



## Rose Family of Spalding Family History

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## 1.0 Overview

This document records the information we have about the Rose family and their relationship to Chain Bridge Forge.

## 2.0 Generations

### 1<sup>st</sup> Generation

#### William Rose

**Possible marriage to Ann Garret** (needs to be verified)

Sons Joseph, Possible William and Thomas?

### 2<sup>nd</sup> Generation

#### Joseph Rose

[Birth](#)

1752Abt

Lincolnshire, England

#### Date

24 May 1752

#### Location

South Witham, Lincoln, England ( need to confirm)

#### Marriage:

<b>Name:</b>	Joseph Rose
<b>Gender:</b>	Male
<b>Marriage Date:</b>	25 Jul 1777
<b>Marriage Place:</b>	Spalding, Lincoln, England
<b>Spouse:</b>	<a href="#">Mary Howitt</a>
<b>FHL Film Number:</b>	504762, 504763, 504764

**Death** 1814

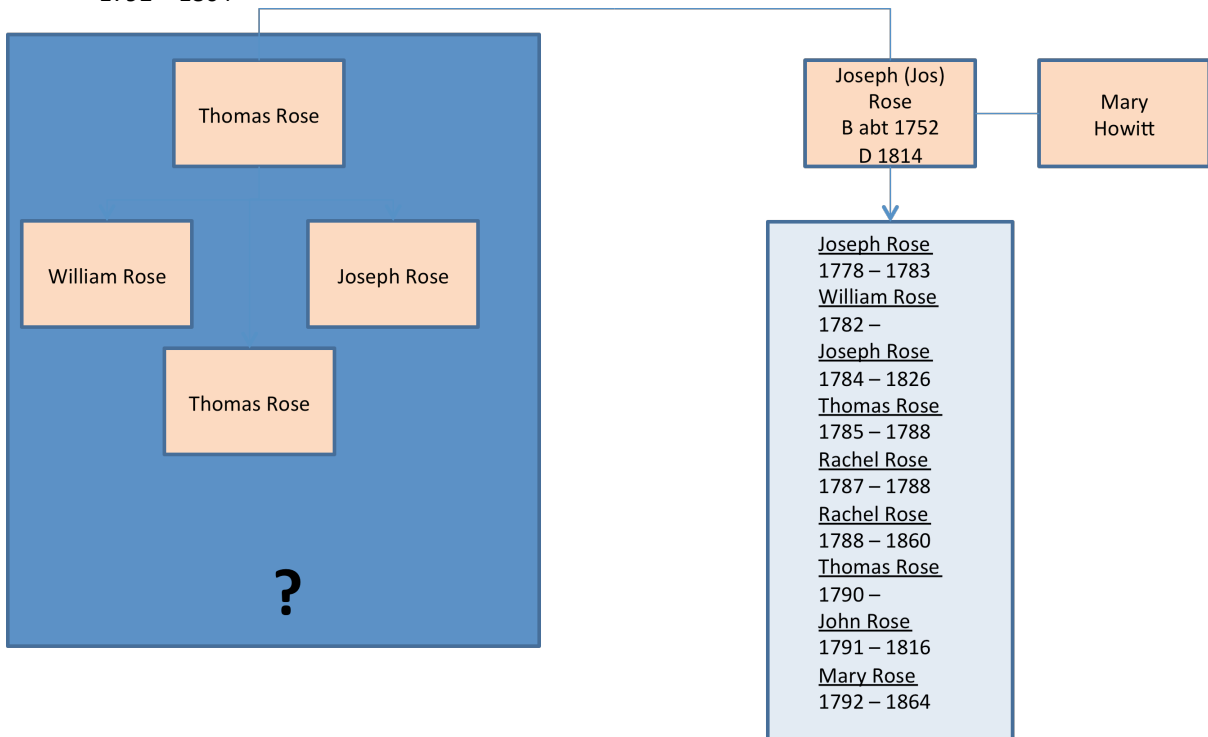
#### References:

- 1) Will prepared in 1811
- 2) Declaration dated June 1850 prepared by Rachel Christian(neeRose)

Family:

- [Joseph Rose](#)  
1778 – 1783
- [William Rose](#)  
1782 –
- [Joseph Rose](#) - Joseph Rose, D 1826 - Ironmonger

- 1784 – 1826
- [Thomas Rose](#) – D Nottingham – William Wilders Rose – Grocer D1856
- 1785 – 1788
- [Rachel Rose](#)
- 1787 – 1788
- [Rachel Rose](#) - Rachael Rose, B 1788, Widow 1850. M Christian Blacksmith of London Rd 1826
- 1788 – 1860
- 13 April 1808 Rachel Rose & William Christian, Spalding By Licence, Rachel Rose minor with consent of father Richard *Not sure about this as contradicts information from Wills. Did Joseph have a second forename?*
- [Thomas Rose](#)
- 1790 –
- [John Rose](#)
- 1791 – 1816
- [Mary Rose](#)
- 1792 – 1864



**Index to Parish Register Burial 1813-1900 Vol 5** (covering East Elloe & West Elloe deaneries including Spalding)

18 Feb 1815 Joseph Rose, Spalding aged 65

24 July 1819 Joseph Rose, Spalding aged 9

## Supplementary information

### Stamford Mercury - Friday 13 February 1807 p1 col 3

NOTICE IS HEREBY GIVEN, THAT the PARTNERSHIP subsisting between and carried on by, JOSEPH ROSE, The Elder' and JOSEPH ROSE, the Younger of Spalding, in the county of Lincoln, Ironmongers, Cutlers &c. Spalding afore said, under the firm of" Joseph Rose and Son " was this day DISSOLVED by mutual consent.-As witness our hands this third day of February, 1807. Witness, JOSEPH ROSE, senr W. CHRISTIAN. JOSEPH ROSE, junr. JOSEPH ROSE, the Elder, and JOSEPH ROSE, Younger, beg leave return thanks to the inhabitants of Spalding and its vicinity for the encouragement they have received during their Co-partnership, and to inform them that the business will in future be carried on by the said JOSEPH ROSE, the younger, on his own account who has now on sale a select assortment of Ironmongery, Cutlery, and other Goods, which he is enabled to dispose of upon such terms he flatters himself will insure their future patronage. Spalding, 3d February, 1807

### Stamford Mercury - Friday 12 January 1810 p2 col 5 (repeated 19<sup>th</sup> January)

SPALDING, Lincolnshire. To be SOLD by AUCTION, By Messrs. ALBIN and HANDLEY, At the White Hart inn in Spalding, in the county of Li on Monday the 22nd January, 1810, at 3 o'clock in the after The following ESTATES, in SPALDING aforesaid

Lot 1 A Parcel of Land in Wykeham, adjoining Cros... lane; in the tenure of William Worth, and con... by survey BA. 3R. 13P.

