

<County: Durham>

<Code: L0147i>

<MS reference: Durham, Prior's Kitchen, Small Prior's Register III>

<Text: Letters of appointment>

<fol. 273r><line 14> Thir endentours made att Duresme the . xvj . day of Septembr~ in the yheere of grace

a thousand four+hundreth fourty and an betwyx the venerabill fadre Johann Prioure and the couente of the Cathedrale kirke of Duresme and Willam priour of Coldyngham on the ta party and *sir* Davy home of Whedirburn~ knyght on the tothir party berys wyttnesse thatt the said prioure and the couente of Durham and the Priour of Coldyngham considerand the trewe profitabill and goode *seruyce* the whilke the forsaid *sir* Davy has doonn and sall do in tyme *commyng* to the kirke of Duresme thayr~ Celle and the *prioury* of Coldingham has gevyn~ and *graunte* to the said *sir* Davy the office of the Bailyery of the said Celle and Barony of Coldingham with all *appurtenance* langand tharto to the terme of . xl . yheere next eftir folowyng the date of there endentours . takand for the said office yheerly x . li of vsuall money of Scotland the fee afortyme accostomed and vsid as lang as he occupiesse in his awenn parsonn the office of the Bailyery aforsaid . And ouere the said . x . li@ the said Prouers and couente *graunte*3 to the said *sir* Davy duryng the said terme othere . x li@ of vsuall money of Scotlande in the name of reward for his goode lange and notabill *seruyce* abouenn said . And in case the said *sir* Davy die or decesse within the said terme of . xl . yheere thatt thann thes endentours be voide and the said terme of . xl . yheer~ cesse and expier~ for euermoore And also itt is acordid betwix the payrtie3 abouen@ said / thatt the said *sir* Davy sall nott *graunte* ne latte to ferme no lande3 no tenement3 wythin the said Barony~ with-oute the will and consennt of the said prioure of Coldingham and his successours for the tyme beyng . And thatt the said *sir* Davy sall supporte maynteyn@ and defende the righte3 fredoms and possessions of the said prioury and the kirke of Coldingham . And the said Prioure of Coldingham sall ordande charge and discharge his *seruant*3 within the prioury of Coldingham att his will wyth-oute lettyng or interrupcionn of the said *sir* Davy or ony other~ in his name . And for ordand and dispoose his goode3 of his place eftir his awenn discrecionn <fol. 273v> and as othere abbase doose withyn~ the roialme of Scotland to the moste profett of the place . Gifand and grauntand till the said *sir* Davy thayre full power~ and auctoritee

for thaym~ and thayre name till thayre & profett be the consent and the counsell  
 of the *priour*~ of Coldingham beyng for tyme all thayre lande3 to sett . ferme3 to  
 rayse to the *profett* of the Cell aforsaid . court3 till hald . amercyment3 to rayse /  
 trespasours to punyssh . thayre menn of the said Barony~ and land3 wher euer~ thay  
 be attached till borowe agayn~ till thayre fredom~ <gap> and courte / And all other~ and  
 syndry thynges3 to do and say for thaym~ in thayre name thatt till the office of  
 the Bailiery is seenn to *pertheyne* of custome or of lawe . Ferme and stabill thay  
 haldand and sall hald whatt euere the said thayre Bailye in his office on thaire  
 behalfe ledes to do for the wele of the said kirkes of Durham . and of Coldi&ngham . And  
 all the premysse wele and treuly to be fulfillid on the partt of the said *sir* Davy  
 the same *sir* Davy befor the said prioure and his counsell has bodyly swornn aponn  
 a+bouke. In wyttensyng of the whilke thynges3 bath the partie3 has enterchangably  
 sett to thaire seale3 . day . yheere and place beforsaid <lat><25 lines></lat>  
 <fol. 287r><line 16> Be it knawen till all menn by there presents *letre*@3 vs John Priour~ and the  
 chapter~  
 of the Cathedrall kirke of Durham with the consennt and the assennt of John *prioure*  
 of Coldinghame till haff made ordayne3 and stablist and by there *presenntes*  
*letre*3 make3 ordayne3 and stablis a wirshipfull mann *sir* Alex~ Hovme of that ilke  
 knyght oure Bailye and Gubernour of all oure lordshipp and landes of the house  
 and Barony of Coldinghame with the appertenances bath in *tenantes* and *tenandry*@3  
 for the terme of Sixty yheri3 next eftir folowand the date of thir *presennt*  
*letre*3 And giff it happyns the said *sir* Alex~ to discese within the said *terme*3  
 whe will and whe *graunt* thatt Alex~ the *sonn* and the ayre of the said *schir*~  
 Alex~ occupy and haue the said office of Bailiery to the vsche of the *terme*3  
 of the said sixty yhere3 . Giffand and *graunt*and till the said *schir*~ Alex~  
 or till his *sonn* beforsaid oure full powere and auctoritee for vs and in oure  
 name and for oure successours till oure vse and profett by the counsell and  
 the consennt of the *prioure* of Coldinghame there beyng for tyme . all oure  
 said lannd3 to sett / ferme3 to rayse / *courtes* till hald . *amerciament*3 to rayse  
 trespasours to punysse / brene3 till execute / *tenandri*@3 to recuuyssse ; the samynn  
*tenandes* and *tenandri*@3 till distreyne and hald till Arrerage and dette3 therof aught  
 of tyme~ byganne / and for to com till vs be assestid / oure men and thaire goode3  
 of oure said lordshipp and lannd3 whereuer~ thay be attachied till borowe  
 agayn~ till oure fredome and curte / And generally and specially all other~ and  
 syndry thynges3 till do and say~ for vs and in oure name~ thatt till the  
 office of the Bailiery~ is seen till *perteen*n of custome~ or of lawe . ferme and  
 stabill whe haldand and sall hald whateuer~ the said our~ *souereyne*~ Bailye  
 in his office of oure behalue ledis to be doonn . Alsua whe will and whe  
*graunte* thatt the said *sir* Alex~ or his *sonn* have of oure said house of Coldingham

