



Statutes of the Exchequer 1322

1322 CHAPTER 0 15 Edw 2 temp incert

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The STATUTES of the EXCHEQUER.

Editorial Information

- X1** In those Editions which continue the Statutes beyond Edward II. several Articles have been placed between the Reigns of Edward II. and Edward III. under the Head of "Certain Statutes made during the Reigns of K. Henry III. K. Edward I. or K. Edward II. but uncertain when or in which of their Times." The Number and Nature of the Articles so classed vary in the several Editions. Under the present Head (as printed in Statutes of the Realm) are now arranged all such Articles, the exact Date whereof appears uncertain, but which have been uniformly considered as made previous to Edward III. and which have been admitted either into any Edition of the *Antiqua Statuta*, or into any general Collection of the Statutes.
- X2** Two separate Articles intituled "Districiones (or De Districione) Scaccarii," and "Statutum de Scaccario" have most generally been attributed to the 51st Year of King Henry III; and in the modern Printed Copies have been distinguished as Statutes 4 and 5 of that Year. In Rastall's Collection, Edit. 1603, it is suggested that they were made in the Reign of Edward I. and this seems confirmed by the Reference to the "Statutum de Scaccario" in the Statute of 16 Ed. II. relating to the Form of sending Estreats into the Exchequer. The Various Readings marked *MS. Cott.* are from the Cotton MS. *Claudius D.2. fo. 224.* from whence these Articles were printed by Cay.
- X3** The original text of this Act was not modern English. The traditional translation appears first with obsolete characters modernised. The original text (as an image) appears second.

E+W

Distresses of the Exchequer. The Owner may feed his Cattle impounded. Sale of Distress. No Distress shall be taken of ploughing Cattle, or Sheep. Distress shall be reasonable. Forasmuch as the Commonalty of the Realm hath sustained great Damage by wrongful taking of Distresses, which have been made by Sheriffs, and by other the King's Bailiffs, for the King's Debt, or for any other Cause: It is therefore provided [and ordained,] that when a Sheriff, or any other Man doth take the Beasts of other, they to whom the

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Beasts do belong may give them their Feeding without Disturbance, so long as they be impounded, without giving any Thing for their keeping. And that the Beasts, nor no other Distress taken for the King's Debt, nor for any other Cause, be [given ne] sold within fifteen Days after the Taking.

F1

Textual Amendments

F1 Words repealed by [Statute Law Revision Act 1863 \(c. 125\)](#)

Yet it is provided, that no Man of Religion, nor other, shall be distrained by his Beasts that gain his Land, nor by his Sheep, for the King's Debt, nor the Debt of any other Man, nor for any other Cause, by the King's [^{X4}or other Bailiffs][^{X5}but until they can find another Distress,] or Chattels sufficient whereof they may levy the Debt, or that is sufficient for the Demand; except impounding of Beasts that a Man findeth in his Ground damage-feasant, (^{X6}) after the Use and Custom of the Realm. And that such Distresses be reasonable, after the Value of the Debt or Demand, [^{X7}and by the Estimation of Neighbours, and not by Strangers,] and not outrageous.

Editorial Information

- X4 Variant reading of the text noted in *The Statutes of the Realm* as follows: *Bailiffs or by any other Man*
- X5 Variant reading of the text noted in *The Statutes of the Realm* as follows: *so long as they can find any other Distress*
- X6 Variant reading of the text noted in *The Statutes of the Realm* as follows: *which a Man may impound*
- X7 Variant reading of the text noted in *The Statutes of the Realm* as follows: *and after convenient estimation,*

F1

Les Estatuz del Escheqere.

Ex Lib. Scacc. Westm X. fo.28.
(32).

(¹) Districōdes de Se'cio.
E por ceo ke la cōmune du Reaume ad eu g'nt damage par torsemuse p'ises ke unt este fetes par Viscontes e par autre Bailif le Rey (²) ou par autre acheson;
¹ p' acheson de la dette le Roi. MS. Coit.
² par la dette le Rey Printed Copies.

Porveu est, (³) ke ceus a ques les avers sunt les pusent pestre de lur, saunz desturber k'nt il seront enparkez, saun ren doner por la garde. E ke les v'is ne nul autre destresse, p'ise pur la dette le Rey ou p' autre acheson, ne soient venduz d'edenz les quinze jurs, de la p'se.

¹ & ordreyz qe quant V'is ou autre home p'isge les v'is des autres. Old Printed Copies.

Unkore est porveu ke nul homme de religion, ne autre, ne seit destreint par ces bestes ke gaignent sa terre ne par ces berbiz por la dette le Rei ne por la dette d'autri, ne par autre encheson ne par les Bailiffs le Rey ne par autre home, taunt come lem treove autre destresse, e autre chateis suffisaunz, dunt lever la dette, ou ke soffise a la demaunde; hors p'is enparquement de bestes k'nt hom les treove fesauns damage, ke hom enparkez solum ley e usage de la terre. E ke les destresses soient renables a la montaanee de la dette ou de la demaunde solum [esme.] e notu pas utraguses.

¹ resoun. MS. Coit.
² bonne value et par estim Printed Copies.

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