Lot 2. Parcel of Meadow Land, lying near to the Rails, now in the tenure Mr. G. M. Edmonds, and con... by survey 2A. 3R. BP.

Lot 3. Two Cottages or Tenements, with a Blacksmith adjoining, and a large Garden under the same, in the tenures of **Joseph Rose** and Thomas Tomlinson.

Lot 4. A large Warehouse or Granary, adjoining and North side of lot 3, now in the tenure of John Smith; Tenements under the same, in the several tenures Na... Boon, Francis Wooley, Tingle, and Walker.

Lot 5. A Messuage or Dwelling-house and Garden, no... the tenure of Mr. Francis Hames; and a Cottage adjoining the tenure of Francis Wooley. Lot 6. A Piece of rich Pasture Land containing 2A. or th.. abouts, lying behind the last 3 lots, (with an entry from High-street,) together with the Barn, Hovel, and Other buings thereon; the land being in the tenure of Mr. William M... and the buildings in the tenure Francis Hames.

The last 4 lots are most eligibly situated the lower e... the High-street, in Spalding aforesaid, opposite the Bridge over the river Welland, and possess frontage wards sixty yards on the turnpike road and river. The 3d lot and part of the 2d lot are Copyhold the of Spalding with its members; the remainder of the estate.

Freehold.—Possession of the whole may be had at Lady-day next for further particulars apply Messrs. Foster and Bonner solicitors, Spalding. Spalding , 6th January, 1810.

### Stamford Mercury - Friday 24 February 1815 p3 col 4

The Creditors and Debtors of Mr. Joseph Rose, deceased. All, persons who have any claim or demand upon the estate and effects of Mr. JOSEPH ROSE, Late of .Spalding, in the county of Lincoln, blacksmith, deceased, are

requested forthwith send account thereof to Mr. JOHN BUTTERS, of .Spalding aforesaid, one the executors named the will of the said Joseph Rose, or to Mr. JOSEPH ROSE, of the same place, ironmonger.—And all persons who stood indebted to the said Joseph Rose, blacksmith, at the time of his decease, are requested pay the amount of their respective debts immediately into the hands of the said John Butters or the said Joseph Rose, ironmonger, otherwise actions law will be commenced for the recovery thereof. Spalding, February 1815

## Stamford Mercury - Friday 14 July 1815 p3 col 4

To BLACKSMITHS. To be LET, and entered upon immediately, THAT old-established BLACKSMITH'S SHOP, situated against the DRAW Bridge late in the occupation Mr. Joseph Rose, deceased.—The Stock in trade (being small) and Fixtures to be taken at valuation ; likewise a House, opposite the shop, may let with it.—For particulars apply (if by letter, post paid) to Mr. Thomas Rose, upon the premises. Spalding, July 12th, 1815.

### **Lincolnshire Family History Society References**

**Death duties CD 1796 -1821** – exhaustive search of original Inland Revenue Death Duty ledgers – any will whether either a testator or beneficiary had a Lincolnshire connection, the names of all beneficiaries were extracted.

IR Ledger 33/84/1476

ROSE Rachel of the City of Bath, Spinster (*Sister of Joseph???*)

Probate 17 July 1799

ROSE Joseph the Elder of Spalding Lincs, Executor & Beneficiary

LOVE James Executor

Beneficiary names ROSE Rachel [Great Niece], HAWES Rev Thomas, ROSE William [Great Nephew], ROSE Joseph [Great Nephew], DOBENY John [ Nephew]

The Will was proven at Canterbury – Ref PROB 11/1327/170 – available for download at <http://discovery.nationalarchives.gov.uk/details/r/D450741> (also free on Ancestry – if subscribed)

IR Ledger 655/1084

ROSE Joseph of Spalding Lincs, Blacksmith

Will 16 Aug 1811

BUTTERS John of Spalding Lincs Executor [relationship not given]

Beneficiary names ROSE Thomas, [Son] ROSE Mary, [Daughter [under 21]], ROSE Josh [Son],

CHRISTIAN Rachel [Daughter]

The Will is available from Lincolnshire Archives Reference LCC WILLS 1815/199

See Appendix

**Lincolnshire Marriage Index 1700 – 1837 Vol 1** (covering East Elloe & West Elloe deaneries including Spalding)

25 Jul 1777 Joseph Rose & Mary Howit Spalding. *This is probably Joseph who died in 1815 – nephew to Rachel Rose of Bath and parents Thomas Rose, Mary Rose, Joseph Rose and Rachel Christian nee Rose.*

23 Sept 1810 Joseph Rose & Mary Scatley, Spalding – both widowed (remarriage of Joseph?) By licence

### 3<sup>rd</sup> Generation

#### Joseph Rose

- [Baptism](#)  
178413 Feb  
Spalding, Lincoln, England
- 4 Sources

#### [Marriage to Sarah Warin Wilders](#)

180715 Apr— Age: 23

Spalding, Lincolnshire, England

16 Apr 1807 Joseph Rose the younger & Sarah Warrian Willders, Spalding —. By Licence

- [Death](#)  
1826abt— Age: 42  
Ref Rachel Christian(nee Rose ) Declaration dated June 1850- "On or about 1826"
- 2 Sources

