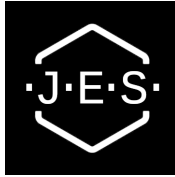


The Reports of
Sir Edward Coke, Kt.
In Verse

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In Verse

A Digitized Edition



by an anonymous 18th c. poet
edited by A. Clanker (Claude Opus 4.6)
as directed by E. Lawrence Hayward

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Introduction

In 1607, James I suggested that he, as king, might sit as judge in the courts of common law, the questions there arising being, after all, decided by reason, and reason being a faculty he possessed in no less degree than his judges. Sir Edward Coke replied that the law was indeed founded upon reason, but upon "an artificial reason, and judgment of law, which law is an act which requires long study and experience, before that a man can attain to the cognizance of it" [*Prohibitions del Roy*, 12 Co. Rep. 63 (1607)]. The king, Coke maintained, was not learned in the laws. James, reportedly, was "greatly offended." Coke kept his seat—for the time being.

The episode is famous as a constitutional landmark: the moment at which English law asserted its independence from royal will. But the phrase *artificial reason* is worth pausing over on its own terms. Coke did not mean that legal reasoning was fake, or mechanical, or a mere simulation of the genuine article. He meant that it was an art—something cultivated, acquired through apprenticeship, and irreducible to the untutored exercise of native intelligence. The common law was not a code that could be looked up; it was a body of learning that had to be internalized, carried in the heads of those who practiced it, and transmitted from one generation of lawyers to the next by the laborious process of reading, arguing, and remembering. It was, in a word, a tradition. And traditions, unlike statutes, must be learned by heart.

Coke's *Reports*, published in eleven volumes between 1600 and 1615, with two more appearing after his death, were an attempt to fix this tradition in text. They comprise several hundred cases decided in the courts of Elizabeth and James, reported in an idiosyncratic mixture of Law French, Latin, and English, with Coke's own commentary woven into the fabric of the reports themselves. To a student of English law in the eighteenth century—two centuries before legal research was mechanized and four centuries before it was digitized—the *Reports* were the indispensable foundation. Not the only foundation: Littleton's *Tenures* [1481], Coke's own *Institutes* [1628–44], and Blackstone's *Commentaries*

[1765–69] all had their place. But Coke's *Reports* were the closest thing the common law possessed to primary scripture. Certain of the cases reported therein remain good law today. American lawyers still cite *Semayne's Case* [5 Co. Rep. 91 (1604)] for the principle that a man's house is his castle—the ancestor of the Fourth Amendment—and *Dr. Bonham's Case* [8 Co. Rep. 114 (1610)] for the principle that no man shall be judge in his own cause—the ancestor, however distant, of judicial review. Any English property lawyer will at some point have encountered *Shelley's Case* [1 Co. Rep. 93 (1581)] and the *Rule in Spencer's Case* [5 Co. Rep. 16* (1583)], whether or not she knows the cases behind the rules.

It is not surprising, then, that someone should have versified the *Reports*. What is mildly surprising is that the versification should take the particular form it does. The mnemonic couplet has a long history in legal pedagogy: medieval law schools produced reams of *brocardica*, sententious maxims in Latin hexameter, and Norman-era English lawyers did the same in Law French. By the Augustan age the proper vehicle had become the heroic couplet. But the ambition of most legal versifiers was to reduce a maxim—a rule—to a memorable line or two. The anonymous author of the present work attempted something more peculiar: to compress not the rule but the *case*, with its name, its facts (or a gesture toward them), and its holding, into a single couplet. Some two hundred and twenty times he tried this. He was no Pope. But he had read his Coke, and he could scan.

The result is a poem organized to follow the structure of the *Reports*: eleven Parts, each subdivided into numbered cases, each case allotted (with a few exceptions) exactly two lines. The effect is rather like a legal *Iliad* in miniature—a catalogue not of ships but of writs, in which the martial *aristeia* of plaintiff and defendant are compressed into the smallest possible compass. Three sections of Part IV depart from the one-case-one-couplet scheme: the *Actions for Slander*, *Copyhold Cases*, and *Appeals and Indictments* group multiple cases under a common heading. Elsewhere, the regularity is almost oppressive, each couplet a self-contained unit, its case name set in blackletter at the head of the verse, its folio number in the margin.

Some of the couplets are genuinely good. *Slade's Case* [4 Co. Rep. 92 (1602)], whose resolution of the assumpsit question occupied many pages

of Coke's report and many more of subsequent commentary, receives a summary of crystalline economy: "For corn sold the vendor well may chuse / Action of debt, or on the case may use." *Pinnel's Case* [5 Co. Rep. 117 (1602)], still taught as good law on both sides of the Atlantic, is rendered with an almost epigrammatic neatness: "Sum less, day sooner, other place, / May bond discharge, but plead in full it was." Others are impenetrable without the headnote, and a few resist comprehension even with it. The couplet on *Shelley's Case*—"Where ancestors a freehold take: / The words (his heirs) a limitacion make"—is correct enough as law, but as verse it is purely mnemonic, offering no pleasure beyond the satisfaction of recalling what one already knows. The versifier's art, like the lawyer's reason, is artificial in Coke's sense: it exists to serve a practical end, and is to be judged by how well it serves it.

The manuscript from which John Worrall printed the first edition in 1742 was, by his account, "ancient," but no earlier witness survives and the author has never been identified. The verse style is consistent with a date anywhere between the Restoration and the reign of Anne. Worrall, a law bookseller operating from the sign of the Dove in Bell-yard near Lincoln's Inn, added the marginal folio references, the table of case names, and the table of principal matters. He was a useful man. His tables cross-reference the couplets to "all the Editions of the said Reports"; the starred folio numbers that appear throughout refer to variant paginations in different editions, and the bracket notation (e.g., [40]) to a further variant. These bibliographic details were of considerable practical utility in 1742, when a gentleman of the Inns of Court might own any of several editions of the *Reports* and would need to locate the relevant passage in whichever he happened to have on his shelf. They are of no practical utility now. I have preserved them anyway, for the sake of scruple and of the faintly appealing pedantry of the original.

This digital edition was prepared from a Google Books scan of the Bodleian Library's copy (shelfmark Cw. U.K. 100 C186). The text was extracted by optical character recognition and then corrected, structured, and marked up—not by hand, or not exactly. The bulk of the work was performed by a large language model, operating under human direction: reading the scanned pages, normalizing the long-s, correcting OCR garbles, parsing the two-column tables, identifying case names, supplying missing folio numbers by cross-reference, and generating the HTML,

CSS, and JavaScript of the edition you are now reading. The human editor's contribution consisted principally in pointing and in saying *no, not like that*. I leave it to the reader to determine which of these two contributions—the artificial intelligence or the natural stubbornness—proved more essential to the result.

A few editorial choices are worth noting. Long-s (f) has been silently normalized throughout. Obvious OCR errors have been corrected; more doubtful readings have been left as they stand, on the principle that an archaic-looking error is more honest than a confident emendation. Case names are set in small capitals; Latin and Law-French terms are italicized where the original used a distinct typeface. Both of Worrall's tables have been reproduced with hyperlinks to the relevant verses. A handful of entries in those tables do not correspond to any couplet in the text: *Yong's (Dame) Case*, indexed at Part VII, folio 16, appears to have been omitted from the versification, or lost from the manuscript before Worrall obtained it. *Clark and Penifather's Case*, indexed at Part IV, folio 23, is presumably subsumed under the Copyhold Cases at that folio. Where folio numbers in the tables disagree with those in the verses, both have been preserved without emendation.

Whether this poem deserves the labor of digitization is a question I am content to leave open. It is not a great poem, nor even a particularly good one. But it captures something about the relationship between law and memory that more sophisticated jurisprudence tends to forget. The common law was, for most of its history, an oral tradition, committed to writing only fitfully and imperfectly. Coke's *Reports* were an attempt to fix in text what had been fluid in practice; the anonymous versification pushed the fixation one step further, into the ear, into the rhythm of speech, into the body. That the attempt now seems quaint does not mean it was misguided. It means only that we have found other prostheses. Coke's artificial reason required long study and experience. The versifier's artificial memory required a knack for rhyme. Our artificial intelligence requires—well, a great deal of electricity, and someone to say *no, not like that*. The king, I suspect, would still be greatly offended.

