

Christopher Tye: Actions in the Court of Common Pleas

All documents referenced are in the National Archives, Kew, Richmond, London.

1. John Stokar v. Christopher Tye, 1542–3

In this action, John Stokar, a London draper, sued Tye for payment of 40s (£2). On 13 October 1541, Stokar had extended credit to Tye of 38s. 8d. (£1 18s. 8d.) for a purchase of cloth and had also given him 16d. (1s 4d.) in cash, rounding up the total debt to £2. Tye had agreed to pay the 38s. 8d. by 1 November and the 16d. whenever Stokar required, but had not done so.

The case was laid in London, and in this instance the location is not a fiction. Tye is described as a Gentleman of the King's Chapel; this will reflect the way he was described in Stokar's original writ.

It is puzzling that the first notice we have of this case is in the list of attorney appointments for Hilary term 1542 when Tye appointed Nicholas Harborough to represent him. Normally the appointment of attorneys was not recorded in the plea rolls until the defendant engaged in the action, yet the mesne process in this case did not start until the following term; no earlier stages in this case have been found. Nor, at this point, did Stokar appoint an attorney.

The mesne process commences at the sicut prius stage in Easter term 1542. The writ of sicut pluries capiatur was issued in Trinity term. Since its return date was three weeks from Trinity Sunday, the entry for the exigent stage should be in the same plea roll, but it is lacking. In Michaelmas term both parties appointed attorneys to plead in court. The court found in Stokar's favour, awarding him the 40s debt, plus 12s. damages. Tye did not pay and in Hilary term 1543 Stokar proceeded to enforcement action in an attempt to obtain the money.

CP 40/1112, attornati, rot. 4
(Hilary term, 1542)

http://aalt.law.uh.edu/aalt1/H8/CP40no1112/bCP40no1112dorses/IMG_2711.htm

Appointment of attorney.

Londonia ¶ Cristoferus Tye nuper de Ely in comitatu Cantebrigie generosus alias dictus Cristoferus Tye Gentyلمان of the Kynges Chapell ponit loco suo Nicholaum Harborough versus Johannem Stokar alias dictum Johannem Stokar draper of London de placito debiti

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye, Gentleman of the King's Chapel, puts in his stead Nicholas Harborough against John Stokar, otherwise called John Stokar, draper of London, in a plea of debt.]

CP 40/1113, rot. 529
(Easter term, 1542)

http://aalt.law.uh.edu/aalt1/H8/CP40no1113/aCP40no1113fronts/IMG_1074.htm

Sicut prius stage. There is no capias writ in CP 40/1112, or in the preceding rotuli of this present roll.

Londonia ¶ Johannes Stoker alias dictus John Stokar draper of London per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie generosum alias dictum Cristoferum Tye Gentilman of the Kynges Chapell de placito quod reddat ei quadraginta solidos quos ei debet & iniuste detinet &c [viz. ut dicitur] Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c [viz. si inventus fuisset in balliva sua et salvo custodiret] Et vicecomites modo mandant quod nichil habet &c [viz. unde potest summoneri] Ideo capiatur quod sit hic a die Pasche in quinque septimanas &c [viz. ad respondendum Domino Regi de diversis articulis super ipsum presentatis] Ad quem diem hic venit predictus Johannes per attornatum suum et optulit se iiiij^{to} die versus prefatum Cristoferum de predicto placito &c Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c [viz. si inventus fuisset in balliva sua et salvo custodiret] Et vicecomites modo mandant quod non est inuentus &c [viz. in balliva sua] Ideo sicut prius capiatur quod sit hic in crastino Sancte Trinitatis &c [viz. ad respondendum Domino Regi de diversis articulis super ipsum presentatis]

[London ¶ John Stokar, otherwise called John Stokar, draper of London, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye, Gentleman of the King's Chapel, concerning a plea that he render to him forty shillings that he owes to him and unjustly withholds, etc. [viz. as he says.] And he did not come. And the sheriffs were commanded that they summon him, etc. [viz. if he was found in their bailiwick, and safely keep him.] And the sheriffs now declare that he has nothing, etc. [viz. wherewith he could be summoned.] Therefore let him be seized that he be here five weeks from Easter, etc. [viz. to respond to the Lord King concerning various articles presented to him.] On which day the aforesaid John came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. [viz. if he was found in their bailiwick, and safely keep him.] And the sheriffs now declare that he is not found, etc. [viz. in their bailiwick]. Therefore, as before, let him be seized that he be here on the morrow of Trinity Sunday, etc. [viz. to respond to the Lord King concerning various articles presented to him.]]

CP 40/1114, rot. 189 dorse
(Trinity term, 1542)

http://aalt.law.uh.edu/aalt1/H8/CP40no1114/bCP40no1114dorses/IMG_1393.htm

Sicut pluries stage.

Londonia ¶ Johannes Stoker alias dictus John Stokar draper of London per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie generosum alias dictum Cristoferum Tye Gentilman of the Kynges Chapell de placito quod reddat ei quadraginta solidos quos ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Sancte Trinitatis in tres septimanas &c /

[London ¶ John Stoker, otherwise called John Stokar, draper of London, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye, Gentleman of the King's Chapel, concerning a plea that he render to him forty shillings that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here three weeks from Trinity Sunday, etc.]

CP 40/1115, attornati, rot. 4

(Michaelmas term, 1542)

http://aalt.law.uh.edu/aalt1/H8/CP40no1115/aCP40no1115fronts/IMG_1590.htm

Appointments of attorneys.

Londonia ¶ Cristoferus Tye nuper de Ely in comitatu Cantebrigie generosus alias dictus Cristofer Tye Gentyلمان of the Kynges Chapell ponit loco suo Nicholaum Harborough versus Johannem Stokar alias dictum John Stokar draper of London de placito debiti

Londonia ¶ Johannes Stokar alias dictus John Stokar draper of London ponit loco suo Ricardum Forssett versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie generosum alias dictum Cristoferum Tye Gentyلمان of the Kynges Chappell de placito debiti

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye, Gentleman of the King's Chapel, puts in his stead Nicholas Harborough against John Stokar, otherwise called John Stokar, draper of London, in a plea of debt.

London ¶ John Stokar, otherwise called John Stokar, draper of London, puts in his stead Richard Forsett against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye, Gentleman of the King's Chapel, in a plea of debt.]

CP 40/1115, rot. 513 dorse

(Michaelmas term, 1542)

http://aalt.law.uh.edu/aalt1/H8/CP40no1115/bCP40no1115dorses/IMG_2320.htm

Pleading and judgment.

Londonia ¶ Cristoferus Tye nuper de Ely in comitatu Cantebrigie generosus alias ^{dictus} Cristoferus Tye Gentyلمان of the Kynges Chapell *summonitus* fuit ad respondendum Johanni Stokar alias *dicto* John Stokar draper of London de placito quod reddat ei quadraginta solidos quos ei debet & iniuste detinet &c Et vnde idem Johannes per Ricardum Forcet attornatum suum dicit quod cum *precedens* Cristoferus *terciodecimo* die Octobris anno regni Domini Regis nunc tricesimo *tercio* apud London in parochia [blank] in warda de per quamdam billam suam obligatoriam quam idem Johannes sigillo *predicti* Cristoferi *signatam* hic in curia profert cuius data est eisdem die & anno cognouisset se recepisse & mutuater fuisse de eodem Johanne pannum ad valenciam triginta octo solidos & octo denarios Et vltorius *precedens* Cristoferus promisisset per eandem billam ad soluendum *predictam* sumam ^{eidem Johanni} ad festum Omnium Sanctorum tunc *proximo* sequenti / Et eciam cum *predictus* Cristoferus eisdem die & anno apud London in parochia et warda *predictis* mutuater fuisset de eodem Johanne sexdecem denarios de *predictis* quadraginta solidos *residuis* soluendis eidem Johanni cum inde requisitus fuisset *Predictus* tamen Cristoferus licet sepius requisitus *predictos* quadraginta ^{solidos} eidem Johanni non dum reddidit set illos ei hucusque reddere *contradixit* et adhuc reddere *contradicit* vnde dicit quod *deterioratus* est et dampnum habet ad valenciam quatuor marcarum Et inde *producit* sectam &c

Et *predictus* Cristoferus per Nicholaum Harborough attornatum suum venit et defendit vim & iniuriam quando &c Et dicit quod ipse non potest *dedicere*¹ accionem *predicti* Johannis *predictam* nec quin billa *predicta* sit *factum* suum nec quin ipse debeat *prefati* Johanni *predictos* quadraginta solidos in forma qua idem Johannes superius versus eum narravit Ideo *consideratum* est quod *predictus* Johannes recuperet versus *prefatum* Cristoferum debitum suum *predictum* et dampna sua occasione *detencionis debiti* illius ad duodecem solidos

¹ Caret here, but nothing inserted.

<margin: misericordia> eidem Johanni ex assensu suo per curiam hic adiudicata Et predictus Cristoferus in misericordia &c

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye, Gentleman of the King's Chapel, was summoned to respond to John Stokar, otherwise called John Stokar, draper of London, concerning a plea that he render to him forty shillings that he owes to him and unjustly withholds, etc. And wherefore the same John, through Richard Forsett, his attorney, says that whereas the aforesaid Christopher, on the thirteenth day of October in the thirty-third year of the reign of the present lord king [1541] at London in the parish of [blank] in the ward of [space for name omitted] by a certain bill of obligation of his, which the same John proffers here in court, sealed with the seal of the aforesaid Christopher, whose date is the same day and year, had acknowledged that he received and borrowed from the same John cloth to the value of thirty-eight shillings and eightpence; and furthermore, the aforementioned Christopher had promised in the same bill to pay the aforesaid sum to the same John at the feast of All Saints then next following; and also since the aforesaid Christopher, on the same day and year at London in the parish and ward aforesaid, borrowed from the same John sixteen pence of the aforesaid remaining forty shillings, payable to the same John when required. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid forty shillings to the same John, but has hitherto refused to pay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of four marks. And thereupon he brings suit, etc.

