

This Indenture tripartite made the six and Twentieth daye of October in the Eight yeare of the Reigne of our Sovereigne Lord James by the grace of god Kinge of England France & Ireland defender of the fayth &c and of Scotland the xliiijth 1610 betwene Thomas Chaplen of Trumpington in the Countye of Cambridge gent Lord of the manner of Trumpington afforesayd on the first parte and Channcelor Masters and Scholars of the universitie of Cambridge on the seconde parte and the Maior Bayliffes and Burgesses of the towne of Cambridge in the County of Cambridge on the third parte. Witnesseth that wheras the said Channcelor Masters and Schollers and Maior Bayliffes and Burgesses affore said by mutuall consent and agrement at their very great expences and charges, as well for the cleansing easment benefitt and comoditie of diverse and sondry draynes and watercourses belonginge to diverse and sondry Colleges Halls and Houses of students within the university of Cambridge as also for the clensing and keeping sweete of one comon drayne or ditch comonly called Kings ditch and for avoidinge of the annoyance infection and contagion ordenarily arisinge througe the uncleances and annoyance thereof to the great indangering of the health and welfare of the people of both the said bodies have lately and that by the consent alsoe and good likeinge of the said Thomas Chaplen derived and conveyed one running streame or current of water arisinge or runninge from the springs or fountaynes comonly called the nine wells scituate and beinge in or neare the bounds of Trumpington affore sayd partely througe the comon grounds of Trumpington affore sayd, and partly througe the fields lymits and bounds of Cambridge affore sayd downe to the ford comonly called trumpington ford and from thence by a ditch Channell or watercourse newly and lately made partly in the feild and partly in the sayd Towne of Cambridge into and throw the sayd comon drayne or sewer called the Kings ditch unto the River and highe streame there to the end as well for the cleansing easement benefit and comodity of diverse and sondry draynes and watercourses belonging to diverse and sondry Colleges and Halls and houses of students within the university of Cambridge as also to scoure and cleanse the drayne or ditch above mentioned by the water runninge contynually or for the most parte throw the same: Now the sayd

Thomas Chaplen as well for the settling and establishinge a worke soe prudently and soe charitably begun for ever to remayne and contayne to the comon good and benefit of the posterity hereafter within the universitye and towne as also for diverse other good causes and consideracions him thereunto especiall moveinge hath demised grannted and to farme letten, And by these presentes doth devise grannt & to farme lett to the said Chancellor Masters and Scholars of the university of Cambridge and Maior Bayliffes and Burgesses of Cambridge affore sayd, all the soyle of the sayd new channell ditch or watercourse which is parcell of his soyle and is scituate within the feilds waste and comon grounds of Trumpington affore sayd wherein the said streame or current of water doth now passe untill that fall into the grounds and soyle within the liberties of Cambridge affore sayd and allso for the necessarye use of cleansing and scouringe the sayd new channell ditch or watercourse and for the better amendinge and repayringe of the bancks thereof, and for the Raising upp of dams stancks or such like for the maintenance of that as neede shall require, sixe foote of the soyle yf there bee soe much in every place on each side next and mediately adjoyninge there unto on each side of the channell ditch or watercourse together with Freedome and libertye as well to divert and convay the same streame or current of water therein and thorough the same from the old channell or watercourse in and by which the water runninge from the sayd nyne wells heretofore did usually passe, as also for free ingresse and regresse thereto and therefrom for them there servants horses and carriages from time to time as often as neede shall resonably require. To have and to hold all the sayd soyle of the new channell ditch or watercourse affore said and six foote on ether side there of yf there be soe much in every side with the apputtnces and all and singular the predemised liberties and comodities from the daie and date of these presentes for the terme of one thousand years fully to bee compleat and ended yelding and payeinge therefore yearely by the said Chancellor Masters and Scholars of the same university and there successors duringe all the said terme to the said Thomas Chaplen his heirs and assignes the some of Twenty shillings of current English money at or uppon the feast daye of the annunciacion of the Blessed Virgin Mary or within fourtene daies next after the said Feast daie yearly to be payd duringe the said terme. And further allsoe clensinge scoringe and sufficiently maintayninge the old channell or watercourse wherein the said streame or watercourse current of water usually did passe heretofore all alonge from the said

