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JOURNAL

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CORK HISTORICAL & ARCHÆOLOGICAL SOCIETY.

Barrymore.

BY REV. E. BARRY, P.P., M.R.I.A., V.P.R.S.A.

RECORDS OF THE BARRYS.

CHAPTER III. (*Continued.*)—BARRYROES JUNIOR BRANCHES.

THE BARRYS OF RAHANISKY AND DUNDULLERICK.

DAVID FITZRICHARD BARRY was succeeded by his eldest son, David Oge Barry, of Robertstown and Rathanisky, gentleman, who, in 1627, married Honora, daughter of Edmond Fitzgerald, of Castlemartyr, son and successor of John Fitzgerald, of Castlemartyr, Seneschal of Imokilly, and had issue three sons and two daughters—Richard, David, Edmond, Ellin, and Hellan, and died in 1643. He was succeeded by his eldest son, Richard Barry, of Robertstown, gent. Of him the late Charles M. Barry, Esq., wrote to the present writer, thus:—"In 1654, when he had attained years of understanding, he was offered by Cromwell qualifications in Connaught and Clare," which, to quote a letter of King Charles II., after the Restoration, "he absolutely refused, and choosing rather to follow our fortunes abroad, served as lieutenant in the regiment of our dear brother, the Duke of York, in Flanders, with much reputation to himself and country, and constant loyalty and faithfulness to us."

The estates which David Oge Barry possessed in 1641, and which

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were confiscated by Cromwell, were restored by King Charles II. to Lieutenant Richard Barry, who did not long enjoy them. The following is his will, which was proved in 1662:—In the name of God, Amen, I, Richard Barry, of Robertstowne, in the county of Cork, gentleman, though sick in body, yet of perfect sense and memory, do make my last will and testament in manner following.

First, I bequeath my soul to God, who made and redeemed it, and my body to the earth from which it came, to be buried in the tomb of my ancestors at Coraby.

Second, I bequeath unto my brother, Edmond Barry, all and singular my castles, houses, lands, tenements, and hereditaments, except such thereof as have been formerly assured unto my grandmother, and unto my mother, Honora Barry, as dower or joynture, which they are to enjoy during their natural lives according the contracts made formerly with them in that behalf, and after their decease their said several joyntures to revert to my said brother, Edmond Barry, and unto the heirs males of his body lawfully begotten for ever, and my said brother, Edmond Barry, to enter into and enjoy my said estate, except before excepted, after my decease, and I do enjoin my said brother to pay unto my eldest sister, Ellin Barry, three hundred pounds sterling, and to my sister, Hellan Barry, three hundred pounds sterling, which was that was left them by my father in his last will and testament, and I do further enjoin my said brother, Edmond Barry, not to enter nor receive the rents, issues and profits of my said estate till such time as he gives sufficient surety to my mother and to my uncle, Richard Fitzgerald, of Ballymartyr, for the due payment of the said sums towards the satisfying and payment of my said sisters; till that be performed the whole estate to remain with my mother and uncle to the uses aforesaid, and do further desire my mother and my said uncle, Richard Fitzgerald, of Ballymartyr, to pay or cause to be paid three score and three pounds that are due upon me to Captain Cornelius and other persons in England, and my estate is to continue in my said mother and uncle in hands till that payment be made or sufficient assurance from my brother, Edmond Barry, for the payment of it.

Item. In regard that my mother, Hanora Barry, hath never a house fit for her to live upon her jointure at Rathinisky, nor other conveniences upon her said jointure, I do leave and bequeath unto my said mother the house of my two houses of Ballymore, in the Great Island, or Ballydelouhery, with the ploughland whereupon the same standeth, during her natural life, she yielding and paying thereout yearly unto my said brother, Edmond Barry, the sum of ten pounds sterling yearly and every year during her life, and after her decease the same to revert unto my said brother, Edmond Barry, his heirs males for ever.

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Fourth, I do appoint my trusty and well beloved mother, Honora Barry, and my uncle, Richard Fitzgerald, of Ballymartyr, to be overseers of my last will and testament, and do desire them to see performed according the true intent and meaning hereof. In witness whereof I have hereunto put my hand and seal the 25th of September, 1661. Richard Barry, being present Rich. Barry, Edmond Barrye, John O'Hagh.

