



The History of Ewyas Lacy

Document Record

Held at: Gwent Record Office

Reference: D1583/46/1-6

Source: Original documents

Title: Digital Archive: Image of Case Notes and correspondence regarding recovery by Lord Abergavenny of lands around Alltyrynys Farm

Place name: Walterstone

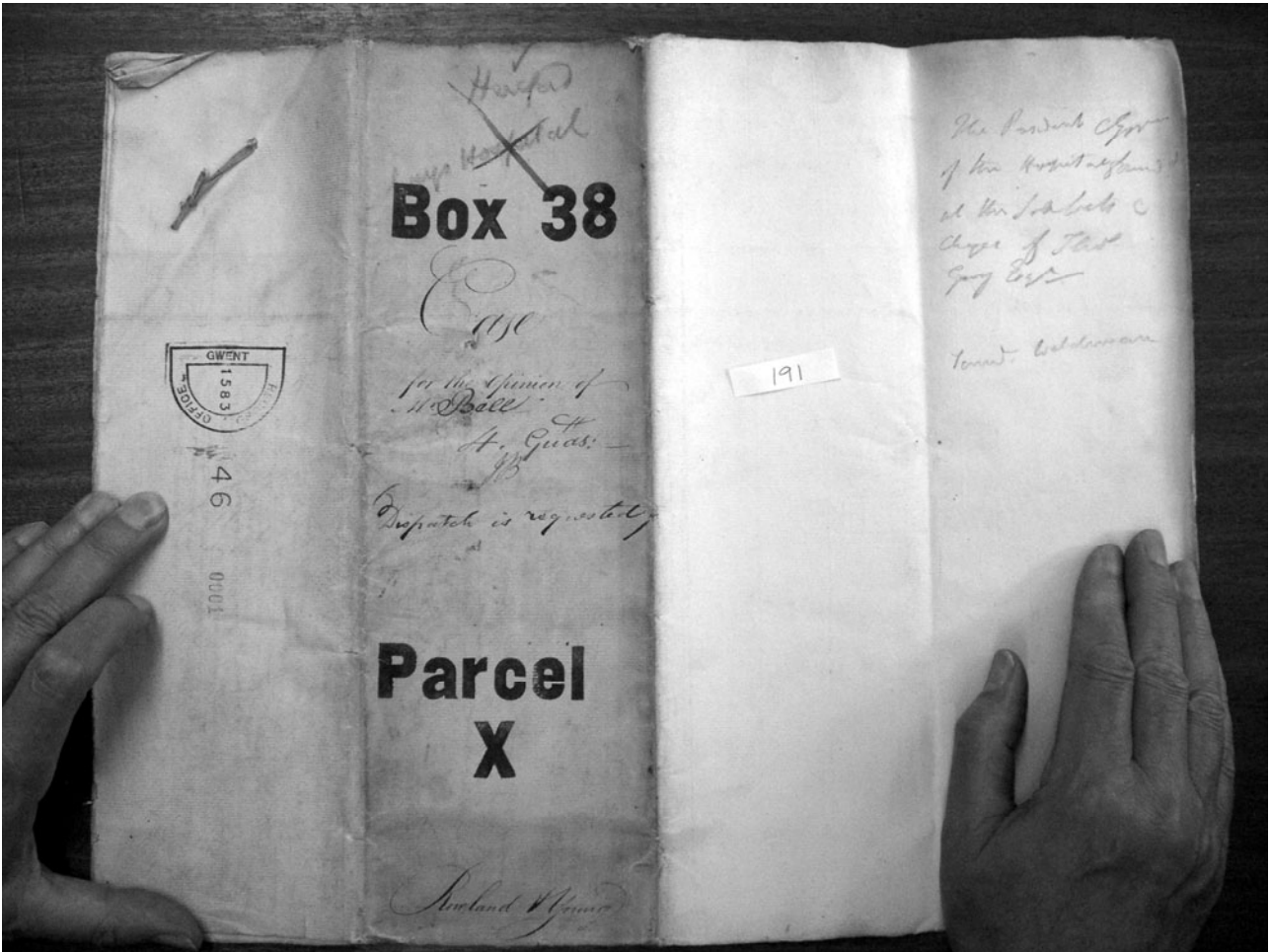
Date: 1805 - 1818

Description:

Digital Archive: Image of Case Notes and correspondence regarding recovery by Lord Abergavenny of lands around Alltyrynys Farm from tenants of the Governors of Guys Hospital. A legal opinion on Lord Abergavenny's rights over these lands [previously leased to the Delahay family from the Abergavenny moiety of the manor of Ewyas Lacy] is given, followed by notices to tenants to quit lands known as Brockwalls [Brodwalls], Cae Tynnon and Cae Grose.

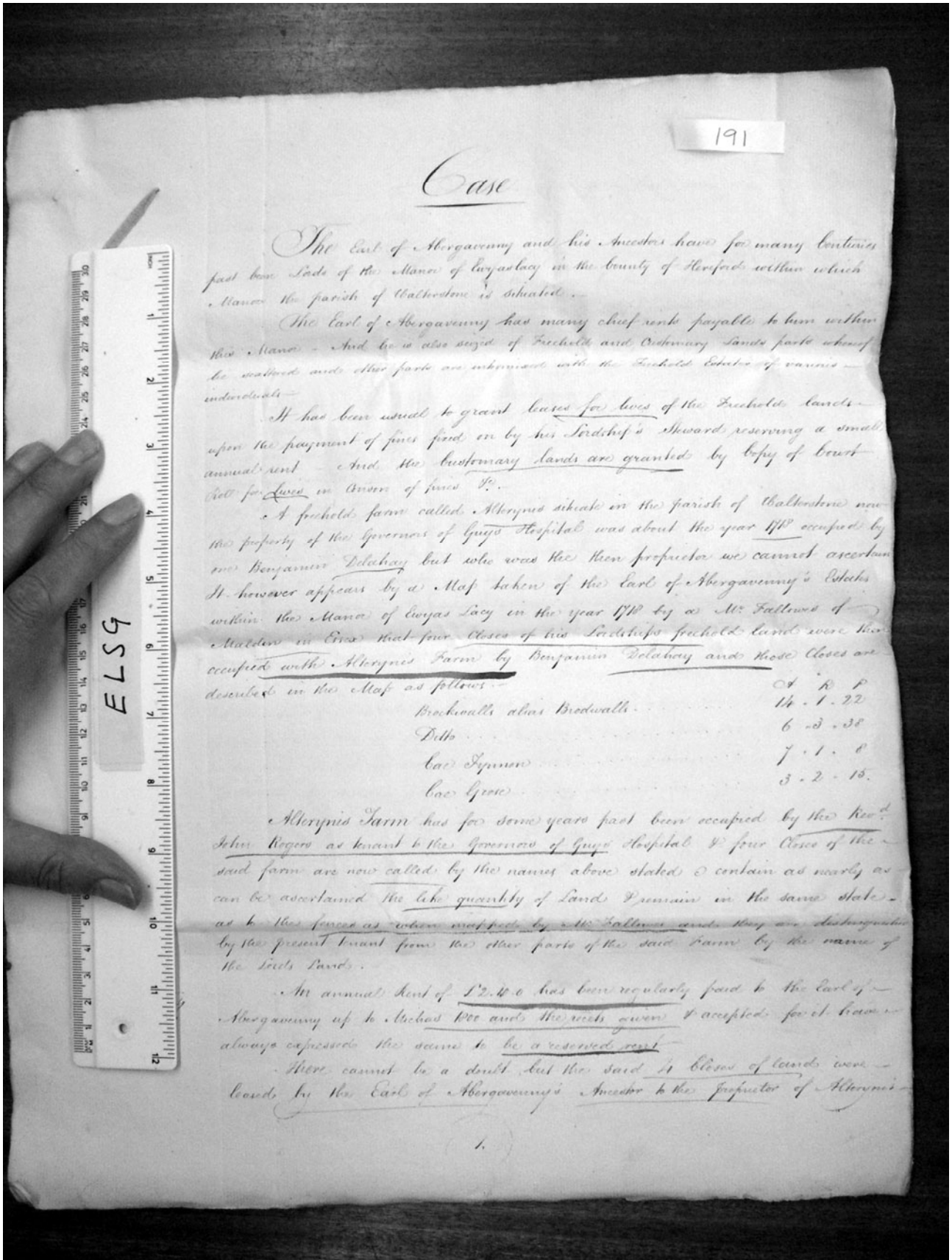
The History of Ewyas Lacy

Document Record



The History of Ewyas Lacy

Document Record



191

Case

The Earl of Hereford and his Ancestors have for many Centuries past been Lords of the Manor of Ewyas Lacy in the County of Hereford within which Manor the parish of Chalkstone is situated.

The Earl of Hereford has many chief rents payable to him within this Manor - And he is also seized of Freehold and Customary Lands parts whereof he scattered and other parts are subjoined with the Freehold Estates of various individuals.

It has been usual to grant leases for lives of the Freehold lands upon the payment of fines paid on by his Lordship's Steward reserving a small annual rent - And the customary lands are granted by copy of Court Roll for lives in Crown of fines &c.