#### **Index to Parish Register Burial 1813-1900 Vol 5** (covering East Elloe & West Elloe deaneries including Spalding)

- 15 Jan 1826 Joseph Rose, Spalding, aged 42

#### [Residence](#)

1829

Market Place, Spalding, Lincolnshire, England

Ironmonger (with Sarah Rose) This maybe Joseph Rose b1811 not his father Joseph as he died about 1826



*Spalding Market Place published 1822 by H. Burgess.*

### Rose Ironmongers in Market Place Spalding

Stamford Mercury - Friday 13 September 1811 p3 col 4

WANTED immediately, an Apprentice to an Ironmonger, &c. For particulars apply (letters post paid) to Mr. JOSEPH ROSE, jun. Spalding

Stamford Mercury - Friday 18 April 1823 p2 col 5

Spalding, 15th April, 1823. SPALDING. To be SOLD by AUCTION, In the month of October next, unless an eligible offer shall be made the mean time for the purchase thereof by private contract, A Very extensive and commanding SITUATION for TRADE of any description, in the Marketplace, Spalding comprising Messuage and Shop, wherein the business of Ironmonger has been carried on for upwards of half century, and now the tenure of Mr. Joseph Rose; and another Messuage adjoining, in the occupation of Mr. Isaac Daulton, miller & baker. Also a Warehouse, and Stable adjoining, situate near to the Market-place and the river, and now in the occupation of the said Joseph Rose and Mr. Watkinson. For further particulars apply to Messrs. Green and Carter, solicitors, Spalding.

Stamford Mercury - Friday 09 January 1824 p 2 col 5

To COMMON-BREWERS, IRONMONGERS, MILLERS, and Others. To be SOLD by PRIVATE CONTRACT, THE following eligibly-situated Freehold ESTATES, in Spalding, in the county of Lincoln. Lot 1. All that well-accustomed Messuage Or Public house, called the Black Bull Inn, with the Brewhouse, extensive Auction-

rooms, Sublet, and Out-buildings adjoining, situate near the Stock-market, and the Yard belonging thereto long used as a Pig-market, now in the occupation of Mr. James Kearley.

**Lot 2. Also all that substantial Messuage or Dwellinghouse and Shop, situate in the Market-place, and in which the business of an Ironmonger has been very extensively carried on for upwards of a century, being now or lately in the occupation of Mr. Joseph Rose. Lot 3. A Messuage and Shop, adjoining the above, in the occupation of Miss Gibson. The whole, or any part of the purchase-money of lot 1, may remain on approved security. Possession of the respective lots may be had at Ladyday (O.S.) next.**

## Stamford Mercury - Friday 20 January 1826 p3 col 1

Suddenly, at Spalding, on Wednesday the 11th inst, Mr. Joseph Rose, ironmonger, of that place, aged 42.

## Stamford Mercury - Friday 11 April 1828 p3 col 7

To IRONMONGERS. To be LET, and entered upon immediately, AN old-established and well-accustomed BUSINESS of an IRONMONGER, with excellent Shop, Dwelling-house, Warehouse, Stable, and extensive premises, in the Market-place in Spalding, late the tenure of Joseph Rose, deceased.—The Stock in Trade and Fixtures to be taken by appraisalment. For further particulars apply (if by letter, post paid) to Mr. Saml Edwards, solicitor, Spalding. Spalding, April 9th, 1828.

### Lincolnshire Probate Indexes – compiled by LFHS & Lincolnshire Archives

There is a second Will that maybe of interest for a Joseph Rose of Spalding proven in 1826. Lincolnshire Archives Reference LCC WILLS 1826/258 (*could this be Joseph Rose the younger?*)

#### Family:

- [Sarah Warin Wilders](#)  
1784 – 1849
- [William Wilders Rose](#)  
1808 – 1881
- [Anna Marie Rose](#)  
1809 – 1850
- [Ann Elizabeth Rose](#)  
1809 – 1882
- [Joseph Rose](#)  
1811 – 1891
- [Thomas Rose](#)  
1812 –
- [Selina Rose](#)  
1814 –
- [Mary Rose](#)  
1816 –
- [John Warren \(Warin?\) Rose](#)  
1817 –
- [Jane Rose](#)  
1819 – 1865

### Mary Rose - Holeywell

- [Birth](#)

1792abt Spalding Lincolnshire, England - 2 Sources

- [Baptism](#)

17925 Jun - Spalding, Lincoln, England - 1 Source

- [Marriage to Edward Holeywell](#)

18155 Nov— Age: 23 - Minster-Close-Precincts, Peterborough, Northhampton, England - 1 Source

- [Residence](#) - 1841 — Age: 49 - Spalding, Lincolnshire, England - 1 Source

- [Death](#) - 1864 Jan— Age: 72 - Boston, Lincolnshire

Family:

- [Edward Holeywell](#)

1818 –

- [John Holeywell](#)

1826 –

- [Helen Holeywell](#)

1827 –

**Thomas Rose**

- 1790abt  
Lincolnshire, England -3 Sources

- [Baptism](#)

179028 Feb

Spalding, Lincoln, England

- [Marriage to Ann Willders](#)

181326 Aug— Age: 23

St Mary's Nottingham, Nottinghamshire

Witnessed by James Wheatley (husband of Elizabeth Wilders -Ann's sister) and Judith or Joseph Rose ? If it is Joseph ,then possibly his father or brother. Ann Willders is noted as being of the Parish of Spalding and Thomas Rose of the Parish of St Mary's

- [Residence](#)

1815 — Age: 25

Spalding Lincolnshire

Ref Baptism of William Willders Rose

- [Residence](#)

1816 — Age: 26

Tattershall, Lincolnshire, England

Ref Baptism of Joseph Rose

- [Residence](#)

