

## **Date 1805**

An Act for the Sale of the Manor of Estevening and other lands in Swineshead in the County of Lincoln, late the Estate of Christopher Fairfax, Gentleman, deceased for Payment of his Debts, and Benefit of his Children.

**Whereas** Christopher Fairfax late of Pinchbeck in the County of Lincoln Gentleman being seized in fee simple of lands in the Manor of East Evening with the Rights Members (?) and Appurtenances in the fore said County of Lincoln & of five Messuages & two Cottages and One Hundred and six acres & three Roods by compilation be the same more or less of Land and Pasture with the Appurtenances in Swineshead in the said County now or late in the severall Tenures and Occupation of John Burton, Samuell Bull, John Jennings, Thomas Oakes, Robert Puller, John Green, John Boales, William Gibbons, Henry Watson, Samuell Smith, Mary Johnson, Robert Tunnard, Stephen Carnell and Joseph Letherland their Undertenants or Assignes and the said Christopher Fairfax being indebted to the severall persons on Mortgages, Judgements, Bonds and Simple Contracts the Severall Sums of Money in the Schedule hereto mentioned in all amounting to the Sum of three thousand one Hundred and Sixty three pounds Eleven Shillings and six pence half penny and having at the time of his death by Anne his wife who was the Widow and Relict of Leonard Brown late of Pinchbeck aforesaid Esq deceased only two daughters Anne and Catherine Fairfax being Infants of very tender years and the said Anne his wife being at the time of his death ensient (?) and big with child and since his death hath been delivered of a daughter named Elizabeth & being so indebted and having such issue as aforesaid did make his last Will & Testament in Writing bearing date on or about the Eighteenth day of October one thousand seven hundred and ffour & thereby amongst other things did give and bequeath unto William Amber of Spalding in the sd County of Lincoln Esquire All that the said Manor of East Evening in Swineshead and Elsewhere in the said County of Lincoln and all his Lands Tenements and Hereditaments in Swineshead aforesaid In Trust to sell the same for the best price he could get as soon as conveniently might be as for his ----- and thereby to pay all his just debts and the surplus thereof to divide equally between the said Anne and Catherine Fairfax the daughters and such child whereof his said wife was ensient in case it happened to be a daughter and made the said Anne his wife the sole Executrix of his said Will and shortly after departed this Life and the said Manor Lands and Premises being subject to the payment of the Debts of the said Christopher Fairfax and on ----- thereof severall troublesome and Chargeable Suits both in Law and Equity by the said Creditors against the said William Ambler and the said Infants the children of the said Christopher Fairfax for recovery of their said respective Debts are already ----- and other(?) like to be brought by means whereof, and the Taxes and other Charges the said premises are liable to, there will be little or no surplus for the Benefit of the said Infants unless the said Premises be forthwith sold **And** therefore the said Infants by their said Mother and Guardian and the said Creditors of the said Christopher Fairfax being willing & desirous to have the said Premises speedily sold in regard the same will be for the manifest Ease and Benefit of all parties concerned therein and for that the said Estate (in case the said William Ambler should die before the same be sold) cannot be disposed of for the purposes aforesaid the Heirs of the

