

# 17th-Century English: Research

## *Class 3: Sin, Sex, and Probate: The Church Courts and their Records*

Else Churchill, Genealogist, Society of Genealogists, UK

THE BRUE FAMILY LEARNING CENTER



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# Meet today's presenter



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Genealogist, Society of Genealogists, UK

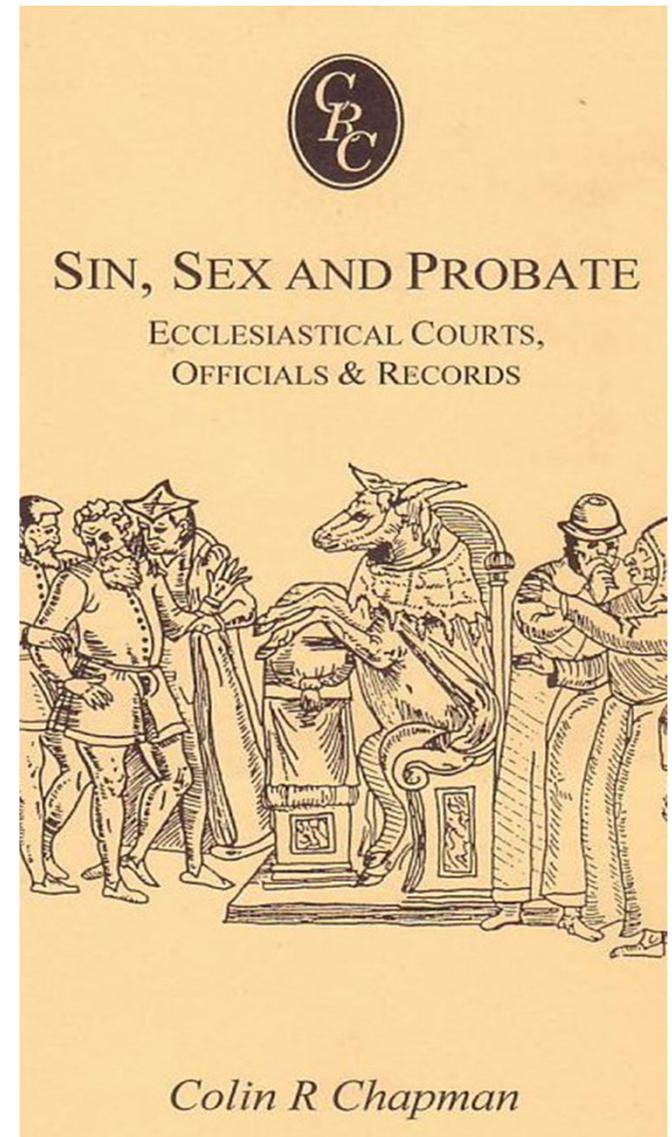


Church Courts  
useful for genealogists  
c 1350-1850

- **Part 1**
  - Introduction
  - Wills & Marriage Licences
- **Part 2**
  - Other Business

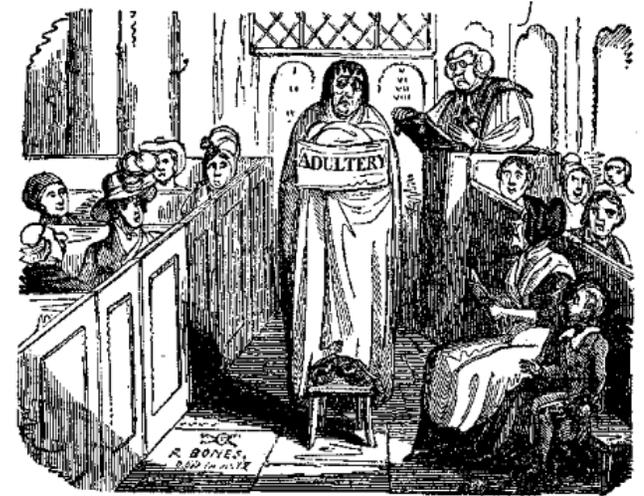
# What to read?

- *The Rise and Fall of the English Ecclesiastical Courts 1500-1860* by R B Outhwaite
- *Sin, Sex and Probate. Ecclesiastical Courts, Officials & Records* by Collin Chapman
- *Records of the Established Church* by Dorothy M. Owen,
- *Church Court Records* by Ann Tarver,
- *Church Courts and the People in Interregnum Britain* – ed Fiona McCall
- *Sin and Society in 17<sup>th</sup> Century England* by John Addy
- *Domestic Dangers. Women , Words and Sex in Early Modern London* by Laura Gowing
- *Church Courts and the People in the 17<sup>th</sup> Century. Ecclesiastical justice at Peril in Winchester, Worcester and Wells* by Andrew Thomson
- *Strumpets and Ninnycocks. Name Calling in Devon 1540-1640* by Todd Gray
- *Of Church-Reves and of Testaments. The Church, Sex and Slander in Elizabethan North Devon* by Peter Christie
- *The Bawdy Courts of Banbury. The Act Book of the Peculiar Court of Banbury 1625-1638. Banbury HS vol26*
- [https://www.familysearch.org/wiki/en/Church\\_Courts\\_in\\_England\\_and\\_Wales](https://www.familysearch.org/wiki/en/Church_Courts_in_England_and_Wales)



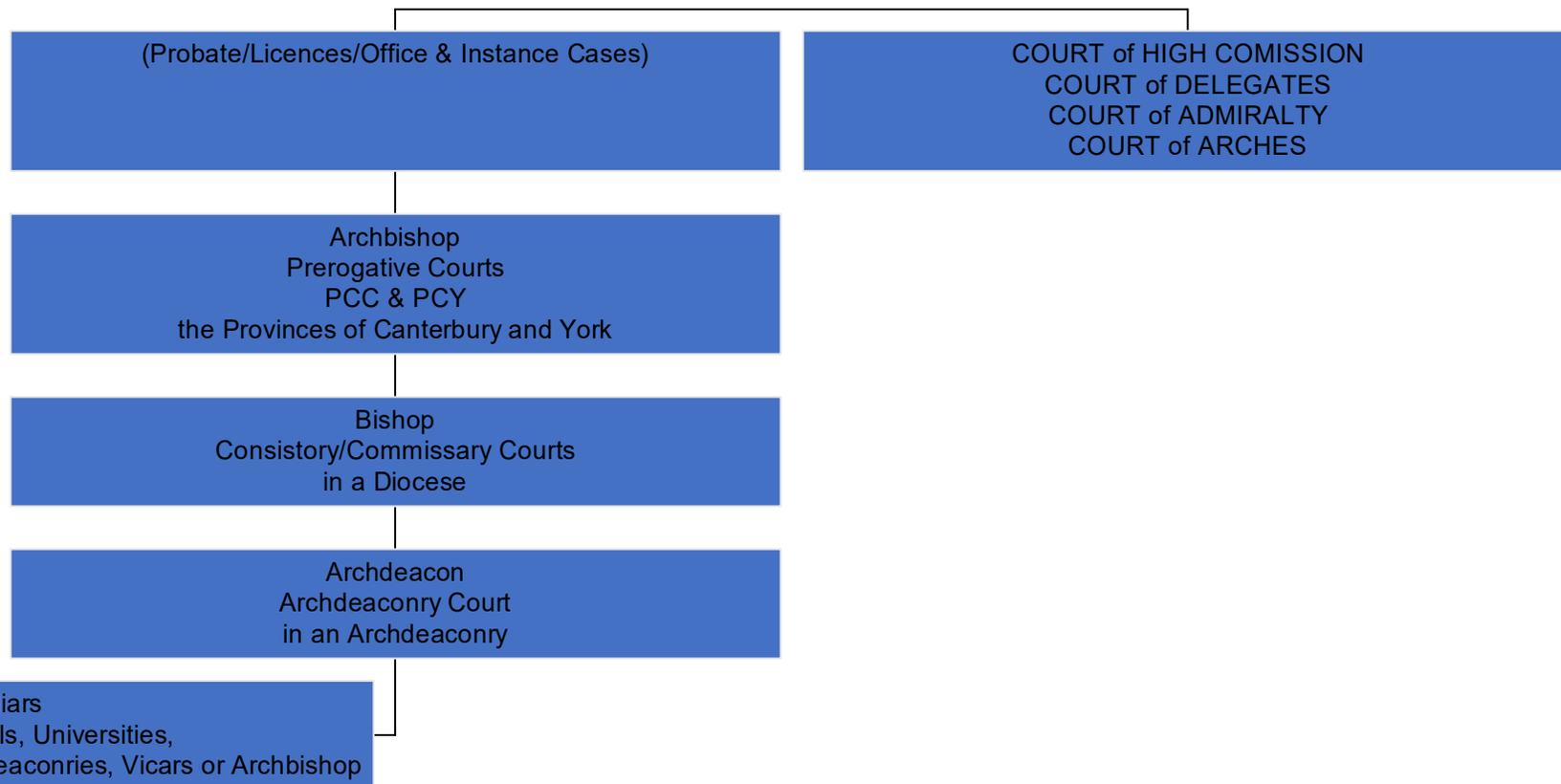
# Church Courts Sin, Sex & Probate

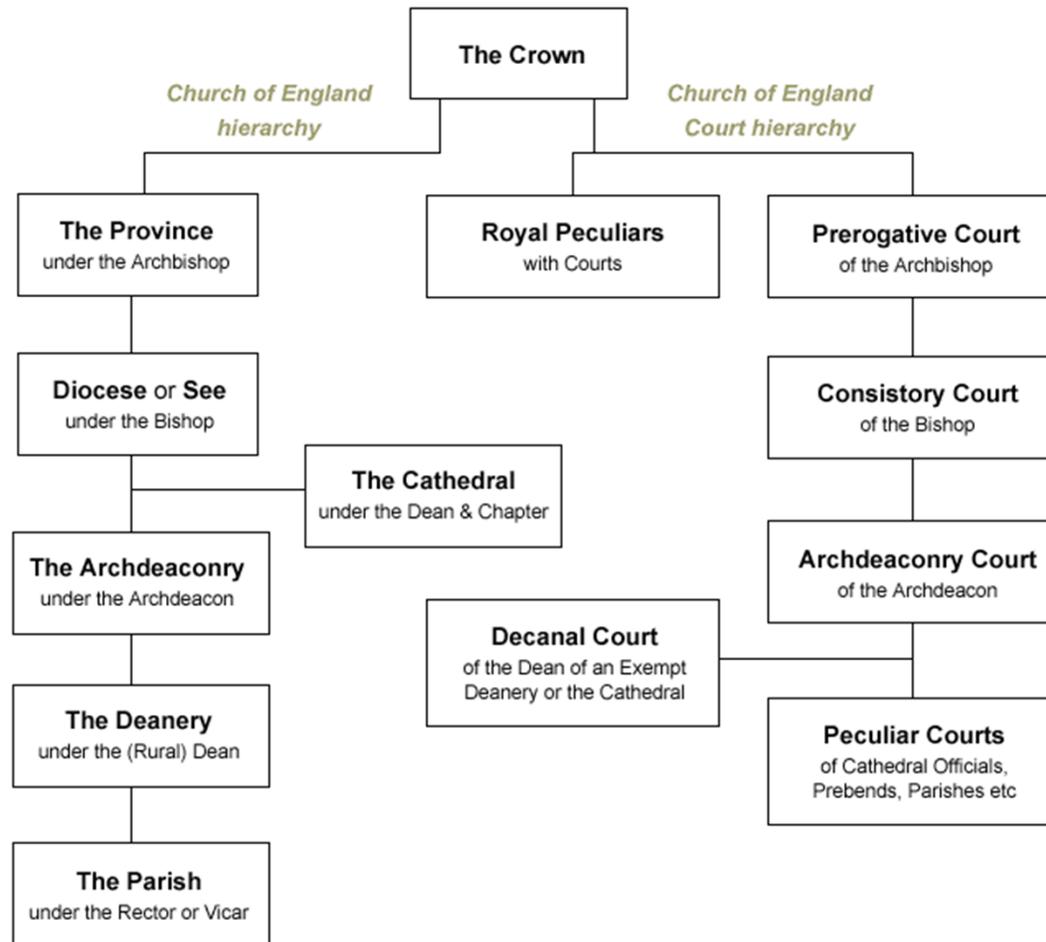
- Probate/Marriage Licences
- Matrimonial Disputes
- Sexual Offenses
  - Illegitimacy/Incest/Fornication/Adultery
- Defamation/Scolding/Unseemly Behaviour
- Clergy Discipline
- Religious Offences
- Licensed Midwives, Schoolmasters & Surgeons





# Church Court Hierarchy





<https://www.findmypast.com/articles/the-church-of-england-courts>

# Church Courts familiar to Family Historians

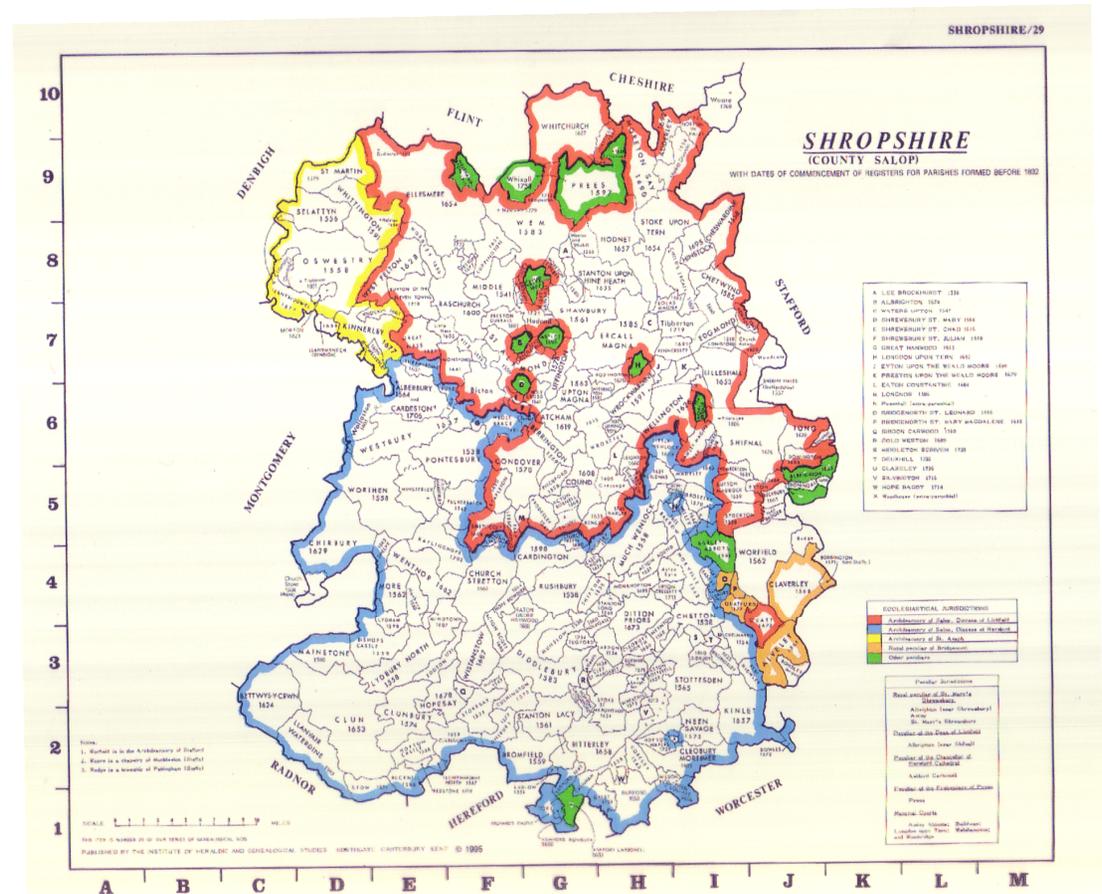
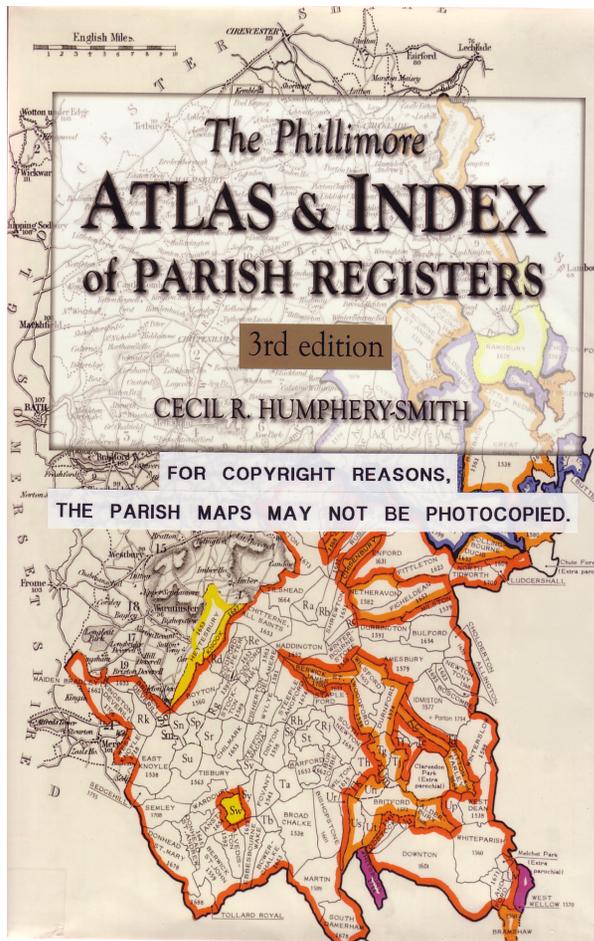


Probate pre 1858



Marriage Licences

## The Phillimore Atlas & Index of Parish Registers



# 1851 Jurisdictions

<http://maps.familysearch.org/>

**England Jurisdictions 1851**

Search: whitstable

**Search result**

- Parish
- Whitstable, Kent**
- Hundred
- Whitstable

Other places in the parish include: Harwich.

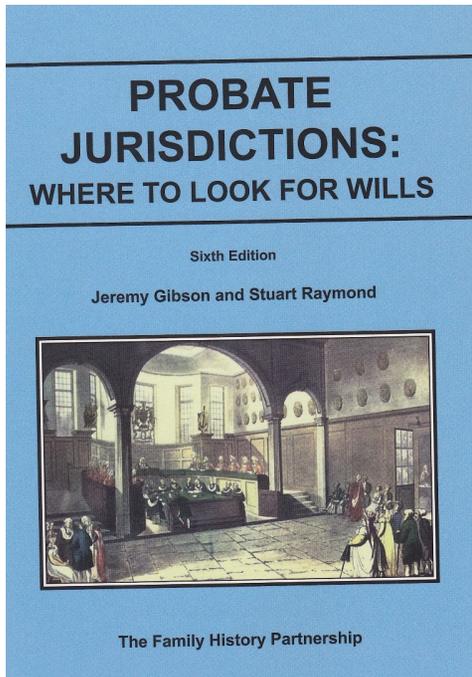
Records begin	PR	BT
Whitstable	1549	1564

**Jurisdictions**

Place:	Whitstable
County:	Kent
Civil Registration District:	Blean
Probate Court:	Court of the Archdeaconry of Canterbury
Diocese:	Canterbury
Rural Deanery:	Westbere
Poor Law Union:	Blean
Hundred:	Whitstable
Province:	Canterbury

Options

# Gibson & Brigham Young University Guides



**BYU** Discovering English Ancestors

INTRODUCTION • ABOUT • OTHER BRITISH RESOURCES

**Sources**

- Civil Registration
- Census
- Church Records
  - Bishop's Transcripts
  - Marriage Records
  - Marriage Indexes
  - Nonconformist Records
  - Dade Registers
- Probate Records
  - By County
  - London
- Poor Law Records
- Migration Records
  - Internal Migration
  - External Migration (Emigration and Immigration)
  - Records of Enslaved People

Click on each county to learn more about how to find probate in that county:

- Bedford
- Berkshire
- Buckingham
- Cambridge
- Cheshire
- Cornwall
- Cumberland
- Derbyshire
- Devon
- Dorset
- Durham
- Essex
- Gloucester
- Hampshire
- Hereford
- Hertford
- Huntingdon
- Kent, East
- Kent, West
- Lancashire
- Leicestershire
- Lincoln
- London
- Madagascar
- Madras
- Northampton
- Northumberland

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  - Internal Migration
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  - Records of Enslaved People

## Gloucester (GLS)

### Jurisdictions

- The majority of parishes belonged to (A) the Consistory of Gloucester. The Diocese of Gloucester was created out of that of Worcester in 1541, except for some 30 parishes west of the River Severn added to the Diocese of Gloucester that came under the Diocese of Hereford before 1541. To determine the parishes west of the Severn, see the map for Gloucester in the Phillimore Atlas and Index of Parish Registers (PRA, Ref. 942 EP to 2003 and BYU Religion/Family History Reference CS 434.1056). Thus, for pre-1541 probate research in Gloucester it will be necessary to consult Worcester or Hereford.
- The smaller Diocese of Bristol was created out of that of Worcester in 1542. The parishes that came under (B) the Consistory of Bristol (Bristol Divisions) are listed below along with the few pieces in Gloucester that were under the jurisdictions of peculiar courts (C-E).

Place	Court
Abbots Leigh in Somerset	Consistory of Bristol (B)
Aldersworth	Peculiar of Elibury (C)
Almondsbury	Consistory of Bristol (B)
Alveston	Consistory of Bristol (B)
Aust	see Herebury
Barnsley	Peculiar of Elibury (C)
Bedminster, Somerset, 1045-58	Consistory of Bristol (B)
Bibley	Peculiar of Elibury (C)
Bishops Cleeve	Peculiar of Bishop's Cleeve (D)
Bristol, City of	Consistory of Bristol (B)
Catton	Consistory of Bristol (B)
Compton Greenfield	Consistory of Bristol (B)
Dowdeswell	Peculiar of Wiltington (E)
Elveston	Consistory of Bristol (B)
Filton	Consistory of Bristol (B)
Fishponds	see Stapleton
Henbury	Consistory of Bristol (B)
Hortfield	Consistory of Bristol (B)
Iscomb in Worcester	see Worcester
Lliffon-on-Severn	Consistory of Bristol (B)
Mangotsfield	Consistory of Bristol (B)
Oveston	Consistory of Bristol (B)
Prouden in Archdeaconry of Wiltshire to 1537	see Wiltshire
Radwich & Northwick	see Herebury
St George	Consistory of Bristol (B)
Shrenington	Consistory of Bristol (B) until 1537, then see Worcester
Shreampton	see Westbury-on-Trym
Stapleton	Consistory of Bristol (B)
Stoke Gifford	Consistory of Bristol (B)
Stoke Orchard	Peculiar of Bishop's Cleeve (D)
Westbury-on-Trym	Consistory of Bristol (B)
Winson	Peculiar of Elibury (C)
Winterbourne St Michael	Consistory of Bristol (B)
Withington	Peculiar of Wiltington (E)

Decision Table



# Edmund Morecroft of Virginia 1639

## Edmund Morecroft

in the England & Wales, Prerogative Court of Canterbury Wills, 1384-1858

Save Print Share



Add or update information Report a problem

### Detail Source

Name	Edmund Morecroft [Edmund Morecrofte]
Residence	Virginia
Probate Date	20 Jun 1639
Death Year	Abt 1639

Save

### Suggested records

- Geneanet Community Trees Index Edmund Morecroft
- Early Virginia Families Along the James River: Their Deep Roots and Tangled Branches, Vol. III
- English Estates of American Colonists, 1610-1699
- U.S. and Canada, Passenger and Immigration Lists Index, 1500s-1900s Edmund Morecroft
- American Wills and Administrations
- Cavaliers and Pioneers, Abstracts of Virginia Land Patents and Grants, 1623-1666, Vol. I



Morecroft, Edmund, of Virginia. Probate to the sister, Elizabeth Morecroft, with similar powers reserved to the sister, Mary Morecroft. (June 1639).

