

PEDES FINIUM.



## PEDES FINIUM.

*(Continued from Vol. III. p. 240.)*

CXIX.—(40 J.)

[27th April, 1203, 4 Jo.]

(In a recognizance of "Magna Assisa," Asketine Baddêchese acknowledges five acres of land in Lewisham to be the right of Simon de Grenewico; for which acknowledgment the said Simon grants the said Asketin and his heirs, out of the said land, one messuage, containing an acre and a half, lying next Balebroc, towards the east; to be held of the said Simon and his heirs for ever, by the free service of sixpence per annum.)

Apud Westmonasterium, a die Pasche in tres septimanas, anno regni Regis Johannis quarto.

Coram G. filio Petri, etc. [ut in No. 116.]

Inter SIMONEM DE GRENEWICO, petentem, et ASKETINUM BADDÊCHESE, tenentem.

De quinque acris terre, cum pertinenciis, in LËUESEHAM.

Unde recognicio Magne Assise summonita fuit inter eos in prefata Curia, scilicet quod predictus ASKETINUS recognovit totam predictam terram, cum pertinenciis, esse jus ipsius SIMONIS.

Et pro hac recognicione et fine et concordia, predictus SIMON concessit predicto ASKETINO, et heredibus suis, j masagium de eadem terra, quod continet j acram et dimidiam, et jacet juxta BALEBROC, versus orientem; tenendum de ipso SIMONE et heredibus suis, in perpetuum, per liberum servicium vj denariorum per annum, pro omni servicio, reddendorum ad festum Sancti Michaelis.

## CXX.—(81 J.)

[8th June, 1203, 5 Jo.]

(Matilda, widow of Hugh de la Hide, for two marks of silver, quitclaims to Aldulf de Leilande and his heirs, all her right of dower in the freehold of her said late husband, Hugh, in Stoke.)

Apud Westmonasterium, in octabis Sancte Trinitatis, anno regni Regis Johannis quinto.

Coram G. filio Petri, etc. [ut in No. 116.]

Inter MATILLIDEM que fuit uxor HUGONIS DE LA HIDE, petentem, et ALDULFUM DE LEILANDE, tenentem.

De rationabili dote ipsius MATILLIDIS que eam contingit de libero tenemento quod fuit predicti HUGONIS quondam viri sui in STOKE.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predicta MATILLIDIS remisit et quietum clamavit predicto ALDULFO, et heredibus suis, totum jus et clamium quod habuit in predicta dote.

Et pro hac quieta clamancia et fine et concordia, predictus ALDULFUS dedit predicte MATILLIDI duas marcas argenti.

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Hugh de la Hide = Matilda.  
Dead 1203.                      1203.

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## CXXI.—(76 J.)

[15th June, 1203, 5 Jo.]

(In a recognizance of "Magna Assisa," John de Benestede, for five marks of silver, quitclaims to Hamo de Ailmerstone and his heirs for ever, all right in one knight's-fee in Elmstone.)

Apud Westmonasterium, in xv dies post festum Sancte Trinitatis, anno regni Regis Johannis quinto.

Coram G. filio Petri, etc. [ut in No. 116.]

Inter JOHANNEM DE BENESTEDE, petentem, et HAMONEM DE AILMERSTONE, tenentem.

De feodo j militis, cum pertinenciis, in AILMERSTONE.<sup>1</sup>

Unde recognicio Magne Assise summonita fuit inter eos in prefata Curia, scilicet quod predictus JOHANNES remisit et quietum clamavit totum jus et clamium quod habuit in predicta terra, cum pertinenciis, predicto HAMONI et heredibus suis, de se et heredibus suis, in perpetuum.

Et pro hac quieta clamancia et fine et concordia, predictus HAMO dedit eidem JOHANNI v marcas argenti.

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CXXII.—(78 J.)

[15th June, 1203, 5 Jo.]

(In a recognizance of Mortdauncestor, Ailman de Radefann acknowledges an acre and a half of land in Kedbrook to be the right of Gunilda, the wife of Robert Parmentar, and quitclaims it to the said Robert and Gunilda, and the heirs of the said Gunilda, for ever; for which the said Robert and Gunilda quitclaim to the said Ailman and his heirs, all their right in the sixth part of an acre in Kedbrook.)

Apud Westmonasterium, in xv dies post festum Sancte Trinitatis, anno regni Regis Johannis quinto.

Coram G. filio Petri, etc. [ut in No. 116.]

Inter ROBERTUM PARMENTARIUM et GUNILLIDEM uxorem suam, petentes, et AILMANNUM DE RADEFANN, tenentem.

De una acra terre et dimidia, et sexta parte unius acre terre, cum pertinenciis in KETEBROC.<sup>2</sup>

Unde recognicio de morte antecessoris summonita fuit inter eos in prefata Curia, scilicet quod predictus AILMANNUS recognovit predictam acram terre, et dimidiam, cum omnibus pertinenciis ad eandem acram terre et dimidiam pertinentibus, esse jus ipsius GUNILLIDIS, et eam remisit et quietam clamavit predictis ROBERTO et GUNILLIDI, et heredibus ipsius GUNILLIDIS, de se et heredibus suis, in perpetuum.

Et pro hac recognicione et quieta clamancia et fine et concordia, predictus ROBERTUS et GUNILDIS remiserunt et quietum clamaverunt predicto AILMANNO, et heredibus suis, totum jus et

<sup>1</sup> *i. e.* Elmstone.

<sup>2</sup> *i. e.* Kedbrook, in Charlton, formerly a distinct parish.

clanium quod habuerunt in predicta sexta parte unius acre, cum omnibus pertinenciis, ad eandem sextam partem pertinentibus, de se et heredibus suis, in perpetuum.

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Robert Parmentar = Gunnilda.  
1203. 1203.

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CXXIII.—(80 J.)

[15th June, 1203, 5 Jo.]

(In a recognizance of "Magna Assisa," Robert de Hamme acknowledges sixty acres in Ham to be the right of Warin de Berham; for which, and for six marks and a half of silver, the said Warin grants the said land to the said Robert, to be held by the said Robert and his heirs, of the said Warin and his heirs, for ever, by the service of the eighth part of one knight's-fee.)

Apud Westmonasterium, in xv dies post festum Sancte Trinitatis, anno regni Regis Johannis quinto.

Coram G. filio Petri, etc. [ut in No. 116.]

Inter WARINUM DE BERHAM, petentem, et ROBERTUM DE HAMME, tenentem.

De lx acris terre, cum pertinenciis, in HAMMES.<sup>1</sup>

Unde recognicio Magne Assise summonita fuit inter eos in prefata Curia, scilicet quod predictus ROBERTUS recognovit totam predictam terram, cum pertinenciis, esse jus ipsius WARINI.

Et pro hac recognicione, idem WARINUS concessit predicto ROBERTO, totam predictam terram, cum pertinenciis, tenendam sibi et heredibus suis, de predicto WARINO et heredibus suis, in perpetuum, per servitium viij partis unius militis, pro omni servicio.

Et pro hac concessione, idem ROBERTUS dedit eidem WARINO sex marcas et dimidiam argenti.

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<sup>1</sup> i. e. Ham.

## CXXIV.—(79 J.)

[22nd June, 1203, 5 Jo.]

(In a recognizance of Mortdauncestor, Alexander, son of Gunnilda, for twenty-one shillings, quitclaims to Roger, the Parson of Dartford, and Boidinus, the son of Sawin, and their heirs, all right in two acres of land in Dartford.)

Apud Westmonasterium, in tres septimanas post festum Sancte Trinitatis, anno regni Regis Johannis quinto.

Coram G. filio Petri, etc. [ut in No. 116.]

Inter ALEXANDRUM FILIUM GUNILDE, petentem, et ROGERUM Parsonam de DERTFORD, et BOIDINUM FILIUM SAWINI, tenentes.

De duabus acris terre, cum pertinenciis, in DERTFORD.

Unde recognicio de morte antecessoris summonita fuit inter eos in prefata Curia, scilicet quod predictus ALEXANDER remisit et quietum clamavit predictis ROGERO et BOIDINO, et heredibus eorum, totum jus et clamium quod habuit in predictis duabus acris terre, cum pertinenciis, de se et heredibus suis, in perpetuum.

