

TNA C 12/311/ 5 & 6 Chancery Case Pantoune v Loraine, 1755

TNA C 12/2041/37 Chancery Case Errington v Loraine, 1761

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This case, centred on the ownership of the Blackhall Lead Smelt Mill in the in the years around 1750, was brought by William Pantoune in 1755, contesting the will of his brother George Pantoune. The defendants were Robert Loraine, George Marshall, William Soppitt, Robert Dixon, Elizabeth Pantoune 'Wife of the said Complainant', Christopher Fawcett esquire and George Emmerson. George Pantoune died in 9th February 1749/50 in Jonathan Hilton's Inn at Alston. His will, made just before death, appointed George Marshall & William Soppitt as his inheritors but holding his property, lead mines at Alston, Blackhall Mill and High Shield estate in trust. However William Soppitt signed all his rights across the George Marshall. This seems to have been under pressure from Robert Loraine who took over and administered all of the property, taking care to say he was agent for George Marshall. Robert Loraine or his wife Mary later gained possession of all of the property.

John Waters

17 May 1756 Thomas Nixon

[Note: Nixon was a witness on the part of the Defendants Thomas Hall and George Emmerson, his deposition taken 'Taken at the House of John Ward know by the name of the Queens Head' in Newcastle by William Rudd and Thomas Gyll Esquires and William Clover and Joseph Lazenby Gentlemen]

Thomas Nixon of Dotland in the County of Northumberland <...>man aged forty one years a Witness first sworn and examined on the part of the Complainant and afterwards sworn and examined on the part of the Defendants Thomas Hall and George Emmerson Deposeth as follows

To the second Interrogatory this Deponent saith that George Pantoune deceased <...> the pleadings named and the Defendants Thomas Hall and George Emmerson in or about the month of May one thousand seven hundred and forty <...> which was about one year and nine months before the Death of the said George Pantoune did agree to become Copartners and Joint Traders and Dealers together in the managing and carrying on the Trade of Smelting and Refining of Lead and Lead Oar at or near Blackhall Lead Mill in the said County of Northumberland for the term of three years then next following And saith that the said parties did in the said month of May one thousand seven hundred and forty eight begin to carry to carry on the said Trade Business or Undertaking and that <...> George Pantoune deceased was to have and enjoy the one moiety or half part of the said Trade Business or Undertaking and the said Defendants Thomas Hall and George Emmerson were to have and enjoy the other .. half part thereof And saith that the said Partners were to make up the Sum of Three Hundred pounds of Lawfull British Money as and for the Capital and joint Stock of the

said Copartnership of which the said George Pantoune advanced and paid the Sum of One Hundred and fifty pounds as his share of the said Capital Stock and the said Thomas Hall and George Emmerson the like Sum of one hundred and fifty pounds as their share of the said Capital Stock And saith one Francis Smedley of Holywell in the County of Flint Gentleman had preposed to be a partner with the said George Pantoune an <...> the Defendants Thomas Hall and George Emmerson in the said Trade Business or Undertaking and was to have and enjoy a third part or share thereof but saith the said Francis Smedley did decline entering into the said Partner <...> or having any concern therein because as this Deponent had heard and believes he lived out so great distance from the place where the said Business or undertaking was to be carried on And saith the said George Pantoune Thomas Hall and George Emmerson did thereupon in the shares and proportions before set forth carry on the said Trade Business or Undertaking from the Commencement of the said Partnership till the Death of the said George Pantoune And saith that the said George Pantoune did some time before the Commencement of the said Partnership purchase of Mathew Ridley the said mill called Black Hall Lead Mill with the appurtenances In Trust for himself and the said Defendants Thomas Hall and George Emmerson and that the said Thomas Hall and George Emmerson did advance and pay the Sum of forty two pounds lawfull British as and for the Purchase Money for the said Mill the one moiety whereof he the said George Pantoune was to repay or account for to the said Thomas Hall and George Emmerson so he the said George Pantoune told this Deponent And saith he can the better depose as to all and every the matters before set forth because he this Deponent was hired by the said George Pantoune Thomas Hall and George Emerson as their Agent in the said Trade Business or Undertaking and acted as such from Mayday one thousand seven hundred and forty eight till July one thousand seven hundred and fifty