## BROADLY SPEAKING

## Pre-1858 PROBATE DOCUMENTS CAN BE FOUND IN

- County/Diocesan Record Offices (Consistory & Archdeaconry )
- Borthwick Institute (Province & Diocese of York)
- National Archives (PCC)

## General Rules for Finding Wills before 1858

See *Probate Jurisdictions: Where to Look for Wills* 6<sup>th</sup> ed, Jeremy Gibson & Stuart Raymond

Land/property all in one archdeaconry  
=ARCHDEACONRY COURT

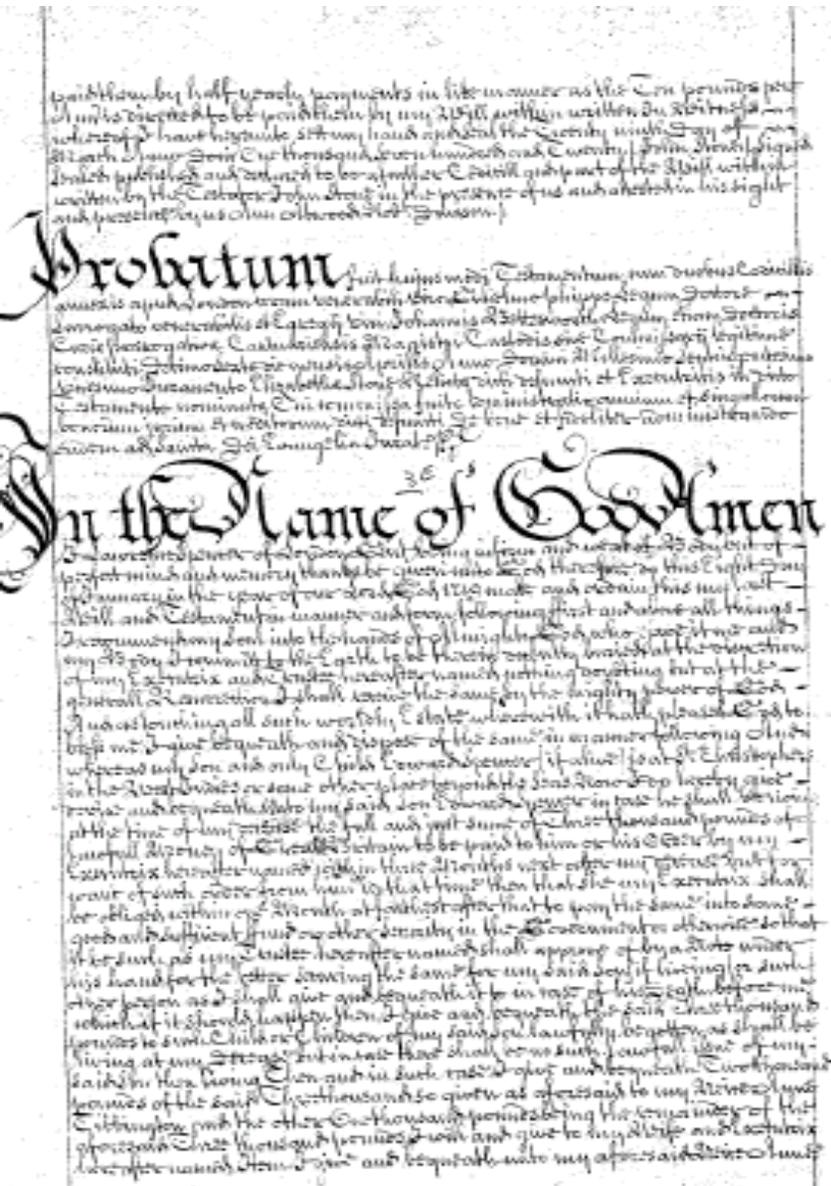
Land/Property in more than one archdeaconry but  
within one diocese =CONSISTORY/COMMISSARY

Land/Property in more than one diocese but all in  
Province of York = PCY

Land/Property in more than one diocese but all in  
Province of Canterbury = PCC

Land/Property in both Provinces = PCC (senior)

Outside archdeaconry but still in jurisdiction of  
Consistory or Province = PECULIAR



# Prerogative Court of Canterbury 1384-1859

PCC Will Indexes & Images\*

- TNA Wills 1884-1858 See Research Guide structured search (PROB 11)\*
- TNA Discovery (PROB 11 (Act Book Copies)\* (PROB 10 Original Wills)
- Ancestry - England & Wales, Prerogative Court of Canterbury Wills, 1384-1858 (PROB 11 indexed images )\*
- Findmypast - Prerogative Court Of Canterbury Wills Index 1750-1800 (PROB 12 calendars)
- SoG Prerogative Court Of Canterbury Wills Index 1750-1800 (Prob 12 calendars)
- British Record Society: Index Library published index volumes
- PCC year Books of Probates 1620-1655 –J & GF Matthews

Home > Help with your research > Research guides

## Research guides

Choose a different subject Our A-Z Index Search all guides

### Online collections

Over 5% of The National Archives' records have so far been digitised and we are continuing to put records online. Browse this section to find out how to search some of our most popular online collections.

**Refine results for**  
Online collections

Clear all **Apply**

- Army and militia
- Births, marriages and deaths
- Census and other national surveys
- Civilian occupations
- Courts, criminals and prisoners
- Domestic politics
- First World War
- Maps
- Medals and awards
- Merchant Navy
- Migration
- Military courts and conscription
- Prisoners of war
- Royal Air Force and other air services
- Royal Navy and Royal Marines
- Second World War
- Wills and death duties

Clear all **Apply**

### 4 guides available

#### How to look for records of...

-  **Country court death duty registers 1796-1811**  
Keywords: administrations of probate death duties (tax) legacies (probate) probate wills  
All records viewable online
-  **Famous wills 1552-1854**  
Keywords: famous people prerogative court of canterbury probate wills  
All records viewable online
-  **Wills 1384-1858**  
Keywords: deaths prerogative court of canterbury probate wills  
All records viewable online
-  **Wills of Royal Navy and Royal Marines personnel 1786-1882**  
Keywords: officers (royal navy) probate royal navy warrant officers wills  
All records viewable online

Thomas Wheeler  
Citizen and Draper of London  
Will dated 8 May 1626

“to my son which I fullishlie begott not in wedlock but in recompense of my sins for the child is not at fault ...to him all my goods at 21...If he dies Richard Turner my kinsman to have them.. Land I have in mortgage with my kinsman John Turner I give to him again... he is to take my child Thomas W who hath been brought up by John Lodwyn who had some time been my servant... Sd Thomas Turner to be exor. To his wife my diamond ring ... To servants of the house when I die 20/

Written with my own hand – No witns

Proved 19 Sep 1626 John Turner Exor

(PCC Prob11/150 image ref 9669)

## Sir Robert Bevil Kt d.1635

- “I give and bequeath to my son-in-law Sir John Hewell Bt, tenn shillings and noe more, in respect **he stroke and ceaselessly fought with mee**”
- “I give unto my wyfe ten shillings in respect **she took her sonnes part against me** and did and did anymate and comforte him afterwards. These will not be forgotten”
- “Inasmuch as she hath not only deserted mee, but hath taken into her possession all her own goods and hath disposed of them at her own pleasure .... to make **no ampler provision for her**”

# Abolition of the Bishops 1640s Interregnum 1653-60

Church Courts in Abeyance  
Most probate usually in PCC

causa an. sancta ad Evangelia. hinc (omnis) in a parte alio emanata. /

Whereas I find by the present indisposition of my body  
manifest signs of greater weakness increasinge everye daye and beinge unwillinge to provide  
in some measure for my private affaires, befor my decease, which I acknowledge I leave in  
great disorder because all this time past since these unhappie troubles began. And so my duties  
I have devoted my selfe and all private ends, and followed this publique cause with a single  
heart, and uncorrupt spirit, and am now ready to give up my life in a willinge sacrifice  
for the honore of God, and welfare of these Kingdomes. And because I have had from time  
to time diverse proofs from the honourable house of Parliament of their good respect and  
acknowledgement of my faithfull service, which they have mittrasted by severall orders  
made in my favour for payment of monyes, which I have not yet received for the establishinge  
in my person the Patent of Godwin Light, which is a newe service for the good of  
the Navigation, passinge their votes for a reward unto me, whereon they have decreed also upon  
the petition. In consideration of the premises I am fully assured that the honourable house  
of Parliament for payment of my just debts, and for the good of my friends that they may enjoy  
some fruits of my labours will make good unto me my request, and assigne all such debts  
and propels they had of decemge me good, that others may be encouraged by my example to  
doe them faithfull service. And now beinge verye sick of bodye but of perfect memorie god  
be praised. I doe make and ordaine this my last will and testament in manner followinge  
I give and grant unto my beloved Nephew Mr Robert Melzarum full power and  
right

Am. Jamini  
Johannes Melzarum.



of Buckingham in the County of Cornwall a Master deceased was granted to Mary Thomas and the Reverend John Holrige Clerk Creditors of the said deceased they having been first sworn by Commission duly to administer. . . . . Nov. 1764

Thomas Elworthy. On the thirtieth day Administration of all and singular the Goods Chattels and Credits of Thomas Elworthy late of Plymouth in the County of Devon a Bachelor deceased was granted to Elizabeth Elworthy Widow the natural and lawful Mother and next of kin of the said deceased she having already made a solemn and sincere Declaration or Affirmation according to Act of Parliament by Commission duly to administer. . . . . Dec. 1764

Benjamin Eastbrooke. On the thirtieth day Administration of all and singular the Goods Chattels and Credits of Benjamin Eastbrooke late of Dartmouth in the County of Devon deceased was granted to Frances Eastbrooke Widow the Relict of the said deceased she having been first sworn by Commission duly to administer. . . . . Dec. 1764

William Foster. On the twentieth day Administration of all and singular the Goods Chattels and Credits of William Foster late belonging to his Majesty's Ship Bellisle but in Kaslar Hospital in the County of Southampton a Seaman in the Pay of his Majesty's Navy deceased was granted to Elizabeth Broock Wife of James Broock the natural and lawful Sister and next of kin of the said deceased she having been first sworn by Commission duly to administer. . . . . Nov. 1764

The Reverend Christopher Golding. On the fifteenth day Administration of all and singular the Goods Chattels and Credits of the Reverend Christopher Golding Doctor in Divinity late Master of Winchester College in the County of Southampton a Bachelor deceased was granted to Edward Golding the natural and lawful Brother and next of kin of the said deceased he having been first sworn duly to administer. . . . . Dec. 1764

Other Probate Documents  
Administrations/Admons  
PCC PROB 6-8

- PCC Admons not all on line and variously indexed
  - 1559-1660 Published indexes in several date sequences
  - 1661-2 POB 12 Calendars
  - 1663-4 typescript indexes
  - 1665-1700 PROB 12 Calendars
  - 1701-1749 Index compiled by Friends TNA
  - 1750-1852 PROB 12 Calendars, Online Index SoG, TS index at TNA
  - 1853-8 PROB 12 Calendars

# Other PPC Probate Records at TNA

- Records include 1388-1858 WILLS in Probate Act Books & Registered Copies; Original Wills
- Grants of ADMINISTRATIONS in Act Books including estate valuations from 1796
- Administration Bonds;
- Inventories 1417- c 1720
- Disputes in yearly register books with annotations of SENTENCES & DECREES of court when appeals were made
- Copies of Disputed wills; Card indexes of causes 1666-1713
- Card index to allegations made by plaintiffs 1661-1858
- Town depositions made by witnesses at Doctors Commons 1757-1809
- Bound (& indexed) depositions 1826-1858 both recording age birthplace, occupation , income and relationship to the deceased and plaintiffs
- Revoked wills
- Exhibits
- RENUNCIATIONS & GUARDIANSHIPS 1536-1819, 1740-1858
- PROBATE ACCOUNTS 1662-1720 indexed 1722-1858 in exhibits all in PROB records at PRO.

# Other Probate Documents

## Inventories

- Can accompany wills up to mid 1700s
- Values the contents room by room

1. Item due by Bond
2. from Henry Elwes
3. Master of Arts dated
4. the ninth day of
5. November One thousand
6. six Hundred Eighty
7. two
8. Item Interest due
9. att the Testators Death
10. In the Wainscott Chamber
11. Item One Feather
12. Bed and Bedsted w[ith]
13. the Curtains and Valence
14. and Acouterments thereto
15. belonging
16. Item two Chests of
17. Drawers one Presse
18. one looking Glasse
19. one pair of Handirons
20. Fireshovell and Tongs
21. one old Trunke one
22. Muskett & six Chaires
23. [p.6] In the Clossett thereunto
24. belonging
25. Item one iron Chest
26. and Bookes
27. In the little Chamber
28. Item One Feather
29. Bed and Bolster Curtains
30. and Valence and Counter-
31. paine with other
32. Furniture to the Bed
33. belonging two Boxes
34. three Stooles two Cusheons
35. and old Tapestry
36. Hangings
37. In the Blew Chamber
38. Item one Feather
39. Bed and Bedsted
40. Curtains and Valence
41. with other Furniture
42. belonging to the Bed
43. one pair of Andirons
44. [p7] Fireshovell and Tongs
45. one little Table and
46. Callicoe Hangings to
47. the Rooome

£ xxxvj  
 £ vij xvj s  
 £ vij  
 £ iij  
 £ vj  
 £ xiiij iij s  
 £ iij x s

48. in the Rubb'd [?] Space
49. Item Four Cusheons
50. and one Couch
51. In the Parlor Chamber
52. Item one Feather
53. Bed and Bedsted
54. Curtaines and Valence
55. with the Furniture
56. thereto belonging one
57. pair of Andirons Fire-
58. shovell and Tongs one
59. little Table Four Stooles
60. and three Window
61. Curtains
62. In the Apple Chamber
63. Item two little Feather
64. Beds. Curtaines and
65. Valence and one Stoole

jx s  
 £ x v s vj d  
 £ iij

Inventory 1686

# Local Archive Probate Collections

- Online listings, catalogues and even images via record office itself
  - e.g. National Library of Wales
    - Herefordshire
    - Durham
    - Wiltshire
    - Gloucestershire
    - Essex
  - Many now online via Ancestry or FMP
    - Use BYU Probate decision trees
    - Use Family Search wiki. Most filmed and digitized by FamilySearch
  - Use TNA Discovery Catalogue Find an Archive to check local record office's websites

- Research Wiki
- Wiki Home
- About the Wiki
- Online Genealogy Records
- Guided Research
- Research Resources
- Wiki Policies
- Centers/Libraries
- FamilySearch Library
- FamilySearch Centers
- FS Affiliate Libraries
- Give Feedback
- Submit Wiki Content
- Report a Problem
- Edit the Wiki
- Become an Editor
- Upload File/Image
- Personal Sandbox
- Wiki Content Updates
- Wiki Projects
- Wiki University
- Translate
- Select Language
- Tools
- What links here
- Related changes
- Special pages
- Printable version
- Permanent link
- Page information
- Page values
- Browse properties
- Cite this page

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More information.

## Kent Probate Records

England → Kent → Probate Records

### Contents [hide]

- Getting Started
  - 1858 to the Present
    - Online Records
  - Before 1858
    - Step 1. Search Indexes
    - Step 2. Identify when and where your ancestor died
    - Step 3. Identify court jurisdictions by parish
    - Step 4. Obtain a copy of the probate record
- Kent Probate Courts
- Some Explanatory Notes on the Courts in Kent

### Getting Started [edit | edit source]

*Probate* is the legal court process by which the estate of a deceased person is distributed to his or her heirs. Probate records include *wills* and *administrations*. This article is about probate records in Kent. See [England Probate Records](#) for a general description of probate records in England.

### 1858 to the Present [edit | edit source]

Beginning in 1858, the [Principal Probate Registry](#) had the authority for probating estates. Click on the link to learn more.

### Online Records [edit | edit source]

- 1858-1957** [England and Wales, National Index of Wills and Administrations, 1858-1957](#) at [FamilySearch - How to Use this Collection](#); index
- 1858-1995** [England and Wales, National Probate Calendar \(Index of Wills and Administrations\), 1858-1995](#) at [Ancestry \(\\$\) index](#)
- 1858-2018** [England and Wales Government Probate Death Index, 1858-2018](#) at [Findmypast \(\\$\) index](#)

### Before 1858 [edit | edit source]

Before 1858, Church of England ecclesiastical courts had authority for this process. To search for a pre-1858 probate record in Kent, follow these steps:

#### Step 1. Search Indexes [edit | edit source]

Here are some online indexes to probate records that include individuals who lived in Kent. Search these indexes first:

- [Canterbury Probate Records, 1396-1858](#) at the [Kent County Council](#)

Here is a list of indexes on [findmypast.co.uk](#) available online for the county of Kent. None of the indexes are comprehensive, but they will be added to over time.

### Kent Wiki Topics



### Beginning Research

- Guided Research
- Research Strategies
- Record Finder

### Record Types

- |                      |                            |
|----------------------|----------------------------|
| • Cemeteries         | • Medical Records          |
| • Census             | • Newspapers               |
| • Church Records     | • Online Genealogy Records |
| • Civil Registration | • Parishes                 |
| • Court Records      | • Poor Law                 |
| • Crime & Punishment | • Poor Law Unions          |
| • Directories        | • <b>Probate Records</b>   |
| • Education          | • Social Organizations     |
| • Genealogies        | • Taxation                 |
| • Land & Property    | • Voting Records           |

### Kent Background

- Maps
- Periodicals

### Local Research Resources

- Archives & Libraries
- Societies
- Local FamilySearch Centre

- [Vision of Britain](#)

The gazetteer will either tell you:

- A place is a parish, or
- What parish it is a part of, or
- What place it is near.

If the latter, look that place up in the gazetteer and see if it is a parish.

Once you have identified the parish, go to **Step 3**.

### Step 3. Identify court jurisdictions by parish [\[ edit | edit source \]](#)

Once you have identified the parish where your ancestor lived or died, learn which courts had jurisdiction over it then search indexes for those courts. Every town and parish in Kent fell under the probate jurisdiction of a primary court and several secondary courts. Click on a link below for the letter the parish begins with.

[A](#) [B](#) [C](#) [D](#) [E](#) [F-G](#) [H](#) [I-K](#) [L](#) [M-N](#) [O-R](#) [S](#) [T-V](#) [W-Z](#)

### Step 4. Obtain a copy of the probate record [\[ edit | edit source \]](#)

Once you have found an index reference to a probate, obtain a copy of the record. Do so by one of these methods:

- [Kent England Probate Records](#) (\*) at FamilySearch Catalog - some images may only be available at a [FamilySearch Center](#) or [FamilySearch Affiliate Library](#).
- Visit or contact the record office that has the original records in its collection.

### Kent Probate Courts [\[ edit | edit source \]](#)

The following ecclesiastical courts had some probate jurisdiction over the county of Kent prior to 1858. Click on a court name to learn more about its records and indexes and how to find the probate of your ancestor in the court's records.

- [Court of the Bishop \(Episcopal Consistory\) of Canterbury](#)
- [Court of the Archdeaconry of Canterbury](#)
- [Courts of the Bishop \(Episcopal Consistory\) and Archdeaconry of Rochester](#)
- [Court of the Bishop \(Episcopal Consistory\) of Chichester for the Archdeaconry of Lewes](#)
- [Court of the Bishop \(Episcopal Consistory\) of Chichester for the Archdeaconry of Chichester](#)
- [Court of the Peculiar of the Archbishop of Canterbury in the Deaneries of Arches, Croydon and Shoreham](#)
- [Court of the Peculiar of the Rector of Cliffe](#)
- [Court of the Exempt Jurisdiction of Wingham](#)
- [Court of the Prior and Chapter of Christ Church, Canterbury](#)
- [Court of the Bishop \(Episcopal Consistory\) of London](#)
- [Prerogative Court of the Archbishop of Canterbury](#)

### Some Explanatory Notes on the Courts in Kent [\[ edit | edit source \]](#)

The Court of the Archdeacon of Canterbury, the Court of the Episcopal consistory of Canterbury, and the Court of the Bishop and the Archdeacon of Rochester technically did not have jurisdiction over the Peculiar of Wingham, the Peculiar of the Archbishop of Canterbury, and the Episcopal Consistory and Archdeaconry of Rochester, but as the larger courts of original jurisdiction in the county, they will often contain probate records of persons who resided in the other jurisdictions.

