

INROLLMENTS

In the Court of Civil Jurisdiction of the
 Lord the King at Saint Johns in the Island
 of

Newfoundland

Be it remembered that on Friday the 10th day
 of Oct: 1791 came into this Court John Reeves Esq^r Chief Judge
 of the said Court, and recordeth that on the 15th day of _____ at his
 Chambers in Saint Johns came James Stokely of Dartmouth in the
 County of Devon Merchant in his proper person and brought before him a
 certain Indenture which he prayed in behalf of Richard Hutchings of
 Dartmouth who was appointed lawfull attorney by John Hutchings of
 Dittisham in the County of Devon Clerk might be inrolled of record in
 the said Court which said Indenture the aforesaid Chief Judge in
 his own proper hands hath now delivered into Court here to be
 inrolled, and it is inrolled in these words to wit, This Indenture
 made the twenty first day of January in the year of our Lord one
 thousand seven hundred and ninety and in the thirtieth year of
 the reign of his Majesty George the third by the Grace of God of
 Great Britain France and Ireland King defender of the Faith and so
 forth Between John Benson of Kingswear in the County of Devon
 Mariner and Susanna his Wife of the one part and the Reverend
 John Hutchings Clerk of Dittisham in the said County Clerk of the
 other part Witnesseth that as well for and in consideration of the

BENSON
 HUTCHINGS
 NAME FILED

Sum of Five Shillings of lawfull Money of Great Britain to them
the said John Benson and Susannah his Wife in hand paid by
the said John Hutchings at or before the Sealing and Delivery of
these presents the Receipt whereof is hereby acknowledged as for
divers other good causes and considerations they the said John
Benson and Susannah his Wife Have and each of them Have
bargained and sold and by these presents Do and each of them
Doth bargain and sell unto the said John Hutchings his Executors
Administrators and Assigns All that Messuage Tenement or Dwelling
House and Wash House situate lying and being at Kingswear aforesaid
together with the Garden and Orchard lying behind the same now
in the possession of him the said John Benson And also all
that other Messuage Tenement or Dwelling House with the Courtage
lying behind the same situate on the East side of and contiguous
to the said Messuage Tenement or Dwelling House first above men-
tioned and now in the possession of John Goodridge as Tenant to him
the said John Benson and which said Messuages Tenements or
Dwelling Houses were heretofore built by the said John Benson and
were formerly in the possession of Oliver Blackler and afterwards of
Giles Lake afterwards of Robert Lake And also all that decayed
Tenement with the Appurtenances in which ^{Thomas} Harris did
formerly inhabit all which said premises are situate lying and
being on the South Side of the Old Road leading from Kingswear
passage to the Water head and are bounded by the said Road on the
North and the said New built Messuages Tenements or Dwelling
Houses Garden Orchard and Courtage are bounded with the Lands
now or late of ^{Jackson} late in the possession of Joseph Love
deceased and now of Thomas Narramore on the South and East the
Lands late of Henry Townes Luttel Esquire deceased on the South
of the Lands of Nicholas Carter and Thomas Tucker late in the
possession of Thomas Narramore and Andrew Pidsley but now
of ^{Smith} and Thomas Carter on the East and the said
decayed Tenement with the Appurtenances is bounded with the Land

of the said Jackson on the South And also all that new erected Messuage or Dwelling House lately built on a waste Plot of ground lying at Kingwear aforesaid to the north of the largest of the said Messuages Tenements or Dwelling House between the said Old Road and the Turnpike Road there and is now in ^{the} possession of Giffard and him the said John Benson And also all that waste plot of ground lying to the North of the said Turnpike Road and extending down to the Salt Water on the North formerly called Bacadidges and now in the possession of him the said John Benson And also all that plantation or Fishing Room situate in Petty Harbour in the Island of Newfoundland called the bove bounded on the East part thereof by Jackson's Land on the North by unoccupied land on the West by the Flag Staff Room and the Ships Room And also one other Fishing Room called or known by the Name of Mount pleasure situate on the North part of a certain parcel of Land in Petty Harbour called the Island bounded by the Lands of Thomas Palmer and Company on the East on the West by the Main Bridge on the South by Robert Newman's Room and on the North by uncultivated Land And also one other Fishing Room on the South side of Petty Harbour aforesaid bounded on the East by James Mc Gully's Room on the West by Samuel Goudeir's Room on the South by uncultivated Land and on the North by the Water And also one other Fishing Room known by the name of Paradise bounded on the East by Chap's Room on the West by Jacksons and Francis Trees Rooms on the South by the said Francis Trees Room and on the North by the Water all which premises are situate lying and being in Petty Harbour in the Island of Newfoundland aforesaid and were formerly in the Tenure or possession of William Keen Esquire deceased afterwards of his Heirs or Executors or their

