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**Pedes Finium, or Excerpts from the Feet of Fines for the County  
of Gloucester, from the 7th John to the 57th Henry III.**

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## PEDES FINIUM.

*Or Excerpts from the Feet of Fines for the County of Gloucester  
from the 7th John to the 57th Henry III.*

By SIR JOHN MACLEAN, F.S.A., F.R.S.A., &c.

AMONG the many classes of valuable documents preserved in the Public Record Office there are none of greater importance for topographical and genealogical purposes than the Feet of Fines. These instruments are of great antiquity. They commence as early as the 7th Richard I. and, with few exceptions, and where these occur the gaps are supplied by the Notes of Fines, are continued in uninterrupted succession down to the Act of 3rd and 4th William IV., cap. 74, by which Act they were discontinued. On their introduction the Feet of Fines were intended to be used for the settlement of real controversies concerning land but they afterward became based upon fictitious suits, and so continued down to the recent period of their extinction.

The object of these instruments was to convey, in a simple manner, the title to manors, lands and tenements, either in fee simple, or for any other estate of shorter duration—to create, and annul, entails, and to free lands from the dower of wives. Much might be written upon Fines. It is, however, a very wide and somewhat intricate subject, and we must refer our readers, who may desire further information, to the law books.

What we have to consider is the use, now, of these ancient documents to the historian, topographer, and genealogist. To the first they shew what was anciently the procedure in the transfer of lands. To the second as shewing the transfer of almost all lands and tenements in the kingdom, and the dates of such transfers for several centuries, the names of the parties to the fines, and, if married, the names of their wives, the situation and quantity of the land, and in many cases the names of the several

persons, generally of kin, created in remainder, and sometimes, in early fines, the names of ancestors are mentioned.

The Feet of Fines from 7th Richard I. to 16th John have been printed by the Record Commissioners arranged under counties from A to C in alphabetical order, a work easily accessible. These volumes, however, do not extend to Gloucestershire, and the following excerpts, down to the end of the reign of Henry III., were made by the writer for his own private use, without any thought of their being printed. It is very desirable that the printing should be continued for the use of Gloucestershire students.

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|-----------------------------------|---|---------|
| 1st John,<br>A.D. 1190-1199-1200. | Final Agreement between Mabel and Matilda de Abenesse, by Robert Archard, their attorney, querists, and William, Abbot of Kingswood, by Joel one of his monks, deforciant, of one virgate called Roowude, and 4s. rent of land of La Dene, whereby for 100s. sterling the same was quitclaimed to the said abbot. | No. 13. |
| 3rd John,<br>A.D. 1201-1201-2.    | Between William de Dunse q. and Alan de Elmoure and Roger his son, def., of 13½ acres of land with appurtenances in Elmour, whereby, etc., and in consideration one mark of rent the said premises were quit-claimed by the said Alan and Roger to the said William and his heirs.                                | No. 30. |
| ,,                                | Betw. Walter Blund, q., and Ralph Blakensia, def., of one carucate of land with app <sup>ces</sup> in Aure, etc., whereof, etc., the said Ralph recognised the said land, etc., as the right of the said Walter.  | No. 33. |
| 5th Henry III.<br>A.D. 1220-1.    | Between Lecuarria, who was wife of Roger de Berkeley, q., and Henry de Berkeley, tenant, of the third part of three carucates of land in Dursleg, and of the third part of five acres of land, and of the third part of five carucates of land in Dudington, and of the third part                                |         |

of two carucates of land in Stanleg which she held of dower of her said husband, whercof, etc., she remised and quit-claimed the same to the said Henry and the said Henry gave her 20 marks of silver. No. 7

9th Henry III.  
1207-8.

Between Thomas de Berkeley, q., and Thomas, Abbot of Gloucester, def., of the advowson of the Church of Slimbrig, whereof, etc., and the said abbot recognised the said advowson as the right of the said Thomas and remised and quit-claimed the same for himself and his successors to the said Thomas and his heirs for ever; and the said Thomas for the welfare of his soul granted to the aforesaid Abbot and the monks of Gloucester serving God in the Priory of Stanleg, all his land at Loringes with app<sup>ces</sup>, viz., all which the said Thomas or his ancestors there held in demesne and rents in villenage, in homage, and services of freemen, in woods and pastures, and in all other things to the said land pertaining, to have and to hold of the said Thomas and his heirs in pure and perpetual alms, freely and quietly and quit of all customs and exactions.