Et pro hac quieta clamancia et fine et concordia, predicti ROGERUS et BOIDINUS dederunt predicto ALEXANDRO xxj solidos esterlingorum.<sup>1</sup>

<sup>1</sup> There was a pure coin stamped first in England by the *Easterlings*, or merchants of East Germany, by the command of King John, and called thence *Esterling* money,—in modern language *Sterling*,—and used to denote the legal proportion of fineness which ought to be in the money, of whatever denomination, to which the term applied. Thus a *pound sterling* signifies a pound of lawful English money, and so of coins of lesser denomination.

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## CXXV.—(77 J.)

[1st July, 1203, 5 Jo.]

(John de Besevill and Petronilla, his wife, quitclaim to William Fitz Robert<sup>1</sup> all right of her dower in sixteen acres of marsh, six acres of arable land, two acres of meadow, and one acre and one rood of wood, in Higham, the freehold of her late husband, Robert Fitz Lambert; for which the said William grants her the service of Simon de Gatle, viz. six shillings out of five acres which he holds in Higham, excepting the "forinsec" service, which the said William retains; he also grants her all the land called Scereday in the same ville, for life, in name of dower. The said John and Petronilla to do all the portion of service which belongs to the land of said William in Higham, less sixpence. The said Simon was present and joining in the agreement.)

Apud Westmonasterium, in octavis Sancti Johannis Baptiste, anno regni Regis Johannis quinto.

Coram G. filio Petri, etc. [ut in No. 116.]

Inter JOHANNEM DE BESEVILL et PETRONILLAM, uxorem suam, petentes, et WILLELMUM, FILIUM ROBERTI, tenentem.

De xvj acris de marisco, et de vj acris de terra arabili, et de ij acris prati, et de j acra et j roda bosci, in HEGHAM,<sup>2</sup> quas ipsa PETRONILLA clamat pertinere ad rationabilem dotem suam quam habuit de libero tenemento quod fuit ROBERTI FILII LAMBERTI, quondam viri sui.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predicti JOHANNES et PETRONILLA remiserunt et quietum clamaverunt predicto WILLELMO et heredibus suis, totum jus et clamium quod ipsa PETRONILLA habuit in predictis terris.

Et pro hac quieta clamancia et fine et concordia, predictus WILLELMUS concessit predicte PETRONILLE totum servicium SIMONIS DE GATLE, scilicet, sex solidos de quinque acris terre quas tenet in HEGHAM, preter forinsecum servicium, quod remanet ipsi WILLELMO, et heredibus suis.

Et preterea, idem WILLELMUS concessit predicte PETRONILLE totam terram que vocatur terra SCEREDAY, in eadem villa, tenendam tota vita ipsius PETRONILLE, sub nomine dotis.

Et predicti JOHANNES et PETRONILLA facient terciam partem

<sup>1</sup> Probably the son of her first husband, Robert Fitz Lambert.

<sup>2</sup> *i. e.* Higham.







## CXXVIII.—(72 J.)

[27th January ?,<sup>1</sup> 1203-4, 5 Jo.]

(Walter Fitz Thomas, for five marks, quitclaims to Benedict, Abbot of Stratford, and his successors, all right in two hides of land in Lewisham, and warrants the land against all intrusion of any one coming out of the enclosure of the said Walter.)

Apud Westmonasterium, a die Sancti Yllarii, in . . . dies, anno regni Regis Johannis quinto.

Coram G. filio Petri, Ricardo de Herierd, Simone de Pateshill, Eustachio de Fauconberg, Johanne de Gestling, Godefrido de Insula, Osberto filio Heruei, Waltero de Crepping, Justiciariis, etc.

Inter WALTERUM FILIUM THOME, petentem, et BENEDICTUM, ABBATEM DE STRATFORD, tenentem.

De duabus hidis terre, cum pertinenciis, in LEUSEHAM.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus WALTERUS remisit et quietum clamavit predicto ABBATI, et successoribus suis, totum jus et clamium quod habuit in predicta terra, cum pertinenciis, de se et heredibus suis, in perpetuum.

Et pro hac quieta clamancia et fine et concordia, predictus ABBAS dedit predicto WALTERO v marcas argenti.

Et sciendum, quod predictus WALTERUS, et heredes sui, warantizabunt predicto ABBATI, et successoribus suis, totam predictam terram, cum pertinenciis, contra omnes exeuntes ex ceppo<sup>2</sup> ipsius WALTERI.

<sup>1</sup> The form of expression would almost necessarily imply that the obliterated letters are "xv," otherwise it would have been "in octabis," or "in tres septimanas," etc.

<sup>2</sup> "Ceppus," P enclosure or garden (κηπος); it can hardly stand here in its ordinary signification of stocks. This is curious as an early record against "right of way."

## CXXIX.—(73 J.)

[23rd May, 1204, 5 Jo.]

(In a recognizance of Mortdauncestor, Sibilla Fitz Ralph quitclaims to Ralph, Richard, John, Henry, William, Thomas, Peter, Elyas, Geoffrey, and Gilbert, sons of Alard Tundu, and their heirs, all right in ten acres in Eynsford; for which they quitclaim from themselves and their heirs to the said Sibilla and her heirs all right in four shillings rent in the same ville, which the said Sibilla had deraigned against them; they also give her four marks; and be it known that the said Sibilla did not deraign the said four shillings rent against them except by default.)

Apud Westmonasterium, a die Pasche in unum mensem, anno regni Regis Johannis quinto.

Coram G. filio Petri, etc. [ut in No. 128.]

Inter SIBILLAM FILIAM RADULPHI, petentem, et RADULPHUM, et RICARDUM, et JOHANNEM, et HENRICUM, et WILLELMUM, et THOMAM, et PETRUM, et ELYAM, et GAUFRIDUM, et GILEBERTUM, filios ALARDI TUNDU, tenentes, per RADULPHUM et RICARDUM positos loco JOHANNIS, et HENRICI, et WILLELMI, et THOME, et PETRI, et ELYE, et GAUFRIDI, et GILEBERTI, ad lucrandum vel perdendum.

De decem acris terre, cum pertinenciis, in EINESFORD.

Unde recognicio de morte antecessoris summonita fuit inter eos in prefata Curia, scilicet quod predicta SIBILLA remisit et quietum clamavit predictis RADULPHO, et RICARDO, et JOHANNI, et HENRICO, et WILLELMO, et THOME, et PETRO, et ELYE, et GAUFRIDO, et GILEBERTO, et heredibus eorum, totum jus et clamium quod habuit in predicta terra, cum pertinenciis, de se et heredibus suis, in perpetuum.

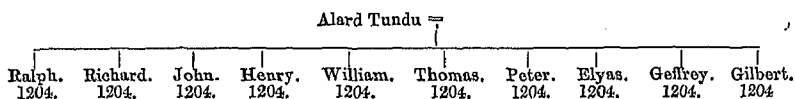
Et pro hac quieta clamancia et fine et concordia, predicti RADULPHUS, et RICARDUS, et JOHANNES, et HENRICUS, et WILLELMUS, et THOMAS, et PETRUS, et ELYAS, et GAUFRIDUS, et GILEBERTUS, remiserunt et quietum clamaverunt predictae SIBILLE, et heredibus suis, de se et heredibus eorum, in perpetuum, totum jus et clamium quod habuerunt in quatuor solidatis redditus in eadem villa, quas eadem SIBILLA antea dirationavit<sup>1</sup> versus predictos RADULPHUM, et RICARDUM, et JOHANNEM, et HENRICUM,

<sup>1</sup> *Dirationare*—to dereyne, *i.e.* to recover property by proving a right to it. "In our common law," says Cowell, "it is used diversely, first generally, for 'to prove,' as, '*Dirationabit jus suum haeres propinquior*' (Glanvil, lib. ii. cap. 6); and '*Habeo probos homines qui hoc viderunt et audierunt, et parati sunt hoc dirationare*,' (Id. lib. iv. cap. 6); and '*Diratio*

et WILLELMUM, et THOMAM, et PETRUM, et ELYAM, et GAUFRIDUM, et GILEBERTUM, in predicta Curia.

Et preterea, predicti RADULPHUS, et RICARDUS, et JOHANNES, et HENRICUS, et WILLELMUS, et THOMAS, et PETRUS, et ELYAS, et GAUFRIDUS, et GILEBERTUS dederunt predictae SIBILLE, quatuor marcas argenti.

Et sciendum, quod predicta SIBILLA non disrationavit predictos iij solidos redditus versus predictos RADULPHUM, et RICARDUM, et JOHANNEM, et HENRICUM, et WILLELMUM, et THOMAM, et PETRUM, et ELYAM, et GAUFRIDUM, et GILEBERTUM, nisi per defaultam.



