

occuper la terre luy
mesm sil voit. Et tuel
Gardeine en socage
ne prendra ascuns is-
sues ou profits de
tielz terres ou tene-
ments a son use de-
mesne, mes tantsole-
ment al use & pro-
fit del heire, & del
ceo il rendra accompt
al heire quant pleast al
heire apres ceo que
l'heire accomplish lage
de xiiii. ans. Mes
tiel Gardein sur son
accompt avera allow-
ance de tous les
reasonable costs & ex-
pences en tous cho-
ses, &c. Et si tiel
gardein maria l'heire
deins xiiii. ans, il
accomptera al heire,
ou a ses executors de
value del mariage,
coment que il ne prist
riens pur le value del
mariage, pur ceo que
il serra rette sa folly
demesne, que il luy
voilloit marier sans
prendre la value del
mariage, sinon que il
luy maria a tiel ma-
riage que est tant en
value come le mari-
age del heire, &c.

And when the Heir
cometh to the Age of 14
Years compleat, he may
enter and oust the Guar-
dian in Socage, and oc-
cupy the Land himself
if he will. And such
Guardian in Socage shall
not take any Issues or
Profits of such Lands or
Tenements to his own
Use, but only to the Use
and Profit of the Heir,
and of this he shall ren-
der an Account to the
Heir when it pleaseth
the Heir, after he accom-
plisheth the Age of 14
Years. But such Guardi-
an upon his Accompt
shall have Allowance of
all his reasonable Costs
and Expences in all
Things, &c. And if such
Guardian marry the
Heir within the Age of
14 Years, he shall ac-
count to the Heir or his
Executors of the Value
of the Marriage, al-
though that he took no-
thing for the Value of
the Marriage; for it shall
be accounted his own
folly, that he would mar-
ry him without taking
the Value of the Marri-
age, unless that he mar-
rieth him to such a Mar-
riage, that is as much
worth in Value as the
Marriage of the Heir.

Guardian in Socage shall
take into his Custody, as
well the Rent-charges, &c.
as the Land holden in So-
cage, because he hath the Cu-
stody of the Heir.

¶ *Si le tenant ad
issue & devie.* The same
Law it is, if the Tenant hath
no Issue; but a Brother
or Cousin within Age of 14
Years at the Time of his
Death. [a] Also this doth ex-
tend as well to Issue female
as to Issue male. [a] 10 R. 2. Account, 132.

¶ *Deinslage de 14
ans.* Of this sufficient
hath been spoken in the next
precedent Chapter.

¶ *Donques le pro-
cheine Amy del heire a que
le inheritance ne poit dis-
cender.* The next Friend
of the Heir, &c. Here Amy
or Friend is taken for the next
of Blood, so the Effect of it
is, that the next of his Blood,
to whom the Inheritance can-
not descend, whereby Affini-
ty without Blood is exclu-
ded. Glanvil, lib. 7. cap. 11.
Britton 163.
Fleta, lib. 1. cap. 9.
Stat. de Hibernia, tit.
Partition.
3 Co. 37.

¶ *Le procheine.* The
next.

[b] If there be three Bre-
then, and the youngest hold-
eth Land in Socage, and
hath Issue and dieth, his Is-
sue within Age of 14 Years,
both the Uncles are in equal
Degree, and yet the eldest shall
be Guardian, because in e-
qual Degree the Law pre-
ferreth him. [c] And yet if
Lands holden in Socage be
given to a Man and to the
Heirs of his Body, and he
dieth, his Heir within Age,
the next Cousin of the Part of
the Father, albeit he be wor-
thier, shall not be preferred
before the next Cousin of the
Part of the Mother; but such
of them as first seileth the
Heir shall have his Custody:
But if Lands be given in
Frankmarriage, and the Do-
[b] Plow. 446. b.
Post 118. b.
[b] Vid. 30 Aff. 47.
[c] Pl. Com. Carrel's
Case.
2 Rol. 40. Ante 22. a.
47 H. 3. Gard. 146.

neer have Issue and die, their Issue within Age of 14 Years, the next of Kin of the Part of the
Mother shall have the Custody of the Body, and not the next of Kin of the Part of the
Father, albeit he first seiled it, because the Mother was the Cause of the Gift. If a Man be
seiled of Lands holden in Socage of the Part of his Father, and of other Lands holden in
Socage of the Part of his Mother, and dieth, his Issue being within the Age of 14 Years;
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