane tyme I shall cause a serche to be made in the kings records here and where ye writeth to me to deliuer your seruant John O devinshire such receipts as be due vnto you here by reason of the thrid parte of your lands at your aduantage my lord I can not so doo for ye knowith right well ther is no sterling money currant in theis parties. I most make shyft for you by othir meanes and I shall do what beth in me to content you in hast and yeff ye be not contented by your daye I besече you take no dissplesure ye shalbe paied as hasty as I can shyft for you your tenants be evill paiers and also this iis an evill yere in this land for wares was neuer so dere by my tyme to gette any gayn vrom them. there for I besech your lordship to take a tollerans and as for my cousin Edmond Goldyng he hath writtin is mynd to you by your said seruant at this tyme and yeff ther be any seruise in thies parties that I can or may doo to your pleasour shall be at your comaunde god willing who preserue your lordship at divelin the xxiiijth day of June.

By your faithfull seruant
sir Thomas kent knight."

Addressed: To the Right honorable and his Singler gode lorde therle of Ormond.

Endorsed: sir Thomas kent.

(84)

4 July [1508 or later]. Thomas Comyn of Limerick to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/153.

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" Ryght noble and myn especyall good lord in my most harty maner I humle recommand me to your lordshyp desyryd all myghty Ihu to preserv the sam . Yeff hit ples your lordsypp to know of your seruant my brother Jhon Comyn he was departyd out of this world at januare last past of whos sovll god haw mersy . As for the lettre that your lordshypp had send to sayd brothere by John adevonshyre I reswith hit by your orator frer Jhamus fanyg becaws y am exsekoor to me sayd brother and his son and eyre is y[o]ng. And as your lodsypp merwelyd that my sayd brother had in hys hands suche duitie and rerags as longyd to your lodsypp hit is hard to get in thes partys mone that wold be resewit in england for the mone of thes partys is clypyd for the most part .becavs there there of my sayd brothere had send to bylbow fysche to mak abell pament for your lordsypp and for to accompt of your duitie with your seruant Jhon adevonshire he and I can no to gedere .Where by I knov not redly whats the som thereof . I haw send by frere Jhamus fanyng to your sayd seruant Jhon adevnshire to by delyueryd your lordsypp xj marke thats to say viij angelets and viij half angelets xiiij crosads and a doked of gold all in good wyght and xj. grotts of the nyw covyn of england. Yeff this som be more then your duitie to bat hyt in the next pament and yeff hyt be lass feryng yuor displelere to me y besehych your lordsypp to inform me ther of and by gods gras ye sall be well trule payd and not onle there of bovt of all othere duities grovyng to your lordsypp in that behalf wyll cum y haw the handling therof no more at thys tym bout almyty Ihu preseru yowre lordsypp to his plesyre from lymeryk the iii[j] day of] juli

By your faythfoull and naturell seruant.

Thomas Comyn."

Addressed: To my Right noble and myn especiall good lord Thomas Erl of Ormond thes lettres by take

Endorsed: Thomas comyn

Note: John Comyn was still alive in December 1507 (Deed no. 326, Vol. III of this Calendar.)

(85)

26 July 1509. Grant by Earl of Ormond to Sir Piers Butler.

P.R.O. *Anc. Deeds Chanc.* C.146/ C.305; *Cat. Anc. Deeds* vol. I.

“ This Endenture made the xxvj daye of July the first yere of the reigne of kyng henry the viijth / Witnesseth that I Thomas Erle of Ormond haue gyven and by this my present writing haue graunted to my right welbeloued Cousyn sir Piers Butler knyght my Manours of Cloncurrey Woghteryng Woghterard and Castelwar-nyng with there appurtenaunces being in the lande of Irland / To haue and to hold the forsaid Manours landes and tenements to the said sir Piers Butler duryng his naturall lif / Reserving to me and myne heyres and assignes the ijde part of thissues and proufetts of all the saied Manours landes and tenements / Provyded alway that if the said sir Piers Butler or any other parson or parsons in his name at any tyme hereafter Wolde with holde or stoppe And not to pay to me the forsaid Erle myne heyres or assignes the saied ijde part of the saied yssues and proufetts comyng and growyng to my behofe of the forsaid Maners landes and tenements or of any parte or parcell therof as it shall be ordred prouyded and knowen by suche parsons as I shall depute and name at any tyme hereafter in this behalf / And ouer that if the same sir Piers obteigne not the possession of the said Manours landes and tenements of Cloncurrey Whoghteryng Whoghterard and Castellwar-nyng with their appurtenaunces as it is before saied / And to haue the Rewle and gouernaunce of the same to his owne vse according to theeffect of this my writing / That then my present graunt clerely to be voyed And of no strength ne vertue in any wise to be had / In wites whereof As well I the forsaid Erle As the forsaid sir Piers Butler to thies Endenturs entrechaungeably haue put our sealles the day and yere afore Reherced / ”

P. Bottlir k'

Seal gone.

(86)

24 April 1511. Petition of the Tenants of Rush and Fingal to Earl of Ormond.

P.R.O. *Exch. Diplomatic Docs.* E.30/1704. *Cal. Let. & Pap. H. VIII.*, vol. I, 2d. ed. (2) App. no 16.