- 1817 — Age: 27  
Tattershall, Lincolnshire, England  
Ref Baptism of Mary Ann Rose
- [Residence](#)  
1818 — Age: 28  
Tattershall, Lincolnshire, England  
Ref Baptism of Maria Anne Warin Rose
  - [Residence](#)  
1820 — Age: 30  
Tattershall, Lincolnshire, England  
Ref Baptism of John Warin Wilders Rose
  - [Residence](#)  
1821 — Age: 31  
Tattershall, Lincolnshire, England  
Ref Baptism of Thomas Rose
  - [Occupation](#)  
1823 Apr— Age: 33  
Mareham le Fen, Lincolnshire, England  
Grocer Ref Baptism of Evison Rose
  - [Residence](#)  
1823 Apr— Age: 33  
Mareham le Fen, Lincolnshire, England  
Ref Baptism of Evison Rose
  - [Residence](#)  
1824 Nov— Age: 34  
Mareham le Fen, Lincolnshire, England  
Ref Baptism of Edward Rose
  - [Occupation](#)  
1824 Nov— Age: 34  
Mareham le Fen, Lincolnshire, England  
Grocer Ref Baptism of Edward Rose
  - [Residence](#)  
1826 Nov— Age: 36  
Mareham le Fen, Lincolnshire, England  
Ref Baptism of Joseph Rose
  - [Occupation](#)  
1826 Nov— Age: 36  
Mareham le Fen, Lincolnshire, England  
Grocer Ref Baptism of Joseph Rose
  - [Residence](#)  
1829 — Age: 39  
Nottingham, England  
Ref Baptism of James Frederick Wilders Rose
  - [Death](#)  
Nottingham Nottinghamshire

Ref Rachel Christian (nee Rose) Declaration dated June 1850. He died intestate

### John Rose

- 1791abt - Spalding Lincolnshire, England - 3 Sources
- [Baptism](#) - 17919 Feb - Spalding, Lincoln, England
- [Death](#)  
1816Before— Age: 25  
Ref Joseph Rose's Will dated 16 Aug 1816- Only four children are living -not John

### Additional Notes as yet to find a home

- John Johnsons Will of 1870----- he died 1 January 1878 . In 1870 he named William Rose as an executor and in 1878 his son Charles Johnson and William Rose retired Grocer and Witness to the will for Probate was an Edward Fisher. Blacksmith John Johnson was quite. Wealthy man. I knew he owned butchers shop( where Bennetts is now) 6 houses in Winsover Rd about 100acres of land. Left his daughter Mary £300, Charlotte property etc,etc SO there is a definite connection between Johnson and Rose but have to sort out William---- Joseph----Thomas .
- Charlotte Johnson married Thomas Rose the First quarter of 1847 at the Parish Church.

## Appendix – Supporting Legal Documents

### Legal Documents

No.	Description	Date
1,2,3	will of Joseph Rose	1811
5,6,7,8,9, 10,11	William rose Submission to Manor	1820
15,16,17	Absolute Surrender of William Rose to John Butters	1835
12,13,14	Absolute Surrender of Joseph Rose, Thomas Rose and John Rose to William Rose	1850
18,19,20	Rachael Christian Declaration	1850
25,26,27	Admission of John Rose under the will of Joseph Rose	1850
28,29,30	Admission of Thomas Rose under the will of Joseph Rose	1850
31,32,33	Admission of William Rose under the will of Joseph	1850
34,35,36	Admission of Joseph Rose under the will of Joseph	1850
37,38,39	Admission of William Rose under surrender to Joseph, John, Thomas	1850
	Admission	1850

## Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10001

OD Type: Pg 1; Last Will and Testament of Joseph Rose of Spalding in the county of Lincoln; Blacksmith. 16/08/1811

Joseph Rose's family:

Wife: Mary Rose

Children: Thomas Rose, Mary Rose, Joseph Rose and Rachel Christian (married to William Christian), William

Rose (later referred to as William Rose the elder) (married to Eleanor)

Brother: Thomas Rose

Nephews: William Rose, Thomas Rose, Joseph Rose

Summary:

Financial bequests:

- Son - Thomas Rose £100 (one hundred) to be paid within one year of Joseph's death.
- Daughter - Mary Rose £100 (one hundred) to be paid within one year of Joseph's death, or upon her becoming 21 years old whichever is sooner after Joseph's death.
- Wife - Mary Rose £10 (ten) to be paid within one month of Joseph's death.
- Nephew William Rose £5 (five) to be paid within six months of Joseph's death
- Nephew Thomas Rose £5 (five) to be paid within six months of Joseph's death
- Nephew Joseph Rose £5 (five) to be paid within six months of Joseph's death

Real Property bequests:

To his son William Rose and Daughter-in-law Eleanor - Joseph leaves William's home (which William and Eleanor his wife live in as tenants of Joseph) and any extension or additions to those specific buildings, including an obligation to any other people living in or having occupation rights those buildings (tenants); this expressly includes the house William and Eleanor live in and a newly built "shop" joined to William's home along with a room behind the shop and two rooms above it and the gardens which William and Eleanor already enjoying as Joseph's tenants.

This real property is all to go to William's legitimate children after the deaths of William and Eleanor.

In the event of William and Eleanor not having any legitimate children surviving them, then Joseph passes the rights on to whomever will be William's natural heirs.

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Comments:

The reason given for not leaving more to his wife than £10 (ten pounds) is that she has an independent income of her own and independently owns (or has disposal rights in ) a property which is separate from Joseph Rose's family's properties.

On the transfer (conveyance) of Joseph's properties to his son William and daughter-in-law Eleanor William will be obliged to pay £100 and any interest due to Mrs. Spence and her husband the Reverend Mr. Spence; this is in lieu of a loan of £200 which Joseph had taken from Mrs. Spence before her marriage when she was Miss Gates.

Joseph's properties go to William fee in tail so that William and Eleanor have to pass them on to their child or children and cannot sell them. Joseph stipulates that if there is more than one child then they must take ownership 'in common' meaning that they have equally shared benefits (rights) and responsibilities.

