

Henry le Walsh

On Sunday 15 February 1310 at the Green Lane in Toft, Henry le Walsh seized a mare belonging to Roger de Toft, and drove it to Wych Malbanc (Nantwich). When challenged in the county court, Walsh said that he was bailiff of Richard de Fowlshurst, the sheriff; that Roger de Toft was a doomsman in Northwich hundred, and as such was obliged to do suit to the hundred court every three weeks. On Wednesday 19 November 1309 Roger had not appeared, and was amerced 2s, for which Walsh had levied this distraint.

Toft said that neither he nor any of his ancestors had ever been a doomsman at Northwich hundred court, but merely a *sectator*, a tenant owing suit of court. Walsh replied that that court had four doomsmen, of which Toft was one, and so on the occasion in question only three had attended.

The jury found that Toft had spoken the truth; that he was a ‘suitor’, not a doomsman. The justice asked the jury who, then, was the missing doomsman: they said, the lord of Toft. The justice therefore ordered that the lord of Toft be distrained to do his service as doomsman.

22:581: 12 May 1310

Henr' le Walshe attach' fuit ad respond' Rog'ro de Tofte de pl'ito quare cepit quodda' lumentu' suu' & ill'd iniuste detinuit &c' Et vn' Id'm Rog's quer' q'd die d'nica pxi'a post festu' s'ci valentini anno reg's nu'c t'cio¹⁴ in Tofte in c'rto loco qui vocat' le Grenelone cepit quoddam lument' ip'ius Rog' & ill'd fugauit usq' ad Wycu' Malbanu' & ibi illud impcauit & impcatu' detinuit &c' quousq' &c' p' p'cept' d'ni reg's vn' dicit q'd def'iorat' est & dapnu' h't ad val' di' m'rc' & inde p'ducit secta' &c'.

Et p'd'cus Henr' venit & defend' vim & iniur' q'n &c' Et dicit q'd ip'e est ball's Ric'i de Fuleshurst nu'c vic' Cestris' & tanq'm ball's ei'd'm Ric'i cognouit p'd'cam capc' iusta' &c', Quia dicit q'd Id'm Rog' de Tofte est vn' Judicator in Hundr' d'ni reg's de Norwyco & secta' debet ad quemlibet Hundr' de trib's septim' in tres septim' ut Judicator eiusd'm Hundr' et quia ad Hundr' tentu' apud Norwic' die M'curii p'x^a ante festu' S'ci Clement's. pp'e. anno reg's nu'c t'cio¹⁵ Id'm Rog's de Tofte vt Judicator ib'd exact's no' venit vn' am'ciat' fuit ad duos solid' quos quidem duos solid' p'd'cus Ric's vic' eid'm Henr' dedit in precept' ad leuand', pro quib's duob's solid' id'm Henr' vt ball's p'd'ci Ric'i [vic'] distr' cepit p'd'cm Jument' sicut ei b'n licuit Et ita cognouit p'd'cam capc' iustam [vic' p'd'ci] &c' sine quo &c'. — Et s'r hoc venit p'd'cus Ric's vic' & iu'xit se p'd'co Henr' ball'io [suo &] acceptat aduocar' p'd'ci Henr' ball'i sui no'ie d'ni reg's &c'.

Et p'd'cus Rog's de Tofte dicit, q'd pred'ci Ric's vic' & Henr', pro p'd'cis duob's solid' sup' ip'm tanq'm Ju]dicator' +districc'om illa' iustam+ aduocar' no' possu't, quia dicit q'd ip'e nec an'cessor' +sui+ nu'q'm fuer' Judicator' in ead'm Cur' [deb'] secta' ad p'd'cam Cur' ut Judicator', set fecer' q'ndam secta' ad eand'm Cur' vt sectator' et no' [Judica]tor' et hoc pat' est verifcar' prout Cur' consid' &c'.

Et p'd'cus Ric' vic' pro d'no reg' dicit q'd in quol't Hundr' ad minus debent esse quatuor Judic' et id'm Rog's toto tempe suo in Hundr' p'd'co hucusq' calu'pniatus fuit tanq'm. Judicator. & alii Judicator' no' uenit nisi tres Judicator', & ip'm Rog'm q'rtu' & hoc paratus est verifcar' pro d'no R' &c' Ideo preceptu' est vic' q'd venire fac' ad p'x'm

¹⁴ Sunday 15 February 1310

¹⁵ Wednesday 19 November 1309

Com' .xij. &c' per quos &c' — Postea continuato processu usq' diem Mart^s p^x^a post festu' Assu'pc' b'e Marie anno regni R^s E. qⁱnto.¹⁶ ad quem diem ven' ptes & simil'r .xij. de concessu p^ciu' electi Qui dic' s'r sacr'm suu', q'd p^rd'cus Rog^rs debet secta' ad Hundr' pred'cm vt sectator & no' vt Judicator, Ideo ip'e inde quiet^s &c'. Et pred'ci Jur' ques' +p Rege+ ex quo id'm Rog^rs no' est Judicator Hundr' pred'ci, et in Hundr'o p^rd'co quatuor Judicator' ad min^s esse debeat, quis onus p^rd'ce secte sicut Judicator de Jure supportare deb', Dic' q'd d'ns de Tatton'. on^s pred'ce secte vt Judicator supportare debet de Jure. Ideo preceptu' est vic' q'd distr' p^rd'cm d'nm de Tattone ad p^rd'cam sectam tanq^am Judicator' faciend' &c'.

22:768: 30 June 1310

Dies dat^s est Rog'o de Toft querent', & Henr' le Walsche & Ric' de Fouleshurst de audiend' iud'o suo de pl'ito capc'ois & detenc' cuiusda' Jum'to vsq' ad p^x' Com' eo q'd &c'.

¹⁶ Tuesday 17 August 1311