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England, Kent, Wills and Probate, 1440-1881

County, Court

<a href="#">Kent, Archdeaconry of Canterbury</a>	<a href="#">Kent, Diocese of Canterbury</a>	<a href="#">Kent, Exempt Deanery of Shoreham</a>
<a href="#">Kent, Archdeaconry of Rochester</a>	<a href="#">Kent, Diocese of Rochester</a>	<a href="#">Kent, Peculiar of the Rector of Cliffe</a>

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England, Kent, Wills and Probate, 1440-1881 | Kent, Archdeaconry of Canterbury

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<a href="#">Administration bonds</a>	<a href="#">Guardian registers</a>	<a href="#">Miscellaneous court papers</a>	<a href="#">Renunciation papers</a>	

# Bishops Court Diocese of Lichfield

- Consistory Court of Lichfield covers counties of Staffordshire, Derbyshire parts of Warwickshire and Shropshire
- Records from 1516 now at Staffordshire Record Office (moved from Lichfield Diocesan Archives last year)
- Online indexes and finding aids on FMP
- Calendars at RO and FamilySearch Catalogue

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## Staffordshire, Dioceses Of Lichfield and Coventry Wills and Probate 1521-1860

Do you have ancestors from Staffordshire, Derbyshire, north Shropshire, or north or east Warwickshire? Discover if your ancestor left a will, which may reveal a death date, occupation, and information regarding next of kin.  
[Learn more](#) [Search tips](#) [Useful links](#) [All record sets](#)

**Who** First name(s) Last name  
   
 Name variants  Name variants

All fields are optional

**Year** Give or take  
YYYY -/+ 2yrs

**County** Start typing a County Browse County

**Optional keywords**

Search Staffordshire, Dioceses Of Lichfield and Coventry Wills and Probate 1521-1860 Clear search

1516	May 6	Ranchall Thomas	Walsborough	Actu	✓
1516	September 22	Rastcliffe Jane	Gylesop	Actu	✓
1516	September 26	Rastcliffe William	Stanton by Bridge	Actu	✓
1516	November 2	Rathbone Thomas	Verbury	Actu	✓
1516	April 23	Rawlins Thomas	Walsborne	Actu	✓
1516	April 21	Revell Robert	Rastcliffe	Actu	✓
1516	October 7	Roywolds John	Walsop	Actu	✓
1516	October 7	Richards Edward	Walsop	Actu	✓
1516	October 7	Richards Roger	Walsop	Actu	✓
1516	October 7	Richards William	Walsop	Actu	✓
1516	October 6	Ridley Richard	Walsop	Actu	✓
1516	December 10	Ridley John	Walsop	Actu	✓
1516	September 30	Rigley William	Walsop	Actu	✓
1516	December 10	Roades Thomas	Walsop	Actu	✓
1516	September 23	Roberts Henry	Walsop	Actu	✓
1516	September 24	Robinson John	Walsop	Actu	✓
1516	September 22	Robinson Robert	Walsop	Actu	✓

# Diocese of Lichfield Wills and Inventories images on FamilySearch via SoG, NEHGS etc

The screenshot shows the FamilySearch.org interface. The browser address bar displays the URL: [familysearch.org/ark:/61903/3:1:3Q57-89KL-9HGF?i=72&cat=309060](https://familysearch.org/ark:/61903/3:1:3Q57-89KL-9HGF?i=72&cat=309060). The page features the FamilySearch logo and navigation tabs for Family Tree, Search, Memories, and Indexing. Below the navigation, there are links for Sign In and Free Account. The main content area displays a handwritten document, identified as film # 007672687, image 73 of 605. The document is a list of items with associated values, such as "An quantity of the goods of late Roberton of Angely lately deceased" and "An quantity of the goods of late Roberton of Angely lately deceased". The items are listed with values in pounds, shillings, and pence, such as "1-0-0", "1-6-0", "0-5-0", "0-15-0", "0-1-0", "1-13-4", and "0-4-0". The document is titled "An quantity of the goods of late Roberton of Angely lately deceased" and "An quantity of the goods of late Roberton of Angely lately deceased". The document is a list of items with associated values, such as "1-0-0", "1-6-0", "0-5-0", "0-15-0", "0-1-0", "1-13-4", and "0-4-0".

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Film # 007672687

Image 73 of 605

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Image Index Information

Catalog Record

Registered wills and original wills, administrations and inventories, 1494-1860, and, act books, 1532-1638 for Diocese of Lichfield Episcopal Consistory Court

Item Number	Film Note
33	Q-S 1686

Probatum apud Marlburg  
Johanno die mensis Novembris  
Anno Domini 1638.

Harris Roger  
Escott, London

W. Ind 2 Nov 1638

P314/305 iii

**In the name of God**  
**Witness.** The twentieth day of June  
 One thousand six hundred thirty eight and in the fourteenth  
 years of the reign of our sovereign Lord Charles King  
 of England Scotland France and Ireland of London  
 of the City. I Roger Harris of Essett in the parish  
 of Sninton and in the county of Wilts husband man, being in  
 Gods and perfect memory (and praye be given to Almighty God)  
 doe make and ordaine this my last will and testament, in manner  
 and forme following. Inprimis and before all things I give and  
 recommend my soule unto the hands of almighty God my creator  
 and to Jesus Christ my only Lord and saviour, by the merits of his  
 bitter death and passion I hope and steadfastly beleefe to be saved  
 and by no other means. And for my body I bequeath it to the earth  
 and to be buried in the churchyard of sninton above sayed in such and  
 certain hope of a happy and glorious resurrection. **Item**  
 I give unto the poor of the parish of sninton ten shillings  
**Item** I give unto my sonne William one rolt of two years o' the  
**Item** I give unto my daughter Agnis thirtene pounds thirtene  
 shillings of our pounde year to be payed unto her when she shall accomplish  
 the age of one and twenty years. **Item** I give unto my daughter Phillis  
 tena pounds to be payed unto her when she shall accomplish the age of  
 one and twenty years. **Item** I give unto my daughter Elizabeth  
 tena pounds to be payed when she shall accomplish the age of one  
 and twenty years. **Item** I give unto my daughter Mary tena  
 pounds to be payed unto her when she shall accomplish the age of one  
 and twenty years. **Item** It is my will that if either of my  
 sayed daughters doe dye before the age above specified, that then the  
 money here given her in this my last will and testament be equally  
 divided amongst the rest of her sisters. All the rest of my goods and  
 chattells (my funeral expenses discharged) I give and bequeath unto my  
 dear and loving wife Agnis Harris, whom I doe make executrix of  
 this my last will and testamon. And lastly I doe nominate and  
 appoint my brother in law Roger Even, and my neighbour Thomas  
 my executors to see this my last will and testamon  
 fully and faithfully performed

# Inventories

WSRO P<sub>3</sub>/H/305

Roger Harris of Escott, Swindon, husbandman, 19 July 1638

Total wealth £108 2s 0d

Eight yeacarse [acres] of wheat & reey [rye]	£13 6s 8d
Three yeacarse and a halfe of barley	£5 0s 0d
Foure yeacarse and a halfe of poulse [pulse]	£6 13s 0d
Five yeacarse and a yarde of grass	£2 13s 0d
A yooke of Oxen & foure Kine	£18 6s 0d
Two mares & a foale	£8 0s 0d
Five & thirtye sheepe & twelve lames	£10 0s 0d
Two hooges	£1 6s 8d
Two geese & poultry	3s 0d
Woole & yearne	£3 6s 8d
Tenn yardes of meadley cloath	£1 13s 4d
Two cartes, one plow with coulter and sheare and chaines and hamiss [hames] and three harowes with other lumberment	£6 0s 0d
For an executors yeare	£10 0s 0d



In the name of God Amen the thirteenth Day of June in the Eighteenth years of the Reigne of our Soueraign Lord William the third that now is by the grace of God ouer England Scotland Irua & Ireland King Defender of the Faith the Ann Dom 1696 I Edward Barnett of Northlosse in the parish of Highworth in the County of Wilts Yeoman being of sound & perfect minde and memory thanke be to God Doe make & ordaine this my last Will and Testament in mannes & forme following First I bequeath my Soule into the Hands of Almighty God my Creatour when it shall take it's last flight to Immortalitie Hoping through the Merits of his Sonne & my Blessed Sauiour & redemer to haue the fruition of eternall happynesse with him in Heauen And I bequeath my Body to the Earth to be Buried in A Decent Christianlike manner And as touching Such Worldly Transitory Goods & estate as it hath pleased God in Mercy to lend me I give & bequeath as followeth I give to my Brother Thomas Barnett one Shilling I also give to my Brother Robert Barnett one Shilling I also give into my Cozen Edward Barnett twenty Shillings all which Legacies my Will is that they shalbe payde by my Excutorie when they shall com to fetch the same All things els as doe belong now to me or hereafter may belong to me either Goods Chattells or Credits as is not here in & here by giuen & bequeathed I give & bequeath to my now liuing Wife Anne Barnett whom I make my Sole Excutrix of this my last Will & Testament Beuefom & Quelling All former Wills & bequests by me had made done or committed

here by giuen & bequeathed I give & bequeath to my now liuing Wife Anne Barnett whom I make my Sole Excutrix of this my last Will & Testament Beuefom & Quelling All former Wills & bequests by me had made done or committed I require Declare & publish this to be my last Will & Testament In Witness whereof I haue hereunto set my hand & Seale Dated the Day & yeare first aboue Written

Sealed published & declared  
By Edward Barnett to be his last  
Will & Testament in the  
presence of us

The mark  
of  
Edward Barnett  
Witness  
Anthony Bayly  
Richard Bayly  
Wm. Corlocke

The mark of  
Edward Barnett

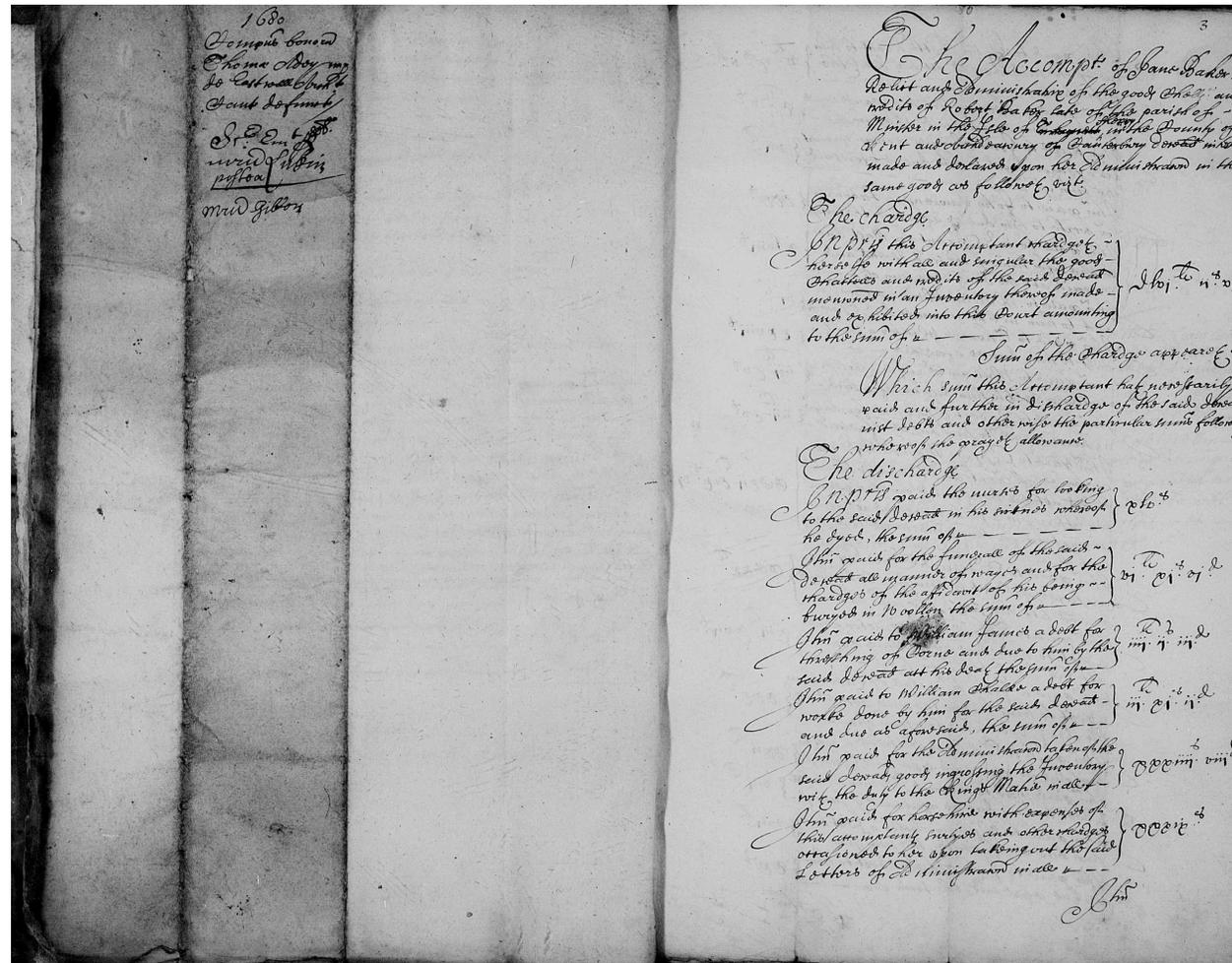
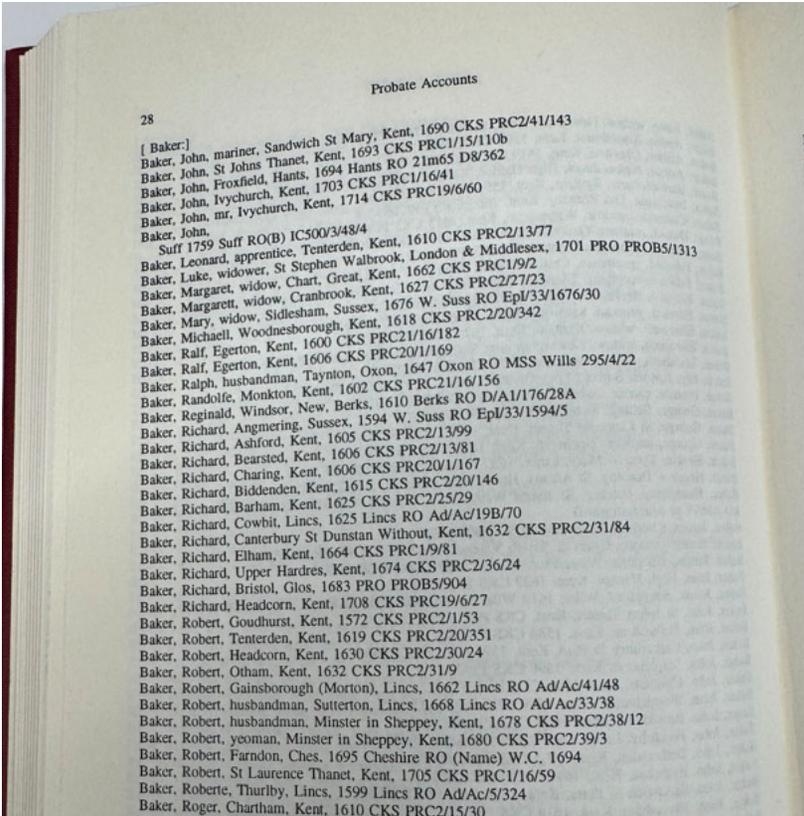
A true & perfitt Inuentory of all the Single the Goods & Chattells & Credits of Edward Barnett of Northlosse in the parish of Highworth & County of Wilts Dariman taken and apprized by us whose names are vnder Written this Twenty seventh Day of August Ann Dom 1696 In the Eighteenth years of the Reigne of William by the Grace of God ouer England Scotland Irua & Ireland King Defender of the Faith &c

In his Purse & his Wearing Apparel	5 - 5 - 0
In his Lodging roome 2 Bedsteeads a fether bed a flock bed & all belonging to them	5 - 0 - 0
Sherts & other Linen clothes	2 - 0 - 0
In Brass & pewter vessels	3 - 10 - 0
In Iron Implemets	0 - 10 - 0
2 Coffers 2 Boxes & a Trunk	1 - 0 - 0
2 Tableboards & Charies 4 Legged stools & a stool	1 - 0 - 0
In Barrells Stands & Brewing vessels	1 - 10 - 6
A Chest press & shetes & Mill vessels	1 - 2 - 6
In Cheefe & Butter	2 - 0 - 0
In Wool	0 - 18 - 0
16 Milch Cows & 3 Horses & 3 Wearing Calues and halfe parts of A Bull	60 - 0 - 0
A sow & 7 storepiggs & 2 fating Piggs	6 - 7 - 0
A Mare & a Colt	5 - 10 - 0
8 Ewes & 2 Lambs	3 - 0 - 0
2 Bucks & a Stump of Hay	15 - 0 - 0
In Depprest Dobbts	2 - 0 - 0
In Sumber in & about the Houfe	0 - 6 - 8
<b>Summe</b>	<b>115 - 18 - 8</b>

Wm. Corlocke tells in on Benes  
25 - 0 - 0  
sent out to the Generall  
the Generall  
of Honorall  
Expenses  
90 - 0 - 0  
Remains  
25 - 18 - 8

The mark  
of  
Anthony Bayly  
Richard Bayly  
Wm. Corlocke

# Probate Accounts

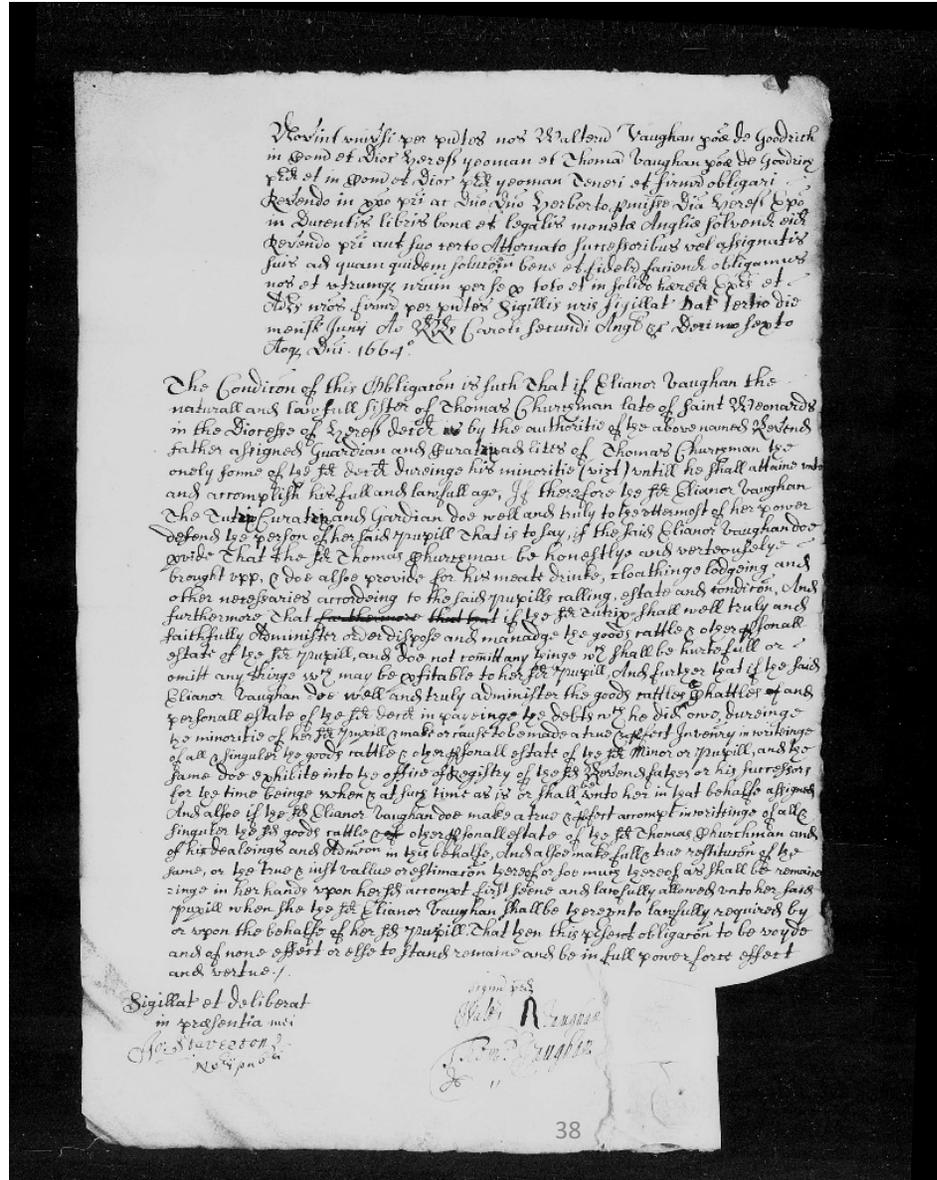


Probate account Robert Baker, yeoman of Minster in Sheppey Kent, 1680 PRC2/39/3

# Tuition Bond Thomas Churchman of St Weonards 1664

Administration & Tuition Bond issued to Eleanor Vaughan natural and lawful sister of Thomas Churchman ... she is appointed guardian to provide tuition and curation care for his only son Thomas, Consistory Court of Hereford 1517-1700 browsable index on Findmypast. Images via FamilySearch Catalogue

CHURCHMAN	ANNES,	Eton, W.	wid?	11/4/44	1571
	ELNAR,	Mounselowe, W.	Syn? (Contd)	11/4/25	1561
	ELIZABETH,	Leatwardine, Spin.,	Adm. E.W.I.	10/1/17	1688 12 MAR
	JANE,	Shipton, W.	wid?	12/1/28	1590
	JOAN,	Clunbury, Wid, W.I. (Clunbury)		3/1/17	1671 24 OCT
	"	"	Adm. E.W.I. wid	5/2/22	1678 23 JUN
	JOHN,	Cardington, Yeo, W.I.		8/3/9	1665 23 SEP
	"	"	Sen., Adm. I. ?	9/1/16	1665 14 NOV
	MARGARET,	"	Wid, Adm. E.W. Deed of Gifts.	5/3/11	1676 10 MAR
als	RAWLINS,	MARGARET, Ozibury, Adm. I.	wid	8/3/12	1683 12 FEB
als	"	"	Ac/R	8/4/148	1684 14 APR
	OZIAS,	Much Wenlock, Adm. I.		118/1/57	1692 20 MAR
	ROGER,	Clunbury, Bach, Adm. E.W.I.		5/2/1/17	1673 17 JAN
	THOMAS,	Wafurs Hopton, W.		11/4/24	1561
	"	(Eton, W. (Mungesford) ?		11/4/29	1564
	"	Shipton	Jur.	4/1/11	1599/1600
	"	St. Weonards, Ser., Wid, Adm. Tuition.		4/1/11	1664 27 JAN
	WILLIAM	Much Wenlock	Clack Adm. E.W.I.		1677 21 JUN



# Disputed Wills

- Church Courts – validity of wills, procedure etc
- Equity Courts (Chancery & Exchequer) – interpretation
- Common Law (Kings Bench, Commons Pleas etc) - disputes

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<a href="#">TEST.CP.1801/14</a>	Testamentary	disputed legacy	1801 – 1802

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Reference	Case	Details	Dates
<a href="#">CP.E.7</a>	Appeals	benefice case, possession of benefice	25/02/1311 – 1312
<a href="#">CP.E.55</a>	Tithe	tithe of water mill	06/03/1344 – 1/04/1345
<a href="#">CP.F.101</a>	Matrimonial	annulment	02/05/1431 – 11/08/1431
<a href="#">CP.G.233</a>	Tithe	hay	1532 – 10/2/1533
<a href="#">CP.G.1372</a>	Appeals	testamentary - validity of will	24/1/1566 – 8/4/1568
<a href="#">HC.CP.1571/2</a>	Matrimonial	impeding marriage	23/11/1571 – 23/11/1571
<a href="#">CP.G.1744</a>	Tithe	corn, wool, sheep, hay,	25/11/1571 – 25/11/1571
<a href="#">CP.G.2087</a>	Tithe	hay, grain	21/3/1582 – 11/5/1583
<a href="#">CP.G.2279</a>	Tithe	oats, hay, sheep, wool, cattle,	22/4/1587 – 20/9/1591
<a href="#">CP.G.2755J</a>	Tithe	barley, oats, hemp, flax	24/6/1594 – 23/9/1596
<a href="#">CP.H.201</a>	Appeals	Testamentary: disputed legacy	27/3/1602 – 25/4/1605
<a href="#">CP.H.1287</a>	Tithe	sheep, wool	27/5/1616 – 26/9/1616
<a href="#">CP.H.1473</a>	Tithe	wheat, rye, barley, oats, beans and peas, sheep, lambs, wool	9/6/1622 – 1/12/1621
<a href="#">CP.H.1575</a>	Matrimonial	separation from bed and board: adultery	31/3/1625 – 28/5/1625
<a href="#">CP.H.1770</a>	Appeals	Tithes: wheat, rye, oats, beans and peas, hay, lambs, wool, cattle, flax, apples	1627 – 1627
<a href="#">CP.H.1847</a>	Tithe	sheep, wool, apples, pears	17/9/1629 – 27/5/1630
<a href="#">CP.H.5404</a>	Tithe	sheep, cattle, horses, wheat, rye, barley, oats, beans, peas, hay, wool, milk,	1636 – 1636
<a href="#">CP.H.5401</a>	Violation of church rights	brawling in church	20/5/1636 – 25/5/1638
<a href="#">CP.H.2696B</a>	Appeals	Testamentary	6/10/1665 – 30/6/1666
<a href="#">TEST.CP.1748</a>	Testamentary	disputed value of goods	1748 – 1748
<a href="#">CP.I.2259</a>	Matrimonial	separation from bed and board: adultery	1787 – 1787

# Sentence and Decree

Abstracts of probates and sentences in the Prerogative Court of Canterbury, 1620-24

Probates and sentences in the Prerogative Court of Canterbury, 1620-24 Save v

**ALSAGER, WILLIAM**, of Alsager, Cheshire. (*Bur. Barthomley . and in Staffs.*)  
Will [1 Savile] pr. Jan. 28. 1621-2 by brothers ROBT. and GEORGE.