Thos Nixon

17 May 1756 John Richardson

[Note: Richardson was a witness on the part of the Defendants Thomas Hall and George Emmerson, his deposition taken 'Taken at the House of John Ward know by the name of the Queens Head' in Newcastle by William Rudd and Thomas Gyll Esquires and William Clover and Joseph Lazenby Gentlemen]

John Richardson of the Town and County of Newcastle upon Tyne Gentleman aged fifty or xx upwards being sworn and examined deposeth as follows

To the first Interrogatory this saith that he knows Robert Loraine George Marshall Robert Dixon Elizabeth Pantoune Christopher Fawcett Thomas Hall and George Emmerson Defendants in the Title of there Interrogatories named and hath known them for some time past but doth not know the Complainant

To the third Interrogatory this Deponent saith that he hath looked upon the Deed or Parchment Writing produced and shown to this Deponent at this the time of his Examination marked with the Letter (M) being an Indenture Tripartite bearing date the first day of May in the year of our Lord one thousand seven hundred and forty eight and made or mentioned to be made between Francis Smedley of the first part George Pantoune a Gentleman of the second part and Thomas Hall and George Emerson Cheesmongers of the third part Saith that the same Deed was signed sealed and delivered by the said George Pantoune Thomas Hall and George Emerson in the presence of John Lloyd Gentleman since deceased and this Deponent And saith that the severall names or Characters George Pantoune Thos Hall and Geo Emerson set or subscribed as Partys thereto and the seve<..> manner or Character Jno Richardson John Lloyd set or indorsed as Witnesses to the Execution thereof are the proper Setting and Hands writing of them the said George Pantoune Thomas Hall George Eme[rson: corner missing] John Lloyd and this Deponent respectively
Jno Richardson

22 Dec 1756 George Emerson

[Note: Emerson's deposition was taken on behalf of the complainant William Pantoune 'at the House of Peter Blenkinsopp Seituate in the North Bailey in the City of Durham' by William Budd and Thomas Gyll Esquires William Lowes and Joseph Lazenby Gentlemen]

George Emerson of Newcastle upon Tyne Cheesemonger Aged Fifty years and upwards being sworn and Examined by Virtue of an order of this Honourable Court made made in this Cause bearing date the Seventh day of July last past Deposeth as follows

To the first Interrogatory saith he hath seen the Complainant William Pantoune and knows the Defendants Robert Loraine and George Marshall and has so known them respectively for some years last past

To the second Interrogatory saith he did know George Pantoune late of High Sheel in the County of Northumberland Gentleman Deceased for Several years before he died and believes he died some time on or about the Month of February one Thousand Seven Hundred and Forty nine at Alston in the County of Cumberland as this Deponent hath been informed.

To the Twelfth Interrogatory this Deponent saith that he hath seen William Soppitt in the pleadings named but had no Acquaintance with him and saith that he was not Acquainted with the Defendants Robert Loraine and George Marshall or either of them

till after the Death of the said George Pantoune And saith that the said George Pantoune was not to the knowledge of this Deponent any way of Kin to the said Robert Loraine George Marshall and William Soppitt or any of them

To the Twenty Sixth Interrogatory this Deponent saith he doth not Remember to have heard the said defendants Robert Loraine George Marshall William Soppitt or any other person or persons by name at any time Since the Death of the said George Pantoune say or declare any thing relating to the real and personal estate which the seized or possessed of Interested in or intitled unto or to whom the same or the Beneficial Interest thereof belonged after his Death save as is herein after mentioned