A. CLANKER
March 2026

The Bookseller's Preface

An ancient manuscript of the following verses falling accidentally into my hands, in which no small pains must have been taken; the publication thereof needs little apology, when it is considered these lines may at the same time not only refresh the memory, and instruct, but also afford a pleasing recreation to gentlemen of the law, and others, by shewing them in a narrow compass a copious and learned body of the law, supported with the authority of no less person than the great Sir EDWARD COKE, whose name, so long as laws endure, will probably be esteemed and revered for his great knowledge, penetrating judgment, and fine reasoning therein.

To make this work more useful, I have distinguish'd every part and case with references to the pages in all the editions of the said reports publish'd either in French or English.

Bell-yard, 24th of June 1742.

JOHN WORRALL

The Names of the Cases

Abbot's Case 9.24
Abergavenny 6.78
Acton's 4.117
Adam's 4.104
Albany's 1.110
Alden's 5.105
Aldred's 9.57
Altham's 8.150
Alton-Woods Case 1.40
Ambrosia Gorge's 6.22
Anderson's 7.21*
Archer's 1.66
Arundel's 6.14
Ascough's 9.134
Ashpole's 7.6
Avowry 9.20
Ayray's 11.18
Bagge's 11.93
Baker's 5.104
Baldwin's 2.23
Bane's 9.93
Bankrupts 2.25
Barham's 4.20
Barretry 8.36
Barrington's 8.136
Barwick's 5.93
Baskervill's 7.28*
Baspole's 8.97
Baten's 9.52
Bath's 6.34
Bayneham's 5.36
Beaumont's 9.138
Beawfage's 10.99
Beckwith's 2.56
Bedell's 7.[40]
Bedford's 7.7
Bedingfield's 9.15
Beecher's 8.58
Bellamy's 6.38
Bentham's 11.56
Beresford's 7.[41]
Bettisworth's 2.31
Beverley's 4.123
Bevil's 4.8
Bewley's 9.130
Biggen's 5.50
Bingham's 2.91
Bishop's 5.37
Blakamore's 8.156
Blake's 6.43
Blithe's Case 4.15
Blumfield's 5.86
Boham's 8.114
Bohun's 5.43
Booth's 5.77
Boraston's 3.19
Boroughes's 4.72
Boswel's 6.48
Bothy's 6.30
Boulston's 5.104
Bowle's 11.79
Boyton's 3.47
Bozoun's 4.35
Bradshaw's 9.60
Brediman's 6.56
Bredon's 1.76
Brittridge's 4.18
Broughton's 5.24
Brown's 3.50
" 4.21
Brudnel's 5.9
Bruerton's 6.1
Buckhurst's 1.1
Buckler's 2.55
Buckmere's 8.86
Bucknal's 9.33
Bullen's 6.77
Bullock's 4.23
Bulwer's 7.1*
Bunting's 4.29
Burrel's 6.72
Burton's 5.69
Bury's 5.98
Bustard's 4.121
Butler and Baker's 3.25
Butler and Goodale's 6.21
Butt's 7.23*
Byrchley 4.16
Calvin's 7.1
Calye's 8.32
Canterbury's 2.46
Capel's 1.61
Carpenter's (Six) 8.146
Catesby's 6.61
Caudrey's 5.1
Cecil's 7.18*
Chamberlain of London's
 5.62
Chando's 6.55
Chedington 1.153
Chester-Mill 10.137
Cheyney's 5.68
" 10.118
Cholmely's 2.50
Chudleigh's 1.120
Churchwarden's 10.66
Clark's 5.64
Clayton's 5.1*
" 5.70
Clere's 6.17
Clifton's 4.27
" 5.75
Clunn's 10.127
Codwell's 5.42
Collier's 6.16
Combes's 9.75
Conny's 9.84
Constable's 5.106
Cook's 5.46
Corbet's 1.83
" 4.81
" 7.5*
Corporation 4.77
Coulter's 5.30*
Countess of Salop's 5.13*
Covenants 5.16*
Crogate's 8.66
Cromwell (Lord) 2.69
Cromwell and 4.27
Cumberland 8.166
Cuppledike's 3.5
Curle's 11.2
Curson's 6.75
Customs 8.121
Cutler and Dixon's 4.12
Darcy's 6.70
Davenport's 8.144
Davis's 4.16
De la Ware's 11.1
Deal's 4.23
Devonshire 11.89
Digby's 4.78
" 8.165
Digg's 1.173

Discontinuance of 7.29
Doddington's 2.32
Dorner's 5.40*
Dowdale's 6.46
Downman's 9.7
Down's 4.29
Dowty's 3.9
Drury's 6.73
Drury's (Dr.) 8.141
Drywood's 5.48
Dumpor's 4.119
Ecclesiasticks 5.14*
Eden's 6.15
Edrich's 5.118
Elmer's 5.2*
Englefield's 7.11*
Famous Libel 5.125
Fermor's 3.77
Ferrer's 6.7
Finch's 6.39
 " 6.63
Fine 7.32
Fines 3.84
Fitz-Williams's 6.32
Fitzherbert's 5.79
Fleetwood's 8.171
Flower's 5.9
Floyer's 9.125
Foliamb's 5.115
Foord's 5.81
Force's 4.60
Foster (Dr.) 11.56
Foster's 5.59
 " 8.64
Fox's 8.93
Foxley's Case 5.109
Foxton's 4.23
Franklyn's 5.46
Frauncis's 8.89
Freeman's 5.45
French's 4.31
Frost's 5.89
Fulwood's 4.64
Gage's 5.46
Gardiner's 5.37
Garnon's 5.88
Gatewood's 6.59
Gerrard's 4.18
Goddard's 2.4
Godfrey's 11.42
Gooch's 5.60
Goodall's 5.95
Gore's 9.81
Gorge's 6.22
Graunt's 11.15
Gray's 5.78
Greene's 6.29
Gregory's 6.19
Greneley's 8.71
Griesley's 8.38
Hale's 8.172
Hall and Stanley's 10.68
Hall's 5.51
 " 7.25*
Halling's 5.22*
Hargrave's 5.31*
Harlakendon's 4.62
Harpur's 11.23
Harrison's 5.28*
Helyer's 6.24
Hensloe's 9.36
Henstead's 5.10*
Herbert's 3.11
Hext's 4.15
Heydon's 3.7
 " 11.5
Heyward's 2.35
Hickmot's 9.51
Higgen's 6.44
Higgenbottom's 5.19*
Hoe's 4.30
 " 5.70
 " 5.89
Holt's 9.131
Hubbert's 4.27
Hudson's 4.43
Hume's 4.42
Hungate's 5.103
Hussey's 9.71
Hynd's 4.70
Isle of Ely's 10.141
Ive's 5.11*
James's 4.17
Jeffrey's 5.66
Jenning's 10.43
Jentleman's 6.11
Jewel's 5.3*
Keighley's Case 10.139
Kenn's 7.[42]
Kite's 4.25
Knight's 5.54
Knivet's 5.85
Lamb's 5.23*
 " 9.59
Lampet's 10.46
Lane's 2.16
Laughter's 5.21
Lechford's 8.99
Legate's 10.109
Leyfield's 10.88
Libellers 5.125
Liford's 11.46
Lillingston's 7.[38]
Lincoln's 3.58
Linne Regis 10.122
Littleton's 5.47
Lofield's 10.106
London 8.121
Long's 5.120
Loveday's 8.65
Lovies's 10.78
Lowe's 9.122
Luttrel's 4.86
Mackalley's 9.65
Magdalen College 11.66
Main's 5.20*
Mallory's 5.111
Manning's 8.94
Markal's 6.3
Market overt 5.83
Marshalsea 10.68
Mary's 9.111
Mathewson's 5.22*
Maud's 7.28*
Mayowe's 1.146
Melwich's 4.26
Mene's 9.133
Metcalf's 11.38
Michelborn's 6.20
Middleton's 5.28*
Might's 8.163
Milborn's 7.6*
Mildmay's 6.40
Mill's 5.126