Administration was granted to Honora, mother of the deceased Richard Barry, and to his uncle, Richard Fitzgerald, 1662.

Lieutenant Richard Barry's will ignores his brother, David, who may have been imbecile, and leaves the family estates to their youngest brother, Edmond; but as these were entailed estates, their formal restoration, in 1664, by King Charles II. was to David, after their confiscation by Cromwell in 1654 and the death of Lieutenant Richard Barry in 1661.

	A.D. 1641.	A.D. 1664.	A.D. 1703.
Ballyduluoghry, 1 pl. l.	David Oge Barry of Ballyduluoghry.	David Barry.	Abraham Morris.
Michaellstowne, 1 pl. l.	,,	,,	Stephen Sweet.
Rathinetigg, 1 pl. l. ...	,,	,,	John Moore.
Ballymore ...	David Oge Barry of Ballymore.	David Barry.	William Smith.
Ballygobbnett ...	David Barry of Robertstown.	David Barry, by the name of Robertstown.	Sir Richard Pyne.
Ballynehine ...	Murtogh O Brine.	Hugh Cogherane and Trustees.	
Kilcully ...	,,	,,	
Cahorra ...	,,	,,	
Kilcronane ...	,,	,,	
Ballinvarrig ..	,,	,,	
Rahinisky ...	David Barry.	,,	
Killindonnell ...	,,	,,	
Monearde ...	,,	Lieut. Hugh Cogherane and Trustees. Major Robert Ward and Trustees.	Alderman John Newenham.
Rathpeakane ...	,,	,,	
Ballingohigg, ½ pl. l. ...	Richard Barry.	David Barry.	George Rogers.
Kilerussane, 1 pl. l. ...	,,	,,	,,
Ffaunagh ...	Maurice Dulea of Ffaunagh, jr., Papist.	Duke of York.	Sir Richard Pyne.
Ballydulea ...	William Dulea.		
Ballyedmond, 1 pl. l. ...	John Connell, jr., Papist.	John Barry. John Connell.	

In the column of owners in A.D. 1641 the names of David Oge Barry, of Ballyduluoghry; David Oge Barry, of Ballymore; David Barry, of Robertstown; and David, of Rahanisky, all designate one same person. Richard Barry, of Ballingohigg and Kilerussane, was either next brother or fifth uncle of David Oge Barry, and must have died without male issue, as the forfeiting proprietor in 1690 was David Oge's son, Edmond, according to the will of a Williamite purchaser, George Rogers. How Ballyedmond passed from Garrett fitzRichard Barry, uncle of David Oge,

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to John Connell, or how Ballynehine, etc., passed from David Oge to Murtogh O'Brine, does not appear.

The Duleas held under David Oge.

In the above column of owners in A.D. 1664, all the Davids are for one same person, the second son of David Oge. How John Barry became jointly with John Connell owner of Ballyedmond in 1664, or what he was to Garrett fitzRichard, does not appear.

The following names appear in the "Alphabetical Book of Indictments of Treason," beginning Michaelmas term, 3rd William and Mary, A.D. 1690, Record Office Dublin:

Barry, Edmundus, nuper de Ballydeloggerie, gen.
F. dywy, nuper de eadem, gen.

and again,

Barry, Eddus, de Ballydelogher, gen.
Garrett de Robertstown, gen.
Garrett de Ballinaclashy, gen.
Garrett de Lisanisky, gen., etc.

On the 6th February, 1877, in a letter to the present writer, the late Charles M. Barry, assistant secretary to the Lord Chancellor, put Rahaniskey for Lisanisky, and explained F. dywy as F. Dyery, that is, FitzDyery. Mr. McHenry, of the Record Office, reads this latter word as Edgar, but it may be Edus, and be, like Eddus, a contraction and repetition of Edmundus.

"Garrett Barry, of Robertstown, may be for Garrett Barry, of Ballyvolane, adjoining Robertstown, now Ballyroberts, who, towards the end of 1690, filed a bill against the Earl of Barrymore and Lieutenant Connor O'Brien for cutting the woods of Ballyvolane, which came to the crown by his, deponent's, attainder. That Garrett Barry's estates were amalgamated with Edmond Barry's adjoining estate of Robertstown after their confiscation in 1690.