“ After our humble recommendacion vnto your lordship pleas it the same to be aduertised that your werre of Rushe is greatly decayed defaulting moche reparacion to our great annoyaunce and hindraunce. Soo as onles it be the rather seen to We can not be hable to dwell in your inhabitacions / but must remoove elswer / Wherof We haue diuerse tymes complayned to your styward here master Eustace and desired hym to certifie your lordship of the same. Furthermore wher we vnderstand that maister Golding labourith to be your styward here / We know hym of such cruell demeanure that yf he haue any rule vpon vs we must and wol avoide your lands for we shal not agre with his condicions and wold not be in Iurisdiccio or daunger in any wise / We be well contented

with your said stward maiester Eustace whom we think inconvenient for you to change. And yf ye doo we fere it wolbe to your disprofite and our trouble / For as moche as we haue no seals recognyssaint we haue caused this byll to bee writtin & signed by a notary to instruct your lordship of oure pore mynds in the premisses Beseching Almighty god to preserue your good lordship long in honour Writtin at Diuelyne the xxiiij day of Aprile.

By your true oratours your pore tenaunts of your lordship of Rushe and Fyngall in Irland."

The document bears a notarial attestation (in Latin) by Thomas Walsh, Clerk of the Diocese of Ferns and Notary Public, that it was compiled at the instance of divers tenants of Rushe and Fyngal, including twelve of the best tenants, at Christ Church, Dublin, *crastino* St. George's Day 1511, and was afterwards written out by him.

(87)

24 June [1511] Earl of Kildare to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/166.

" Right honourable lord and Cousin in my most hertiest maner I recommaund me vnto you and where vpon the deceas of sir Thomas Kent late chief Baron of the kings Estchequier here I by my lettres to you directed in faouour of my trusty seruant Waltier Eustace desire of you to graunt vnto my said seruant the ferme of your lands in thes parties which the said sir Thomas had of you / it pleased you to set the same ferme vnto my said seruant the rather at my instaunce wherof I thanke you / Soo it is that Richard Golding as I am credibly infourmed hath by his writing made vnto you synistre defemous reoport vpon my said seruant vitupering him supposing him of no reputacion and insufficient to performe his promise to you made wherof I may not a litill mervaile albeif I pray you to yeue no Credence to such vntrue informacion / Trusting my writing vnto you shewing of my said seruants habilitie and trouth shalbe proued moore true then any contrary reoport and to thende ye shall haue no occasion to assigne any default in him for his noncomyng to you I have causid him to goo vnto you and to suspend as well my bussines as his owne whom I may not wele forbere wherfor Cousin I pray you to contynue good lord vnto him permit him to have the said ferme trusting he wol see as wel to the weal of your tenants as any other in thes parties which knowith our lord god who have your lordship in his tendre tuycion Written at my manour of Maynoth the xxiiijth day of June /

Your loving Cousin "

G. of K.

Addressed: To my right good lord and Cousin my lord of Ormond.

Endorsed: kyldare.

(88)

29 June [1511] Walter Eustace to Earl of Ormond.

P.R.O. *Anc. Cor.* S.C.1/58/64.

“ Ryght honorable lord in my most humblyst maner I comaund me vnto your lordship / So hit is acordingy to your comaundment I haue ben att drogheda and ther I saue the acompt of the Baron Kent and his boke that remayned with oon henry Duff whiche hathe all the rule of the said Baron is lands and goods / And as ney as I cowl perceiue he oght your lordship upon the paynt of xl li. of Iryshe mony besids the x li that I resewyd of the said henry for the werr of Rushe / wherwithall I haue bought tymmer and am byldyng the said werr as well and as substanciall as I thynk moste best / My lord your lordship shall haue many blessyngis of the poer peple for hit is the best dede that was don in this Contrey many yeris as ye schall knowe hastly / howbeit my lord I haue ben dyuerse tymys at drogheda or I mought cause them to acompt withe me and now the said henry hathe feithfully promysyd me that he wylle send his seruant to your lordship by Bertholme day next comyng he thynk your lordship wyll abate hym parte of the said somme and yewe hym days for the residewe your lordship may doo therein as ye schall thynk best / I ensur your lordship the said henry is a man of grete substance and he is maer of drogheda this yer / Also I haue ben att your lands in blackcastell and donamore and ther is grete nede of reparacion and all the howsis bethe almoste fallyn yn decay wherfor Edmond Goldyng hathe kept in his hands for reparacion therof xl s. and my lord depute hathe yewyn the said Edmond for his ij parts of the said lands iiij li. reparacion and I haue resewyd of the said Edmond for this yers rent vj li. Also your howsis of your lordship of Turve Rushe and Balscadan nedithe grete reparacion wherfor I hau don som reparacion in Rushe on the chef place to the value of xiiij s. or els hit hade ben down or this tym / And also ther is oon town in your lordship callyd Sklaffardyston the whiche is waste and hathe ben longe tym and yf ye yewe me autoryte to abate a parte of the rent I wyll set hit and I trust within short procese ye shall recewe the whole rent as ye dyd of old tym / And also I certify your lordship there cam no prise wynys this yer to Dulyng Drogheda nor dundalk except ij Shippys of Gasquyn wyn that cam to dulyng / your lordship schall resewe of my seruant a byll of rekenyng of my resewts this year and payment therof and att my comyng your lordship schall knowe more of my mynd the whiche by the grace of god schalbe hastly for my lord Depute purpose yn to England hastly and I most yewe hym attendance / And yf ye wyll that I doo eny more yn the acompt of the Baron kent I pray you send me word whate I schall doo theryn and I schall doo the best that I can / Also for I moste nedys sue hym att the lawe yff your lordship and he doo not agre / Also I toke a dystrese of Maister John Stanton for your rente the whiche distrese I haue in my

