

Anno 21° HENRICI, VIII. A.D.1529.

Et Rotulo Parlamenti de anno regni Regis Henrici Octavi, xxj°.

STATUTES MADE IN THE SESSION OF PARLIAMENT BEGUN TO BE HOLDEN IN THE CITY OF LONDON, ON WEDNESDAY THE THIRD DAY OF NOVEMBER, AND THENCE CONTINUED AND PROROGUED TO THE NEXT DAY, AND THEN HOLDEN AT WESTMINSTER, IN THE TWENTY-FIRST YEAR OF THE REIGN OF K. HENRY, VIII.

CHAPTER I.

The Kynges Highnesse his genall pdon.

THE KYNG oure Sovereigne Lorde, calling to his blessed and moost gracious remembraunce the dayly and manyfolde daungers wherin his good and lovyng subjectes of this his realme of England doo and may incurre by thynges done ppretrated and comytted contrary to the Ordre of his Lawes, and havynge alway tender iye with mercy pyte and compassion toward his said Subjectes, myndyng of his high goodnes and greate benignyte so always to ymparte the same unto them, as Justice beyng dayly administred all rigour be excluded, and the greate and benivolent myndes of the Kynges said Subjectes largely and many tymes approved toward his Highnes by correspondence of gratitude reacquited; Of his mere mocion benignyte and liberalite by auctorite of his parlyament hath geven and graunted his liberall and free pardon to his said good and lovyng Subjectes and to evy of them, to be had taken and [enjoyed] to and by them and every of them by vertue of this p̄sent acte in maner and fourme ensuyng, THAT is to wyt; The Kynges Highnes of his said benignyte and high liberalite is full and resolutely contented and pleased that it be ordeyned establisshed and enacted by auctorite of this his said parliament, that all and every of his said Subjectes as well Spuall as Temporall the Heires Successours Executours and Administratours of them and every of them and all and singular bodies in any maner of wise Corporat, Cyties Boroughes Shires, Rydynges, Hundredes, Lathes, Rapes, Wapentakes, Townes, Villages and Tythynges and every of them, the successours and the successour of every of them shalbe by the auctorite of this p̄sent parliament acyquyt pardoned, released and discharged, ageynst his Highnes his Heires Successours and Executours and evy of them, of all and all maner offences contempes, trespas, wronges, deceytes, mysdemeanours, forfetours penaltes and p̄fities sūmes of money paynes of Deth and paynes [of *] corporall and pecuniary; and genially of all other thynges causes quarels sutes jugementes and execucions in this present acte hereafter not excepted nor forprised, which may be or can be by his Heighnes in any wise or by any meane pardoned, before and unto the last day of the moneth of Octobr in the xxj yere of his moost noble raigne, to every of his said Subjectes Bodies Corporate, Cities, Boroughes, Shires, Ridynges, Hundredes, Lathes, Rapes, Wapentakes, Townes, Villages and Tythynges or to any of them.

The King's Pardon to all Persons and Corporations;

Of all Offences, Forfeitures, Pains of Death, or other Pains corporal or pecuniary, Sutes, Quarrels, &c. unto the End of October, 21 Henry VIII.

II. This Pardon shall be as effectual as if the several Offences, Sutes, &c. were therein specified; and shall extend to all Matters not specially excepted.

AND ALSO the Kynges Highnes is contented that it be enacted by auctorite of this p̄sent parliament, that this said free pardon shalbe as good and effectual in the lawe to every of his said Subjectes of this his realme, and to all and every of the said Bodies Corporate Cities, Boroughes, Shyres, Rydynges, Hundredes, Lathes, Rapes, Wapentakes, Townes, Villages and Tythynges and to evy of them, by these genall Wordes before rehersed in all thynges whiche be not hereafter excepted, as the said Pardon shuld have been yf all offences contempes forfetours causes, maters, sutes, quarels, jugementes, execucions, penaltes, and all other thynges nat hereafter excepted, had be peticulerly singularly specially and playnly pardoned named rehersed and specyfied by p̄pre or expresse wordes and names, in ther kyndes natures and qualities in wordes and termes therunto requisite in the said pardon; and that his said Subjectes nor any of them their Heires Executours or Administratours nor the Heires Executours or Administratours of any of them nor any of the said Bodies Corporate Cities Boroughes, Shires Ridynges, Hundredes, Lathes, Rapes, Wapentakes, Townes, Villages, nor Tythynges, nor any of them, be sued vexed or inquieted in their bodies goodes landes nor catels for any maner matter cause contempt mysdemenour forfeyture trespas offence or any other thyng suffred done or comitted before the said last daye of Octobr, agaynst the Kynges Highnes,

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his Crowne þrogratyf, Lawes, Statutes or Dignitye, but only for suche causes matters and offences as be specially and playnely rehered in the excepçions and forprises in this þsent pardon hereafter mencyned and for non other; any statute or statutes lawes customes use or þcedent heretofore had made or used to the contrary in any wyse notwithstanding.