A freehold farm called Morvins situate in the parish of Chalkstone near the property of the Governors of Guy's Hospital was about the year 1770 occupied by one Benjamin Delahay but who was the then proprietor we cannot ascertain. It however appears by a Map taken of the Earl of Hereford's Estates within the Manor of Ewyas Lacy in the year 1770 by a Mr. Fallows of Malvern in Essex that four closes of his Lordship's freehold lands were then occupied with Morvins Farm by Benjamin Delahay and these closes are described in the Map as follows -

	A	R	P
Bracknalls alias Medwells	14	1	22
Ditto	6	3	38
Laer Syman	7	1	8
Laer Grove	3	2	15

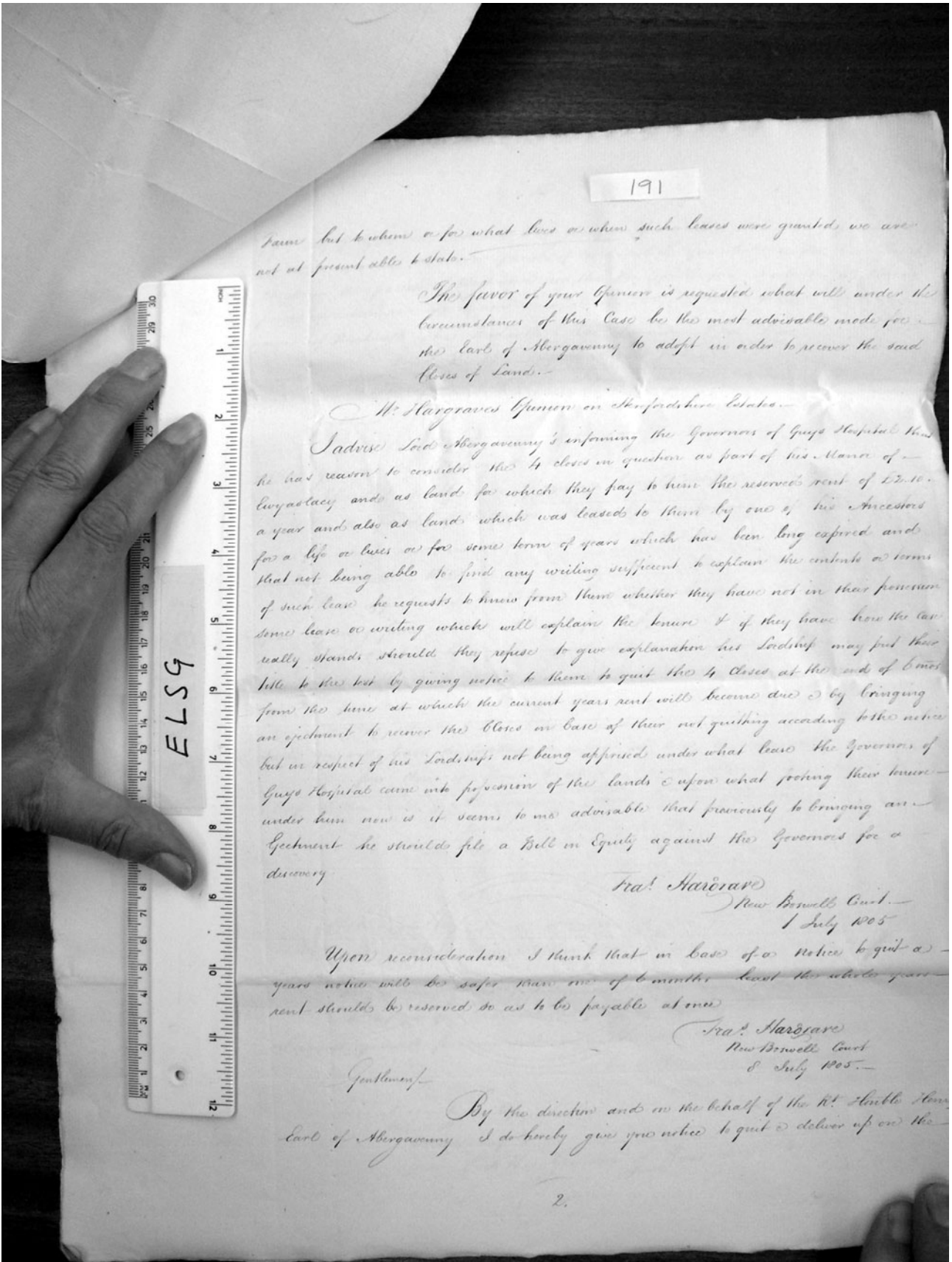
Morvins Farm has for some years past been occupied by the Rev^d John Rogers as tenant to the Governors of Guy's Hospital & four Closes of the said farm are now called by the names above stated & contain as nearly as can be ascertained the like quantity of Land & remain in the same state as to the fences as when mapped by Mr. Fallows and they are distinguished by the present tenant from the other parts of the said farm by the name of the Leet's Lands.

An annual rent of £2.10.0 has been regularly paid to the Earl of Hereford up to Richard Pice and the rents given & accepted for it have always expressed the same to be a reserved rent.

There cannot be a doubt but the said 4 closes of lands were leased by the Earl of Hereford's Ancestor to the proprietor of Morvins

The History of Ewyas Lacy

Document Record



191

same but to whom & for what lives or whom such leases were granted, we are not at present able to state.

The favor of your opinion is requested what will under the circumstances of this case be the most advisable mode for the Lords of Mergavenny to adopt in order to recover the said closes of lands.

Mr. Hargraves Opinion on the-fordshire Estates.

I advise said Mergavenny's enforcing the Governors of Guy's Hospital that he has reason to consider this is closed in question as part of his Manor of Ewyas Lacy and as lands for which they pay to him the reserved rent of £2.10. a year and also as lands which was leased to them by one of his Ancestors for a life or lives or for some term of years which has been long expired and that not being able to find any writing sufficient to explain the contents or terms of such lease he requests to know from them whether they have not in their possession some lease or writing which will explain the tenure & if they have how the law really stands should they refuse to give explanation his Lordship may put their title to the test by giving notice to them to quit this is closed at the end of 6 mos from the time at which the current years rent will become due & by bringing an ejectment to recover the close on basis of their not quitting according to the notice but in respect of his Lordship's not being apprised under what lease the Governors of Guy's Hospital came into possession of the lands & upon what footing their tenure under him now is it seems to me advisable that previously to bringing an Ejectment he should file a Bill in Equity against the Governors for a discovery

Fra^s Hargrave

New Bonwell Court
1 July 1705

Upon reconsideration I think that in case of a notice to quit a years notice will be safer than one of 6 months least the whole years rent should be reserved so as to be payable at once

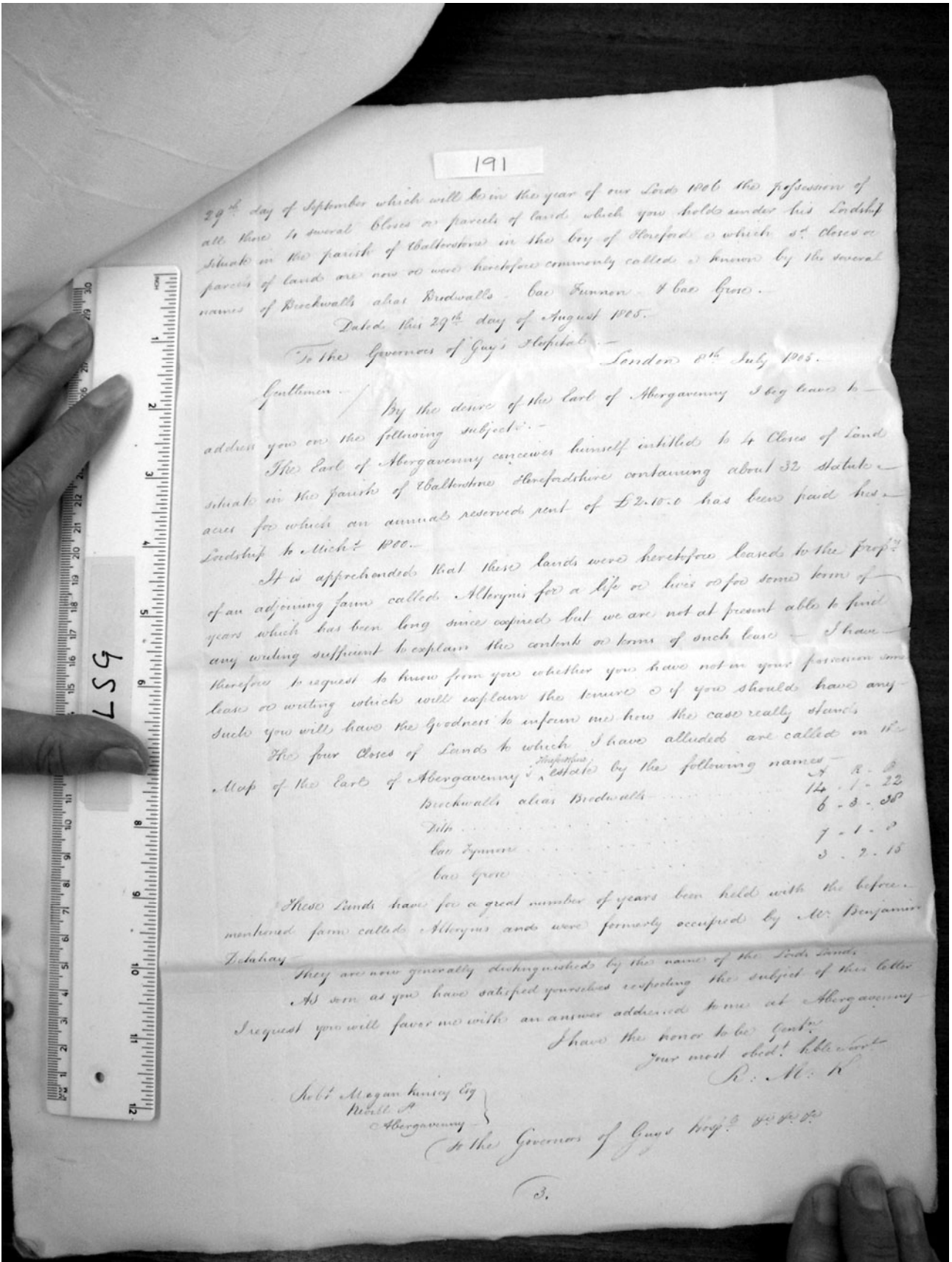
Fra^s Hargrave
New Bonwell Court
8 July 1705

Gentlemen

By the direction and in the behalf of the Rt Honble Henry Earl of Mergavenny I do hereby give you notice to quit & deliver up on the

The History of Ewyas Lacy

Document Record



191

29th day of September which will begin the year of our Lords 1766 the possession of all these is several closes or parcels of land which you holds under his Lordship situate in the parish of Chalfont in the barony of Stowford & which s^t closes or parcels of lands are now so well known commonly called & known by the several names of Breckwalls alias Brodwalls - bar Funnon & bar Grew.

Dated this 29th day of August 1765.

To the Governors of Guy's Hospital - London 8th July 1765.

