

records of every of the same counties where any such inrollment shall be so made, to the intent that every party that hath to do therewith, may resort and see the effect and tenor of every such writing so inrolled.

II. Provided always, That this act, nor any thing therein contained, extend to any manner lands, tenements, or hereditaments, lying or being within any city, borough or town corporate within this realm, wherein the mayors, recorders, chamberlains, bailiffs or other officer or officers have authority, or have lawfully used to inroll any evidences, deeds, or other writings within their precinct or limits; any thing in this act contained to the contrary notwithstanding.

## CAP. XVII.

A servant imbezzling his master's goods to the value of forty shillings, shall lose the privilege of his clergy and sanctuary.

1 Ed. 6. c. 12. and repealed by 1 M. sess. 1. c. 1. See 5 El. c. 10. 3 Inst. 105.

See 21 H. 8. c. 7.  
28 H. 8. c. 2.  
Confirmed by

## CAP. XVIII.

If any person do, or procure any thing to be done, to the annoying of the stream of the river of *Thames*, making of shelves by any manner of means, by mining, digging, casting of dung, rubbish, or other thing in the same river; or take or convey away any boards, stakes, timber-work, pillars or other things from the said banks or walls, except it be to repair or amend the same again, or dig or undermine any banks or wall upon the water-side of *Thames*, to the hurt, impairing or damage of the said banks or walls, he shall forfeit for every time so offending C. s. to the King, and to the mayor and commonalty of *London*, to be recovered by the mayor and commonalty by bill, plaint, writ of debt or information, wherein no essoin, wager of law, protection, &c. A proviso for taking of ballast for ships in the shelves near unto *Thames*, the said gravel, earth or rubbish of which shelves, any person may take and carry away.

## CAP. XIX.

Sanctuary persons shall wear badges, and no weapons. They shall not go abroad before sun-rising, nor after sun-setting. They shall not resist their governors. Their governors shall determine contracts of debts, trespasses, and covenants between them under xl. s.

REP. 1. Jac. 1. c. 25. & 21 Jac. 1. c. 28.

## CAP. XX.

*For tithes to be paid throughout this realm.*

**F**ORASMUCH as divers numbers of evil disposed persons inhabited in sundry counties, cities, towns and places of this realm, having no respect to their duties to Almighty God, but against right and good conscience have attempted to subtrael and withhold, in some places the whole, and in some places great parts of their tithes and oblations, as well personal as predial, due unto God and holy church; (2) and pursuing such their detestable enormities and injuries, have attempted in late time past to disobey, contemn and despise the process, laws and decrees of the ecclesiastical courts of this realm, in more

This statute is confirmed and enlarged by 2 & 3 Ed. 6. c. 13.

*temerous and large manner than before this time hath been seen :*

Tithes shall be paid according to the custom of the parish where they be due.

The offender in subtracting of tithes shall be convented before the ordinary.

The offender shall be bound by two justices of peace, &c. to obey the ordinary's sentence.

(3) for reformation of which said injuries, and for unity and peace to be preserved amongst the King's subjects of this realm, our sovereign lord the King being supreme head on earth (under God) of the church of *England*, willing the spiritual rights and duties of that church to be preserved, continued and maintained, hath ordained and enacted by authority of this present parliament, That every of his subjects of this realm of *England*, *Ireland*, *Wales*, and *Calais*, and marches of the same, according to the ecclesiastical laws and ordinances of his church of *England*, and after the laudable usages and customs of the parish or other place where he dwelleth or occupieth, shall yield and pay his tythes, offerings and other duties of holy church ; (4) and that for such subtractions of any of the said tithes, offerings or other duties, the parson, vicar, curate, or other party in that behalf grieved, may by due process of the King's ecclesiastical laws of the church of *England*, convent the person or persons so offending before his ordinary, or other competent judge of this realm, having authority to hear and determine the right of tithes, as also to compel the same person or persons offending to do and yield their said duties in that behalf. (5) And in case the ordinary of the diocese or his commissary, or the archdeacon or his official, or any other competent judge aforesaid, for any contempt, contumacy, disobedience or other misdemeanor of the party defendant, make information and request to any of the King's most honourable council, or to the justices of the peace of the shire where such offender dwelleth, to assist and aid the same ordinary, commissary, archdeacon, official or judge, to order or reform any such person in any cause before rehearsed ; that then he of the King's said honourable council, or such two justices of peace, whereof the one to be of the *quorum*, to whom such information or request shall be made, shall have full power and authority, by virtue of this act, to attach or cause to be attached, the person or persons against whom such information or request shall be made, (6) and to commit the same person or persons to ward, there to remain without bail or mainprize, till that he or they shall have found sufficient surety, to be bound by recognizance or otherwise before the King's said councillor, or justice of peace, or any other like councillor, or justice of peace, to the use of our said sovereign lord the King, to give due obedience to the processes, proceedings, decrees and sentences of the ecclesiastical court of this realm, wherein such suit or matter for the premisses shall depend or be. (7) And that every of the King's said councillors, or two justices of the peace, whereof the one to be of the *quorum* as is aforesaid, shall have full power and authority, by virtue of this act, to take, receive, and record recognizances and obligations in any of the causes above written.