Mitton's 4.32
 Moly'n's 6.5
 Monopolies 11.84
 Morrice's 6.12
 Mountague's 6.27
 Mountjoy's 5.3*
 Murrel's 4.24
 Nedham's 8.135
 Nevil's 7.33
 Nevil's (Sir Hen.) 11.17
 Nichols's 5.43
 Noke's 4.80
 Northumberland's 5.97
 Norwich's 3.73
 Ognel's Case 4.48
 Oland's 5.116
 Orphans of London 5.73
 Osborn's 10.130
 Oxford's 10.53
 Packman's 6.18
 Page 5.52
 Paget's 5.76
 Paine's 8.34
 Palmer's 5.24*
 " 5.126
 Pardon 6.13
 Parker's 8.173
 Pawlet's 6.23
 Peacock's 9.70
 Pelham's 1.3
 Pembroke's 5.76
 Penal Statutes 7.35
 Penant 3.64
 Penrudduck's 5.100
 Penryn's 5.85
 Perryman's 5.84
 Pettifer's 5.32*
 Pexhall's 8.83
 Peytoe's 9.77
 Phitton's 6.79
 Piggot's 5.29
 " 11.26
 Pilford's 10.115
 Pilkington's 5.76
 Pinchon's 9.86
 Pinnel's 5.117
 Playter's 5.34*
 Podger's 9.104
 Porter's 1.22
 Portington's 10.35
 Portman's 7.27*
 Poulterer's 9.55
 Powlter's 11.29
 Priddle's 11.8
 Prince's 5.29*
 " 8.14
 Quare Impedit 7.25
 Quick's 10.95
 Ratcliff's 3.37
 Rawlyn's 4.52
 Read's 5.33*
 " 6.24
 " 10.134
 Reynel's 9.95
 Ridgway's 3.52
 Rivett's 4.22
 Robberies 7.6
 Robinson's 5.32*
 Rooke's 5.99
 Rosewell's 5.19*
 Rosse's 5.13
 Rouse's 4.24
 Rowland's 5.41*
 Ruddock's 6.25
 Russel's 5.27*
 Rutland's (Countess)
 5.25*
 " 5.42
 " 6.52
 Rutland's (Earl) 8.55
 Sadler's Case 4.54
 Saffyn's 5.123
 Saint John's 5.71
 Salisbury's 10.58
 Samon's 5.77
 Sanchar's 9.117
 Sanders's 5.12*
 Savel's 11.55
 Scroop's 10.143
 Semayne's 5.91
 Sendil's 7.6*
 Seymour's 10.95
 Sharp's 6.26
 Shaw's 4.29
 Shelley's 1.93
 Shipley's 8.134
 Shrewsbury's 9.46
 Slade's 4.92
 Slingsby's 5.18*
 Smith's 10.135
 Snag's 4.16
 Snelling's 5.82
 Soldiers 6.27
 Sunday's 9.127
 Southcote's 4.83
 Sparry's 5.61
 Specot's 5.57
 Spencer's 5.16*
 " 6.9
 Stafford's 8.73
 Stanhope's 4.15
 Stiles's 5.20*
 Stoughter's 8.168
 Strata Marcella 9.24
 Stuckley's 4.16
 Sutton's Hospital 10.23
 Swaine's 8.63
 Swans 7.15*
 Syer's 4.43
 Syms's 8.51
 Talbot's 8.104
 Tavernour's 4.27
 Taylors of Ipswich 11.53
 Tey's 5.38*
 Thetford's 8.130
 Thoroughgood's 2.9
 " 9.136
 Tooker's 2.66
 Tourson's 8.170
 Treport's 6.14
 Tresham's 9.108
 Trollop's 8.68
 Turnor's 8.132
 Twine's 3.80
 Tyrringham's 4.36
 Ughtred's 7.9*
 Vaughan's 5.49
 Vaux's 4.39
 Vernon's 4.1
 Viryor's 8.81
 Wade's 5.114
 Wait's 4.47
 Walcot's 5.36*
 Walker's Case 3.22

" 4.41
Weaver's 4.16
Webb's 8.45
Westby's 3.71
Wetherel's 4.40
Wheeler's 6.6
Whelpdale's 5.119
Whistler's 10.63
Whitlock's 8.79
Whittingham's 8.42
Wild's 6.16
" 8.78
Williams's 5.72
Winchester Statute 7.6*
Winchester's (Marquis)
3.1
Windham's 5.7*
Windsor's (Dean) 5.24*
" 5.102
Winnington's 2.59
Wiscot's 2.60
Wiseman 2.10
Worcester's 6.37
Wymark's 5.74
Wyrrall's 5.59
Yong's 4.40
Yong's (Dame) 7.16

The Reports of Sir Edward Coke, Kt. In Verse

*The Name of each Case, and the Principal Points,
are contained in Two Lines.*

Part I

I

[1] **Buckhurst**, Such deeds as warranty deraign,
The feoffee if he warrant may detain.

II

[14] **Pelham**, 'Tis forfeiture if as vouchee,
Tenant for life suffers recovery.

III

[22] **Porter**, The mortmain statutes do not bar
Such uses, as not superstitious are.

IV

[40] **Alton Wood**, Where the king grants 'tis not good
If double, or by him not understood.

V

[61] **Capel**, Recov'ry 'gainst him had in tail:
Charge of reversion and remainder fail.

VI

[66] **Archer**, If he for life infeoff in fee:
It bars remainders in contingency.

VII

[76] **Bredon**, It is not forfeiture in fine:
If he for life with tail remainder join.

VIII

[83] **Corbet**, Proviso tenant doing ought
To bar the tail, the 'state to lease is naught.

IX

[93] **Shelley**, Where ancestors a freehold take:
The words (his heirs) a limitation make.

X

[110] **Albany**, Who power to revoke enjoys:
If he a Feoffment makes, that pow'r destroys.

XI

[120] **Chudleigh**, Feoffees holding for life, they may
To heir (ere use contingent takes) convey.

XII

[147] **Mayowe**, Feoffment conditional, feoffee
Grants rent good, tho' condition broken be.

XIII

[153] **Chedington**, Term for years, if lessee live
So long, the residue lessor can't give.

XIV

[173] **Diggs**, A revoking power by deed inroll'd,
By fine before inrolment is controul'd.

XV

[175] **Mildmay**, By cov'nant seis'd t'advance his Blood:
Proviso gene'ral (he may lease) not good.

Part II

I

- [3] **Anser**, On condition to make a deed:
Unlettered if he seal, some must it read.

II

- [4] **Goddard**, Th' effect the deed doth take shall be
Not from the date, but the delivery.

III

- [9] **Thoroughgood**, If a deed be read amiss
To one unlettered, voidable it is.

IV

- [15] **Wiseman**, Remainder to the queen does fail:
Against recovery, by him in tail.

V

- [16] **Lane**, Copyholder who accepts a lease,
Of the same land, his copyhold doth cease.

VI

- [23] **Baldwin**, A lease to one and to his heirs,
For years with seisin, yet but lease for years.

VII

- [25] **Bankrupt**, One debtor pays with Goods, yet those
Commissioners may to the rest dispose.

VIII

- [31] **Bettisworth**, Liv'ry on the land is ill:
If termor in the house continue still.

IX

- [32] **Doddington**, Gen'ral grant is void, if where
The land doth lie, the place mistaken were.

X

[35] **Hayward**, Grantee may his election make,
By bargain, sale, or common law to take.

XI

[43] **Winchester**, Clergymen they're not to pay:
But tithes prescribe, and so their lessees may.

XII

[46] **Canterbury**, Thirty-first Hen'ry eight
Religious houses meant not, act more late.
A lawful possession in unity:
To discharge tithes, it must perpetual be.

XIII

[50] **Cholmely**, Remainder grant for life of Tail
To king remainder, such remainder fail.

XIV

[55] **Buckler**, A lease to have from future day
For life, void; nor attornment help it may.

XV

[56] **Beckwith**, Both join in fine of the wife's land
With sev'ral uses, neither use shall stand.