Gentlemen / By the desire of the Earl of Abergavenny I beg leave to address you on the following subject:-

The Earl of Abergavenny conceives himself intitled to 4 Closes of Land situate in the parish of Chalfont Stowfordshire containing about 32 statute acres for which an annual reserved rent of £2.10.0 has been paid his Lordship to Mich^l 1760.

It is apprehended that these lands were heretofore leased to the prop^r of an adjoining farm called Althegnis for a life or lives or for some term of years which has been long since expired but we are not at present able to find any writing sufficient to explain the contents or terms of such lease - I have therefore to request to know from you whether you have not in your possession any lease or writing which will explain the tenor & if you should have any such you will have the goodness to inform me how this case really stands.

The four closes of Lands to which I have alluded are called in the Map of the Earl of Abergavenny's ^{parish} estate by the following names -

Breckwalls alias Brodwalls	7	R.	0
W ^h	14	1	22
bar Funnon	6	3	38
bar Grew	7	1	0
	0	7	15

These Lands have for a great number of years been held with the before-mentioned farm called Althegnis and were formerly occupied by Mr. Benjamin Delahay.

They are now generally distinguished by the name of the Lord's Lands. As soon as you have satisfied yourselves respecting the subject of this letter I request you will favor me with an answer addressed to me at Abergavenny.

I have the honor to be Gent^l
your most obed^t & affec^ted
R. M. L.

Robert Morgan Lewis Esq
Abergavenny

To the Governors of Guy's Hosp^l &c &c &c

The History of Ewyas Lacy

Document Record

191

Sir,
The letter which you left for me this day directed to the Gov^{rs} of Guy's Hospital shall be laid before them at their next Court but which I am apprehensive will not be held for some time hence & am

Henry side of Blackfriars Bridge
12th January 1785

Sir
Yours obed^t. Serv^t
Sam^l Welchman

Sir,
By the desire of Mr. Osborne we send you the enclosed case and opinion letter and notice to quit for your personal copies of these papers were sent you before

The letter written by Mr. Henry to the Governors of Guy's Hospital in July 1785 was carried to them by Mr. John Legg of Rolls Buildings Chancery Lane Mr. Callaway steward at the Hospital informed him that Mr. Welchman Solicitor to the Governors was the proper person to apply to on this business Mr. Legg accordingly went to Mr. Welchman's Office but not meeting with him there left Mr. Henry's letter with a note requesting Mr. Welchman would present the letter to the Governors & favor Mr. Henry with an early answer that Mr. Welchman soon after wrote the following letter to Mr. Legg

Sir,
The letter which you left for me this day directed to the Governors of Guy's Hospital shall be laid before them at their next Court but which I am apprehensive will not be held for some time hence and

Henry side of Blackfriars Bridge 12th July 1785

W. Legg

Sir
Yours obed^t. Serv^t
Sam^l Welchman

it does not appear that Mr. Henry reciev'd any answer to his letter. This notice to quit was served by Mr. Abbott the Barrister Clerk. In a book lately sent by you to Mr. Osborne entitled "A perusal of the Minutes of Court held on the part of said Hospital on the 26th day of Dec^r 1772 for the said Henry side and the following names of

- Wallerstone Freeholders
 - Mr. Ben. Delahay J^r. Earl of Salisbury £ 1.0.0
 - Wallerstone Leases
 - Mr. Ben. Delahay for the Earl of Salisbury 2. 10.0
- The Chief rent of £ 1.0.0 is payable from the Hospital's Farm

The History of Ewyas Lacy

Document Record

191

Upon enquiry it turns out that Mr. Delahay's name was not Benjamin as stated in the lease but Bennett - that the Earl of Salisbury was formerly owner of Allorgynus Farm & it is probable that during that time the lands claimed to be the property of the present Earl of Abergavenny was either let at will or leased at the rent of £2.10.0 per Annum.

That the Allorgynus Farm afterwards became the property of Mr. Bennett Delahay who was also owner of other landed property of considerable value in the neighbourhood of Balkerstone.

It is said that Mr. Bennett Delahay sold & conveyed the Allorgynus Farm & other Estates to the Governors of Guy's Hospital upon condition that they would grant him leases thereof for 3 lives with covenants for perpetual renewals at fixed fines - that the leases so granted to Mr. Bennett Delahay became the property of Mr. John Lane an Attorney now living in Hereford - who in the year 1754 sold his Interest therein to Mr. Aaron Rogers the Son of the late Mr. John Rogers who is the present Occupier of Allorgynus Farm & the Sites of lands claimed to be the property of the Earl of Abergavenny.

That in the notices of the sale of the lease at Hereford on the 12th of November 1754 after stating the farms to be in the occupation of the late Mr. John Rogers & his Assignments & to be situate at Allorgynus and Balkerstone & to contain about 100 acres besides fifty acres of Coppice Wood it goes on stating "That the premises are held under the Governors of Guy's Hospital by two leases for 3 lives (the eldest under 45) subject to reserved rents amounting to £57.16.5 with covenants in both 3rd leases for perpetual renewal at fixed fines."

You have on the other hand stated all the Circumstances we have yet been able to collect respecting these lands and if upon considering them & the papers we now send you, you should think it advisable for his Lordship to proceed in the way pointed out by Mr. Hargrave to recover possession of the lands we should be ready to render you every assistance in our power in the proceedings & we will take the conduct of them upon ourselves if it is his Lordship's pleasure we should do so.