kepyng howbeit he showyd me for his discharge a dede of a latyr date then the dede ye send hyme for hit is betwyx John Aleyn late dean of dulyng and Thomas Branthwayte on the oon party and the said Maister John on the other party and the dede that he showyd me is betwyx your lordship and hym and sygnyd with your own hand and sealyd and by that dede ther rest no more on hym but xl. s. and therof he desirythe to be alowyd for euery yer xii d. for the chef rent the whiche he paithe to the Cittie/ My lord your poer Tenantys and all the othir poer comen peple of this contrey bethe so chargyd yn mayntenynge of the kyngs werrs that they be not of abilitie to pay ther rent/ And yf hit were not for the fauor that your tenants hathe because of my aquayntans withe my lord depute is harbyngers they wer not able to pay your rent/ Also ther is oon town of your lordship callyd Ballawly that was fallyn yn decay and all the howsis fallyn down when the Baron Kente was your Styward wherfor I can not receive the ole rente as yet/ I trust by the next Estyr to make hit and all your othir lands better for I hawe gotyn tenants for muche of your waste land / To certyfy your lordship of all thyngs I can not tyll my Comyng as knowithe god who hawe your lordship in his kepyng / writtyn at Dubliin the xxix day of June/

By your moste humblyst seruant

Walter Ewstace."

Addressed: To the Ryght honorable and myn especiaall good lord my lord of Ormond.

(89)

28 June [between 1509 and 1515]. John Stanton, notary, to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C. 1/52/56.

"Ryght Reuerend and my singeler good lorde in my moste humyll manner I recommend me to your lordeshype sertifying you that I am your fermour and tenant att your manner of dulyng callyt barrown ys Inneys and hath reparytt hytt ryght well to my grete costs accordyng myn endentur for ye whyche I hawe had .x. yeres free of my terme And now your styward here Maister Eustace differyd with me for my rent off ye same place be cause your lordeshype yave your styward ye copy of myn old endentur made be tux (*sic*) ye deyn off dilyn and Thomas brenthwat and me that variis in date with the endentur made be tux your lordshype and me ye whyche I hawe vndyr your seyll and synge manuell that showys that I shold pay xx^s. yerly fro ye estyr aftyr ye date of the same. wherfor I pray your lordeshype yff hyt plese you to send ye copy off your owne endenture to your sayd styward &c.

All soo your said manner ys chargytt with xiid. yerly of chefe rent callyt ye longabyll of dulyng ye whyche ys payt yerly and that your lordeshype muste alowe me apon your rent for I am nott

chargytt to pay but xx^s. yerly duryng my terme. desyryng your lordshype to wryte soo to your sayd styward. And to be good lorde to me and I shall be your gode tenant and serwand by ye grace off god whoo preserwe your lordshype in prosperite. fro dullyn the xxviiij day off June.

By your tenant and serwand

M. Jo. Stanton notary."

Addressed: To hys gode lorde therle of ormond thys byll be delueryd, &c.

Note: The indenture between Stanton and Ormond cited above was dated 1 August 1499, provided for a nominal rent for 10 years followed by 3 years at 20/- Ir. a year. (Deed no. 300, Vol. III of this Calendar).

(90)

28th April [c. 1512]. Walter Eustace to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C.1/51/161.

"Right honourable and veray good lord in my humble maner I recomaund me vnto your lordship ascerting the same I haue sent my seruant this berer with a fewe hobbies over see to furnish money for your lordship for the mighilmas terme last past And haue comaunded my said seruant to yeue you the furstsyght of the said hobbies to thende ye may haue theyme afore any other if it soo pleas you And otherwise to be solde elsewhere I haue sent your lordship in yift oon hobby which I think wolbe to your pleaser And to my estymacion ye may suerly trust him / my lord soo it is that mouche of your lands here bee soore decaid and part waste in default of houses And more is like to be waste onles the houses may bee the rather repairid for the tenants woll not abide to occupy the lands onles they may haue houses to dwell in And the tenants assign all the occasion of the said decay in lakying of Tymber they shuld haue of your lordship as they say / It were a meritorious act to youre lordship to see to the makings of a werre in Russh wherupon all your tenants daily call saying it shuld be a great succour for theym and also For all other shippis repaying into that parties in stormy wedder / I entend bifor thende of this somer to send you a true Rentail of all your lands in thes parties expressing the very valure therof and of every parcell of the same as it now is / / Praying your lordship to lese me the said ferme for terme of my life or els for terme of xx yere paying therfor according my writing as maister kent paid And I trust in god ye shall haw cause to hold you wele content and pleasid with my payment. And I have auctorisid the said seruant to endent with you therin on my behalf as if I were personally present and whatesoever contract he shall in my behalf make in that partie I oblige me to perfourme and accomplish the same god willing / beseching your lordship to pardon me of my goeing over see at this tyme for a trowth I haue such impedyments betwene your bessines

and my lord deutes that I can not depart without great hyndrance I contynue my suyt against maister kents executours and trust to haue a good ende therin this next terme. Morouer Edmond Golding hath showed me a letre of yours directed vnto maister kent actorising him to make a leese vnto the said Edmond Golding vpon the lordship of donamore for a terme of xx yere paying but the bare rent reserwyng to himself all the comodites of the said lordshup. And I desired to see his leese made to him by the said maister kent which he wold not show but yaue me for a pleyne aunswir that I shuld not intromyt with the said lordship during the said terme saving to haue the receipt of the rent only. Wherfor it might pleas your lordship to synyfy vnto me by my said seruaunt your expresse mynde herein and in all the premissis in all goodly hast Soo as I may ordre my silf accordingly And i[f] any pleaser bee in these parties that your lordship wold wouchesauf I shuld prouide for you pleas you to geve me notice thereof And I shall endeavour me to accomplish youre mynde and pleaser god willing who ever preserue your lordship in honour and prosperitie Written at Dublin the xxvij t day of Aprell Morouer I Certify your lordship that after the writing hereof there aryvid in Dublin ij shippis of gascoyne wyne which bee priseable And more there came not to Dublyn Drogheda ne Dundalk as yet /

your humble seruant

Water Eustace."