**ALSOPP, JOHN**, of (p. St. David,) Exeter.  
Admon w. Will [24 Savile] Mar. 17, 1621-2 to (daughter-in-law) JUDITH ALSOPP  
*alias SHAPCOTT*, wife of GERMAN SHAPCOTT gent. N.E.  
Nephew WILLIAM FILL *v.* adrix. w. Will.  
*Sententia pro null. test. et revoc. adnis.*, Nov. 4, 1624 [95 Byrde].

**ALSTON, THOMAS**, of Polstead, Suffolk.  
Will [103 Soame] pr. Feb. 4, 1619-20 by relict FRANCES.

**ALSTON, EDWARD**, of Boxford, Suffolk.  
Exors. *v.* relict ANNE, brother WILLIAM, and children JOSEPH, ANNE,  
BRIDGET A., SUSAN A., and EDWARD.  
*Sententia pro confirmatione testamenti*, July 4, 1623 [85 Swann].  
(Will [13 Meade] pr. Feb. 9, 1617-18 by bro. PETER. P.r. son JOHN.)

**ALTHAM, ELIZABETH**, of [10] of 341 [3] Ex, widow.  
Will [1 Savile] pr. Jan. 10. 1621-2 by son Sir EDWARD ALTHAM [10] of 341 [3] Ex. © 1997-2020 Ancestry.com

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#### [Will of Paul Abney of Leicester, Leicestershire](#)

Prerogative Court of Canterbury and related Probate Jurisdictions: Will Registers. Name of Register: Seager Quire Numbers: 1 - 64. Will of Paul Abney of Leicester, Leicestershire.

Location: Leicester, Leicestershire

**Held by:** The National Archives, Kew - Prerogative Court of Canterbury  
**Date:** 29 June 1634  
**Reference:** PROB 11/165/742  
**Subjects:** Wills and probate

#### [Sentence of Paul Abney of Leicester, Leicestershire](#)

Prerogative Court of Canterbury and related Probate Jurisdictions: Will Registers. Name of Register: Sadler Quire Numbers: 1 - 44. Sentence of Paul Abney of Leicester, Leicestershire.

Location: Leicester, Leicestershire

**Held by:** The National Archives, Kew - Prerogative Court of Canterbury  
**Date:** 17 February 1635  
**Reference:** PROB 11/167/196  
**Subjects:** Wills and probate

## SENTENCE FOR CONFIRMING THE WILL OF THOMAS JUXON<sup>665</sup>

Sententia pro confirmacone testamenti Thomae Juxon

In Dei nomine amen. Auditis visis et intellectis ac plenarie et mature discussis per nos Robertum Wyseman militem legum doctorem surrogatum venerabilis viri domini Leolini Jenkins militis legum etiam doctoris curiae prerogativae Cantuariensis magistri custodis sive commissarii legitime constituti meritis et circumstantiis cuiusdam negotii testamentarii sive probaconis per testes testamenti sive ultimae voluntatis Thomae Juxon nuper de East Sheen in comitatu Surriae defuncti (habentis dum vixit et mortis suae tempore bona jura sive credita in diversis diocesibus sive peculiaribus jurisdictionibus sufficientia ad fundanda jurisdictionem curiae prerogativae Cantuariensis). Quod coram nobis in iudicio inter Elizabetham Juxon filiam et executricem nominatam in testamento dicti defuncti partem huiusmodi negotium promoventem ex una et Thomam Juxon et Georgium Juxon nepotes ex fratre dicti defuncti partes contra quas idem negotium promovetur partibus ex altera vertitur et pendet indecisum rite et legitime procedens partibus praedictis per earum procuratores legitime constitutos coram nobis in iudicio legitime comparantibus parteque praefatae Elizabethae Juxon sententiam ferri et justitiam fieri pro parte sua parte vero memoratorum Thomae Juxon et Georgii Juxon justitiam etiam pro parte sua instanter respective postulantes et petentes rimatoque primitus per nos toto et integro processu alias coram nobis in hoc negotio habito et facto ac diligenter recensito servatisque per nos de jure in hac parte servandis ad nostrae sententiae diffinitivae sive nostri finalis decreti in hoc negotio ferendi prolaconem sic diximus procedendum fore et procedimus in hunc qui sequitur modum [crossed out] <[in margin] originale sic> Quia per acta inactitata deducta allegata exhibita proposita pariter ac probata in hoc negotio comperimus luculenter et invenimus partem praefatae Elizabethae Juxon intentionem suam in quadam allegatione articulata et testamento dicti Thomae Juxon defuncti aliisque propositis et exhibitis alias ex parte dictae Elizabethae Juxon in hoc negotio datis exhibitis et admissis penesque registram huius curiae remanentibus deductam (quae quidem allegationem testamentum aliaque proposita predicta pro hic lectis et insertis habemus et haberi volumus) sufficienter et ad plenum (quoad infra pronuntiandum) fundasse pariter et probasse Nihilque effectuale ex

<sup>665</sup> PRO, PROB 11/346/136

parte dictorum Thomae Juxon et Georgii Juxon in hoc negotio exceptum deductum allegatum exhibitum probatum aut confessatum fuisse aut esse quod intentionem partis dictae Elizabethae Juxon in hac parte elideret seu quomodolibet enervaret Idcirco nos Robertus Wyseman miles legum doctor surrogatus antedictus (Christi nomine primitus invocato ac ipsum solum Deum oculis nostris praeponens et habens deque et cum consilio jurisperitorum cum quibus in hac parte communicavimus matureque deliberavimus) praefatum Thomam Juxon defunctum dum vixit mentis compotem et in sua sana memoria existentem testamentum suum in scriptis in hoc negotio exhibitis suam in se continens ultimam voluntatem rite et legitime fecisse et condidisse ac in eodem sive eadem praefatam Elizabetham Juxon eius filiam executricem nominasse et constituisse et dedisse voluisse legasse et disposuisse caeteraque fecisse prout in eodem testamento continetur proque viribus valore et validitate dicti testamenti ad omnem juris effectum pronunciamus decernimus et declaramus illudque probamus approbamus et insinuamus per presentes necnon probaconem approbaconem et insinuaconem eiusdem alias in communi forma nomine dictae Elizabethae Juxon executricis antedictae habitam et factam ratificamus et confirmamus per hanc nostram sententiam diffinitivam sive hoc nostrum finale decretum quam sive quod ferimus et promulgamus in hiis scriptis

LECTA lata et promulgata fuit haec sententia difinitiva secundo die juridico post festum sive diem Sancti Valentini episcopi die Martis decimo septimo die mensis Februarii anno domini (stylo Angliae) millesimo sexcentesimo septuagesimo tertio per venerabilem virum dominum Robertum Wyseman militem legum doctorem surrogatum venerabilis et egregii viri domini Leolini Jenkins militis legum etiam doctoris curiae prerogativae Cantuariensis magistri custodis sive commissarii legitime constituti in aula communi hospitii duorum advocatorum London infra parochiam Sancti Benedicti prope Ripam Paulinam London notorie scituatam ad petitionem Magistri Samuelis Francklyn notarii publici procuratoris originalis supranominatae Elizabethae Juxon ac in praesentia Magistri Radulphi Suckley notarii publici procuratoris originalis supranominati Thomae Juxon et Georgii Juxon super cuius sententia prolacone dictus Francklyn requisivit me Marcum Cottle armigerum notarium publicum dictae curiae registram tunc presentem unum vel plura instrumenta publica exinde conficere ac testes inferius nominatos coram testimonium desuper perhibere presentibus tunc et ibidem venerabilibus viris Thoma Exton Richardo Lloyd et Thoma Pinfeld legum respective doctoribus dictae curiae advocatis necnon Alexandro Dyer Thoma Swallow et Everardo Exton notariis publicis dictae curiae procuratoribus testibus etc.<sup>666</sup>

<sup>666</sup> Sentence for proving the will of Thomas Juxon

<sup>666</sup> *Sentence for proving the will of Thomas Juxon*  
 In the name of God, amen. The merits and circumstances of a testamentary suit or a

<https://doi.org/10.1017/S0960116300002682> Published online by Cambridge University Press

## APPENDICES

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probate by witnesses of the will or last wishes of Thomas Juxon, late of East Sheen in the county of Surrey, deceased, have been heard, seen and understood, and fully and speedily investigated by me, Sir Robert Wyseman, knight, doctor of civil law, surrogate for Sir Leoline Jenkins, also doctor of civil law, master, warden or commissary lawfully appointed of the prerogative court of Canterbury. [Juxon] had during his life, and at the time of his death, property rights and credits in several dioceses or peculiar jurisdictions sufficient in value to come within the jurisdiction of the prerogative court of Canterbury. The case for my judgment was a court case between Elizabeth Juxon, the daughter of the aforesaid deceased person, and the executrix named in his will, the party who brings the case, on the one side, and, on the other, Thomas and George Juxon, his nephews (sons of the deceased man's brother), the parties against whom this same case is brought. Since the issue between them was pending and undecided, and the case was duly and lawfully proceeding, the aforesaid parties appeared before me in court by their lawfully appointed representatives (proctors). Elizabeth Juxon's side asked and required that my sentence should be pronounced and justice should be done in its favour, and the side of the aforesaid Thomas Juxon and George Juxon asked for justice to be done in its favour, both sides wanting and pressing for a decision. I first examined and carefully reviewed the whole of the proceedings that were held and conducted before me on another occasion. Then, observing all the procedures which I am bound to observe, I thought it right to proceed to the declaration of my definitive sentence, or final decree, that I have to make in this case, and I declare my judgment in manner following [marginal note: the original has this (a reference to the crossing out of the word *modum*, meaning manner)].

From what has been done, enacted, presented, alleged, shown to me, put before me, as well as proved in this case, I have discovered and clearly found that Elizabeth Juxon's side has based its argument on an allegation (with several articles), on the will of the late Thomas Juxon, and on other things put before me or shown to me on another occasion on behalf of the said Elizabeth Juxon, things which have been handed over, produced and admitted in this case, and remain with the Registrar of this court (I wish these things – the allegation, the will, and the other material presented – to be taken as read and included in this case); that they have established and proved their argument sufficiently and fully (to the extent that will be declared below), but that nothing to any purpose has been excepted, deduced, alleged, shown, proved or confessed in this case on behalf of the said Thomas Juxon and George Juxon, and nothing has been said to counter or in any way weaken the argument of Elizabeth Juxon's side.

Therefore I, Sir Robert Wyseman, D.C.L., surrogate (see above), having first called upon the name of Christ and having God himself solely before my eyes, and having taken the advice of counsel with whom I have discussed this case and speedily considered it, declare that the late Thomas Juxon was in full possession of his faculties while he lived, and of sound memory; that he duly and lawfully made and drew up his will in the writings which have been exhibited in this case, a will which contained his last wishes; that in that will or those last wishes he named and appointed his daughter Elizabeth Juxon as his executrix and made those gifts, expressed those wishes, made those bequests and dispositions, and did everything else exactly as appears in that same will, with full legal effect, in accordance with the force, value and validity of the said will. This I pronounce, decree and declare, and I prove, approve and enter that will by these present writings; and I ratify and confirm the proving, approving and entering of the same, performed and made at another time in common form in the name of Elizabeth Juxon, the aforementioned executrix, by this definitive sentence or final decree, which I publish and make known in these writings.

and make known in these writings.

This definitive sentence was read, published and make known on the second law day after the feast or day of St Valentine, bishop, on Tuesday the 17th day of the month of February A.D. 1674 (by English dating), by the worshipful Sir Robert Wyseman, D.C.L.,

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## THE JOURNAL OF THOMAS JUXON

surrogate of the worshipful and honourable Sir Leoline Jenkins, also D.C.L., master, warden or lawfully appointed commissary of the prerogative court of Canterbury, in the common hall of the two barristers' inn in London, which, as is well known, is in the parish of St Benet near Paul's Wharf in London, on the petition of Master Samuel Francklyn, notary public, the original representative of the abovenamed Elizabeth Juxon, and in the presence of Master Ralph Suckley, notary public, the original representative of the abovenamed Thomas and George Juxon. In addition to the declaration of this sentence, the said Mr Francklyn asked me, Mark Cottle esquire, notary public and registrar of the said court, being then present, thereof to make one or more public instruments, and asked the witnesses named below to bear witness thereupon in the presence, then and there, of the worshipful Thomas Exton, Richard Lloyd and Thomas Pinfold, all doctors of law, barristers of the said court, and Alexander Dyer, Thomas Swallow and Everard Exton, notaries public, proctors of the said court; these bearing witness etc.

# Court of Delegates (probate disputes)

## TNA

This was the COURT OF APPEAL FROM PCC & PCY, COURT OF CHIVALRY, HIGH COURT OF ADMIRALTY & COURTS OF CHANCELLORS OF OXFORD & CAMBRIDGE until succeeded in 1834 by Judicial Committee of the Privy Council.

The High Court of Delegates was established after the Reformation to replace appeal to Rome from local diocesan court on matters of marriage, legitimacy, disputes on tithes and offences against morality. The Registrar of the High Court of Admiralty acted as Registrar for the High Court of Delegates. Its Registry was in St Paul's Bake House.

Records include Acts, Assignment Books: Case Books: Cause Papers; Examinations; Depositions; Processes; Sentences: Wills; Affidavits, Miscellaneous accounts; interlocutories all in DEL class at TNA.

### FINDING AIDS

- *Catalogue of Processes in the Registry of the High Court of Delegates, 1823* (rare at TNA, Society of Antiquaries, Library of the Admiralty Registry We think this is in the Bernau Index the SoG.
- *Index to Wills & administrations in the High Court of Delegates* IN the *Genealogists New Series* vol 11 pp 165-224 & vol 12 pp97
- *Dramatis Personae [Sherwood's abstracts of Testamentary and other cases in the Delegates Examination Papers and Other Courts 1539-1941]* Shelved at the Society of Genealogists [SP/DEL]
- *Lists of Deeds and other Documents in the Court of Delegates* IN the *Genealogists New series* vol 17 pp 215
- TNA Discovery Catalogue

# Evidence of disputed will of John Davidge 1680

DELEGATES' EXAMINATIONS.  
vol. 15. p. 58.

The conduct of John DAVIDGE, and the  
making of his will.

A. D.  
1680:

BOUCHER, Benjn. St. Clement Danes, barber, aged 28.  
DAVIDGE, Charles, aged 20, born at Greenwich; came to  
London to be clerk to  
RIDER, Nathl. attorney, Lyons Inn.  
DAVIDGE, John, deceased, brother of Charles.  
GOLD, Mr. "brother" of Charles DAVIDGE.  
STONE, Mrs. Ann, born at Walton, Somerset; keeps a shop  
in the New Exchange, sold gloves to John DAVIDGE  
of St. Martin in Fields, aged 24.  
WILLSON, Thomas, St. Peter la Poor, London, watchmaker, aged  
DODD, Mr. John ) John DAVIDGE'S masters.  
THOROWGOOD, Benjn. )  
FRANKLIN, Mrs.  
DAVIDGE, Catherine, mother of John & Charles.  
COX, Dr.

Dran. Pers. 1916. (19)

IN THE COURT OF DELEGATES. 169

16 Mch. 1664-8.	CLIFFORD, Jeronimy, St. Magdalene, Bermondsey, co. Surrey, late of Surinam, plaster. Affidavit concerning Will, which Will is dated 4 Oct. 1730	1774-7.
21 May 1657.		
29 Oct. 1735.	CLOBERT, William, London merchant, w.	21 Sep. 1671.
11 Mch. 1846.	COKE, Robert, Holcomb, co. Norfolk, Esq. Admon.	10 Mch. 1679-80.
	COLEMAN, Henry (Haro), Baro, w. Also a filed Will dat. 8 Ap. 1668.	24 July 1658.
7 July 1774.	COLLINS, Jonathan, St. Saviour's, Southwark, co. Surrey, Esq., w.	17 Sep. 1746.
11 Feb. 1701-2.		18 Aug. 1729.
12 Dec. 1695.	COKE, Bryan, South Mapperton, co. Dorset. Admon.	Feb. 1738-9.
	COKE, Thomas, Old Stratford, co. Warwick, Esq., w.	20 June 1656.
21 June 1736.	CONSET, Wareop, Bewwith Hall, in Leak, co. York, Esq., w.	9 Oct. 1806.
10 Sep. 1671.	COPE, William, w.	10 Oct. 1667.
18 Feb. 1731-2.	COOPER, John, Haxham, in E. Pennard, co. Somerset, yeoman, w.	13 Aug. 1695.
26 Sep. 1709.		29 May 1707.
	COOPER, Robt. Hy. Spencer, Blackheath, co. Kent, late of Pall Mall East, co. Middx., Capt. R.E., w.	7 Jan. 1843.
10 Sep. 1657.	COOPER, William, Apethorpe, co. Northton, clerk, w.	3 Sep. 1657.
18 Feb. 1731-2.	CORSET, Nicholas, Ampthill, co. Bedford, gent., w.	3 Nov. 1693.
26 Sep. 1709.		
	[Born at Bosmaris in Isle of Anglesey.]	
	CORSELLS, Nicholas, Layer Marney, co. Essex, w.	16 Oct. 1674.
	COTTINGTON, Sir Francis, Baron Hanworth, w.	16 June 1652.
	CUTTON, Nicholas, Walton upon Thames, co. Surrey, gent., w.	9 Jan. 1690-1.
	COWAN, Sir Robert, Kut, St. Martin in the Fields, co. Middx.—late of Bombay, w.	4 Jan. 1734-5.
	COX, John, The Gale in Berrowe, co. Wore, gent., w.	14 June 1685.
	CROCH, Daniel, St. Leonard's, Shoreditch, co. Middx. Admon.	28 July 1709.
	CROWTHER, Thomas, Wakefield, co. York, woolstapler, w.	1 May 1810.
	CUNINGHAM, Richard, St. James in the Fields, co. Middx., but in Scotland, decd.	20 Nov. 1697.
	CUTTO, Abraham, formerly of Tootley Street, Southwark, but late of Grenada Place, Old Kent Road, co. Surrey, gent., w.	11 Aug. 1825.
	DANIEL aka DONNELLY, Terence, died in Dublin. Admon. (?)	Jan. 1713-13.
	DA SILVA, Jose aka Joseph, St. Giles' in the Fields, co. Middx., w.	27 Sep. 1786.
	Also Admon. pend. lte 14 June 1790.	
	DAVIDGE, John, (J Greenwich, co. Kent—Testamentary Schedule.)	No date. (J 1679.
	DAVY, John, Medland in Cheriton Bishop, co. Devon, gent., w.	5 Jan. 1647-8.
	DEAL, Henry, Portsmouth, co. Southton. Admon. pend. lte	6 Dec. 1722.
	DEANE, Sir Mathew, Bart., Drumore, co. Cork. Coheils	3 Feb. 1709.
		30 Dec. 1710.
	DE BELCASTEL, Anne Charlotte, St. Ann's, Westminster, co. Middx., but at Paris, sp., decd., w.	30 Ap. 1743.
	DE BRUG, Theodore Gigo, City of Berlin, Prussia. Admon.	13 June 1732.

# Evidence of disputed will of John Davidge 1680 in TNA Discovery PROB & DEL

## DAVIDGE, John

Prerogative Court of Canterbury and Other Probate Jurisdictions: Miscellaneous Inventories, Accounts, and Associated Documents. DAVIDGE, John.

**Held by:** The National Archives - Prerogative Court of Canterbury  
**Date:** 1680  
**Reference:** PROB 5/493  
**Subjects:** Wills and probate

## Probate lawsuit Thorowgood v Davidge, concerning the deceased John Davidge of St Peter Cornhill, London. ...

Prerogative Court of Canterbury: Allegations. Described at item level. Probate lawsuit Thorowgood v Davidge, concerning the deceased John Davidge of St Peter Cornhill, London. Allegation and interrogatory.

**Held by:** The National Archives - Prerogative Court of Canterbury  
**Date:** 1680  
**Reference:** PROB 18/12/4  
**Subjects:** Wills and probate

## Probate lawsuit Thorowgood and Dod v Davidge; Thorowgood v Davidge, concerning the deceased John Davidge ...

Prerogative Court of Canterbury: Allegations. Described at item level. Probate lawsuit Thorowgood and Dod v Davidge; Thorowgood v Davidge, concerning the deceased John Davidge of St Peter Cornhill, London. Two allegations and an interrogatory.