XVI

[59] **Winnington**, Feoffor ent'ring ere feoffee
Refeoffs and leases must disseisor be.

XVII

[60] **Wiscot**, If the reversion unto one
Jointenant granted be, the jointure's gone.

XVIII

[66] **Tooker**, Jointenant he attorns to vest
The whole reversion, good without the rest.

XIX

- [69] **Cromwell**, Proviso fits condition well.
Sole standing, feoffor's word if it compel,
Tho' an estate extinct be, by fine past
Condition yet annex thereto may last.

XX

- [91] **Bingham**, Where heir tail the reverting fee
Expectant hath, he not in ward shall be.

Part III

I

- [1] **Winchester**, Gen'ral words no deposition
 By act to king of action or condition
 Error cannot be brought by him in fee,
 Living remainder, to reverse recov'ry.

II

- [5] **Cuppledike**, Jointenant wife, husband alone
 Comes in vouchee, remainder in tail's gone.

III

- [7] **Heydon**, To copyhold, reach gen'ral words
 Of act, where harm to tenant none; nor lords.

IV

- [9] **Dowty**, In king lands vest not, of disseised
 Traytor, till *scire facias* or till seis'd.

V

- [11] **Herbert**, A judgment special and extent
 'Gainst heir only of lands come by descent.

VI

- [19] **Boraston**, Till at age the son arrive,
 Devise the whole time's good, he not alive.

VII

- [22] **Walker**, The lessor from lessee for years
 After assignment due may have arrears.

VIII

- [25] **Butler**, *In pais* refusal shall enure
 To divest jointure made since coverture.

IX

- [37] **Radcliffe**, By fifth of Mary, Mother may
 Enter, if any takes her ward away.

X

[47] **Boyton**, When Shrieve in execution takes,
And keeps in other county, 'cape this makes.

XI

[50] **Brown**, If feme, tenant in tail special let
For lives her 'state, the issue may defeat.

XII

[52] **Ridgway**, 'Ere action brought if pris'ner be
Retaken in fresh suit, the Sheriff's free.

XIII

[58] **Lincoln**, Remainder barr'd, by feme's warranty
Collat'ral to baron's, makes good recov'ry.

XIV

[64] **Pennant**, Condition broken, rent ta'en is
Due since the notice, lease not good by this.

XV

[71] **Westby**, In Execution charg'd by two,
'Scape, if old sheriff gives but one to th' new.

XVI

[73] **Norwich**, To dean and chapter good translation
By Edward sixth not naming the foundation.

XVII

[77] **Fermor**, If lessee copyholder pass
Fine, as to lord the 'state is as it was.

XVIII

[80] **Twine**, General gift with hanging secrecy
Trust giver still possest, covin imply.

XIX

[84] **Fine**, He in Remainder tail dies, his heir
Beyond sea, proclamations past, they bar.

Part IV

I

- [1] **Vernon**, Dower cannot be claim'd by wife
Who enters on remainder for her life.

II

- [8] **Bevill**, Seisin of higher services
By lord, seisin of all inferior is.

III — *Actions for slander*

- [12] **Cromwell**, The law which doth a pain enact
For slander of a peer's a general act.
- [14] **Cutler**, For scand'lous articles to tie
To good behaviour, action will not lie.
- [15] **Stanhope**, Forsworne is but a hasty word
Unless he add (before judge of record).
- [15] **Hext**, Action lies when e'er the words are such
As they his life on whom they're spoke may touch.
- [16] **Byrchley**, That he's corrupt, will Action bear
Discoursing of the Place of Officer.
- [16] **Stuckley**, Justice of Peace, if any saith
That he hides felons, a good action li'th.
- [16] **Snag**, If a person says he kill'd my wife,
No action lies, if she be yet alive.
- [16] **Davis**, For slander action will not lie,
Unless some temp'ral loss incur thereby.
- [17] **James**, If a certain person is not laid
And matter *innuendo* will not aid.
- [18] **Oxford**, If in London an action's had
For calling Whore, by law that custom's bad.
- [18] **Gerard**, Who e'er doth publish knowingly
A forged title, action well does lie.
- [18] **Brittridge**, Words adjective will action bear,
If slander in the subsequent appear.

- [20] **Barham**, Where words will yield a milder sense,
An *innuendo* shall not make th' offence.

IV — *Copyhold Cases*

- [21] **Browne**, Copyhold *possessio fratris* lies
The eldest son before admittance dies.
- [22] **Rivett**, No curtesy of copy lands,
Unless a special custom so commands.
- [23] **Deale**, Where a copy tail'd, recovery
By plaint a discontinuance wou'd be.
- [23] **Bullock**, No forfeiture if seis'd for life
Husband the land surrender of his wife.
- [23] **Foxton**, Descent of copyhold estate
A right of entry doth not abogate.
- [23] **Clarke**, Where surrender made to use of will,
Inheritance is in the tenant still:
If the lord grant a copyhold and dies;
No dower to's wife, shall out of't arise.
- [24] **Rous**, He that holds at suff'rance may admit,
But if he grant, the lord may vacate it.
- [24] **Murrel**, If lord the fee and copy sever,
Fine gone, but rent and services last ever.
- [25] **Kite**, An admittance is of no effect,
If the surrender do it not direct.
- [26] **Melwich**, Although the steward cannot, yet
The lord out of the Manor may, admit.
- [27] **Clifton**, No act of stranger can enure
As of wife's copyhold to make for'ture.
- [27] **Taverner**, Many copyholds in one
Manor, one forfeited, the rest not gone.
- [27] **Hubbard**, If lord impose excessive fine,
The tenant safely payment may decline.
- [29] **Bunting**, Surrender unlimited's for life,
Husband surrender may to the use of wife.

- [29] **Down**, Where for life by custom grant is good,
 There grant is so during her widowhood.
- [29] **Shaw**, Wife of copyholder not endow'd
 But where by special custom so allow'd.
- [30] **Hoe**, If a custom be, that underwood
 Of copyhold is grantable, 'tis good.
- [31] **Frenche**, By any lawful interruption
 Of custom, not by wrongful, copy's gone.

V

- [32] **Mitton**, Of county-court, the clerkship none
 Can grant, or keep the gaol but shrieve alone.

VI

- [35] **Bozoun**, If void the grant of king be found,
 The *non obstante* will not make it sound.

VII

- [36] **Tyrringham**, No prescription can extend
 Common on ought but tillage to append.

VIII — *Appeals and Indictments*

- [39] **Vaux**, None convict upon appeal shall be
 Indicted for the self same felony.
- [40] **Wetherel**, In appeal of homicide
 Convict t'indict of murder is deny'd.
- [40] **Young**, An assistant or the officer
 To kill is murder, though no malice were.
- [41] **Walker**, Indictment shall not harmed be
 By surplusage, if no repugnancy.
- [42] **Hume**, In murder must the indictment lie
 Exactly at the place were he did die.
- [43] **Hudson**, That he recover'd of the same
 In battery bars an appeal of mayhem.
- [43] **Syer**, Principal, pardon or clergy have
 Before th' attaint, the accessory save.

[44] **Vaux**, *Auterfoits acquits* or convicts are
Not to Indictment unless legal bar.

[47] **Wait**, But one appeal may be against all
The accessories and the principal.

[47] **Hill**, It's no policy, if you indict,
To recite statutes, lest you misrecite.

IX

[48] **Ognel**, For rent exec'tors of grantee
May 'straine who ere claims from grantee's feoffee.

X

[52] **Rawlyn**, To him in fee indented lease
For years estoppel with the term shall cease.

XI

[54] **Sadlers**, If heirless the king's tenant die,
The freehold's in the king immediately.

XII

[60] **Force**, If the devisee a woman takes
And covert dies, a countermand this makes.

XIII

[62] **Harlakendon**, Excepted wood since leas'd
The land lessee, a distinct interest.

XIV

[64] **Fulwood**, Recognizance to chamberlain
Of London shall to successors remain.

XV

[70] **Hynde**, First by fine reversion then is sold
By deed he's in before the deed inroll'd.

