

- 24 Item that it is not in the Popes power to graunt to any penitent body forgiveness of the paine or of the trespasse. pag. 466.
- 25 Item that one geuing his almes to any bodye which as he iudgeth hath no neede thereof, doth sinne in so geuyng it. pag. 466.
- 26 Item that it standes not in the power of any prelate, of what priuie religion soener he bee, to geue by letters benefices of their order. Neither do such kind of benefices geuen profit them to whom they be geuen for the saluatiō of soules. Vide supra. pag. 466.
- 27 Item that the same William vnmindfull of his owne saluatiō, hath many times and often resorted to a certain desert wood called Derwallwood of our dioces, and there in a certayne unhallowe Chappell (nay a prophane cottage) hath presumed of his owne prope rashnesse, to celebrate. ec. pag. 466.
- 28 Item the same William hath also presumed to do the like thinges in a certayne prophane chappel, situate in the parke of Newton, nigh to the towne of Leyntwardyn, in the same our dioces. pag. 466.

A foule fault forsooth.

Walter Pride promoters, or rather a proud promoter.

The first instrument exhibited by certain Chansons of Hereford, against Walter Brute.

B. of Hereford vniuſly condemneth the articles of sir W. Swin Derby.

Matters objected against Walter Brute.

The P. Antichrist.

Witnesses against Walter Brute.

Richard Lee Register & writer here of.

Which thinges being done, the same faithful Christen people, and specially sir Walter Bide the penitentiare of our Cathedrall Church of Hereford, personally appearing before vs, sitting in our iudgemente in the parish Church of whiterborne of our diocesse: brought forth and exhibited two publique instruments against the same Walter Brute, in y case of curled heretic aforesaid, of which instruments here followeth the tenours and Articles in this sort.

In the name of God Amen. Be it evidently knowe to all persons by this present publique instrument: y in the yere fro y incarnatiō, after y courſe and copuration of y church of England, 1391. the indiction xv. of y pontifical office of our most holy father and Lord in Christ, Lord Boniface y. by Gods wisdomē Pope, the second yere of the xv. day of y month of October, in the dwelling house of the worshipful mā maister John Godeinson, Chanon of y Cathedrall Church of Hereford, in the presence of me the publique Notary vnder witten, and of witnesses subscribed: Walter Brute lay man learned, of Hereford dioces, personally appearing, sayde, auouched, and stibly maintayned: that the sayde Bishop of Hereford and his assistances, which were with him the third day of the fore sayde month of October, the yere of our Lord aforesayd, in the Church of Hereford: did naughtely, wickedly, pcurerly, and vniuſly condemne y answers of sir William Swin Derby Chaplaine, geuen by the same sir William to y same Lord Bishop in writing, and also the articles ministred by the same sir William.

And furthermore he sayd, held, and aduouched, that the same conclusions geuen by y same sir William, euen as they were geuen, are true and Catholike.

Item, as touching the matters objected agaynst hym by them that stode by, concerning the sacrament of y autter: he sayd, that after the sacramentall wordes: there doth remaine very bread, and the substance therof after the consecration of y body of Christ, and that there do not remaine accidenties without substance of subiect after the consecration of the body of Christ. And touching this matter, the doctozs holde diuers opinions.

Furthermoze as concerning y Hope, he said, helde, and auouched: that he is the very Antichrist, because y in lye and maners he is contrary to the lawes, doctrines, and deedes of Christ our Lord.

All and euery of these thinges were done, euen as they be aboue writte and rehearsed in y yere of our Lord, pontifical office, month, day, & place aforesayd, at supper time of the day aforesaid, the and there being present y worshipful and discrete men, sir Walter Rambsbury, chiefe charter of the sayde Cathedrall Church of Hereford, Roger Bore Chanon of the same Church, Walter viall, Chaplaine of y said church of Hereford, being a vicar of y Chorall & certayne other worthy witnesses of credit, that were specially called and desired to y premises, Ex Regist. Hereford.

And J Richard Lee vobelar, clerke of Rochester, being a publique notarye, by y authoritie Apostolike: was personally present at all and singular the premises, whiche that (as is before rehearsed) they were done and a doing, in the yere of our lord. 1391. pontifical office, month, day, place, & y houre aforesaid: & J did see, write, and heare all and singular those thinges thus to bee done, and haue reduced the into this publique maner and forme: & being desired truly to testifye the premises, haue sealed the sayde instrument, made hereupon, with mine accustomed scale and name.