Also the Kynges Highnes of his bounteous liberalite, by auctorite of this þsent parliament graunteth and frely gyveth unto his said Subjectes and to every of them, and to evy of the said Bodies Corporate Cities Boroughes Shyres Rydynges Hundredes Lathes Wapentakes Townes Villages and Tythinges and to evy of them, all suche goodes catels fynes yssues þfyties aũciametes forfeitures and sômes of Money by any of them forfeited, which to his Highnes doo or shulde belonge or apperteyne by reason of any offence contempe mysdemenour trespas matter cause or quarell suffred done or cõmytted by them or any of them before the said laste day of Octoþr, which be nat hereafter specyally and playnly forprised and excepted in this þsent pardon: And that all and every the Kynges said Subjectes, and all and evy Bodies Corporate Cyties Boroughes Shyres Rydynges Hundredes Lathes Rapes Wapentakes Townes Villages and Thythynges, may by hymselfe or his or their Attourney or Attorneys plede and mynyste this þsent acte and free pardon, for his or their discharge of and for evy thinge that is therby pardoned, without any fee or other thinge therfor in anywise payenge to any pson or persones for pledyng writyng or entre of the judgement, or for any other cause concnyng the same, but only xij d. to the Clerk that shall entre the plee matter or judgement for his or their discharge in that behalf; any estatute or use to the contrary notwithstanding.

AND FURTHERMORE the Kynges Highnes is contented that yt be enacted by auctorite of this þsent parliament that his said free pardon, in all maner of Courtes of his Lawes and els where, shalbe reputed demed and juged allowed and taken, as well in the wordes and clauses of the excepçions and forprises specified in this þsent pardon and acte, as in all and singuler the other clauses wordes and sentence mencyned and rehered in the said free pardon, most beneficially and avaylably to all and singuler his said Subjectes of this his Realme, and to evy of the said Bodies corporated Cyties Boroughes Shyres Rydynges Hundredes Lathes Rapes Wapentakes Townes Villages and Thythynges and every of them, and most strongly in barre and discharge agaynst his Highnes his heires successours and executours in evy thinge, without obstacle chalenge or other delay whatsoever it be to be made pleded objected or aleged by the Kyng our Sovereigne Lorde his Heirs Successours or Executours, or by his or any of their generall Attourney or Attorneys or by any other person or psons for his Heighnes or any of his Heires Successours or Executours.

AND FURTHERMORE it is enacted by the Kyng our Soʒaign Lorde and by auctorite of this present parliament, that yf any Officer or Clerk of his High Courtes cõmonly called the Kynges Benche, Chauncery and Comon Place or of his Eschequer or any other Offyker or Clerk of any other of his Courtes within this Realme, after the feest of the Natyvyte of our Lorde God next cõmyng, make out or wryte out any maner of wryttes or other pcesse or any extractes or other þceptes, wherby any pson or psones of his said Subjectes or any of the said Bodies corporated Cyties Boroughes Shyres Rydynges Hundredes Lathes Rapes Wapentakes Townes Villages and Thythynges or any of them shalbe in any wyse arested attached distrayned sommoned or otherwise vexed troubled or greved in their bodies, landes, tenementes, goodes, or cattels or in eny of them, for or bycause of any maner of thinge acquitted pardoned released or discharged by this þsent Acte of free pardon, he soo offending and therof lauffully condempned shall yelde and pay for recompence therof to the partie soo greved or offended treble damages, accompted as parcell of those damages all costes of the sute; And neverthelesse all and singuler such writtes processe extractes and preceptes made or to be made for or upon any maner thyng acqyted pardoned released or discharged by this þsent Acte of free pardon shalbe utterly voyde and of non effecte.