This act shall not extend to the citizens of London,

II. Provided alway, That this act, or any thing therein contained, shall not extend to any inhabitant of the city of London,

*London*, for or concerning any manner of tithe, offering, or other ecclesiastical duty, grown and due, to be paid or yielded within the same city, because there is another order made for the payment of tithes and other duties within the said city.

III. Provided also, That every person and persons, being party or parties to any such suit, shall and may make and have his and their lawful action, demand or prosecution, appeals, prohibitions, and all other their lawful defences and remedies in every such suit, according to the said ecclesiastical laws, and laws and statutes of this realm, in as ample and liberal manner and form as they or any of them might have had, if this act had never been made; any thing in this act above written notwithstanding.

IV. Provided always, and be it enacted by authority aforesaid, That this act for recovering of tithes, ne any thing therein contained, shall take force and effect but only until such time as the King's highness, and such other xxxii. persons which his Highness shall name and appoint for the making and establishing of such laws as his Highness shall affirm and ratify, to be called the ecclesiastical laws of the church of *England*; (2) and after the said laws so ratified and confirmed as is aforesaid, that then the said tithes to be paid to every ecclesiastical person according to such laws, and none otherwise.

25 H. 8. c. 19.  
f. 7.  
13 Car. 2.  
stat. 1. c. 12.  
f. 5.

32 H. 8. c. 7.

#### CAP. XXI.

An act for the payment of tithes within the city and suburbs of *London*, until another law and order shall be made and published for the same.

EXP. 37 H. 8.  
c. 12.

#### CAP. XXII.

The King shall have the moiety of the profits of those lands already converted from tillage to pasture sithence three years before *Ann. 4. H. 7.* until the owner hath builded up a convenient house to inhabit, and converted the same pasture to tillage again; and also shall take the moiety of the issues of those lands hereafter to be converted, if the immediate lord do it not within one year,

4 H. 7. c. 19.  
7 H. 8. c. 1.  
5 & 6 Ed. 6. c. 5.  
5 El. c. 2.  
REP. 39 El.  
c. 1. & 21 Jac. 1  
c. 28.

#### CAP. XXIII.

*For the preservation of the havens in Devon and Cornwall.*

WHERE by a statute made in this present parliament, for and concerning the amending and maintenance of the havens and ports of Plymouth, Dartmouth, Tinmouth, Falmouth and Fowey, in the counties of Devonshire and Cornwall, among other things it was ordained and enacted, That no person or persons from and after the feast of St. Michael the archangel, which was in the twenty-fourth year of the reign of the King's highness that now is, should labour or work, or cause to be laboured or wrought in any manner of tin-works, called streame works, within the said counties of Devon or Cornwall, nigh to any of the fresh waters, rivers or low places, descending or having course unto the said havens or ports, or any of them, nor should

A rehearsal of  
the statute of  
25 H. 8. c. 8.  
made for the  
preservation  
of ports and  
havens in  
Cornwall and  
Devonshire.