In the name of God, Amen. Be it plainly knowe to all persons, by this present publique instrument: that in y yere from the incarnation of the lord after y courſe and computation of y church of England, 1391. the indiction fiftene, in the 3. yere of the pontifical office of y most holy father in Christ, and our Lord, Lord Boniface Pope by the prouidence of God the 9. & in y 19. day of the month of January, Walter Brute layman, of Hereford dioces, personally appearing before y reuerend father in Christ and Lord, Lord John by gods grace B. of Hereford, in y presence of me being a publique notary, & one of y witnesses vnder witten: did say, hold, publicly, & assure, y conclusiōs hereafter witten, y is to say: y Christen people are not bound to pay tithes neither by the law of Moses, nor by the law of Christ.

Item, that it is not lawful for Christians for any cause in any case, to sweare by y creator, neither by the creature.

Item he confessed openly and of his owne accord: that within the same month of January, he did eate, drink, and communicate with William Swin Derby, not being ignorant of the sentence of the said reuerend father: wherby y same William Swin Derby was pronounced an heretique, schismaticke, and a false seducer of the common people, which conclusions, the same reuerend father caused to bee writte, and in writing to be deliuered to the same Walter, which when he had seene and red, he sayd also that he did maintaine and iustifie them according to the lawes aforesayd. These thinges were done in the chamber of the sayd Bishop of Hereford, at his manor of whiterborne of the sayde dioces of Hereford: then being there present the same Byshop abouesaid, J. Reynold of wosten, Canon of Hereford, sir Phillip Dileke parson of y parish church of Blamyn, Thomas Suldesfeld parson of the Church of Englybyknoze, John Deller parson of the church of whytborne, and Thomas wallewayne household seruant, for witnesses specially called and desired to the premises of y dioces of Hereford and S. Aſſe.

And J Benedict Come clerke of the dioces of S. Aſſe, publique notary by y Apostolike authoritie of the dioces of S. Aſſe, was personally present together with the witness before named, at all and singular these and other thinges here premised whiche they were to done and a doing, & did see, heare, & write those thinges so to be done, as is before mencioned: and did write the same and reduce them into this publique forme, & with my wonted & accustomed scale and name haue sealed it, being desired and required truly to testifye the premises.

At the last, the aforesaid Walter Brute, did present and came to be presented to vs (at diuers places and times assigned by vs to the same Walter, to answer to y former conclusions and articles) diuers scroules of paper writte with his owne proper hand, for his answers to the same Articles and conclusions aboue witten: he partly appearing by his owne selfe, before vs sitting in our iudgement seat, and partly by his messengers, specially appoynted to that purpose: of which scroules, y tenours do follow in order worde by worde, and be on this maner.

In the name of the father, and of the sonne, and y holy ghost, Amen: J Walter Brute, sinner, layman, husbandmā & a Christian (having mine offspring of the Britons, both by my father & mothers side) of the Britons, haue ben accused to y B. of Hereford, that J did erre in many matters concerning the catholike Christen faith: by whō J am requested, y J should write an answer in Latin to all those matters, whose desire J wil satisfie to my power, protesting first of al, before God & before all the world: y like as it is not my mind through Gods grace, to refuse y knowe truth, for any reward greater or smaller, yea be it neuer so bigge, nor yet for y feare of any temporal punishment: eue so it is not my mind to maintain any erroneous doctrine for any comodities sake. And if any mā, of what state, sect or condition to euer he be, wil shew me that J erre in my writings or sayings by the authoritie of the sacred scripture, or by probable reason grounded in y sacred scripture, J wil humbly and gladly receive his information. But as for y bare wordes of any teacher (Christ onely excepted) J wil not simply beleue, except hee shalbe able to stablith the by the truth of expericence, or of the Scripture: for because, that in the holy Apostles elected by Christ, there hath bene founde errour by the testimony of the holy scripture, because that Paule himselfe doth esse that he rebuked Peter, for that he was worthy to be rebuked, Galat. the 2. chapitre. There hath ben errors found in the holy doctozs, that haue ben before vs, as they themselves confesse of them selves. And oftentimes it falleth out, that there is erraz founde in the teachers in our age: who are of contrary opinions among themselves, and some of them do sometimes detest

The forme of the second instrument.

Matters & conclusions ministred against Walter Brute. This conclusion seemeth to be falsly collected, as were before the articles of W. Swin Derby. This conclusion also is not rightly gathered.

Witnesses against W. Brute.

Benedict Come Register, witness and writer of this instrument against William Brute.

Certaine exhibits of Walter Brute in writing presented to the B. for his defence. Walter Brute a Britone borne.

Protestation made.

No writer or doctor without his error, the Scripture onely excepted. Error in the Apostles. Error in the Doctours. Errors and contradictions among the poplar writers.