

Hugh Mauger

In July 1297, Richard son of Richard Samage sued Richard de Draycote and Peter le Whelp, for having Wednesday 7 November 1296 seized a cow of his at a place called Stonyfurlong in the township of Burland, and having driven it to the house of Adam Noon in Burland and kept it there until it was released by Hugh Mauger.

Draycote says that that place is part of a half carucate of land that Richard Samage holds from him by homage and service of 4s a year (2s at Martinmas and 2s at Midsummer) and by fealty; that Philip de Draycote father of Richard de Draycote (whose heir Richard is) was seised by the hands of Reginald Samage (ancestor of the plaintiff, whose heir he is), and he, Richard de Draycote, was seised of 2s, being a half of the said yearly rent of 4s. Because Richard Samage denied the other 2s, which was now in arrear for three years, he distrained Richard Samage as his tenant.

Richard Samage says that Reginald his ancestor had two sons, one being Richard father of Richard, and the other Siward, to which two sons he gave by charter all his lands in Burland; to wit, half to Richard (his father) by service of 2s a year to Siward, the other half by service of 2s a year. Philip father of Richard de Draycote was seised of the service of 2s a year, and Richard de Draycote of the other, by the hands of Richard Samage his father. Richard de Draycote took fealty from him (Richard son of Richard) for the said service of 2s. Richard de Draycote denied that he had agreed to receive the rent of 4s in parts as Richard Samage claimed. In October Samage abandoned the suit, and was amerced one shilling.

However, in January 1298, Siward Samage then started another case against Draycote and Whelp, saying that they had taken a cow of his from his house in Burland and driven it to Draycote's park in Burland. Whelp stated that he was Draycote's bailiff, and that Siward was a tenant of Draycote at four shillings a year and was in arrear, so he had distrained him

On 6 May 1298 Richard Samage brought another suit against Draycote and Whelp, saying that on Saturday 19 February they seized a mare of his at a place called Stonyfurlong in the township of Burland, and having driven it to the house of Adam Noon in Burland, and kept it there for a week until it was released by royal writ. Whelp declined to answer without his master.

When Draycote eventually came to court, he said that Siward Samage was his tenant, holding four acres of land at a rent of 2s 2d for two years, but of which Siward had only paid him twopence. Siward replied that the rent was not a shilling a year, but a penny a year, which he had paid.

In February 1299 both cases were resolved by agreement: Richard and Siward Samage each paid the court a shilling for licence to agree.

9:211: 16 July 1297

Ric'us de Draycote & Petrus le Whelp, attach' fuer'nt ad respond', Ric'o filio Ric'i Samage de pl'ito q'd p'd'ci Ric's de Draycote & Petrus die M'curii px^a post festum O'im s'cor Anno .r'.r'.E.xxiiij^{to204}, in villa de Burlond in quodam loco qui vocat' Stanifurlond +iniuste+ cepunt quamdam vaccam suam & usq' domu' Ade Noon in B'lo'd fugau'unt, & ibid'm cont^a vad'm & pleg' detinuer't, quousq' lib'ata fuit p Hug' Maung'

Et p'd'cus Ric'us de Draycote p attorn' suu', & p'fatus Petrus in ppria psona sua, veniu't & defend' vim &c' & p'd'cus Ric's de Draycot' dicit p se & p'd'co Petro q'd aduocat p'd'cam capc'om in p'd'co loco bonam & iustam, tanq^am +sup+ v'm tenente' suu' & q'd quia p'd'cs loc^s est de corpe & ptinenciis dimid' carucate terre qui +id'm Ric's Sammage+ tenet & tenere debet p'd'co Ric'o de Draycote p homagiu' & s'uiciu' q^atuor solid' p annu' ad duos t'mi'os videl't ad festum s'ce Martini duos solidos, & ad festu' Natiuit' s'ci Joh'is Bapt'e duos solid' & p fidelitatem, Et inde dicit q'd Ph'us de Draycote pater ip'ius Ric'i Draycote cui^s h'es ip'e est fuit seisis p manus Regin' Sammage antec' p'd'ci Ric'i de Samage +c^s heres ip'e est+, & ip'e Ric'us de Draycote fuit seisis de .ij.s' vt de medietate p'd'ci ann' reddit^s q^atuor solidor. Et quia d'cus Ric's Mamage dedixit alios duos solidos q' sunt aret^o p tres annos, ante datam br'is impet^ati, distrinxit in p'd'co loco vt in feodo suo p'd'cm Ric'm Sammage vt v'm tenentem suu' p arrerag' p'd'ci annui reddit^s & sic aduocat capc'om p'd'cam bonam &c'