(91)

[c.1512]. Edmond Golding to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C. 1/51/172.

" My right honorable lord with all my due Reuerens I comaunde me vnto your lordshype sertefing yewe that I have paied to water Eustace iiij li of the Michaelmas terme last past And the baron kent caused me to by worth viij marks of tymbre in drogheda for the bildyng of your gronde And I can not be alowed of your receuour of the iijde parte and therfor my lord will not alowe the two parts And therfor your lordshype of donamore is lyke to go down I toke water Eustace to se eury house / ther is fermes to the value of vi marks by yer mor that was befor voide at this May for lak of houses And ther passe not ix or x houses vpe in all your lordshipe and they be a C yeres old And ye cost not a grete vpon reparacon sens Justes Brmyngham deied and that make all go down wherfor sen me your mynde in wrytyng what ye will do theryn and I shall / order my lord acordyng if your houses ware well repaired ye moght haw more rents than ye hawe / I lose by the goyng down of your houses xx^{ti} nobles a yere in the tethes No more at this tyme but Ihus preserue your lordshipe.

By your own

Edmond Goldyng."

Addressed: To the right honorable and myn Especiall gode lord the Erle of Ormond.

Endorsed: E. goldyng.

(92)

[c.1515]. James Sherlock of Waterford to Earl of Ormond.

P.R.O. *Anc. Corr.* S.C. 1/52/54.

"Moste honorable and my specyale goode lorde in my moste humeliest maner. vnto your lordshup I me recomaund. And there as it pleased your lordshup to directe your writtinge vnto your servantes into this land of Irland shewing vnto them by your said writting how that one Jowan Nagle sholde haue send a lettre vnto your lordshup. claymyng a title in your myll called the town myll In kylkeny by a lesse made vnto hir by my lorde John of Ormounde of whos soule Ihesue take mercie and also there as ye comaunded your said servautes by your writting to take examinacion of hir title and of my title pleased your lordshup. to know such title as she shewed in presence of your said servaunts she shewed a lesse made by my said lord John vnto Thomas sherloke and it is xliij wyntre sithen the said lesse was made. And as touching that lesse I submitte the trialle therof vnto your lordshup whedre my said lord John had power to make a lesse of ony parte of his landes othre where he had livery of his landes. Wherby his lesse sholde be a sufficient title for the said Jowan. for here ben dyverse that showed that my said lord John had not his pardon. iij yers aftre. the lesse was made vnto the said Thomas. Also the said Jowan shewed an acte of parlament laboured by one Waltre Archer. confermyng the said lesse and as for that acte. I haue shewed your said servantes. an acte of parlament of a latre date by x. wint[res] which passed and anulled the oathre acte purchasse by the said Water . Which your said servantes may [shew] your lordshup all the matier att leynthe . beseching your lordshup to bee my good lorde and gracious. as my [] full truste is in your lordshup . and god preserve your lordshup in great felicite. Written In Watirford the [x?]

By your servaunt Jeames sherlo[k]
Marchaunt dwelling in watirford."

Addressed: To my Right worshupfull lord Sir Thomas Erl of Ormond with concurrence (?) be this gyven.

Endorsed: Jeames Shirlok.

(93)

[c.1520]. Notes of Documents formerly in the possession of Thomas Earl of Ormond.

P.R.O. *Chanc. Misc.* C.47/10/28 (28).

A lease made by my lord of Ormond to sire pierse buttier of the Manours of cloncurrey, Woghterin Woghterard and castell

waryng for the terme of life of the se[id] sir pierse resurued the
iij[de part] of the said ma[nours to] the seid Erle

This Indentur made the xxvj^t day of July the First yere of king
Henry the viijth witnesseth that I Thomas E[arl of Ormond] haue
gote and by this present writing haue graunted to my right welbeloued
Cousyn sir pierse Butl[er my] manours of Cloncurry, Woghterin
and Woghterard and Castel waryng with ther appurtenauncs beyng
in the londe of Irlo[nd] to haue and to hold . the foreseid manours
and tenements to the seid sire piers Butteler duryng his lif []
Reseruyng to me and myn heires and assignes the iij^{de} parte of thissues
and prouffits of all the seid man[ours lands] and tenements .
Prouided alwey that if the seid sire Piers Butteller or eny other
person or perso[ns in] his nam[e at any] tyme herafter wold
withold or stoppe and not to paie to me the forseid dues myn heires
and assignes the sei[d thirde] parte of the seid Issues and profights
commyng and growyng to my behalf of the foreseid londs Manours
and tene[m]ents or] of ony parte or parcell therof as it shalbe
ordred provided and knowen by suche persons as I shall depute and
name at ony tyme herafter in this behalf / And ovir that if the
same sir piers opteyne not the possession of the seid Manours lands
and tenements of Cloncurry Woghterin and Woghterard and castell
waryng with thappurtenauncs as is before seid And to haue the
R[ule and] gouernaunce of the same to his owin vse according to
theffecte of this my writing That than this my present graunt clerly
to be voide and of noon strengkth ne [vertue] in ony wise to be had
In witnesse wherof aforseid I for the seid Earle and the foreseid sir
piers Butler to thies Indenturs Interchangeably haue put our seilles
the day and yere aboue rehersed