Undertenant and are now in the Holding or occupation of the said
John Benson and his Undertenants And also all other plantations
rooms Lands and Hereditaments situate and being in Petty Harbour
aforesaid which were heretofore the Inheritance or possession of the
said William Keen at the time of his decease and by or by the
authority of his Representatives granted and conveyed to the
said John Benson And all houses Outhouses Lofts Cellars
Stages Flashes Edifices Barns Stables Buildings Yards Gardens Orchards
Quays Waifs Ways paths passages Waters Watercourses Easements
profits privileges commodities advantages hereditaments and
appurtenances whatsoever to the said Messuages Dwelling
houses or Tenements Plots or pieces of land plantations Rooms
and premises or any part thereof belonging or in any wise
appertaining or therewith held used occupied or enjoyed or accepted
reputed deemed taken or known for or as part parcel or member
thereof or of any part thereof, And also all other the Messuages
Tenements Lands hereditaments and premises whatsoever of him
the said John Benson or whosoever or wherein he or any person or
persons in trust for him are or is seized of or entitled to any
estate of Freehold or Inheritance whatsoever in possession
reversion remainder or expectancy situate and being at any town
aforesaid or any Town Village or Precinct near therunto
adjoining or elsewhere in the said County of Devon or in the said
Island of Newfoundland And the reversion and reversions
remainder and remainders yearly and other rents Issues and profits
and all and singular the said premises To have and To hold
the said Messuages Dwelling houses or Tenements Garden Courtyards
plots pieces and parcels of land plantations Rooms Hereditaments
and all and singular other the premises herein before mentioned

and hereby or intended to be truly conveyed and sold and
conveyed and parcel thereof with their and every of their
Appurtenances unto the said John Hutchinsons his Executors
Administrators and Assigns from the day next before the day
of the date of these presents For and during and unto the
full end and Term of one whole year from thence next
ensuing and thence to be concluded and ended Yielding and
paying therefore unto the said John Benson and Susannah
his Wife or their Heirs or Assigns the yearly rent of one pepper
corn at the expiration of the said Term if the same shall
be lawfully demanded To the intent and purpose and by
virtue of these presents and of the Statute made for transferring
uses into possession the said John Hutchinsons may be in the
actual possession of the said premises and be thereby enabled
to take and accept a Grant and Release or other Conveyance
of the Feehold and Inheritance of the same premises and
of every part and parcel thereof to him his Heirs and Assigns
to the Uses and upon the Trusts thereof to be declared by
another Indenture of Four parts already prepared and intended
to bear date the day next after the day of the date hereof and
made between the said John Benson and Susannah his Wife
of the first part the said John Hutchinsons of the second
part Richard Newman of Dartmouth aforesaid Merchant
of the third part and Richard Hutchinsons of Dartmouth
aforesaid Merchant of the fourth part In Witness

by Indenture bearing date on or about the sixth day of
March One thousand Seven hundred and eighty one and made or
mentioned to be made between the said John Benson of the one
part and the said Richard Newman by his description therein
of the other part for the considerations therein mentioned he
the said John Benson did grant bargain and sell demise
lease and to farm let unto the said Richard Newman his
Executors Administrators and Assigns All those Messuages
Dwelling Houses Tenements Garden Spots or pieces of Ground herein
after particularly mentioned and described with their and every
of their Appurtenances situate lying and being at Hingworth
aforesaid To Hold the same premises with the Appurtenances
unto the said Richard Newman his Executors Administrators
and Assigns from the day of the date hereof for and during and
unto the full end and Term of One thousand years from thence
next ensuing and fully to be conveyed and ended subject to a
pepper corn Rent and also subject to the proviso therein contained
in making void the said Term on payment by the said John
Benson his ^{his} Executors Administrators and Assigns unto the said
Richard Newman his Executors Administrators or Assigns of the
sum of Two hundred Pounds with lawfull Interest for the same
on the twenty sixth day of September then next as in and by the
said Indenture reference being thereunto had will more fully and
at large appear And whereas the said Sum of Two hundred
Pounds and Interest was not paid at the day or time for that
purpose mentioned in the said in part recited Indenture by
means whereof the Estate and Interest of him the said Richard
Newman remaine absolute at Law redeemable nevertheless in equity