said William Ambler being under Age as well as the said Daughters who are Heirs of the said Christopher ffairfax **May it** therefore and at the humble petition of the said William Ambler please your most Excellent Majesty that it may be enacted And be it **Enacted** by the Queens most Excellent Majesty by and with the Advice and Consent of the Lords Spirituall and Temporall and Commons in this present Parliament assembled and by the Authority of the same that the said Manor and all and Every the said Messuages Cottages & Lands Tenements Hereditaments and Premises with the Appurtenances shall be and the same are actually vested and settled in the said William Ambler and Timothy Pyke of Washingborough and James Bolton of Moulton in the said County of Lincoln Gentlemen and their Heirs **Upon Trust** that they the said William Ambler Timothy Pike and James Bolton and the survivors or survivor of them or the Heirs of such survivor shall with all convenient speed make sale of all and Every the premises either in whole or in part as they shall think fit and shall forthwith apply the monies raised by such Sale or Sales in manner following – in the ffirst Place to pay all the Debts of the said Christopher ffairfax in the said schedule mentioned owing upon Mortgages Judgements and Bonds according to their respective pre? In Law with Interest for the same respectively and afterwards shall by or out of the residue of the said moneys to be raised as aforesaid pay the Severall Debts owing to the Creditors upon Simple Contract if the same shall so far Extend but in case the same falls short then the said residuary money shall be paid to the said Creditors on Simple Share and Share alike in proportion to their said Severall and Respective Debts **And** it is further **Enacted** and declared that in case the moneys to be raised as aforesaid shall amount to more than will satisfye all the said Debts then such Surplus shall be paid and disposed to and for the use and benefit of the said Infants Anne Catherine and Elizabeth ffairfax according to the purport of the said Will in that behalf **Provided** And it is hereby declared that the said William Ambler Timothy Pyke and James Bolton and the Survivors and Survivor of them and the Heirs of such of the Survivor shall and may by and out of the moneys which shall arise by Such Sale or Sales in the first place deduct and pay themselves all such reasonable charges as they or any of them shall be at in the Execution of the Trust hereby in them disposed and that neither of them the said William Ambler Timothy Pyke and James Bolton or the Survivors or Survivor of them or the Heirs of such Survivor shall be answerable but for so much money only as shall come to his or their respective Hands and not the one for the other **And** be it further **Enacted** by the Authority aforesaid that until such Sale or Sales of the Premises shall be made the Rents ---(?) and Profits thereof shall be applied towards the Payment and Satisfaction of the said Debts in manner aforesaid and **Saving** to her Majesty her Heirs and Successors and all and every other person and persons bodies both ...(?) And corporate their Heirs and ...(?) Other than and except the said Anne ffairfax the widow of the said Christopher ffairfax and the said Anne Catherine and Elizabeth ffairfax the daughters and co-heirs of the said Christopher ffairfax and all and every other person or persons .....(?) or the said Christopher ffairfax their father or George ffairfax their Grandfather or George ffairfax their Uncle or any of the Ancestors of the said Christopher ffairfax All such Estate Right Title and Interest as they or any of them had or might have in and to the Premises in case this Act had never been made Anything herein contained to the contrary thereof in any wise not

withstanding **Provided** nevertheless and it is intended that this Act or anything therein contained shall not extend to impeach or prejudice any security which any of the said Creditors have or claim to have in or to the Premises or any part thereof for security of their respective Debts But that the same shall remain in such force and effect as if this Act had never been made untill the said Debts shall be satisfied and paid as aforesaid.....

**A Schedule** of the severall names of the Creditors of Christopher ffairfax Gentleman deceased and of the severall sums of money to them respectively owed by the said Christopher ffairfax at the time of his decease videlicet: the ffifteenth day of November one Thousand seven hundred and ffour to which the Act whereunto the same is annexed hath Refforence

Debts Owing on Mortgages

|                                                          |              |
|----------------------------------------------------------|--------------|
| To Master William Botterell                              | £262. 3s.9d. |
| To Mistresss Earl Executrix to Mr William Earl Gentleman | £252.00. 00  |
| To Master Langley Smith                                  | £115.00.00   |
| To Mistress Catherine ffairfax                           | £409.00.00   |
| To Mistress Elizabeth ffairfax                           | £379.00.00   |
| To Master James Layes in right of Mary his wife          | £639.00.00   |
| To Master George ffairfax junior                         | £482.00.00   |

Debts Due on Judgement

|                               |              |
|-------------------------------|--------------|
| To Mistress Elizabeth Whiting | £ 52.00.00   |
| To Master William Birch       | £ 52. 3s.6d. |
| To Master Richard Robinson    | £ 35.00.00   |
| To Master George Stevens      | £ 45.00.00   |
| To Master Jonathan Calthrope  | £ 7. 6s. 00  |

Debts Due on Bonds

|                                                        |              |
|--------------------------------------------------------|--------------|
| To Mistress Mary Lynn                                  | £ 40. 8s.00  |
| To Master John Boll                                    | £ 21.10s.8d. |
| To Thomas Plurritt(?)                                  | £ 21. 4s.00  |
| To Master Timothy Dyke                                 | £ 52. 9s.00  |
| To Master William Grimes(?)                            | £125.17.6d.  |
| To Thomas Wright                                       | £ 16. 7s.00  |
| To Mistress Prudence Earl as Executrix to William Earl | £ 53.00.00   |
| To Master Henry Barker                                 | £ 31.16.00   |
| To Master James Bolton                                 | £ 32. 4s.00  |
| To Mistress Bridget Girling                            | £ 40. 3s.6d. |
| To Master Edward Curtis                                | £ 31.11.00   |
| To Mistress Mary Brown an Infant – by Bond}            |              |
| To --- Oldish Chancellor or Vice General }             | £154.8s.00   |
| to the late Bishop of Lincoln }                        |              |
| To Master James Graham                                 | £ 7.15.00    |
| To John Dove                                           | £ 74.00.00   |