To the Twenty Seventh Interrogatory this Deponent saith that he does not Remember to have heard at any Time After the Death of the said george Pantoune the Defendants Robert Loraine George Marshall and William Soppitt or any of them say or declare any thing in Relation to the Will of the said George Pantoune Or what was intended by the said George Pantoune either in respect to making any person or persons Trustee or Trustees in his said Will or in respect to any other matter or thing touching the said George Pantounes Will his Estate or Affairs And saith from the Copy of the said George Pantounes Will which he hath seen and perused He believes that the Defendant George Marshall is the Owner of the Estate late belonging to the said George Pantoune And also is induced so to believe from an Authority or Directions in Writing which this Deponent hath been given by the said George Marshall to the Defendant Robert Loraine to Act along with this Deponent and the Defendant Thomas Hall in Relation to the Affairs of the Lead Mill in the Pleadings mentioned and from the said George Marshall having told this Deponent and the Defendant Thomas Hall in the presence of the Defendant Robert Loraine that he would be Accountable for All the Defendant for All the Defendant Robert Loraines Actings with this Deponent and the said Thomas Hall in what he should do touching the said partnership in the said Lead Mill and other their Affairs or to that Effect.

To the Twenty Ninth and Thirtieth Interrogatories this Deponent saith that some time after the Death of the said George Pantoune (but the particular time he doth not Remember) He this Deponent was in Company with the Defendant Robert Loraine and Thomas Hall together with the Complainant and Mr John Ord of Newcastle upon Tyne Attorney at the House of Mr William Parker in Newcastle aforesaid as this Deponent Remembers and believes when the Complainant did claim to be intitled to the Real and personal Estate of the said George Pantoune or some part thereof and the Defendant Robert Loraine having some claims upon the said William Pantoune for Money due from the said William Pantoune It was then Agreed between the said Complainant and the Defendant Robert Loraine that All Matters in Difference should be referred to Arbitrators and that Accordingly they entered into Arbitration Bonds for that purpose And this Deponent believes that the Defendant Robert Loraine Acted therein for and on behalf of the Defendant Marshall And saith he doth not remember that he was

present when any Application was made to the Complainant William Pantoune by the Defendants George Marshall and Robert Loraine or either of them or by any other person or persons touching the Complainants Releaseing or giving up any right or Title to the Real or Personal Estate of the said George Pantoune or any part thereof otherwise than as before is setforth And saith that this Deponent took a great Deal of pains to make up the difference between them And saith that the Complainant offered for his Brothers Gold Watch and as much Money as would carry him to London to Release All the Right and Title which he had to his Brothers Effects And the Complainant also then said he was sorry that his Brother had Cutt him out of his Will as he did not know he had ever Offended him or words to that Effect. And this Deponent saith he doth not know that any any person or persons did at any time or times after the Death of the said George Pantoune make any Offers of paying any sum or sums of Money to the Complainant in case he would release his Right Title and Interest in and to the said George Pantounes Real and personal Estate to any person or persons Saith he was present some time after the Death of the said George Pantoune at the House of Michael Dawson keeper or Goaler of the prison of Newgate In Newcastle aforesaid along with Edward Williams of the same Town and the Defendant Robert Loraine and the Complainant having been brought out of the said Goal to the said Goalers House some hot words arose between the said Defendant Robert Loraine and the said William who insisted upon the hardship of keeping the Complainant in Goal and wanted to have him cleared of it or to that Effect But saith he doth not remember that the said Complainant was then or at any other Time request to sign a writing whereby he was to release or give up his Right or Claim to the said Estates and Effects or any part thereof.