We remain Sir

Yrs most obed^t

Baker Gabb & Son

Abergavenny 20th Aug^r 1754

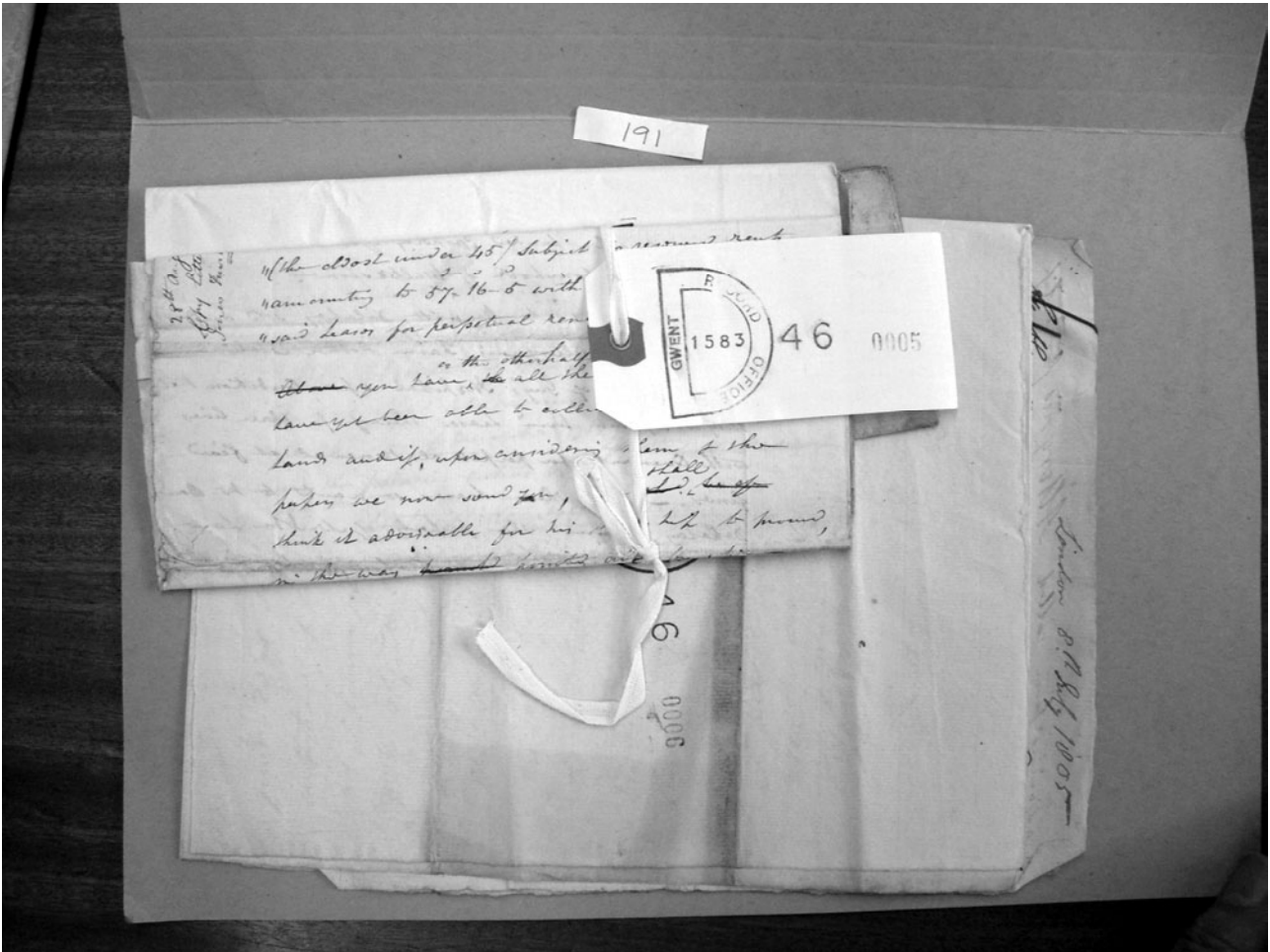
Abergavenny 23rd Nov 1754

My dear Sir

The Land mentioned with the Abergavenny Estate

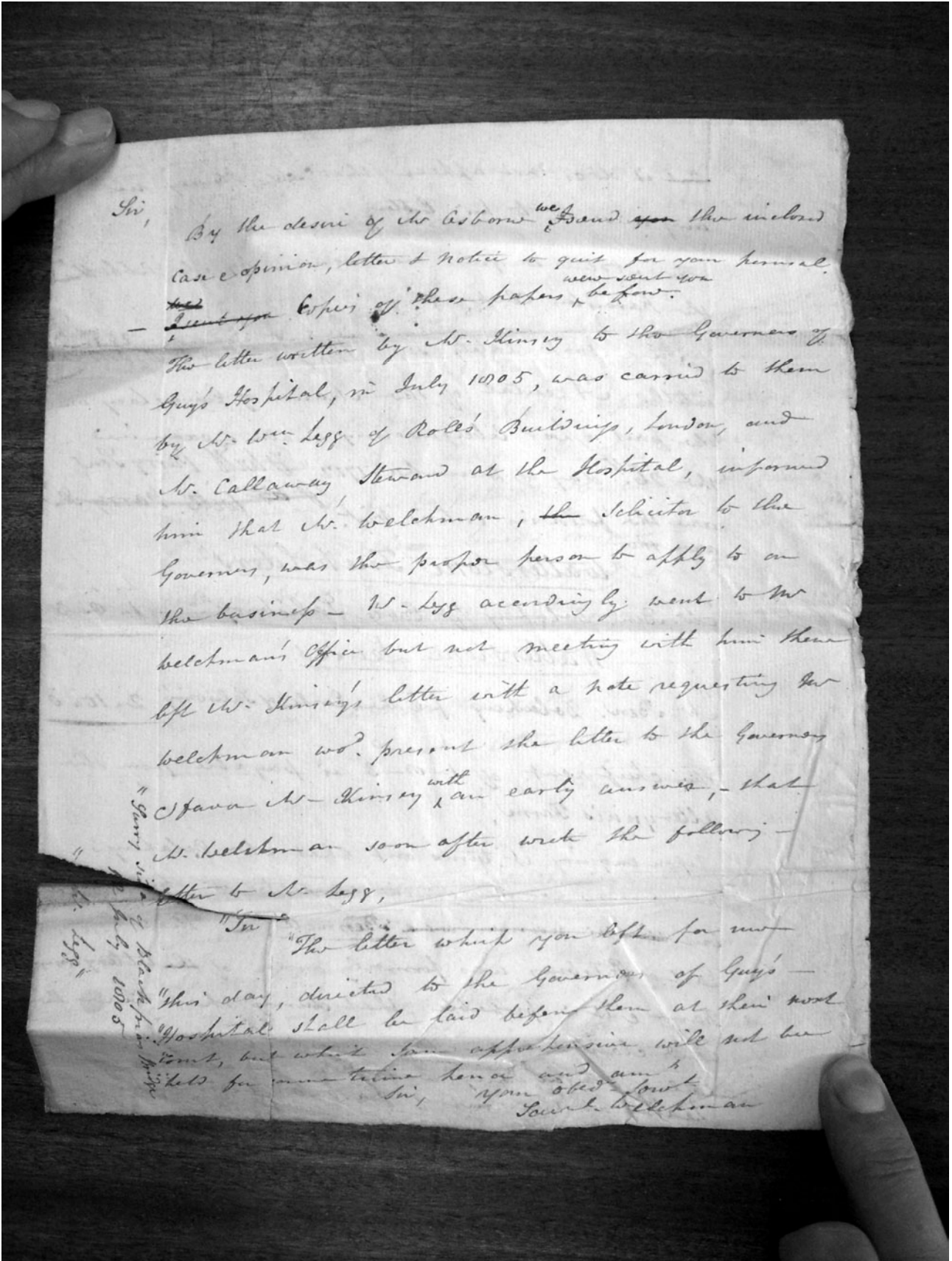
The History of Ewyas Lacy

Document Record



The History of Ewyas Lacy

Document Record



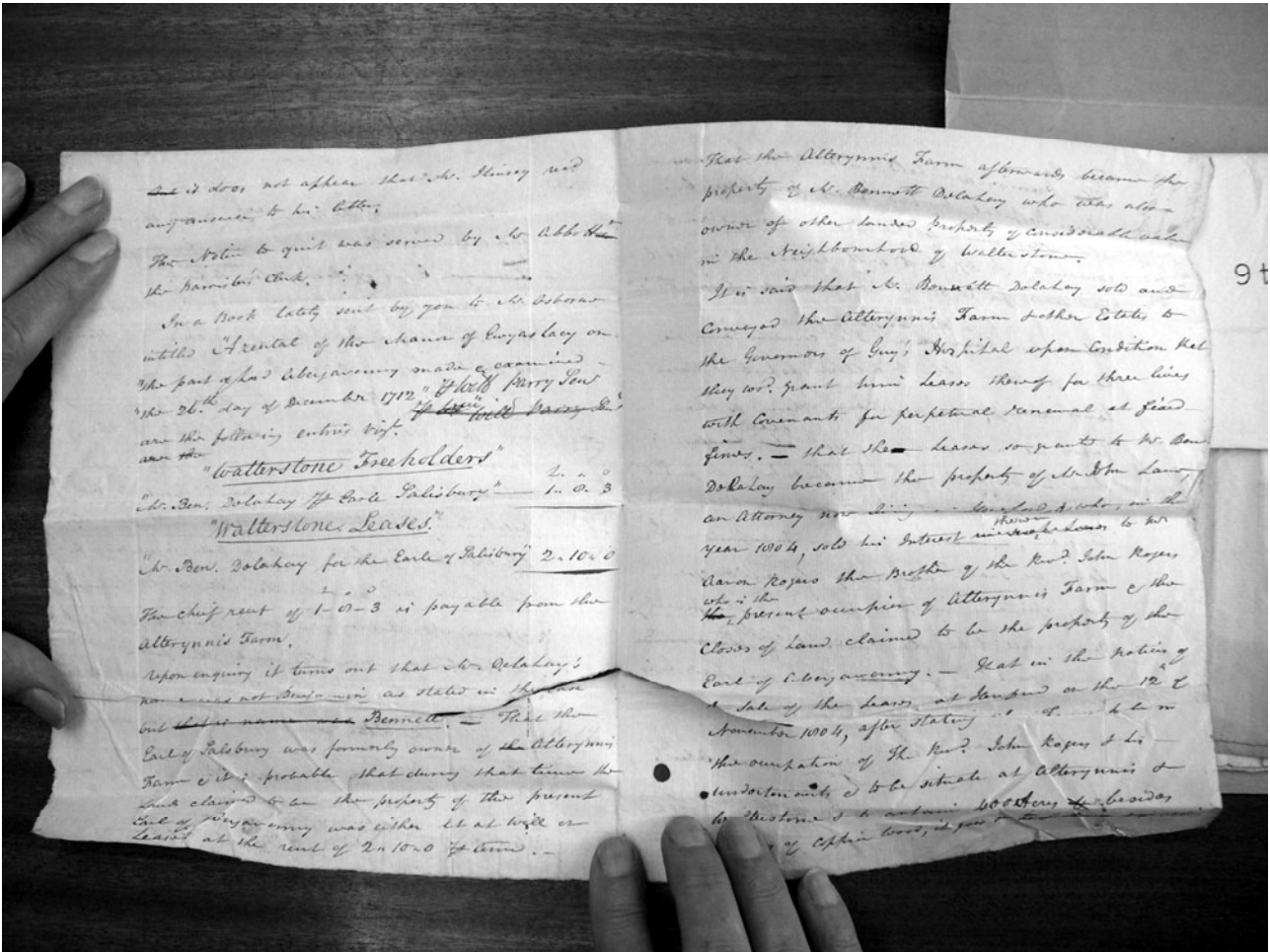
Sir,
By the desire of the Asborne ^{we} send you the inclosed
Case opinion, letter & notice to quit for your perusal.
~~These~~ Copies of these papers ^{are sent you} be found.
The letter written by Mr. Himsley to the Governors of
Guy's Hospital, in July 1005, was carried to them
by Mr. Wey Legg of Rokes Building, London, and
Mr. Callaway Steward at the Hospital, informed
him that Mr. Welckman, the Solicitor to the
Governors, was the proper person to apply to on
the business - W. Legg accordingly went to Mr
Welckman's Office but not meeting with him there
left Mr. Himsley's letter with a note requesting Mr
Welckman wd. present the letter to the Governors
of Guy's Hospital ^{with} an early answer, - that
Mr. Welckman soon after wrote the following -
letter to Mr. Legg,

"Garry...
1005
Mr. Legg"

"Sir
The letter which you left for me
this day, directed to the Governors of Guy's
Hospital shall be laid before them at their next
meeting, but what your apprehensions will not be
held for maintenance hence and am
Sir, Your obed^t serv^t
John Welckman