**Held by:** The National Archives - Prerogative Court of Canterbury  
**Date:** 1680  
**Reference:** PROB 18/12/1  
**Subjects:** Wills and probate

## Instructions for will of John Davidge (dorse: Introduced 2nd St Valentine 1679/80. Sworn 13 Feb ...

Registrar of the High Court of Delegates, and Registrar of Ecclesiastical and Admiralty Causes of the Judicial Committee of the Privy Council: Testamentary Exhibits. Instructions for will of John Davidge (dorse: Introduced 2nd St Valentine 1679/80. Sworn 13 Feb 1679/80).

**Held by:** The National Archives - High Court of Delegates  
**Date:** 1679 - 1680  
**Reference:** DEL 10/43  
**Subjects:** Religions | Wills and probate | Armed Forces (General Administration) | Navy

Wills enrolled in courts &  
deeds etc. as evidence

**Naldrett of Rudgwick.**

I. JOHN NALDRETT of Rudgwick. Died 19 Oct. 1546. Will dt. 17 Oct., pr<sup>d</sup> 10 Nov. 1546 (Chich<sup>r</sup> 5. 151). Inq. P.M. 29 Aug. 1547 (Chan<sup>c</sup> 85. 41). Marr<sup>d</sup> Elenor, dau<sup>r</sup> and h<sup>r</sup> of Henry Berkeley of Petworth (see husb<sup>d</sup>'s Inq.). [Died bef. her husb<sup>d</sup> and bur<sup>d</sup> at Rudgwick 12 Oct. 1546.] Had issue:—

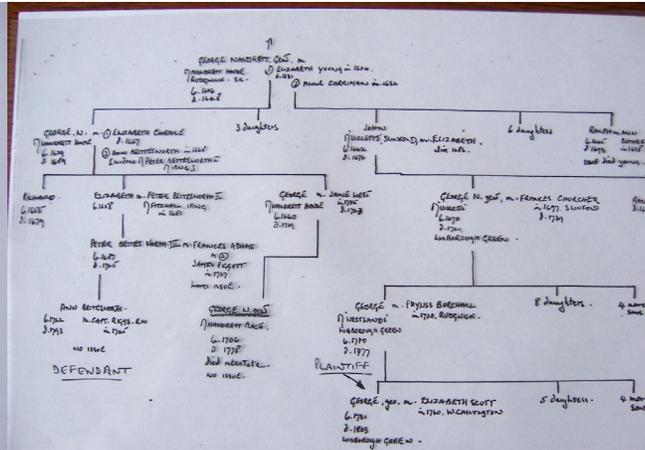
JOHN NALDRETT (II).

JOHN NALDRETT, the younger. Ment<sup>d</sup> in father's will 1546 and had lands in Horsham, Warnham and Kirdford. Ment<sup>d</sup> in nephew's will 1564.

II. JOHN NALDRETT of Slinfold and Rudgwick. Ment<sup>d</sup> in father's will 1546 and found his h<sup>r</sup> at his Inq., then aged 44. Will dt. 1 Nov. 1551, pr<sup>d</sup> 30 Apr. 1552 (Chich<sup>r</sup> 7. 161). Marr<sup>d</sup> Johan . . . , exec<sup>s</sup> to husb<sup>d</sup> 1552. Had issue:—

JOHN NALDRETT (II).

HENRY NALDRETT. Ment<sup>d</sup> in gr. father's will 1546. Under 21 in father's will 1551 and had lands in Surrey. Exec<sup>r</sup> to dau<sup>r</sup> Mary 1590. Had issue:—



Chancery cases used to compile genealogy information

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**Naldrett v. Naldrett.**

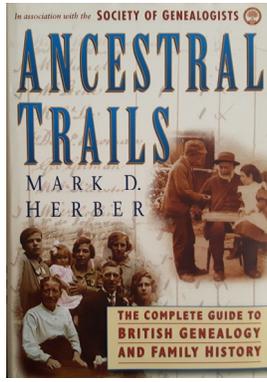
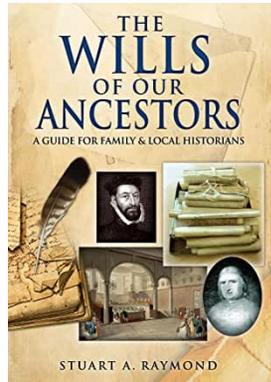
Court of Chancery: Six Clerks Office: Country Depositions, Series I. **Naldrett v. Naldrett.**

Held by: The National Archives, Kew - Chancery, the Wardrobe, Royal Household, Exchequer and various commissions  
 Date: Dates unknown  
 Reference: C 21/N9/19  
 Subjects: Litigation

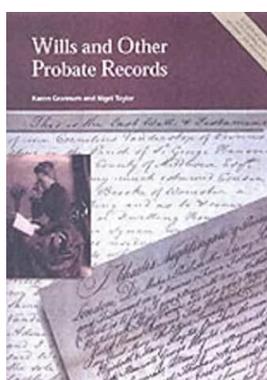
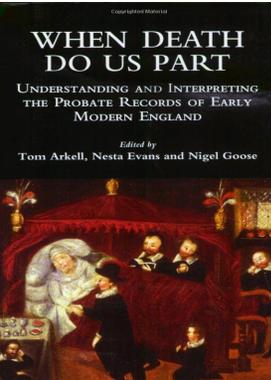
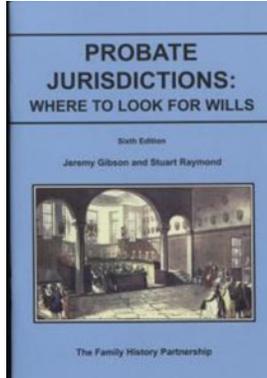
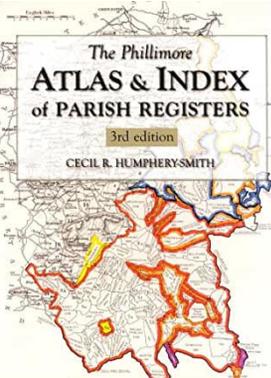
**Challoner v Naldrett: depositions taken in the country**

Court of Chancery: Six Clerks Office: Country Depositions, Series I. **Challoner v Naldrett:** depositions taken in the country.

Held by: The National Archives, Kew - Chancery, the Wardrobe, Royal Household, Exchequer and various commissions



- *Wills of Our Ancestors A Guide for Family & Local Historians* by Stuart A Raymond
- *Ancestral Trails* – Mark Herber
- *Wills and Probate Records A Guide for Family Historians* by Karen Grannum and Nigel Taylor
- *When Death Do Us Part. Understanding and Interpreting the Probate Records of Modern England* ed by Tom Arkell, Nesta Evans, and Nigel Goose
- *Words from Wills and Other Probate Records* by Stuart Raymond
- *English Wills and Their Historical Context 1383-1800* by Motoyasu Takahashi
- *Probate Records and the Local Community* ed Philip Riden
- *Genealogical Research in England and Wales vol 2* by David E Gardner and Frank Smith online at [https://familyrecords.awh.durham.ac.uk/nei/NEI\\_coote.htm](https://familyrecords.awh.durham.ac.uk/nei/NEI_coote.htm)
- *Death Religion and the Family in England 1490-1750* by Ralph Houlbrooke
- *The Law of Executors and Administrators* by Sir Samuel Toller, 7<sup>th</sup> ed corrected by Francis Whitmarsh, 1838
- Burn, R., *Ecclesiastical Law* (London, 1763-5) [Available online at NEI] [https://familyrecords.awh.durham.ac.uk/nei/NEI\\_coote.htm](https://familyrecords.awh.durham.ac.uk/nei/NEI_coote.htm)
- Coote, H.C., *The Practice of the Ecclesiastical Courts, with Forms and Tables of Costs* (Butterworth, 1847). [Available online at NEI] [https://familyrecords.awh.durham.ac.uk/nei/NEI\\_coote.htm](https://familyrecords.awh.durham.ac.uk/nei/NEI_coote.htm)
- *Probate Jurisdictions: Where to Look for Wills* by Jeremy Gibson & Stuart Raymond
- *Will Indexes and Other Probate Material in the Library of the SoG* by N Newington-Irving
- *Phillimore Atlas & Index of Parish Registers*



# Marriage Licences



Issued by the Church of England for priest to perform marriage without banns



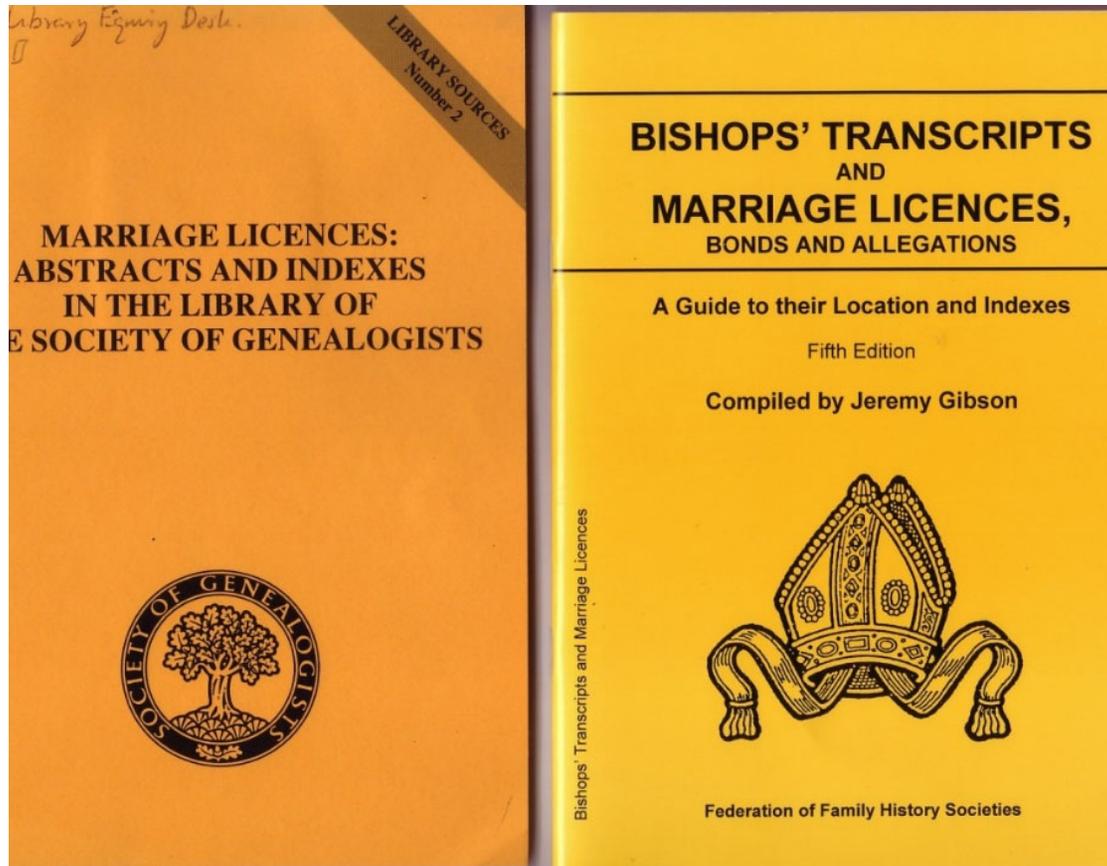
Valid for 3 months



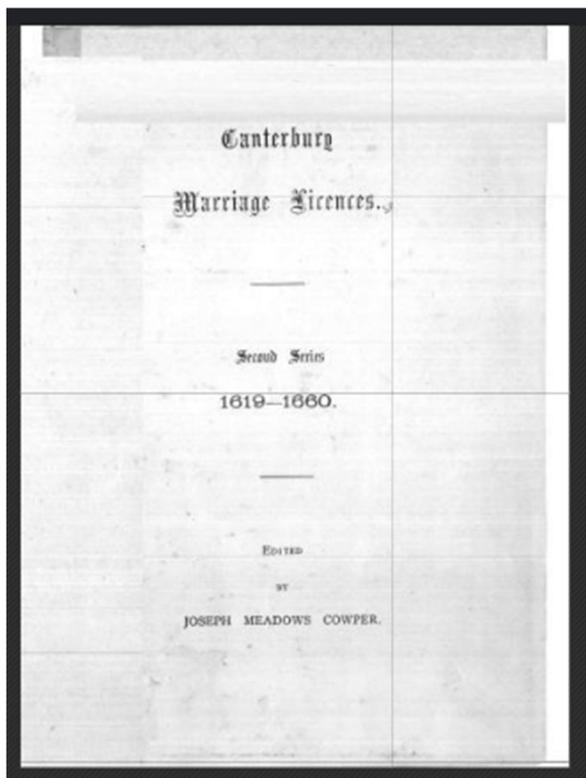
Date from at least earliest period of parish registers



Pre Hardwick Marriage Act of 1753 a marriage was valid without banns or licence



- Most records are held in Diocesan Record Office which usually are also County Record Offices
- See Jeremy Gibson's *Bishops Transcripts & Marriage Licences* which lists published indexes and finding aids as well as the location original records.



7	CANTERBURY	8
<p><b>Ady, Christopher.</b> of Rainham, yeom., widr., and Sarah Millway of Newington n. Sittingbourne, w. of John Millway, late s. p., dec. At Newington n. S. or Halstow. Robert Henley of Halstow, maltster, bonds. May 24, 1641.</p>		<p><b>Ady, William,</b> of Teynham, husb., ba., about 25, and Jean Smith, s. p., w. of Richard Smith, late s. p., dec. At S. Andrew's, Cant. John Lowde of Teynham, yeom., bonds. Oct. 7, 1639.</p>
<p><b>Ady, Edmond,</b> of Bredgar, husb., son of John Ady, s. p., who consents, and Elizabeth Tassell, s. p., v., about 16, whose mother consents, as is testified by the said John Ady. At S. Margaret's, Cant. Stephen Hulkes of Newnham, g., bonds. April 28, 1636.</p>	<p><b>Afford, George,</b> of Goudhurst, broadweaver, ba., about 40, and Elizabeth Tilden, s. p., maiden, about 37, d. of Roger Tilden, late of Benenden, dec. At Goudhurst. Feb. 9, 1619.</p>	
<p><b>Adye, Gregory,</b> of Selling, husb., ba., about 25, and Elizabeth Warde of Chilham, maiden, about 21, d. of William Warde of Molash, husb., who consents. At S. Andrew's, Cant. Oct. 23, 1621.</p>	<p><b>A Gace, John,</b> of S. M. Northgate, Cant., silkweaver, ba., about 20, whose father, John A Gace, consents, and Jane Russell, s. p., v., about 21, d. of Martha Le Froise, <i>alias</i> Russell, of All Saints', Cant., who also consents. At S. Dunstan's, Cant. Thomas Latter of S. M. Northgate, Cant., husb., bonds. March 25, 1644.</p>	
<p><b>Ady, Henry,</b> of Sittingbourne, g., ba., about 34, and Martha Purdu, s. p., w. of William Purdu, late s. p., dec. At S. Mildred's, Cant. July 29, 1644.</p>	<p><b>Akers (Akars), John,</b> of Warehorne, yeom., ba., about 27, and Ann Oliuer of Selling, v., about 21, d. of Sampson Oliuer, s. p., yeom., who consents. At Selling. Feb. 8, 1631.</p>	
<p><b>Ady, John,</b> of Ulcombe, clothier, ba., about 32, and Mercy Curling of Newington, w., about 32, relict of Henry Curlinge, late s. p., dec. At same. Sept. 29, 1623.</p>	<p><b>Akers, John,</b> of Warehorne, yeom., widr., and Margaret Chalke of Leysdown, w. of John Chalke, late s. p., dec. At Leysdown. John Larkin of Warehorne, yeom., bonds. July 12, 1639.</p>	
<p><b>Ady, Michael,</b> of Teynham, carpenter, ba., about 30, and Mary Bourne, s. p., v., about 24, whose parents are dead. At S. Margaret's, Cant. Nov. 19, 1634.</p>	<p><b>Acres, Robert,</b> of New Romney, rippier, ba., about 27, whose father consents, and Mildred Fann, s. p., v., about 25, whose parents are dead. At S. Margaret's, Cant. Nicholas Carpenter of Hythe, blacksmith, bonds. Oct. 22, 1640.</p>	
<p><b>Ady, Nicholas,</b> of Lynstead, g., widr., about 47, and Alice Hayward of Faversham, v., about 23. d.</p>		<p>Thomas of Faversham, yeoman</p>

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## All London and Surrey, England, Marriage Bonds and Allegations, 1597-1921 Results



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- ▶ Marriage & Divorce ✕

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London and Surrey, England, Marriage Bonds and Allegations, 1597-1921

This database contains marriage allegations and bonds made when applying for a marriage license in parishes in London and Surrey, England.

[Learn more about this database...](#)  
[Browse Individual Records](#) ▶

Results 1–20 of 3,724

View Record	Name	Event Date	Parish	Spouse's Name	Spouse's Parish	View Images
<div style="border: 1px solid #ccc; padding: 5px; background-color: #f9f9f9;"> <p style="margin: 0; font-size: 0.8em;"> <span style="font-size: 1.2em; color: #0070C0;">i</span> <b>Note:</b> To get better results, add more information such as <b>First Name, Last Name, Birth Info, Death Info or Location</b>—even a guess will help. <a href="#">Edit your search</a> or <a href="#">learn more</a>.                             </p> </div>						
View Record	Marie Corroll	19 Sep 1620	St Dunstan in the West	James Vicars	St Augustine	
View Record	Frances Cope	8 Nov 1620		John Brownerick	St Martin in the Fields	
View Record	Wm Crowther	20 Nov 1620	St Lawrence	Catherine Fox	St Martin	
View Record	Franck Craves	Jan 1620	St Stevens	Elizabeth Dondale	Fulham	
View Record	Richard Crefeild	6 Feb 1620	Southchurch	Susanna Roberts	Southchurch	
View Record	John Conde	6 Jun 1620	Clerkenwell, St James	Elizabeth Moore	Clerkenwell, St James	
View Record	Richard Culpepp	8 Aug 1620		Anne Evans	Whitehaven	
View Record	Mary Crissicke	May 1620		Thomas Underwood	Prittlewell	



London and Surrey, England, Marriage Bonds and Allegations, 1597-1921

1696 > Apr-Jun

May 1696  
Nathl Clark

28<sup>o</sup> Maij 1696

Appeared personally John Mapey of Towerstrooke  
Lond Barrator aged ab. 54 yeares and alldayed  
that he would be marry with M<sup>rs</sup> Cecelia  
Fulleridge of Battersea in y<sup>e</sup> County of Surry  
Spinster aged ab. 30 yeares he not knowing of  
any lawfull lett or impedim<sup>t</sup>. by reason of any  
procurat<sup>r</sup> consanguinity affinity or otherwise  
to hinder y<sup>e</sup> said intended marriage of y<sup>e</sup> hatts  
of which he made oath and prayd licence  
for them to be married in y<sup>e</sup> Parish Church  
of S<sup>t</sup> Mary Magdalene C<sup>h</sup>. Weststrate &c

Mapey  
Fulleridge

John Mapey

jur<sup>o</sup> cor<sup>o</sup> M<sup>o</sup>.