And the aforesaid Christopher, through Nicholas Harborough, his attorney, comes and defends the force and injury when, etc. And he says that it is not possible to deny the action of the aforesaid John, nor that the aforesaid bill is his own deed, nor that he owes the said John the aforementioned forty shillings in the manner which the same John has related above against him. Therefore it is decided that the aforesaid John should recover against the same Christopher his aforesaid debt and his damages on account of the withholding of that debt adjudged at twelve shillings <margin: mercy> to the same John, with his assent, by the court here. And the aforesaid Christopher in mercy, etc.]

CP 40/1116, rot. 641 dorse
(Hilary term, 1543)

http://aalt.law.uh.edu/aalt1/H8/CP40no1116/bCP40no1116dorses/IMG_2299.htm

Execution of judgment.

Londonia ¶ Preceptum fuit vicecomitibus quod caperent Cristoferum Tye nuper de Ely in comitatu Cantabrigie generosum alias dictum Cristofer Tye Gentyلمان of the Kynges Chapell si &c et saluo &c ita quod haberent corp[us] eius hic ad hunc diem scilicet in octabis Sancti Hillarij ad satisfaciendum Johanni Stokar alias dicto John Stokar draper of London tam de quodam debito quadraginta solidorum quod idem Johannes in curia Domini Regis coram justiciarijs suis apud Westmonasterium recuperavit versus eum quam de duodecim solidis qui eidem Johanni in eadem curia dicti Domini Regis hic adiudicatus fuerunt pro dampnis suis que habuit occasione detencionis debiti illius vnde conuictus est Et modo hic ad hunc diem venit predictus Johannes per Ricardum Forssett attornatum suum et optulit se iij^{to} [die] versus [^]prefatum Cristoferum de placito predicto Et ipse non venit Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic in crastino Sancte Trinitatis Et vnde &c //

[London ¶ The sheriffs were commanded that they seize Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye, Gentleman of the King's Chapel, if, etc., and safely, etc., so that they might have his body here at this day, namely on the octave of Saint Hilary, to give satisfaction to John Stokar, otherwise called John Stokar, draper, of London, concerning a certain debt of forty shillings that the same John recovered in the court of the Lord King before his justices at Westminster against him, as well as twelve shillings which, in the same court of the said Lord King, was adjudged to the same John for his damages which he had on account of the withholding of that debt whereof he [Christopher] was convicted. And lately here, on this day, the aforesaid John came through Richard Forsett, his attorney, and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he [Christopher] did not come. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here on the morrow of the Holy Trinity. And thus, etc.]

2. William Byrde v. Christopher Tye, 1544–5

William Byrde, a London scissor merchant (and no known relation of the composer), launched an action to recover three debts: 100s. (£5) each from John Scarlett and Morgan Dekyns (presumably a Welshman), both of Hereford, and 62s. 1d. (£3 2s. 1d.) from Tye. Tye's debt, an unpaid bill for camlet and velvet, is probably unconnected to those of Scarlett and Dekyns. In Hilary term 1545 the case had reached the exigent stage. In Michaelmas term Tye's attorney responded to Byrde by seeking licence to imparl. Imparlance was a request for time in order to allow the defence attorney to consult with his client, who would often be living far distant from the court, with a view to mounting a defence or settling the dispute amicably, but it could also be used as a tactic for prevarication. The outcome of the case is unknown.

Tye is probably the composer, but this is not certain since he is described only as a gentleman of Ely. This description will be Byrde's, not Tye's, reflecting the wording of the original writ. There are no capias and sicut prius entries in CP 40/1121 and CP 40/1122.

CP 40/1123, rot. 494 dorse
(Michaelmas term, 1544)

http://aalt.law.uh.edu/aalt1/H8/CP40no1123/bCP40no1123dorses/IMG_2622.htm

Sicut pluries stage.

Londonia ¶ Willelmus Byrde ciuis & mercator scissori Londonie per attornatum suum optulit se iiiij^{to} die versus Johannem Scarlett de ciuitate Herefordie in comitatu ciuitatis Herefordie mercer alias dictum Johannem Scarlett de ciuitate Herefordie mercer Et versus Morganum Dekyns de ciuitate Herefordie in comitatu ciuitatis Herefordie mercer alias dictum Morganum Dekyns de eadem mercer de placito quod vterque eorum reddat ei centum solidos Et versus Cristoferum Tye nuper de Ely in comitatu Cantebriegie gentyلمان de placito quod reddat ei sexaginta duos solidos & vnum denarium quos ei debent & iniuste detinent &c Et ipsi non venerunt Et preceptum fuit vicecomitibus quod summonerent eos &c Et vicecomites modo mandant quod nichil habent &c Ideo capiantur quod sint hic in crastino Animarum &c Ad quem diem hic venit predictus Willelmus Byrde per attornatum suum et optulit se iiiij^{to} die versus prefatos Johannem Morganum & Cristoferum de predicto placito &c Et ipsi non venerunt Et preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut prius capiantur quod sint hic a die Sancti Martini in xv dies &c Ad

quem diem hic venit *predictus Willelmus per attornatum suum et optulit se* iiii^{to} die *versus prefatos Johannem Morganum & Cristoferum de predicto placito &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut pluries capiantur quod sint hic in octabis Sancti Hillarij &c*

[London ¶ William Byrde, citizen and scissor merchant of London, appeared through his attorney on the fourth day against John Scarlett of the city of Hereford in the county of the city of Hereford, mercer, otherwise called John Scarlett of the city of Hereford, mercer; and against Morgan Dekyns of the city of Hereford in the county of the city of Hereford, mercer, otherwise called Morgan Dekyns of the same, mercer, concerning a plea that each of them render to him one hundred shillings; and against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him sixty-two shillings and one penny, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And the sheriffs were commanded that they summon them, etc. And the sheriffs now declare that they have nothing, etc. Therefore let them be seized that they be here on the morrow of All Souls, etc. On which day the aforesaid William Byrde came here through his attorney and appeared on the fourth day against the aforesaid John, Morgan and Christopher concerning the aforesaid plea, etc. And they did not come. And the sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as before, let them be seized that they be here on the quindene of St Martin's day, etc.² On which day the aforesaid William came here through his attorney and appeared on the fourth day against the aforesaid John, Morgan and Christopher concerning the aforesaid plea, etc. And the sheriffs now declare that they are not found, etc. Therefore, as often before, let them be seized that they be here on the octave of St Hillary, etc.]

CP 40/1124, rot. 604
(Hilary term, 1545)

http://aalt.law.uh.edu/aalt1/H8/CP40no1124/aCP40no1124fronts/IMG_1188.htm

Exigi facias *stage*.

Londonia ¶ *Willelmus Byrde ciuis & mercator scissori Londonie per* [¶] *Johannem Eston* *attornatum suum optulit se* iiii^{to} die *versus Johannem Scarlett nuper de ciuitate Herefordie in comitatu ciuitatis Herefordie marcer alias dictum Johannem Scarlett de ciuitate Herefordie mercer Et versus Morganum Dekyns de ciuitate Herefordie in comitatu ciuitatis Herefordie mercer alias dictum Morganum Dekyns de eadem mercer de placito quod vterque eorum reddat ei centum solidos Et versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie gentyلمان de placito quod reddat ei sexaginta duos solidos* [¶] *& vnum denarium* *quos ei debent & iniuste detinent &c Et ipsi non venerunt Et sicut pluries preceptum fuit vicecomitibus quod caperent eos si &c et saluo &c ita quod haberent corpora eorum hic ad hunc diem scilicet in octabis Sancti Hillarij &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo preceptum est vicecomitibus quod exigi faciant eos de hustengo in hustengum quousque vtlagentur si non &c Et si &c tunc eos capiant et saluo &c ita quod habeant corpora eorum hic in crastino Sancte Trinitatis Et vnde &c Et per statutum &c preceptum est vicecomiti ciuitatis Herefordie quod <margin: Ciuitas Herfordie> in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus ciuitatis Herefordie predicta tenendam quod predicti Johannes et Morganus se reddant prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpora eorum hic ad prefatum terminum ad respondendum prefato Willelmo Byrde de predicto placito &c Et sciendum est quod breue inde*

² Quindene: The fifteenth day after a festival (counting the festival as the first day).

justiciarij hic in curia isto eodem termino deliberauerunt [blank] deputato vicecomitis Herefordie in forma juris exequendum &c Et eciam per statutum &c preceptum est vicecomiti <margin: Cantebrigia> Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Ely predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Willelmo Byrde de predicto placito &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Georgio Sympcott deputato vicecomitis Cantebrigie in forma juris exequendum &c

[London ¶ William Byrde, citizen and scissor merchant of London, appeared through John Eston, his attorney, on the fourth day against John Scarlett, lately of the city of Hereford in the county of the city of Hereford, mercer, otherwise called John Scarlett of the city of Hereford, mercer, and against Morgan Dekyns of the city of Hereford in the county of the city of Hereford, mercer, otherwise called Morgan Dekyns of the same, mercer, concerning a plea that each of them render to him one hundred shillings, and against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him sixty-two shillings and one penny, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And, as often before, the sheriffs were commanded that they seize them, if, etc., and safely, etc., so that they might have their bodies here on this day, namely on the octave of St Hilary, etc. And the sheriffs now declare that they are not found, etc. Therefore the sheriffs are commanded that they cause them to be called from husting to husting until, [etc.,] they be outlawed if [they do] not, etc. And if, etc., then let them seize them and safely etc., that they might have their bodies here on the morrow of Trinity Sunday. And whence, etc. And according to the statute, etc., the sheriff of the city of Hereford is commanded that <margin: City of Hereford> he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of the city of Hereford aforesaid, that the aforesaid John and Morgan should surrender themselves to the aforesaid sheriffs of London, so that the same sheriffs might have their bodies here at the aforesaid term to respond to the aforesaid William Byrde concerning the aforesaid plea, etc. And be it known that the justices here in court in this same term have delivered to [blank], deputy of the sheriff of Herefordshire, the writ to be executed in the form of the law, etc. And also according to the statute, etc., the sheriff of <margin: Cambridgeshire> Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid William Byrde concerning the aforesaid plea, etc. And be it known that the justices here in court in this same term have delivered to George Sympcott, deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1126 Part 2, rot. 129 dorse
(Michaelmas term, 1545)

http://aalt.law.uh.edu/aalt1/H8/CP40no1126/dCP40no1126Pt2dorses/IMG_3433.htm

Pleading: imparlance.

