

Anthony Rossiter – Registering of a Deed

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Anthony Rossiter married Elizabeth Breen and inherited the Brewery in Graigue.

“Rosseter le Rosseter to the Register appointed by Act of Parliament for Registering of Deeds ----- A memorial of Indented Articles bearing date the 15th day of February one thousand seven hundred and seventy ----- between Ignatius Rosseter of Graiguemananagh in the County of Kilkenny Gent of the first part Anthony Rosseter son to the said Ignatius of the same Gent of the second part and John Breen of Taghmon in the county of Wexford and on behalf of his daughter Elizabeth Breen of the third part. Whereby was the first agreed by between the said parties that the said Anthony Rosseter and the said Elizabeth Breen shall intermarry with each other they consenting thereto and secondly that the said John Breen in consideration of the said marriage and other covenants therein specify and did give unto the said Anthony as a marriage portion with his the said John's daughter Elizabeth the sum of eight hundred pounds sterling of which four hundred pounds sterling be paid unto the said Anthony in cash or by -dile/sile- in Dublin on the day of the solomonization of the said marriage and the remaining four hundred pounds sterling to be paid him in the space of eighteen months from the day of the solemnisation of the said marriage, provided the said Elizabeth, or her 'office' by the said Anthony will be then living but if the said Elizabeth or her 'issue' by the said Anthony will not be then living then the said John Breen to be exonerated from the payment of the said four hundred pounds, And thirdly that the said Ignatius 'pro-f/s/t-ector' in consideration of the said marriage portion did make over upon his said son Anthony his heirs executors and advisors his the said Ignatius Brewery in the town of Graiguemananagh aforesaid together with all the stock in and belonging to the same, all debts due upon account thereof all the materials, implements, malt house other houses and appurtenances there unto in any -'wise'- appertaining to be '-sumedcalt-' and from henceforth enjoyed and protected by the said Anthony as his the said Anthony sole property and the said Ignatius did also and for the like consideration make over and transfer unto the said Anthony his heirs, executors and advisors all his the said Ignatius right title and -'fideret'- to his the said Ignatius's dwelling house and all the furniture of the same in the town of Graiguemananagh aforesaid and to all his the said Ignatius' interest in fields, houses, tenements and trade in and about to said town to be enjoyed by the said Anthony after the decease of the said Ignatius and of his the said Ignatius wife, who during their natural lives are to profits and enjoy the same to keep the same in '-picpair'- and to pay the whole rents thereof, in consideration of all which the said Anthony is to pay his said father the sum of two hundred pounds sterling within the space of 2 years from the day of the solemnisation of the said marriage in full discharge for any demands his said father may have had theretofore upon him as well upon account of said Brewery as upon any account whatsoever, And fourthly that for the like considerations that if the said Anthony and the said Elizabeth after their intermarriage will choose to live with the said Ignatius they shall during the life of him the said Ignatius be maintained and

supported at the cost and charges of the said Ignatius in decent and suitable lodgings and maintenance but if they choose at anytime thereafter to live apart from the house wherein the said Ignatius then lived before the said Anthony would become entitled to the same then and in such case the said Ignatius did promise and oblige himself to have built for them at his own cost and charges a decent and suitable house for them and to furnish the same at his own expense, And fifthly that in case the said Elizabeth should survive the said Anthony leaving issue living by him then and in that case she shall be entitled to the sum of one thousand pounds sterling of the effects of which the said Anthony -----die'- profified of or entitled to eight hundred pounds sterling of which sum are to be for her own use for ever, and the remaining two hundred pounds of said sum to be for her use during her life, and after her decease the said remaining two hundred pounds to be for the issue of the said Elizabeth by the said Anthony in which proportions of the said issue will be more than one, as the said Elizabeth will think proper to devise the same, and it was further agreed that the remainder of the substance of which the said Anthony shall die possessed of or entitled to should go the issue of the said Anthony by the said Elizabeth in such proportions of the said issue be more than one as the said Anthony thought proper to devise the same and -----that in case the said Elizabeth should survive the said Anthony having issue by him, that then and in that case she shall be entitled to and receive out of the effects the said Anthony will die possessed of or entitled to the sum of twelve hundred pounds sterling for her own use for ever, And seventhly that in case the said Elizabeth die before the said Anthony leaving issue living by him all the time of her decease and that the said Anthony will think proper to marry again then the said Anthony before his second marriage shall at the requisition and with the approbation of the Trustee to said Articles to be thereafter married layout at interest the sum of twelve hundred pounds sterling for the issue of the said Anthony by the said Elizabeth which said sum of twelve hundred pounds sterling is to be for the sole use of the issue of the said Anthony by the said Elizabeth and to be given to the said issue at such times and in such proportion of the said issue should be more than one, as the said Anthony will think proper with '-----having-' any deduction to be made therefrom by the said Anthony for the maintenance and support of the said issue, otherwise than by his appropriating the interest that may occur thereout to that purpose if '-----' so think proper, And eighthly that if the said Anthony will happen to die in the lifetime of the said Elizabeth without leaving any issue by her or should happen to fail in his circumstances then and in either of such cases the said Elizabeth if he fail have as first creditor or if he die receive of his effects the sum of twelve hundred pounds to her own use forever, And if the said Anthony will happen to die leaving issue by the said Elizabeth or fail in his circumstances in either of such cases the said Elizabeth is to have for her support and maintenance the sum of one thousand pounds sterling, eight hundred sterling to be for her own use forever and the remaining two hundred pounds sterling to be subject to the limitation mentioned in the fifth article of these presants which said 5th Article as well as the 6th Article are alone intended to be explained further by this eighth Article, And ninthly that the said Anthony Rosseter shall pass a bond with warrant for confessing judgment thereupon for the penal sum of two thousand and four hundred pounds sterling conditioned for the payment of twelve hundred pounds sterling which bond to bear equal date with there presents is to be passed and made payable unto Thomas Houghton of Kilmanock in the County of Wexford Esq., as Trustee for the performance of these articles only and for no other purpose or use whatsoever and it was also agreed that the said Ignatius shall pass a bond unto the

said Thomas Houghton for the penal sum of three thousand pounds sterling conditioned for the payment of fifteen hundred pounds sterling in order only to secure his the said Ignatius performance of his part of the said articles and for no other purpose whatsoever, And tenthly that they will thereafter at any time of the requisition of each other unto such further agreement and writings as will be thought necessary for the hearing and full filling the performance of the said articles according to the true intent and meaning thereof which said indented article where of this is a memorial was executed by the parties thereto in presence of William Egan of Clonoicle in the County of Tipperary Gent and James Rosseter of New Ross in the County of Wexford Gent. and this memorial was executed by the said John Breen at the City of Waterford in presence of the said William Egan and Paul Keating of the City of Waterford writing 6the

(signature) Alf

Signed and sealed in presence of us

W Egan

Paul Keating

The above named William Egan came before us and made oath on the Holy Evangelists that he saw the indented articles whereof the above writing is a memorial duly executed by the parties -here do and that he also saw the said John Breen duly sign and seal the above memorial at the City of Waterford and that the name William Egan subscribed as witness to the said indented articles to the above memorial are -s/foucrally the proper handwriting and subscription of him this day. Sworn before me one of the commissioners Extradinary of this Matys Court of Exchequer in Ireland for taking affrid-to at the City of Waterford this 28th day of September 1771. Justice present (signature) Morgan
Simon –Breston”