To the Thirty fifth Interrogatory this Deponent saith that this Deponent and the Defendant Thomas Hall were in the Life time of the said George Pantoune the owners of one half of the Lead Mill in the pleadings mentioned and ever since have continued to be and now are the owners of the said Moiety of the said Mill And the Defendant George Marshall since the Death of the said George Pantoune hath been and now is the Owner of the other half of the said Mill as this Deponent believes And saith that since the Death of the said George Pantoune this Deponent and the said Thomas Hall and the said Defendant Loraine on the behalf of the said George Marshall and the Stewards of the partnership in the said Lead Mill have Transacted All the Business relating to the said Lead Mill And saith the said Robert Loraine hath since the Death of the said George Pantoune Acted in such Business for and on behalf of the said George Marshall by virtue of the Directions or Authority in writing so given by the said George Marshall to the said Robert Loraine as aforesaid And saith that he this Deponent Acts in Selling the Lead Smelted at the said Mill at Newcastle And the said Robert Loraine usually paid for All such ore as is got for the use of the said partnership at Aldstone aforesaid As well for the said George Marshall as for this Deponent and the said Thomas Hall And this Deponent and the said Thomas Hall and the Defendant Loraine generally have Attended at Hexham in the County of Northumberland when the Carriers and

Smelters of the said Lead and other Charges have been paid And saith that an Ejectment having been brought by the Complainant against this Deponent and others for Recovering the possession of the said Lead Mill amongst other things which was tried the last Assizes for the County of Northumberland A verdict was given for the Defendants as to the said Lead Mill And a small Quantity of Ground Adjoining thereto

To the Thirty Sixth Interrogatory saith he doth not know or remember that the said George Marshall did at any time after the Death of the said George Pantoune in any manner claim any Right Title or Interest in or to the profitts or produce of the said Lead Mill or say that he had any Right Title or Interest therein or thereto otherwise than as herein before is set forth.

To the Thirty Seventh Interrogatory saith that he this Deponent since the Death of the said George Pantoune hath paid a moiety or half part of the profitts of the said Lead Mill to the Defendant Robert Loraine as Agent for and on the behalf and for the use of the Defendant George Marshall And saith that since the Death of the said George Pantoune Several Sums of Money have been at several times Advanced and paid by this Deponent and the said Thomas Hall And by the said Robert Loraine as Agent for and on the behalf of the said George Marshall and on the Account of his Share in equal Moieties or Shares towards the Carrying on the Businesse of the said Lead Mill But how much Money in the whole was so Advanced or when where or to whom by name the same was so paid this Deponent cannot set forth otherwise than as a foresaid This Deponent not having any Books papers or Accounts with him relating to or Concerning the affairs of the said Lead Mill And saith that the Several Sums of Money so Advanced and paid by the said Robert Loraine on the Account of the said George Marshalls Share in the said Lead Mill did come out of the pocket of the said George Marshall as this Deponent verily believes

Geo Emerson

22 Dec 1756 Thomas Hall

[Note: Hall's deposition was taken on behalf of the complainant William Pantoune 'at the House of Peter Blenkinsopp Seituat in the North Bailey in the City of Durham' by William Budd and Thomas Gyll Esquires William Lowes and Joseph Lazenby Gentlemen]

Thomas Hall of the Town and County of Newcastle upon Tyne Tallow Chandler Aged Fifty Four years and upwards being Sworn and Examined by Vertue of an Order of the Honourable Court made in this Cause bearing date the Seventh day of July last past Deposeth as follows

To the first Interrogatory saith he hath seen the Complainant William Pantoune and knows the Defendants Robert Loraine and George Marshall and has so known for some Time last past

To the Second Interrogatory this Deponent saith that he knew George Pantoune late of High Sheel in the County of Northumberland Gentleman Deceased And did so know him for about a year before his Death And saith he hath heard he died at Alston in the County of Cumberland but at what Time he doth not know

To the Twelfth Interrogatory this Deponent saith that he knew William Soppitt in the pleadings named and saith he did know the said William Soppitt before the death of the said George Pantoune But did not know the Defendants Robert Loraine and George Marshall or either of them till after the Death of the said George Pantoune And saith he doth not know whether the said George Pantoune was or was not any way of Kin to the Robert Loraine George Marshall and William Soppitt or any of them