J. Cooke  
Sun

Class 3: 17th-Century English Research

London, England, Church of England Baptisms, Marriages and Burials, 1538-1812 for Jane Atcliffe

City of London > Saint Giles Cripplegate > 1696-1707



HOME RESEARCH HUB EDUCATION GET INVOLVED SHOP AGM 2024

RECORD SET [BOYD'S MARRIAGE INDEX](#)

Jane Atcliffe

← Back to search results

🔖 Unique ID : CARD7588815

☰ Boyd's Marriage Index

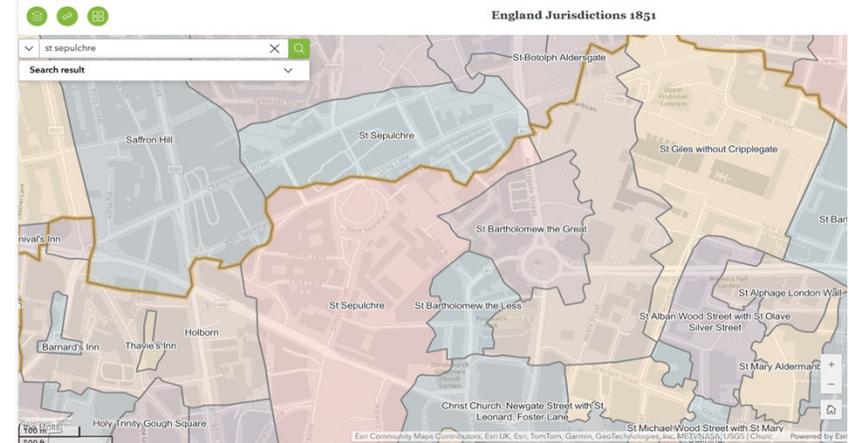
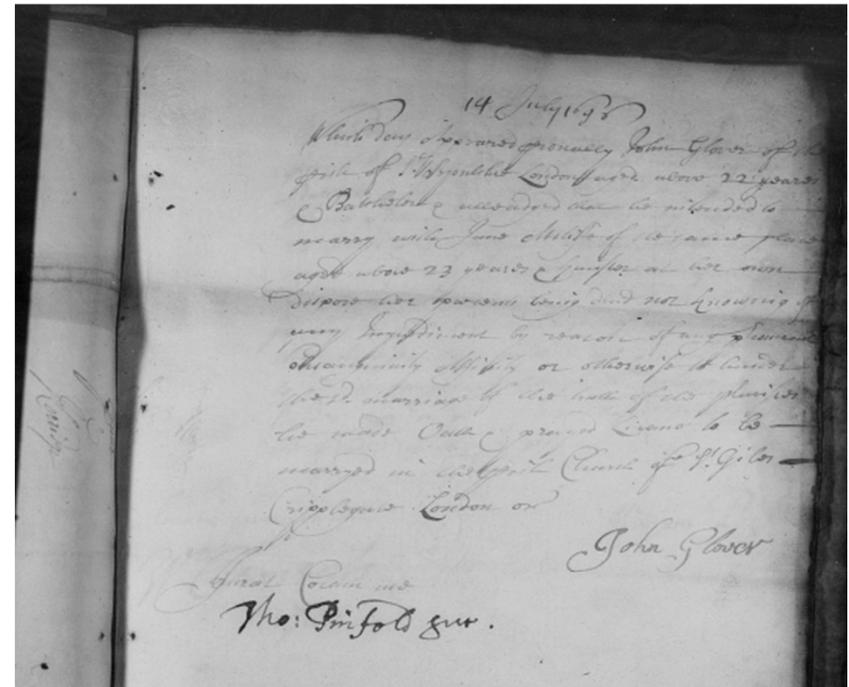
Print

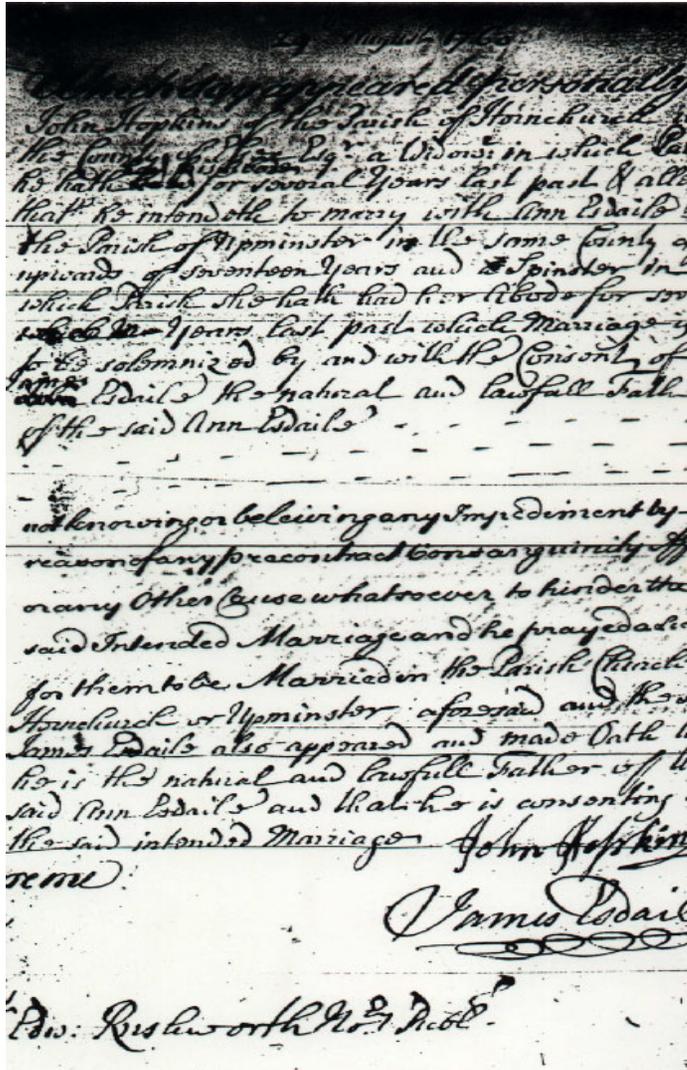
👤 Transcript of record for Jane Atcliffe

First name(s)	Jane	Last name	Atcliffe
Person type	Spouse		
Year of marriage	1696	Parish of marriage	Faculty Office Marriage Licences
Spouse First name	John	Spouse Last name	Glover

📁 All associated files (0)

🔗 About this name index





[← BACK TO SEARCH RESULTS](#)

[PRINT](#) [Catalog Print List](#)

### Marriage allegations for the Province of Canterbury, 1660-1851

[Add to Print List](#)

Authors: Church of England. Province of Canterbury. Vicar General (Main Author)

Format: Manuscript/Manuscript on Film

Language: English

Publication: Salt Lake City, Utah : Filmed by the Genealogical Society of Utah, 1964

Physical: 270 microfilm reels ; 35 mm.

References: (Finding Aid) Register of marriage allegations of the Vicar General of the Archbishop of Canterbury : indexes, 1660-1921; marriage allegations 1660-1851 / Church of Jesus Christ of Latter-day Saints. Genealogical Society, Library Division

#### Notes

Microfilm of original records at the Lambeth Palace in London.

Also includes indexes to the allegations, 1660-1921.

[View this catalog record in WorldCat for other possible copy locations](#)

#### Subjects

[← BACK TO SEARCH RESULTS](#)

[PRINT](#) [Catalog Print List \(0\)](#)

### Marriage allegations from the Archbishop of Canterbury Faculty Office for Great Britain, 1632-1851; and a calendar of marriage licenses for the allegations, 1632-1955

[Add to Print List](#)

Authors: Church of England. Archbishop of Canterbury. Faculty Office (Main Author)

Format: Manuscript/Manuscript on Film

Language: English

Publication: Salt Lake City, Utah : Filmed by the Genealogical Society of Utah, 1963

Physical: 217 microfilm reels ; 35 mm.

#### Notes

Microfilm of original records at Lambeth Palace in London.

Area covered by the allegations: England, Wales, Channel Isle and the Isle of Mann.

[View this catalog record in WorldCat for other possible copy locations](#)

#### Subjects

##### Locality Subjects

[England - Church records](#)

[Great Britain - Church records](#)

# Marriage Licences online



## Findmypast

Archbishop of  
Canterbury Faculty and  
Vicar General, Yorkshire,  
Cheshire, Lincolnshire,  
Salisbury (Sarum)



## Ancestry

London, Surrey and many  
published printed  
indexes



## FamilySearch

Cheshire, Durham\*, Norfolk\*, Yorkshire\*  
Images of original records from local archives  
via catalogue

# QUESTIONS?

**Schedule a consultation**

*[consultations@americanancestors.org](mailto:consultations@americanancestors.org)*

# Part 2

Other business

# Church Courts business

Probate

Marriage Licences  
& Clandestine  
Marriage

Matrimonial  
Disputes

Refusal to pay  
church rates or  
tithes

Unseemly  
behaviour in  
church

Working or rowdy  
behaviour on a  
Sunday

Adultery &  
fornication

Incest

Scolding

Heresy

Usury

Simony

Church discipline

Licences of  
midwives,  
schoolmasters,  
surgeons

The church fabric

# CHURCH COURT BUSINESS

Not all courts were empowered to act in all the types of action available.

Matrimonial cases, legal separation, breach of promise etc had to go to the bishops' courts or higher.

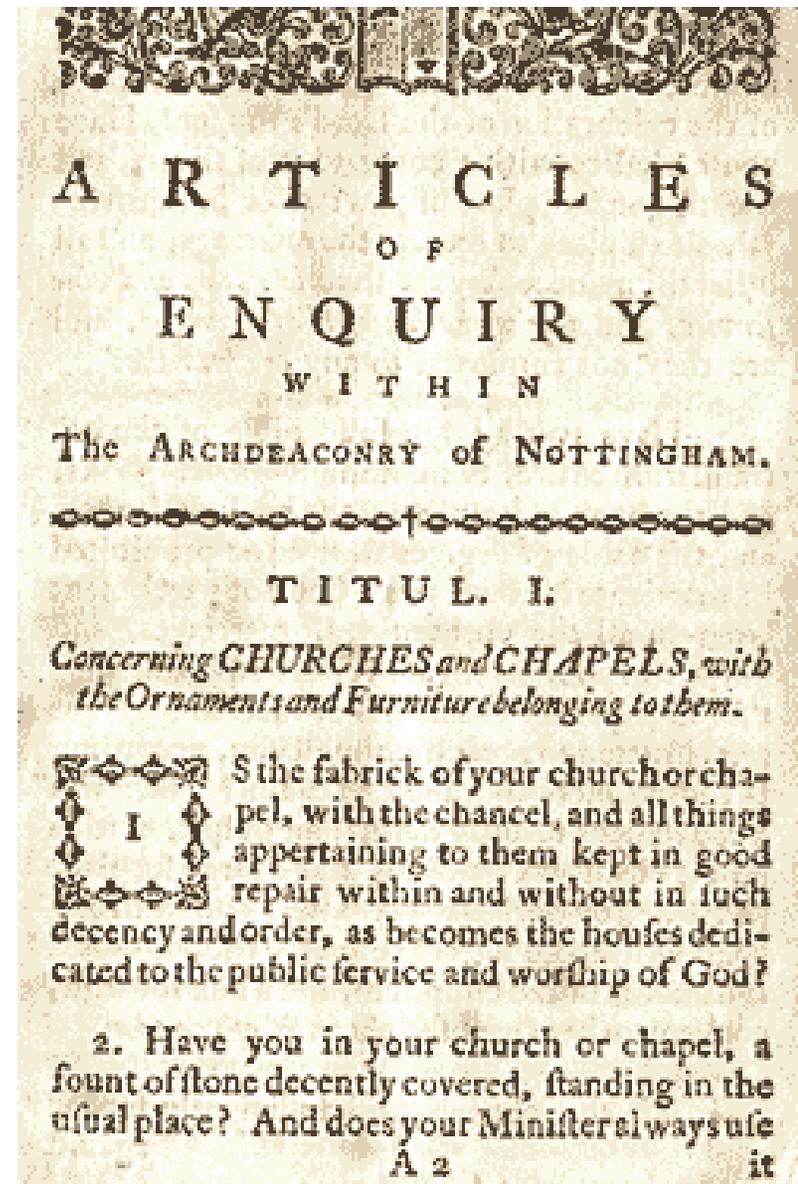
Some courts had no probate jurisdiction and some had only that

- At different times the courts focused on different types of offence, sometimes following a national lead. William Laud (1573-1645), Archbishop of Canterbury, tried to enforce uniformity in church furnishing, especially with regard to altars and communion rails. Puritan opposition to their introduction in the late 1630s brought many individuals before the court.
- **Most common offences presented to the Nottingham Archdeaconry court:**
  - 1587-1599 Not repairing the church building
  - 1600-1609 Not receiving holy communion
  - 1610-1619 Not receiving holy communion
  - 1620-1629 Sexual relationships before marriage
  - 1630-1639 Sexual relationships before marriage
- As more people turned from the Anglican church to dissenting communities, opposition to the church courts increased. For example in 1643 the Nottingham Archdeaconry court ceased to sit, and it was abolished altogether during the Commonwealth period but was reinstated after the Restoration of King Charles ii

## Not popular with Puritans

- John Field and Thomas Wilcox's Admonition to the Parliament of 1572 denounced the courts of the archbishop of Canterbury as 'the filthy quagmire, and poisoned plash of all the abominations that do infect the whole realm', and hence attacked the lower jurisdiction of the 'commissary's court' as
- "but a petty little stinking ditch, that floweth out of that former great puddle ... In this court, for non payment of two pence, a man shall be excommunicated if he appear not when he is sent for ... And, as it is lightly granted and given forth, so if the money be paid, and the court discharged, it is as quickly called in again. This court... punisheth whoredoms and adulteries with toyish censures, remitteth without satisfying the congregation, ... giveth out dispensations for unlawful marriages, and committeth a thousand such like abominations. God deliver all Christians out of this anti-christian tyranny, where the judges, advocates and proctors for the most part are papists, and as for the scribes and notaries as greedy as cormorants ..."

- By the 1700s the Nottinghamshire church courts began reporting a much smaller range of offences. They focused on obvious moral lapses such as the birth of illegitimate children. In Easter 1751, nine out of ten reports were 'omnia bene', or 'nothing to present'. However, Articles of Enquiry concerning all possible ecclesiastical offences were issued up to the end of the 18th century. The last surviving Excommunication notice dates from 1768, the last Penance was issued in 1794, and presentments ceased to be recorded in the Act Books from February 1796.
- **Most common offences presented to the Nottingham Archdeaconry court:**
  - Easter 1668 Not attending church
  - Easter 1688 Not paying church duties
  - Easter 1708 Not paying church duties
  - Easter 1728 Having illegitimate children
  - Easter 1751 Having illegitimate children



## Two types of church court business

### **OFFICE/OFFICIAL**

- Disciplinary matters
- Moral crimes
- Brought by court officers such as church wardens' presentments

### **INSTANCE**

- Two parties on dispute
- e.g. defamation, tithes, matrimonial disputes, probate disputes

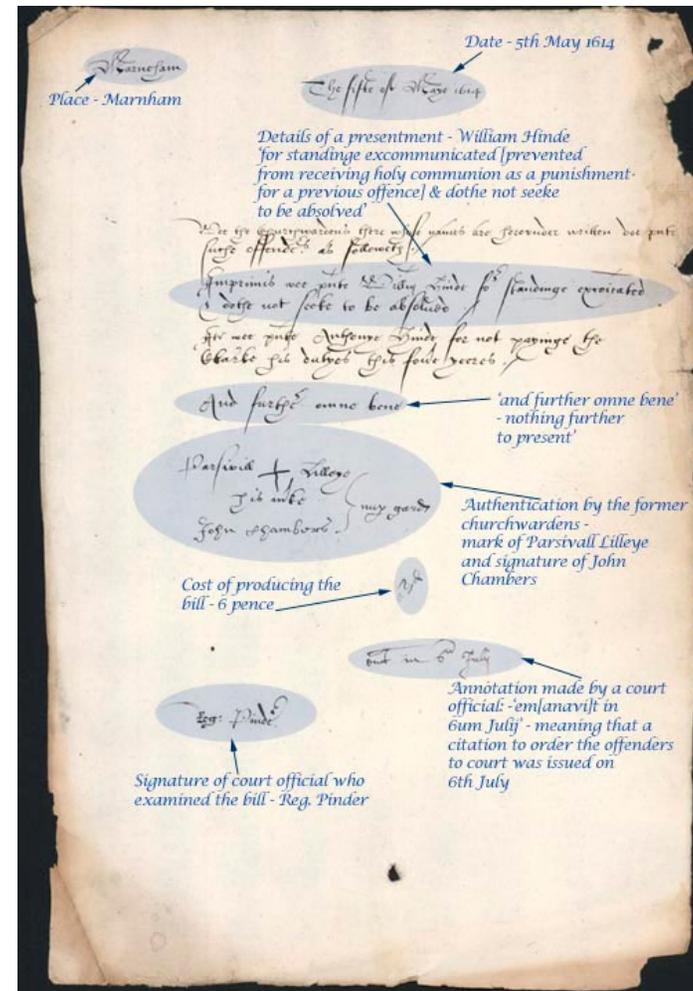
# “Ex Officio” Office/Official Cases

Summary pleadings

Few documents

Short procedure noted in a court act book

excommunication



Presentment Bill from Marnham parish Notts, AN/PB 295/3/42

## Office Cases in the Commissary Court of London

- *“In December 1634 the Commissary Court sat to look to the affairs of the Diocese. Whole days were allowed to rough spots like the parishes of St Clements Danes and St Martins in the Fields. Two weeks before Christmas a contingent of about 200 came from Stepney to be castigated and another 100 were summoned. They were weavers, sailors women, bricklayers, barmaids etc . The overwhelming majority were there because they had born, sired or delivered bastards”*

# Office Cases in the Archdeaconry of London



1<sup>st</sup> June 1636 saw 158 office suits in the archdeaconry between the hours of 9-11am



Parishioners refusing to pay the poor rates in Stepney



21 Puritans refusing Easter Communion in St Andrew by the Wardrobe



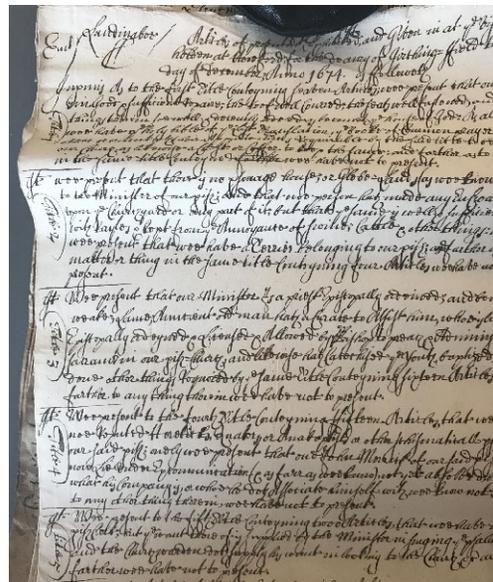
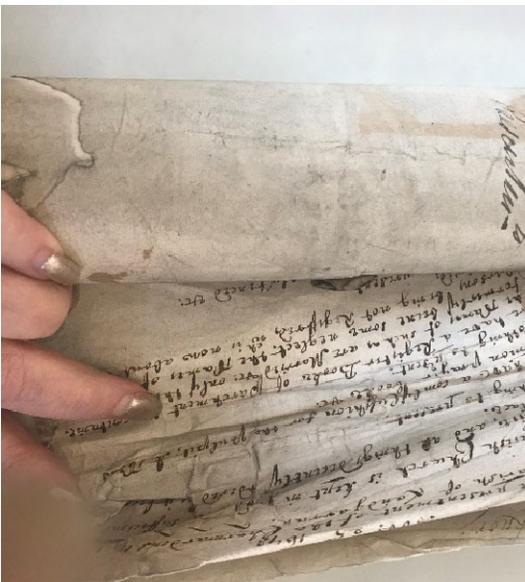
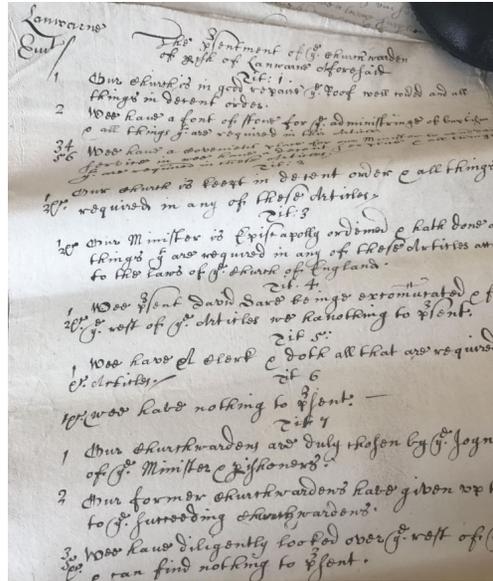
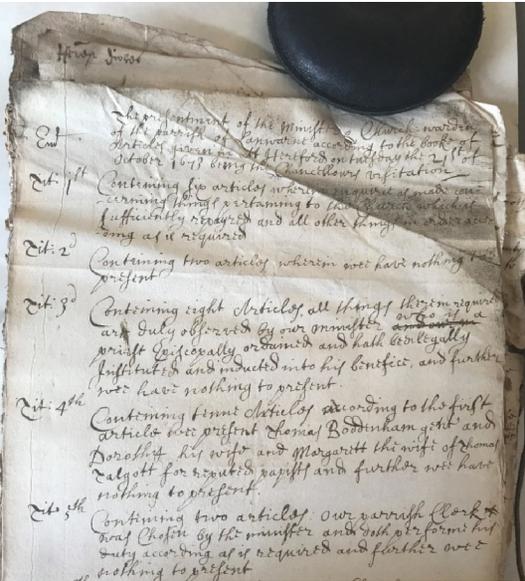
Thomas Key indicted for putting his hands under Joane Field's coat in the vestry at St Andrews Undershaft



Richard Wetnoll kept his hat on during divine service



Sarah Jones disliked the new pew the wardens had moved her to and kept going back to her old one



## Herefordshire Diocese Churchwarden Presentments

Churchwardens and 'sidemen' were required (Canons 26 and 109-119) to present offenders against ecclesiastical law at least once a year (usually twice, at Easter and Michaelmas) and at visitations but they could also make 'voluntary presentments' at any time.

Presentments to the church courts were written out by the church-wardens or were in the form of answers to a set of articles of visitation and enquiry sent in advance

Henry Jones

End

The presentment of the Minister & Church-warden  
of the parrish of Lanwarme according to the booke of  
Articles given in at Hereford on tuesday the 21<sup>st</sup> of  
October 1673 being the Chancellours visitation

Tit: 1<sup>st</sup>

Containing six articles wherein enquire is made con-  
cerning things pertaining to the Church which is  
sufficiently repaired and all other things in order accor-  
ding as is required

Tit: 2<sup>d</sup>

Containing two articles wherein wee have nothing to  
present

Tit: 3<sup>d</sup>

Containing eight Articles, all things therein required are duly observed by our minister <sup>who is a</sup> ~~and our~~ priest Episcopally ordained and hath been legally Instituted and inducted into his benefice, and further wee have nothing to present.

Tit: 4<sup>th</sup>

Containing tenne Articles according to the first Article wee present Thomas Boddinham gent and Dorothy his wife and Margaritt the wife of Thomas Talgott for reputed papists and further wee have nothing to present.

Tit: 5<sup>th</sup>

Containing two articles: our parrish Clerk it was chosen by the minister and doth performe his duty according as it required and further wee have nothing to present

Tit: 6<sup>th</sup>

Containing five Articles: our Church-warden is yearly chosen by the minister & ~~the~~ parrish ioners and doth execute his office according as it required & further wee have nothing to present

## BENSON.

324. *Mutilated.*
325. We the Churchwardens of Bensington doe present unto you William Carpenter uppon suspition of a fame of Adulterie with Joane Coxe of Bensington. caetera bene. The Inke of John Brasier the Inke of John Jacob. Robert Greyson.  
Wee farther presente the Chapter of Christchurch for not repairing of the Chancell of Bensington w<sup>ch</sup> now lies ruinous & ready to fall unlesse some speedye course be forthwith taken. [*circa* 1620]
326. These are to Certefye you that there was no seate erected in our Church of Bensington but a Deske onely & that by the appointed [*sic*] of the minister & twoe questmen in the absence of the churchwarden, who when he sawe it stand in a decent place gave his consent likewise.  
Jo: Shurlocke minister. John Tabot Thomas Wiggin s<sup>r</sup> questmen for Bensington. [*circa* 1620]
327. [*n.d. circa* 1620.]  
A presentment made of the minister & Churchwardens of Bensington concerning the parrishioners & others of the layetye.  
Imp<sup>r</sup>mis we present Richard ffoster for workinge on the Saboath dayes.  
Item we present Thomas Phelp & Sislye Adames, Edward Nubery & Ann Adams for Committing incontinencye before their marriages togeather.  
Item We present Thomas Mayowe the elder for a recusant & Thomas Buckland & [his] wife for not receiving the comunion at Easter.  
Item we present Joan Coxe for not taking her pennance & contempt of our Minister in Contesting with him in time of Diuine prayers.  
John Shurlock minister.  
John Quelch Symon Browne Churchwardens.  
Raph Quelch Tho: Holecrafte Sydemen.
328. [*n.d. circa* 1625].  
A true presentment made by the Churchwardens of Bensington according to the booke of Articles.

THE  
CHURCHWARDENS' PRESENTMENTS  
IN THE  
OXFORDSHIRE PECULIARS  
OF  
DORCHESTER, THAME and BANBURY.

EDITED BY  
SIDNEY A. PEYTON,  
LIBRARIAN OF THE UNIVERSITY, READING.

ISSUED FOR THE SOCIETY,  
1928.