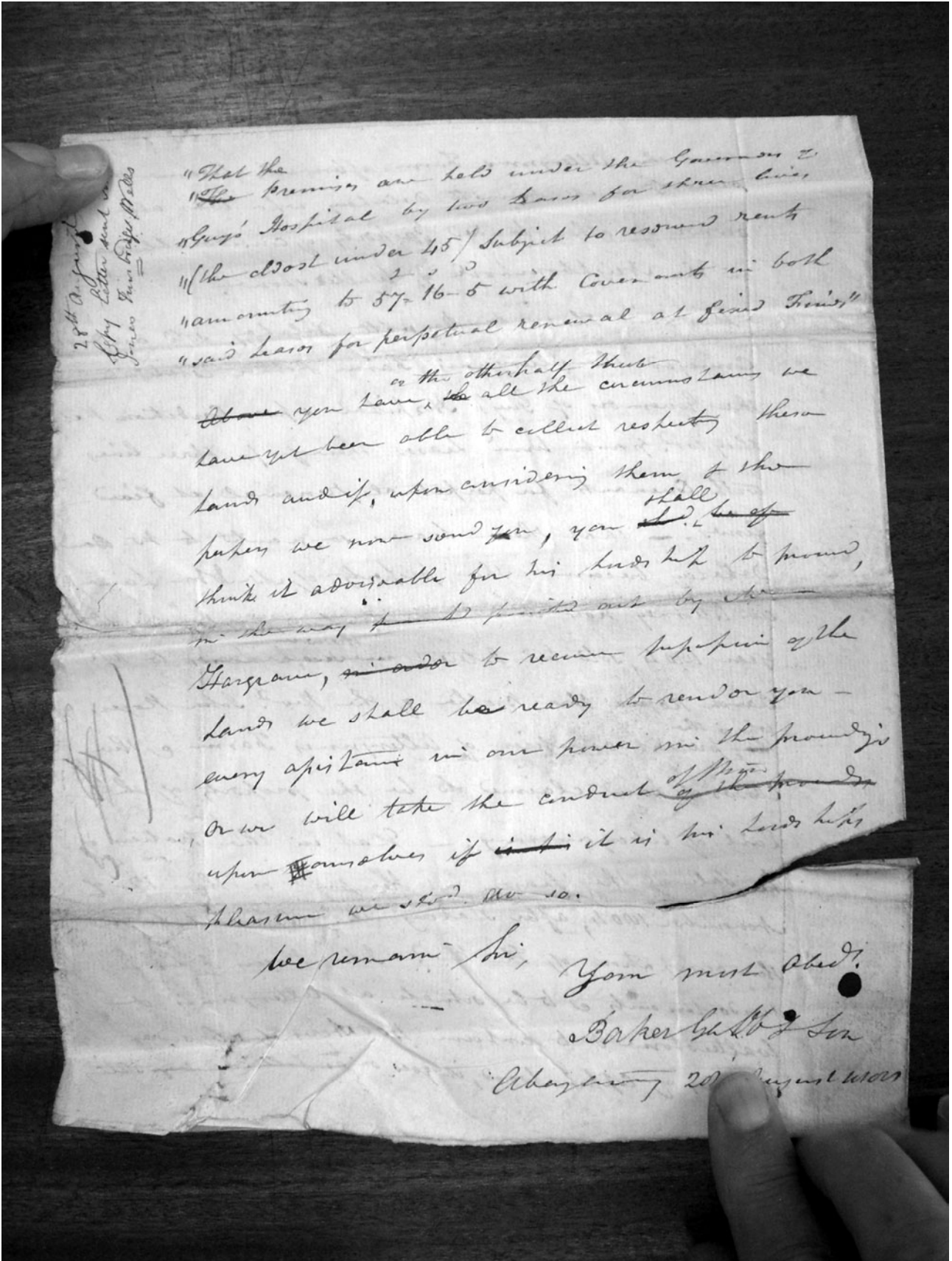
The History of Ewyas Lacy

Document Record



The History of Ewyas Lacy

Document Record



28th August
Copy Letter sent to
James Fairbridge Wallis

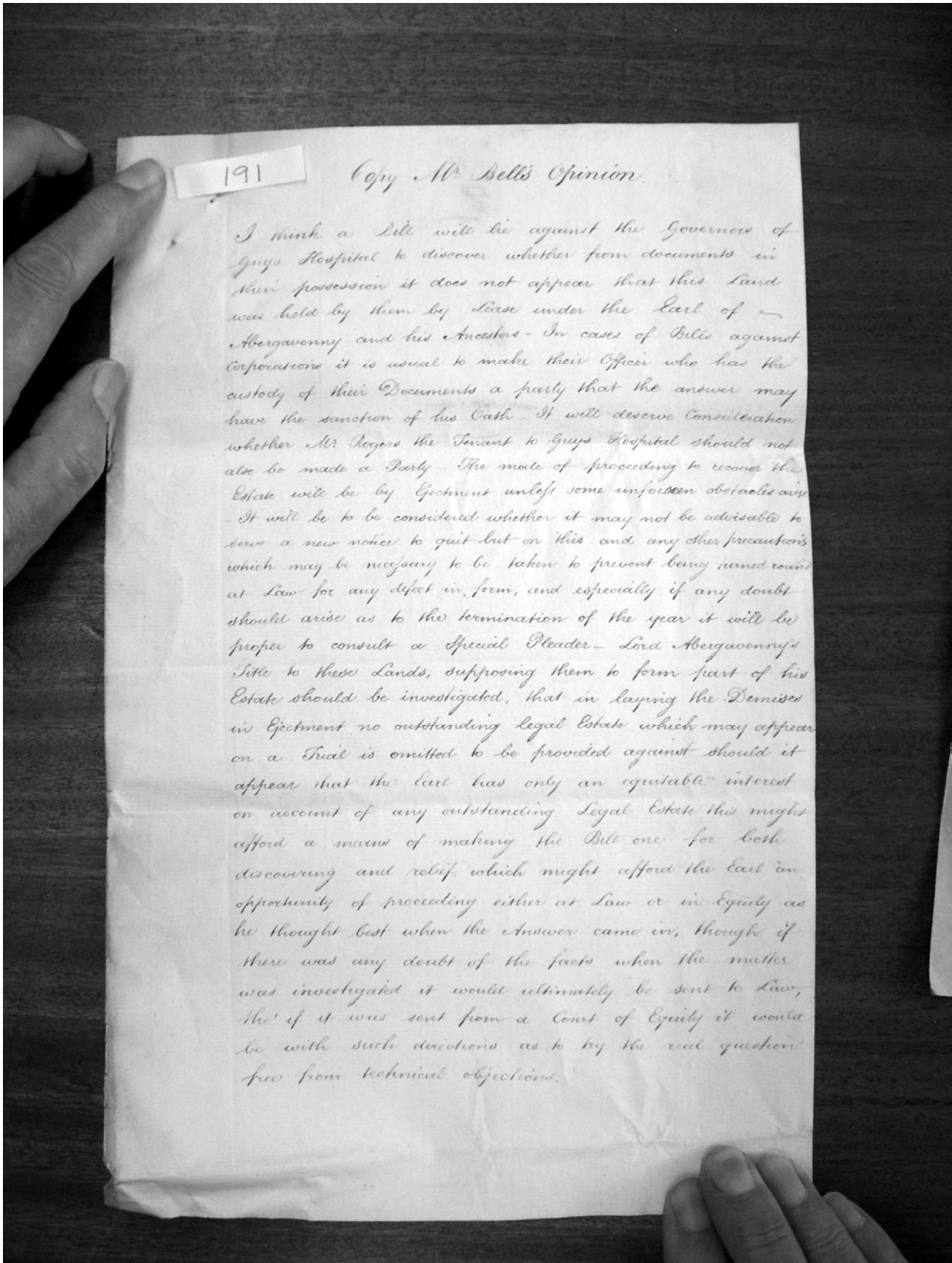
"That the
 "The premises are held under the Guesons &
 "Guge's Hospital by his lease for three lives,
 "the eldest under 15 / Subject to reserved rents
 "amounting to 57-16-5 with Covenants in both
 "said lease for perpetual renewal at fixed Times"

or the other half these
 above you have, ~~the~~ all the circumstances we
 have yet been able to collect respecting these
 lands and if, upon considering them & the
 papers we now send you, you ~~shall~~ ^{shall} be of
 think it advisable for his Lordship to proceed,
 in the way ~~to~~ ^{to} pointed out by the
 Stargrave, ~~in order~~ ^{in order} to recover possession of the
 lands we shall be ready to render you
 every assistance in our power in the premises
 or we will take the conduct ^{of the premises} ~~of the premises~~
 upon ~~ourselves~~ ^{ourselves} if ~~it~~ ^{it} is his Lordship's
 pleasure we shall do so.