No. 85

20th Henry III.  
1235-6.

Between Adam Malet, querist, and Nicholas Oxhaye and Petronilla, his wife, impedimentis, of one virgate of land with app<sup>ces</sup> in Button whercof, etc., and the said Nicholas and Petronilla recognised the said land, etc., as the right of the said Adam, to have and to hold the same of the said Nicholas and Petronilla, and of the heirs of the said Petronilla for ever, and for this fine the said Adam gave the said Nicholas and Petronilla 100 shillings sterling. No. 148

<sup>1</sup> This lady was the wife of the last Roger de Berkeley, of Dursley, who died before May, 1221. Henry was the son and heir of the said Roger by Hawise, daughter of Ralph Paynel.

20th Henry III.  
1235-6.

Betw. Henry de Bathon, querist, and Isabella de Longo Campo, impedimentis, of the third part of the Manor of Westbury with app<sup>ces</sup>, whereof, etc., and the said Isabella recognised the said part, etc., with the advowson of the church of the same manor with divers villans and all other things to the aforesaid third part pertaining as the right of the said Henry, and as those which he had of the gift of the said Isabella, to hold to the said Henry and his heirs, likewise of 18 acres of land which the said Isabella holds of Roger Cadel in the ville of Radlegh, and likewise with the third part of all the land which Roger de Layburn and Agnes his wife, stepmother (*noverta*) holds in dower in the aforesaid Manor of Westbury, and which after the death of the said Agnes will revert to the said Henry and his heirs for ever, to hold to the same Henry and his heirs of the said Isabella and her heirs for ever.

No. 174

20th Henry III.  
A.D. 1235-6

Hugh, son of Hugh, petitioner, and Richard de Cromhall,<sup>1</sup> whom Nicholus Mingnoc called to warrant and who warranted one messuage with app<sup>ces</sup> in Berkeley, whereof an assize of the death of an ancestor was summoned between them, to wit, that the said Richard recognised all the aforesaid messuage with app<sup>ces</sup> as the rights of the said Hugh and remised and quit-claimed the same to the said Hugh and his heirs for ever, and for this fine the said Hugh gave the said Richard half a mark of silver.

No. 193

21st Henry III.  
A.D. 1236-7.

Betw. Robert, son of Robert de Button, q., and Nicholas de Oxham and Petronilla, his

<sup>1</sup> Richard de Cromhall was slain in Scotland, cir. 39th Henry III.—*Berkeley MSS.*, p. 162.

wife, def., of one virgate of land in Button, whereof, etc., to wit, that the said Nicholas and Petronilla recognised the whole of the said land with app<sup>ces</sup> as the right of the said Robert, and as that which the same Robert had of the gift of the said Nicholas and Petronilla to hold to the said Robert and his heirs of the said Nicholas and Petronilla and the heirs of the said Petronilla for ever, rendering annually 4s., and for this fine the said Robert gave the said Nicholas and Petronilla one sparrow hawk. No. 216

23rd Henry III.  
1238-9.

Betw. Giles de Berkeley, pet., and Humphry de Bohun, Earl of Hereford, whom the Prior of Lantony called to warrant, and who warranted two parts of the manor of Quedgeley with app<sup>ces</sup>, except two parts of the advowson of the church of the same manor, whereof, etc. that the said Giles remised and quit-claimed for himself and his heirs to the said Earl and his heirs all his right and claim which he had in the said two parts of the said manor for ever, and for this quit-claim, etc., the said Earl gave the said Giles 100 marks of silver. No. 225

23rd Henry III.  
1238-9

Betw. Giles de Berkeley, pet., and Herbert, son of Peter, whom the Prior of Lantony called to warrant, and who warranted the third part of the manor of Quedgeley, except the third part of the advowson of the church, whereof, etc., to wit, that the said Giles for himself and his heirs quit-claimed to the said

<sup>1</sup> Robert, sen., was the son of Adam D'amnaville to whom Henry II. granted the manor of Bitton or Button, the name of which place he assumed. Petronilla, the granddaughter of Adam, and niece of the second Robert, married Nicholas de Oxehaye, who, jointly with his wife, sold land in Bitton to the said Robert, as shewn in the text, ob. s.p.—See *Ellacombe's History of Bitton*.

Herbert and his heirs his whole right and claim which he had in the third part of the said manor, and for this fine, etc., the said Herbert gave the said Giles 50 marks of silver.

25th Henry III.  
1240-1.