Londonia ¶ Cristoferus Tye nuper de Ely in comitatu Cantebrigie gentilman summonitus fuit ad respondendum Willelmo Byrde ciui & marcatori scissori Londonie de placito quod reddat ei sexaginta & duos solidos & vnum denarium quos ei debet & iniuste detinet &c et vnde idem

Willelmis per Johannem Eston *attornatum suum* dicit quod cum *predictus* Cristoferus decimo octavo die Octobris anno regni *Domini Regis* nunc tricesimo quinto apud London in parochia *Beate Marie de Arcubus* in warda de Chepe emisset de eodem *Willelmo* decem & octo virgatas panni vndulati *vocatur* chamlet pro triginta & sex solidis & duas virgatas & tria quarteria velueti pro triginta & vno solidis soluendis eidem *Willelmo* cum inde requisitus fuisset *predictus* q'[?] Cristoferus de quatuor solidos & vndecim denarijs inde eidem *Willelmo* postea satisfacisset *predictus* tamen Cristoferus licet sepius requisitus *predictos* sexaginta & duos solidos & vnum denarium *residuos* eidem *Willelmo* non dum reddidit set illos ei hucusque reddere *contradixit* & adhuc *contradicit* vnde dicit quod *deterioratus* est & dampnum habet ad valenciam centum solidorum Et inde *producit* sectam &c

Et *predictus* Cristoferus per Johannem Redston *attornatum suum* venit et defendit vim & iniuriam quando &c Et petit *licenciam* inde *interloquendi* hic vsque in octabis *Sancti Hillarij* Et habet &c Idem dies datus est *prefato* *Willelmo* hic &c

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, was summoned to respond to William Byrde, citizen and scissor merchant of London concerning a plea that he render to him sixty-two shillings and one penny that he owes to him and unjustly withholds, etc. And wherefore the same William, through John Eston, his attorney, says that whereas the aforesaid Christopher, on the eighteenth day of October in the thirty-fifth year of the reign of the present lord king [1543] at London in the parish of St Mary-le-Bow in the ward of Cheap had bought from the same William eighteen yards of waved cloth called camlet for thirty-six shillings and two and three-quarter yards of velvet for thirty-one shillings, payable to the same William when required. The aforesaid [q'] Christopher had afterwards paid four shillings and elevenpence of this to the same William; however, the aforesaid Christopher, although often requested, has not yet paid the aforesaid remaining sixty-two shillings and one penny to the same William, but has hitherto refused to pay it and still refuses, wherefore he [William] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc.

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury when, etc. And he craves leave to imparl here until the octave of St Hilary. And he has it, etc. The same day is here given to the aforesaid William, etc.]

3. Thomas Waytte v. Christopher Tye, 1547–8

Thomas Waytte, a Gentleman of the Chapel Royal, claimed that Tye owed him £3 14s. Tye's attorney appeared on his behalf, but the court found for Waytte and awarded him the debt plus damages of 18s. 9d. No capias stage has been found for this case, but the plea roll in which it should appear, CP 40/1131, is unusually short. That the exigent stage of this action requires the sheriff of Cambridgeshire to call in his courts for Tye's surrender indicates that the composer was then understood to be resident in Ely. Tye's attorney pleaded and in Hilary term 1548 the court found in Waytte's favour.

CP 40/1132, rot. 330 dorse

(Easter term, 1547)

http://aalt.law.uh.edu/aalt1/H8/CP40no1132/bCP40no1132dorses/IMG_1576.htm

Sicut prius *stage*.

Londonia ¶ Thomas Waytte gentyلمان of the Kingkes most honorable Chapell Ryall per *attornatum suum* optulit se iij^{to} die versus Cristoferum Tye nuper de Ely in comitatu

Cantebrigie Doctorem Musice alias dictum Cristofer Tye Doctor of Musyke de placito quod reddat ei septuaginta & quatuor solidos quos ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic a die Pasche in quinque septimanas &c Ad quem diem hic venit predictus Thomas per attornatum suum et optulit se iiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sint [sic] hic in crastino Sancte Trinitatis &c /

[London ¶ Thomas Waytte, gentleman of the King's most honourable Chapel Royal, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, Doctor of Music, concerning a plea that he render to him seventy-four shillings that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here five weeks from Easter Day, etc. On which day the aforesaid Thomas came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the morrow of Trinity Sunday, etc.]

CP 40/1133, rot. 462
(Trinity term, 1547)

http://aalt.law.uh.edu/aalt1/E6/CP40no1133/aCP40no1133fronts/IMG_0861.htm

Sicut pluries stage.

Londonia ¶ Thomas Waytte gentyman of the Kinges most honorable Chapell Ryall per attornatum suum optulit se iiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie Doctorem Musice alias dictum Cristofer Tye Doctor of Musyke de placito quod reddat ei sexaginta & quatuordecim solidos quos ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Sancte Trinitatis in tres septimanas &c

[London ¶ Thomas Waytte, gentleman of the King's most honourable Chapel Royal, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, Doctor of Music, concerning a plea that he render to him sixty and fourteen shillings that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here three weeks from Trinity Sunday, etc.]

CP 40/1133, rot. 585 dorse
(Trinity term, 1547)

http://aalt.law.uh.edu/aalt1/E6/CP40no1133/bCP40no1133dorses/IMG_2535.htm

Exigi facias stage.

Londonia ¶ Thomas Wayte gentyman of the Kynges most honerable Chapell Ryall per Thomam Gold attornatum suum optulit se iiij^{to} die versus Cristoferum Tye nuper de Ely in

comitatu Cantebrigie Doctorem Musice alias dictum Cristofer Tye Doctor of Musyke de placito quod reddat ei sexaginta & quatuordecim solidos quos ei debet & iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c & saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas &c. Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic a die Sancti Martini in xv dies Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino liberauerunt Ricardo Bydwell deputato vicecomitum Londonie in forma juris exequendum Et per statutum &c preceptum <margin: Cantebrigia> est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Ely predicta ^{tenendam} quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Thome de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino liberauerunt Johanni Rudston deputato vicecomitis predicti comitatus Cantebrigie in forma juris exequendum.

[London ¶ Thomas Waytte, gentleman of the King's most honourable Chapel Royal, appeared through Thomas Gold, his attorney, on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, Doctor of Music, concerning a plea that he render to him sixty and fourteen shillings that he owes to him and unjustly withholds. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc. and safely, etc., so that they might have his body here on this day, namely three weeks from Trinity Sunday, etc. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here on the quindene of St Martin's day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Bydwell, deputy of the sheriffs of London, the writ to be executed in the form of the law. And according to the statute, etc., <margin: Cambridgeshire> the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid Thomas concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Redston, deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law.]

CP 40/1133, attornati, rot. 31
(Trinity term, 1547)

http://aalt.law.uh.edu/aalt1/E6/CP40no1133/aCP40no1133fronts/IMG_1527.htm

Appointment of attorney.

Londonia ¶ Thomas Waytte gentilman of the Kynges most honerable Chapell Ryall ponit loco suo Thomam Gold³ versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie Doctorem Musice alias dictum xpofer Tye Doctor of Musike de placito debiti

³ The surname is barely legible, but this entry is one of a batch of Gold's warrants of attorney listed in the plea roll. Gold's name is confirmed in the later mesne process entries for this case.

[London ¶ Thomas Waytte, gentleman of the King's most honourable Chapel Royal, puts in his stead Thomas Gold against Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, Doctor of Music, in a plea of debt.]

CP 40/1134 Part 2, rot. 536
(Michaelmas term, 1547)

http://aalt.law.uh.edu/aalt1/E6/CP40no1134/cCP40no1134Pt2fronts/IMG_1834.htm

Pleading: imparlance.