CXXX.—(85 J.)

[6th October, 1204, 6 Jo.]

(Jordan de Serres acknowledges forty acres of marsh, in the manor of Chistlet, to be the right of the Abbot of St. Augustine's, Canterbury; for which, and for one hundred shillings, the said Abbot grants the said marsh to the said Jordan and his heirs, to be held of the said Abbot and his successors by the free service of seven shillings and six pence per annum.)

Apud Westmonasterium, in octabis Sancti Michaelis, anno regni Regis Johannis sexto.

Coram G. filio Petri, Ricardo de Herierd, Eustachio de Fauconberg, Johanne de Gestling, Osberto filio Hernei, Waltero de Crepping, Justiciariis, etc.

Inter ROGERUM, ABBATEM DE SANCTO AUGUSTINO DE CANTUARIA, petentem, per Adam, monacum suum, positum loco suo ad lucrandum vel perdendum et JORDANUM DE SERRES, tenentem.

De quadraginta acris marisci, cum pertinenciis, in manerio de CISTELET.<sup>1</sup>

*navit terram illam in curia mea,* (Id. lib. ii. cap. 20), *i.e.* he proved that land to be his own" (Cowell *in verbo*), in other words, he recovered it by proving his right to it; in which sense the word is used in our text.

<sup>1</sup>. *i.e.* Chistlet.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus JORDANUS recognovit totum predictum mariscum, cum pertinenciis, esse jus ipsius ABBATIS, et ECCLESIE SANCTI AUGUSTINI DE CANTUARIA.

Et pro hac recognicione et fine et concordia predictus ABBAS concessit eidem JORDANO totum predictum mariscum, cum pertinenciis, tenendum sibi et heredibus suis, de predicto ABBATE et successoribus suis, in perpetuum, per liberum servicium septem solidorum et sex denariorum per annum, pro omni servicio ; scilicet, ad Natale, tres solidos et novem denarios, et ad Nativitatem Sancti Johannis Baptiste, tres solidos et novem denarios.

Et pro hac concessione idem JORDANUS dedit predicto ABBATI centum solidos.

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CXXXI.—(87 J.)

[6th October, 1204, 6 Jo.]

(Solomon de Serres acknowledges twenty acres of marsh in the manor of Chistlet to be the right of the Abbot of St. Augustine's, Canterbury ; for which, and for sixteen shillings and eight pence, paid by the said Solomon, the said Abbot grants the said marsh to the said Solomon and his heirs, to be held of the said Abbot and his successors for ever, by the free service of fifteen pence per annum.)

Apud Westmonasterium, in octabis Sancti Michaelis, anno regni Regis Johannis sexto.

Coram G. filio Petri, etc. [ut in No. 130.]

Inter ROGERUM, ABBATEM DE SANCTO AUGUSTINO, petentem, per Adam, monacum suum, positum loco suo ad lucrandum vel perdendum, et SALOMONEM DE SERRES, tenentem.

De viginti acris marisci, cum pertinenciis, in manerio de CISTELLET.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus SALOMON recognovit totum predictum mariscum, cum pertinenciis, esse jus ipsius ABBATIS, et ECCLESIE SANCTI AUGUSTINI DE CANTUARIA.

Et pro hac recognicione et fine et concordia, predictus ABBAS concessit eidem SALOMONI, et heredibus suis, totum predictum mariscum, cum pertinenciis ; tenendum de se et successoribus

suis, in perpetuum, per liberum servicium quindecim denariorum per annum, pro omni servicio: scilicet, ad Natale, septem denarios et obolum, et ad Nativitatem Sancti Johannis Baptiste, septem denarios et obolum.

Et pro hac concessione idem SALOMON dedit predicto ABBATI sexdecim solidos et octo denarios.

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CXXXII.—(86 J.)

[6th October, 1204, 6 Jo.]

(Lambinus de Serres acknowledges twenty acres of marsh in the manor of Chistlet to be the right of the Abbot of St. Augustine's, Canterbury; for which, and for sixteen shillings and eight pence paid by the said Lambinus, the said Abbot grants the said marsh to the said Lambinus and his heirs, to be held of the said Abbot and his successors for ever, by the free service of fifteen pence per annum.)

Apud Westmonasterium, in octabis Sancti Michaelis, anno regni Regis Johannis sexto.

Coram G. filio Petri, etc. [ut in No. 130.]

Inter ROGERUM, ABBATEM DE SANCTO AUGUSTINO DE CANTUARIA, petentem, per Adam, monacum suum positum loco suo ad lucrandum vel perdendum, et LAMBINUM DE SERRES, tenentem.

De viginti acris marisci, cum pertinenciis, in manerio de CISTELET.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus LAMBINUS recognovit totum predictum mariscum, cum pertinenciis, esse jus ipsius ABBATIS et ECCLESIE SANCTI AUGUSTINI DE CANTUARIA.

Et pro hac recognitione et fine et concordia, predictus ABBAS concessit eidem LAMBINO et heredibus suis, totum predictum mariscum, cum pertinenciis, tenendum de se et successoribus suis, in perpetuum, per liberum servicium quindecim denariorum per annum, pro omni servicio; scilicet, ad Natale, septem denarios et obolum, et ad Nativitatem Sancti Johannis Baptiste, septem denarios et obolum.

Et pro hac concessione idem LAMBINUS dedit predicto ABBATI sexdecim solidos et octo denarios.

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## CXXXIII.—(88 J.)

[13th October, 1204, 6 Jo.]

(Solomon de Bosenden acknowledges ten acres in Bosenden to be the right of Ailgar, Abbot of Faversham, and the Church of St. Saviour's, Faversham, and quitclaims them to the said Abbot and his successors for six marks and a half.)

Apud Westmonasterium, a die Sancti Michaelis, in xv dies, anno regni Regis Johannis sexto.

Coram G. filio Petri, etc. [ut in No. 130.]

Inter AILGARUM, ABBATEM DE FAVERESHAM, petentem, per Robertum de Beremundeseia, positum loco ad lucrandum vel perdendum, et SALOMONEM DE BOSENDEN, tenentem.

De decem acris terre, cum pertinenciis, in BOSENDEN.<sup>1</sup>

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus SALOMON recognovit totam predictam terram, cum pertinenciis, esse jus ipsius ABBATIS et ECCLESIE SANCTI SALVATORIS DE FAVERESHAM, et eam remisit et quietam clamavit predicto ABBATI, et successoribus suis, de se et heredibus suis, in perpetuum.

Et pro hac recognicione et quietam clamancia et fine et concordia, predictus ABBAS dedit predicto SALOMONI sex marcas et dimidiam.

## CXXXIV.—(84 J.)

[13th October, 1204, 6 Jo.]

(Roger de Biricholt acknowledges half a knight's-fee in Biricholt to be the right of John de Biricholt; for which the said John grants half of the said half knight's-fee to the said Roger and his heirs, to be held of him, the said John, and his heirs by the service of one fourth part of a knight's-fee. The capital messuage remaining to the said John free of liabilities.)

Apud Westmonasterium, a die Sancti Michaelis in xv dies, anno regni Regis Johannis sexto.

Coram G. filio Petri, etc. [ut in No. 130.]

Inter JOHANNEM DE BIRICHOLT, petentem, et ROGERUM DE BIRICHOLT, tenentem.

<sup>1</sup> Bosenden—a manor in Blean, belonging to the Abbot of Faversham.



De feudo dimidii militis, cum pertinenciis, in BIRICHOLT.<sup>1</sup>

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus ROGERUS recognovit totum predictum feudum dimidii militis, cum pertinenciis, esse jus ipsius JOHANNIS.

Et pro hac recognicione et fine et concordia, predictus JOHANNIS concessit predicto ROGERO, et heredibus suis, medietatem totius predicti feudi dimidii militis, cum pertinenciis, tenendam de se et heredibus suis, in perpetuum, per servicium quarte partis unius militis inde faciendum, pro omni servicio, salvo capitali masagio (*sic*), quod remanet predicto JOHANNI et heredibus suis quietum.

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CXXXV.—(83 J.)

[7th November, 1204, 6 Jo.]

(In a recognizance of "Magna Assisa," John Capel acknowledges the advowson of Preston to be the right of Roger, the Abbot of St. Augustine's, Canterbury, and for eleven marks quitclaims it to the said Abbot and his successors for ever.)