Between John de Berkeley, pet., and John, Abbot of Kingswood, def., of two virgates of land and three acres of wood with app<sup>ces</sup> in Oselsworth, whereof, etc., to wit, that the said John remised and quit-claimed the said lands, etc., to the said Abbot and his successors. No. 240

25th Henry III.  
1240-1.

Betw. William, Abbot of St. Augustine's, q., and John de Berkeley, def., of the advowson of the chapel of St. Mary Magdalen of Lorning, whereof, etc., to wit, that the said John recognised the aforesaid advowson as the right of the said Abbot and Church of St. Augustine of Bristol, and as those which the same Abbot and church had of the gift of Roger de Berkeley, grandfather of the same John, whose heir he is, to have and to hold to the said Abbot and his successors and the said church of St. Augustine to hold of the said John and his heirs in free, pure, and perpetual alms for ever. No. 276

25th Henry III.  
1240-1.

Betw. John de Akt and Adam de Kellieoc, pet., and William de Everous (Evereux) whom Isabella de Car . . . called to warrant and who warranted half a virgate of land with app<sup>ces</sup> in Oxenhall, whereof, etc., an assize of the death of an ancestor was summoned between them, to wit, the said John remised and quit-claimed for himself and his heirs to the said William and his heirs all his right and claim which he has in the aforesaid land

for ever, and for this fine, etc., the same William gave the aforesaid John and Adam four marks of silver, and the same William and Isabella, at the request of the said John and Adam, remised and quit-claimed for themselves and their heirs to the said Henry de Bathon and his heirs all the claim which they had in a certain pasture in Neowent and Pauntleg, which is called Bottelawe, for ever.

No. 281

26th Henry III.  
1241-2

Betw. Richard de Gaunsel, pet., and Robert Gurnay, whom Margaret de Somery called to warrant, and who warranted two parts of one carucate of land with app<sup>ces</sup> in La Lee whereof, etc., the assize of the death of an ancestor was summoned between them, to wit, that the aforesaid Robert recognised all the aforesaid land as the right of the same Richard, and for this fine and recognition the same Richard granted to the said Robert all the land which was enclosed in the Park of Oure (? Aure) on the day on which this fine was made, to hold to the said Robert and his heirs of the said Richard and his heirs for ever, rendering thereof per annum half a penny for all services, and the same Robert gave the said Richard ten marks of silver.

No. 321

22nd Henry III.  
A.D. 1247-8

Betw. William de Dunye, pet., and Margaret, Countess of Kent,<sup>1</sup> def., of 13 acres of land in Elmoure, whereof, etc., to wit, the said William remised and quit-claimed for himself and his heirs to the said Countess and her

<sup>1</sup> This lady was the relict of Hubert de Burgh, the Grand Justitiary, created Earl of Kent 1226, and died 1243. She was the daughter of William, the Lion King of Scotland. John de Burgh, eldest son of Hubert, enfeoffed Anselm de Gyse in the manor of Elmore. (See *ante* p. 181).

heirs all the said land for ever, and for this fine, etc., the said Countess gave the said William three marks of silver. No. 337

31st Henry III.  
A.D. 1247-8

Betw. Maurice de Dunce, Walter de Bonecunbe and Robert le Bastard, pet., and Peter de Burgeys ten., of one virgate and a half of land with app<sup>ces</sup> in Slimbrigge, whereof, etc., an assize of the death of an ancestor was summoned between them; to wit, the said Peter recognised the said land with app<sup>ces</sup> as the right of the said Maurice, Walter and Robert, and for this fine, etc., granted to the aforesaid Peter and Lucy, his wife, the same land with app<sup>ces</sup>, to hold to the said Peter and Lucy of the aforesaid Maurice, Walter and Robert and their heirs, rendering thereof per annum for the whole life of the said Peter 2s. sterling, and if the said Lucy survived the said Peter she should render per annum, to the said Maurice, Walter, and Robert and their heirs for the said land for her life one mark of silver, and after the decease of the said Peter and Lucy the said land to revert to the said Maurice, Walter and Robert and their heirs quit of the heirs of the said Peter and Lucy for ever. No. 348

32nd Henry III.  
A.D. 1247-8

Betw. Arnulph de Berkeley,<sup>1</sup> q., and Richard de Couele [Cowley] and Matilda, his wife, def., of one burgage with app<sup>ces</sup> in Berkeley, whereof, etc., to wit, that the aforesaid Richard and Matilda recognised the said burgage with app<sup>ces</sup> as the right of the said Arnulph, to hold to the said Arnulph and his heirs of the said Richard and Matilda and the heirs of the said Matilda for ever, rendering per annum one obulus,

