

² E. 2. Age 132. and others, which Books do not prove that the Cessavit doth not lie in that Case, but the contrary, that he shall have his Age, to the End he may at his full Age certainly know what to plead, or what Arrearages to tender; for the Land was originally charged with the Seigniorie and Services.

Sect. 727.

MES ore p lestatute fait ^{11 H. 7. cap. 10.} il est ordeine, si ascun feme discontinue, alien, release, ou confirme ove Garrantie ascun terres ou tenements que el tient en Dower pur terme de vie ou en taile del done sa primer baron, ou de ses Ancestors, ou del done d'ascun auter seisie al use le primer baron, ou de ses Ancestors, que tous tiels Garranties, &c. seront voides, & que bien iirroit a cestuy que avoit ceur terres ou tenements apres la mort de mesme la feme d'enter.

BUT now by the Statute made ^{Ante 325. 52. b.} ^{11 H. 7. cap. 10.} it is ordained, if any Woman discontinue, alien, release or confirm with Warranty any Lands or Tenements which she holdeth in Dower for Term of Life, or in Tail of the Gift of her first Husband, or of his Ancestors, or of the Gift of any other seised to the Use of the first Husband, or of his Ancestors, that all such Warranties, &c. shall be void, and that it shall be lawful for him which hath these Lands or Tenements after the Death of the same Woman to enter.

This is an Addition to Littleton, and therefore to be passed over. And hereof sufficient hath been said before, Sect. 697.

Sect. 728.

Item il est parl' en le fin de le dit estatute de Glouc' q' parle de le alienation ovesq' Garrantie fait p le tenant p le Curtesie en cest form. Ensement, en mesme le manner ne soit l'heir la fein aps la mort l' per & l' me' bar d'acion, sil dema' da l'herit ou l' mariage sa mere per Brief Dentre q' son per aliena en temps sa me', dont nul fine est levy en la Court l'

Also it is spoken in the End of the said Statute of *Glouc'* which speaketh of the Alienation with Warranty made by the Tenant by the Courtesie in this Form. Also, in the same Manner, the Heir of the Woman after the Death of the Father and Mother shall not be barred of Action, if he demandeth the Heritage or the Marriage of his Mother by Writ of Entry, that his Father aliened in his Mother's Time,

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Dont nul fine est levy en le Court le Roy,

Ec. Here are three Things ^{Ante 360. a. 365. b.} worthy of Observation concerning the Construction of Statutes. First, That [a] it is the most natural and genuine Exposition of a Statute to construe one Part of the Statute by another Part of the same Statute, for that best expreth the Meaning of the Makers. ^{Vide Bract. li. 4. f. 321.}

As here the Question upon the general Words of the Statute is, whether a Fine levied only by a Husband seised in the Right of his Wife with Warranty shall bar the Heir without Assets? And it is well expounded by the former Part of the Act, whereby it is enacted, that Alienation made by Tenant by the Courtesie with Warranty shall not bar the Heir, unless Assets descend. ^{Flora, lib. 5. cap. 34. 6 Co. Gregory's Case. 5 Co. 60. 7 Co. 37. 8 Co. 20, 118, 138. Plowd. 204, 205, 206. a. 455, 487. a. 11 Co. 62. b.}