

<sup>1</sup> H. 7. 19. <sup>2</sup> R. 2.  
ubi supra.  
P. 3. El. Bendloe.

<sup>23</sup> H. 7. 12.

If a Feme sole maketh a Lease for Life or Years, reserving a Rent, and granteth the Reversion in Fee, and taketh Husband, this is a Countermand of the Attornment.  
Where our Author putteth his Case of the whole Reversion, if two Coparceners be of a Reversion, and one of them granteth the Moiety by Fine, the Comtee shall have a Quid juris clamat for the Moiety.

If in the Case that our Author here putteth of several Grantees, if the Tenant attorn to both of them, the Attornment is void, because it is not according to the Grant. If a Reversion be granted for Life, and after it is granted to the same Grantee for Years, and the Lessee attorneth to both Grants, it is void for the Incertainty: A multo fortiori, if the Lord by one Deed grant his Seigniorie to J. Bishop of London, and to his Heirs; and by another Deed, to J. Bishop of London, and to his Successors, and the Tenant attorn to both Grants, the Attornment is void; for albeit the Grantee be but one, yet he hath several Capacities, and the Grants are several, and the Attornment is not according to either of the Grants.

But if A. grant the Reversion of Black-Acre or White-acre, and the Lessee attorn to the Grant, and after the Grantee maketh his Election, this Attornment is good; for albeit the State was uncertain, yet he attorned to the Grant in such sort, as it was made; and so note a Diversity between one Grant and several Grants; and observe in this Case an Attornment good in Expectation, and yet nothing passed at the Time of the Attornment, but by the Election subsequent.

Sect. 553.

**H**ERE is to be observed, that when a Man maketh a Feoffment of a Manor, the Services do not pass, but remain in the Feoffor until the Freeholders do attorn; and when they do attorn, the Attornment shall have relation to some Purpose, and not to other. For albeit the Attornment be made many Years after the Feoffment, yet it shall have relation to make it pass out of the Feoffor ab initio, even by the Liberty upon the Feoffment; but not to charge the Tenants with any mean Arrearages, or for Waste in the mean Time, or the like.

If a Reversion of Land be granted to an Alien by Deed, and before Attornment the Alien is made Denizen, and then the Attornment is made, the King upon Office found shall have the Land: For as to the Estate between the Parties, it passeth by the Deed ab initio.

If a Man plead a Feoffment of a Manor, he need not plead an Attornment of the Tenants; but (if it be material) it must be denied or pleaded of the other Side.

And upon Consideration had of all the Books touching this Point, whether the Services of the Freeholders do pass, wherein there have been three several Opinions, viz. some have holden that the Services do pass in the Right by the Liberty as Parcel of the Manor: But not to abate without Attornment, as in the Case of the Fine. And others have holden, that they both pass in Right and in Possession to distrain without Attornment. And the third Opinion is, that in this Case the said Services pass neither in Possession, nor in Right; but until Attornment remain

**I**tem si home soit seigneur de un manoir, quel manoir est parcel en demesne, & parcel en service, si il voille aliener cel manoir a un autre, il convient que per force del alienation, que tous les tenants que seignent del alienor, come de son manoir, attornent al alienee, ou autrement les services demurront continualment en l'alienor, forpise tenants a volunt, car il ne besoign que Tenants a volunt attournent sur tiel alienation.

**A**lso if a Man be seised of a Manor, which Manor is Parcel in Demesne, and Parcel in Service, if he will alien this Manor to another, it behoveth that by Force of the Alienation, all the Tenants which hold of the Alienor as of his Manor, do attorn to the Alienee, or otherwise the Services remain continually in the Alienor, saving the Tenants at Will; for it needeth not that Tenants at Will do attorn upon such Alienation, &c.

Temps E. 2. Attornment, 48 E. 3. 15.  
3 Co. 20.  
1 Leon. 208.

Plowd. 482. b. 483. a.  
34 E. 3. Double Plea 24.  
42 Aff. p. 6. 43 Aff. p. 20.  
2 Cro. 636.  
6 Co. 63. a.  
8 Co. 82. b.  
Plowd. 259. a.  
Doc. pla. 239.  
26 E. 3. Per quæ servitia.  
8 H. 4. 1. b. 12 H. 4.  
20 H. 6. 7. 35 H. 6.  
9 E. 4. 33. 13 H. 7.  
14. a. 1 H. 7. 31.  
4 E. 6. Attornment,  
Br. 30.