IX. 33, Cork 30. Sir Richard Pyne, knt., Chief Justice of the Chief Place, 29 Oct., 1702, consideration, £696 13s. 2¼d. The town and lands of Ballyvolhane, alias Ballyvoholane, Kilverstill, alias Killedells, 306a. 3r. 8p. Rent, £2 18s. 11¼d. Ballydaheen, alias Ballydaw, 83a. 2r.; Ballyroberts, alias Robertstown, alias Ballygobnett, 213a. Rent, 4/9½d. Total, 603a. 1r. 8p. Same barony and county—the estate of Sir Richard Nagle and Edmond Barry, Esquire, attainted, and which being granted to Henry Viscount Sidney was by two several deeds of lease and release, dated 2 and 3 of November, 1698, for £317 18s. 6d., conveyed to the said Sir Richard Pyne, subject to a chiefry of £10 13s. 4d. to the Earl of Barrymore. Inrolled 27 April, 1703.

Sir Richard Nagle appears there, no doubt, as a mortgagee. The obso-

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lete name there given as Kilverstill was compounded of Kill and Meskill, and meant "Meskill's Church."

A letter of the 6 February, 1872, from Mr. Charles M. Barry to the present writer gives further particulars concerning Edmond Barry, of Ballydeloghery, esquire: "When Edmond went to London to pay the debt to Captain Cornelius, he met Susanna, daughter of the widow, Anne Cornelius, whom he married, in 1664, getting £750 fortune, and charged a jointure of £150 per annum for her on his estate in Ireland. Arthur Kettleby, of London; Sir Edward FitzHarris, bart.; and Sir Peter Tyrrell, bart., being trustees. She preferred a petition, in 1700, signed in London in the presence of John Galway, of Cork, "to be secured in her jointure in the event of her surviving her husband, then living; that he never bore arms or was concerned in any rebellion, but being servant to the late King James the Second's royal consort was necessitated to accompany her abroad." In the will of George Rogers, of Ashgrove, he recites that whereas he had purchased certain lands from the Commissioners of Forfeited Estates, the property of Edmond Barry, Esqre., upon which a portion of a jointure is charged for said Barry's wife, and directs his son to pay same, should she survive her said husband. Will dated 1710. Miss Strickland, in her "Life of Mary of Modena, Queen Consort of James the Second," mentions the devotion of her attendants, who having asked permission from King William to join her abroad, His Majesty graciously granted same, and their estates were forfeited for their fidelity to their mistress. Writing in 1855 to Henry Barry, of Ballyadam, first cousin to the present writer's father, Charles M. Barry said: "There is much on record about Barry of Robertstown and Rahaniskey. The last representative I have trace of was Edmond fitzDavid, living about 1700. I find him described in an old pedigree of the Blennerhassets as Edmond Barry, Esquire, Foster Father of the late Queen Anne."

Writing on the 2nd February, 1872, to the present writer, Mr. Charles M. Barry said: "Pray accept my sincere thanks for your kind remembrance of me and most interesting communication. I have heard before, many years, that the Lemlara family claimed descent from the Rahanisky branch. I can trace this family with ample proofs to Edmond Barry who forfeited in 1690, and was living in 1710. At that period my proofs are rather defective, but you perhaps could assist me."

That was in answer to a letter from me, connecting my ancestors, the Barrys of Dundullerick, with the Lords of Ibawne, by taking the Richard FitzDavid Barry who was of Rahanisky in 1586, according to Smith's "History of Cork," to have been the Richard fitzDavid Barry who was second son of David Down Barryroe, Lord of Ibawne, in Florence MacCarthy's Barryroe pedigree in the Carew collection, Lambeth Library,

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of which pedigree I had received a tracing on 26th October, 1871, from my friend, Gen. M. Atkinson, of South Kensington Museum. That identification was in the right direction, but incorrect; because Richard FitzDavid Oge Barry, of Rahanisky 1577-1614, was not ancestor of the Barrys of Dundullerick, but elder brother of their ancestor, Redmond buoy Barry, and was not son but grandson of David Down Barryroe, Lord of Ibawne.