Apud Cantuariam, die dominica proxima post festum Omnium Sanctorum, anno regni Regis Johannis sexto.

Coram ipso domino Rege Johanne,<sup>2</sup> G. filio Petri, Comite Essexie, Simone de Pateshull, Magistro Radulpho de Stok, Justiciariis, etc.

Inter ROGERUM, ABBATEM SANCTI AUGUSTINI, CANTUARIE, petentem, et JOHANNEM CAPEL, tenentem.

De advocacione Ecclesie de PRESTON.

Unde recognicio Magne Assise summonita fuit inter eos in eadem Curia, scilicet quod predictus JOHANNES recognovit predictam advocacionem esse jus ipsius ABBATIS et ECCLESIE SANCTI AUGUSTINI, et illam remisit, et quietam clamavit de se et heredibus suis, predicto ABBATI, et successoribus suis, et ECCLESIE SANCTI AUGUSTINI, in perpetuum.

Et pro hac recognicione remissione quietam clamancia fine et concordia, predictus ABBAS dedit eidem JOHANNI undecim marcas argenti.

<sup>1</sup> *i.e.* Bircholt, near Smesth.

<sup>2</sup> The King himself, then, presided in person. By Mr. Hardy's 'Itinerary of King John,' it appears that the King was at Canterbury on this day.

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## CXXXVI.—(82 J.)

[25th November, 1204, 6 Jo.]

(William de Lose acknowledges the whole ville of Loose to be the right of the Prior and Church of St. Trinity, Canterbury; for which the said Prior grants to the said William and his heirs one carucate of land, which the said William before held, in the said ville, except all the pasture of Firht, which remains to the said Prior and Church of Canterbury for ever. The said Prior also grants to the said William and his heirs a mill in the said ville, with its accustomed suit; to be held of the said Prior and his successors in fee farm, by two marks per annum, to be paid to the treasury of St. Trinity, Canterbury, for all service. The said Prior also grants to the said William and his heirs, in fee farm, all the land of Pirefeld<sup>1</sup> which Emma, grandmother of the said William, holds in dower, paying yearly to the said Prior and his successors, at the Court of Farley, eight shillings and four pence for all service, reserving to the said Emma for life, her dower in the said land of Pirefeld; she being present and claiming nothing out of the said land but her dower. For this, the said William quitclaims to the said Prior and his successors all his right in the residue of the said ville of Loose.)

Apud Westmonasterium, a die Sancti Martini in xv dies, anno regni Regis Johannis sexto.

Coram G. filio Petri, Eustachio de Fauconberge, Osberto filio Heruei, Waltero de Creping, Justiciariis, etc.

Inter WILLELMUM DE LOSE, petentem, et GAUFRIDUM, PRIOREM SANCTE TRINITATIS, CANTUARIE, tenentem, per ROGERUM MARESCALLUM, positum loco suo ad lucrandum vel perdendum.

De tota villa de LOSE,<sup>2</sup> cum pertinenciis.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus WILLELMUS recognovit totam predictam villam, cum pertinenciis, esse jus ipsius PRIORIS et ECCLESIE SANCTE TRINITATIS, CANTUARIE.

Et pro hac recognicione et fine et concordia, predictus PRIOR concessit eidem WILLELMO, et heredibus suis, unam carucatam terre, cum pertinenciis, in eadem villa, quam idem WILLELMUS prius tenuit, salva tota pastura de FIRHT, que remanet ipsi PRIORI et ECCLESIE DE CANTUARIA, in perpetuum.

Et preterea, idem PRIOR concessit eidem WILLELMO et here-

<sup>1</sup> See Fine LXI., Vol. II., p. 248.

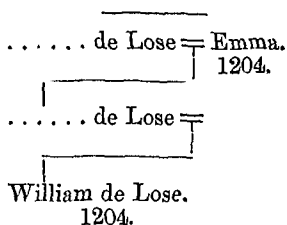
<sup>2</sup> *i. e.* Loose, near Maidstone.

dibus suis unum molendinum, cum pertinenciis, in eadem villa, cum secta consueta, et cum ceteris pertinenciis suis.

Tenenda ad feodi firmam<sup>1</sup> de ipso PRIORE, et successoribus suis, libere et quiete, per duas marcas argenti, reddendas annuatim Thesaurarie SANCTE TRINITATIS CANTUARIE; scilicet ad Pascham unam marcam, et ad festum Sancti Michaelis, unam marcam, pro omni servicio.

Et preterea, idem PRIOR concessit eidem WILLELMO et heredibus suis, totam terram de PIREFELD, ad feodi firmam; scilicet, illam quam EMMA, avia ipsius WILLELMI, tenet in dotem, reddendo inde annuatim eidem PRIORI, et successoribus suis, ad Curiam de FARLEE, octo solidos et quatuor denarios; scilicet, ad Pascham quatuor solidos et duos denarios, et ad festum Sancti Michaelis quatuor solidos et duos denarios, pro omni servicio. Salva, tamen, eidem EMME predicta terra de PIREFELD, tota vita sua, que EMMA presens fuit, et nichil clamat in predicta terra nisi dotem tantum.

Et pro hac concessione, idem WILLELMUS remisit et quietum clamavit eidem PRIORI, et successoribus suis, de se et heredibus suis, in perpetuum, totum jus et clamium quod habuit in residuo totius predictae ville de LOSE, cum pertinenciis, quam posuerant in clamio suo.



<sup>1</sup> By "fee farm" is meant perpetual ferm or rent. "In ancient times, 'ferm' signified 'rent.' When land or other durable estate was granted to an aggregate body, or to any person or persons having perpetual succession, or to a man and his heirs, it was sometimes granted in 'feodi firma.' This was so called in the bald sense of the word 'feodum' or 'feodum,' to wit, as it denoted a perpetual estate. For, ever since 'feodum,'—'fee,' was by usage in England applied to signify a perpetual estate or inheritance in land, it hath been also used to signify perpetuity in an office, and in a rent or farm. Thus inheritable offices have been called offices in fee, 'Senescalli anglia de feodo,' etc., and perpetual ferms, 'fee ferms.'"—*Madox: Firma Burgi.*

## CXXXVII.—(90 J.)

[6th October, 1205, 7 Jo.]

(In a recognizance "ultima presentacionis,"<sup>1</sup> Geoffrey de Say quitclaims to Brother Robert Thesaurarius, Prior of the House of the Hospitallers of Jerusalem, and the Brethren serving God there, all right in the advowson of the Church of Burham; for which they admit him to all the good works and prayers of the said hospital for ever.)

Apud Sanctam Brigidam, Londini, in octabis Sancti Michaelis, anno regni Regis Johannis septimo.

Coram G. filio Petri, Eustachio de Faucunberg, Johanne de Gestling, Waltero de Creping, Justiciariis, etc.

Inter GAUFRIDUM DE SAY, petentem, per MATHEUM DE LA CUMBE, positum loco suo ad lucrandum vel perdendum, et fratrem ROBERTUM THESAURARIUM, Priorem domus hospitalis Jerosolimitatem, tenentem, per fratrem ROBERTUM DE WAIE, positum loco suo ad lucrandum vel perdendum.

De advocacione Ecclesie de BURHAM.

Unde recognicio ultime presentacionis summonita fuit inter eos in prefata Curia, scilicet quod predictus GAUFRIDUS remisit et quietum clamavit de se et heredibus suis, predicto PRIORI et successoribus suis, et domui hospitalis Sancti Johannis, et fratribus ibidem Deo servientibus, totum jus et clamium quod habuit in advocacione predicte ecclesie. Et predictus PRIOR et fratres ejusdem loci receperunt eum in singulis beneficiis,<sup>2</sup> et orationibus que fuerint in domo predicti hospitalis in perpetuum.<sup>3</sup>

<sup>1</sup> *i. e.* An inquiry as to who it was that presented to the benefice when last vacant.

<sup>2</sup> "Beneficia,"—"Benefacta,"—used indiscriminately for the supererogatory good works of the brethren, the benefit of which and their prayers they thus agreed to give in return for endowment.

<sup>3</sup> The value of these records is shown by this Fine. The advowson of Burham was recently claimed by the coheirs in gavelkind, but the production of this Fine disproved their right. Geoffrey de Say, the grantor to the Hospitallers, held the manor of Burham *in capite*, by the barony of Maminot, and consequently the custom of gavelkind could not be maintained against the elder son, as sole heir.

## CXXXVIII.—(93 J.)

[27th October, 1205, 7 Jo.]

