Distrefs. is a thing which is taken and distrained upon
for rent behind &c. Therefore you must goe up
the demised premisses. and take with you the
Constable of the place and some other credible
Witness and take an Inventory of such goods &
Chattels as you shall there find belonging to the
Lessee or Tennent Ephraim Hayward and
declare before the said Constable and Witness
that you seize and distrain the same goods and
Chattels to the use of your self and Geertruyd your
wife towards paying and Satisfying you the
sums of £4 7 0 rent in arrear due on the 3d day of
December last by virtue of your lease
to him of the Land & pcls on which you make
the distrefs. and then take all the said goods
and Chattels into your posson and keep them
together in some secure place upon the pcls

Then cause a Copy of the said Inventory to be
made. and leave the same with Hayward or
at his Mansion House or other most notorious
place upon the pcls with the following Notice
viz. Ephraim Hayward. the foregoing above is a Copy of the Inventory
of the several goods and Chattels by me this day taken and
distreined towards paying the sums of £4 7 0
Current money of New York due to my self and
Geertruyd my wife on the 3 day of December
last for rent on our lease to you for the Land
and pcls on which I made the said distrefs and unless

you pay the said rent in Arrear or Replevy the Same goods and Chattls within Six days after the Date hereof the Same will be appraised and Sold According to Law. Dated in the Manor of Cortlandt this day of February 1744
from your Humble Servant Henry Beekman

Then after Such distress and Notice as aforesaid and Expiration of Five days. the person distraining shall and may with the Sheriff or Undersheriff or the said Constable cause the said goods and Chattls so distrained to be appraised by two Sworn appraisers whom the said Sheriff Undersheriff or Constable are by an act of parliament of the 2d of William and Mary. ch: 5th impowered to Swear to appraise the Same Truly. according to the best of their understanding. and after Such appraisement made may lawfully Sell the same goods and ~~Chattls~~ Chattls so distrained for the best price can be gotten towards Satisfaction of the rent for which they were distrained. and of the Charges of Such distress appraisment and Sale. Leaveing the overplus (if any) in the hands of the Sheriff for the owners use and if the said lessee Shall fraudulently carry off his goods from the premises to prevent their being distrained. yet the Lessor or any person impowered by him. within five days next after Such Carrying of Such goods may take and seize the Same. where they shall be found as a distress for the Arrears of Such rent and Sale and dispose thereof in Such manner as if the said goods had actually been distrained upon the premises

Thus Much for the distraining and now as to the Entry

Entry. is where a Man Enters personally into any Land or Tenement to which he has a Title of Entry.

The Manner of the Entry into house and Land is this if it be a House and the Door is open then you must goe into it and Say those words viz: I do here Enter and take possession of this House But if the Door be Shut then set your foot upon the grounsell or agt. the Doore of the house and say the Same words as before. But as Mr Beekman any Entry is to be upon Land as well as house you must goe with two or more Sufficient witness first upon the fifty and when the Tenant hired and goe into the house and by Some body out and Say I here Enter and take possn. of this House and the fifty and of Land there unto belonging in behalf of my self and Heer trusty my wife and to our use. then goe upon the other fifty and Say the Same word. Then goe upon the third Land and take the Sod in your hand and Say I here Enter and take possn of thy Land and all the Land mentioned in this Sod

from my ll & said Gertrude my wife
to Ephraim Hayward. and that for the non
payment of 4/0 rent is arrear and the duly
of
Indenture & Lease and to the use of my self and
the said Gertrude my wife then let the
within ye note the day of the month and
make an Memorandum thereof and sign
their hands thereunto.

Mr Chambers his
Instruction on Deeds
Still Rec Entry & Dictra
1 Feby 1760