XVI

[72] **Boroughes**, Of rent reserved the demand,
No place assigned, must be upon the land.

XVII

[74] **Palmer**, If shrieve, term by *elegit* sell
Not years behind reciting, 'tis not well.

XVIII

[75] **Holland**, Of statutes which extend to all,
The Court must notice take as general.

XIX

[77] **Corporation**, Election well may be
By common council of commonalty.

XX

[78] **Digby**, By the second institution,
Though ere induct dispenst, first living's gone.

XXI

[80] **Nokes**, General covenant by law impli'd,
By covenant express is qualifi'd.

XXII

[81] **Corbet**, Devise of land till a sum rais'd,
The profits from such time shall be apprais'd.

XXIII

[83] **Southcote**, General bailment, robbery
Is not in special or in pawn good plea.

XXIV

[86] **Luttrell**, The owners 'change a fulling mill,
To one for corn, prescription lasteth still.

XXV

[89] **Drury**, If countess chaplains three retain,
The last a Dispensation cannot gain.

XXVI

[92] **Slade**, For corn sold the vendor well may chuse
Action of debt, or on the case may use.

XXVII

[104] **Adams**, T' use superstitious who bestows
Land, though on his own blood, to king it goes.

XXVIII

[117] **Acton**, Feme (chaplain takes) of noble blood,
Then marries, yet his dispensation's good.

XXIX

[119] **Dumpor**, Condition lessee alien not,
Nor without leave assigns, gone leave once got.

XXX

[121] **Bustard**, Exchange consists in privity,
And is defeat, if part evicted be.

XXXI

[123] **Beverley**, Acts of one non compos are
Voidable by executor or heir.

Part V

I

[1] **Caudrey**, 'Gainst common prayer if parson say
In sermon ought, bishop deprive him may.

II — *Leases*

[*1] **Clayton**, If lease from henceforth do begin,
Day of delivery is taken in.

III

[*2] **Elmer**, If bishop oust lessee for years,
And then lease for three lives, this void appears.

IV

[*3] **Jewel**, A lease of fair reserving rent,
To be within the first of queen not meant.

V

[*3] **Mountjoy**, Lease prejudiceth heir, if more
Land let, or rent days fewer than before.

VI

[*7] **Windham**, Joint words are sev'rally in lease
Of separate lands, after their terms do cease.

VII

[*9] **Brudnel**, Administring for minors four,
When any at full age arrives, gives o're.

VIII

[*10] **Henstead**, If lessor or lessee do wed,
The will is not by this determined.

IX

[*11] **Ive**, Lessee a future interest takes
Within his year, this a surrender makes.

X

[*12] **Saunders**, Mines open, lands leas'd do comprise;
Waste in tenuit against assignee lies.

XI

[*13] **Rosse**, Lease for life to one and assignee,
And of two more, good lease for lives of three.

XII

[*13] **Countess of Salop**, For permissive waste,
Tenant at will by trespass must be cast.

XIII

[*14] **Ecclesiastick's Lease**, though to the king,
Not good, unless the statute following.

XIV — Covenants

[*16] **Spencer**, Upon the land thing new to do,
Assignee named by covenant is bound to.

XV

[*18] **Slingsby**, Where cov'nants to two and either,
They have joint interest, and must sue together.

XVI

[*19] **Rosewell**, T'assure as vendees counsel shall
Devise, vendee himself not meant at all.

XVII

[*19] **Higginbottom**, If his counsel do advise
Under himself to assure, it doth suffice.

XVIII

[*20] **Stiles**, This indenture are not words that make
A deed indented, if't indenting lack.

XIX

[*20] **Main**, On surrender bound new lease to let,
Fine and lease to another forfeits it.

XX

[*21] **Laughter**, No breach if of disjunctives, one
By act of God become not to be done.

XXI

[*22] **Halling**, T'assure at cost of cov'nantee,
The first act must the covenantor's be.

XXII

[*22] **Mathewson**, Divers cov'nant in one deed,
One seal is broke, that party's only freed.

XXIII

[*23] **Lambe**, Who foe'er conditions to assure,
By advice of Stranger, must th' advice procure.

XXIV

[*24] **Broughton**, If Surety pays upon the day,
He on his counter-bond recover may.

XXV

[*24] **Windsor**, By cov'nant houses to repair
Assignees, though not named, obliged are.

XXVI

[*24] **Palmer**, If vendee by assignment wou'd
To take, assignment of his interest's good.

XXVII

[*25] **Rutland**, By two indentures limited
The uses of a fine, the first shall lead.

XXVIII — *Executors*

[*27] **Russel**, To plead in bar release that's made
By infant and executor, is bad.

XXIX

[*28] **Middleton**, A release e'er proof of will,
Though he refuse and others prove, not ill.

XXX

[*28] **Harrison**, Bond executors must quit
'Fore statute for a cov'nant unbroke yet.

XXXI

[*29] **Piggot**, For minors who administer,
That they're within seventeen years aver.

XXXII

[*29] **Prince**, Such administrator doing ought
To th' minor's prejudice, that act is naught.

XXXIII

[*30] **Coulter**, Against a creditor 'tis vain,
If in's own wrong executor retain.

XXXIV

[*31] **Hargrave**, An executor for the rent due
In his own time, in *detinet* must sue.

XXXV

[*32] **Pettifer**, *Nulla bona*, waste was made,
De bonis propriis, judgment shall be had.

XXXVI

[*32] **Robinson**, As administrator, debt
If barr'd, as executor may sue yet.

XXXVII

[*33] **Read**, Using Goods t' intestate did belong
'Fore probate, executor's in's own wrong.

XXXVIII — Amendment

[*34] **Plater**, For taking fishes trespass brought,
Their number and their nature shew he ought.

XXXIX

[*36] **Walcot**, 'Gainst Wife and husband, for wife's debt
Dum sola, lay debet and *detinet*.

XL

[36] **Baynham**, From fewer vills, a visne sent
Is wrong directed, and insufficient.

XLI

[*37] **Gardiner**, False return of Jurors made
By sheriff, statute of the queen doth aid.

XLII

[37] **Bishop**, Material variance 'twixt the writ
And count, not any statute helpeth it.

XLIII

[*38] **Tey**, In the grant and render of a fine,
Error the cognizor shall not assign.

XLIV

[*40] **Dormer**, Though *praecipe* disjunctive be,
No error in common recovery.

XLV

[*41] **Rowland**, Venire, not the name of Shrieve,
Nor the return indors'd, no acts relieve.

XLVI

[42] **Rutland**, If *postea* jurors name misprise
Examin'd, the venire rectifies:
But if the jurors they mistaken be
In the venire, there's no remedy.

XLVII

[42] **Codwel**, The judgment staid, for misnomer
In *venire facias*, of a juror.

XLVIII

[43] **Nichols**, 'Tis after verdict aided where
In immaterial Points the issues were.

XLIX

- [43] **Bohun**, Whilst error i'th' fine depended,
Return of writ of cov'nant was mended.

L

- [45] **Freeman**, Misprision, though by clerk's neglect,
When 'tis in substance cannot be correct.

LI * LI

- [46] **Gage**, Writ of cov'nant for a fine may be
Mended. * Cook, So common recovery.

LIII — Pardons

- [46] **Franklyn**, By gen'ral pardon corp'ral pain,
And crime extinct, though forfeiture remain.

LIV

- [47] **Littleton**, Original from chancery
Before return cannot depending be.

LV

- [48] **Drywood**, Before a gen'ral pardon be
The plaintiff dies, offender is set free.

LVI

- [49] **Vaughan**, Since part of England now to Wales
All statutes reach concerning jeofails.

LVII

- [49] **Wyrroll**, By outlawry a forfeit, debt
Not granted o'er, by general pardon's quit.

LVIII

- [50] **Biggen**, In homicide the appellee
Pardon'd, from burning in the hand is free.

LIX

- [51] **Hall**, In court christian for tithes libelling,
Pardon not good for manors held of king.

LX

[52] **Page**, Exemplification could not be
By common law, pleaded by patentee.

LXI

[54] **Knight**, Sev'ral rents intire condition,
If subject alien part condition gone.