EXCEPTS always and forprysed out of this pardon all maner of High Treason, all prepensed and voluntary murders, all robberyes of Churches, & robberies done upon (') mens psons, all other felonyes and robberies by the comen lawe of felonous takyng of any money goodes or cattels above the value of xx s. all felonous brennyng of Houses, all carnall ravysshementes of Women, all rasynge of Recordes, all Outlaries of High Treason and of all maner of felonyes other than felonyes to the said value of xx s. or under [the'] sôme: And that all other Outlaries had or promulged upon or agaynst any pson or psones for any cause, nat beyng Treason Murder or Felony above the said sôme of xx s. to be pardoned by the general Wordes of this pardon aforesaid, soo alway that the same psones and every of them stand to right to answeere or satisfie the partie at whose sute he is outlawed accordyng to the lawes of thys Realme.

ALSO EXCEPTED and forprised out of this pardon all offences and contempes cõmytted and done agaynst the statute or statutes of provysion & premunire or any of them, and all forfeitures and tytles that may growe to the Kynges Highnes by reason of any of the same estatutes, and all tytles and accions of Quare impedit, and all ravysshementes of the Kynges Wardes, all wastes of the Kynges Woodes in his Forestes Parkes or Chases, and conceylmentes of Customes and Subsedies, all ryotes routes and unlauffull assembles cõmytted and done above the nombre of xx psons: And also excepte and forprised out of this pardon all yssues and þfites fynes and other penalties for inclosours of Landes, and issues profites fynes and other penalties for decays of Houses of Husbandry, yf that the same inclosures be not reformed and the Landes put in tillage or the said Houses nat reedified before the last day of Septemþr next comyng: And also excepte all maner of alienacions and gyftes into mortmayne or to thuse of any maner of mortmayne; and all Intrusions had made or done in any Maners landes tenementes or other hereditamentes sythen the feest of Seynt Michel the Archangell whiche was in the xx yere of the Reigne of our said Soʒaigne Lorde: And also all offences cõmitted by dyggyng downe or castyng downe of any crosse or crosses whiche stode or were set in any comen or High way or wayes; and all and singuler dettes other then dettes growen upon Recognysaunces beyng allredy forfeited for suerte of the Peas, or for apparuance at any day or place:

III.
Grant to the Parties
of all Forfeitures
pardoned.

This Pardon may
be pleaded without
Fee, except 1s.

IV.
This Pardon shall
be taken most
beneficially for the
Parties.

V
Penalty on Officers
suing out Writs,
&c. for any Matters
hereby pardoned;
Treble Damages
to Party grieved.

VI.
Exceptions:
High Treason,
Murder, Sacrilege,
Felonies above 20s.
Outlawries for
Treasons, &c.
Other Outlawries
pardoned.

VII.
Other Exceptions:
Premunire;
Quare Impedit;
Ravishment of
Wards;

Concealments of
Customs, Riots,
Routs, &c.

Unlawful
Inclosures;

Alienations in
Mortmain;
Intrusions;

Throwing down
Public Crosses.
Recognysances
forfeited.

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Accounts and Actions thereon. Escapes of Convicts. Debts to the Crown by Judgement, &c. Issues forfeited, Fines offered, &c. to the Amount of 100 Shillings. All other Fines pardoned.

And excepted and forprysed. out of this pardon all accomptes, and all accions sutes and impeticions for the same accomptes and arrerages of accomptes and for the said Dettes or any of them hereby excepted and forprised; All Homages and Relyeffes, all wylfull escapes aswell of cōvyctes as other dettes which were due to the most noble Kyng of famous memory Kyng Henry the vij. or to any p.son or psons to his use by any condemnation recognisaunce obligacion or otherwise. All and singuler those Forfetours due to oure So^vaign Lorde Kyng Henry the vij. by any penall statute or statutes which be conv^ted into the nature of Dett by judgement or by agreement of the offenders before the fyrst day of this p^sent parliament; and all forfetours and other penaltes and profytes grown or due by reason of any offence or acte cōmytted or done contrary to any Statute or Statutes or cont^ry to the comon Lawe, wherof any seasure is made or any informacion gyven to the Kynges Eschequer or any sute there cōmensed before the said first day of this parliament, or wherof the Kynges Highnes by his Byll signed or otherwise heretofore hath made any gyft or assignement to any of his s^vavautes: And also excepted all yssues forfeited fynes am^unciamentes afferred taxed set extreted or juged se^vally and peticulerly [extended¹] to the sūme of C s. or above that sūme. And that all and singuler other fynes as well fynes pro licencia concordandi as other, and all other yssues and amerceamentes aswell reall as other, which se^vally or peticulerly extende nat to the said sūme of C s. whyther they be totted or nat totted taken to the charge of the Sheryf or nat taken to his charge extreted or nat extreted, whether they be torned into dett or nat dett and nat beyng levyed nor receyved by any Sheryfes or Sheryf Baylyf Mynysters or other Officers shall be fully clere and playnly pardoned and discharged agaynst the Kyng oure Sovereigne Lorde his Heires and Successours for ever.