Londonia ¶ Cristoferus Tye nuper de Ely in comitatu Cantebrigie Doctor Musice alias dictus Cristofer Tye Doctor of Musyke *summonitus* fuit ad *respondendum* Thome Waytte gentylman of the Kynges most honorable Chapell Ryall de *placito quod reddat ei tres libras & quatuordecim solidos quos ei debet & iniuste detinet &c* Et vnde idem Thomas *per Thomam Gold attornatum suum dicit quod cum predictus Cristoferus vndecimo die Maij anno regni Domini Henrici nuper Regis Anglie octauai post conquestum tricesimo octauo apud London in parochia Beate Marie de Arcubus in warda de Chepe per quandam billam suam obligatoriam quam idem Thomas sigillo predicti Cristoferi signatam hic in curia profert cuius data est eisdem die & anno obligasset se heredes executores & assignatos suos soluere eidem Thome predictos tres libras & quatuordecim solidos modo & forma sequenti videlicet viginti & sex solidos & octo denarios ad festum Sancti Michaelis Archangeli tunc proximo sequenti et viginti sex solidos & octo denarios ad festum Natalis Domini tunc proximo sequenti et viginti solidos & octo denarios ad festum Annunciacionis Beate Marie extunc proximo sequenti Predictus tamen Cristoferus licet sepius requisitus predictos tres libras & quatuordecim solidos eidem Thome non dum reddidit set illos ei hucusque reddere contradixit & adhuc contradicit vnde dicit quod deterioratus est & dampnum habet ad valenciam centum solidorum Et inde producit sectam &c.*

Et predictus Cristoferus *per Johannem Redston attornatum suum venit et defendit vim & iniuriam* quando &c Et petit *licenciam* inde *interloquendi* hic *vsque* in octabis Sancti Hillarij Et habet &c Idem dies datus est prefato Thome hic &c.

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, Doctor of Music, was summoned to respond to Thomas Waytte, gentleman of the King's most honourable Chapel Royal, concerning a plea that he render to him three pounds and fourteen shillings that he owes to him and unjustly withholds etc. And wherefore the same Thomas, through Thomas Gold, his attorney, says that whereas the aforesaid Christopher, on the eleventh day of May in the thirty-eighth year of the reign of the Lord Henry [1546], the eighth after the conquest, lately King of England, at London in the parish of St Mary-le-Bow in the ward of Cheap, by a certain bill of obligation of his, which the same Thomas produces here in court, sealed with the seal of the aforesaid Christopher, whose date is the same day and year, had bound himself, his heirs, executors and assigns to pay to the same Thomas the aforesaid three pounds and fourteen shillings in the manner and form following, namely twenty-six shillings and eightpence on the feast of St Michael the Archangel then next following, and twenty-six shillings and eightpence on the feast of the Nativity of our Lord then next following, and twenty shillings and eightpence on the feast of the Annunciation of Blessed Mary next following after that. However, the aforesaid Christopher, although often requested [to do so], has not yet paid the aforesaid three pounds and fourteen shillings to the same Thomas, but has hitherto refused to pay it and still refuses, wherefore he [Thomas] says that he is the worse and has damage to the value of one hundred shillings and thereupon he brings suit, etc.

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury when, etc. And he craves leave to imparl here until the octave of St Hilary. And he has it, etc. The same day is here given to the aforesaid Thomas, etc.]

CP 40/1135, rot. 130

(Hilary term, 1548)

http://aalt.law.uh.edu/aalt1/E6/CP40no1135/aCP40no1135fronts/IMG_0248.htm

Pleading and judgment.

Londonia ¶ Cristoferus Tye nuper de Ely in comitatu Cantebrigie Doctor Musice alias dictus Cristofer Tye Doctor of Musyke *summonitus* fuit ad *respondendum* Thome Waytte gentylman of the Kynges most honorable Chapell Ryall de *placito quod reddat* ei tres libras & quatuordecim solidos quos ei debet & iniuste detinet &c Et vnde idem Thomas *per* Thomam Gold *attornatum* suum *dicit quod* cum *predictus* Cristoferus vndecimo die Maij anno regni Domini Henrici nuper Regis Anglie octauj post conquestum tricesimo octauo apud London in parochia Beate Marie de Arcubus in warda de ^{Chupe} *per* quandam billam suam obligatoriam quam idem Thomas sigillo *predicti* Cristoferi signatam hic in curia profert cuius data est eisdem die & anno obligasset se heredes executores & assignatos suos soluere eidem Thome *predictos* tres libras & quatuordecim solidos modo & forma sequenti videlicet viginti & sex solidos & octo denarios ad festum Sancti Michaelis Archangeli tunc proximo sequenti ^{et viginti sex solidos & octo denarios ad festum Natalis Domini tunc proximo sequenti} et viginti solidos & octo denarios ad festum Annunciacionis Beate Marie extunc proximo sequenti *Predictus* tamen Cristoferus licet sepius requisitus *predictos* tres libras & quatuordecim solidos eidem Thome non dum reddidit set illos ei hucusque reddere contradixit & adhuc *contradicit* vnde *dicit quod* deterioratus est & dampnum habet ad valenciam centum solidorum Et inde *producit* sectam &c

Et *predictus* Cristoferus *per* Johannem Redston *attornatum* suum venit et defendit vim & iniuriam quando &c Et dictum est *prefato* *attornato* *predicti* Cristoferi quod *pro* eodem Cristofero magistro suo *prefato* Thome in loquela *predicta* respondeat Et idem *attornatus* *dicit quod* ipse non est informatus *per* eundem Cristoferum magistrum suum de aliquo responso *pro* eodem Cristofero *prefato* Thome in loquela *predicta* dando Et nichil aliud inde *dicit per* quod idem Thomas remanet versus *prefatum* Cristoferum inde indefensum Ideo *consideratum* est quod *predictus* Thomas recuperet versus *prefatum* Cristoferum debitum suum *predictum* & dampna sua occasione detencionis debiti illius ad decem & octo solidorum & nonem denarios <margin: misericordia> eidem Thome ex assensu suo *per curiam* hic adiudicata Et *predictus* Cristoferus in *misericordia* &c

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, Doctor of Music, was summoned to respond to Thomas Waytte, gentleman of the King's most honourable Chapel Royal, concerning a plea that he render to him three pounds and fourteen shillings that he owes to him and unjustly withholds etc. And wherefore the same Thomas, through Thomas Gold, his attorney, says that whereas the aforesaid Christopher, on the eleventh day of May in the thirty-eighth year of the reign of the Lord Henry [1546], the eighth after the conquest, lately King of England, at London in the parish of St Mary-le-Bow in the ward of Cheap, by a certain bill of obligation of his, which the same Thomas produces here in court, sealed with the seal of the aforesaid Christopher, whose date is the same day and year, had bound himself, his heirs, executors and assigns to pay to the same Thomas the aforesaid three pounds and fourteen shillings in the following manner and form following, namely twenty-six shillings and eightpence on the feast of St Michael the Archangel then next following, and twenty-six shillings and eightpence on the feast of the Nativity of our Lord then next following, and twenty shillings and eightpence on the feast of

the Annunciation of Blessed Mary next following after that. However, the aforesaid Christopher, although often requested [to do so], has not yet paid the aforesaid three pounds and fourteen shillings to the <margin: mercy> same Thomas, but has hitherto refused to pay it and still refuses, wherefore he [Thomas] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc.

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury when, etc. And it was said to the aforesaid attorney of the aforesaid Christopher that he should respond on behalf of the same Christopher his master to the aforesaid Thomas in the aforesaid declaration. And the same attorney says that he has not been informed by the same Christopher his master of any answer to be given on behalf of the same Christopher to the aforesaid Thomas in the aforesaid declaration. And after this he says nothing else, wherefore the same Thomas remains against the aforesaid Christopher, [who is] from that point undefended. Therefore it is decided that the aforesaid Thomas should recover against the aforesaid Christopher his aforesaid debt and his damages on account of the withholding of that debt adjudged at eighteen shillings and ninepence to the <margin: mercy> same Thomas, with his assent, by the court here. And the aforesaid Christopher in mercy, etc.]

4. Christopher Tye v. Richard Jacob, 1549

This Tye may not be the composer. The entries do not mention his location, profession or status and the only reason for suspecting a link is the laying of the action in Cambridgeshire. The action, a claim against Richard Jacob of Hertfordshire, gentleman, for a debt of twenty marks (£13 6s. 8d.), apparently proceeded no further than the writ of sicut prius issued in Easter term, but the next two rolls contain very few cases laid in Cambridgeshire, so perhaps the lack of further stages is due to some administrative malfunction, rather than abandonment of the action.

CP 40/1139, rot. 400
(Hilary term, 1549)

http://aalt.law.uh.edu/aalt1/E6/CP40no1139/aCP40no1139fronts/IMG_0785.htm

Capias stage.

Cantebrigia ¶ Cristoferus Tye per attornatum suum optulit se iiiij^o die versus Ricardum Jacobe nuper de Royston in comitatu Hertfordie gentilman alias dictum Ricardum Jacob de Royston in comitatu Hertfordie gentilman de placito quod reddat ei viginti marcas quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomiti quod summoneret eum &c Et vicecomes modo mandat quod nichil habet &c Ideo capiatur quod sit hic a die Pasche in xv dies &c

[Cambridgeshire ¶ Christopher Tye appeared through his attorney on the fourth day against Richard Jacob, lately of Royston in the county of Hertfordshire, gentleman, otherwise called Richard Jacob of Royston in the county of Hertfordshire, gentleman, concerning a plea that he render to him twenty marks that he owes to him and unjustly withholds, etc. And he did not come. And the sheriff was commanded that he summon him, etc. And the sheriff now declares that he has nothing, etc. Therefore let him be seized that he be here on the quindene of Easter Day, etc.]

CP40/1140, rot. 387 dorse

(Easter term, 1549)

http://aalt.law.uh.edu/aalt1/E6/CP40no1140/bCP40no1140dorses/IMG_2024.htm

Sicut prius *stage*.