<sup>1</sup> For particulars of Arnulph de Berkeley, see Memoir by Sir Henry Barkly therunto following, *ante* p. 167 et seq.

and making quit thereof to the chief Lord of the fee for all services. No. 366

39th Henry III. Betw. Ralph,<sup>1</sup> son of William de Abbehale, q.,  
A.D. 1254-5. and John de Monemue, def.,<sup>2</sup> of four acres of meadow in Abbehale, whereof, etc., and the said John recognised the said meadow as the right of the said Ralph, and quit-claimed the same to him for ever. No. 480

39th Henry III. Betw. Ralph de Abbehale, q., and Richard,  
A.D. 1254-5 son of Mazelyne and Margery, his wife, def., of two and half acres of meadow in Abbehale, whereof a plea of warranty of charter was summoned between them, to wit, that the aforesaid Richard and Margery recognised the aforesaid meadow with app<sup>ces</sup> as being the right of the said Ralph, and as that which the same Ralph had of the gift of the said Richard and Margery, to have and to hold to the same Ralph and his heirs of the same Richard and Margery and the heirs of the same Margery for ever, rendering per annum one pair of white gloves (Albarum Gyrotecarum) and one

<sup>1</sup> Ralph, son of William de Abbenhall, married a lady named Matilda, d. and ob. 1301, leaving issue three sons. (See ante Vol. VI., p. 183).

<sup>2</sup> There were two John de Monemues (Monmouth) Barons of Monmouth. The elder was the great-great-grandson of William Fitz Baderon, who at the time of the Domesday Survey was possessed of 22 lordships in England. The elder was Constable of St. Briavel's Castle in 1216, and died in 1248. He was succeeded in the Barony by his son, the second John, who was party to this fine. It is stated in Bank's Baronage that being without issue male in 35th Henry III. (1252-3) in consideration of certain lands which Prince Edward had granted to him for his life, he gave to the said Prince and his heirs for ever his Castle and Honour of Monmouth. He is said by Banks to have died in the 41st Henry III. s.p.m. (1252). It appears from the Close Rolls, 9 Edw. I., m. 7, that he had been hanged for felony, and that he had, in the County of Gloucester, the Manors of Lassington and Bailey, and that he held the same of Agnes de Mussegros his mother, Matilda de Mussegros, and Johanna and Amabella sisters of the said Agnes; and the Sheriff was commanded to accept sufficient security for their fine and deliver seizin. We do not know the exact date of the death of John de Monmouth, nor do we know of what crime he was accused, but it doubtless occurred during the time of the troubles caused by Symon de Monthfort.

- halfpenny at Easter, and making thereof Royal service that to the same meadow pertains for all services, and the same Richard and Margery and the heirs of the same Margery warrant the same to the said Ralph and his heirs. No. 473
- 39th Henry III. Betw. Henry de Gant,<sup>1</sup> Master of the Hospital  
A.D. 1254-5 of St. Mark of Bristol, pet., and Simon de Guine, def., of half a virgate of land with app<sup>cs</sup> in La Lee, and between the same Henry, pet., and William de la Lee, of half a virgate of land in the same ville, and between the same Henry, pet., and John de la Wadelond and Mary, his wife, def., of three acres of land in the same ville, whereof, etc., to wit, that the same Master remised and quit-claimed for himself and the brethren of the said house to the aforesaid Simon, William de la Lee, John, William de Wadelond and Mary and their heirs respectively, all the right and claim in the said lands for ever. And for this fine the said parties gave the said Master two marks of silver. No. 489
- 39th Henry III. Betw. Henry le Veel,<sup>2</sup> pet., and William de  
A.D. 1254-5 Merton, def., of one virgate of land in Yate, whereof, etc., to wit, the said Henry remised and quit-claimed the said land to the aforesaid William and his heirs. No. 489
- 45th Henry III. Betw. William le Blund, q., and Francis de  
A.D. 1260-1 Boun and Sibell, his wife, def., of six shillings rent with app<sup>cs</sup> in Aure, whereof, etc., to wit, that the aforesaid William remised and

<sup>1</sup> For Henry de Gaunt, see *ante* Vol. XV., and Mr. Barker's "St. Mark's Chapel."