fife Marce of vsuall money of england yherly for all the termys of  
 <fol. 287v> the said sexti yhere3 for the fee of the said office . And alsua othir fife Marc~ of the  
 said vsuall money of england for thayre goode *seruyce* and rewarde . Jn wyttynessyng  
 of the whilke thyng3 bath the partie3 has enterchaungeably sett to thayre  
 seale3 Giffen att Durham the - iiij . day of January the yheere of oure lorde  
 a thousand fourhundreth fourty and twa yhere3 . <1 blank line>  
 Be it knawen till all menn be ther *present letre3@* vs Alex~ hovme~ of thatt ilke knyght  
 and Alex~ sonn and Ayere to the said *sir Alex~* lely and trewly to be bundynn and straitly  
 oblyse vs thatt whe sall maynteyn~ helpp suppowell and defennde Daun John Ell  
 and <sup>[his]</sup> successours *priours* of Coldingham thayre menn thayre *seruantes* thayre lanndes possessions  
 / Rennt3 goode3 and all othere thyng3 thatt till thaymm of the said place  
 perteyns or may perteyne in tyme~ to *comme* of lawe or of right / aponn the said *priours*  
 coste for the terme~ of sixty yhere3 next eftir folowannd the date of  
 thir oure *presentes letre3@* but fraude and gile / And att whe forsaid *sir Alex~* and  
 Alex~ sall sett na lannd3 of the said *prioury* nor na *tenantes* make withoute  
 the consent of the *prioure* beyng for the tyme~ duryng the forsaid termys And  
 if it happyn~ as gode forbeide it do att the said *sir Alex~* or Alex~ his sonn ad ayer~  
 do in the conntrary of this condicionn beforsaid thatt than it sall be lefull to  
 the said *prioure* or his successours to revoke and agaynn call the power~ thatt the  
 forsaid *sir Alex~* and his ayere and sonn Alex~ has of the said *prioure* duryng the  
 said terme3 And eftir the termys forsaid whe *sir Alex~* and Alex~ sall neuer~  
 clame the said office bod att the will of the *prioures* of Durham and Coldyngham  
 wha beis for the tyme~ / And att the said *prioure* sall dispoonn his goode3  
 of his place3 eftir his awenn discrecionn and as othere Abbays dois within  
 the Realme~ of Scotlande to the maste profett of the place with-oute impedymnt  
 of vs or any of oure3 in oure name~/ And thatt the forsaid Priour~  
 of Coldyngham for tyme beyng sall ordannde charge and discharge his  
*seruantes* langyng to the *prioury* of Coldyngham att his awen will wythoutynn  
 lettyng or interrupcionn of vs or any othere in oure name~ . And  
 moore-ouere whe oblyse vs thatt whe sall nott oppresse ne ouere-charge  
 the said place wyth oft repayryng to it with menn and horse othere  
 wyse thann resonn will . Jn wittenesse of the whilke thyng whe the  
 said *sir Alex~* and Alex~ has sett to ouere seale3 the fourte day of Janeuere  
 the yheere of oure lorde a thousand fourhundreth fourty and twa yhere3 . <lat><6 lines></lat>