Cantebrigia ¶ Cristoferus Tye per attornatum suum optulit se iiiij^{lo} die versus Ricardum Jacobe nuper de Royston in comitatu Hertfordie gentilman alias dictum Ricardum Jacob de Royston in comitatu Hertfordie gentilman de placito quod reddat ei viginti marcas quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomiti quod caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut prius capiatur quod sit hic a die Pasche in quinque septimanas &c /

[Cambridgeshire ¶ Christopher Tye appeared through his attorney on the fourth day against Richard Jacob, lately of Royston in the county of Hertfordshire, gentleman, otherwise called Richard Jacob of Royston in the county of Hertfordshire, gentleman, concerning a plea that he render to him twenty marks that he owes to him and unjustly withholds, etc. And he did not come. And the sheriff was commanded that he seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as before, let him be seized that he be here five weeks from Easter Day, etc.]

5. William Cavendyshe v. Christopher Tye, 1552–3

In Michaelmas term 1552 Christopher Tye of Ely, Doctor of Music, was summoned to answer to William Cavendyshe, gentleman, concerning a debt on an obligation. Cavendyshe claimed that on 3 March 1551, in the parish of St Sepulchre, London, in the Ward of Farringdon Without, Tye had signed a conditioned bond whereby he agreed to pay Cavendyshe £8 within a month of the birth of any legitimate son of Cavendyshe. If he failed to pay, he would become subject to a penalty of 20 marks (£13 6s. 8d.). That payment was now due. Tye sought leave to imparl. When the case resumed in Hilary term 1553, Tye pleaded through his attorney that it was not his deed ('non est factum suum'), a defence commonly employed in order to force the matter to be placed before a jury.⁴ At this second hearing the location of the agreement was changed to the parish of 'Beate Marie de Arcubus in warda de Chepe'. These London locations are legal fictions. Both parties agreed to allow a jury to decide the matter and the case was deferred until the quindene of Easter. There is no record of the trial in the plea rolls of either the King's Bench or the Court of Common Pleas, so it probably took place at local assizes. No earlier stages of this case have been found in CP 40/1149, 1150 or 1151.

Since the laying of the case in London was a fiction, there is nothing to tell us where the obligation was really signed, or where the plaintiff lived. In the plea roll the plaintiff is described only as 'generosus' and not, as was customary for knights, 'miles', so he cannot be identified with the courtier Sir William Cavendish (1508–1557), Treasurer of the Chamber 1546–1553, and Cromwell's agent in dealing with the temporalities (the possessions and endowments) of Ely.

CP 40/1152, rot. 772 dorse

(Michaelmas term, 1552)

http://aalt.law.uh.edu/aalt2/E6/CP40no1152/dCP40no1152Pt2dorses/IMG_3852.htm

Pleading: imparlance.

⁴ Sir John Baker, *The Oxford History of the Laws of England, volume VI: 1483–1558* (Oxford, 2003), 831.

Londonia ¶ Cristoferus Tye nuper de Elye in comitatu Cantebrigie generosus alias dictus xpoferus Tye de Elye in Musice Doctor *summonitus* fuit ad respondendum Willelmo Cavendyshe de placito quod reddat ei viginti marcas quas ei debet & iniuste detinet &c Et vnde idem Willelmis per Johannem Ayer *attornatum* suum dicit quod cum *predictus* Cristoferus tercio die Marcij anno regni Domini Regis nunc quinto apud Londoniam in parochia Sancti Sepulcri in warda de Faryngdon extra per quoddam scriptum suum *obligatorium* concessisset se teneri eidem Willelmo in *predictis* viginti marcas soluendis eidem Willelmo cum inde requisitus fuisset *Predictus* tamen Cristoferus licet sepius requisitus *predictas* viginti marcas eidem Willelmo nondum reddidit set *illas* ei hucusque reddere *contradixit* et adhuc *contradicit* vnde dicit quod *deterioratus* est et *dampnum* habet ad *valenciam* quadraginta solidorum Et inde *producit* *sectam* &c Et profert hic in curia scriptum *predictum* quod *debitum predictum* in forma *predicta* testatur cuius data est die & anno *supradictis* &c /

Et *predictus* Cristoferus per [blank] Symcott *attornatum* suum venit & defendit vim & iniuriam quando &c Et petit *auditum* scripti *predicti* Et ei legitur *Petit* eiam *auditum* *condicionis* eiusdem scripti Et ei legitur in hec verba ¶ The condicon off thys obligacyon ys suche that yff the abouebownden xpofer Tye hys heyers executors or assignes *within* one moneth next after the byrthe of any sonne of the seyd William Cavendyshe of hys bodye in lawfull matrymonye begotten & borne do paye or cause to be payde to the seyd William Cavendyshe hys executors or assignes the some of eght powndes of lawfull money of England thanne this obligacyon to be voyde & of none effect or elles yt shall stand & abyde in full strength & effect & vertue Quibus *lectis* et *auditis* idem Cristoferus petit *licenciam* inde *interloquendi* hic vsque in octabis Sancti Hillarij ^{et habet} &c Idem dies *datus* est *prefato* Willelmo hic &c /

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely, Doctor of Music, was summoned to respond to William Cavendyshe concerning a plea that he render to him twenty marks that he owes to him and unjustly withholds, etc. And wherefore the same William, through John Ayer, his attorney, says that whereas the aforesaid Christopher on the third day of March in the fifth year of the reign of the present lord king [1551], at London, in the parish of St Sepulchre in the ward of Farringdon Without, by a certain writing of obligation of his, allowed himself to be bound to the aforesaid William in the aforesaid twenty marks, payable to the same William when required. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid twenty marks to the same William, but has hitherto refused to pay it and still refuses, wherefore he [William] says that he is the worse and has damage to the value of forty shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year stated above, etc.

And the aforesaid Christopher, through [blank] Symcott, his attorney, comes and defends the force and injury when, etc. And he asks to hear the aforesaid writing and it is read to him. He also asks to hear the condition of the same writing, and it is read to him in these words: ¶ The condition of this obligation is such that if the above-bounden Christopher Tye, his heirs, executors or assigns within one month next after the birth of any son of the said William Cavendyshe of his body in lawful matrimony begotten and born do pay or cause to be paid to the said William Cavendyshe his executors or assigns the sum of eight pounds of lawful money of England then this obligation to be void and of none effect or else it shall stand and abide in full strength and effect and virtue. Which having been read and heard the selfsame Christopher craves leave to imparl here to the octave of St Hilary. And he has it, etc. The same day is here given to the aforesaid William, etc.]

CP 40/1153, rot. 538

(Hilary term, 1553)

http://aalt.law.uh.edu/aalt2/E6/CP40no1153/aCP40no1153fronts/IMG_1058.htm

Pleading. The first paragraph below is identical to that in CP 40/1152 above, except that it now claims that the bond was made, not in the parish of St Sepulchre, but in that of St Mary-le-Bow in the ward of Cheap. Also, the value of Cavendyshe's damages has increased from 40s. (£2) to 100s. (£5).

Londonia ¶ Cristoferus Tye nuper de Elye in comitatu Cantebrigie generosus alias dictus xpoferus Tye de Elye in Musice Doctor summonitus fuit ad respondendum Willelmo Cavendysse generoso de placito quod reddat ei viginti marcas quas ei debet & iniuste detinet &c Et vnde idem Willelmis per Johannem Ayer attornatum suum dicit quod cum predictus xpoferus tercio die Marcij anno regni Domini Regis nunc quinto apud London in parochia Beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum obligatorium concessisset se teneri eidem Willelmo in predictis viginti marcas soluendis eidem Willelmo cum inde requisitus fuisset predictus tamen xpoferus licet sepius requisitus predictas viginti marcas eidem Willelmo nondum reddidit set illas ei hucusque reddere contradixit et adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam centum solidorum Et inde producit sectam &c Et profert hic in curia scriptum predictum quod debitum predictum informa predicta testatur cuius data est die & anno supradictis.

Et predictus xpoferus per [blank] Symcot attornatum suum venit & defendit vim & iniuriam quando &c Et dicit quod ipse de debito predicto virtute scripti predicti onerari non debet quia dicit quod scriptum illud non est factum suum Et de hoc ponit se super patriam Et predictus Willelmus similiter Ideo preceptum est vicecomitibus quod venire faciant hic a die Pasche in xv dies xij &c per quos &c et qui nec &c ad recognoscendum &c quia tam &c /

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely, Doctor of Music, was summoned to respond to William Cavendyshe, gentleman, concerning a plea that he render to him twenty marks that he owes to him and unjustly withholds, etc. And wherefore the same William, through John Ayer, his attorney, says that whereas the aforesaid Christopher on the third day of March in the fifth year of the reign of the present lord king [1551], at London, in the parish of St Mary-le-Bow in the ward of Cheap by a certain writing of obligation of his allowed himself to be bound to the aforesaid William in the aforesaid twenty marks, payable to the same William when required. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid twenty marks to the same William, but has hitherto refused to pay it and still refuses, wherefore he [William] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated.

And the aforesaid Christopher, through [blank] Symcot, his attorney, comes and defends the force and injury when, etc. And he says that he is under no obligation to be burdened by the aforesaid debt by virtue of the aforesaid writing, for he says that that writing is not his deed. And of this he puts himself upon the country [i.e. he elects to go to trial]. And the aforesaid William likewise. Therefore the sheriffs were commanded that they make twelve [i.e. a jury], to come here on the quindene of Easter Day, etc., by whom, etc. and who neither, etc. [to the plaintiff nor the defendant have any affinity], to make recognition, etc. [upon their oath whether the defendant is guilty of the deed or not], because both, etc. [the plaintiff and the defendant have put themselves upon that jury].]