To the Twenty Sixth Interrogatory this Deponent saith that he doth not remember that at any time since the Death of the said George Pantoune he hath heard the said Defendants Robert Loraine George Marshall William Soppitt or any of them or any other person or persons by Name Say and Declare any thing relating to the Real and personal Estate which the said George Pantoune died seized and possessed of Interested in or Intitled unto or to whom the same or the Beneficial Interest thereof belonged after his Death save and except what Appears from a Copy of the Will of the said George Pantoune which this Deponent hath heard read And Save that he hath heard that he died intitled unto an Estate at High Sheel in the County of Northumberland and that he knows that he died intitled unto One half of Black hall Mill in the pleadings mentioned And save as herein after is mentioned.

To the Twenty Seventh Interrogatory this Deponent saith that he doth not Remember at any time since the Death of the said George Pantoune to have heard the Defendants Robert Loraine George Marshall and William Soppitt or any of them or any other person or persons say or declare any thing relating to the Will of of the said George Pantoune or what was intended by the said George Pantoune either in respect to the making any person of persons Trustee or Trustees in his said Will or in respect to any other Matter or thing concerning the said George Pantounes Will or his Estate or Affairs save as before and hereafter is mentioned.

To the Twenty Ninth and Thirtieth Interrogatories this Deponent saith that not long after the Death of the said George Pantoune as this Deponent Remembers there was a Discourse twixt the said Defendant George Emerson and the Complainant William Pantoune in the presence of this Deponent concerning some Agreement to be made in relation to the said George Pantounes Estate and Effects but what passed in particular this Deponent doth not Remember nor can set forth And saith he doth not know

whether any person or persons did at any Time after the Death of the said George Pantoune make any offers of paying any Money to the Complainant William Pantoune in case he would Release his Right Title and Interest in and to the said George Pantoune Real and personal Estate to any person or persons.

To the Thirty fifth Interrogatory this Deponent saith that some time after the Death of the said George Pantoune the Defendant George Marshall sent a written Order to this Deponent and Defendant George Emerson to Transact the Affairs and settle the Accounts with the said Robert Loraine relating to the Lead Mill in the pleadings mentioned on the behalf of the Defendant George Marshall as this this Deponent remembers and believes

To the Thirty Sixth Interrogatory this Deponent saith that the Defendant George Marshall some time after the Death of the said George Pantoune did at the House of the said George Marshall at Wall Town in the County of Northumberland say in the Hearing of this Deponent that by the Will of the said George Pantoune He was intituled unto the Lead Mine in the pleadings mentioned or to that effect.

To the Thirty Seventh Interrogatory saith that he believes that since the Death of the said George Pantoune very little profitts have Arisen from the said Mill But saith he believes from the Tenor of the Will of the said George Pantoune And the above mentioned Order that in Case any profitts had Arisen or should how after Arise they would have belonged to the said George Marshall
Thos Hall

TNA C 12/2041/37 Chancery Case Errington v Loraine.

*Robert Loraine was the estate agent for John Errington of Beaufront and when Loraine died the last lot of estate rental income had not been passed over to Errington. Loraine's widow and executor Mary claimed that he was intestate and insolvent at his death. When the Erringtons received the rental records they also reckoned that, in their words, Robert had been keeping 'the improvements in rent' for himself. The families also clashed over mining rights in the Upper Nent Valley (see R.Fairbairn, 'Lancelot Allgood and Mary Loraine' in B. Chambers (ed), *Out of the Pennines*, (1997), pp. 113-4) and part of Mary Loraine's answer to the Complaint relates to her Caplecleugh mining lease. Mary Loraine lost the case against Errington and cleared her debts by selling the lease to Lancelot Allgood in October 1762, who had purchased a half share of Blackhall Smelt Mill 8 months earlier. Within 3 years he was casting around for smelting capacity elsewhere, eventually settling upon the Allen Mill, perhaps unable to work with Mary Loraine. She held onto Blackhall smelt mill and took advantage of Robert's prospecting work to gain a lease on a new mine(s) which allowed her by 1775 to have made profits of £34,000. This transcript is an extract from her answer to Errington's Bill of Complaint in the Chancery case.*
John Waters

