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and died seised thereof about 25 years ago, when the premises descended to defendant Colla as son and heir of the said Fiaghra who entered into the premises and has since enjoyed them. The plaintiff has no colour to vex defendant, being descended but from the 2nd son of the said Rory. Without that the said Rory conveyed the premises to the said Thomoltagh or that the said Thomoltagh was ever seised or enjoyed the qr. of Garranlahen or died seised thereof, or that the same descended to plaintiff or that the plaintiff was committed to the said Fiaghra O Flyn, or that he meddled with any part of his lands, or that defendant has or knows who has any deeds or evidences belonging to plaintiff, or the lands pretended by him other than the qr. of Garranlahen and the one moiety of Clooncolgy, being parcell of the said qr. Sworn 29 May, entered 2 June 1627. With attached commission, defendant being named as Colla mcFiaghra ().

195 John Greene, John Rayne and (Elizabeth) Hattan, widow to Mathew Waldron, re goods of Thomas Hattan deceased. 29 May 1627 (damaged). With attached commission, 27 Feb. 2nd Charles.

196 Robt. Lewis to Thomas Arthur, re a house in Kilmallock, sold by Sir Nicholas Arthur deceased, to Jasper White of Limerick. 2 June 1627.

197 () O Brien to Henry Earl of Thomond, Connor O Brien great great grandfather to complt. and grandfather to defendant was seised, among sundry other castles, manors and lands of the Castle, town and

lands of Cahermenane cont. 5 ploughlands, and of the Castle of Dromlyne with 5 ploughlands thereunto belonging, both in co. Clare, and died so seised, having issue 6 sons, vizt. Donnogh (father of Cnoghor, Earl (of Thomond, father of the Earl Donnogh, father of complt.), Daniell, Terlagh, Teig, Morrogh and Monartogh father to this deft. And by reason that all the castles, manors and lands whereof the said Cnoghor died seised of have been by the custom of Gavelkind (time whereof the memory of man is not to the contrary in these parts had and allowed) devisable between all the sons of him that did die thereof seised, the Castles etc. whereof the said Cnoghor died seised were immediately or soon after his decease divided between his 6 sons, and the said Castle of Dromlyne with the 5 ploughlands thereunto belonging were allotted to the said Morrogh O Brien as his portion of his father's inheritance, and the said castle, town and lands of Cahermenane were allotted to Moriertagh, deft's. father, for his portion. And afterwards the said Murrough and Moriertagh exchanged the said portions allotted to them after their father's death, by force of which exchange the said Murrough entered into the said Castle and lands of Cahermenone etc. and died thereof seised, and his posterity to this day do enjoy the same accordingly. And the said Moriertagh likewise entered by force of the said exchange into the said castle, town and lands of Dromlyne, and was thereof seised, and being so seised, thereof enfeofed deft. being his son and heir apparent, and yet continued in possession till his death, by deft's.

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consent. And admitting no such estate was made, and that the said Monertagh died seised thereof, deft. is his son and heir, and has the undoubted right to the said castle, town and lands of Dromlyne with the 5 ploughlands, etc. the rather as the said division was made long before our late sovereign King James attained to the imperial crown of this realm, and long before the custom of Gavelkind was abolished within this kingdom. And complt. has no right or title thereunto but a continuance of possession in the said Earl's father until his death in the said Castle and 4 ploughlands, parcell of the said 5 ploughlands, by colour of the said decree which was passed for him against deft. more on points of mispleading than upon the decision of the (), yet complt's. father dying seised of the premises does not deft's. entry, for he has made his legal claim to the lands in controversy within a year and a day of his death. Without that () Earl of Thomond, the now Earl's grandfather was seised by descent from his ancestors of the Castle of Dromlyne and 4 ploughlands, etc. for if he had any possession therein it was but gained by usurpation and strong hand when deft's. father was out of this realm, and continued but a short space, for the then Lord Deputy Sir Henry Sidney did, on complaint made by deft's. father soon after his return into this kingdom, on examination of his right directed his letters to the then Lord President of Connaght to establish deft's. father in possession of the Castle, town and lands of Dromlyne,

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who was put in possession accordingly. Without that the said late Earl Connor O Brien made any legal surrender of the premises to the late Queen, or that anything passed by the L.P. of the said Queen to the said Earl Connor O Brien, or that the said Connor died seised thereof, or that Donate late Earl of Thomond was ever seised thereof before deft. was lawfully seised, etc. etc. 9 (?) June 1627.

- 198 Thomas Boylan and Ann his wife to Patrick Locke re lands of Straffan (?) late of Richd. Healan, father of said Ann. 12 June 1627.
- 199 Richard Rutledge to Tingolden Scote. Complt. hopes to induce deft., to save the costs of this suit, to abate to him some of the yearly rent of £13:6s:8d. reserved on a lease made by him to complt. of the qr. of Corbally in the barony of Boyle, co. Roscommon. Deft. by his deed of 7 April, 17th James 1st demised to complt. the said qr. of Corbally, to hold for 21 years, at the rent stated above, with covenant to warrant and defend the said premises for complt. etc. and deft. further contracted that he should at his own charges sue out of a commission for the recovery of a certain parcell of ground supposed to be part of the said qr., and which complt. was to enjoy as part of the said qr. during the said lease, and deft. likewise showed complt. the highway mentioned in the bill and told him that he should have free ingress, egress and regress thereby to and from the premises demised. According to his agreement deft. has procured a commission of

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for many years held the lands and paid the rent to defendant, until plaintiff growing in arrears of rent, defendant entered into the premises partly by force of a condition for re-entry for non-payment of rent, and partly by the plaintiff's voluntary surrender and relinquishment of his lease, etc. The plaintiff was combined with or is encouraged by Edward Crofton, esq., to prosecute suit for the premises by a decree of this court. Plaintiff then making no title or claim to the lands, and the said Edward perceiving his own pretence of right to be of no strength, has animated plaintiff to set up a new title for recovery of the said lands. Without that plaintiff was seised of the said lands or of any part thereto or had any interest therein other than as lessee for years to defendant, or that defendant entered therein by force and strong hand or dispossessed plaintiff, or that the lease made by defendant to Sir William Taaffe or his son was made with any such intent as plaintiff surmises, etc. 10 June 1622.

79 Henry Sedgrave to Walter Jordan re title deeds.
12 June 1622.

80 Charles O Connor to Henry Wight re goods of Dame Mary White (? plaintiff's mother). 18 June 1622.

81 Moroghe McMorierthogh Came to Teige McDonnogh McMahowney. Teige McDonogh of Lackisseighe, co. Clare deceased, was seised of the half qr. of land called Lackisseigh (in the bill) and being so seised,