CP 40/1153, attornati, rot. 6

(Hilary term, 1553)

http://aalt.law.uh.edu/aalt2/E6/CP40no1153/aCP40no1153fronts/IMG_2026.htm

Appointment of attorney.

Londonia ¶ Cristoferus Tye nuper de Elye in comitatu Cantebrigie generosus alias dictus xpoferus Tye de Elye in Musice Doctor ponit loco suo Georgium Symcott versus Willelmum Cavendyshe de placito debiti

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely, Doctor of Music, puts in his stead George Symcott against William Cavendyshe in a plea of debt.]

6. William Baxster v. Robert Steward and Christopher Tye, 1553–4

Although he is not identified precisely, there is little doubt that this Christopher Tye of Ely is the composer. His co-defendant is almost certainly the Robert Stuard mentioned in a conditioned bond signed by Tye in 1559 (see case no. 16 below). This is the most detailed of any of the cases involving Tye. Baxster was claiming a debt of £6 13s. 4d. Steward pleaded and a trial at Norwich Castle found for Baxster. Steward paid the debt, together with a further £3 9s. for damages, costs and interest.

CP 40/1154, rot. 228

(Easter term, 1553)

http://aalt.law.uh.edu/aalt2/E6/CP40no1154/aCP40no1154Pt1fronts/IMG_0441.htm

Sicut prius stage.

Norffolcia ¶ Willelmus Baxster de Thetford per attornatum suum optulit se iiij^{to} die versus Cristoferum Tye de Ely in comitatu Cantebrigie gentilman alias dictum xpoferum Tye de Elye et versus Robertum Steward de Lakenheth in comitatu Suffolcie gentilman alias dictum Robertum Steward de Lakenheth in comitatu Suffolcie de placito quod vterque eorum reddat ei sex libras tresdecim solidos & quatuor denarios quos eis debent & iniuste detinent &c Et ipsi non venerunt Et preceptum fuit vicecomiti quod summoneret eos &c Et vicecomes modo mandat quod nichil habent &c Ideo capiantur quod sint hic a die Pasche in quinque septimanas &c Ad quem diem hic venit predictus Willelmus per attornatum suum predictum et optulit se iiij^{to} die versus prefatum Cristoferum & Robertum de predicto placito Et ipsi non venerunt Et preceptum fuit vicecomiti quod caperet eos &c Et vicecomes modo mandat quod non sunt inuenti &c Ideo sicut prius capiantur quod sint hic

[Norfolk ¶ William Baxster of Thetford appeared through his attorney on the fourth day against Christopher Tye of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely, and against Robert Steward of Lakenheath in the county of Suffolk, gentleman, otherwise called Robert Steward of Lakenheath in the county of Suffolk, concerning a plea that each of them render to him six pounds thirteen shillings and fourpence that they owe to him and unjustly withhold, etc. And they did not come. And the sheriff was commanded that he summon them, etc. And the sheriff now declares that they have nothing, etc. Therefore let them be seized that they be here five weeks from Easter Day, etc. On which day the aforesaid William came here through his attorney and appeared on the fourth day against the aforesaid Christopher and Robert concerning the aforesaid plea. And they did not come. And the sheriff

was commanded that he seize them, etc. And the sheriff now declares that they are not found, etc. Therefore, as before, let them be seized that they be here...] (No further text.)

CP 40/1155, rot. 64 dorse
(Trinity term, 1553)

http://aalt.law.uh.edu/aalt2/E6/CP40no1155/bCP40no1155Pt1dorses/IMG_1271.htm

Exigi facias *stage*.

Norffolcia ¶ Willelmus Baxter per Petrum Pory attornatum suum optulit se iij^{to} die versus Christoferum Tye de Elye in comitatu Cantebrigie gentyلمان alias dictum Christoferum Tye de Elye et versus Robertum Steward de Labenheth in comitatu Suffolcie gentyلمان alias dictum Robertum Steward de Labenheth in comitatu Suffolcie de placitu quod vterque eorum reddat ei sex libras tresdecim solidos & quatuor denarios quos ei debent & iniuste detinent &c Et ipsi non venerunt Et sicut pluries preceptum fuit vicecomiti quod caperet eos si &c et saluo &c ita quod haberet corpora eorum hic ad hunc diem scilicet in crastino Sancte Trinitatis Et vicecomes modo mandat quod non sunt inuenti &c Ideo preceptum est vicecomiti quod exigi facias eos de comitatu in comitatum quousque &c vtlagentur si non &c Et si &c tunc eos capiat et saluo &c ita quod habeat corpora <margin: Cantebrigia> eorum hic in crastino Sancti Martini Et vnde &c Et per statutum &c preceptum est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Elye predicta tenendam quod predictus Christoferus se reddat prefato vicecomiti Norffolcie ita quod idem vicecomes habeat corpus eius hic ad prefatum terminum ad respondendum prefato Willelmo de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Johanni Byll deputato vicecomitis comitatus predicti in forma juris exequendum &c Et eciam per statutum &c preceptum <margin: Suffolcia> est vicecomiti Suffolcie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Labenham⁵ predicta tenendam quod predictus Robertus se reddat prefato vicecomiti Norffolcie ita quod idem vicecomes habeat corpus eius hic ad prefatum terminum adrespondendum prefato Willelmo de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Thome Sherman deputato vicecomitis comitatus predicti in forma juris exequendum &c

[Norfolk ¶ William Baxster appeared through Peter Pory, his attorney, on the fourth day against Christopher Tye of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely, and against Robert Steward of Lakenheath in the county of Suffolk, gentleman, otherwise called Robert Steward of Lakenheath in the county of Suffolk, concerning a plea that each of them render to him six pounds thirteen shillings and fourpence that they owe to him and unjustly withhold, etc. And they did not come. And as often before the sheriff was commanded that he seize them, if, etc., and safely, etc., so that he might have their bodies here on this day, namely on the morrow of Trinity Sunday. And the sheriff now declares that they are not found, etc. Therefore the sheriff is commanded that he cause them to be called from county court to county court until, etc., they be outlawed if [they do] not, etc. And if, etc., then let him seize them and safely, etc., so that he might have their bodies <margin: Cambridgeshire> here on the morrow of St Martin. And whence, etc. And according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely aforesaid, that the

⁵ Altered from 'Labenheth'. There appears to be some confusion here between Lakenheath (which is clear in the other entries for this case) and Lavenham, both of which are in Suffolk.

aforesaid Christopher should surrender himself to the aforesaid sheriff of Norfolk, so that the same sheriff might have his body here at the aforesaid term to respond to the aforesaid William concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Byll, deputy of the sheriff of the aforesaid county, the writ to be executed in the form of the law, etc. And also according to the statute, etc., <margin: Suffolk> the sheriff of Suffolk is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Lakenheath aforesaid, that the aforesaid Robert should surrender himself to the aforesaid sheriff of Norfolk, so that the same sheriff might have his body here at the aforesaid term to respond to the aforesaid William concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to Thomas Sherman, deputy of the sheriff of the aforesaid county, the writ to be executed in the form of the law, etc.]

CP 40/1156, rot. 314
(Michaelmas term, 1553)

http://aalt.law.uh.edu/AALT2/M/CP40no1156/aCP40no1156Pt1fronts/IMG_0595.htm

Pleading by Robert Steward: imparlance.

Norffolcia ¶ Robertus Steward nuper de Lakenheth in comitatu Suffolcie gentyman alias dictus Robertus Steward de Lakenheth in comitatu Suffolcie summonitus fuit ad respondendum Willelmo Baxster de Thetforde de placito quod reddat ei sex libras tresdecim solidos & quatuor denarios quos ei debet & iniuste detinet &c Et vnde idem Willelmus per Petrum Pory attornatum suum dicit quod cum predictus Robertus quinto die Julij anno regni Domini Edwardi nuper Regis Anglie sexti post conquestum quinto apud [blank] per quoddam scriptum suum obligatorium concessisset se teneri eidem Willelmo in predictis sex libris tresdecim solidis & quatuor denarijs soluendis eidem Willelmo ad festum Sancti Michaelis Archangeli tunc proximo sequenti Predictus tamen Robertus licet sepius requisitus predictos sex libras tresdecim solidos & quatuor denarios eidem Willelmo non dum reddidit set illi ei hucusque reddere contradixit et adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam centum solidorum et inde producit sectam &c Et profert hic in curia scriptum predictum quod debitum predictum in forma predicta testatur cuius data est die & anno supradictis &c

Et predictus Robertus per Willelmum Deynes attornatum suum venit et defendit vim & iniuriam quando &c Et petit auditum scripti predicti Et ei legitur &c Petit eiam auditum indorsamenti eiusdem scripti Et ei legitur in hec verba The condycon of this oblygacon is suche yat yff the within bownden xpofer & Robert or eyther of them their heyres executors or assignes paye or cause to be payed to ye within namyd Wylliam his executors or assignes fowre powndes of lawfull money of England att ye feast of Seynt Michell Tharchaungell within namyd that then this obligacon to be voyd & of none effect orelles to stond & abide in his full strength & vertue / Quibus lectis & auditis idem Robertus petit licenciam inde interloquendi hic vsque in octabis Sancti Hillarij Et habet &c Idem dies datus est prefatum Willelmo hic &c

[Norfolk ¶ Robert Steward, lately of Lakenheath in the county of Suffolk, gentleman, otherwise called Robert Steward of Lakenheath in the county of Suffolk, was summoned to respond to William Baxster of Thetford concerning a plea that he render to him six pounds, thirteen shillings and fourpence that he owes to him and unjustly withholds, etc. And wherefore the same William, through Peter Pory, his attorney, says that whereas the aforesaid Robert, on the fifth day of July in the fifth year of the reign of the Lord Edward, late King of England, the sixth after the conquest [1551], at [blank], by a certain writing of obligation of his allowed himself to be bound to the same William to pay the aforesaid six pounds, thirteen shillings and

fourpence to the same William at the feast of St Michael the Archangel then next following. However the aforesaid Robert, although often requested, has not yet paid the aforesaid six pounds, thirteen shillings and fourpence to the same William, but has hitherto refused to pay it and still refuses, wherefore he [William] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.

