

# THE HISTORY

 $\mathbf{OF}$ 

# ENGLISH LAW



# THE HISTORY

OF

# ENGLISH LAW

BEFORE THE TIME OF EDWARD I

BY
SIR FREDERICK POLLOCK
AND
FREDERIC WILLIAM MAITLAND

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- p. 149. As to the ownership and possession of movables, the articles by Mr J. B. Ames in Harv. L. R. vol. xi. pp. 277 ff. should be consulted.
- p. 360, note 1. As to the forfeiture of the goods of a man who dies desperate, see Art. 30 of the Preston Custumal (Harland, Mamecestre, vol. iii. p. xxxviii.).
- p. 363, note 2. Add a reference to Records of Leicester, p. 219. In 1293 the burgesses decide that the heir is to have the best cauldron, the best pot and so forth. In Scotland the 'heirship movables' were of considerable importance. In the seventeenth century the heir would take, among other things, 'the great House Bible, a Psalm-book, the Acts of Parliament.' See Hope's Minor Practicks, ed. 1734, p. 538.
- p. 372, note 1. An interesting historical account of the Scottish law of marriage by Mr F. P. Walker will be found in Green's Encyclopædia of the Law of Scotland. Pre-Tridentine catholicism seems to find its best modern representative in this protestant kingdom.
- p. 485, note 5, and p. 636, note 2. The Annals of Winchester, p. 25, and Thomas Wykes, p. 235, differ about the number of the compurgators, which may have been 25 or 50.
- p. 500, side-note, should read 'Treason contrasted with felony.'
- p. 537, note 5. So the burgess of Preston who has charged a married woman with unchastity must proclaim himself a liar holding his nose with his fingers: Harland, Mamecestre, vol. iii. p. xl.