And whereas upon an Account this day dated between the
said John Benson and Richard Newman there appears to be due
and owing unto him the said Richard Newman on the said Mortgage
premises for principal and Interest the sum of Two hundred and
twenty eight Pounds seven Shillings And the said John Benson
being desirous to pay off and discharge the same and having
occasion for a further sum hath applied to the said John Hutchings
as well to discharge the said Principal and Interest so due and
owing to the said Richard Newman as to lend and advance him
the further sum of Five hundred and Seventy one Pounds
thirteen Shillings to which he consented and accordingly he the
said John Hutchings hath this day paid unto the said
Richard Newman the said sum of Two hundred and twenty
eight Pounds seven Shillings in full of all principal Money
and Interest due and owing to him as aforesaid and hath
also lent unto the said John Benson the further sum of
Five hundred and Seventy one Pounds thirteen Shillings
the receipt of which said several sums together with
the whole amount of eight hundred pounds is hereby
respectfully acknowledged and the said John Benson hath
made and executed to the said John Hutchings a Bond or
Obligation under his Hand and Seal bearing even date with
these presents in the penal Sum of One thousand six
hundred Pounds with condition thereunder written for payment
of the said sum of eight hundred Pounds with lawfull
Interest for the same on the twenty second day of July next
ensuing And upon the treaty for the said Loan it was mutually

stipulated and agreed that to the better securing the repayment
of the said sum of Eight hundred Pounds and the more easily
raising the same the Inheritance in Fee simple of and in the said
Mortgage premises and the Plantations Woods and Hereditaments
situate in the Island of Newfoundland and hereinafter particularly
mentioned and described should be granted and conveyed to him
the said John Hutchings and the remainder of the Term of
one thousand years assigned to the said Richard Hutchings
and also that the leasehold premises hereinafter described should
be assigned and transferred to the said John Hutchings upon
the several trusts and to and for the several Uses Intents and
purposes hereinafter mentioned and contained of and concerning
the same Now this Indenture witnesseth that in
pursuance of the said Agreement and for effectuating the same
and for and in consideration of the said sum of Two hundred and
twenty eight pounds seven shillings so paid to the said Richard
Newman as aforesaid in full of all principal Money and Interest
due and owing to him on the said in part recited Indenture
of Mortgage and also of the further sum of Five hundred and seventy
one pounds thirteen Shillings so lent and advanced to the said John
Benson in manner aforesaid making together in the whole the said
of Eight hundred Pounds for which the said Bond or Obligation was
made and executed as aforesaid the receipt whereof he the said
John Benson doth hereby acknowledge and therewith receiveth
and of and from the same and every part thereof doth acquit release
and for ever discharge the said John Hutchings his Heirs

Executors Administrators and Executors and every of them jointly
by these presents and for divers other good causes and considerations
they the said John Benson and Susannah his Wife Have and
each of them hath granted bargained sold aliened released and
conformed and by these presents Do and each of them Doth —
grant bargain sell alien release and conform unto the said —
John Hutchings (in his actual possession now being by virtue of
a bargain and sale to him thereof made by the said John
Benson and Susannah his Wife by Indenture bearing date
the day next before the day of the date of these presents in
consideration of Five Shillings To Hold for the term of one
whole year commencing from the Day next before the Day of the
Date of the said bargain and sale and by force of the Statute ^{made} for
transferring uses into possession) and to his Heirs and Assigns —
All that Messuage Tenement or Dwelling house and Wash house
situate lying and being at Kingsweat aforesaid together with the
Garden and Orchard lying behind the same now in ^{the} possession
of him the said John Benson And also all that other Messuage
Tenement and Dwelling House with the bowllage lying behind
the same situate on the East side of and contiguous to the said
Messuage Tenement or Dwelling house first above mentioned now
in the possession of John Goodridge as Tenant to him the
said John Benson and which said Messuages Tenements or
Dwelling houses were heretofore built by the said John Benson
and were formerly in possession of Oliver Blackler and afterwards
of Giles Lake afterwards of Robert Lake And also all that

whereof the said parties to these presents their hands and
seals have hereunto set this day and year first above written

John (LS) Benson his (LS) Benson

Sealed and Delivered (the parchment)
being first duly stamped in presence of

John Christophers
No. Gretton

The foregoing writing contained in three pages contains a true
copy of the Original Deed whereof the same parties to be a
copy being examined therewith this Ninth day of May one
thousand seven hundred and ninety by us

John Carr
Benj^m Perry.

This Indenture of four parts made the twenty
second day of January in the year of our Lord one thousand seven
hundred and ninety and in the thirtieth year of the Reign of his
Majesty George the Third by the Grace of God of Great Britain
France and Ireland King defender of the Faith and so forth
Between John Benson of Henslow in the County of Devon
Mariner and Susannah his Wife of the first part, the Reverend
John Hutchings Rector of Littleham in the said County Cleric of
the second part Richard Newman of Dartmouth in the said
County Merchant of the third part and Richard Hutchings
of Dartmouth aforesaid Merchant of the fourth part. Whereas