We remain Sir,
 Your most Obedt.
 Baker & Son
 Abingdon 20 August 1800

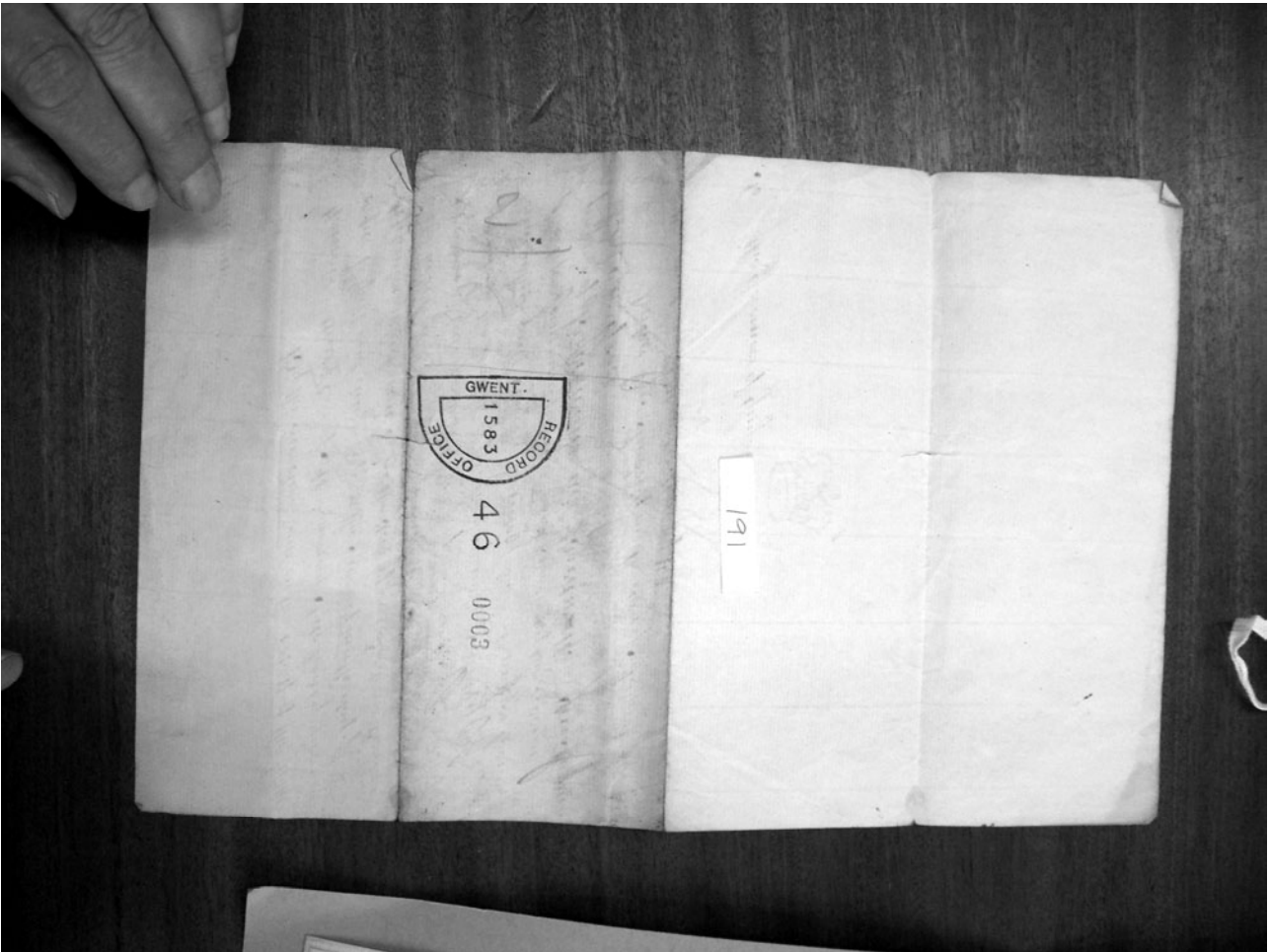
The History of Ewyas Lacy

Document Record



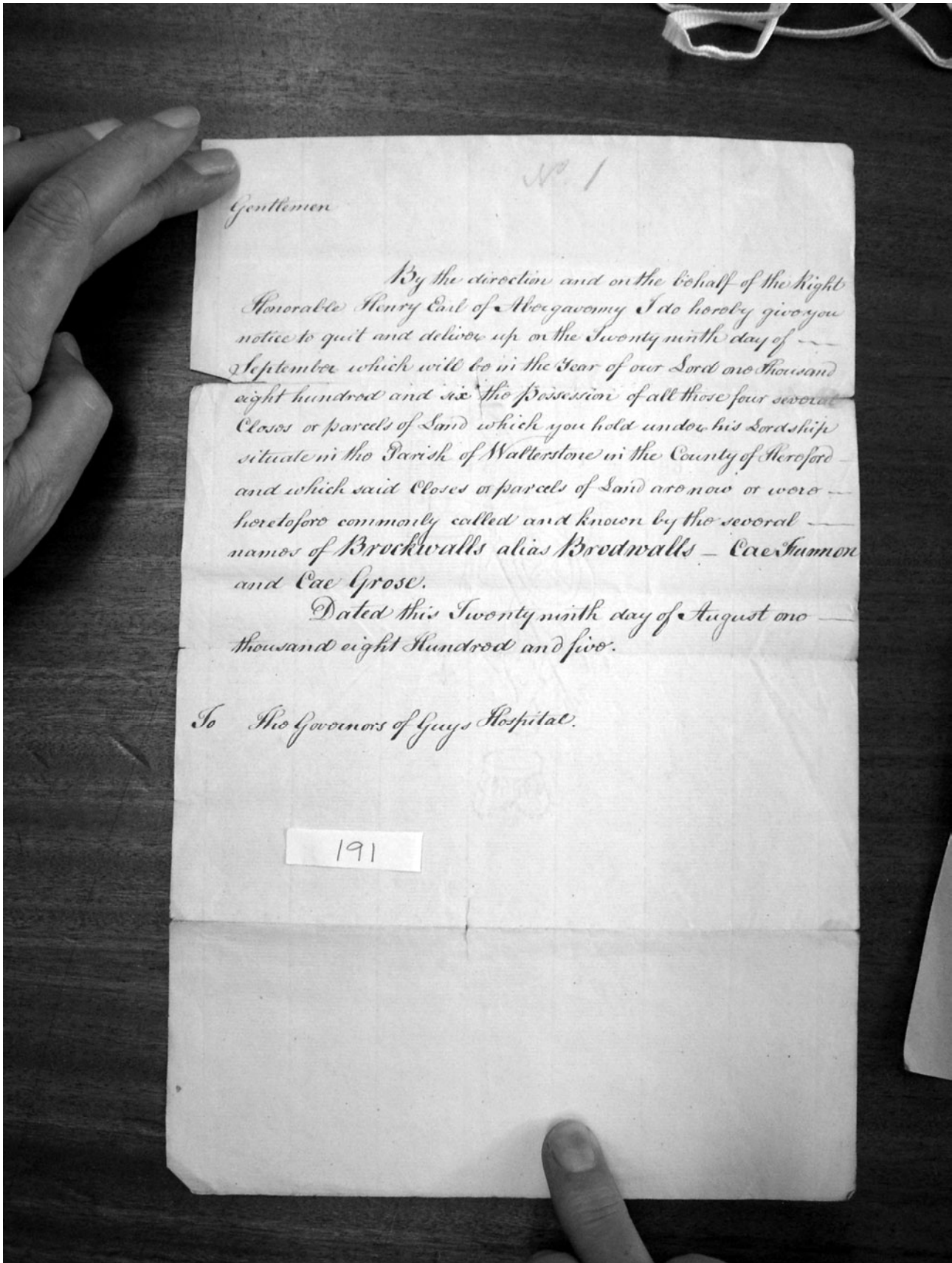
The History of Ewyas Lacy

Document Record



The History of Ewyas Lacy

Document Record



Gentlemen

By the direction and on the behalf of the Right Honorable Henry Earl of Argyemny I do hereby give you notice to quit and deliver up on the Twentyninth day of September which will be in the Year of our Lord one thousand eight hundred and six the Possession of all those four several Closes or parcels of Land which you hold under his Lordships situate in the Parish of Wallerstone in the County of Hereford and which said Closes or parcels of Land are now or were heretofore commonly called and known by the several names of Brockwalls alias Broodwalls - Cae Sumon and Cae Grose.

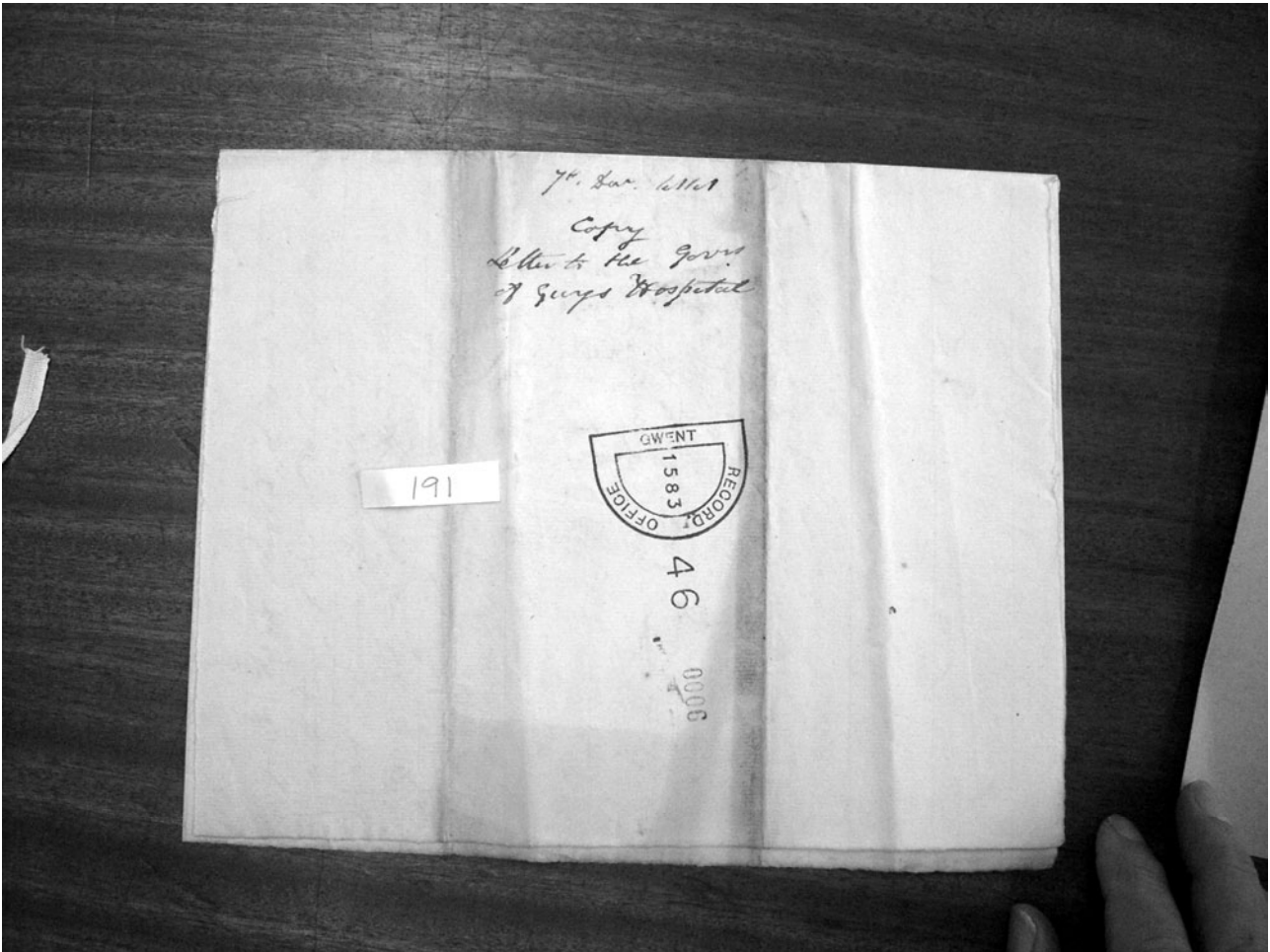
Dated this Twentyninth day of August one thousand eight Hundred and five.

To The Governours of Guys Hospital.