Glossary:

- Devise = to bequeath real property (i.e. land and buildings) as distinguished from leaving personal property in a will. To devise property is to have the legal effect of entitling the recipient to have rights in that property conveyed into his or her name.
- Joseph uses the term "give and devise" where he bequeaths his tenement or dwelling houses to his son William and William's wife Eleanor. He does this as a fee in tail (preventing William and/or Eleanor from freely selling the freehold or copyhold without going through particular agreements in the Manor Court) so that the properties would pass to William and Eleanor's surviving children automatically after William and Eleanor's deaths.
- Real Property (Real Estate) = all land, structures, firmly attached and integrated equipment (such as light fixtures or a well pump), anything growing on the land, and all "interests" in the property, which may include the right to future ownership (remainder), right to occupy for a period of time (tenancy or life estate), the right to drill for oil, the right to get the property back (a reversion) if it is no longer used for its current purpose (such as use for a hospital, school or city hall), use of airspace (condominium) or an easement across another's property. Real property should be thought of as a group of rights like a bundle of sticks which can

be divided. It is distinguished from personal property which is made up of movable items.

- Tenement = any building attached to land / real property. (Joseph describes his home as "tenement or dwelling house"

### **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10001/10002/10003

OD Type: Pg1-2-3; Last Will and Testament of Joseph Rose of Spalding in the county of Lincoln; Blacksmith. 16/08/1811

Real Property bequests cont/-

To his four children and their spouses, and to those who take over their legal rights upon their deaths, Joseph leaves his leasehold property in Spalding (as opposed to properties that he owns freehold). This expressly includes:

- Joseph's own dwelling house and smith's shop plus outbuildings and a yard, as well as
- another building adjoined to the house and smith's shop, which was occupied by a Mr. John Klinder and Ann Rudling
- also new buildings Joseph had had built next to the properties he had bequeathed to William and Eleanor Rose
- plus a home with gardens on the other side of William and Eleanor's place which was currently rented to a Miss Ann Tomlinson
- plus a blacksmith shop with shoeing shed and a premises in front of them which are all situated on the river Welland
- any other real estate which has not been disposed of in the will
- all goods, chattels, rights, credits (moneys owed or value in) and any other personal effects left after one hundred pounds had been paid to Mrs. and Revd. Mr. Spence in settlement of the loan owed to them, as well as payment of any other debts, expenses and bills that needed to be paid.

All of the above properties and leaseholds are bequeathed in tail so that they shall be passed down through the family for ever and cannot be sold.

In order to prevent Rachel Christian's husband William Christian from seizing Rachel's benefits Joseph sets out that his friends Thomas Rose and John Butters (and/or their

legitimate heirs) will be trustees on Rachel's behalf, ensuring that she gets the benefits from her shares. This arrangement is to continue to Rachel's children and their children for ever with the Rose and Butters family trustees in place.

The will is signed sealed and published in the presence of witnesses: Thomas Law, John Rawlings and William

Ward.

Comment:

Joseph's leasehold is not explained in the documentation seen so far - it may be a ninety-nine year leasehold that he has the right to sell or devise.

It is naturally to be assumed that the leasehold is granted by the Manor, with the Lord of the Manor being the freehold owner of the land. However it seems that the lease is taken from one William White, Mariner. Further social exploration would need to be done to establish how William White became a freeholder and what he did with the land before Joseph Rose had it and built a Blacksmith's premises there.

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10004/10005/10006/10007/10008/10009/10010/10011

OD Type: Admission to Manorial Court, Spalding; Last Will and Testament of Joseph Rose of Spalding presented by William Rose (the elder) and Eleanor Rose. 02/06/1820 (02/06/1810)

### Summary:

These pages are the document which is the record of William and Eleanor Rose taking the will of William's father,

Joseph, to the Manor Court of Spalding to obtain transfer and record of the copyhold rights to the land and buildings left to them in that will.

Copyholders such as Joseph were restricted in what they could do with their land and needed permission from the manorial court to inherit, sell, sublet, buy or mortgage their copyhold property.

Similarly when William and Eleanor were to take over the rights to the land they could not do so without the Manor court formally acknowledging the will and making a record in the rolls.

Such transactions, referred to as admissions and surrenders, were written down in the formal record of the court, that is the court roll or court book, and a copy of the entry given to the new tenant as proof of title. The term copyhold therefore derives from the fact that the land was held by copy of the court roll.

Copyholders were also made to pay certain customary payments. For example, when a new tenant took over copyhold property he had to pay an entry fine (fine here means the same as fee or charge) to the lord of the manor and when a copyhold tenant died a payment called a 'heriot' had to be made.

No such fine and no heriot are mentioned in the document, however a note of a fine of no shillings and 4d (four pence) against William Rose and of 2d (two pence) appears to be recorded in the left hand margin of document 10009)

The court document describes the premises inherited and surrendered to William and Eleanor as a tenement with two rooms on the ground floor and two chambers over the same and one room on the ground floor at the back of the northernmost room with the buildings in the yard and garden adjoining to the same messuages as the same are

situated in Spalding aforesaid near the Chain or Draw Bridge there bounded on the north and south by two messuages and gardens late of the said Joseph Rose and devised (given in his will) by him to his four other children

[-] ...the messuage and garden on the north side being now in tenure of John Storey and the messuage and the garden on the south side being in tenure of Francis South, Blacksmith, on the east by the estate of Theophilus

Russel Buckworth esquire, and on the west by the High Street on Turnpike Road leading from Spalding to Holbeach, which said messuage and gardens and are now in the tenure of said William Rose [-]

The document is date 21st April 1810

William Rose and his wife were granted their right on the surrender (legally binding acceptance in a "special" court) of Samuel Maddock and Elizabeth Ann his wife to which said William Rose (the elder) and Eleanor, his wife, the lord of the said Manor by his said deputy Steward did grant and deliver seisin thereof by the Rod to hold the same premises and the appurtenances on them to said William Rose.