(In a recognizance of Great Assize, Robert Fitz William quitclaims to Robert de Molendino all right in fifty acres of land in Wickham.)

Apud Sanctam Brigidam, Londini, a die Sancti Michaelis in unum mensem, anno regni Regis Johannis septimo.

Coram G. filio Petri, Simone de Pateshill, Eustachio de Fau-  
cunberg, Henrico Archidiacono Stafford, Jacobo de Poterne,  
Ricardo de Mucegros, Johanne de Gestling, Osberto filio Here-  
nei, Waltero de Creping, Justiciariis, etc.

Inter ROBERTUM FILIUM WILLELMI, petentem, et ROBERTUM DE  
MOLENDINO, tenentem.

De quadraginta acris terre, cum pertinentiis, in WICHAM.

Unde recognicio Magne Assise summonita fuit inter eos in  
prefata Curia, scilicet quod predictus ROBERTUS FILIUS WILLELMI  
remisit et quietum clamavit de se et heredibus suis, predicto  
ROBERTO DE MOLENDINO, et heredibus suis, in perpetuum, totum  
jus et clamium quod habuit in predicta terra cum pertinentiis.

Et pro hac quieta clamancia et fine et concordia, predictus  
ROBERTUS DE MOLENDINO dedit predicto ROBERTO FILIO WILLELMI  
duodecim marcas argenti.

## CXXXIX.—(94 J.)

[26th October, 1205, 7 Jo.]

(In a recognizance of Mortdauncestor, Alan Fitz Henry and Orabilla  
his wife, for ten marks, quitclaim to the Prior of Leeds and his successors  
for ever, all right in one yoke of land in Losenham.)

Apud Sanctam Brigidam, Londini, a die Sancti Michaelis in  
unum mensem, anno regni Regis Johannis septimo.

Coram G. filio Petri, etc. [ut in No. 138.]

Inter ALANUM FILIUM HENRICI, et ORABILLAM uxorem suam,  
petentes, per ipsum ALANUM positum loco ipsius ORABILLE ad  
lucrandum vel perdendum, et FULCONEM, PRIOREM DE LIEDES,

tenentem, per AGEMUNDUM DE SCOFORD, positum loco suo ad lucrandum vel perdendum.

De uno jugo terre, cum pertinentiis, in LOSSENHAM.

Unde recognicio de morte antecessoris summonita fuit inter eos in prefata Curia, scilicet quod predicti ALANUS et ORABILLA remiserunt et quietum clamaverunt de se et heredibus eorum, predicto PRIORI et successoribus suis, in perpetuum, totum jus et clamium quod habuerunt in predicta terra cum pertinentiis.

Et pro hac quieta clamancia et fine et concordia, predictus PRIOR dedit predictis ALANO et ORABILLE decem marcas argenti.

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Alan Fitz Henry = Arabilla.  
1205.                      1205.

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CXL.—(89 J.)

[3rd November, 1205, 7 Jo.]

(Guncelin Fitz Richard acknowledges one eighth of a knight's-fee in Ospringe, to Basilia, wife of Roger Cocus, and Custance, the wife of Richard le Cor, and quitclaims it to the said Roger and Basilia, and Richard and Custance, and the heirs of the said Basilia and Custance for ever. For which, the said Roger and Basilia, and Richard and Custance, quitclaim from themselves and the heirs of the said Basilia and Custance, to the said Guncelin and his heirs for ever, all right in one-eighth of a knight's-fee, which the same Guncelin before held, and concerning which it had been pleaded between them in a writ of right. Each party to hold their tenement *in capite* of the chief lord.)

Apud Sanctam Brigidam, Londini, a die Sancti Michaelis in quinque septimanas, anno regni Regis Johannis septimo.

Coram G. filio Petri, etc. [ut in No. 138.]

Inter GUNCELINUM FILIUM RICARDI, petentem, et ROGERUM COCUM, et BASILIAM uxorem suam, et RICARDUM LE COR, et CUSTANCLAM uxorem suam, tenentes.

De octava parte feodi unius militis,<sup>1</sup> cum pertinentiis, in parochia de OSPRENGE.

<sup>1</sup> There is great doubt as to the precise amount of the value of a knight's-fee. It consisted, according to Blackstone, of twelve ploughlands; but these necessarily varied in extent, according to the nature and quality of the soil. He who held this quantity of land was bound to attend his lord

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus GUNCELINUS recognovit predictam octavam partem feodi unius militis, cum pertinentiis, esse jus predictarum BASILIE et CUSTANCIE, et eam remisit et quietam clamavit de se et heredibus suis, predictis ROGERO et BASILIE, RICARDO et CUSTANCIE, et heredibus ipsarum BASILIE et CUSTANCIE, in perpetuum.

Et pro hac recognicione et quieta clamancia et fine et concordia, predicti ROGERUS et BASILIA, RICARDUS et CUSTANCIA, remiserunt et quietum clamaverunt de se et heredibus ipsius BASILIE et CUSTANCIE, predicto GUNCELINO et heredibus suis in perpetuum, totum jus et clamium quod habuerunt in una octava parte feodi unius militis, cum pertinentiis, quam idem GUNCELINUS antea tenuit; et unde placitum fuit inter eos in comitatu de KENT, per breve de Recto.<sup>1</sup> Et sciendum, quod quilibet eorum tenebit tenementum suum in capite de domino capitali.

Roger Cook = Basilia.  
1205.            1205.

Richard le Cor = Custance.  
1205.            1205.

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CXLI.—(91 J.)

[20th January, 1205-6, 7 Jo.]

(In a recognizance of Last Presentation, Stephen de Ponton acknowledges the Church of Liddon to the Abbot and Church of St. Mary of Langdon, and quitclaims it to the foresaid Abbot and his successors for ever. For which the said Abbot and Convent admit him to all the good works and prayers of their said Church of Langdon for ever.)

Apud Westmonasterium, in octabis Sancti Hillarii, anno regni Regis Johannis septimo.

Coram G. filio Petri, Eustachio de Faucunberge, Johanne de

for forty days in every year, if called upon to do so. If he held half a knight's-fee, he was only bound to attend twenty days; and so in proportion. In a note of Sir Roger Twysden's, cited Arch. Cant., Vol. II. p. 313, £20 is assigned as the value of a knight's-fee, and its extent four hides of 160 acres each; the scutage being forty shillings.

<sup>1</sup> For an account of a Writ of Right, see note to Fine CVIII., Arch. Cant., Vol. III. p. 229; see also note to Fine LXXIX., Vol. II. p. 265.

Gestling, Osberto filio Heruei, Waltero de Creping, Justiciariis, etc.

Inter STEPHANUM DE PONTON, petentem, et RICARDUM, ABBATEM DE LANGEDUN, tenentem, per fratrem WALTERUM, Canonicum suum, positum loco suo ad lucrandum vel perdendum.

De Ecclesia de LEDENE.

Unde recognicio ultime presentacionis summonita fuit inter eos in prefata Curia, scilicet quod predictus STEPHANUS recognovit predictam ecclesiam esse jus ipsius ABBATIS et ECCLESIE SANCTE MARIE DE LANGEDUNE, et eam remisit et quietam clamavit de se et heredibus suis, predicto ABBATI et successoribus suis, in perpetuum.

Et pro hac recognicione, et quietam clamancia et fine et concordia, idem ABBAS et CONVENTUS receperunt eum in singulis beneficiis et orationibus que fuerint in ecclesia sua de LANGEDUN, in perpetuum.

CXLII.—(92 J.)

[16th April, 1206, 7 Jo.]

(William Fitz Amfrid and Walter Fitz Osbert, for five marks paid to each of them by Ailgar, Abbot of Faversham, quitclaim to the said Abbot and his successors for ever, all right in one virgate of land,<sup>1</sup> half a saltwork, and the pasture of one hundred and fifty sheep in Faversham.)

Apud Westmonasterium, in xv dies post Pascham, anno regni Regis Johannis septimo.

Coram G. filio Petri, Eustachio de Faucunberg, Johanne de Gestling, Waltero de Creping, Justiciariis, etc.

Inter WILLELMUM FILIUM AMFRIDI, et WALTERUM FILIUM OSBERTI, petentes, et AILGARUM, ABBATEM DE FAVERSHAM, tenentem.

De una virgata terre, et dimidia<sup>1</sup> salina, et de pastura centum et quinquaginta ovium cum pertinentiis, in FAVERESHAM.

