Juppert of Dela fing all for 60 findere ning Grefe of tondos aforship mordon for file 16 11 60 20 and aford ail our farme rolled Gonevulo by fer and m Suid Suro 3 Quelea rouger 41 all of Bour hol. writes marc moredan what Dor-Carol nupple port is pure bed ff at phone porc swolf c 16 is purrof TE Solor 60 fo 20/6 and fater place, for Thus of whore in for offer of 1 regene it was found toport weeks a rounghout approgrape to at for revange of motion wat work in file of

For as much as uppon the ^{open} heryng and debating of the cause between Francis Medcalfof vicar of the parish church of Mordon in the Countie of Surrey plaintiff and Richard Garth of London Esquier parson impersonee {ie inducted} of the Rectorye of Mordon aforesaid the said made his title by concerning the tithes of the whole parish of Mordon aforesaid, except of one farme called Monkton, the said vicar made his title thereunto by prescription. And for profe thereof produced gave in evidence ^{a copy of} a pretended composition seemyng to be made in the time of ^{king} Henry the sixth whereby all the tithes of the whole parish of Mordon were declared to be given to the vicar there and his successors and that he shold pay therefore to the parson there and his successors.¹ And also gave in evidence a survey to prove the said composition to ^{have} been executed and to have taken place ^{accordingly} the said plaintiff shewed forth a copy of Survey remayning of record in the office of first fruite in the Exchequer² whereby where it was found before certeyn commissions in that behalf appoynted that the vicarege of Mordon was worth in tithe of whete [a blank line follows]

1 = WAM 1853, SHC K85/3/29-30

2 = Valor Ecclesiasticus 1535 (Vol 2 1814) p37

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1590

And for fulling afor of go galonhow of Go ful roupofition go (Errors) forte a bai Sabe 25 hours offic weeks go for tours of all more sprept . To no plan wenter up the by

And for further profe of the execution of the said composition he showed forth a leas dated 25 Henry VIII whereby the same vicar one Hanne then vicar of the parish aforesaid leased the said tithe corne of all Mordon except [blank] to one [blank] Fray rendryng £5 by yere.³ And for prove that Fray enioyed the tithe according to

³ not extant?

Ge / hud load for go durid Dus/ withing Not with hoffied Gal Acan Ding so Go fume revtage Dave arrowing Works arrowing Es fail Sof influence cours a les for repaying of Es suileurs aforspil perved forte a americat rompoption made vyrou for myseoplication or for genergy aforspick shows

[p2] the said lease he produced divers witnesses which testified that Fray enioyed the same certayn yeres accordingly. Whereunto the said defendant answered and proved by dep for repellyng of the evidence aforesaid showed forth a ancient composition made uppon the impropriation of the church aforesaid Anno [blank]

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Averene ware sound to your all heald to ping and of ground quarter of rogsto con gette of boands coffer femote, we remposition usure quiete of whord in the very be of Go by Yop of winop of he to with romposition to furth wrate cate at for time that Guerry suice so fer have be ping and adappe pandel no wat of patys vages awyles over any a we is while %) and wit any This + Earts at mysolog appon Ourbard propose Go fail later rompophon is not of uso referring o by Gat of Gat Go stak if it surlout of no migospor Gen food by form of for ful bransge latter rompolition nouse of table god not just more manify to be to Supo tions of f Efficient & ad more not only Go poplou to game hor always we to go wrat but and file goods Go fach viral fate alward love parted End quarch I hours wat we gat ful round from Go hiters of monthou rote if gid hiter to go to later to supophion for was alf swood appen for + may ming at it your all h

whereby were geven to ye vicar all small tithes, 13 acres of ground, one quarter of whete and one quarter of beanes and other thinges, which composition remayneth of record in the register of the bishop of Winchester,⁴ according to which composition the said vicar hath at the time of the said Survey enioyed the said 13 acres as appe as apperent by the said Survey and at the time of the said Survey paied no rent of 26s 8d and in the same Survey is no mention of any rent of 26s 8d which is usually set downe in s the Survey of other vicareges where any such charge is imposed uppon any vicar. Whereby and by that yt the said later composition is not of record in the said Register of Winchester it is evident that the estate of the said vicarege went according to then stood by force of the first composition and the latter composition never established nor put in use. Which also is more manifested by the depositions of the plaintiff of the plaintiff's owne witnesses testifiing th as much not only the possession of the said tithes glebe to have been always with the first composition and contrary to which standeth not in any wise with the latter and also that the said vicar never toke the had the tithes of Moncton which if his title to the th tithes depended uppon the later composition he was also to have by the composition that q force thereof in as much as it geveth all tithes

4 = WAM 1851, WD fo.173b, SHC K85/3/28 p21

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Transcript Merton Historical Society

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to go burde . Olud in fully or deforate of For filler Gov Dok & Sund Sunde withing the Dex of the Sero m a quit popping of to a fur fit it Toutima le rougher los for huns a for diel furge for to aprove out indoutnos waste while for for our Polist But Gove veras field well for formal for and file as by load & of ours e mand of mordon were for fail to Judiature grame be to Go pairs def ab allo for bil inde to of in fuldeburd gouying like loafled to gour baca bafai me from Gomo to Gene made by Er johns my busit of E Durard For for motion of for lapose to fo all Souse forg buago for Hors off y des tour wheel of Go was 105 for maint TOEL Life So 6 60 Frong 2/but Day / or Dove

[p3] to the vicar. And in further disprofe of the plaintiff's title the said defendant produced divers witnesses deposed here in cort proving the his continuall and quiet possession of the said tithes ^{since of Queen Mary} whereuppon the said plaintiff confessed the same and the defendant further shewed that forth as well one indenture⁵ whereby one [blank] quoted and wherein was recited how the one Robert Bust then vicar held the said tithes by leas of one [blank] Welshe farmer for yeres of the parsonage and manor of Mordon which^{estate} in the said leas the said Robert Bust by the said Indenture graunted to the said defendant as also other divers Indentures provyng like leases to have been before tyme from tyme to tyme made by the parsons impersonees {ie inducted} of the said Rectory of Mordon or their lessees to the vicar there for the time being and withall shewed forth divers rentals of such as were lessees of the parsonage of Mordon about 30 H VIII, testifiing the ^{yerely} reseit of the yerely sum of £5 of the said vicars which was the ordinary rent reserved for the same tithes. Which which ^{Uppon which profe of the defendant} the cort thinking and iudging the evidence and p ^{evidence} of the plaintiff to be trougly refuted and overthrowne hath this present day ordered and decreed etc.

5 = SHC K 85/2/9-10

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