Et p'd'cus Ric's Samage dicit q'd pred'cus Regin's antecessor suus. h'uit duos filios, videl' Ric'm patrem ip'i^s Ric'i & +quend'+ Siwardu' quib^s d[edit] totam t'ram suam in Burlond p Cartam suam tenend' de capitalib^s d'nis feodi. videlicet ip'i Ric'o patri suo vna' medietate' [p s']uiciu' duor solidor p annu'. p'fato Siwardo. aliam medietatem p s'uiciu' alior duor solid' p annu', Et p'd'cs Ph's²⁰⁵ pat' p'd'ci Ric'i de Draycote fuit seisis de p'd'co s'uic'o duor solidor p annu', & ip'e Ric's de Draycote simil'r, p manu' Ric'i Samage p'ris sui & inde tent' fuit, Et ip'e Ric's de Draycote cepit fidelitate' de ip'o Ric'o filio Ric'i p p'd'co s'uic'o duor solidor & petit iud'm si pot'it aduocare +sup eum+ pp't' integru' quatuor solidor post fidelitate' ab eo acceptata' p p'd'co s'uic'o duor solid'

9:214: 16 July 1297

p^r

Et p'd'cus Ric's de Draycote dicit q'd nu'q^am acceptauit accipe p'd'cm redditum q^atuor solid' p partic'las vt p'd'cus Ric's Samage dicit & de hoc ponit se sup patriam. Et p'd'cs Ric's Samage simil'r, I'o p'cept' est vic' q'd venire fac' .xij. &c' q' nec &c'

10:3: 8 October 1297

M'ia .xij.d'.

D Ric'o Sauage quia no' est ps' u'sus Ric'm de Draycote & alios in br'i in pl'o capc'ois au' ppl' Hug' de Caluill'.

10:83: 14 January 1298

p^r.

Prec' est vic' q'd h're faciat Ric'o de Draycote retornu' &c'. u'sus Ric'm Samage, &c'. s'cdm q'd p cons' Cur' cons' fuit ad penultimu' Com' &c'.

10:88: 14 January 1298

p^r.

²⁰⁴ Wednesday 7 November 1296

²⁰⁵ sic

Sywardus Samage de Burlond op se. u^s Ric'm de Draycote & Petru' le Welp de pl'o capc'ois vni^s vacce Et p^rd'cs Ric's no' venit & vic' testat^r q'd no' est inuent^s &c' n^c aliquid h't &c' nisi que'dam siccu' redditu' de lib'is tenentib^s suis in Burlonde +vnde t^rmin^s no' du' venit+ Et p^rceptu' fuit vic' pⁱus q'd pon^ret eu' p^r vad' & saluos pleg' q'd esset hic ad hunc diem, qui nichil inde fecit s' testat^r vt sup^a q'd no' est inuent^s +&c'+. I'o p^rceptu' est vic' vt pⁱus. q'd ponat &c'. q'd sit &c'.

10:144: 6 May 1298

Petr' le Welp attach' fuit ad respondd' Sywardo Samage de Burlond de pl'ito capc'ois au^rior, vnde querit^r q'd ip'e sim'l cu' Ric'o de Draycote quandam vacca' suam in domo ip'ius Sywardi apd Burlond cepunt, & illam fugar't & in p^rcu' ip'ius Ric'i apd Burlond incu' ip'ius Ric'i apd Burlond inpcar' & inpcata' detinuer't q^ousq' delib'ac'o inde f'ca fuit p^r Ball'm R^s iuratu' &c'. vnde dic' q'd def'iorat^s est & damp' h't &c'.

Et p^rd'cus Petr^s venit & defend' vim &c' q'n &c'. & dic' q'd ip'e est Balliuus p^rd'ci Ric'i de Draycote cuius tene's ip'e est Sywardus & quia tenet^r ei in q^atuor sol' annuis de quodam ten' vbi capc'o p^rd'ca f'ca fuit, qui quid' reddit^s est aret^o, &c'. & vnde ip'e distr' p^r p^rcept' d'ni sui q' no' est attach', & sine q^o ip'e no' potest respondere, Et pet' aux' &c'.

10:145: 6 May 1298

p^r.

Ric's Samage optulit se. u^s. Ric'm de Draycote, de pl'ito capc'ois vnus +Jum'ti+ Et ip'e no' venit Et p^rcept' fuit vic' q'd attach' eum ita q'd esset hic ad hunc diem, qui nichil inde fecit, sed mandauit, q'd p^rd'cus Ric's de Draycote nichil h't in balliua sua, nisi redd' lib'or cartar' in Burlond quor t^s erit ad f'm Natiuit' s'ci Joh'is Bapt'e, p^rx^o futur²⁰⁶. Ideo p^r. est. vic'. q'd attach' eu' p^r illu' redd' &c'.

p^r.