And the aforesaid Robert, through William Deynes, his attorney, comes and defends the force and injury when, etc. And he asks to hear the aforesaid writing. And it is read to him, etc. He also asks to hear the endorsement of the same writing, and it is read to him in these words: The condition of this obligation is such that if the within-bounden Christopher and Robert, or either of them, their heirs, executors or assigns, pay, or cause to be paid, to the within-named William, his executors or assigns, four pounds of lawful money of England at the feast of St Michael the Archangel within named, that then this obligation to be void and of none effect, or else to stand and abide in his full strength and virtue. Which having been read and heard, the same Robert craves leave to imparl here to the octave of St Hilary. And he has it, etc. The same day is here given to the aforesaid William, etc.]

CP 40/1157, rot. 119
(Hilary term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1157/aCP40no1157fronts/IMG_0243.htm
http://aalt.law.uh.edu/AALT3/M/CP40no1157/aCP40no1157fronts/IMG_0244.htm

Robert Steward: pleading and trial.

Norffolcia ¶ Robertus Steward nuper de Lakenheth in comitatu Suffolcie gentyman alias dictus Robertus Steward de Lakenheth in comitatu Suffolcie summonitus fuit ad respondendum Willelmo Baxster de Thetforde de placito quod reddat ei sex libras tresdecim solidos & quatuor denarios quos ei debet & iniuste detinet &c Et vnde idem Willelmus per Petrum Pory attornatum suum dicit quod cum predictus Robertus quinto die Julij anno regni Domini Edwardi nuper Regis Anglie sexti post conquestum quinto apud [Later addition: Thetford] per quoddam scriptum suum obligatorium concessisset se teneri eidem Willelmo in predictis sex libris tresdecim solidis & quatuor denarijs soluendis eidem Willelmo ad festum Sancti Michaelis Archangeli tunc proximo sequenti Predictus tamen Robertus licet sepius requisitus predictos sex libras tresdecim solidos & quatuor denarios eidem Willelmo non dum reddidit set illi ei hucusque reddere contradixit et adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam centum solidorum et inde producit sectam &c Et profert hic in curia scriptum predictum quod debitum predictum in forma predicta testatur cuius data est die & anno supradictis &c

Et predictus Robertus per Willelmum Deynes attornatum suum venit et defendit vim & iniuriam &c Et petit auditum scripti predicti Et ei legitur &c Petit eciam auditum indorsamenti eiusdem scripti Et ei legitur in hec verba The condycon of this obligacon is suche yat yff the within bownden xpofer & Robert or eyther of them theyr eyeres executors or assignes pay or cause to be payed to the within named Wylliam hys executors or assignes fowre powndes of lawfull money of Yngland at the feast of Seynt Michell Tharchaungell within namyd that then this obligacon to be voyd & of none effecte or elles to stonde & abyde in hys full strengthe & vertue Quibus lectis & auditis idem Robertus dicit quod predictus Willelmus accionem suam predictam versus eum habere non debet quia dicit quod ipse soluit prefato Willelmo quatuor libras ad predictum festum Sancti Michaelis Archangeli ^{qui indorsamento predicto superius specificavit} ⁶ quas

⁶ Or *specificato* (participle agreeing with ‘indorsamento’).

eidem Willelmo ad idem festum soluisse debuit *secundum* formam & effectum indorsamenti illius videlicet apud [Later addition: Thetford] *predictam* et hoc paratus est verificare vnde petit iudicium si *predictus* Willelmus accionem suam *predictam* versus eum habere debeat &c

Et *predictus* Willelmus dicit quod ipse per aliqua preallegata ab accione sua *predicta* habenda precludi non debet quia dicit quod *predictus* Robertus non soluit eidem Willelmo *predictas* quatuor libras ad *predictum* festum Sancti Michaelis Archangeli quas eidem Willelmo ad idem festum soluisse debuit *secundum* formam & effectum indorsamenti *predicti* prout *predictus* Robertus superius allegavit Et hic petit quod inquiretur per patriam Et *predictus* Robertus similiter Ideo preceptum est vicecomiti quod venire faciat hic a die Pasche in xv dies xij &c per quos &c et qui nec &c ad recognoscendum &c quia tam &c [Later addition:] Postea continuato processu inter partes *predictas* de *predicto* placito per juratos positos inde inter eas in respectum hic vsque ad hunc diem scilicet in octabis Sancti Michaelis tunc proximo sequenti nisi justiciarij Domine Regine ad assissas in comitatu *predicto* capiendas assignati per formam statuti &c die Jouis sexto die Septembris proximo preterito apud castrum Norwici in comitatu *predicto* prius venissent Et modo hic ad hunc diem venit *predictus* Willelmus Baxter per attornatum suum *predictum* Et prefati justiciarij ad assissas coram quibus &c miserunt hic recordum suum in hec verba Postea die & loco infracontentis coram Roberto Broke seruianti ad legem & Edwardo Griffyn attornato Domini Regis & Domine Regine justiciarijs ipsorum Domini Regis & Domine Regine ad assissas in comitatu Norffolcie capiendas assignati per formam statuti &c venit infranominatus Willemus Baxter per attornatum suum infracontentum Et infrascriptus Robertus Steward solempniter exactus non venit Ideo jurata vnde infra fit mencio capiatur versus eum per defaltam. Et juratores jurate *predicte* exacti venerunt qui ad veritatem de infracontentis dicendum electi triati & iurati dicunt super sacramentum suum quod *predictus* Robertus non soluit *predicto* Willelmo infrascriptis quatuor libras ad infrascriptum festum Sancti Michaelis Archangeli quas eidem Willelmo ad idem festum soluisse debuit *secundum* formam & effectum indorsamenti infrascripti prout *predictus* Willelmus interius allegavit Et assident dampna ipsius Willelmi occasione *predicta* vltra misas & custagia sua per ipsum circa sectam suam in hac parte appositis ad sex solidos & octo denarios Et pro misis & custagijs illis ad quadraginta solidos Ideo consideratum est quod *predictus* Willelmus Baxter recuperet versus prefatum Robertum Steward debitum suum *predictum* & dampna sua *predicta* ad quadraginta & sex solidos & octo denarios per juratores *predictos* in forma *predicta* assessa necnon viginti & duos solidos & quatuor denarios eidem Willelmo ad requisicionem suam pro misis & custagijs suis *predictis* per curiam hic de incremento <margin: misericordia> adiudicato Que quidem dampna in toto se attingunt ad sexaginta & nonem solidos Et *predictus* Robertus in misericordia &c Postea scilicet sexto die Novembris tunc proximo sequenti hic venit *predictus* Willelmus Baxter per attornatum suum *predictum* et cognouit quod satisfaciendum est ei de debito & dampnis *predictis* Ideo *predictus* Robertus Steward de debito & dampnis illis sit quietus &c

[Norfolk ¶] Robert Steward, lately of Lakenheath in the county of Suffolk, gentleman, otherwise called Robert Steward of Lakenheath in the county of Suffolk, was summoned to respond to William Baxster of Thetford concerning a plea that he render to him six pounds, thirteen shillings and fourpence that he owes to him and unjustly withholds, etc. And wherefore the same William, through Peter Pory, his attorney, says that whereas the aforesaid Robert, on the fifth day of July in the fifth year of the reign of the Lord Edward, late King of England, the sixth after the conquest [1551], at Thetford, by a certain writing of obligation of his allowed himself to be bound to the same William to pay the aforesaid six pounds, thirteen shillings and fourpence to the same William at the feast of St Michael the Archangel then next following. However the aforesaid Robert, although often requested, has not yet paid the aforesaid six pounds, thirteen shillings and fourpence to the same William, but has hitherto refused to pay it and still refuses, wherefore he [William] says that he is the worse and has damage to the value

of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.

And the aforesaid Robert, through William Deynes, his attorney, comes and defends the force and injury, etc. And he asks to hear the aforesaid writing. And it is read to him, etc. He also asks to hear the endorsement of the same writing, and it is read to him in these words: The condition of this obligation is such that if the within-bounden Christopher and Robert, or either of them, their heirs, executors or assigns, pay, or cause to be paid, to the within-named William, his executors or assigns, four pounds of lawful money of England at the feast of St Michael the Archangel within named, that then this obligation to be void and of none effect, or else to stand and abide in his full strength and virtue. Which having been read and heard, the same Robert says that the aforesaid William ought not to have his aforesaid action against him because he says that he paid four pounds to the said William at the aforesaid feast of St Michael the Archangel, as specified above in the aforesaid endorsement, which he ought to have paid to the same William at the same feast according to the form and effect of that endorsement, that is to say at Thetford aforesaid. And this he is ready to prove, wherefore he asks for judgment whether the aforesaid William ought to be allowed to have his aforesaid action against him, etc.