Mr. Charles M. Barry wrote to me as follows,: "5th February, 1872. My father, Garrett Barry, son of John Barry, of Ashgrove, in the Great Island, the representative of the Robertstown and Rahanisky family in the direct line, went to school with his brothers, circ. 1770, at Carrigtwohill, and they were domiciled with their great-aunt there. She was called Maustrass na Mona, and was MacCarty by birth and marriage. Our family were called 'Sleught Rishtard.' . . . They interred at Temple Robin, in the Great Island."

"6th February, 1872. My grandfather, John Barry, was born 1700."

"8th February, 1872. My grandfather's mother was a McCarthy, and he had a younger brother, James Barry, father of the Rev. Michael Barry, many years parish priest of Midleton, and previously parish priest of Carrigtwohill. My father, Garrett Barry, married, first, Anne Coppinger, sister of Stephen Coppinger, of Midleton, by whom he had no family; and secondly, Emily Joly, my mother. I never heard any allusion to relationship to the Barrys of Dundullerick or Carrigtwohill, but the Barry of Leamlara, contemporary of my grandfather, John Barry, said to him: 'You know we are cousins.' This surprised my grandfather until the matter was explained, but how I cannot say."

"10th February, 1872. I intended to have sent you a full account of the Barrys of Rahaniskey from Richard fitzDavid to Edmond living in 1710, but will defer doing so until you shall have leisure to resume the subject. In the meantime, should you hear anything relating to the Barrys of the Great Island, circ. 1700 to 1770, kindly bear me in mind. I found a mortgage registered by Francis Hely, Esq., of the Little Island, against Garrett Barry, of Dundullerick, and Edmond, his son, now of Ballinekilly, Michaelmas term, 1745. I take this Ballinekilly to be in the Great Island, adjoining Ashgrove, or Ballymacshaneroe, where my grandfather, John Barry, then lived. And if I am right in the locality, your progenitors and mine must have been acquainted, and probably acknowledged kindred through the MacCarthys. . . . I shall conclude with an old tradition in my family, viz., that the eldest son should not go to sea, or he would certainly be drowned. This was twice fulfilled to my own knowledge. My father's eldest brother, James Barry, went to France, and having taken a medical degree in Paris was drowned on the

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return voyage. My eldest brother, also a member of the medical profession, was married and settled in England, but falling into delicate health he was advised to try a voyage to Australia. To this we were averse from a superstitious notion. However, he went and derived much benefit, and coming to see us, said, 'You see, the prophecy has failed in my case.' He made a second voyage and a third voyage out, but on the return voyage the vessel, a very fine one, was never heard of from her departure from Port Philip. The prophecy plainly refers to James Barry, Lord Ibawne, eldest brother of David en down Barryroe, father of Richard and David, of Rahaniskey, and has been a tradition in our family for centuries," etc.

"15th February, 1872. I propose writing some reminiscences of Ballinacurra. The old proprietors were Barrys. . . The head of the family was called Richard ny maunuffe," etc.

"27 February, 1872. I remember an old woman named Rose Hodnett who used to say that she could trace our family for seven generations. I wonder if the postmaster ever heard the epithet of Slioght Rishtard as applied to the Island Barrys."

"12 November, 1875. Referring to my father's grand-aunt, a MacCarthy by birth and marriage, and Maustrass na Mona, who lived at Carrigtwohill, I think the following extract from the will of Thady MacCarthy, of Lyredane, in the county of Cork, gent., 11th November, 1763, clearly identifies her: 'Sister, Catherine, wife of Owen MacCarthy na Mona."

"17 February, 1877. Bridget Fitzgerald's statement that Barry of Lemlara and Barry of Rathaniskey were of the same stock is deserving of credit, inasmuch as she was very correct in other matters, and the fact being traditional, and the relationship acknowledged at different times. One tradition, that Barry of Leamlara claimed cousinship to John Barry, of Ashgrove, who represented the senior branch of Rathaniskey, and who died 1776, aged 76 years. On explanation, the claim was admitted; but it would appear that such explanation being required would shew that the connexion was remote."