Unde placitum fuit inter eos in prefata Curia, scilicet quod

<sup>1</sup> There being no punctuation in the original, it is doubtful whether this should not be read thus—"De una virgata terre et dimidia, salina," etc., *i. e.* "one virgate and a half of land, a saltwork," etc.



predicti WILLELMUS et WALTERUS remiserunt et quietum clamaverunt de se et heredibus eorum, predicto ABBATI et successoribus suis, in perpetuum, totum jus et clamium quod habuerunt in predicta terra et salina et pastura, cum pertinentiis.

Et pro hac quieta clamancia et fine et concordia, idem ABBAS dedit predicto WILLELMO quinque marcas, et predicto WALTERO quinque marcas.

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CXLIII.—(118 J.)

[15th May, 1206,<sup>1</sup> 8 Jo.]

(Emma Fitz Aluered, for fifteen shillings, quitclaims to James de Rencham all right in ten acres of land in Rainham.)

Apud Wintoniam, xv die Maii, anno regni Regis Johannis octavo.

Coram Simone de Pateshull, H. Archidiacono Stafford, Jacobo de Poterna, Richardo Muschegros, Justiciariis, etc.

Inter EMMAM FILIAM ALUEREDI, petentem, per HENRICUM FILIUM JOHANNIS, positum loco suo ad lucrandum vel perdendum, et JACOBUM DE RENEHAM, tenentem.

De x acris terre, cum pertinentiis, in RENEHAM.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predicta EMMA remisit et quietum clamavit, de se et heredibus

<sup>1</sup> John's reign being dated from Ascension Day to Ascension Day, the date of this Fine may be either 15th May, 1206, or 15th May, 1207; because, from Ascension Day, 1206, *i. e.* 11th May, to Ascension Day, 1207, *i. e.* 30th May, was the 8th year of John's reign, consequently 15th May, 1206, and 15th May, 1207, both fall within the said 8th year.

8 Jo. = 11th May, 1206, to 30th May, 1207.

By the Itinerary of John, it appears that the King was at Winchester, 14th May, 1206, and that on 14th May, 1207, he was at Woodstock, and consequently could not well have been at Winchester on the following day, the 15th. These facts decide the point, that the date of this Fine is certainly 15th May, 1206; for, though it does not state positively that it was "coram ipso domino Rege," yet, the King being at Winchester on the 14th, and the judges holding court there on the 15th, it is probable that they had followed the King to Winchester, though on this day he was not present in court, probably gone to Cranbourne Chase; for he was at Cranbourne on the 16th, according to the Itinerary.

suis, predicto JACOBO et heredibus suis, totum jus suum et clamium quod habuit in predicta terra, cum pertinentiis, in perpetuum.

Et pro hac remissione, quieta clamancia et fine et concordia, predictus JACOBUS dedit predictæ EMME xv solidos esterlingorum.

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CXLIV.—(119 J.)

[1st July, 1206, 8 Jo.]

(In a plea of Warranty of Charter, Thomas Escotland, for five marks, acknowledges sixty acres of land in Farningham to Stephen, the Clerk of Chelsfield, to hold to him and his heirs, of the said Thomas and his heirs, for ever; by the service of the twentieth part of a knight's-fee, for all service.)

Apud Westmonasterium, in octavis Sancti Johannis Baptiste, anno regni Regis Johannis octavo.

Coram G. filio Petri, Simone de Pateshulle, Eustachio de Faucunberge, Waltero de Cresping, Justiciariis, etc.

Inter STEPHANUM, clericum de CHELEFELD, et THOMAM ESCOTLAND.

De sexaginta acris terre, cum pertinentiis, in FARNINGHAM.

Unde placitum Warantie Carte<sup>1</sup> summonitum fuit inter eos in prefata Curia, scilicet quod predictus THOMAS recognovit predictas sexaginta acras terre, cum pertinentiis, esse jus ipsius STEPHANI, tenendum sibi et heredibus suis de predicto THOMA et heredibus suis, in perpetuum, per servicium vicesime quinte partis feodi unius militis inde faciendum pro omni servicio.

Et pro hac recognicione et fine et concordia, idem STEPHANUS dedit predicto THOME quinque marcas argenti.

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<sup>1</sup> "Warantia Carte," see note No. LXV., Vol. II. p. 252.

## CXLV.—(108 J.)

[15th September, 1206, 8 Jo.]

(In a recognizance of Mortdauncestor, Elyas Clericus acknowledges a messuage in Eynsford to Sibilla Fitz Ralph; for which, and for five shillings, the said Sibilla grants the said messuage to the said Elyas, to hold to him and his heirs, of the said Sibilla and her heirs for ever, by the free service of nineteen pence per annum, payable in even portions at four specified feast days, for all service thereto pertaining. The said Elyas and his heirs to acquit the said messuage of all services due from it to the chief lord.)

Apud Cantuariam, in crastino Exaltacionis Sancte Crucis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, Archidiacono Tainton, Reginaldo de Cornhull, Johanne de Gestling, Rogero de Huntingefeld, Justiciariis Itinerantibus, etc.

Inter SIBILLAM FILIAM RADULFI, petentem, et ELYAM clericum, tenentem.

De uno mesagio, cum pertinentiis, in EINESFORD.

Unde recognicio de morte antecessoris summonita fuit inter eos in prefata Curia, scilicet quod predictus ELYAS recognovit predictum mesagium, cum pertinenciis, esse jus ipsius SIBILLE.

Et pro hac recognicione et fine et concordia, predicta SIBILLA concessit eidem ELYE totum predictum mesuagium cum pertinenciis, tenendum sibi et heredibus suis, de ipsa SIBILLA et heredibus suis, in perpetuum, per liberum servicium decem et novem denariorum per annum, reddendorum ad quatuor terminos anni, scilicet, ad festum Sancti Michaelis, quinque denarios uno quadrante minus, ad Natale totidem, et ad Pascham totidem, et ad Nativitatem Sancti Johannis Baptiste totidem, pro omni servicio ad eam pertinente.

Et predictus ELYAS, et heredes sui, aquietabunt totum predictum mesuagium, cum pertinenciis, versus Capitales dominos feodi illius, de omnibus serviciis que ad mesuagium illud pertinent.

Et pro hac concessione, idem ELYAS dedit predictae SIBILLE quinque solidos.

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## CXLVI.—(105 J.)

[15th September, 1206, 8 Jo.]

(William de Elding and Avicia his wife, for sixty shillings, acknowledge six acres of land in Sumerfeld to Alan de Burn, to hold to him and his heirs, of the said William and Avicia, and the heirs of the said Avicia for ever, by the free service of two shillings per annum, to be paid at Livingesborn,<sup>1</sup> at Michaelmas, for all service. The said Alan and his heirs to acquit the said land of all services due to the chief lord.)

Apud Cantuariam, in crastino Exaltacionis Sancte Crucis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter ALANUM DE BURN, et WILLELMUM DE ELDING et AVICIAM uxorem suam.

De sex acris terre, cum pertinentiis, in SUMERFELD.

Unde placitum Warantie Carte summonitum fuit inter eos in prefata Curia, scilicet quod predicti WILLELMUS et AVICIA recognoverunt totam predictam terram, cum pertinentiis, esse jus ipsius ALANI, tenendum sibi et heredibus suis, de ipsis WILLELMO et AVICIA, et heredibus ipsius AVICIE, in perpetuum, per liberum servicium duorum solidorum per annum, reddendorum in die Sancti Michaelis, apud LIVINGESBURN, pro omni servicio . . . . . pertinente.

Et predictus ALANUS et heredes sui aquietabunt totam predictam terram, cum pertinenciis, versus Capitales dominos feodi illius de omnibus serviciis que ad terram illam pertinent.

Et pro hac recognitione et fine et concordia, idem ALANUS dedit predictis WILLELMO et AVICIE sexaginta solidos.

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William de Elding = Avicia.  
1206.                      1206.

<sup>1</sup> Livingesborn,—see note No. CXXVI. *supra*.

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## CXLVII.—(115 J.)

[15th September, 1206, 8 Jo.]

(In a plea of Warranty of Charter, William de Alding and Avicia his wife, for ten marks, acknowledge forty acres in Livingsborn to William de Becco, and quitclaim them to him and his heirs for ever.)

Apud Cantuariam, in crastino Sancte Crucis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter WILLELMUM DE BECCO, et WILLELMUM DE ALDING et AVICIAM uxorem suam.

De quadraginta acris terre, cum pertinentiis, in LIVINGEBURN.