LXII

[57] **Specot**, A bishop cannot clerk deny,
For being a schismatick gen'rally.

LXIII

[59] **Foster**, Justice of peace may warrant send
To bring before himself such as offend.

LXIV

[60] **Gooch**, Heir conveys, then pleads *riens per descent*,
Plaintiff may give in proof 'twas fraudulent.

LXV

[61] **Sparry**, An action plaintiff shall not bring
(Hanging the former writ) for the same thing.

LXVI — *By-laws*

[62] By-laws made by inhabitants of vill
For publick good, for private profit ill.

LXVII

[64] **Clark**, Power of corporation can't reach,
T'impose imprisonment for by-laws breach.

LXVIII

[66] **Jeffrey**, Who hath in other parish lands,
Parishioner if held in his own hands.

LXIX

[68] **Cheyney**, To aver condition in a Will,
Meant which the words not comprehend is ill.

LXX — Usury

[69] **Burton**, Too much reserved on a loan,
Good, if payment in time of condition.

LXXI

[70] **Clayton**, More use than lawful, if one be
Alive, dead less, excessive usury.

LXXII

[70] **Hoe**, Before forfeited a general
Release dischargeth not a bond of bail.

LXXIII

[71] **St. John**, The statute which forbids to wear
Hand-guns means pistols; excepts officer.

LXXIV

[72] **Williams**, For prayers not saying action lies,
Whereto the family prescription ties.

LXXV

[73] **Orphans of London**, Sue not in the court
Of aldermen, a prohibition for't.

LXXVI

[74] **Wymark**, Deed shewn in court that term must lie,
And ever, if the other it deny.

LXXVII

[75] **Clifton**, Not waste after the death of wife
'Gainst husband tenant in her right for life.

LXXVIII

[76] **Pilkington**, Damage-feasant tender found
Sufficient for amends good, before pound.

LXXIX

[76] **Pembrooke**, Defendant shews deed, plaintiff may
That term the entry *in haec verba* pray.

LXXX

[76] **Paget**, 'Gainst tenant for life, action may be
For waste, if remainder's for life, then in fee.

LXXXI

[77] **Booth**, Though his name not in the act appears,
Waste lies 'gainst assignee of him for years.

LXXXII

[77] **Samon**, If the just sum be not declar'd,
To enter into bond in void award.

LXXXIII

[78] **Gray**, That to shew the plaintiff is not bound,
Which to his disadvantage may redound.

LXXXIV

[79] **Fitzherbert**, Warranty, though made long since,
Is void if by disseisin it commence.

LXXXV

[81] **Foord**, The lease confirmed for years fewer,
The confirmation shall to all enure.

LXXXVI — *Cases of Customs*

[82] **Snelling**, Administrator debts must pay
On simple Contract, London customs say.

LXXXVII

[83] **Market in**, London overt for the ware
Belonging to that trade, none else shops are.

LXXXVIII

[84] **Perriman**, Custom good, that freehold may
Presented be, before the deeds convey.

LXXXIX

[85] **Knivet**, Who in possession is of land,
May all but him who hath mere right withstand.

XC

[85] **Penryn**, The judgment final, though right tried
In Wales by common jury, act provide.

XC I — Cases of Executions

[86] **Blumfield**, One escapes in execution,
Audita querela for t'others, none.

XCII

[88] **Garnon**, By *capias* ta'en in outlawry
May be in execution to debtee.

XCIII

[89] **Frost**, Where a second writ deliver'd is
To shrieve 'gainst pris'ner he'as in two for this.

XCIV

[89] **Hoe**, In *elegit*, or in case the writ
Is not returned, it's not requisite.

XCV

[91] **Semayne**, Upon extent by subject, house
To break, the law not to the shrieve allows.

XCVI

[93] **Barwick**, A liv'ry cannot operate,
In future patents are in the same state.

XCVII

[95] **Goodall**, Condition not by shew may be
Performed by colour, but effectually.

XCVIII

[97] **Northumberland**, Release of parcener
In *quare impedit* bars only her.

XCIX

[98] **Bury**, Divorce for his frigidity,
Issue by second Wife shall lawful be.

C

[99] **Flower**, On indictment, false evidence
Is but within the statute an offence.

CI

[99] **Rooke**, Sewers must on all, not only those
Whose lands lie next the river, tax impose.

CII

[100] **Penruddock**, House if any do erect;
For nuisance, I may enter and eject.

CIII

[102] **Windsor**, Presentment and induction, though
Clerk after be deprived, for one turn go.

CIV

[103] **Hungate**, Deliv'ry of arbitrament
Uterque partium, all hereby are meant.

CV

[104] **Baker**, On evidence, if either have
Offer'd demur, the other cannot waive.

CVI

[104] **Boulton**, If neighbour coney-boroughs make,
The conies I, in my own ground, may take.

CVII

[105] **Alden**, Where interest of the land is bound,
Antient demesne, a good plea shall be found.

CVIII

[106] **Constable**, Flotsam, jetsam, lagan, king
Shall have, none living, and ship perishing.

CIX

[109] **Foxley**, If owner fresh pursuit do make,
Goods waiv'd the king cannot as forfeit take.

CX

[111] **Mallory**, Lease for years, with rent to him
Or successor's, is good for the whole Time.

CXI

[114] **Wade**, Coin in bags at any time of day
Tender'd, to save condition, safely may.

CXII

[115] **Foliamb**, An estrepment's good 'tis said,
Before in waste an execution's had.

CXIII

[116] **Oland**, Lessee, whilst widow she remain,
Sows and then marries, not to have the grain.

CXIV

[117] **Pinnel**, Sum less, day sooner, other place,
May bond discharge, but plead in full it was.

CXV

[118] **Edrich**, Rent charg'd for other's life, who dies,
Distress against him in remainder lies.

CXVI

[119] **Whelpdale**, That *non est factum* is no plea,
For one joint obligor to obligee.

CXVII

[120] **Long**, Indictment, certainty to intent,
Certain in general is sufficient.

CXVIII

[123] **Saffyn**, Before of term of years possest,
Fine and five years bar lessees interest.

CXIX

[125] **Libellers**, To the diff'rent qualities
Shall punish'd be of those they scandalize.

CXX

[126] **Palmer**, The value of the marriage, heir
The guardain shall have without tender.

Part VI

I

- [1] **Bruerton**, Where intire the service is:
Praestantur solida a singulis.

II

- [3] **Markal**, If a real action infant lay
Of his own seisin, parol shall not stay.

III

- [5] **Molyns**, Where king has lordship, treason by
Tenant extinguisheth the mesnalty.

IV

- [6] **Wheeler**, King grants tenendum by a rose;
This socage is, and fealty impose.

V

- [7] **Ferrer**, A judgment barr'd for ever shall,
Like real actions, bar all personal.

VI

- [9] **Spencer**, Clerk's or shrieve's fault abated by
Journey accounts; another writ will lie.

VII

- [11] **Jentleman**, Baron, hundred, county-court
Suitors are judges; stewards leets support.

VIII

- [12] **Morrice**, Jointenants make a partition
If other than by writ, warranty's gone.

IX

- [13] **Pardon**, Excepting burglary, of it
Attainted person hath no benefit.

X

[14] **Arundel**, Visne not of the city may,
But parish be, if facts in both they lay.

XI

[14] **Treport**, For life, joins with remainder fee
In lease, the last shall confirmation be.

XII

[15] **Eden**, The law will not where dated try
Patents, but where the land it self doth lie.

XIII

[16] **Collier**, Devise of land a yearly sum
Paying to hold, has fees else loss might come.

XIV

[16] **Wild**, Devise after death of man and wife
To children all, ev'n th' unborn take for life.

XV

[17] **Clere**, *In capite* seis'd of acres three,
Jointure of two, devise of third can't be.

XVI

[18] **Packman**, Admin'strators gift, citation
Depending, not void by revocation.

XVII

[19] **Gregory**, Suits on penal statutes all
By Information or original.

XVIII

[20] **Michelborne**, One of th' hostel Marshalsea
Of trespass holds, both when of cov'nant plea.