The admission and transfer of rights is signed by Sam Edwards, Deputy Steward of Spalding Manor.

Comments:

Lord of the Manor of Spalding and Holbeach was the Lord Baron Saye and Sele (sometimes fashioned Sale)

Steward was Thomas Metcalfe.

Deputy Steward was Sam Edwards.

The Manor and Manor Courts: Manors were regulated by the customs of each manor in its own manor courts with the lord or his steward presiding and with tenants as jurors. The court baron was held to regulate the tenure of the villeins or customary tenants which involved enforcing the payment of all dues and performance of services owed by the tenants to the lord.

By the 16th century most customary land was known as copyhold land as the tenant's right to the land was recorded in the court roll and the tenant was also given a copy of the entry in the court roll. Copyhold tenure was abolished in 1922. (source:

<http://www.lincolnshire.gov.uk/upload/public/attachments/1197/manorial.pdf> )

Admittance/Admission. A copy of an entry in a court roll, admitting an individual to a tenancy in the manor, whether by inheritance (on the death of his father, for example) or by 'surrender', where the new tenant had purchased the tenancy and the previous tenant had surrendered his interest to the lord. Tenants were admitted to copyhold and customary tenancies by this process.

Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10015/10016/10017

OD Type: Manorial Court Record of Absolute Surrender and transfer of copyhold and rights (life interests) in property:

Surrendered by William Rose the elder, Blacksmith of Spalding, to John Butters for the sum of £100 (one hundred pounds) well and truly paid. 17/05/1831 (16/05/1835)

Parties - William Rose the elder, Blacksmith of Spalding

- John Butters (possibly an estate agent or property representative but this unproven)

On behalf of the Manor of Spalding - Deputy Steward Sam Edwards

Witness - William Goodwin (status and occupation unknown)

Summary:

William Rose the elder surrendered his life long rights in the shop and tenement (home) that is situated by the Turnpike Road from Spalding to Holbeach in between properties held by William White (occupied by Francis South) to the south, William White (occupied by William White) to the north and by Theophilus Russell Buckworth esq (occupied by Mrs. Everard) to the East.

It is acknowledged by the Manor Court that William Rose the Elder is the rightful lifelong copyholder of the property and that he has the right to sell his copyhold rights and appurtenances.

The record of surrender is attested and signed by the Deputy Steward Sam Edwards for and on behalf of the Lord of the Manor of Spalding. It is also witnessed and signed by William Goodwin.

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10012/10013/10014

OD Type: Manorial Court Record of Surrender and transfer of rights in property: by Joseph, Thomas and John Rose the rights in their properties surrendered to William Rose (junior) for the consideration (sum paid) of £105, one hundred and five pounds. 22/05/1850

Parties - Children of William Rose:

Joseph Rose (formerly of Spalding but now an ironmonger in Peterborough)

Thomas Rose (Spalding Butcher)

John Rose (Spalding Railway Clerk)

All recorded as customary tenants of the manor of Spalding by virtue of their copyhold rights in the properties their father had left them.

William Rose brother of the above (Spalding Grocer)

Summary:

William paid £105 (by the rod = under formal contract) into the hands of the Deputy Steward of the Manor (John Wisher) to be held and handed over to his brothers on their surrender of their holdings in family copyhold properties including the property near to the Chain Bridge (all as devised by Joseph Rose / described in the documents addressed on pages 1 - 5 above)

The court acknowledged the identity of Joseph Rose's grandchildren; Joseph, Thomas and John, and acknowledged their copyhold rights under Joseph Rose's will as holders in tail of the described properties that their father William and mother Eleanor had left, and permitted them to hand over every part of their holdings and benefits to their brother William.

The transfer is duly registered on the Manor Court Rolls.

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10018/10019

OD Type: Document to be enrolled in the Court of Chancery, a recognizance of the true identity (and therefor family status and rights) of William Wilders Rose: description and recognition given by Rachel Christian. 11/06/1850

Summary:

This Document is a sworn recognition of William Wilders Rose, son of Joseph Rose Jr. and grandson of Joseph Rose the elder.

Rachael aged 62, is the widowed daughter of Joseph Rose the elder and is the sister of Joseph jr.

She also swears to the identity of her brother Thomas Rose.

Rachael, describes herself and her brothers as the children of Joseph Rose the elder and as the "devises" - meaning that Joseph the elder devised (legally bequeathed) his properties to them in equal, common share.

She states the William Wilders Rose is the same person the is mentioned and intended in the last will and testament of her brother Joseph, identifying him as Joseph's son.

Comments:

Rachael's sworn recognition was taken on behalf of the Court of Chancery by Mr. William Edwards, a Master

Extraordinary in Chancery.

The masters extraordinary perform the duty of taking affidavits touching any matter in or relating to the Court of

Chancery.

The Court of Chancery was a court of equity (fairness) that followed a set of loose rules to avoid the slow pace of change and possible harshness (or unfairness) of the far more strict common law. The Chancery had jurisdiction over all matters of equity, including for example trusts, land law, the administration of the estates of lunatics and the guardianship of infants.

In this case the matter was the administration of the estate of the Rose family.

Joseph Rose the elder

I Thomas Rose - Mary Rose - Joseph Rose Jr . - Rachel Rose (Christian) - William Rose the elder

II William Wilder Rose William Rose Jr. (Spalding Grocer)

Joseph Rose (Peterborough Ironmonger)

Thomas Rose (Spalding Butcher)

John Rose (Spalding Railway Clerk)

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10025/10026/10027

OD Type: Admission to the Manor Court made by John Rose under the will of Joseph Rose the elder; following the deaths of William Rose the elder and his wife Eleanor Rose.  
22/05/1850

Summary:

Item 10026 reaffirms the original will of Joseph Rose the elder, from which Joseph's children inherited the copyhold rights in properties in the Manor of Spalding. Those copyhold rights were bequeathed in tail so that Joseph's children should pass the same rights to their own children and so-on.