In November, 1855, Charles M. Barry had written to Henry Barry, of Ballyadam, partly as above, but with no claim to the representation of the Rahaniskey branch. I have frequently heard my father say that he went to school at Carrigtwohill about the year 1770, his father living in the Island; he was placed with a relative, his grand-aunt, who lived, as well as I can ascertain, at Rockville. She was Maustrass na Mona, a MacCarthy by birth and marriage. My father's cousin, Dominick Sarsfield, was his schoolfellow. My father also spoke of a relationship to the Lemlara family.

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The foregoing is all that Mr. Charles M. Barry uttered to me in explanation and support of his claim to the direct representation of the Barry family of Rahanisky, and is not convincing. All else I could gather takes from the credibility of his claim.

The late Mr. John Hyde, of Midleton, in or about 1869, wrote out his pedigree for me, thus: "James Barry, of Ballynahina, married Ellen, sister of Patrick Sarsfield, of Johnstown, and was father of Christina Barry, who married Ignatius Sarsfield, of Gurtnamuca, near Carrigtwohill, and had six sons and one daughter, viz.:—Patrick, a farmer at Gurtnamuca; James, a shipowner at Cork; Barry, a lieutenant in the Royal Navy and clerk to the Trinity House of Leith; Dominick, a wine merchant at Madeira; Thomas, a quarter-master in the Royal Navy; Ignatius, a physician; Lucy, wife of Philip Hyde, of Ballyanon," and mother of John Hyde. In or about 1779, a son of John Hyde told me that his grandmother, Lucy Sarsfield, was a niece of the Rev. Michael Barry, parish priest of Carrigtwohill and afterwards of Midleton; and that her grandfather, James Barry, resided not at the Ballinahina near Rathcormac but at the Ballinahina near Rahanisky; and that at some previous time members of may family had some claim to it. He also said that Charles M. Barry was a cousin of his, but that I was not.

Like Charles M. Barry, Mr. Hyde disclaimed kinship with the Barrys of Dundullerick. On the other hand, my aunts, Mary Anne Dwyer, widow, and Dora Barry, spinster, disclaimed kinship with Charles M. Barry, and with John Hyde. These ladies knew Charles M. Barry as a former clerk to their mother's uterine brother, Robert Barry, of Ballinacurra, shipowner; they remembered Charles M. Barry's father, whose first wife was their first and second cousin, Anne Coppinger; they remembered the Rev. Michael Barry, their former parish priest. Mrs. Mary Anne Dwyer knew intimately Mrs. Dr. John Nagle, daughter of Patrick Sarsfield, of Johnstown, and knew about John Hyde and the Sarsfields of Gortnamuca, now Greenville; but neither she nor her sister, Dora Barry, ever heard that they themselves were akin to Charles M. Barry's father, Garrett Barry, or to his cousin, Rev. Michael Barry, or to the Hydes, or to the Sarsfields of Gurtnamuca, or to the Sarsfields of Johnstown, as distinct from the Sarsfields of Sarsfieldstown. Mrs. Dwyer went on to say, that her sister Johanna's people-in-law knew of no connexion between them and the father of Charles M. Barry, except that Charles M. Barry's father, Garrett Barry, of Ballinacurra, and the said Johanna's father-in-law, Maurice Fitzgerald, of Killeagh, M.D., married sisters, Anne Coppinger and Charlotte Coppinger. Now, Maurice Fitzgerald, of Killeagh, M.D., was second son of Richard Fitzgerald, of Castle Richard, alias Inshinycranagh (will 1795), elder son of Richard Fitzgerald, of Inshiny-

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cranagh, (d. 1754), son and heir of Lieutenant Maurice Fitzgerald, of Inshinycranagh (d. 1699), brother of Colonel Richard Fitzgerald, of Ballymartyr, and of Honora, wife of David Oge Barry, of Rahanisky and Robertstown, and mother of Edmond Barry, the forfeitor of Rahanisky, etc. In that way, Maurice Fitzgerald, of Killeagh, M.D., would have been third cousin of the direct representatives of Edmond Barry, of Rahanisky, if there were such; but to all appearances there never was such. At all events, Garrett Barry, of Ballinacurra, or his father, John Barry, of Ashgrove, was not such.