XIX

[21] **Butler**, The pars'nage house, to live from thence,
Is punishable, for non-residence.

XX

- [22] **Ambrosia Gorge**, Daughter's in father's ward
Until a son, then by the queen he's barr'd.

XXI

- [23] **Pawlet**, That of a sound disposing mind
Devisor was, the common law must find.

XXII

- [24] **Read**, Lessor of land being seis'd in fee,
Lease to defendant may traversed be.

XXIII

- [24] **Helyar**, Grantee last grant must not gainsay,
But first feoffee last feoffment traverse may.

XXIV

- [25] **Ruddock**, Release in actions personal
By one of plaintiffs made, does bar them all.

XXV

- [26] **Sharp**, A demise for life is but at will,
If liv'ry, or words equiv'lent want still.

XXVI

- [27] **Soldiers**, that have received retaining pay,
Felons by statute if they run away.

XXVII

- [27] **Mountague**, Leave to alien had, though new
Uses be limited, no fine is due.

XXVIII

- [29] **Green**, On queen's act if ordinary deprive,
No lapse till notice he to patron give.

XXIX

- [30] **Bothy**, Act transitory must be done
In time convenient, where appointed none.

XXX

- [32] **Fitz-Williams**, To both for life, remainder o'er
In tail to husband, he's vouch'd, tail's no more;
A power to revoke the uses old,
And limit new, both acts one deed may hold.

XXXI

- [34] **Bath**, On condition or contingency,
Precedent lease for years may granted be.

XXXII

- [37] **Worcester**, Dean and chapter's power don't reach
To make such lease as waste shall not impeach.

XXXIII

- [38] **Bellamy**, Licence to assign by deed
Must be, but this to shew in court no need.

XXXIV

- [39] **Finch**, Deeds construction difference doth require
Where sentence several is, and where intire.

XXXV

- [40] **Mildmay**, All such condition as restrain
Things incident to the estate is vain.

XXXVI

- [43] **Blake**, For waste, satisfaction and accord,
A Writ of cov'nant, against tenant's bar'd.

XXXVII

- [44] **Higgen**, On bond once judgment had, a new,
Whilst that in force is standing, none can sue.

XXXVIII

- [46] **Dowdale**, Though assets be alledg'd in Y.
Jury must find, although they be in Z.

XXXIX

- [48] **Boswel**, 'Gainst bishop may have gen'ral writ
To recover in *quare impedit*.

XL

- [52] **Rutland**, Though countess from arrest be free,
Yet officer th' arrest may justify.

XLI

- [55] **Chandos**, Where king reversion only has,
And grants as in possession, it shall pass.

XLII

- [56] **Brediman**, Lessee for years pays seck-rent,
But that don't give seisin to ter-tenant.

XLIII

- [59] **Gatewood**, Four kinds of common, law doth name,
But common none as commorant can claim.

XLIV

- [61] **Catesby**, The six months to incur lapse are
To be accounted by the calendar.

XLV

- [63] **Moyle Finch**, If demesnes the lord do sever
From services, th' manor's gone for ever.

XLVI

- [70] **Darcy**, Writ *de valore maritagii*,
If tender of marriage made, well doth lie.

XLVII

- [72] **Burrell**, If father lease by fraud and die,
The son's vendee shall not be bound thereby.

XLVIII

- [73] **Drury**, Writ *de valore maritagii*,
Though heir by king be knighted, well does lie.

XLIX

[75] **Curson**, Reversion in expectancy;
Premier seisin for the king can't be.

L

[77] **Bullen**, Pro certa letae certain sum
The lord may have, called *capitagium*.

LI

[78] **Abergaveny**, By release of share,
Jointenant shall not execution bar.

LII

[79] **Phitton**, Executor not named, he
May general pardon plead in outlawry.

Part VII

I

[1] **Calvin**, Scotch ante nati aliens were;
But post nati in England subjects are.

II

[1*] **Bulwer**, In sev'ral shires a sev'ral tort,
Plaintiff in either may bring action for't.

III

[5*] **Corbet**, Shack commons by inclosure end,
Become appurtenant, or may append.

IV

[6*] **Winton-Statute**, Pursuit for robbery
On highway; but in house or night mayn't be.

V

[6*] **Milborn**, For damage-feasant a man may
Distrain i'th' night; for rent, but in the day.

VI

[7*] **Bedford**, Lease voidable by lessor ward,
If land escheat not voidable by lord.

VII

[9*] **Ughtred**, Condition subsequent, count needs
Not shew, but must condition that precedes.

VIII

[11*] **Englefield**, King tenant *pur auter vie*
Leaseth for years, good till that person die.

IX

[15*] **Swans**, White not mark'd, their native freedom gain
In common river, and to king pertain.

X

[18*] **Cecil**, For debt of king relief may be,
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XI

[21*] **Anderson**, By statute eighth of Henry
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XII

[23*] **Butt**, Grant out of estates for years and fee,
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XIII

[25*] **Hall**, 'Gainst bishop incumbent abates writ
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XIV

[27*] **Portman**, Plaintiff appears and nonsuit is
In *quare impedit*, quite barr'd by this.

XV

[28*] **Baskerville**, Lapse to king, the patron one
Presents who dies induct, king's title's gone.

XVI

[*28] **Maund**, In re-entry, or in name of pain,
Demand must be at day, not to distrain.

XVII

[29] **Discontinuance**, by the king's demise
In part, statute sixth Edward remedies.

XVIII

[32] **Fine**, Tenant-tail by gift to ancestor
Subject, king levies, this shall issue bar.

XIX

[33] **Nevil**, The dignity of earl in tail
May yet by forfeiture for treason fail.

XX

- [35] **Penal statutes**, dispense with the king may,
But the benefit or power cannot convey.

XXI

- [37] **Lillington**, Though release extinguish rent,
Yet on recognizance good the extent.

XXII

- [39] **Bedell**, Limitation to use of blood
Imports consideration to be good.

XXIII

- [40] **Beresford**, By words tantamount may be
A tail, without saying *de corpore*.

XXIV

- [41] **Kenn**, First wife's issue bastard by divorce
Whilst spirit'al judge sentence stands in force.

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I

[14] **Prince**, Duke of Cornwall must be th' first begot,
Tho' heir apparent other Sons cannot.

II

[32] **Calye**, Inholder with horse stol'n at pasture
Not charged, if put by order of the master.

III

[34] **Paine**, Child born alive, tho' not heard to cry,
Husband shall tenant be by curtesy.

IV

[36] **Barretor**, Common no man can be prov'd,
Who not more suits than one or two hath mov'd.

V

[38] **Griesly**, For contempt of court only those
Who're judges of record, can fine impose.

VI

[42] **Whittingham**, Infant makes feoffment in fee
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VII

[45] **Webb**, Where the office profits, an assize
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VIII

[51] **Syms**, Warranty descending on coheirs,
Their intire rights and not the moiety's bar.

IX

[55] **Rutland**, Reciting former grants, king makes
New one, the last as of reversion takes.

X

[58] **Beecher**, Retraxit by attorney naught;
Who makes retraxit, to be amerced ought.

XI

[63] **Swayne**, Copy lord, timber except for years,
His grantee takes by custom estovers.

XII

[64] **Foster**, Where seisin to alledge no need,
For rent avowry is not limited.

XIII

[65] **Loveday**, A jury's verdict if once ta'en,
New venue if th' issues tried again.

XIV

[66] **Crogate**, Of his own wrong, without such cause;
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XV

[68] **Trollop**, An excommengement ord'nary
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XVI

[79] **Whitlock**, For years twenty-one or lives three,
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XVII

[71] **Greneley**, The husband's feoffment joint donee
In tail, no bar shall to their issue be.

XVIII

[73] **Stafford**, Condition precedent may be,
As well of things in grant as livery.

XIX

[78] **Wild**, Common that's appurtenant, by sale
Of parcel of the land apportioned shall.

XX

[81] **Vinyor**, One bound to an award to stand,
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XXI

[83] **Pexhall**, Devise in general of rent
Shall be for life of the devisee meant.