18 Jun 1762 Mary Loraine

And this Defendant further Answering saith she doth Admit that she hath obtained Letters of Administration of her said late Husbands personall Estate and Effects to be Granted to her by the prerogative Court of York and that by virtue thereof she hath possessed herself of all the personal Estate and Effects of her said late Husband which she could come by and particularly the moiety of one Lead Mine called Caple Cleugh Mine which was brought by the said Robert Loraine in his Life time and of which he was possessed and to which he was Intitled for the remainder of a Term of Years which will not expire till the third day of July One Thousand Seven Hundred and Sixty Eight

But this Defendant doth deny that to the knowledge or belief of this Defendant the said Robert Loraine was in possession of and brought in his own right two Lead Mines as suggested in the Bill for that she saith she both heard and believes that the said Robert Loraine was in possession of and wrought the Lead Mine called Cowslitts only as agent for and accountable to the representatives of the said George Marshall Deceased to whom the said Lead Mine called Cowslitts did belong And this Defendant Further saith she doth admit that on the Decease of her said late Husband she did possess herself of all the Ore which had arisen from the said mine belonging to the said Robert Loraine and remained Indisposed of And that she hath Disposed of the same for the best price she could get And that she doth continue to work the said mine called Capel Cleugh and this Defendant hopes by the profits ariseing there from she may in time be Enabled to raise money Sufficient to pay and Satisfy all the said Intestates just Debts but this Defendant doth deny that she hath applied or ever did or doth intend to apply any of the profitts ariseing from the said Mine to this Defendants own use untill the Just Debts of the said Husband shall have been paid and Satisfied

And this Defendant saith that she being willing and Desirous to do all in her power to prevent the Expence of a suit in this Honourable Court and being Desirous to have the Effects of her said late Husband made the most of and applyed in payment and Satisfaction of all Just Debts of her said late Husband she this Defendant some time in the month of December last past Authorized her Brother Robert Algood of Hexham on the County of Northumberland Gentleman to make proposalls for that purpose to Mr William Kirsop of Hexham aforesaid Gentleman Agent for the Complainant John Errington

And this Defendant Doubts not to prove that in the said Month of December now last past it was agreed by and between the said William Kirsop on the part and behalf of the said Complainant John Errington and the said Robert Allgood on the part and behalf of this Defendant that all proceedings in the Honourable Court by the said Complainant should be stayed and that the Interest of this Defendant in the said Lead Mine called Capel Cleugh And also three other Lead Mines in Alston Moor aforesaid late belonging to the said Robert Loraine deceased but which have never been brought

called Capel Cleugh Vein Capel Cleugh Sun Vein and Capel Cleugh Westend Vein should be publickly sold at the Town of Alston to the Highest bidder on the Twentieth Day of January now Last past and that the said Complainant should be paid out of the Money arising by the Sale of the said Mines what should appear to be justly due to the said Complainant And that in case the said Mines could not be sold that then this Defendant should Assign over to the said Complainant all her right Title and Interest in and to the said Mines as a Security for the Money due to the said Complainant Ans should also assign to the said Complainant all the Ore then lying at the said Mine called Capel Cleugh And that the said William Kirsop and Robert Algood should settle the Accounts Between the said Complainant and this Defendant and in case they should differ about any particular Items in such Accounts that then such Items about which they should so differ should be referred to two other Indifferent persons to Settle the same One to be chosen by the said Complainant and the other by the Defendant

And this Defendant saith that the said Lead Mines were accordingly put up to Sale but nothing was Bid for the same

