

in vilipendium domini ac subtractionem: iurium ecclesie suae Cantua. Vnde super hoc euocati coram domino, die Iouis in hebdomada Pasche in castro suo de Statewode pro tribunali sedente personaliter comparuerunt, ipsius iudicio in hac parte se humiliter submiserunt, veniam & misericordiam pro commissis deuote petendo. Et deinde dominus prefatus, Hugonem Pennie, Iohannem Forstall, Iohannem Boy, Iohannem Wanderton, Gulielmum Hayward, & Iohannem White, de frando mandatis ecclesie, & fideliter peragendo poenam eis pro eorum demeritis iniungendam, iuratos absoluit in forma iuris, nunciata eis & eorum cuilibet, pro modo culpae poena salutari: videlicet, quod die dominica tunc proximè sequente, praedicti poenitentes nudi capita & pedes, processione apud ecclesiam collegiatam de Wengham faciendam cum singulis saccis super humeris suis palam portantes (plenis videlicet foeno & stramine) ita quod stramen & foenum huiusmodi ad ora saccorum patentium intuentibus prominere, lentis incessibus procederent humiliter & deuote. In English.

Innoce[n]ce the mother of error so much hath blinded and deceived certaine persons, to witte, Hugh Penny, John Forstall, John Boy, John Wanderton, Will. Haywarde, and John White, tenants of the Lord of Wengham: that against the coming of the aforesayde Archbishop to hys palace of Canterbury on Idalnes Sonday euen, the yeate of our Lord 1390, where they being warned by the bailiffe, to conuey and carry hay, strawe, and other lictour to the aforesayd palace, as they were bounde by the tenor of the sayd landes, which they hold of the sea of Canterbury: refusing and disdainng to doe their due seruice, as they were accustomed, brought their straw and other lictour, not in cartes and waimes openly & sufficiently, but by pece meale, and closely in bagges or sakes, in contempt of their Lord, and derogation of the right and title of the sea of Canterbury, wherupon they being accited & presented before the archb. sitting in iudgement at hys manour of Statewode, yelded and submitted themselves to hys Lordshippes pleasure, humbly craving pardon of their trespass. When the aforesayd archbishop abolished the aboue named Hugh Penny, &c. they swearing to obey the lawes and ordinance of holy church, and to do the punishment that shuld be appointed them for their desertes, that is: that they going layuere before the procession, every one of them shoud carry openly on hys shoulder, his bagge stuffed with hay and strawe, so that the sayd hay and strawe shoud appeare hanging out, the mouthes of the sakes being open.

* Notes of certaine Parliament matters passed in this kings dayes.

To proceede now further in the raigne of this king, & to intreat also some thing of his parliamentes, as we haue done of other before, first we will beginne with the Parliament holden in the first yere of hys comming in.

Whereas, forsomuch as our Catholike papistes will not belene yet the contrary, but that the iurisdiction of their father the pope hath euer extended throughout all y world, as well here in England as in other places: here therefore speaking of the Parliamentes holden in this kings dayes concerning this matter, I refer them to the Parliament of the sayd king Henry in his first yere holden, and to the 27. article of the same. where they may reade in the 10. obiection laid against R. Richard in plaine words: how that, forasmuch as the crowne of this realme of England, and the iurisdiction belonging to y same, as also the whole realme it selfe, at all times lately past, hath ben at such libertie, and enioyed such prerogative, that neyther the Pope, nor any other out of the same kingdome ought to intrude himselfe, nor intermedle therein: it was therefore objected vnto the forrenamed king Richard the 2. for procuring the letters Apostolical from the Pope, to the confirming and corroborating of certaine statutes of hys, and that hys censures myght be prosecuted against the breakers thereof. whyche seemed then to the Parliament, to tend against the crowne and vegaill dignitie, as also against the statutes & liberties of the said thys our realme of England. Act. Parl. An. 1. Reg. Henrici 4. Act. 27.

Furthermore, in the second yeate of the saide king, thys was in the Parliament required, that all such persones as shalbe arrested by force of the statute made against the Lollardes, in the 2. yeate of Henry 4. may be bailed, and freely make their purgation: That they be arrested by none other then by the Sheriffes or such like officers, neither that any haueocke be made of their goods. The king granted to take abuse therein.

In the 8. yeate moreouer of thys kings raigne, it was likewise propounded in the Parliament, that all suche persones as shall procure or sue in the court of Rome any process touching any benefice, collation, or presentation of the same, shal incurre the paine of y statute of prouisoys, made

in the 13. yeate of Richard 2. whereunto the king granted, that the statutes heretofore prouided shoud be obliued.