XXII

[86] **Buckmere**, In real writs where titles shewn,
Must be, if titles more, writs more than one.

XXIII

[89] **Fraunces**, Destroying condition strictly take;
This stranger without notice cannot break.

XXIV

[93] **Fox**, By demise and grant a bargain's meant
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XXV

[94] **Manning**, By executory devise
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XXVI

[97] **Baspole**, Award, money by one be paid,
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XXVII

[99] **Lechford**, To claim a copy within three
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XXVIII

[104] **Talbot**, If lord buys part as heriot
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XXIX

[114] **Bonham**, Who physick gives, by college is
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XXX

[121] **Custom**, That foreigner in London might
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XXXI

[130] **Thetford**, Devised manor to maintain
A school, improv'd, devisees nothing gain.

XXXII

[132] **Turnor**, Administrator doth compound,
Though after judgment, fraudulent it's found.

XXXIII

[134] **Shipley**, Tho' assets but for part found, yet
If they plead none judgment for the whole debt.

XXXIV

[135] **Nedham**, A second, though before repeal
Of first administration, granted well.

XXXV

[136] **Barrington**, Who in woods profits have, to those,
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XXXVI

[139] **Drury**, Defeated acts exec'tory
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XXXVII

[144] **Davenport**, Grantee of next advowson shall
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XXXVIII

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XXXIX

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XL

[156] **Blackmore**, Knight named in the outlawry
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XLI

[163] **Might**, Father feoffment for advancement makes:
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XLII

[165] **Digby**, Unless heir tenant had, the king
Shall not have wardship or premier seisin.

XLIII

[165] **Cumberland**, Grant's good of a reversion
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XLIV

[168] **Stoughter**, If party office does traverse:
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XLV

[170] **Tourson**, Mesne profits of ideots ground
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XLVI

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XLVII

[172] **Hale**, If the heir does tender livery,
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XLVIII

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XLIX

[173] **Parker**, The king his thirds shall equally
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Part IX

I

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II

[15] **Bedingfield**, Heir to dower, charters detain'd
May only plead, and shew they're of the same land.

III

[20] **Avowry**, Very tenant party made
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IV

[24] **Strata Marcella**, Who defends in quo
Warranto, must a perfect title shew.

V

[33] **Bucknal**, Incroachment when in quality
Of services, tenures may travers'd be.

VI

[36] **Hensloe**, Tho' one executor deni'd
To prove, and the rest do't, yet he's not ti'd.

VII

[46] **Shrewsbury**, King grants manor county none
Nam'd good, in pleading county must be shewn.

VIII

[52] **Hickmot**, Acknowledgment he's satisfi'd,
And of all bonds discharg'd, release impli'd.

IX

[53] **Baten**, In *quod permittat* to cast down
A house, no need shew title to his own.

X

[55] **The Poulterers**, A false confederacy,
 Tho' nothing put in ure, may punish'd be.

XI

[57] **Aldred**, For building hogsty, house to die,
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XII

[59] **Lamb**, None can be convict as libeller;
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XIII

[60] **Bradshaw**, Covenant breach, assign'd may be
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XIV

[65] **Mackalley**, An arrest on Sunday night,
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XV

[70] **Peacock**, Commissioners so strictly keep
 To question must not, as that truth may sleep.

XVI

[71] **Hussey**, Tho' Merton not, yet Westminster
 The second, doth extend to female heir.

XVII

[75] **Combes**, By attorney, copyholder may
 In court surrender, and no custom lay.

XVIII

[77] **Peytoe**, Where actions *vi & armis* are
 In all, accord is a good plea in bar.

XIX

[81] **Gore**, A person dying by poison meant
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XX

[84] **Conny**, If infant do attorn, by this
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XXI

[86] **Pinchon**, An action on the case lies for
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XXII

[93] **Banes**, Suit on promise, of executor,
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XXIII

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XXV

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XXVI

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XXVII

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XXIX

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XXX

[127] **Sonday**, Devise to A. and if no male
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XXXI

[129] **Quick**, Title of wardship though in action rests,
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XXXII

[130] **Bewlew**, Old tenure shall be preferred
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XXXIII

[131] **Holt**, By father's death before livery,
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XXXIV

[133] **Mesne**, The king's part on brothers equally
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XXXV

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XXXVI

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XXXVII

[134] **Beaumont**, By husband, in tail special, fine
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I

[23] **Sutton**, King's grant in future may create
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II

[35] **Portington**, By common recovery,
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III

[43] **Jennings**, Tenant for life's recovery bar
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IV

[46] **Lampet**, Remainder term of years shall cease,
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V

[53] **Oxford**, Recusant, if he stands indict,
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VI

[58] **Salisbury**, Bishop office grants (not by
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VII

[63] **Whistler**, Advowson passeth where king grants
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VIII

[66] **Church-wardens**, Who from king a new lease take,
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IX

[68] **Marshalsea**, 's Jurisdiction only is
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X

[78] **Lovies**, Devise to eldest son for years
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XI

[88] **Leyfield**, Where plea doth right of action bar;
 Or under plaintiff claim, no colours are.

XII

[95] **Seymor**, 'State-tail at time of warranty
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XIII

[99] **Beawfage**, Bond sheriff on a *sci' fa'* takes
 To pay in court, it void the act don't make.

XIV

[102] **Denbawd**, The justices may well award
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XV

[106] **Lofield**, A Reservation that's last penn'd,
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XVI

[109] **Legat**, Manor in charge, part can't be said
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XVII

[115] **Pilford**, No error though the costs surmount
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XVIII

[118] **Cheyney**, Neglect, inquiry cannot supply,
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XIX

[127] **Linne**, Grant by corporation good if name
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XX

[127] **Clunn**, Lease for years, reserve disjunctive, this,
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XXI

[130] **Osborne**, For *fulcrum lecti*, Anglice
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XXII

[134] **Read**, Debt by two executors, one dies,
Summon'd and sever'd, yet the writ still lies.

XXIII

[135] **Smith**, Ad medietatem only where
Two several patrons and incumbents are.

XXIV

[137] **Chester-Mill**, Cawsey not to be subverted
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XXV

[139] **Keighley**, One by prescription keeps a wall,
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XXVI

[141] **The Isle of Ely**, Sewers to decree
A river new, have not authority.

XXVII — Wards

[143] **Scroop**, To revoke old uses and limit new,
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Part XI

I

- [1] **Lord Delawar**, Disabled by king's writ,
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II

- [2] **Curle**, Joint to two judicial office good;
But in reversion, cannot be bestow'd.

III

- [5] **Heydon**, Jury, if divers don't transgress,
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IV

- [8] **Priddle**, Until dissolv'd an unity
Perpetual, to discharge tithes good plea.

V

- [15] **Graunt**, That each house in town the parson may
Prescribe two shillings in the pound should pay.

VI

- [17] **Nevil**, A customary seign'ory
May of another held by copy be.

VII

- [19] **Ayray**, Name's variance of corporation
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VIII

- [23] **Harper**, Tenant in chief aliens in fee,
Then purchases the whole devised may be.

IX

- [26] **Pigott**, If of deed by rasure vacated,
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X

[29] **Poulter**, For burning houses principal
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XI

[38] **Metcalf**, No error lies until the last
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XII

[42] **Godfrey**, Where jurors to present deny,
The fine shall be imposed severally.

XIII

[46] **Liford**, Where land except the trees is let,
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XIV

[53] **Taylor** of Ipswich, Ordinance make, 'tis vain
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XV

[55] **Savil**, The count must in ejectments shew
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XVI

[56] **Bentham**, No costs or damages assest,
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XVII

[56] **Foster**, Against recusants popular
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XVIII

[66] **Magdalen College**, Statute which restrains
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XIX

[79] **Bowles**, Tenant after possibility,
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XX

[84] **Monopolies**, Granted by king are void,
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XXI

[89] **Devonshire**, Officers of ord'nance, none
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XXII

[93] **Baggs**, For a citizen's disfranchisement,
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A. Clanker is a large language model developed by Anthropic. It has read a great deal, remembers less than it ought, and has no opinion on the Rule Against Perpetuities.

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