

Fulshaw

Robert de Sherd complained against Roger son of Adam Walran chaplain of Over Alderley, in a claim that on 23 December 1307 Robert had seized a horse of his in his field at Fulshaw, taken it home, and kept it there until 8 January 1308, when he surrendered it upon being served with a writ. Robert reckoned the damage that he had suffered at ½ mark (6s 8d).

Roger appeared and stated that he was a bailiff of Hugh de Fowlshurst and John de Cotton, keepers of the earl's avowries in Cheshire. They say that Robert had negotiated with them on 6 November 1307 to pay them five shillings that he owed them one month later, on 6 December 1307; he having failed to do so, they seized the horse.

Robert denied any such arrangement, nor that he owed them a single penny. The matter being difficult, if not impossible, for an outsider to judge, Robert called for the process called 'waging law', when, backed by good sureties, he made an inviolable oath to the truth of his testimony. Roger was amerced 12d for having taken the horse.

20:290 [23 January 1308]

Rog^rus fil' Ad Walran Cap'lli de Oure Aldredlegh' sum' fuit ad respondend' Rob'to de Scherd de pl'ito capc' vnius equi &c'. Et vnde idem Rob'us quer' q'd die sabb'ti p^x^a ante Nat' d'ni. Anno r' R^s nu'c p'mo.⁸ in villa de Fulschaghe in quodam clauso ip'ius Rob'i d'cus Rog'us cepit quemdam equu' suu' & illum fugauit vsq' ad domu' ip'ius Rog'i in [blank] & ibi illu' impcauit & impcatum detinuit. a d'co die sabb'ti. vsq' diem Lune p^x^a post E'phiam d'ni.⁹ cont^a vad' & pleg'. quousq' deliber' fuit p br'e d'ni R^s vnde dicit q'd def'iorat^s est & dampnu' h'et ad valencia' d'i m^arc'. Et inde pducit sectam. &c'.

Et Rog'us venit & defend' vim & iniur' q'n. &c'. Et dicit q'd ip'e est ball's. Hugon' de Fouleshirst & Joh'is de Cotu' custodu' aduocar' d'ni Com' +in Com' Cestr'+ & p p^rceptu' p'd'cor custodu' co'gnouit capc'oem p'd'ci eqⁱ, qui +& quid' custodes+ veneru't. & se Junxeru't eide' Rog'o in respondendo. et aduocant capc'oem bona' & iustam. &c'. Dicu't e'im. q'd idem Rob'us r'ocinatus p eosdem de +die &c'. lune p^x' post fest' om'iu' s'cor pxi'o p^rt'ito+¹⁰ eo q'd esse +debuit+ in aduocar' d'ni Com' et de aduocaria illa se s'btraxit firma' sua' p aduocar' sua. no' soluendo. Pro resp^ctu h'endo ad se consulend' & certu' responsum inde faciend'. p^misit eisdem custodib^s q'inq' solid'. soluend' ad festu' S'ci Nich'i pxi'o p^rf^rito +sequ^s+¹¹ Et qa p'd'cus Rob'us p'd'cos denarios ad p'd'cm t'm' no' soluit, s'cdm consuetudine' aduocar' semp acten^s vsitatam aduocant capc'oem p'd'cam iustam. &c'.

Et p'd'cus Rob'us dicit. q'd p huiusmod' respectu' h'endo nu'cq^a p^misit eis q'inq' solid', nec aliq'm denariu'. Et hoc patus est fac'e p lege' sua' uel sicut Cur' consid'au'it, I'o consid'atu' est q'd vad' eis legem .&c'. ppl' Rog'i de Fulschawe & Will'i de Scherd, +postea+ fecit Lege'. I'o. quiet^s. &. p'd'cs Rog'us in m'ia. vt patet in pl'itis

20:447 [23 April 1308]

⁸ Saturday 23 December 1307

⁹ Monday 8 January 1308

¹⁰ Monday 6 November 1307

¹¹ Wednesday 6 December 1307

m'ia xij.d'

Rogerus fil' Ade Walran Capellani de Ourealdredeleg^h p iniusta detenc' cui^sd' equi
u^s Rob'tu' Scherd in m'ia p pleg' [blank]