Debts Due on Simple Contracts

|                        |            |
|------------------------|------------|
| To Master Timothy Dyke | £ 28.12.00 |
|------------------------|------------|

|                                                       |                |
|-------------------------------------------------------|----------------|
| To Master Thomas Road                                 | £ 26.12. 4d    |
| To Master Ralph Bennett                               | £ 11.15.00     |
| To Master William Grymes                              | £ 38.3s.5d.    |
| To George Brabant                                     | £ 16.10.00     |
| To Master Robert Browne                               | £ 21.1s.4d.    |
| To Master Richard Slater                              | £ 4. 9s.10d    |
| To Master Michael Mitchell                            | £ 50.00.00     |
| To Master Thomas Greaves                              | £ 8.13s.3d     |
| To Master John Rishton                                | £ 16.18s.5d.   |
| To Master Henry Busker                                | £ 6.12s.2d.    |
| To Benjamin Morriss                                   | £ 3. 3s.00     |
| To Robert Maell                                       | £ 3. 4s.00     |
| To John Towne                                         | £ 2. 6s. 4d    |
| To Isaac Barret                                       | £ 4.00.00      |
| To Master James Graham                                | £ 1.18s.11d    |
| To Master --- Harryman                                | £ 4.13s.00     |
| To Master Joshua Clark                                | £ 27.16s.6d    |
| To Robert Mattox                                      | £ 2. 5s.10d.   |
| To Frances Watkin widow                               | £ 15.18s.3d    |
| To James Stafford                                     | £ 1. 1s. 00    |
| To John Wetherall                                     | £ 00. 14s.00   |
| To William Gibbons                                    | £ 10.10s.00    |
| To Adlard Baldivor(?)                                 | £ 3. 8s. 00    |
| To William Tooley                                     | £00. 15s.00    |
| To John Croxley                                       | £00. 7s. 4d.   |
| To John Snowdale                                      | £ 2. 1s. 4d    |
| To Mistress Bird of Stamford                          | £ 3. 2s. 6d.   |
| To William Humphrey                                   | £ 3.11s.00     |
| To Master Hudson of Newark                            | £ 2. 3s. 00    |
| To Master Nicholson of Lincoln                        | £ 8.16s.00     |
| To Master Theophilus Burkworth                        | £ 8.17s.8d.    |
| To Master Mark Dikonson                               | £ 14.2s.9d.    |
| To Master James Hayes                                 | £ 12.13.11.    |
| To Mary Bladesmith widow Executrix of Robt Bladesmith | £ 5.00.00      |
| To Master Thomas Joseph(?)                            | £00. 12s.00    |
| To Thomas Burton of Peterborough                      | £ 03. 1s. 6d   |
| To Master Squire Hudson                               | £ 03. 8s.9 ½ d |
| To John Hickson                                       | £ 01. 1s.00    |
| To Master John Quinsey                                | £ 1. 14s.00    |
| To William Ellingworth                                | £ 1. 6s. 2d    |
| To Henry Heron Esq                                    | £ 2. 3s. 00    |
| To Henry Barradell                                    | £ 8. 8s. 9d    |
| To Mistress Elizabeth Oldfield                        | £00. 17s.6d    |
| To Master John Eldred                                 | £ 6. 5s.00     |
| To Matthew Ansell                                     | £ 2. 2s. 4d    |
| To John Lee                                           | £ 1. 10s. 6d   |
| To Michael Dawson                                     | £ 1. 10s. 00   |
| To John Mastin (?)                                    | £ 5. 2s. 6d.   |

## **FAIRFAX COAT OF ARMS**

A silver shield with three bars gemmels surmounted by a black lion.

Crest – a black lion passant guardant.

Motto – Je le feray durant ma vie [I will do it so long as I live]

**Source: House of Lords Record Office**

**Ref: HL/PO/PB/i/1705/4&5 An 84**

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