191

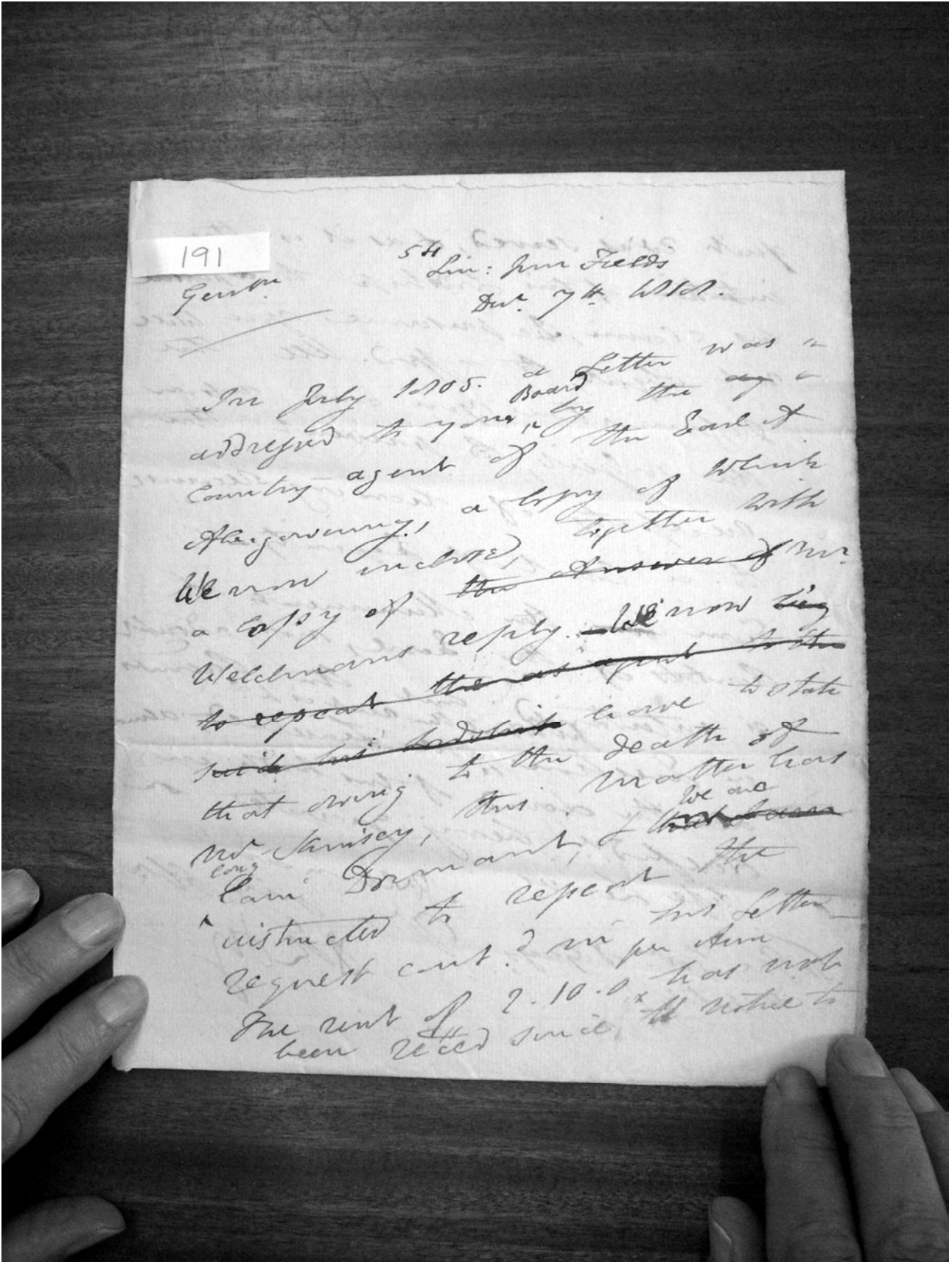
The History of Ewyas Lacy

Document Record



The History of Ewyas Lacy

Document Record



191
Genl

5th Dec: 1711
Dear Sir

In July 1705. a letter was
addressed to you by the
Country agent of the Earl of
Aberdeen, a copy of which
we now enclose together with
a copy of the answer of Mr.
Welchman's reply. We now beg
to repeat the request to state
that owing to the death of
Mr. Jamieson, this matter has
come down to us. We are
instructed to repeat the
request and 2 sh per line
The sum of 2.10.0 has not
been recd since the notice to

The History of Ewyas Lacy

Document Record

191

quite was served, & as it is the
intention of his Lordship to disburse
his claims, we presume you will
not object to afford all the
information you can upon
the subject, & prevent the
necessity of having recourse
to a Court of Equity.

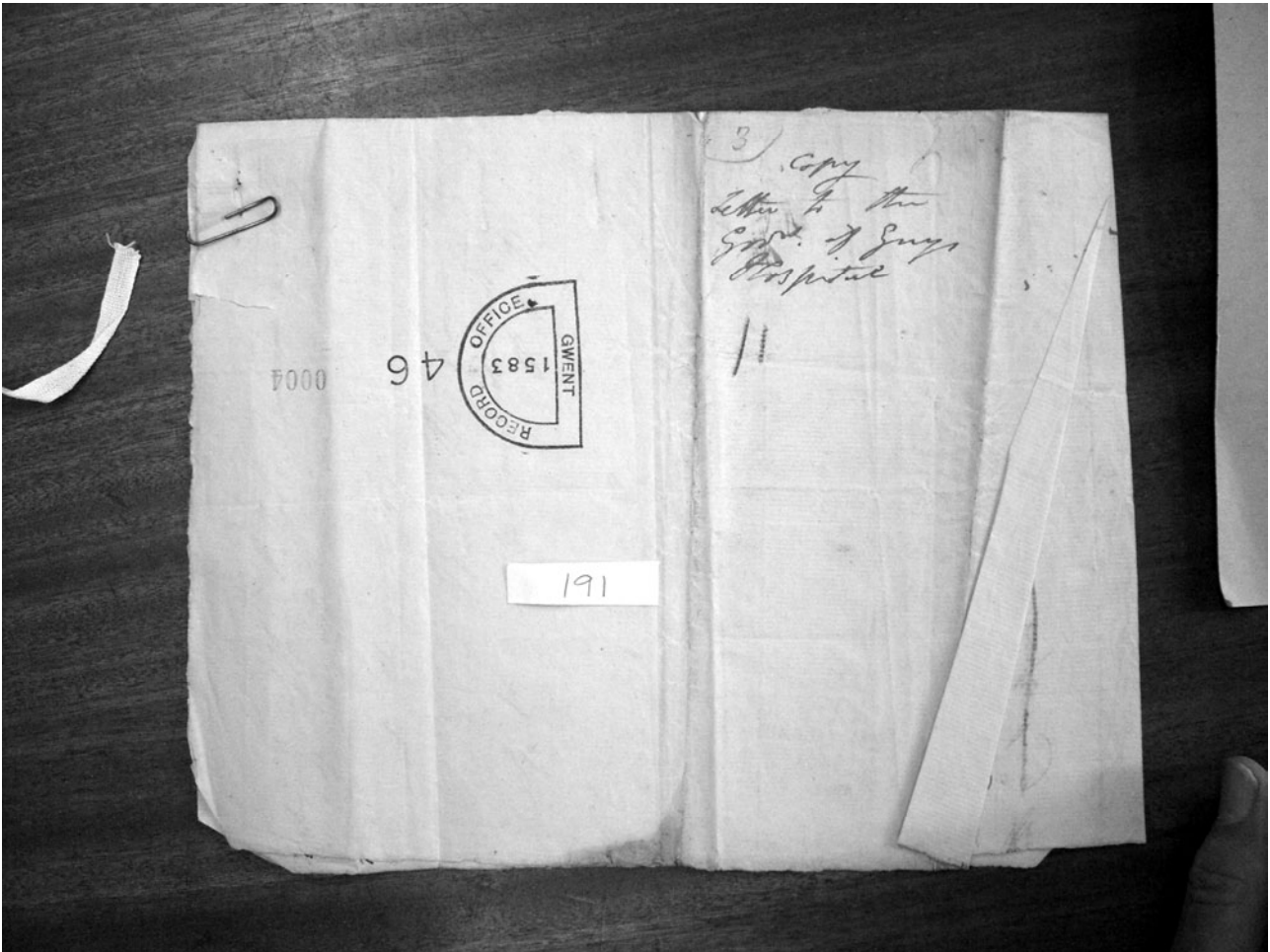
From ~~the~~ the Memorials &
Accounts of the Lord, not a doubt
is entertained but the Petition
is ⁱⁿ question, and ^{is} ^{the} ^{same} ^{as} ^{is} ⁱⁿ ^{the} ^{case} ^{of} ^{the} ^{Lord} ^{of} ^{the} ^{Isle} ^{of} ^{Wight}, almost
all the demand of his Highness in
Hampshire being granted on
life lease.

To the care of Gung,
Hospital

William
Gung
Jr.