Item delyuered to the seid sir James Boleyn a lettre which was sent
to my lord of Ormond by Walter abbott of seynt mary abbay beside
dublin which abbotte confesseth by the same lettre to haue in keping
certeyn evidens and fyns concerning the seid Erles right and title
of owterin donnada clyntons courte the iij^{de} parte of the Naas
Castilwaryng outerard and the two charthyngnes beside maynoth
the subscripcōn is / Walter Abbote of Seynt mary abbey beside
dul[yn]g] Clerus

Item a nother lettre deluered the same which was sent to my
lorde of Ormond by Nicholas White Deane of Waterford confessing
himself to haue receiued into his keping the seale of the Counte of
Tiperary and ij cofirs with evidens of the seid lords lands in erlond

Item / Endenture vnsealed of the lees of Donamore

Item/Indentur of Barons Innes late of Stanton

Item a Rentall of kynmore luskas Balskadon Turvy and Russhe

Item a nother Endentour of Turvy and Rushe &c.

Item ij accompts of Phelip Begrmgham in parchemyn

Item a Rental of Owterghard

Item a Rental of donboyn

Item the iij^{de} indentour of turvy

Item a nother Rentale of a Township by callane and other

Item an extent of Turvy and Rushe &c.

Item a papir of maters serched owt of the Tower —

Note: 10 May 1520, Anne St. Leger and George her son, heirs to the lands of Thomas Earl of Ormond in Ireland, appointed Sir James Boleyn (brother-in-law of Anne) to act for them and to receive all the issues of their lands in Ireland etc. (Deed under date in Vol. III of this Calendar).

The document printed above evidently dates from the period before 1528 when the heirs general of the 7th Earl were preparing to contest the fate of the Irish lands which had in 1516 been confirmed to the heir general Piers Butler (entry on Memoranda Roll, Ireland 8 Henry VIII m.29, extracts in Royal Irish Academy and B.M. Add. Mss. 4791). The appointment above indicates that Sir James Boleyn was chosen to conduct the case for their restitution and was able to assemble the documents formerly in the possession of the 7th Earl cited above. The document is printed here as its most important association is with the 7th Earl. It is the most important evidence that the 7th Earl's papers came into the hands of the Crown through the Boleyn family.

II

Letters and Papers of Thomas Boleyn, Earl of Ormond and Wiltshire, 1528-1535.

i. Letters and Papers of Thomas, Earl of Ormond and Wiltshire calendared elsewhere.

a. 20 February 1528. Grant by Thomas Boleyn, Viscount Rochford and George St. Leger to Sir Bartholomew Dillon of the Office of Steward of Rush etc.

P.R.O. *Anc. Deeds Chanc.* C.146/C.782: calendared *Cat. Anc. Deeds* vol. I.

b. 26 April 1531. Grant by Thomas, Earl of Ormond and Wiltshire to Sir Bartholomew Dillon of the office of Steward of Blackcastle etc.

P.R.O. *Anc. Deeds Chanc.* C.146/C2653: calendared *Cat. Anc. Deeds* vol. II.

c. 8 October 1532. Theobald Butler to Earl of Ormond and Wiltshire.

P.R.O. S.P. 1/237 f.2237: calendared *L. & P. Henry VIII, Adenda* vol. i no. 793.

d. 5 August [1533]. Earl of Kildare to Earl of Ormond and Wiltshire.

P.R.O. S.P. 1/78 p.91: calendared *L. & P. Henry VIII* vol. 6 no. 944.

e. 26 March 1534. Acquittance by Earl of Ormond to Earl of Ossory for money received in respect of Carrickmagryffyn etc. (copy).

P.R.O. S.P. 1/239 f.35: calendared *L. & P. Henry VIII Add.* vol. i no. 926.

f. 17 April 1535. Patrick Barnwell of Feldston to Earl of Wiltshire and Ormond.

P.R.O. S.P.1/239 f.153: calendared *L. & P. Henry VIII Add.* vol. i no. 982.

g. 16 May [1535]. Robert Dyllon to Earl of Ormond and Wiltshire.

P.R.O. S.P.1/92 p.185: calendared *L. & P. Henry VIII* vol. 8 no. 723.

h. 21 October 1535. Ser Fedes (? Feldston *i.e.* Patrick Barnwell of Feldston) to Earl of Ormond and Wiltshire).

P.R.O. S.P.1/239 f.211: calendared *L. & P. Henry VIII, Add.* vol. 1 no. 1016.

Note: The following letter was enrolled on the Memoranda Roll of the Irish Exchequer, 24 Henry VIII m.4, Communia of Easer term, at the request of William Wyse. (Ferguson Extracts from M.R. P.R.O. Dublin). "Thomas Erle of Ormond and of Wylsher to the Mayor and counsaill of the Citie of Waterford in Ireland greting and wher as hit hath pleaside oure souerayne lorde the King to gyve and graunt unto me an annuyte of ten poundes by the yere of the fee ferme of the said citie of Waterford towarde the mayntenaunce of my creacion of the said Erledom of Ormonde as other myn Auncestors have had oute of the same in tyms past I will and desire you that from hensforth from tyme to tyme ye make contentacion and payment therof to myn use to Sir Bartilmew Dyllon knight my generall Receyvor in Irelande taking quitances of hime for every payment of the same and these my present wryting with the said Acquitances of the said Sir Bartilmew Dyllon shalbe to you and every of youe from tyme to tyme sufficient warraunt and discharge in that behalf. Yeuen at Westminster in England under my seall of Armes and subscribed with my hande the xiiij day of February in the xxiiij yere of the Reigne of our said soueraigne lord King Henry the eight [1532] T. Ormond and of Wilshere."

