

Lib. I. Cap. X. Of Tenant per le Verge. Sect. 79.

Vide Sect. 92 and 379.
Fleta, lib. 2. cap. 66.
Vide Statut. de Extent.
Maner. 14 E. 1.

of many Significations. In this Place it signifieth an Officer of Justice, viz. a Keeper of Courts, &c. Fleta describeth the Office and Duty of this Officer at large most excellently: Provideat sibi dominus de seneschallo circumspetto & fideli, viro provido & discreto & gratiofo, humili, pudico, pacifico, & modesto, qui in legibus consuetudinibusque provinciarum & officio seneschalciarum se cognoscat & jura domini sui in omnibus teneri

Vide lib. 4. Cases de Copyholds, fo. 26, 27, 39.

affectet, quique subballivos domini in suis erroribus & ambiguis sciat instruere & docere, quique egenis parcere, & qui nec prece vel pretio velit a tramite justitiæ deviare, & perverse judicare, cujus officium est curias tenere maneriorum & de subtractionibus consuetudinum, servitiorum, reddituum, sectarum ad curiam, mercata, molendina domini & ad visus frankpledge, aliarumque libertatum domino pertinentium inquirat, &c. The Residue pertaining to his Office is worth your Reading at large. Every Steward of Courts is either by Deed or without Deed; for a Man may be retained a Steward to keep his Court-Baron and Leet also belonging to the Manor without Deed, and that Retainer shall continue until he be discharged. The Lord of a Manor may make Admittances out of Court and out of the Manor also, as at large appeareth in my Reports.

luy que prist la terre, mesme l'verge, ou un autre verge en nosme del seisin, & pur cel cause ils sont appellez tenants per le verge, mes ils nont autre evidence, sinon per copy de Court roll.

shall deliver to him that taketh the Land the same Rod, or another Rod in the Name of Seisin, and for this Cause they are called Tenants by the Verge; but they have no other Evidence but by Copy of Court-Roll.

Sect. 79.

Cro. Jac. 178.
Vide Lambard's Exposition of Saxon Words.

BAILE bailie. This Word bailie, as some say, cometh of the French Word Bailife, in Latin Balivus, but in Truth Bailie is an old Saxon Word, and signifieth a safe Keeper, or Protector, and baile or ballium is safe keeping or Protection: And thereupon we say when a Man upon Surety is delivered out of Prison, traditur in ballium, he is delivered into Bail, that is, into their safe keeping or Protection from Prison: And the Sheriff that hath Custodiam Comitatus, is called ballivus, and the County balliva sua.

4 Co. 28.
Fleta, l. 2. cap. 69.
Ante 59. a.

The Reeve is derived of the Saxon Word gerefa or gereve; and by Contraction or rather Corruption greve, or Reve, and is in Latin præfectus or præpositus. It signifies as much as appruator, a Disposer or Director, as Wood-reeve, Sheep-reeve, Shire-reeve, &c. whereof more shall be said hereafter. Vide Fleta lib. 2. cap. 67. where he treateth of the Office of the Bailiff, and cap. 69. de officio præpositi, of

Et auri en divers Seignories & Manors, il y ad tiel custome, si tiel tenant que tient per custome voloit aliener les terres ou tenements, il poit surrender ses tenements a le Bailly, ou a le Reeve, ou a deux probes homes des Seigniorz, al use cestuy que avera le terre, daver en Fee simple, Fee taile, ou pur terme de vie, &c. Et tout ceo ils presenteront al prochaine Court, & donqz celui que avera la terre per Copy de Court Roll, avera mesme la terre solongz l'entent del surrender.

AND also in divers Lordships and Manors there is this Custom, viz. if such a Tenant which holdeth by Custom will alien his Lands or Tenements, he may surrender his Tenements to the Bailiff, or to the Reeve, or to two honest Men of the same Lordship, to the Use of him which shall have the Land, to have in Fee-simple, Fee-tail, or for Term of Life, &c. and they shall present all this at the next Court, and then he, which shall have the Land by Copy of Court Roll, shall have the same according to the Intent of the Surrender.