VIII. Sheriffs discharged of Fines hereby pardoned, upon their own Oaths.

AND it is further enacted by the auctorite aforesaid, that in case yt be objected to any Sheryf or Sheryfs or other Accomptautes in the Kynges Court of Eschequer or in any other his Courtes, that any Sheryf or Sheryfes or other Officers Accomptaunt hath receyved or taken any suche fynes yssues or am^unciamentes before pardoned released and acquyted, that then every suche Sheryf & Sheryfs and other Accomptautes shalbe discharged released pardoned and acquyted therof by his or their othe without any further tryall in that behalf.

CHAPTER II.

AN ACTE concūginge suche as shall take Seyntwary for Fellonye or Murder.

All Felons and Murderers taking Sanctuary shall make their Abjuracion, &c. at the Time appointed by the Coroner; and be marked in the Hand with the Letter A. or in Default shall lose all Benefit of such Sanctuary.

BE it enacted by the Kyng our So^vaigne Lorde and the Lordes Spirituall and Temporall and the Comons in this p^sent parliament assembled and by auctorite of the same, That if any Parson take Seyntwary in any Church Churchyarde or other Holy Place for Felonye or Murder, where he ought by the Lawes and Customes of this Realme to have his abjuracyon for the same, that than the same Felon or Murderer shall take his abjuracion and passage out of the same Church Churchyarde or other Holy Place at such a day and tyme as shalbe lymyted to hym by the Coroner of the Shyre or Place wherin he taketh suche Sentwary; and that the Coroner immediatly after his confession and before his abjuracion shall cause every such Felon or Murderer to be marked with an hote yron upon the brawne of the thombe of the right hande with the Signe of an A. to the entent he may the better be knowne amonge the Kynges Subjectes that he was abjured: And than to gyve hym his abjuracion, and to be used in all other thinges as hath ben accustomed: And that all Mayres, Baillyfs and Constables shalbe attendaunt at the Cōmaundement of the Coroner for the due Execucion therof as they wyl answere at their pannels to the Kyng^e Highnes for the same. And yf any Felon or Murdrer that ought to have any suche Abjuracion refuse to take his passage out of the said Seyntwary at such tyme as shalbe lymyted to hym by the said Coroner, that than the said Felon and Murderer so refusing shall lose the benefyte of the same Seyntwarye and be taken out of the same and cōmytted to pryson; And further to be ordred for his offence after his merytes without any restitucion to Seyntwarye for the same.

CHAPTER III.

AN ACTE concūginge Delays in Assises.

Plaintiffs in Assise may sever and abridge their Plaints.

FOR AS MUCHE as Assyses which have ben [though¹] the most spedy remedy be now by occasion of pledyng of many barres to moytes and parties of the Landes put in vewe and playnt [greatly²] delayed for difficulties and dyvysion of pledyng, And one cause therof is because the [Plaintifes in the Assise in such Pleees to Moieties and Parties, cannot by the Law abrydge theyre Playntes: For Remedy wherof be it enacted That the³] Playntyf in every Assyse from hensforth may at his pleasure sever and abridge his playnt of any part or partes wherunto any barre is pledyd [by moyte, in like maner as he⁴] myght doo in case the pleees in barre had be made and dyvyded to any cōteyntie or nombre of Acres in the playnt; [and that the Plaint⁵] for the resydue of the parte or parties of the Landes nat abrydged shalbe and stande good and effectuall in the Lawe.

¹ extending Printed Copies.

² thought Printed Copies.

³ greatly Printed Copies.

⁴ } These Words omitted in the Roll are supplied from the oldest Printed Copies.

⁵ { in suche lyke maner as he or they Old Printed Copies.
by Moiety in like manner as he or they Modern Printed Copies.