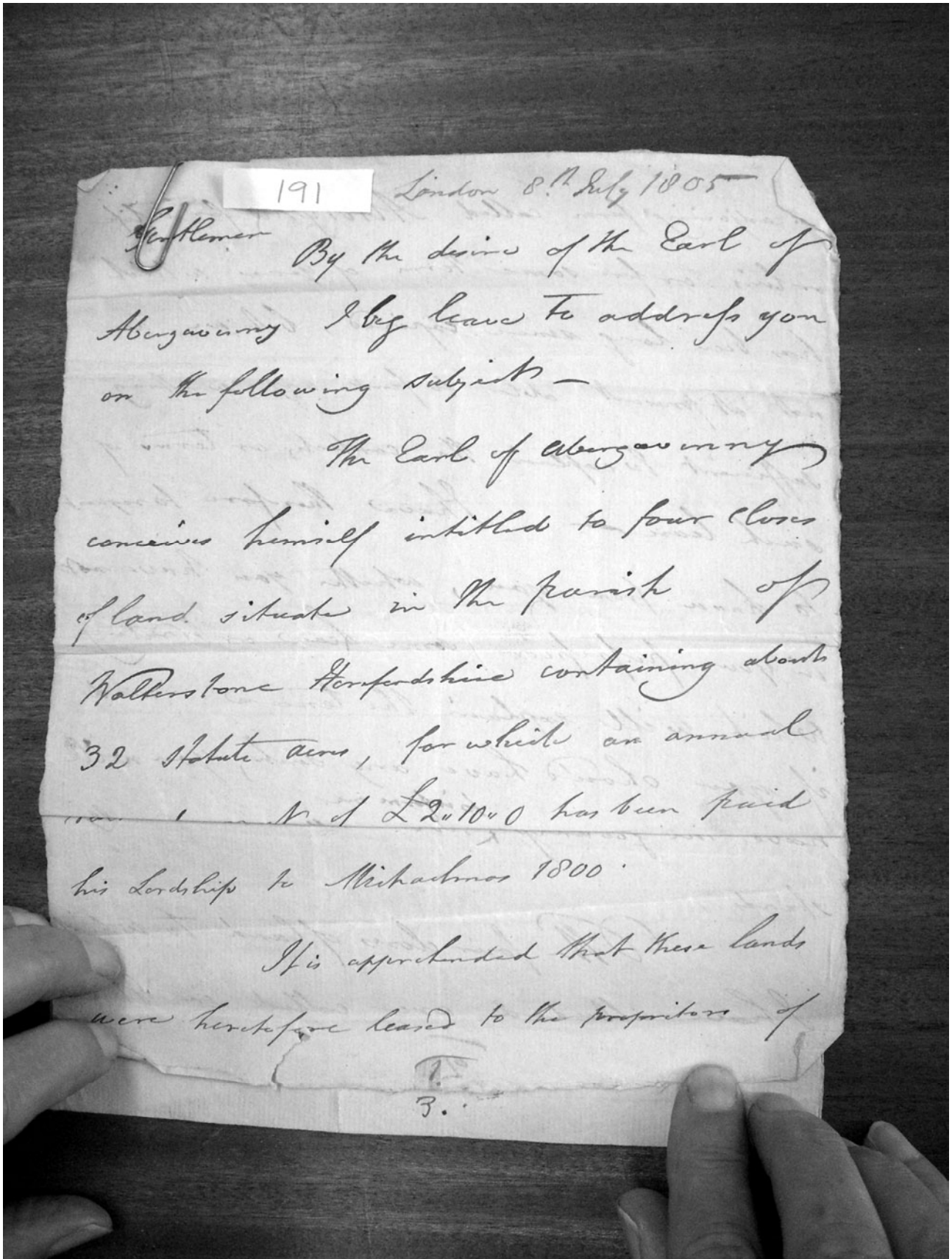
The History of Ewyas Lacy

Document Record



The History of Ewyas Lacy

Document Record



The History of Ewyas Lacy

Document Record

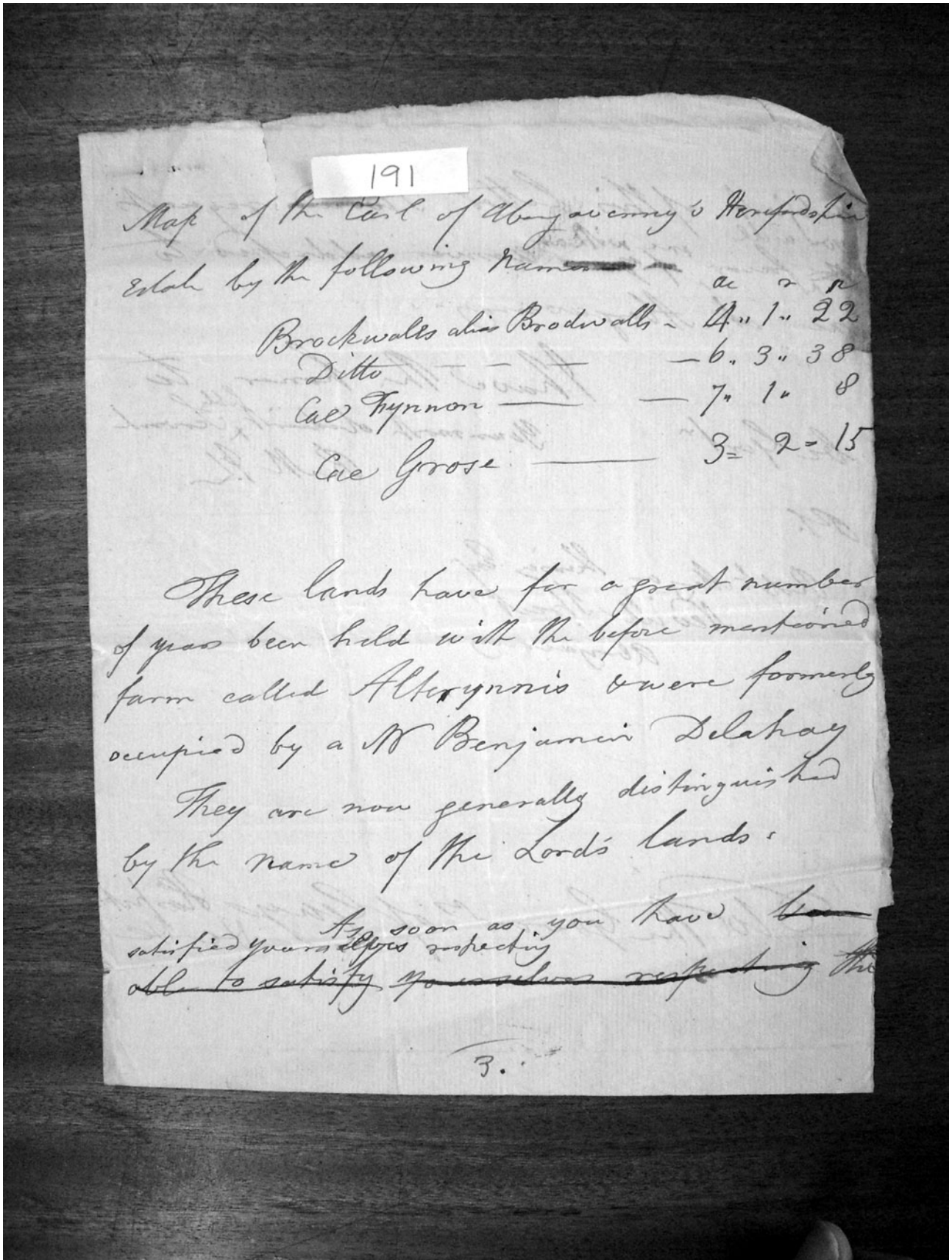
191
an adjoining farm called Allerynis for a life
or less or for some term of years which
has been long since expired, but we are
not at present able to find any writing
sufficient to explain the contents, or terms of
such lease. I have therefore to request
to know from you, whether you have not
in your possession some lease or writing
which will explain the tenures, and
if you should have any such, you will
have the goodness ^{to inform me} how the case really
stands.

The four closes of land to which
I have alluded are called in the

2.

The History of Ewyas Lacy

Document Record



191
Map of the Carl of Abingacerry's Herefordshire
estate by the following names

	ac	r	p
Brockwales alias Brodwals	4	1	22
Ditto	6	3	38
Cae Fynnion	7	1	8
Cae Grose	3	2	15

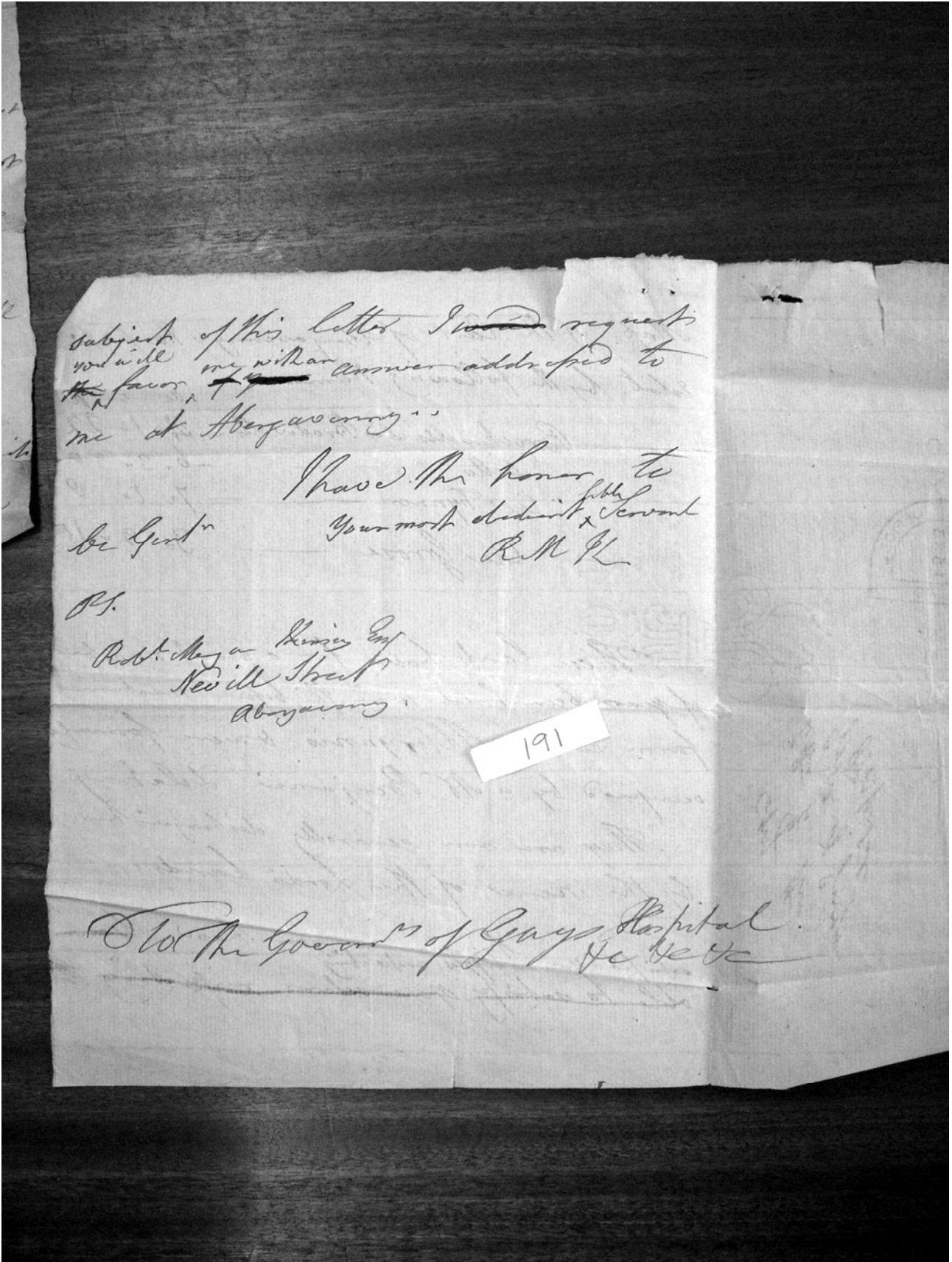
These lands have for a great number
of years been held with the before mentioned
farm called Althrynion & were formerly
occupied by a Mr Benjamin Delahay

They are now generally distinguished
by the name of the Lord's lands:

As soon as you have been
satisfied yourselves respecting
~~able to satisfy your wishes respecting the~~

The History of Ewyas Lacy

Document Record





The History of Ewyas Lacy

Document Record

Observations:

None