bay or dame where that is now diverted as afforesaid downe to trumpington ford and soe throw the bonds and limits of trumpington to the River and alsoe supplying the same old Channel or ditch with water conveniently att all times and from time to time during the sayd terme as necessary use should require. And yf that shall happen at any time after duringe the said terme eyther the said yearly rent of Twenty shillings to be behinde and unpayd in parte or in the whole after the daie before expressed the same beinge lawfully demanded or any defalt to be made eyther in not scouring cleansinge or sufficiently maintayninge the said old channell or watercourse or in not supplyinge that with water, as is afforesayd by the space of six weeks after lawful warninge given to the Channcellor Masters and Schollers and Maior Bayliffes and Burgesses that then and soe often that shall and maie be lawfull without any lett or ympearement of or in the behalfe of the Channcellor Masters and Schollers or the successors or the Maior Bayliffes and Burgesses for the time beeinge or their assignes this indenture or demise or any thinge therein conteyninge to the contrary thereof in any wise notwithstandinge for the said Thomas Chaplen his heires or assignes into the said soyle to reenter and the same and every parte thereof to have againe and to staie stopp divert or interrupt the course of the streame or current into the said new channel ditch or watercourse within the said lymits and bounds of Trumpington att his and their discretion only untill such tyme as either the said rent with the arrerage or arrerages yf any shall happen then to be due become or shall be payed and untill the sayd old channell or watercourse bee sufficiently scoured and repayred yf that bee out of repayre or else bee conveniently supplied with water in manner aforesayd. And the sayd Thomas Chaplen for himselfe his heirs and assignes doth covenant grannte and agree to and with the sayd Chancellor Masters and Schollers and Maior Bayliffes and Burgesses and their successors by this presentes that he the said Thomas Chaplen his heirs & assignes shall and yeerly duringe the sayd terme expend and bestow the said Twenty shillings soe to be receaved as affore said in and for the scouringe cleasing and betteringe of that parte of the Channell or watercourse which is next above the affore sayd dame or bay lately made for the divertinge of the said streame or water unto a bridge which lyeth from trumpington ford southward some two furlongs. And that the said Channcellor Masters and Schollers and Maior Bayliffes and Burgesses their successors and assignes all and every parte of the said soyle of the said new channell or watercourse and the said six foote more or lesse yf there bee soe much in every place on each side and the libertie afforsayd together with appurtennces and all and singular the predemised premisses shall and maie for and under the rent or rents and covenants before in this Indenture of demise expressed quietly and peaceably have and hold occupie and enioye without any lawfull lett hinderance interrupcion or

molestacion of him the said Thomas Chaplen his heirs or assignes or of any of them or of any other claymeinge to be lords of the soyle of trumpington afforesaid from the the daye of the date of these presentes forward. And the said Maior Bayliffes and Burgesses for them and their Successors doe covenant and grannt by these presentes to and with the said Thomas Chaplen his executors and assignes that they the said Maior Bayliffes and Burgesses or some of them shall and will before the first daie of December next ensuinge the date hereof at the proper costs and charges of them the said Maior Bayliffes and Burgesses or of some of them make or cause to be made him the said Thomas Chaplen a free burges of the town of Cambridge afforesaid to take the libertie and freedowme to bargayne sell merchandice and deale in buyeinge sellinge or otherwise within the said town of Cambridge as liberally freely and effectually to and for the benefitt and profitt of him the sayd Thomas Chaplen and his heirs for ever as any freeman not inhibitinge within the said towne of Cambridge doth shall maie or ought to doe accordinge to the liberties customes and ordinances of the same Towne. In witnes whereof as well the said Thomas Chaplen his seale as the Chancelor Masters and Schollers of the said universitie their seale as the said maior Bayliffes and Burgesses of Cambridge their seale to these presente Indentures interchangeably have put the daye and yeare fist above written