And this Defendant further saith that on the same Twentieth day of January last she this Defendant by agreement sold to Thomas Tweedale of Shilson Gentleman all the Lead Ore then lying at the said Capel Cleugh Vein And also all such ore as should be got and wrought out of the said Mine on or before the Twenty Fifth day of March then next (the dues only Excepted) clean washed and made Markettable and fill for smelting the Ore to be taken away on or before the Twenty Fifth Day of June there next and the Money to be paid for the same on or before the Thirtieth day of the same month of June And the Defendant further saith that on or About the fifth day of March last then <.> <com>plainant in pursuance of the said agreement entered into by the said William Hisop and the said Robert Allgood as aforesaid caused a Deed Poll to be brought to this Defendant to be Executed and this Defendant Accordingly Executed the same And by the same Deed Poll Reciting (Among other things) that the said Robert Loraine at the time of his Death was possessed and Interested in Several Lead Mines And that this Defendant her Agents and Servants had brought and raised out of the Lead Mine or Vein called Capel Cleugh Vein a considerable Quantity of Ore lying at the said Mine and Reciting the said sale to the said Thomas Tweedale and that the said Robert Loraine at the time of his Death was Indebted to the said Complainant in a considerable Sum of Money and that this Defendant had agreed to assign over to the said Complainant All such Sum and Sums of Money as should be due to her for the said Lead Ore so sold to the said Thomas Tweedale This Defendant Did Bargain Sell Assign and set over to to the said Complainant All Such Sum and Sums of Money as would be due from the said Thomas Tweedale his Executors or Administrators for the said Lead Ore sold him upon the said therein recited and herein before mentioned Contracts aforesaid To hold the said Sum or and Sums of Money and every part thereof to the said Complainant his Executors Administrators and Assigns as his and their own proper Moneys and Estate for ever He and they allowing thereout as much Money as

(with the profits Received by this Defendant or her Agent from the Lead Mines of the said Robert Loraine in Alston Moor aforesaid since his Decease would be sufficient to discharge the Pay Bill for getting Working Washing clean and making Marketable and fitt for Smelting the said Lead Ore so sold to the said Thomas Tweedale and giving this Defendant credit for the residue and remainder thereof in part of the Debt due to the said Complainant from the said Robert Loraine And this Defendant did thereby make constute and appoint the said Complainant his Executors Administrators and assigns Joyntly and Severally to be her True and Lawfull Attorney and Attorneys in her Name to Ask Demand Recover and Receive of and from the said Thomas Tweedale his Executors and Administrators the Moneys thereby assigned and every or any part thereof and to give proper Release or Discharges for the same and to do and perform every thing as Effectually as she her Executors or Administrators could or might do in or about the promisses

And this Defendant at the same time delivered the said Originall Contract so as aforesaid made with the said Thomas Tweedale to the person sent by or on the behalf of the Complainant to get the said Deed Poll executed by this Defendant

And this Defendant saith she verily believes that the said Original Contract is now in the custody of the said Complainant John Errington or his Agent and this Defendant saith she is And always hath been ready and Willing on her part to perform the said Agreement so as aforesaid entered into by the said William Hisop and the said Robert Allgood

And this Defendant further Answering saith that herein and in the Schedule hereunto Annexed and which this Defendant prays may be taken as part of this her Answer to the Complainants Bill she hath According to the best of her knowledge remembrance Information and belief setforth a full true just and particular Account of all the personall Estate and Effects so hereof the said Robert Loraine was possessed or wherein he was Interested or Intitled as the time of his Decease with the Nature kind Quality and full and utmost values thereof respectively and what part thereof hath come to her hands and how and in what Manner she hath paid away applied or disposed of the same or any part thereof

And this Defendant further saith she believes it to be true that the Complainant John Errington hath Attained his Age of Twenty one years and Is thereby became Intitled to all the said Reall Estates of his said late Father and to so much of the clear rents and profits thereof as Accrewed and were received by the said Robert Loraine in his Life time and were not paid over or Accounted for by him