But though Mr. Charles M. Barry certainly is not descended from the forfeitor of Rahanisky, or the forfeitor's father, may he not be descended from one of the three younger sons of David fitzRichard Barry, of Rahanisky, d. 1627; or from one of the nine younger sons of Richard fitzDavid Oge Barry, of Rahanisky, d. 1614, and so be senior to the Barrys of Dundullerick; or may he not be representative of one of the younger two sons of David fitzDavid Barry, of Rahanisky, d. circ. 1580, and so be junior to the Barrys of Dundullerick? Mr. Charles M. Barry gave no valid reason that he was in any way such, but the contrary.

In 1776, Charles M. Barry's grandfather, John Barry, of Ashgrove, in the Great Island, was buried in the Great Island, at the graveyard of Templerobin, in the townland of Ballymore, one of many townlands that from 1577 to 1691 had belonged to the Barries of Rahanisky. But that is consistent with his being of a family long resident in the eastern half of the Great Island, whose parochial burial ground is Templerobin graveyard. The senior branch of the Barries of Rahanisky did not bury there, but at Cor Abbey, now Midleton churchyard.

A younger brother of John Barry, of Ashgrove, tenanted Ballinahina circ. 1745, but that townland had ceased to belong to the Barries of Rahanisky between the years 1638 and 1641.

John Barry of Ashgrove's family was called Sliocht Risteaird, but so might dozens of Barry families with Richards among their ancestors.

It was fatal in Charles M. Barry's family for eldest sons to go to sea; but Lieutenant Richard Barry, eldest son of David Oge Barry, of Rahanisky, safely sailed to Flanders and back, and no genuine eldest son in the Rahanisky family is known to have been drowned, for the James, Lord of Ibawne, lost at sea was junior to his brother Richard of the Rath. That superstitious tradition in Mr. Charles M. Barry's family goes far to shew that they were not the Barry's of Rahanisky, but were some family long resident in the Great Island, and long prone there to navigation.

Finally, Mr. Charles M. Barry was wrong in thinking that the "Lemlara family claimed descent from the Rahanisky branch." The Lemlara

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family justly claims to have been seated at Lemlara ever since the fourteenth century. It is the Dundullerick branch that claims descent from the Rahanisky branch of the Barryroes through Redmond Buoy Barry, second son of the David FitzDavid Barry, who acquired Rahanisky in 1577, and who is said to have been married to a Miss Barry, of Lemlara.

(*To be continued.*)

Some Notes on the Irish Judiciary in the reign of Charles II. 1660-1685.

(*Continued.*)

BY FRANCIS ELRINGTON BALL, M.R.I.A., F.R.S.A.I.

THE CHIEF JUSTICES OF THE COMMON PLEAS.

SIR JAMES DONELLAN, Knight, 1660-1665.

SIR JAMES DONELLAN was the second judge, who had served on the judicial bench under the Commonwealth, appointed on the Restoration. He could trace his descent from a long line of Irish princes, and is remarkable as being the only man of Irish extraction raised to such a position under Charles II.

James Donellan was the third son of Nehemiah Donellan, who was appointed Archbishop of Tuam towards the close of Queen Elizabeth's reign, and was born about 1588. Having been sent to the then newly-founded College of the Holy Trinity, near Dublin, he graduated there, in 1612, B.A., and in the following year, like Lord Chancellor Eustace and Sir John Temple, was elected a fellow. In that capacity we find him delegated to teach "such students as were inefficient and raw in the Latin and Greek publicly in the chapel." On June 11, 1616, he was admitted a law student at Lincoln's Inn on the application of Sir James Ley, who had been Chief Justice of Ireland, and who became Earl of Marlborough, and on 4 February, 1623, was called to the bar.

He came to practise in Ireland. In 1627 he was appointed third justice of the Provincial Court of Connaught, and in 1636 was promoted to the Chief Justiceship of that province with a fee of £100 per annum. He secured a seat in Parliament in 1634 as member for the University of Dublin, and three years later was raised by Strafford to the bench as third justice of the Common Pleas—promotion which was probably due in a

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