15. The presentment of the Church Wardnes of March Ball[den].  
May the 17th 1669.  
William Walkkar<sup>1</sup> and his Wife<sup>2</sup> for not receiveng the Communion : goodwife Clevar<sup>3</sup> the wife of John Clevar for Not receiving the Communion.  
Henery Oakley<sup>4</sup> for not receoing the Communion.  
William<sup>5</sup> fferyman for not receoing the Communion.  
Thomas Pearce John Wakar.  
Emanavit citatio 1.2.3.4.5. Septembr. 1669<sup>o</sup>.
16. The presentme [*sic*] of the Church Wardines of March Balldwin : September the 13th 1669.  
Wee Present William Wakar and An his Wiffe for Not coming to Church.  
And wee Present The Wiffe of John Clevar for not Coming to Church.  
Thomas Perc and William Long. Church Wardens.  
(*Oxon. Archd. papers. Oxon. c. 160. The wife of John Cleever excommunicated.*)
17. The presentment of the Church-wardins of March Baldon.  
April 14. 1670.  
Imprimis we present William Walker<sup>1</sup> and his<sup>2</sup> wife for not comming to Church & receiving the Communion at Easter.  
Item we present Jone<sup>3</sup> Cleaver for not coming to Church & receiving the Communion at Easter.  
Thomas Pearse William Long. Church-wardens.  
Emanavit citatio 1.2.3. 1<sup>o</sup> Octo. 1670<sup>o</sup>.
18. 10 October 1670.  
Wee present William Walker & his wife Anne Walker for not comming to Church.  
Wee present John Cleaver for not coming to church.  
John Huxstable Minister. William Long John Cleaver Church wardens.
19. 26 May 1671.  
Imprimis we present William<sup>1</sup> Sharpe for not paying the taxe to the Church being six shillings. Item we present Joane<sup>2</sup> Cleaver for not comming to Church.  
Emvt. cio. 1.2. 26 Augusti 1671<sup>o</sup>  
John Huxtable minister. William Long John Cleaver Church wardens.

# Act Book of the Peculiar Court of Banbury 1625-1638

- 1627-1631 Margaret Bull of Grimsbury - Various citations of incontinence with one unknown, excommunicated “she hath since been in the house if correction“ for the same”
- 1633 John Pedley for laying violent hands upon Susan French, widow, making her bleed at the moth in an arrest made by him upon her in Banbury Churchyard
- 1634 Mary wife of Thomas Hackell often absent from Church, excommunicated, absolved, dismissed with a monition
- 1635 James Pettifer for incontinence with the wife of ... Pratchet

## Peculiar of Banbury 1630

- Alice Rowsham of Kings Sutton appeared .. “being unlawfully begotten with child” .. By Thomas Charles of Neithrop in the parish of Banbury who had carnal knowledge of her for the first time on Shrove Tuesday at widow Long’s house they both being there for servants together .. and divers times since
- Thomas Charles of Neithrop – denieth he ever had carnal knowledge of the said Alice and offered to “Purge” with four others
- Mathew (s/o widow) Long of Neithrop “same cause” denieth he has committed the act of incontinence with her but confesseth that he did kiss and handle her by her secret parts
- John Fracknell of Neithrop – cited for the same charge.

# Sabbath Breaking and misbehaving in church

the records of the Nottingham Archdeaconry court show people fighting for seats, turning up drunk, allowing children to run around and cry, arguing with the minister or churchwardens, and larking around on consecrated ground.

Parishioners reported to the church court for 'Sabbath-breaking' were shown to be enjoying a variety of community entertainments, ranging from simple gatherings in the alehouse, games of 'nine holes', quoits and bowling, to music, dancing and theatricals. In 1637 John Sprigg of Tuxford, for example, hired a musician, Thomas Hags, to play in his house, and was presented for allowing young people to dance there while a church service was going on (AN/PB 341/4/45).

R. F. B. Hodgkinson, *Extracts from the Act Books of the Archdeacons of Nottingham*,  
*Transactions of the Thoroton Society*, 29 (1925)



Morals

## Incest and adultery on the Isle of Man “with his wife’s sister’s daughter”

“To be committed a month in St Germans Prison and before his release to give bonds to ... make one Sunday’s penance at the church door of every parish and at the market cross of every town within this isle... bare legged and bare headed covered over with a white linen sheet” Consistory

Court of Sodor & Man

In Nomine Dei,      Nov<sup>r</sup> 8<sup>th</sup> 1705

Whereas, Wm Kissack of the Xthoray hath committed  
Fornic<sup>r</sup> & Adultery with his wife's sister's daughter being  
Xhan to of good reputation of Gods of the Holy See  
and damnation of his immortal Soul without the good  
mercy of God upon his sincere repentance, is there-  
fore condemned as followeth.

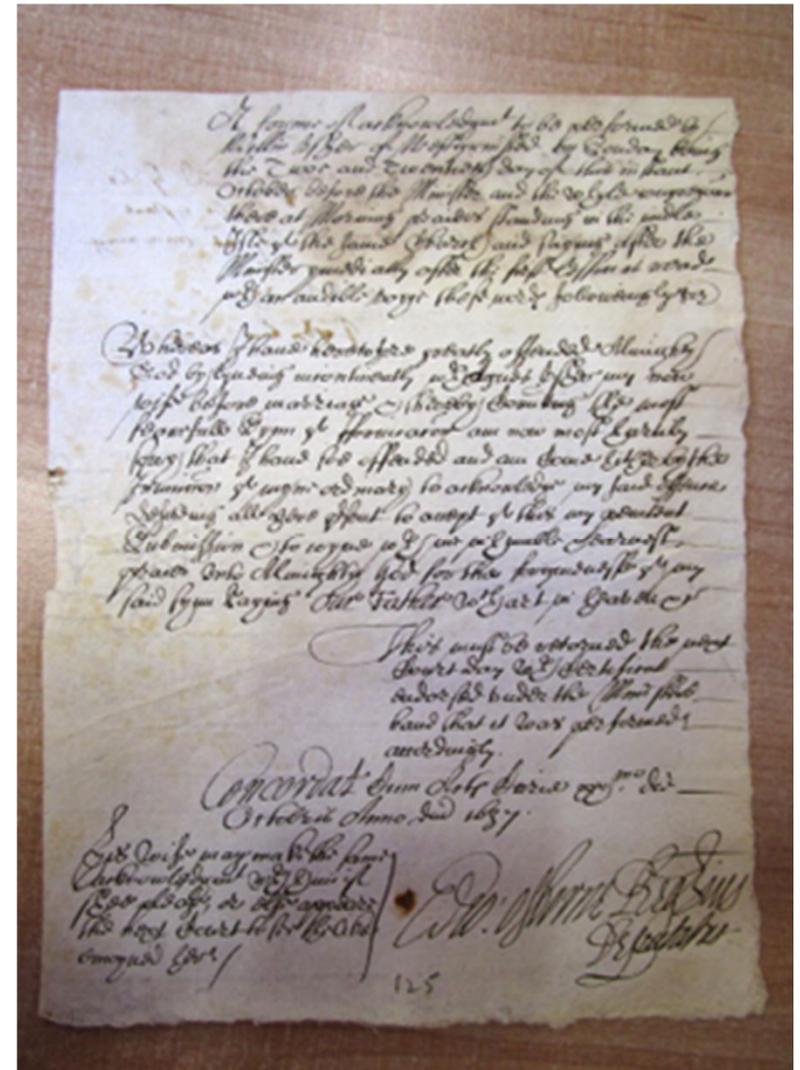
To be committed a month in St Germans Prist  
and before his Release to give Bonds to perform the  
ensuing Penances, vizt. To make one Sunday's pen-  
ance at the Church door of every parish or  
at the market cross of every town within this Is-  
le in the field & manner following. vizt. To  
stand bare legged at the ringing of the bell pre-  
ceding prayer till he has performed bare footed  
bare legged & bare headed, covering over with a  
white linen sheet, and a small white wear on his  
hands, and to stand during the going and  
coming out of the church, and also to stand  
at the market Cross for 1/2 space of two hours  
(on the market day) from nine to eleven on the  
forenoon with a schedule or list of all the names  
his crime, with a rod by the name of adultery  
respecting parishes, and to be repeated by the  
offender, as followeth.

Good Christian People,

I am thus justly condemned for my  
abominable Sin of Adultery & Fornic<sup>r</sup> with my  
wife's sister's daughter Ann Christian, whereby I  
am grievously fallen & have given great offence  
to all good Christians here present, & to all other  
of the said Church who shall hear thereof.

# Church Penance of William Usher 1637 for adultery

- A form of acknowledgment to be performed by William Usher of West Grinsted on Sunday being the Twoe and Twentieth day of this instant October before the Minister and the whole congregacion there at Morning praiers standing in the middle Isle of the same Church and saying after the Minister ymedially after the first lesson is read with an audible voyce these words following, viz:
- Whereas I have heretofore greatly offended Almighty God by lyeing incontinently with Agnes Usher my now wif before marriage & thereby Comitting the most fearefull Syn of Fornicacion, am now most hartily sorry that I have soe offended, and am Come hither by the Iniuncion of myne ordinary) to acknowledge my said offence desireing all here present to accept of this my present Submission & to ioyne with me in humble hearnest praiere unto Almighty God for the forgiouenesse of my said synn saying Our Father which art in heaven etc
- This must be returned the next Court day with Certificali endorsed under the Ministers hand that it was performed accordingly.
- Concordat Cum Actis Carne 20th die Octobris AD 1637.
- His wife may make the same acknowledgement}
- with him if she please, or else appeare the next}
- Edw Osborne, Regius Th - tatus
- Court to see the like enioyned hers

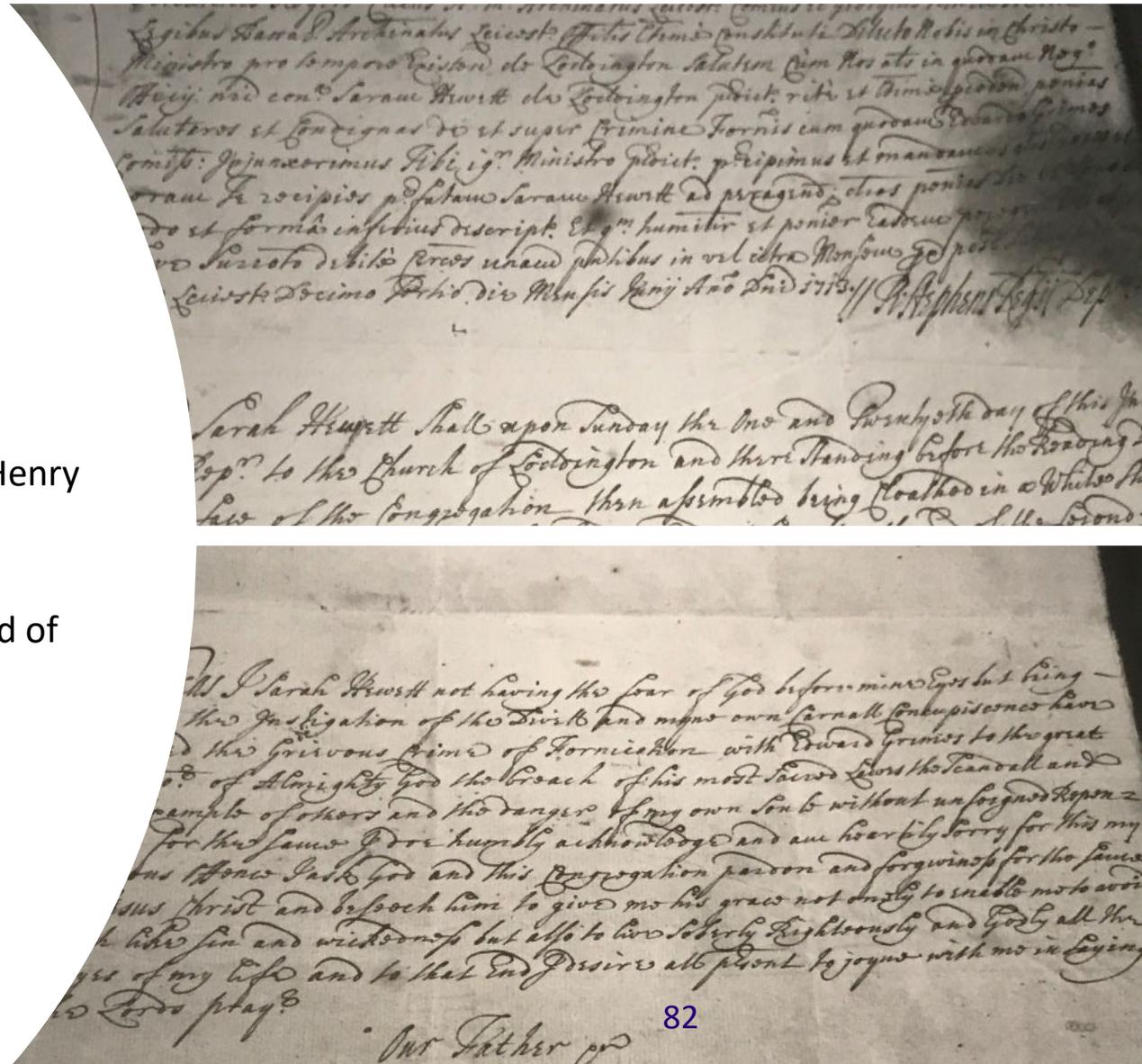


# Instance Cases (disputes) can lead to reams of documents

Plenary or formal written pleadings	More documents and court procedures	Depositions (witness statements)	Interrogatories (lists of questions)
Sentences and decrees (court decisions)	Citations	Libels	Allegations
Compulsories (summoning of witnesses)	Excommunications	Absolutions	Prohibitions (court prevented from taking further actions and case transferred to civil court)

Leicestershire Archdeaconry church court instance cases examples index 1679-1820 at Record Office

- 1682 box xl doc 031 – Fornication
  - Buckminster: Samuel Dixon, Vicar v Henry Thorpe, George and Mary Potter
- 1681 box xl, doc 060-062 - Defamation
  - Huggestone Anne Wife of Daniel Wood of Ashby de la Zouch v John Weston
- 1713 box lix doc 050 – Fornication
  - Office v Sarah Hewitt



# Personal relationships in Nottinghamshire

---

Extramarital sexual relationships often came before the court, which was concerned both about Christian morality and the social problems of illegitimacy. Salacious details abound: Elizabeth Smyth of Lound, an alehouse-keeper, was commonly known as 'Few Clothes' and was reported in 1610 to have committed adultery with two men - one a wife beater and wizard - and to have had an illegitimate child by a third (AN/PB 296/1/3).

---

Meanwhile, in Normanton-on-Trent in 1626, a Walter Garlick, who was separated from his wife in Wiltshire, was living 'lasciviously'. He boasted that he could have fourteen women at his pleasure! (AN/PB 326/10/17)

---

Domestic violence and the arguments of neighbours could come before the church courts. Thus, in 1634 Robert Haslape of Kelham came home drunk and beat his wife in time of divine service (AN/PB 328/7/20), while Agnes Ridge of Winthorpe, rebuked by her mother-in-law in 1624 for receiving disorderly persons into her house, called her 'old rade' and threw stones at her (AN/PB 326/6/42).

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Clergymen were not always the best examples to their parishioners. In 1634, Mr Thomas Holden, the curate of Lambley, was accused of striking one parishioner, brawling with another in the church, quarrelling with others, haunting alehouses and living in adultery (AN/PB 303/309).

## Sussex Church Court Deponents 1556-1694

706. On behalf of William STURT, [1618] (ref Ep/I/11/13, f.20-21)

- Parish not named [Petworth], testamentary, will of Elizabeth HAWKINS of Petworth.
- Deponents: Robert HILL, gent of Petworth where lived 30 years, before Broadclyst, Devon where born, aged 60, sign.
- John NALDRETT of Tillington where lived 2 years, before Kirdford where born, aged 23, sign.

711. Jane wife of John WORSFOLDE of Horsham v Edward STURT of Horsham, [1618]

- (ref Ep/I/11/13, f.36-37, 41) [Horsham], defamation. Deponents: Matthew WHITE, yeoman of Horsham, where born and lived, aged 35, sign.
- Richard WHITE, blacksmith of Horsham where born and lived, aged 37, sign.
- On 28 November 1618, John WRIGHT, carpenter of Horsham where born, aged 50, sign.
- On 16 January 1619, Richard CONSTABLE, yeoman of Horsham where lived 12 years, before Capel, Surrey where born, aged 40, sign.

ed. Michael Burchall *Published on CD by Parish Register Transcription Society*



'Thou art a pocky whore and the pox breaks out in thy face and thou wouldest to bed to an honest man to beggar him and his children'.

**38 Defamation:** 25 May 1611 (ff. 99,99v,100).  
*Parties:* John Crayker, constable v William Gray.  
*Witnesses:* Bridget Hawkins of Begbroke, resident four years, previously of Woodstock where born, aged 24; Ralph Vernon of Begbroke, resident since Michaelmas, previously of Ridley, Cheshire, since birth, aged 26, gentleman; Lawrence Woodhull, rector of Begbroke, aged 42.  
*Others:* Thomas Flexney; wife of William Gray.  
*Substance:* On Low Sunday Crayker and Gray were arguing angrily at Woodhull's 'closegate' about a warrant which Crayker as constable was to execute on Gray. Gray said to him 'Crayker thou hast had my wife since Allhallowtide last at thy command and at thy use and tomorrow I will turn her out unto thee'. In the evening Woodhull and Hawkins were called to go to Gray's house on the pretence that his wife was mad. Gray said to him that Crayker had followed his wife into his Master's heath to devil her 'for so he termed the word'.

**39 Testamentary:** will of Nicholas Brookes: 31 May 1611 (f. 101); 5 June 1611 (f. 101v).  
*Parties:* ??? v Margaret Brookes, widow of Nicholas Brookes.  
*Witnesses:* William Cooper of St Giles, resident about 11 years, previously of Oxford for 34 years, aged 44; Thomas Keene(m) of St Giles, resident three years, previously of St Mary Magdalene for two years and of Headington where born, aged about 29.  
*Others:* Thomas Flexney; Thomas French; Master William Willmott.  
*Substance:* Cooper and Keane confirmed that the will before the court was the one that Cooper had written out 'according to the true intent and meaning of Nicholas Brookes' and which Keane had witnessed. In it Brookes had made his wife his sole executor.

**40 Refusal of communion and baptism:** 15 June 1611 (ff. 102,102v); 22 June 1611 (ff. 103,103v).  
*Parties:* William Turner v Master James Wallinger, rector of Broughton Poggs.  
*Witnesses:* Richard Bell of Broughton Poggs, resident 14 years, previously of Slaughter, Glos, for 15 years and of Burford where born, aged 70; Andrew Parrat of Broughton Pogges, resident nine years, previously of Milton [-under-Wychwood] where born aged 56; Thomas Prittford of Broughton Poggs, resident nine years, previously of Milton [-under-Wychwood] where born, aged 56.  
*Others:* Thomas Flexney; wife and children of William Turner.  
*Substance:* Witnesses were agreed that by the law of the land all the parishioners and inhabitants of Broughton Poggs were bound to repair to their church on

Sundays and holy days and other days appointed and were accustomed to hear divine service and receive the sacraments. William Turner had gone to the church last Easter and when morning prayers ended he knelt down decently near the communion table in the chancel to receive the holy communion. Wallinger administered both bread and wine to all the other parishioners but refused them to Turner who called upon the others to witness that he had been refused. Turner had had a daughter some two years previously but Wallinger had refused to baptise her even though it was thought she was in danger of dying. She was therefore taken to Langford to be christened.

**41 Matrimonial:** 28 June 1611 (ff. 105v,106).  
*Parties:* Nicholas Elliot v Elizabeth Haywood.  
*Witnesses:* George Webb of St Aldate, resident 12 years, previously of Stanton Harcourt where born, aged 48, servant, worth 40 marks of his own proper goods; Thomas Wood of St Thomas, resident two weeks, previously of St Aldate for a year, of St Peter le Bailey for seven years and of Milton since birth, carpenter, worth £10 of his own goods.  
*Others:* Thomas Flexney; Oliver Smith.  
*Substance:* Last August about seven or eight o'clock in the evening George Webb and Thomas Wood had gone to Elizabeth Haywood's house in St Aldate to witness a contract of marriage between her and Nicholas Elliot. George Webb was working at his trade of carpenter when Wood came to ask him to go. Elizabeth and Nicholas were sitting at the board's end and Nicholas, taking Elizabeth by the hand, said he took her as his wedded wife to continue in the way of matrimony until death parted them. He then kissed her. Elizabeth pledged her troth similarly to Nicholas. By reason of these promises they were taken to be man and wife in St Aldate.

**42 Defamation:** 12 October 1611 (ff. 108,108v); 16 November 1611 (ff. 111, 111v).  
*Parties:* Joan Gammon v Denise *alias* Deans Golder of 'Nuffield *alias* Tuffield'.  
*Witnesses:* Joan Curtise(Curtoise) of Bix, resident 30 years, aged 72; Margery Dowglass of Bix, resident three years, previously of Ipsden ('Ipsdon') for a year and of Wargrave, Berks, where born, servant to Joan Curtise; Christine Rawlins of Bix, resident 20 years, previously of Harwell, Berks, where born, aged 66.  
*Others:* Christopher Curtoise; Thomas Flexney; Charles, brother of Deans Golder; son of Charles, aged about 16; Ralph Golder; Richard, son of Deans Golder.  
*Substance:* Evidence (circumstances described) that Deans Golder had said that Joan Gammon was with child by Deans' son, Richard, 'at this instant time if she do well'. He had kept her this twelvemonth as commonly as any man keeps his

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Church Court Cases/Depositions occasionally published

# London Consistory Depositions 1586-1611

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## London Consistory Court Depositions, 1586-1611: List and Indexes

Edited by Loreen L. Giese. London Record Society, volume 32. Abstracted details of nearly 1,800 cases, relating to defamation, marriage, tithe and other disputes.

London Record Society. Originally published by London Record Society, London, 1995.