2. 30 April [1535]. — to Earl of Wiltshire and Ormond.
P.R.O. *Anc. Corr.* S.C. 1/51/96.

Thus

" Right honorable and syngulare good lorde [in my most] humble maner I humble comaunde me vnto you ad[vertising] you that I wolde haue sende onto your lordship long other thys if the gret trouble hade not bene here certyfing your lordship that your manour of Blackcastell ys in effecte wastide by the Kaylles. And as for the manours of Woghterard Castellwarnyng and Clyntons corte by cause they leys in the counte of kyldare I durst not to resorte to them by reson of the gret ware for ther the forsaide manours was Robbid by the Northmen the manour of Ballscadan was Robbyd by the Traytor Thomas fytzgerot your offysere of your manour of Rush was robbyd by the Northmen and yet cannot gyte no remedy. My lord I hyre say that you are displeysd with me for your lordships his informet that

I should be a gret doere in thys war the whych informacion ys on trewe and made by the frendds of the Erlde of Ossory whych beryth me a growygh (grudge) for the doying of your lordship cerwyse and doete say yf I gete him not a tayll that shall make for hys porpos he will put me to a notter ondoying / not wythstandyng that your lordship be neuer so good to me thus go they a bouthe to sclaunder your lordships tytell but yff I wolde confes anny such ontrewe matter then he wold be goode on to me and sesse his growygh / of a trewyte I cannot show no such matter make for hys porpos / besekyng your lordship that ye be my good lorde not withstanddyng ther false reporte mad vnto your lordshup the trewyte wher of / your lordship shall know by my self in haste / further your lordship shall parceue that I am troubleyng by the receivors of my lady Sayntlegers whych receivors did kep court not calling your lordships officer to them / the State of your lande the berrer herof may in forme your lordship whych ys your seruant of your said manours and heyt dysplesur in lyk wyse to whom your lordship may gue credens Wryttyn the last day of Apryll."

Addressed: To the Ryght Honorable lorde Erle of Wylshir and of Ormonde.

III

ADDENDUM.

[1527] The Earl of Ormond's articles to the Privy Council.
British Museum, Cotton, Titus B.xi (2) f.218.

A note of certain matters to be declared by the Erle of Ormonde: to the Kinges maiesties most honourable Counsaill.

Thies ar the words of the patent of the libertie.

First it is evident that by force of these words / *regalfeodum militum et alias libertates et res* / the same doon furthwith vpon the graunt therof exercised the same courte ; as constituting of a Seneschall, Justice, Attourney, Shiref, Coroner, exchetour, etc., / whose patents apperithe enrolled with other recordes of writts of right, of avouson Assize writts of dower accions personalls and reals rolls of warraunts of attourney called the polo roll / Rolls of essoynes / the precepts / plees of the Crowne / extreits of the amerciaments / Rolls of fynes for outlaries tourns and Fellony / the seuerall rolls wherof in euery kings daies sethens the first graunt therof are fourthe commyng being aswell pennyd and written as any recordes in the Realme of Irlande and as formall / It is not vnknown howe that graunts of old tyme were pennyd with fewe words of great effecte without the circumstaunce that is used nowe a days . For the said erles auncestours had the same libertie first for seuerall lives . with the same words / before the said gifte in taill / Soo as the usadge therof hathe so contynued sethens the begynnyng of the Reigne of king Edward the seconde / Therle of Desmonde / tharchebishops of

Dublin and Casshell vse like liberties. and yet haue not soo great auctoritie so to do/ as the said erle of/ Ormonde hathe soo as he allonly vsithe noo suche thing/.

The comen opinion of lerned men is, that the libertie ought neuer to be seised by the Acte of Resumpsion (althoughe there had bene neuer no restitucon as there was) for nothing is resumed and adnichilated therby, but only suche hereditaments as king herys the vijthes progenitours sethens the last daie of the Reigne of king Edwarde the second was seised in fee symple / or fee taill which libertie was noo suche thing / as coulede bee in seiser / or haue suche estate in fee simple or fee taill therin .But is a power and auctoritie derived out of the Crowne, wherof the king can haue manuell occupation seiser ne receipt/.

Item the Rolls of the Shiriffs tournes yerely are fourthcommynng/. Touching the exemplificacions vndre the great seale/it is of more force, being by the clercks of the Chauncerie in parchement writtin/ examyned by the courte and to bere perpetuall witnessse the kings brode seale put therto, wherby his highnes inheritaunce passithe then a bare roll / written by a clerck and in the custodie of a clerck. whiche may be rather false: then suche an exemplificacion of record vndre so autenticke a seale . and the same seale alwaie resting in the custodie of his maiesties Chancelour, his gracs moste highe officer of trust/.

