

RC LACEY - DEED OF COVENANT

THIS INDENTURE made the twenty seventh day of August in the year of our Lord one thousand eight hundred and fifty six

BETWEEN Richard Culley Lacey of North Walsham in the County of Norfolk Cabinet Maker of the one part and the Burial Board for the parish of North Walsham in the County of Norfolk duly incorporated of the other part

WHEREAS by a deed poll under the hand and seal of the said Richard Culley Lacey bearing even date herewith the said Richard Culley Lacey for the valuable consideration therein mentioned did convey to the said Burial Board their successors and assigns a certain piece of land lying in North Walsham aforesaid containing by measure two acres and two roods part of an inclosure of arable land called the Swafield Lane three acres bounded as in the said deed is mentioned to which piece of land with the residue of the said inclosure and other hereditaments the said Richard Culley Lacey was admitted to him and his heirs at a Court holden for the Manor of North Walsham on the twenty first day of August one thousand eight hundred and fifty five and which piece of land with other hereditaments was by a certain deed of enfranchisement bearing date the nineteenth day of August instant and made between the Right Reverend Father in God Samuel Lord Bishop of Norwich, the Lord of the said Manor of the first part, the copyhold Commissioners of the second part and the said Richard Culley Lacey of the third part conveyed unto and to the use of the said Richard Culley Lacey his heirs and assigns as freehold and for ever discharged from all incidents of copyhold tenure

AND WHEREAS the said Richard Culley Lacey as the vendor of the piece of land so conveyed to the said Burial Board has agreed to enter into the covenants for title and also the covenant hereinafter contained for the production to the said Burial Board their successors or assigns of the several deeds and writings hereinafter mentioned which relate not only to the said piece of land but also to other hereditaments of greater value retained by the said Richard Culley Lacey

NOW THIS INDENTURE WITNESSETH that in consideration of the premises the said Richard Culley Lacey doth hereby for himself his heirs executors and administrators covenant with the said Burial Board their successors and assigns that notwithstanding any act deed matter or thing done or committed by him the said Richard Culley Lacey or any person or persons now or hereafter lawfully or equitably claiming by from through under or in trust for him or by or through his means default or procurement he the said Richard Culley Lacey now hath in himself good right and full power to convey the piece of land hereinbefore described or mentioned with the appurtenances unto the said Burial Board their successors or assigns and further that it shall and may be lawful for the said Burial Board their successors and assigns at all times hereafter quietly to enter into hold occupy and enjoy the said piece of land with the appurtenances and to receive and take the rents and profits thereof without any interruption claim or demand from or by the said Richard Culley Lacey or any person or persons now or hereafter lawfully or equitably claiming through under or in trust for him

AND THAT free and clear and freely and clearly exonerated and discharged or otherwise by the said Richard Culley Lacey his heirs executors or administrators effectually kept harmless and indemnified from and against all former grants conveyances surrenders mortgages charges levies and incumbrances at any time heretofore made executed or created by him the said Richard Culley Lacey or any person or persons lawfully or equitably claiming through under or in trust for him

AND ALSO that he the said Richard Culley Lacey and every person now or hereafter lawfully or equitably claiming any estate right title or interest into or out of the piece of land so conveyed to the said Burial Board as aforesaid by from through under or in trust for him shall and will at all times hereafter upon the request and at the cost and charges of the said Burial Board their successors and assigns make do and execute or cause or procure to be made done and executed all such further acts deeds conveyances and assurances for the more effectually conveying the said piece of land with the appurtenances unto the said Burial Board their successors and assigns as by the said Burial Board their successors or assigns or the council of the said Burial Board their successors or assigns shall lawfully advise and require and tender to be made done and executed

AND LASTLEY that he the said Richard Culley Lacey his heirs or assigns (unless hindered or prevented by him or some other inevitable accident) shall and will at all times hereafter on every reasonable request and at the cost and charges of the said Burial Board their successors or assigns produce and shew forth or cause to be produced and shewn forth in England and not elsewhere and with the said Burial Board their successors or assigns or by the Council of the said Burial Board their successes or assigns to or before any Court or Courts of Law or Equity otherwise on occasion shall require the said deeds documents or muniments of title hereinafter mentioned that is to say a certain Indenture of Conveyance bearing date the tenth day of November one thousand eight hundred and fifty four and made between Robert George Cecil Fane a Commissioner of the Court of Bankruptcy of the first part William Whitmore Esquire official assignee and Joseph Underwood Wine and Spirit Merchant Cornell Fison Merchant Martin James Shephard Gentlemen the creditors and assignees of William Colk a bankrupt of the second part Joseph Howes Allen Gentleman of the third part George Durrant Gentleman of the fourth part the said Richard Culley Lacey of the fifth part and Robert Summers Baker Gentlemen of the sixth part the copy of the admission of the said Richard Culley Lacey to (amongst other hereditaments) the piece of land conveyed to the said Burial Board as aforesaid at the said Court holden for the said Manor of North Walsham on the twenty first day of August one thousand eight hundred and fifty five and the Deed of Enfranchisement hereinbefore referred to or mentioned

AND FURTHER that he the said Richard Culley Lacey his heirs or assigns unless prevented as aforesaid shall and will at all times hereafter at the like request costs and charges of the said Burial Boards their successors or assigns give and deliver to the said Burial Board their successors or assigns fair true neat attested or other copies of or extracts from the said deeds documents or muniments of title any or either of them and suffer such copies or extracts to be examined and compared with the originals by the said Burial Board their successors or assigns or any person or persons whom the said Burial Board their successors or assigns shall direct or appoint

IN WITNESS whereof I the said Richard Culley Lacey have hereunto subscribed my hand and seal the day the year first above written