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Entry	Item Number	Date	Parties	Cause	Name of Witness/Parish or Place of Witness	Occupation/Status of Witness/Age of Witness
1673.	DL/C/219/317v-319v	2-1-1610/1	Edmund Fawne, Gentleman c Margaret Williams, Widow	Tithe	Thomas Parker; St. Giles in the Fields (Midd)	Carpenter; 60
1674.	DL/C/219/319v-321r	[2-1-1610/1	Edmund Fawne, Gentleman c Margaret Williams, Widow]	Tithe	John Longe; St. Clement Danes	53/4
1675.	DL/C/219/321r-321v Interrogatory 322v-323r	8-1-1610/1	[Margaret] Perry als More c [Richard] Warren	Mat; Enf	Nicholas Parson; Stratford Langthorne (Essex)	Baker; 46
1676.	DL/C/219/321v-322r Interrogatory 322r-322v	[8-1-1610/1	Margaret Perry als More c Richard Warren]	Mat; Enf	John Penyfather; Stratford Langthorne West Ham (Essex)	Clothworker; 48
1677.	DL/C/219/323r-324r Interrogatory 324r-324v	[8-1-1610/1	Margaret Perry als More c Richard Warren]	Mat; Enf	George Bruffin als Penyfather; Stratford Langthorne	Weaver; 30





# Defamation Cases The Court of Scolds or Bawdy Courts

11 Ballaugh Aug: 5<sup>th</sup>

It being proved by Mary Fry & Ewan Kissack  
 that Isabel Kissack reflected on Alice Kissack  
 in a very base & bawdy manner, calling her  
 the wife of him that had y<sup>e</sup> stone privy member  
 her, & Mary Fry having also deposed that  
 she cursed the s<sup>r</sup> Alice Kissack, saying she  
 came to her <sup>doors</sup> <sup>23/6</sup> other base & wicked ex-  
 -pressions, it seemly to us named amongst  
 Christians, many of wch have thus done  
 been within my own presence, to such  
 a degree as to require the most rigorous  
 punishment by law affords. The s<sup>r</sup> Isabel  
 Kissack is therefore to be 7 days confined  
 in St Germans, & before released to give pen-  
 -ance in the first m<sup>o</sup> 3 Sundays  
 2<sup>d</sup> in St Andrews & the last m<sup>o</sup> parish church  
 again, at all wch times she is to ask solemn for-  
 -giveness or be known for the offence given  
 & to pay all fees put out supra  
 To the Sheriff of Sodor & Man  
 to execute & in case of disobedience  
 by a Justice of a Bench or 3 called  
 for from the Constable of the Castle

In a very base and bawdy manner

“It being proved by Mary Fry and Ewan Kissack that Isabel Kissack reflected on Alice Kissack in a very base and bawdy manner calling her the wife of him that had the stone privy member “  
Consistory Court of Sodor & Man

# 17<sup>th</sup>-century insults

'I pray to god thou mayest lye above ground as blacke as a toade'

'[he] lied in his throat'

'a very bould impudent and a clamourous woman'

'Thou art a naughtie fellow, thou diddest never anye good in this town'

'you are a swaggerer'

'dunce asse calfe blockhead and foole'

'villaine and Rascaldy knave'

'scurvie pawtrie knave'

'base rascally preist lowsye slave'

'filthy and scurvy Cockes combe'

# Breaking a Marriage

- Invalid marriages
- Annulments
- Breaches of Contract
- Marital Disputes
- Separation of Bed and Board

## Church Courts Matrimonial Test

**41 Matrimonial: 28 June 1611 (ff. 105v,106).**

*Parties:* Nicholas Elliot v Elizabeth Haywood.

*Witnesses:* George Webb of St Aldate, resident 12 years, previously of Stanton Harcourt where born, aged 48, servant, worth 40 marks of his own proper goods; Thomas Wood of St Thomas, resident two weeks, previously of St Aldate for a year, of St Peter le Bailey for seven years and of Milton since birth, carpenter, worth £10 of his own goods.

*Others:* Thomas Flexney; Oliver Smith.

*Substance:* Last August about seven or eight o'clock in the evening George Webb and Thomas Wood had gone to Elizabeth Haywood's house in St Aldate to witness a contract of marriage between her and Nicholas Elliot. George Webb was working at his trade of carpenter when Wood came to ask him to go. Elizabeth and Nicholas were sitting at the board's end and Nicholas, taking Elizabeth by the hand, said he took her as his wedded wife to continue in the way of matrimony until death parted them. He then kissed her. Elizabeth pledged her troth similarly to Nicholas. By reason of these promises they were taken to be man and wife in St Aldate.

## Matrimonial (separation from bed and board: adultery)

Sarah Eves committed adultery with John Southam, an iron monger, who was also found guilty of adultery at Warwick assizes prior to their appearance in the church courts. Witnesses noted Sarah's tendency to leave the shutters open at night *Consistory Court of Lichfield*,

- Henry Henry **Clayton** [Claiton; Clayton] the plaintiff of Halifax (Yorkshire, West Riding) and Heptonstall brought a matrimonial cause against his wife, Anne **Cayton** [alias Anne **Bain** [Baynes]
- Claiming that she had committed adultery. According to Henry, 'Anne had w[i]thout anie just cause lefte the companie and fellowship of her said husbände she wente into lancashire and there did give forth in speeches, that she was a single woman and unmarried, and did behave herself verie lowsly and scandalously and under that pretence procured herself to be intertained as a servant in the howse of one Jeffrey Byrde of Heslingden in Lancashire'. Responding, Anne replied that she simply lived as a 'servant to mayntayne hir self'. The court found for Henry.

**Court:** Consistory of York, 1617

- **Details:**4 Pieces; Has deposition; Has libel; Has sentence
- **Date:**6/2/1617 — 12/7/161

- Discipline of the clergy and church officers

Ans. (Antuar.  
uar. 1667

A schedule of penance to be performed by Mr. William Dill, the Vicar of Tong, both in his own parish church, & in the parish church of Sittingborne; at each place on a Sunday in the time of divine service, after the second Lesson for morning prayer; timely notice being given to the Churchwardens of each place, & to Mr. Jones, the Minister of Sittingborne, after whom the said Mr. Dill, with a distinct & audible voice shall say as followeth.

Whereas I William Dill, Vicar of Tong, all care & conscience of my duty & good order set aside, & studying only (as I was a poor man) the relief of my present wants, have given great scandal & offence, highly transgressed the Law, & dishonoured my Ministry, by a constant & habitual course & practice of marrying all sorts of people both of my own & other parishes that would hire me to it, without either banns or licence: and being formerly questioned for this irregularity, did, upon my submission, & promise of amendment, find the favor of the Court in sparing me from censure: in which promise I have been so farre from keeping, as that resuming my former lawlesse course, I have presumed to marry without scruple in a manner all contrary, as before, without banns or licence, in a clandestine way, as if my Church were a lawlesse Church, & my selfe a lawlesse Minister: I do now, with confessed sorrow & contrition of heart acknowledge this my fault offence & crime, craving pardon for it both from God & his Church, & from this congregation in particular, promising (by Gods assisting grace) to endeavour an amendment & satisfaction of what is past by my future confirmed reformation.

The performance of this penance testified & certified by the Churchwardens of Tong & Sittingborne, under their hands, & returned to the Court by the 16th month.

Concordat curio Willemi Somme Actu Curia Regiarum

Jan. 16. 1667  
The penance herein enjoined was exactly performed & binow acknowledged by Mr. Wm. Dill after the 22<sup>th</sup> Lesson read in parish Church of Sittingborne before us

22<sup>th</sup> Feb. 1667  
by mistake

Geo. Jones vicar  
Tho. Washington  
Henry Sillman

### Vicar of Tong's penance for clandestine marriage

- "Dishonoured my ministry by a constant & habitual course & practice of marrying all sorts of people both of my own and other parishes ... Without banns or licence" Consistory Court of Canterbury



# Benefice cases – discipline of clergy

**Participant:** William **Briarcliffe** [Brearecliffe; Briarcliffe; Brearcliffe; Brearecliff]

**Role:** defendant

**Details:** male; clerk

**Employment:** vicar of North Cave

**Location:** North Cave (YorkshireEastRiding)

*Place(s):* North Cave (North Cave) : ecclesiastical parish

**Notes:** Briarcliffe is accused of not doing the sign of the cross in baptisms, having possession of schismatic books, namely William Prynne (presumably his *Histriomastix* (1632)) concerning the performance of plays, and of holding conventicles in his house.

**Participant:** Thomas **Micklethwait** [Micklethwaite; Micklethwayt]

**Role:** witness

**Details:** male; 58; clerk

**Employment:** rector of Cherry Burton

**Location:** Cherry Burton (YorkshireEastRiding)

*Place(s):* Cherry Burton (Cherry Burton) : ecclesiastical parish

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Case:Benefice cases (irregular performance of sacraments)

Details:5 Pieces; Has deposition; Has libel; No sentence

Date:10/10/1633 — 7/11/1634

# Licences to practice



Clergymen



School masters

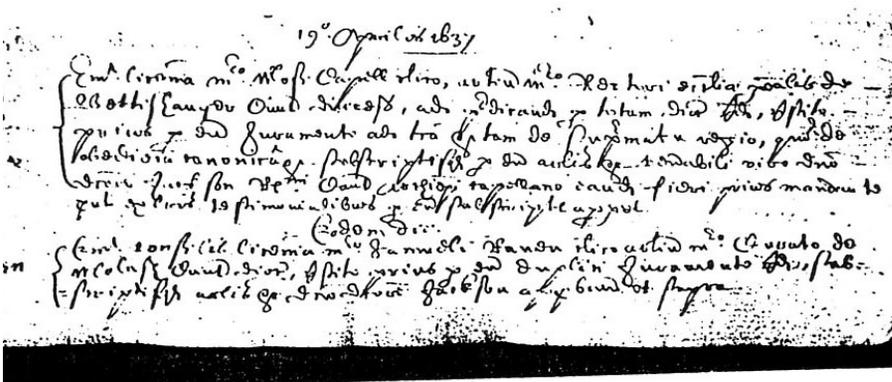


Physicians



Midwives





[Our poster boys ...](#)

### Welcome to CCEd

The Clergy of the Church of England Database 1540-1835 (CCEd), launched in 1999 and funded by the Arts and Humanities Research Council, makes available and searchable the principal records of clerical careers from over 50 archives in England and Wales with the aim of providing coverage of as many clerical lives as possible from the Reformation to the mid-nineteenth century. The Database fills major gaps in our knowledge of one of the most important professions in early modern England and Wales. It provides an invaluable research tool for both national and local, academic and amateur historians, and genealogists who often need to discover biographical information about individual clergymen or more about the succession of clergy in a particular place.

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### LICENCES TO PREACHERS OR LECTURERS

Unless otherwise stated the licence is to preach anywhere in the diocese.

19 Aprilis 1637

Emanavit licentia magistro Moss Capell clerico, artium magistro, rectori ecclesie parochialis de Bettishanger Cantuariensis diocesis, predicandum per totam diocesim predictam, prestito prius per eum iuramento ad tacta &c. tam de suprematu regio quam de obediencia ionica &c. subscriptisque per eum articulis &c., venerabili viro Thome Jackson Reverendissimi Cantuariensis Archiepiscopi capellano iudicatum fieri prius mandante, prout ex literis testimonialibus per eum subscriptis apparet (vol. 14, fol. 134a).

Licence was issued to Mr. Moss Capell MA clerk, rector of the parish of Bettishanger in the diocese of Canterbury, to preach through the whole diocese aforesaid, he having first sworn on (the Holy Gospels) &c., and having subscribed to the articles &c. on the demand of the Ven. Dr. Jackson, plain to the Archbishop of Canterbury, as appears from the testimonial demanded by him.

TE: The entries are arranged in the order of Folio number, Diocese, Parish, Date.

# Court of High Commission 1558-1640



24 Jan 1632/4 Office of the Lords against Alice Blower (nee Frost) wife of Thomas Blower of the parish of St Peter Sudbury in the Diocese of Norwich



“questioned for holding a private conventicle “ ...for her disobedience to the government of the Church of England” and ... “behaved herself so insolently in time of divine service and gone to other parishes to hear silenced and inconformable ministers preach”



Act Book of the High Commission 14 October 1631-13 February 1633/4 ff 124v-125r (Cambridge University Library Archives Dd 2.21) as cited by Robety Charles Anderson in *Puritan Pedigrees. The Deep Roots of th Great Migration to England*

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## Other court records

This research was conducted by Dr Arnold Hunt under the supervision of Dr. Jeremy Goldberg in 2004 and funded by the University's Research Priming Fund.

[Carlisle](#) [Chester](#) [Durham](#) [Sodor & Man](#) [York](#)

### Carlisle

- [Court of High Commission](#)
- [Carlisle consistory court](#)
- [Episcopal visitation records](#)
- [Other records](#)

### Court of High Commission

DRC 3/1. Court book, 1571-2.  
Court held in Carlisle Cathedral, under the presidency of the Bishop of Carlisle and other commissioners. Unbound folio volume, with proceedings recorded largely in English.

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### Carlisle consistory court

DRC 3/2. Court book, 1573-8.  
DRC 3/3. Court book, 1632-8.  
DRC 3/4. Court book, 1669-74.  
DRC 3/5. Court book, 1682-6.  
DRC 3/6. Court book, 1686-94.  
DRC 3/7 et seq. Act books, 1707 to modern times.

DRC 3/49. Deposition book, 1663-84.  
DRC 3/50-1. Deposition book, 1823-85.

Court held in St Mary's church, Carlisle, under the presidency of the vicar-general (latterly the chancellor) or his surrogate. The c16 and c17 act books record the type of case (defamation, matrimonial, et al) but give relatively little detail. Some also contain clergy calls (arranged by deanery) for synods in Carlisle Cathedral. The c18 act books (so-called 'Assignment Books') give brief details, names of witnesses, progress and result of cases. The c17 deposition book (DRC 3/49) contains answers to interrogatories (the interrogatories not given), mostly tithe and testamentary with a few defamation cases.

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### Episcopal visitation records

### Episcopal visitation records

DRC 5/1. Court book, 1606-8.  
DRC 5/2. Court book, 1664-8.  
DRC 5/3. Court book, 1668-70.  
DRC 5/4. Court book, 1670-81.  
DRC 5/5. Court book, 1682-92.  
DRC 5/6. Court book, 1704-25.  
DRC 5/7-21. Court books, 1731-58  
DRC 5/22 et seq. Visitation call books, 1731 to modern times.

DRC 5/126. Draft court books, 1669-1713.  
DRC 5/128-131. Churchwardens' presentments, 1690, 1696-1717, 1734, 1737.

Court held in Penrith, Wigton, Carlisle and Appleby, under the presidency of the vicar-general (latterly the chancellor) or his surrogate. Standard format, predominantly sexual and matrimonial cases, recorded in a mixture of Latin and English. Until 1725, the court books also include calls (clergy and others); thereafter, calls are recorded separately. The earliest volume (DRC 5/1) also includes brief details of episcopal visitation charges and examinations of unlicensed clergy. Some cases from the c18 court books (so-called 'Correction Books') have accidentally crept into the Consistory Court act books, mostly for the visitations held at Carlisle where the chancellor presided in person. The early eighteenth-century court books are discussed in Mary Kinnear, 'The Correction Court in the Diocese of Carlisle, 1704-1756', Church History, 59 (1990), pp 191-206.

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### Other records

DRC 3/61. Formulary, in Latin and English, in a late c16 or early c17 hand, with many documents copied from Carlisle diocesan documents. Bound in contemporary vellum wrapper, with endpapers from a medieval manuscript (Old Testament commentary?).

DRC 3/62. Latin handbook on court procedure, with reference to the Prerogative Court of Canterbury, the Court of Audience at Canterbury, and the Court of Arches, followed by copies of cases (mostly office promoted) extracted from the Richmond consistory court, 1604-7, and the Carlisle consistory court, 1628-9.

DRC 3/63. Precedent book containing bills (many from York, 1559-1617, including some relating to the Council of the North) and libels (mostly from Carlisle consistory court, 1630-33, including articles against Robert Browne, vicar of Stanwix, for fornication and neglect of duty, 1633). Also includes 'A Dialogue of Preparation for the lords supper' and notes on the interpretation of dreams (e.g. 'whether there be anie divine dreams', 'how diabolicall and divine dreames may be discerned').

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Use Online archive catalogues to identify what exists e.g. TLA Catalogue lists records of DIOCESE OF LONDON Consistory of London (DL/C)

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The screenshot shows the Gloucestershire Archives website interface. At the top, the site name 'Gloucestershire Archives' is displayed alongside a logo. Below this is a navigation bar with a search box containing 'Text only' and a 'My Items (0)' indicator. A breadcrumb trail reads: [Advanced Search](#) > [Search Results](#) > [Record](#) > [Collection Browser](#). Below the breadcrumb, a message states: 'Click on a link to explore the collection in context.' The main content area is a list of collection items, each preceded by a small icon. The item '9 - APPARITORS' is highlighted in yellow. Other items include '1 - GDR VOLUMES', '2 - THE DIOCESE', '3 - CONSISTORY COURT', '4 - VISITATION', '5 - BENEFICE AND INCUMBENT', '6 - ORDINANDS AND CURATES', '7 - FABRIC', '8 - EPISCOPAL ESTATES', '9 - GLOUCESTER CATHEDRAL', '10 - DIOCESAN REGISTRARS', '11 - MISCELLANEA', '12 - CONVOCATION', '13 - CHARITIES', '14 - PAPISTS AND DISSENTERS', '15 - CORRESPONDENCE AND PETITIONS', '16 - CONFIRMATION AND BAPTISM', '17 - MARRIAGE', '18 - TESTAMENTARY', '19 - EDUCATION', '20 - TITHE', '21 - INCLOSURE', '22 - PARISH', '23 - PECULIAR JURISDICTIONS', '25 - DIOCESAN PUBLICATIONS', '26 - MISCELLANEOUS', 'F1', and 'Y2'. On the left side, there is a vertical menu with links for 'Home', 'Advanced search', 'FAQs', 'Help', and 'Send us feedback'. At the bottom of the page, a footer contains 'Quick links: Site Map Privacy Policy'.

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## Church Court Records project



[Search the York Cause Papers](#)

This online resource allows the York collection of Cause Papers.

**The Cause Papers are case records created by the ecclesiastical courts of York 1300-1858**, to be searched by type, date of case, names of individuals involved in the case as witnesses or parties and places mentioned in the records.

In many cases, images of the documents themselves are also available to view online.

We are very pleased to acknowledge the support of the [Andrew W Mellon Foundation](#), who funded the cataloguing project June 2007-2010, and the [JISC Rapid Digitisation programme 2011](#), which funded the imaging of the records March-July 2011.

# Read a sample case study

<https://www.york.ac.uk/borthwick/holdings/guides/research-guides/what-are-causepapers/example-case/>

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## Example case

### The case of Grace Allenson c. Charles Allenson, 1676 (CP. H. 3264)

In 1676, after around sixteen years of unhappy marriage, Grace Allenson sued her husband Charles for separation on the grounds of cruelty. [Grace Allenson's Libel](#) alleged that throughout their married life he had verbally abused her, cursing her, threatening her, and calling her 'filthy and opprobrious names'. More serious still was his physical abuse. As is typical of other cruelty separations from this period, the violence Grace described was constant and life threatening. She enumerated the occasions when he beat her black with bruises, kicked her from one chamber to another, and threw her headlong down the stairs at their home in Peasholme Green, York. Like wife beaters of any period, Charles also attacked his wife when she was pregnant. Grace concluded her Libel by accusing Charles of turning her out of their home and refusing to support her and their children. Indeed, this was perhaps the final spur for Grace to seek legal intervention and the restoration of her husband's financial maintenance. After all, she would receive a sympathetic hearing given the firmly held conviction that men were financially responsible for

## Court Depositions of South West England, 1500-1700



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Welcome to *Court Depositions of South West England, 1500-1700*, a digital edition of 80 fully transcribed depositions relating to Quarter Sessions between 1556 and 1694 across Devon, Hampshire, Somerset and Wiltshire. The original records are held in the Devon Somerset Heritage Centre and Wiltshire and Swindon History Centre. These depositions or witness statements relate to a range of courts, from defamation to theft and are rich in detail of social, economic, political and religious life in early modern England. In secretary hand, few of these records are accessible to historians online or in published manuscript form. This digital edition

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### Cases

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- Case 13: [Theft of Wool in Chewton Mendip](#) (Quarter Sessions)
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<a href="#">CP.G.233</a>	Tithe	hay	1532 – 10/2/1533
<a href="#">CP.G.1372</a>	Appeals	testamentary - validity of will	24/1/1566 – 8/4/1568
<a href="#">HC.CP.1571/2</a>	Matrimonial	impeding marriage	23/11/1571 – 23/11/1571
<a href="#">CP.G.1744</a>	Tithe	corn, wool, sheep, hay,	25/11/1571 – 25/11/1571
<a href="#">CP.G.2087</a>	Tithe	hay, grain	21/3/1582 – 11/5/1583
<a href="#">CP.G.2279</a>	Tithe	oats, hay, sheep, wool, cattle,	22/4/1587 – 20/9/1591
<a href="#">CP.G.2755J</a>	Tithe	barley, oats, hemp, flax	24/6/1594 – 23/9/1596
<a href="#">CP.H.201</a>	Appeals	Testamentary: disputed legacy	27/3/1602 – 25/4/1605
<a href="#">CP.H.1287</a>	Tithe	sheep, wool	27/5/1616 – 26/9/1616
<a href="#">CP.H.1473</a>	Tithe	wheat, rye, barley, oats, beans and peas, sheep, lambs, wool	9/6/1622 – 1/12/1621
<a href="#">CP.H.1575</a>	Matrimonial	separation from bed and board: adultery	31/3/1625 – 28/5/1625
<a href="#">CP.H.1770</a>	Appeals	Tithes: wheat, rye, oats, beans and peas, hay, lambs, wool, cattle, flax, apples	1627 – 1627
<a href="#">CP.H.1847</a>	Tithe	sheep, wool, apples, pears	17/9/1629 – 27/5/1630
<a href="#">CP.H.5404</a>	Tithe	sheep, cattle, horses, wheat, rye, barley, oats, beans, peas, hay, wool, milk,	1636 – 1636
<a href="#">CP.H.5401</a>	Violation of church rights	brawling in church	20/5/1636 – 25/5/1638
<a href="#">CP.H.2696B</a>	Appeals	Testamentary	6/10/1665 – 30/6/1666
<a href="#">TEST.CP.1748</a>	Testamentary	disputed value of goods	1748 – 1748
<a href="#">CP.I.2259</a>	Matrimonial	separation from bed and board: adultery	1787 – 1787

Vast teams of papers

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All evidence circulated to all lawyers (proctors) involved

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Stamp acts of 1690 made such procedures expensive

## Problems

- Locating documents
- Records not easy to use
- Poorly kept
- Inconsistencies diocese to diocese
- Canon Law difficult to interpret
- Pre 1733 often in Latin
- Few powers of punishment
- Lesser courts declined as London grew important
- Rarely indexed for names apart from wills and marriage licences but worth look on TNA discovery and local archives catalogues and increasingly paper lists at the archives



# QUESTIONS?

**Schedule a consultation**

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