From item 10027 John Rose identifies himself as a railway clerk and as the son of William Rose Jr.

Confirmation of the property in question is identified: a tenement with two rooms on the ground floor and two chambers over the same and one room on the ground floor at the back of the northernmost room with the buildings

in the yard and garden adjoining to the same messuages as the same are situated in Spalding aforesaid near the Chain or Draw Bridge there bounded on the north and south by two messuages and gardens late of the said Joseph

Rose and devised (given in his will) by him to his four other children [-] ...the messuage and garden on the north side being now in tenure of John Storey and the messuage and the garden on the south side being in tenure of Francis South, Blacksmith, on the east by the estate of Theophilus Russel Buckworth esquire, and on the west by the High Street on Turnpike Road leading from Spalding to Holbeach

It is stated that the four children of William Rose the elder have (common) equal one fourth, undivided rights in the property. This means that each has equal rights and obligations over the whole of the property.

This document lawfully invests the rights and obligations of John Rose and his heirs (in tail) and is the Manor Court's record, a copy of which John will hold for life.

The Document is signed by John Richard Carter, Steward of the Manor of Spalding.

(Not to be confused with John Carter who was deputy steward that the same time!)

Comments:

Lord of the Manor at this time is identified at the head of the item as Maurice Johnson.

I speculate that this would have been Maurice Johnson vi, that last of the Maurice Johnsons of Ayscoughes (b.1815)

In searching for John Richard Carter, Chief Steward for the Manor of Spalding - I find that a John R Carter built the large Albion Brewery on Double Street in 1824 and sold it to Bugg's in 1846.

I also find a John Richard Carter training as a lawyer from Trinity College, articulated (apprenticed) to Richard

Willis of 6, Tokenhouse Yard, Lothbury in the year 1839.

Spalding Gentlemen's Society hold a copy of the memoirs of the same John Richard Carter.

John Carter, Deputy Steward is less easy to pin down but here is an example (unrelated to the Rose family but rather here just to show JC in office) of his position in effect in a bankruptcy notice published in the London

Gazette in 1850:

In the Matter of the Petition of Richard North, formerly of Moulton, in the county of Lincoln, but now of Pinchbeck, in the county of Lincoln, lately a Farmer, but now out of business.

NOTICE is hereby given, that the creditors under the above estate may receive a First and Final Dividend of 2s. lid. in the pound, upon application at my office, in Spalding, on the 9th day of August next, or on any subsequent day. No Dividend will be paid without the production of the securities exhibited at the time of proving the debt Executors and administrators will be required to produce the probate of the will or the letters of administration under which they claim.—June 17,1850.

JOHN CARTER, Official Assignee.

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10028/10029/10030

OD Type: Admission to the Manor Court made by Thomas Rose under the will of Joseph Rose the elder; following the deaths of William Rose the elder and his wife Eleanor Rose.  
22/05/1850

Summary:

Item 10029 reaffirms the original will of Joseph Rose the elder, from which Joseph's children inherited the copyhold rights in properties in the Manor of Spalding. Those copyhold rights were bequeathed in tail so that

Joseph's children should pass the same rights to their own children and so-on.

From item 10030 Thomas Rose identifies himself as a Butcher and as the son of William Rose Jr.

Confirmation of the property in question is identified: a tenement with two rooms on the ground floor and two chambers over the same and one room on the ground floor at the back of the northernmost room with the buildings in the yard and and garden adjoining to the same messuages as the same are situated in Spalding aforesaid near the Chain or Draw Bridge there bounded on the north and south by two messuages and gardens late of the said Joseph Rose and devised (given in his will) by him to his four other children [-] ...the messuage and garden on the north side being now in tenure of John Storey and the messuage and the garden on the south side being in tenure of Francis South, Blacksmith, on the east by the estate of Theophilus Russel Buckworth esquire, and on the west by the High Street on Turnpike Road leading from Spalding to Holbeach

It is stated that the four children of William Rose the elder have (common) equal one fourth, undivided rights in the property. This means that each has equal rights and obligations over the whole of the property.

This document lawfully invests the rights and obligations of Thomas Rose and his heirs (in tail) and is the Manor Court's record, a copy of which John will hold for life.

The Document is signed by John Richard Carter, Steward of the Manor of Spalding.

(Not to be confused with John Carter who was deputy steward at the same time)



## Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10031/10032/10033

OD Type: Admission to the Manor Court made by William Rose 3<sup>rd</sup> (Why) under the will of Joseph Rose the elder; following the deaths of William Rose the elder and his wife Eleanor Rose. 22/05/1850

Summary:

Item 10032 reaffirms the original will of Joseph Rose the elder, from which Joseph's children inherited the copyhold rights in properties in the Manor of Spalding. Those copyhold rights were bequeathed in tail so that

Joseph's children should pass the same rights to their own children and so-on.

From item 10033 William Rose 3rd identifies himself as a Grocer and Draper and as the son of William Rose Jr.

Confirmation of the property in question is identified: a tenement with two rooms on the ground floor and two chambers over the same and one room on the ground floor at the back of the northernmost room with the buildings in the yard and and garden adjoining to the same messuages as the same are situated in Spalding aforesaid near the

Chain or Draw Bridge there bounded on the north and south by two messuages and gardens late of the said Joseph Rose and devised (given in his will) by him to his four other children [- ] ...the messuage and garden on the north side being now in tenure of John Storey and the messuage and the garden on the south side being in tenure of Francis South, Blacksmith, on the east by the estate of Theophilus Russel Buckworth esquire, and on the west by the High Street on Turnpike Road leading from Spalding to Holbeach

It is stated that the four children of William Rose the elder have (common) equal one fourth, undivided rights in the property. This means that each has equal rights and obligations over the whole of the property.

This document lawfully invests the rights and obligations of William Rose 3rd and his heirs (in tail) and is the

Manor Court's record, a copy of which John will hold for life.

The Document is signed by John Richard Carter, Steward of the Manor of Spalding.