Item, in the sayde Parliament, there it was put vp by petition, that the king might enioy halfe the profits of euery parsons benefice, who is not resident thereon. Wherunto the king answered, that the ordinaries shoud do the duties therein, or els he would prouide further remedie, to stay their pluralities.

Item, in the sayde Parliament, it was required: that none do sue to the court of Rome for any benefice, but only in the kings courtes.

In the next yere following, which was the 9. of this kyng, an other petition of the Commons was put vp in Parliament against the court of Rome, whych I thought good here to expresse as followeth.

The Commons do beleue, that forasmuch as diuers prouisoys of the benefices of holy Church, dwelling in the Court of Rome, though their singular couetousnes now newly imagined to destroy those that haue bene long time incumbents in diuers their benefices of holy church peaceably, some of them by the title of the king, some by title ordinary, and by the title of other true patrons thereof, by conuoloz of prouisions, collations, and other grauntes made to the sayd prouisoys by the Apostoil, of the sayd benefices, do pursue proceses in the said court by citation made beyond the sea, without any citations made within the Realme in dede against the same incumbents, whereby many of the said incumbents through such prync & crafty proceses and sentences of priuation and inhabilitation, haue lost the benefices, and others put in the places of the saide incumbents before the publication of the same sentences, they not knowing any thing, and many are in great ballarde to lose they benefices through such proceses, to they perpetual destruction and mischief: and forasmuch as thys mischief cannot be holpen without an especiall remedie be had by parliament: pleaseeth it the king to consider the great mischief and daunger that may so come vnto diuers hys subjects without their knowledge through such citations out of the realme, and thereupon to ordaine by the abuse of the Lords of this present Parliament, that none presented, be receiued by any ordinarie vnto any benefice of any such incumbent for any cause of priuation or inhabilitation whereof the processe is not founded vpon citation made within the realme, and also that such incumbents may remaine in all they benefices, until it be proued by due enquest in the court of the King, that the citations wherupon such priuations & inhabilitations are graunted, were made within the Realme: and that if such Ordinaries, or such presented or others, doe pursue the contrary, that then they and they procurators, fauours and counsellours doe incurre the paines contained in the statute made against prouisoys in the 13. yere of the raigne of the late Richard king of England the second, by processe to be made as is declared in the statute made against suche prouisoys in the 27. yeate of the raigne of king Edward, predecessor to our Loyde the king that now is, any royall licences or grauntes in any manner to the contrary notwithstanding, and that all other statutes made against prouisoys, and not repealed before this present Parliament, be in their full force, and be firmly kept in all poyntes.

That the kings counsell haue power by authoritye of Parliament, in case that any man finde himselfe grieved in particular, that he may pursue: and that the said counsell by the abuse of the iustices do right vnto the parties. This to endure until the next parliament, reseruing alwayes vnto the king his prerogative and libertie.

Item, that no Dopes collector, thenceforth shoud leuy any money within the realme, for first frutes of any ecclesiasticall dignitie, vnder payne of incurring the statute of prouisions.

Besides in the sayd Parliament holden the 11. yeate of this king, is to be noted: how the commonds of the land, put vp a Bill vnto the kyng, to take the temporall landes out from spirituall mens handes or possession. The effecte of which Bill was, that the temporallities, disorderly waisted by men of the Church, might suffice to finde to the 13. xv. Barles, xv. C. Knights, vi. M. C. Esquires, and a C. houses of almshouse, to the reliefe of poore people, moe then at those dayes were within England: And ouer all these foresayd charges, the king might put yearly in his cofers xx. M. pounde.

Prouided, that every Barle shoud haue of yere rent iij. M. marke, and every Knight C. marke, and iij. plough landes: Every Esquier xl. marke by yere, with ij. plough landes, & every house of almshouse C. marke, with ouersight of two true seculars vnto every house: And also with prouision

An. 8. Reg. Hen. 4. Act. 114.

Ibid. Act. 37

Ex Rotulo Parliamenti. 11. an. 9. Henrici. 4.

The wickednes of popes prouisois in citing and depriving beneficed men in England, their citation being not known in the realme.

Ex Regi. W. Courtney Arch. bis. Cant.

Penance enioyned for bringing straw to Lords horse.

Excommunication and absolution abused.

Notes of this kings parliamentes.

The popes iurisdiction excluded out of this realme.

Ex Anno. 1. Reg. Henrici. Act. 27.

Anno. Reg. Henr. 4. Act. 39.

An. 8. Reg. Henr. 4. Act. 116.

Anno. 9. Regis Henrici. 4. Act. 43.

Ex Chronic. D. Albani, Fabiani, & alij.