Item the seuerall exemplificacions were made in seuerall yeres / therle of kilare being then deputie / who nether the Chancelour Juring that tyme did bere noo fauour to therle of Ormond / ne his blode . For therle of Ormond was then here in englande / and noon of his blode in auctoritie/ne of the Counsell in Irlande . And thone exemplificacion was had here in englande emonges the said Erles evidens / and thother had with an olde seruant of the said erles in Lymericke to be fourthcommynng to be shewid in mayntenaunce of the receipt of the prisewynes .For he was receuour there /

Who can entende but therle of Ormonde being then in fauour with his master and Chamberlayn to the Quene mother to our souerain lorde the king that nowe is and afre that in like fauour with his maiestie, wolde not be restored to his inheritaunce/

Noo man can thinke / but if any waie coude with right or lawe be sought the erles of kildare being at seuerall tymes Deputies / sethens or some other gouernour or other of his highnes officers wolde haue put the same in effecte /

It is moche wondered at (and god allwaie forbide) when any man gettith out his graunt vndre the kings brode seale /if any fallse fellowe throughe crafte or yet through any mans negligance / if it were lost that men should be disinherited. where his maiesties brode seale is fourthcommynng to witnessse the truthe/ Yf this thing shulde take effects / as noo man of good Judgement I thinke woll assent / noble men and others the kings subiects may take moch losse therby/.

Note: thies articles following to confut the argument made (*crossed out:* yesterday) ayainst the parliament

Item there was an acte of parliament made in the said parliament . Anno xiiij^o rr' h. viji. giving the king and his heires the pondage within the Cittie of Dublin and elsewhere in Irlande / that is to saie xij^d the li. of all merchaunt straungirs goods comyng to solde &c.

Item another acte giving the king the custume and coket / Anno xiiij^o h. viji. whiche pondage custume and Cokett the king enioyethe at this tyme / by force of the said acts . and yet the Roll therof can not be had /.

Item to prove that there was suche a parliament Anno xiiij^o h. viji. there is a roll founde / of the amerçiements of such lords knights and burgesses, as made defaulte that parliament . whiche roll was sent into theschequier to bee estreited /.

Item also to proue that there was suche parliament it apperith in thacte of the restitution of thomas Erle of Ormonde . that the king was provided of the parts according to the statute of absentie and tharchebisshopp of Dublin was likewise provided to haue such rent or Anuytie due unto him out of the manour of portram / which manifestithe the parliament to be and the restitucon also.

Item there be dywers estatuts put in operation at this present for lawe in Irla[nd] whiche enactid Anno xiiij^o h. viji. wherof no roll can be had nor noon other fote . but oonly a parchmēt booke callid the boke of theschequier.

Item there be dyuers note with lerned men in Irlande of thacts that passid that parliament Anno xiiij^o h. viji. whiche acts are there taken for lawe wherof no roll can be had . whiche is an evidēce that suche a parliament was.

Item it is comenly spoken and well knowen in Irlande that one Nangle and Skogane / who bare mortall displeasour to therle of kildare: and mought haue reasortid to the tresorie where at the Rolls of parliament were kept / for displeasour of therle of kildare enbeaseled the roll wherin thacts that passe the said parliament anno xiiij^o h. viji. were enrolled. for that / the said erle of kildare was restorid that parliament . Aswell as the said Erle of Ormond &c. / for which very cause the said erle of kildares seruants (the said erle himself / then being in englande) / toke and imprisoned thesaid nangle and there he remayned till he died /.

King Henry the vijth of moste famous memories lettres to the Cardinall morton then Chancellour of Englande are fourthcomyng. certified into Irlande by his graces consent and commaundment according to the certificate of that act sent out of Irlande the coppie of whiche letre ensuythe.

By the king

“ Moste Reuerende father in god trustie and right entierly welbiloued . / we grete you hartlye well / And sende vnto you herin enclos the tenour and effecte of a certain acte . whiche the comens of our land of Irlande haue instantly besought us may passe in our

parliament nowe holden within our said lande / whervpon we being agreable vnto the said Acte / woll and charge you that undre our great seale being in your warde ye do make our lettres sufficiently to be directed vnto our right trusty and right welbiloued Cousin Therle of kildare Deputie Lieutenaunte of our said lande/. yeuving vnto him full power and auctoritie by the same to suffre the said acte to passe in our said parlament according to the tenour and effecte aforsaid/ as we specially trust you/ and these our lettres shalbe your sufficient dischardge in that behalf .Yeuen undre our Signet at our Castell of wyndesor /the xxvj day of June

To the moste reuerende father in god our right trusty and right entirely welbiloued the Cardynall Archebisshopp of Cantebry prymate of all Englande /and our Chancelour of the same /.

Henry by the grace of god king of England and of Fraunce and Lorde of Irlande to the moste Reuerende father in god John Cardynall Archebisshopp of Canterbury prymate of all Englande . and of the apostolique see legatour our Chancelour greting / We woll and chardge you. that emongs suche articles as we haue appointed to passe vndre our great seale into our lande of Irlande to be enacted at the parliament nowe holden there that this article following be made and sealed vndre oure great seale in the fourme following .

Mekely besechithe Thomas Erle of Ormonde that where it was ordeyned by an acte of parliament holden at Droogheda in this lande of Irlande the Friday next aftre the feast of Saint Andrewe tha postle the xth yere of the Reigne of our Souerain lorde king henry the vijth befor sir Edwarde Ponyngs knight then deputie of this said lande of Irland to our soerain lord king Henry the vijth for dyuers consideracions in the same acte specified, that there shulde be resumed seised and takyn into the king our said souerain lords hands all maner honours manours lordships Castells Garisons fortresses advousons of chirches free chapells prisewynes meses landes tenements rents seruics mores medowes pastures wodds ryvers mylls waters dovecotts parks forests waresnes custumes cocketts fees fee fermes annuyties exemptions and almaner proficts hereditaments and comodities wherof our soerain lorde the king/or any of his noble progenitours kings of englande was at any tyme seised of in fee simple or fee taill from the last day of the reigne of king Edwarde the seconde to this present acte /and by the same auctoritie all maner feoffaments gifts in taill leases for terme of life or for terme of yeres releasses confirmacions annuyties fees pentions eschets wrekks waiffs reuertions of all and euery of the forsaid honours manours lordships and of all othir as is before specified or any parcell of theme as well by auctorite of parliament as by his patents made vndre the great seale of Englande or of Irland to any person or persons by whatsoever name or names they may be named jointly or seuerally from the said day be resumed revoked adnulled and demed voide and of noon effecte in lawe as by the same Acte of resumpsion more at lardge it dothe appere /