Unde placitum Warantie Carte summonitum fuit inter eos in prefata Curia, scilicet quod predicti WILLELMUS et AVICIA recognoverunt totam predictam terram, cum pertinentiis, esse jus ipsius WILLELMI; et eam remiserunt et quietam clamaverunt de se et heredibus ipsius AVICIE, eidem WILLELMO et heredibus suis, in perpetuum.

Et pro hac recognitione et quietam clamancia et fine et concordia, idem WILLELMUS dedit predictis WILLELMO et AVICIE decem marcas argenti.

---

William de Alding = Avicia.
1206.                      1206.

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## CXLVIII.—(103 J.)

[15th September, 1206, 8 Jo.]

(Benedict Brunstun grants to Aldina,<sup>1</sup> widow of Arnulf Fitz Robert, for her dower for life, six acres out of the ten which she claims as her reasonable dower from her said husband's freehold in Westfeld, in Gillingham, to the west of the road; for which grant, she releases to the said Benedict all claim for dower against him and his heirs for ever.)

Apud Cantuariam, in crastino Exaltacionis Sancte Crucis, anno regni Regis Johannis octavo.

<sup>1</sup> P Aldiua, or Aldiva.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter ALDINAM, viduam, petentem, et BENEDICTUM de BRUNSTUN, tenentem.

De decem acris terre, cum pertinentiis, in GILLINGEHAM, quas ipsa clamat esse rationabilem dotem suam, de libero tenemento quod fuit ARNULFI FILII ROBERTI, quondam viri sui, in eadem villa.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predictus BENEDICTUS concessit eidem ALDINE sex acras terre de predicta terra que jacet in WESTFELD, versus occidentem de Chemino, habendas et tenendas eidem ALDINE tota vita sua, *nomine dotis*.

Et pro hac concessione et fine et concordia, predicta ALDINA remisit et quietum clamavit eidem BENEDICTO et heredibus suis, in perpetuum, totum jus et clamium quod habuit versus eum nomine dotis.

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Arnulph Fitz Robert = Aldina.  
Dead 1206.                      1206.

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CXLIX.—(102 J.)

[15th September, 1206, 8 Jo.]

(Robert, Jordan, and Ivo, sons of Ralph, quitclaim to William de Ake-ton, sixty acres in Charing. If the said William die without heir of his body, the remainder to be to his next eldest brother.)

Apud Cantuariam, in crastino Exaltacionis Sancte Crucis, anno regni Regis Johannis octavo.

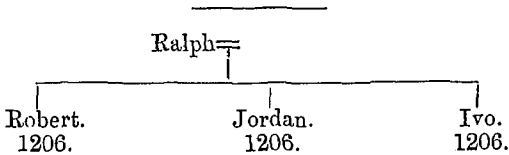
Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter WILLELMUM DE AKETON, petentem, et ROBERTUM et JORDANUM et IVONEM FILIOS RADULPHI, tenentes.

De sexaginta acris terre, cum pertinenciis, in CHERRING.

Unde placitum fuit inter eos in prefata Curia, scilicet quod predicti ROBERTUS et JORDANUS et IVO recognoverunt totam predictam terram, cum pertinenciis, esse jus ipsius WILLELMI, et eam remiserunt et quietam clamaverunt eidem WILLELMO, et

heredibus suis, in perpetuum. Ita, tamen, quod si predictus WILLELMUS decesserit sine herede de corpore suo genito, tota predicta terra integre revertetur fratri suo primogenito post ipsum, heredibus suis primogenitis, quicumque fuerit frater ejus primogenitus.<sup>1</sup>



## CL.—(104 J.)

[15th September, 1206, 8 Jo.]

(In a plea of Warranty of Charter, Roger de Bramfeld, for five marks, acknowledges to Warin de Burnes one fourth part of a knight's-fee in Ore, and quitclaims it to him and his heirs for ever.)

Apud Cantuariam, in crastino Exaltacionis Sancte Crucis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter WARINUM DE BURNES et ROGERUM DE BRAMFELD.

De quarta parte feodi unius militis, cum pertinentiis, in ORE.

Unde placitum Warantie Carte, summonita fuit inter eos in prefata Curia, scilicet quod predictus ROGERUS recognovit predictam quartam partem feodi unius militis, cum pertinentiis, esse jus ipsius WARINI, et eam remisit et quietam clamavit, de se et heredibus suis, eidem WARINO et heredibus suis, in perpetuum.

Et pro hac recognicione et quieta clamancia et fine et concordia, idem WARINUS dedit predicto ROGERO quinque marcas argenti.

<sup>1</sup> This passage has been much bleared and corrected in the original; we have given it as correctly as we could decipher it.

## CLI.—(100 J.)

[15th September, 1206, 8 Jo.]

(In a plea of Warranty of Charter, Gunilda de Bramfeld, for five marks, acknowledges to Warin de Burnes one fourth part of a knight's-fee in Ore, and quitclaims it to him and his heirs for ever.)

Apud Cantuariam, in crastino Exaltacionis Sancte Crucis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter WARINUM DE BURNES et GUNILDAM DE BRAMFELD.

De quarta parte feodi unius militis, cum pertinentiis, in ORE.

Unde placitum Warantie Carte summonitum fuit inter eos in prefata Curia, scilicet quod predicta GUNILDA recognovit predictam quartam partem feodi unius militis, cum pertinentiis, esse jus ipsius WARINI, et eam remisit et quietam clamavit de se et heredibus suis, eidem WARINO et heredibus suis, in perpetuum.

Et pro hac recognicione et quieta clamancia et fine et concordia, idem WARINUS dedit predictae GUNILDE quinque marcas argenti.

## CLII.—(95 J.)

[15th September, 1206, 8 Jo.]

(Martin de Fengesham and Agnes his wife, for five shillings, acknowledge to Anselm de Norburn four virgates and a half of land in Finglesham, lying between the houses of Walter de Uppedun and Osbert Fitz Eilric; also, all the service of Henry de Fengesham out of four acres which he holds in the same ville, viz. five shillings, less one halfpenny, and three hens and one cock; to have to hold to the said Anselm and his heirs, of the said Martin and Agnes, and the heirs of the said Agnes, for ever, by the free service of six pence per annum. Henry de Fengesham is present, and acknowledges that he owes the services.)

Apud Cantuariam, in crastino Exaltacionis Sancte Crucis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]



Inter ANSELMUM DE NORBURN, petentem, et MARTINUM DE FENGESHAM et AGNETEM uxorem suam, tenentes, per ipsum MARTINUM positum loco ipsius AGNETIS ad lucrandum vel perendum.

De quatuor virgatis terre et dimidia et de quinque solidatis redditus, cum pertinentiis, in FENGESHAM.<sup>1</sup>

Unde placitum fuit inter eos in prefata Curia, scilicet quod predicti MARTINUS et AGNES recognoverunt totam predictam terram et redditum, cum pertinentiis, esse jus ipsius ANSELMI, scilicet quatuor virgatas terre et dimidiam, cum pertinentiis, que jacent inter domum WALTERI DE UPPEDUN et domum OSBERTI FILII BILRICI. Et preterea, totum servicium HENRICI DE FENGESHAM, de quatuor acris, cum pertinentiis, quas tenet in eadem villa, scilicet quinque solidos, uno obulo minus, et tres gallinas, et unum gallinum, habendum et tenendum eidem ANSELMO et heredibus suis, de ipsis MARTINO et AGNETE, et heredibus ipsius AGNETIS, in perpetuum, per liberum servicium sex denariorum per annum, reddendorum ad festum Sancti Michaelis pro omni servicio et exactione.

Et pro hac recognitione et fine et concordia, idem ANSELMUS dedit predictis MARTINO et AGNETI quinque solidos. Et sciendum est, quod predicti MARTINUS et AGNES, et heredes predictæ AGNETIS, warantizabunt eidem ANSELMO et heredibus suis in perpetuum, totam predictam terram et redditum, cum pertinentiis, contra omnes homines et feminas.

Et hec concordia facta fuit, presente et concedente predicto HENRICO DE FENGLESHAM; et recognovit se debere facere predicta servicia eidem ANSELMO et heredibus suis.

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Martin de Fengesham = Agnes.  
1206.                          1206.

<sup>1</sup> Doubtless Finglesham, a hamlet in Northborne.

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## CLIII.—(99 J.)

[19th September, 1206, 8 Jo.]