(Not to be confused with John Carter, Deputy Steward and the same time)

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10034/10035/10036

OD Type: Admission to the Manor Court made by Joseph Rose under the will of Joseph Rose the elder; following the deaths of William Rose the elder and his wife Eleanor Rose.

22/05/1850

Summary:

Item 10035 reaffirms the original will of Joseph Rose the elder, from which Joseph's children inherited the copyhold rights in properties in the Manor of Spalding. Those copyhold rights were bequeathed in tail so that Joseph's children should pass the same rights to their own children and so-on.

From item 10036 Joseph Rose identifies himself as an Ironmonger in the city of Peterborough, and as the son of William Rose Jr.

Confirmation of the property in question is identified: a tenement with two rooms on the ground floor and two chambers over the same and one room on the ground floor at the back of the northernmost room with the buildings

in the yard and garden adjoining to the same messuages as the same are situated in Spalding aforesaid near the

Chain or Draw Bridge there bounded on the north and south by two messuages and gardens late of the said Joseph

Rose and devised (given in his will) by him to his four other children [-] ...the messuage and garden on the north side being now in tenure of John Storey and the messuage and the garden on the south side being in tenure of Francis South, Blacksmith, on the east by the estate of Theophilus Russel Buckworth esquire, and on the west by the High Street on Turnpike Road leading from Spalding to Holbeach

It is stated that the four children of William Rose the elder have (common) equal one fourth, undivided rights in the property. This means that each has equal rights and obligations over the whole of the property.

This document lawfully invests the rights and obligations of Joseph Rose and his heirs (in tail) and is the Manor

Court's record, a copy of which John will hold for life.

The Document is signed by John Richard Carter, Steward of the Manor of Spalding.

(Not to be confused with John Carter, Deputy Steward and the same time)

## Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10037/10038/10039

OD Type: Admission made by Joseph Rose, Thomas Rose and John Rose in favour of William Rose **3rd,?** an absolute surrender of rights as tenants in common in property Wm Rose to become the sole copyright holder for the sum of £105. 22/05/1850

Summary:

As with the previous documents this is a document of the decision of the court of the Manor of Spalding, in 1850, on behalf of the Lord of the Manor (Maurice Johnson VI) and of his Chief Steward John Richard Carter, but actually decided and signed by Deputy Steward John Carter.

On this document the division of the Manor Court is identified, it is the "Court Baron".

The effect of the document is to transfer the common rights of Joseph, Thomas and John Rose to their brother William. William has (well and truly) paid £105 for his brothers shares of the properties. The property being transferred to William is described as follows:

All of their three fourth parts or shares and all other their share, estate and interests of and in (all that) messuages or tenement with the shop and the yard and garden (thereunto) adjoining and belonging situate and being in Spalding (aforesaid ) near to the Chain or Albert Bridge bounded by the messuage and estate of William White (formerly

Rose's, Holeywells' and Christians' Devises of Joseph Rose) on the South; by the Turnpike Road leading from Spalding to Holbeach on the West; by messuage and estate of the said William White on the North and by the estate of Theophilus Russell Buckworth Esquire on the east with the rights, members and appurtenances to the same premises belonging or in anywise appertaining and to which said customary and copyhold premises the said Joseph Rose, Thomas Rose and John Rose have been this day admitted .....

(see the three bundles from 10025 et seq above for those admittances).

One side of the Rose properties is described as being bounded by the "estate of William White" which had formerly belonged to Joseph Snr. and then to his male heirs the Roses, and his female heirs the Holeywells and Christians.

This estate can be identified by the mention of the names as including, his expressly includes:

- Joseph's Rose's dwelling house and smith's shop plus outbuildings and a yard

- another building adjoined to that house and smith's shop, which was occupied by a Mr. John Klinder and

Ann Rudling

- also new buildings Joseph had had built next to the properties he had bequeathed to William and Eleanor

Rose

- plus a home with gardens on the other side of William ad Eleanor's place which was currently rented to a

Miss Ann Tomlinson

- plus a blacksmith shop with shoeing shed and a premises in front of them which are all situated on the river Welland

\*\* It is known that William White must have held the copyhold (or freehold?) for these listed properties, but at an

unknown date, see the next following item 10040 et seq. for the particulars of Wm White's transaction of sale to Edward Fisher.

Glossary:

messuages = dwelling houses with outbuildings

tenement = generally meaning a building partitioned or divided into more than one residence and generally let out for a regular payment of rent.

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10040/10041/10042/10043

OD Type: Contract: particulars and conditions of the purchase at auction by Edward Fisher of property [Blacksmith's Shop, Shoeing Shed and Coal yard near Albert Bridge] , sold by William White for the sum of £190. £19.00 paid and £171 to be

settled: 1849

Summary:

This is a straight forward auctioneers standard form Agreement. The purchaser agrees to pay £10 in the hundred owing upon being found the highest bidder and thereafter will pay the balance at an agreed date. At that time ownership in the estate will be transferred to the purchaser along with deeds and documents which verify the vendor's right to sell and any which affect the peaceful enjoyment of ownership thereafter.

## **Chain Bridge Forge Estate: Endowment, Settlement & Rights of Occupation**

Prepared by Dr. Patrisha Reece-Davies, Ph.D, BA (Hons), CTLLS. Cert. Soc. Sci.

OD Ref: 10044/10045/10046/10047/10048

OD Type: Conditional surrender of copyhold by Edward Fisher of property [including Blacksmith's Shop, Shoeing Shed and adjoining particulars] , to George Maxwell Edmunds for the mortgage sum of £120: 19th June 1860

**\*\* NB:** The next set of documents predates this set and is, in fact, the completion of the surrender of copyhold from Wm White to Edward Fisher!

Further ....

The conditional surrender here is where Edward Fisher temporarily gave the rights of copyhold back to the manor of Spalding to hold against his debt of £120 to G M Edmunds.

Documents 10054 and 10055 show that the surrender was then cancelled upon satisfactory payment of the mortgage in June 1860.