And where the kings said highnes not willing the said Erle to be preiudiced endamaged ne hurte by reason of the said acte / Therefore be it enactid ordeyned and established by auctoritie of this present parliament / the same acte of resumpsion and euery other acte or acts made in the said parliament as far as they or any of theme be periudiciall or hurtfull or concernethe the said Erle of Ormonde and his heires / or any feoffee or feoffees to his vse or their heires be revoked repeled and demed voide and of noon effect in lawe . And the said Thomas Erle of Ormonde and his heires by the same auctoritie be enhabled and restorid to his name dignytie and estate honour and preemynence / that he had or was of the first day of the said parliament / and also he be restorid to inherite haue holde possesse and enioye all honours manours lordships castells garisons fortresses advous[ons] of chirches frechapels prise wyne meses lands tenements rents seruics anuyties mores medowes pastures wodds ryvers waters mylls dovcotts parks forests warrennes custumes cokets fees feefermes exemptions and all other proficts hereditaments and comodities with all and euery of the appurtenances that he and any feoffee or feoffees to his vse haue lost was preiudiced or shulde haue bene lost by reason of the said Acte or resumption or any other acte or acts made in the said parliament in suche maner and fourme state and condicion in as ample and availehable wise as he shulde or might haue had and doon .not withstanding the said Acte of Resumption or any other acte or acts made in the said Parliament or in any parliament sethens to the contrarye / And it shall be lafull to the said Thomas erle of Ormonde and to his heires and to all other persons whiche be or were feoffees to his vse and euery of theme or their heires to entre into all honours manours Lordships castells garrisons fortresses advousons of chirches frechapells prisewynes meses lands tenements rents seruics anuyties mores pastures medowes woods ryvers mylls dovecotts parks forrests waters custumes coketts / fees fee fermes exemptions and all maner proficts hereditaments and comodities and euery parcell of theme with their appurtenances resumed takyn lost or seised or to be seised into the hands or possessions of our said souerain lorde by the said acte of resumpcion or any other acte or acts made in the said acte of parliament or sethens As well upon the possessions of our said souerain lorde as of any other person or persons and theme to haue hold possede and enioye in like maner and fourme state and condicon and in as ample and vailable wise as they or any of theme shulde or might haue had and doon notwithstanding the said acte of resumpcion or any other acte in the said parliament without suyte therof or any parcell of the same out of the said souerain lords hands by peticon lyuereys or otherwise after the course of his lawes And also it is ordeyned enactid and establishid by the said auctoritie that all lettres patents confirmacions and graunts made to any person or persons by our said souerain lorde, and his deputie and deputies of our saide . souerain lord the king said lande of Irland afre

the forsaid resumpcion acts or acts of the same honours manours Castells Lordships garisons fortresses advousons of chirches frechapells prisewynes meses lands tenements seruics anuyties mores medows pastures wodds and other the premisses or any parcell of theme be viterlye voide and of noon effecte in lawe/. Also that the said erle of Ormonde and his heires may by themeself or their officers take and perceive all maner yssues and proficts due and growing of the said honours manours castells garisons fortresses advousons of chirches frechapells prise wyne and all other the premisses with their appurtenances from the tyme of the said Resumpcion and so from thensforth without any clayme impedyment vexation or trouble by the said deputie or any other deputie for the tyme being or any other officer or officers within the said land of Ireland Provided alwaies that the two parts of all the revenues yssues and proficts of the premises by cause of thabsent of the said Erle of Ormonde or his heires out of the said lande of Irlande / be and remayne to the vse of our said souerain lorde the king for the defence of the said lande according. to tholde ordenance use and custume of the same / and that the said erle and his heires may at their awne pleasour make ther awne stywarde baillives receivours and all other officers of and in all the forsaid honours castells garisons fortresses and all other the premisses within the saide lande of Irlande /and the same and euery parte therof to let to ferme to suche person or persons as shall please them / the same officers fynding suffisient surtie to the Deputie or Thesaurer there for the tyme being to content the said two parts .of all the said yssues revenues and proficts by reason of the absente of the said Erle of Ormonde out of the same Lande of Irlande /as is afore rehersed / any acte or acts made or to be made in this present parliament or any other parliament notwithstanding provided alwey that this acte be not preiudiciall or hurtefull unto the Reuerende father in god Waltier Archebisshopp of Dublin ne to his successours Archebisshops of Dublin in or for any anuytie or yerelie rent going out yerely and due unto him, as in the right of tharchebishop of Dublin in or of the manour of portrane/.

I beseche your mastership to pervse this boke.

INDEX NOMINUM.

The references are to the pages. The letter 'f.' following number of page indicates a repetition of the reference on the following page, and 'ff.' on the two or more following pages. The following abbreviations have been used:—
al. = *alias*; bar. = barony; bro. = brother; co. = county; d. = died (or, daughter); d.c. = died about the year; dioc. = diocese; *ds.* = *dominus*; K. = Kilkenny; par. = parish; s. = son; T. = Tipperary; w. = wife.

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