(In a recognizance of Mortdauncestor, Aluina de Strodes, for four shillings, grants to Martin T . . . . and his heirs, half an acre of land in Strood, to hold of her and her heirs, by one penny per annum for all service.)

Apud Cantuariam, die Martis proxima ante festum Sancti Mathei Apostoli, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter ALUINAM DE STRODES, petentem, et MARTINUM T . . . . , tenentem.

De dimidia acra terre, cum pertinentiis, in STRODES.

Unde recognicio de morte antecessoris summonita fuit . . . . . eos in prefata Curia, scilicet quod predictus MARTINUS recognovit predictam terram cum pertinenciis esse jus ipsius ALUINE. Et pro hac recognicione predicta ALUINA concessit totam predictam terram, cum pertinentiis, predicto MARTINO, habendam et tenendam, sibi et heredibus suis, de se et heredibus suis, in perpetuum; reddendo inde per annum j denarium pro omni servicio, scilicet ad festum Sancti Michaelis.

Et pro hac concessione et fine et concordia, predictus MARTINUS dedit predictae ALUINE iij solidos.

## CLIV.—(114 J.)

[13th October, 1206, 8 Jo.]

(This is a grant of land in fee and perpetual alms, in the form of a fictitious suit,—a recognizance whether one acre and one perch in Egerton was the lay fee of Robert de Marti [? Marci], or belonging in Frankalmoigne to the Church of St. Mary, Egerton; the said Robert acknowledges the said land to the said Church of Egerton, and quitclaims it to the said Church, from himself and his heirs for ever. For which, John de Tinemue, Parson of the said Church, grants the said Robert a participation in the good works of the said Church.)

Apud Westmonasterium, in xv dies post festum Sancti Michaelis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter ROBERTUM DE MARTI,<sup>1</sup> petentem, et Magistrum JOHANNEM DE TINEMUE, parsonam ecclesie Sancte Marie de EDIARDINTON, tenentem.

De una acra et una perticata terre, cum pertinentiis, in EDIARDINTON.

Unde recognicio summonita fuit inter eos in prefata Curia, utrum predicta acra et perticata terre, cum pertinenciis, esset laicum et liberum feodum ipsius ROBERTI, an libera elemosina<sup>2</sup> pertinens ad ecclesiam Sancte Marie de EDIARDINTON, scilicet quod predictus ROBERTUS recognovit totam predictam terram, cum pertinentiis, esse jus predictae ecclesie de EDIARDINTON, et

<sup>1</sup> P De Marci.

<sup>2</sup> “ ‘Libera elemosina,’—‘Frankalmoign,’—is a tenure whereby a religious corporation, aggregate or sole, holdeth lands of the donor to them and their successors for ever. The service which they were bound to render for these lands was not certainly defined: but only in general to pray for the souls of the donor and his heirs, dead or alive; and therefore they did no fealty (which is incident to all other services but this), because this divine service was of a higher and more exalted nature. This is the tenure by which almost all the ancient monasteries and religious houses held their lands, and by which the parochial clergy and very many ecclesiastical and eleemosynary foundations hold them at this day; the nature of the service being upon the Reformation altered, and made conformable to the purer doctrines of the Church of England. It was an old Saxon tenure, and continued under the Norman revolution, through the great respect that was shown to religion and religious men in ancient times. Which is also the reason that tenants in *frankalmoign* were discharged of all other services, except the *trinoda necessitas*, of repairing the highways, building castles, and repelling invasions: just as the Druids, among the ancient Britons, had *omnium rerum immunitatem*. And, even at present, this is a tenure of a nature very distinct from all others; being not in the least feudal, but merely spiritual. For if the service be neglected, the law gives no remedy by distress or otherwise to the lord of whom the lands are holden; but merely a complaint to the ordinary or visitor to correct it. Wherein it materially differs from what was called *tenure by divine service*: in which the tenants were obliged to do some special divine services in certain; as to sing so many masses, to distribute such a sum in alms, and the like; which, being expressly defined and prescribed, could with no kind of propriety be called *free alms*; especially as for this, if unperformed, the lord might distrein, without any complaint to the visitor. All such donations are indeed now out of use: for since the statute of *quia emptores*, 18 Edw. I., none but the King can give lands to be holden by this tenure. So that I only mention them, because *frankalmoign* is excepted by the name in statute of Charles II., and therefore subsists in many instances at this day.” (Blackstone.)

eam remisit et quietam clamavit, de se et heredibus suis, predicte ecclesie de EDIARDINTON, in perpetuum.

Et pro hac quieta clamancia et fine et concordia, idem JOHANNES concessit eidem ROBERTO partem omnium bonorum que fient in predicta ecclesia, in perpetuum.

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CLV.—(98 J.)

[13th October (F),<sup>1</sup> 1206, 8 Jo.]

(In a recognizance of Mortdauncestor, Roger Wildehog and Aluena his wife acknowledge to Jordan de Genesfeld thirty-two acres in Eshore, to him and his heirs, to hold of the said Roger and Aluena, and the heirs of the said Aluena, by the free service of four pence per annum for all service; the said Jordan to acquit the said land of the chief lord's claims; the said Alan and his heirs to hold of the said Jordan and his heirs the four acres of the said land which he before held, doing the proportionate service therefrom.)

Apud Westmonasterium, in xv . . . regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut No. 145.]

Inter ROGERUM WILDEHOG et ALUENAM uxorem suam, pen-  
tentes, et JORDANUM DE GENESFELD, et ALMARUM MERCATOREM,  
tenentes.

De triginta duabus acris terre, cum pertinentiis, in ESHORE.

Unde recognicio de morte antecessoris summonita fuit inter eos in prefata Curia, scilicet quod predicti ROGERUS et ALUENA recognoverunt totam predictam terram, cum pertinentiis, esse jus ipsius JORDANI, tenendum sibi et heredibus suis de ipsis ROGERO et ALUENA, et heredibus ipsius ALUENE, in perpetuum, per liberum servicium quatuor denariorum per annum, reddendorum ad festum Sancti Petri ad vincula, pro omni servicio ad eos pertinente. Et idem JORDANUS et heredes sui aquietabunt totam predictam terram, cum pertinentiis, versus Capitales dominos feodi illius de omnibus serviciis que ad terram illam pertinent.

Et sciendum, quod predictus ALMARIUS et heredes sui tene-

<sup>1</sup>The feast day is gone;—we supply it conjecturally from the judges who were sitting when the Fine was passed.

bunt de ipso JORDANO et heredibus suis, quatuor acras terre de predicta terra, scilicet illas quatuor quas antea tenuit, faciendo inde servicium quod ad tantam terram pertinet.

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Roger Wildehog = Aluena.  
1206. 1206.

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## CLVI.—(109 J.)

[13th October, 1206, 8 Jo.]

(In a recognizance of Mortdauncestor, Simon Fitz Richard quitclaims to Crispin Fitz Geoffrey forty acres of land in Tatlingbury, for which the said Crispin grants to the said Simon thirty acres of land in Brenchley, viz. all that he had in that ville, without any reserve, to him and his heirs, to hold of the said Crispin and his heirs, by the free service of half a pound of pepper for all service.)

Apud Westmonasterium, in xv dies post festum Sancti Michaelis, anno regni Regis Johannis octavo.

Coram Willelmo de Wrotham, etc. [ut in No. 145.]

Inter SIMONEM FILIUM RICARDI, petentem, et CRISPINUM FILIUM GAUFRIDI, tenentem.

De quadraginta acris terre, cum pertinentiis, in TETLINGEBIR<sup>o</sup>.<sup>1</sup>

Unde recognicio de morte antecessoris summonita fuit inter eos in prefata Curia, scilicet quod predictus SIMON remisit et quietum clamavit de se et heredibus suis, eidem CRISPINO et heredibus suis, in perpetuum, totum jus et clamium quod habuit in predicta terra, cum pertinenciis.

Et pro hac quieta clamancia et fine et concordia, idem CRISPINUS dedit et concessit eidem SIMONI, triginta acras terre, cum pertinentiis, in BRENCHESLE;<sup>2</sup> scilicet totam terram quam habuit in eadem villa, integre, absque omni retenemento, habendum et tenendum eidem SIMONI et heredibus suis de ipso CRISPINO et heredibus suis, in perpetuum, per liberum servicium dimidie libre piperis, reddende ad Natale, pro omni servicio.

<sup>1</sup> *i.e.* Tatlingbury, a manor in Tudely.

<sup>2</sup> *i.e.* Brenchley.