<sup>2</sup> Henry le Vele, eldest son of Geoffry Vele, by Matilda, dau. and coheir of Harding, *alias* Berkley, of Huntingford, and left issue; was living 37th Henry III.

quit-claimed for himself and his heirs to the aforesaid Francis and Sibell all the right which he had in the said rent. No. 552

45th Henry III.  
A.D. 1260-1

Betw. William de Wodelond, pet., and John Hert, def., of one virgate of land with app<sup>ces</sup> except 1½ acres in La Lee, whereof, etc., to wit, that the aforesaid John recognised the said land with app<sup>ces</sup> as being the right of the said William, and for this recognition, etc., the said William granted to the aforesaid John the aforesaid land with app<sup>ces</sup> to hold to the aforesaid John and his heirs of the said William and his heirs rendering thereof per annum eleven shillings. No. 563

45th Henry III.  
A.D. 1260-1

Betw. Henry de Schalkeley and Johanna, his wife, Philip de Leycestre and Isabella, his wife, and Hildeburgh, sister of the same Isabella, q., and Peter de Wellingford and Isilya, his wife, sister of the same Isabella, def., of one messuage and one carucate of land in Westbury, whereof, etc., to wit, that the said Peter and Isilia recognised the aforesaid messuage and land as being the right of the said Johanna, Isabella, and Hildeburgh, and for this recognition, etc., the aforesaid Henry and Johanna, Philip and Isabell and Hildeburgh, and the heirs of the said Johanna, Isabell and Hildeburgh for the whole life of Isilya, rendering thereof per annum one clove of gilliflower for all services which pertained to the said Johanna, Isabell, and Hildeburgh, and making to the chief lord of the fee all services due and accustomed, and if the said Isilya died in the lifetime of the said Peter a moiety of the said lands to remain to the said Peter to hold of the aforesaid Henry, Johanna,

Philip and Isabell and Hildeburgh and the heirs of the said Johanna, Isabell and Hildeburgh by the aforesaid services for the life of said Peter, and the other moiety to revert to the said Henry and Johanna, Philip, Isabell and Hildeburgh and the heirs of the said Johanna, Isabell and Hildeburgh quit of the heirs of the said Isilya for ever. No. 596

53rd Henry III.  
A.D. 1268-9

Betw. Ralph de Abbenhale and Matilda,<sup>1</sup> his wife, q., and Richard le Lung and Margery, his wife, def., of one messuage and one virgate of land with app<sup>ces</sup> in Abbenhale, whereof a plea of warranty of charter was summoned between them, to wit, that the aforesaid Richard and Margery recognised the said messuage and land as being the right of the same Ralph and Matilda, and as those which the same Ralph and Matilda had of the gift of the said Richard and Margery, to hold to the said Ralph and Matilda<sup>1</sup> and the heirs of the same Ralph of the aforesaid Richard and Margery and the heirs of the same Margery for ever, rendering per annum one rose at the feast of St. John Baptist for all services, suit at court, etc., and warranted the same.

No. 650

53rd Henry III.  
A.D. 1268-9

Betw. William, son of Ralph de Aure, q., and William de Bosco, def., of half a virgate of land with app<sup>ces</sup> in Aure, whereof a plea of warranty of charter was summoned between them, etc., to wit, that the aforesaid William de Bosco recognised the aforesaid land as the right of William, son of Ralph, and as those which the said William, son of Ralph, had of the gift of William de Bosco, to hold to the

<sup>1</sup> These are the same Ralph and Matilda mentioned in Nos. 450 and 473.

said William, son of Ralph, and his heirs of the said William de Bosco and his heirs for ever, rendering per annum one rose at the feast of St. John Baptist for all services, etc., to the said William pertaining, and make to the chief Lord of the fee for the said William and his heirs all the services to the said land pertaining and the said William warranted the same accordingly. No. 653

56th Henry III.  
A.D. 1271-2

Betw. Walter de Blakeney, q., and Ralph Abenhale, def., of the Advowson of the Church of Blechedon, whereof an assize of the last presentation was summoned between them, to wit, that the said Ralph granted that the aforesaid Walter should first present his clerk, without contradiction or impediment of the said Ralph or his heirs, and for this grant and concord the said Walter granted for himself and his heirs that when it happened that the church was vacant by the death or cession of the clerk by the said Walter to the same church presented, the said Ralph, or his heirs, should present their clerk to the same church without impediment from the said Walter or his heirs. No. 671