Petr^s le Whelpe attach' fuit ad respondd' Ric'o Samage de pl'ito capc'ois vni^s Jum'ti, & vnde querit^r q'd d'cus Petr^s, vna cum p^rd'co Ric'o de Draycote quodd' iumentu' suu', die sabb'i p^rx^a post f'm Pur' b'e Mar' anno .r' R^s.E.xxvj^o.²⁰⁷ in villa de Burlond, in quod' c'to loco qui vocat^r Stanifurlong, iniuste cepit, & vsq' domu' Ade Noen, in Burlond fugauit, & ibid' cont^a vad'. &c'. p^rd'cm Jum'tu', inparcatu' detinuit, vsq' die' sabb'i p^rx^o sequ', quo die delib'ac'o f'ca fuit, p^r br'e d'ni R^s ad dampnu' suu', decem sol', & ampl', & ducit sectam. Et p^rd'cus Petr^s venit & defendit vim &c'. q'n. &c'. & dicit, q'd est ball's d'ci Ric'i de Draycote. Et quia d'cus Ric's Samage tenet^r d'no suo. in quatuor sol' annui redd', qui fu'unt aret^o, de vno anno; cepit illud Jum'tu' no'ie districc'ois, p^r illo redd' q^atuor sol'. & sic aduocat illam capc'oem bonam, vt ball's d'ni sui. Et quia no' potest rem duc^rre in iud'm sine d'no suo +qui no' est attach'+ petit auxiliu' Cur', q'd d'ns suus attach' q'd sit, &c'. Et p^r. est vic' q'd attach' &c'.

10:207: 17 June 1298

p^r.

Prec' est. sum' Ric'm de Draycote, q'd sit ad p^rx'm Com', ad respondd' Ric'o Samage, sim'l +cu'+ Pet^o le Whelpe s'uiante suo de quod' Jumento ip'ius Ric'i capto & detento, de qua capc'oe p^rd'cs Petr' no' potest respondere sine p^rd'co Ric'o d'no suo.

10:323: 9 September 1298

Dies datus est Ric'o Samage quer', & Ric'o de Draycote & Pet^o le Whelp. +& Siward de Burlond. & al' in br'i+ de pl'ito cap. vni^s Jum'ti. vsq' ad p^rx'm Com' p^rce p^rtiu', p^r duo br'ia.

11:16: 2 December 1298

²⁰⁶ Tuesday 24 June 1298

²⁰⁷ Saturday 8 February 1298

Dies datus est Ric'o Samage, quer', & Ric'o de Draycote & Pet'o le Whelp, de pl'ito ca[pc'onis vni's Jum'ti vsq' px' p'ce pciu']

11:20: 2 December 1298

Seward Samage de Burlond, quer', q'd Ric'us de Draicote & Petr's le Whlep', ceperunt & iniuste detine't q^amdam suam vaccam i' domo suo in [blank] die ven's px^a ante Natale d'ni anno .r'.R^s.E.xxv^{o208}, & det' &c'. vsq' vig' Circumcis' px^o seq'²⁰⁹, ~~ad g'ue dampnu' &c'~~ quousq' delib' fuit p ball'm d'ni Reg^s &c'. ad dampn', &c'. Et p'd'cus Ric'us venit p attorn' suu', & om'em i'iustam distr' dedit, et aduocat illam tanq^am iustam, eo q'd p'd'cus Seward tenet de p'd'co Ric'o. q^atuor acr' t're, in qua situat' quedam dom^s, p s'uic' .ij.s' & .ij.d'. p annu', vnde p'd'cus Ric'us seis' est de duob^s den'. & quia d'ci .ij.s'. sunt aret^o; distr' eum, vt ei b'n licuit. Et sic aduoc' iusta' distr'. &c'. Et p'd'cs Seward, dicit, q'd d'cs Ric'us nu'cq^am fuit seis', de .ij.s'. p'd'cis, p manu' suam. sed tantu'modo de .ij.d'. p'd'cis. Et q'd ita sit, & q'd nichil sit ei a ret^o de ill' .ij.d'. annuis; petit q'd inquirat'. Pret'a, d'cs Siward dicit, q'd ip'e potuit distr', ex^o domu' sufficient', si quod ei fuisset aret^o, de s'uic'o suo, & hoc petit si'lr, q'd inquirat'. Et p'd'cs Ric's si'lr. Ideo cap' inq's' que differt' vsq' ad px'm Com'. Et p'. est vic' q'd venire fac' .xij. &c'.

11:56: 13 January 1299

Dies datus est Ric'o Samage, quer'. & Ric'o de Draycote & Pet'o le Welp, de pl'ito cap. vni's Jum'ti. vsq' ad px'm Com', p'ce ptiu'

11:79: 17 February 1299

m'ia. xij.d'

D Ric'o Samage p lic' concord'di cu' Ric'o de Draicote de pl'to. cap. au'ior. ppl', Siward Samage. Et est concordia tal' q'd p'd'cus Ric'us recogn' se ten'i p'd'co Ric'o de Draicote, in .ij.s.;, anni. redd' p. vno mes' & quatuor acr' t're in Burlond p se & hered' suis, d'co Ric'o de Draicote & her' suis.

11:80: 17 February 1299

m'ia. ij.s'

D Siwardo Samage, p lic' concord'di cu' p'd'co Ric'o de Draicote, de pl'ito cap. au'ior. ppl', Ric'i Samage, Et est concord' tal', q'd p'd'cus Siward, recogn' se ten'i eidem Ric'o de Draicote, in .ij.s',.ij.d'. annu' redd' p vno mes' & q^atuor acr' t're cu' p'tin' in Burlond, p se & her' suis, soluend' annuati' eid'm Ric'o de Draicote & her' suis, imp'p'm.

²⁰⁸ Friday 21 December 1296

²⁰⁹ Monday 31 December 1296