And the aforesaid William says that he ought not to be barred by any previous allegations from having his aforesaid action, for he says that the aforesaid Robert has not paid to the same William the aforesaid four pounds at the aforesaid feast of St Michael the Archangel, which he ought to have paid to the same William at the same feast according to the form and effect of the aforesaid endorsement, as the aforesaid Robert alleged above. And here he asks that this be examined by the country [*viz.* tried by a jury]. And the aforesaid Robert likewise. Therefore the sheriff was commanded that he make twelve [*viz.* a jury], to come here on the quindene of Easter Day, etc., by whom, etc. and who neither, etc. [*viz.* to the plaintiff nor the defendant have any affinity], to make recognition, etc. [*viz.* upon their oath whether the defendant is guilty of the deed or not], because both, etc. [*viz.* the plaintiff and the defendant have put themselves upon that jury].

[*Later addition:*] Afterwards, the process was continued between the aforesaid parties concerning the aforesaid plea by the jurors therein between them being placed in respite here until this day, namely the octave of St Michael then next following, unless the justices of the Lady Queen, assigned according to the form of the statute, etc. will have come before then to the assizes held in the aforesaid county on Thursday, 6 September just past at Norwich Castle in the aforesaid county. And now here, on this day, the aforesaid William Baxter comes through his aforesaid attorney. And the aforesaid justices at the assizes, before whom, etc. have sent their record here in these words: Afterwards, on the day and place stated within, before Robert Broke, serjeant-at-law, and Edward Griffyn, attorney of the Lord King and Lady Queen, justices of the same Lord King and Lady Queen assigned according to the statute, etc. to the assizes held in the county of Norfolk, the within-named William Baxster comes through his within-mentioned attorney. And the within-named Robert Steward, being solemnly called, did not come. Therefore the jury, of whom mention is made within, found against him by default. And the jurors of the aforesaid jury who were called came, who, being chosen, tried and sworn to speak the truth of that contained within, said on their oath that the aforesaid Robert did not pay the aforesaid William the within-mentioned four pounds at the within-mentioned feast of St Michael the Archangel, which the same William at the same feast required to be paid according to the form and effect of the within-mentioned endorsement, as the aforesaid William has alleged within. And they assess the damage to the same William occasioned by his aforesaid further costs and charges to him about his suit in this part appropriately at six shillings and eightpence. And for his costs and charges at forty shillings. Therefore it is decided that the aforesaid William Baxster should recover against the aforesaid Robert Steward his aforesaid debt and his aforesaid damages, as assessed by the aforesaid jurors in the aforesaid form, as

well as an additional twenty-two shillings and fourpence awarded by the court here by way of interest to the same William, at his suit, for his aforesaid costs and charges, <margin: mercy> which damages assuredly amount in total to sixty-nine shillings. And the aforesaid Robert in mercy, etc. Afterwards, namely, the sixth of November then next following, the aforesaid William Baxter came here through his aforesaid attorney and confessed that he was satisfied concerning the aforesaid debt and damages. Therefore the aforesaid Robert Steward is acquitted of his debt and damages, etc.]

7. John Dowty v. Christopher Tye, 1553–64

The earliest notice of this case is the sicut pluries stage. There is no sign of the capias and sicut prius stages in the plea rolls. The plaintiff, John Dowty, was a London fishmonger. In Michaelmas term 1553 he sued five widely dispersed men for debts owed to him. One of these was Christopher Tye of Ely, gentleman, who owed £6 6s. 8d. In Hilary term 1554 writs of exigent were issued against all the defendants. In the following Trinity term, Tye's attorney appeared to plead his defence. Dowty's case was that, on 25 July 1553, Tye had signed a bond agreeing that the debt would become repayable when Dowty next returned from Venice. Dowty had sailed from Yarmouth on 31 August and had returned on 5 October. As evidence of his presence in Venice his attorney exhibited a document bearing the seal of the recently elected Doge, Marc'Antonio Trevisan. Tye's attorney pleaded 'non est factum suum' ('not his deed') and both parties elected to go to trial on the octave of St Michael the Archangel (6 October). At the trial the verdict was given in Dowty's favour. Tye was ordered to pay the debt of £6 6s. 8d together with 30s 6d damages (rather than the 100s. that Dowty had requested).

Evidently Tye did not pay, for nine years later, in Hilary term, 1563, Dowty once again sued him for £6 6s. 8d. This time Tye is explicitly identified as a Doctor of Music, removing any doubts about his identity. The case proceeded to pleading in Trinity term, 1564, at which Tye's attorney obtained leave to imparl. The outcome is not known.

CP 40/1156, rot. 1055 dorse
(Michaelmas term, 1553)

http://aalt.law.uh.edu/AALT2/M/CP40no1156/dCP40no1156Pt2dorses/IMG_4710.htm

Sicut pluries stage.

Londonia ¶ Johannes Dowtye per attornatum suum optulit se iiiij^{to} die versus Johannem Chapman nuper de Babram in comitatu Cantebrigie generosum alias dictum Johannem Chapman de Brynkton in comitatu Huntingdonie gentleman de placito quod reddat ei septem libras Et versus Cristoferum Tye nuper de Elye in comitatu Cantebrigie generosum de placito de [sic] reddat ei sex libras sex solidos & octo denarios Et versus Ricardum Harbard nuper de Framton in comitatu Gloucestrie generosum de placito quod reddat ei tres libras vndecim solidos & quatuor denarios Et versus Thomam Copping nuper de Sudbury in comitatu Suffolcie mercer de placito quod reddat ei quadraginta sex solidos & octo denarios Et versus Johannem Waters nuper de Carmarden in comitatu Carmardenie generosum de placito quod reddat ei quadraginta duos solidos quos ei debent et iniuste detinent &c Et ipsi non venerunt Et preceptum fuit vicecomitibus quod summonerent eos &c Et vicecomites modo mandant quod nichil habent &c Ideo capiantur quod sint hic in crastino Animarum &c Ad quem diem hic venit predictus Johannes Dewtye per attornatum suum predictum et optulit se iiiij^{to} die versus prefatos Johannem Chapman Cristoferum Ricardum Thomam & Johannem Waters de predictis placitis Et ipsi non venerunt Et preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut prius capiantur quod sint hic a die Sancti

Martini in xv dies &c Ad quem diem hic venit predictus Johannes Dewtye per attornatum suum predictum et optulit se iij^o die versus prefatos Johannem Chapman Cristoferum Ricardum Thomam & Johannem Waters de predictis placitis Et ipsi non venerunt Et sicut prius preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut pluries capiantur quod sint hic in octabis Sancti Hillarij &c

[London ¶ John Dowty appeared through his attorney on the fourth day against John Chapman, lately of Babraham in the county of Cambridgeshire, gentleman, otherwise called John Chapman of Brington in the county of Huntingdonshire, gentleman, concerning a plea that he render to him seven pounds; and against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him six pounds, six shillings and eightpence; and against Richard Harbard, lately of Frampton [on Severn] in the county of Gloucestershire, gentleman, concerning a plea that he render to him three pounds, eleven shillings and fourpence; and against Thomas Coppyng, lately of Sudbury in the county of Suffolk, merchant, concerning a plea that he render to him forty-six shillings and eightpence; and against John Waters, lately of Carmarthen in the county of Carmarthenshire, gentleman, concerning a plea that he render to him forty-two shillings, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And the sheriffs were commanded that they summon them, etc. And the sheriffs now declare that they have nothing, etc. Therefore let them be seized that they be here on the morrow of All Souls, etc. On which day the aforesaid John Dowty came here through his aforesaid attorney and appeared on the fourth day against the aforesaid John Chapman, Christopher, Richard, Thomas and John Waters concerning the aforesaid pleas. And they did not come. And the sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as before, let them be seized that they be here on the quindene of St Martin's day, etc. On which day the aforesaid John Dowty came here through his aforesaid attorney and appeared on the fourth day against the aforesaid John Chapman, Christopher, Richard, Thomas and John Waters concerning the aforesaid pleas. And they did not come. And as before the sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as often before, let them be seized that they be here on the octave of St Hilary, etc.]

CP 40/1157, rot. 638

(Hilary term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1157/aCP40no1157fronts/IMG_1300.htm

Exigi facias stage.

Londonia ¶ Johannes Dowtye per [blank] Mayne attornatum suum optulit se iij^o die versus Johannem Chapman nuper de Babram in comitatu Cantebrigie generosum alias dictum Johannem Chapman de Brynkton in comitatu Huntingdonie gentleman de placito quod reddat ei septem libras Et versus Cristoferum Tye nuper de Elye in comitatu Cantebrigie generosum de placito quod reddat ei sex libras sex solidos & octo denarios Et versus Ricardum Harbard nuper de Framton in comitatu Glocestrie generosum de placito quod reddat ei tres libras vndecem solidos & quatuor denarios Et versus Johannem Waters nuper de Carmarden in comitatu Carmardenie generosum de placito quod reddat ^{ei} quadraginta & duos ^{solidos} quos ei debent & inuiste detinent &c Et ipsi non venerunt Et sicut pluries preceptum fuit vicecomitibus quod caperent eos si &c et saluo &c ita quod haberent corpora eorum hic ad hunc diem scilicet in octabis Sancti Hillarij &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo preceptum est vicecomitibus quod exigi faciant eos de hustengo in hustengum quousque &c vtlagentur si non &c Et si &c tunc eos capiant et saluo &c ita quod habeant corpora eorum hic in crastino Sancte Trinitatis Et vnde &c Et sciendum est [quod] breue inde justiciarij hic in

curia isto eodem termino deliberauerunt Ricardo Bydwell deputato vicecomitum Londonie <margin: Cantebrigia> in forma juris exequendum &c Et per statutum &c preceptum est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Babram et Elye predictis tenendam quod predicti Johannes Chapman et Cristoferus se reddant prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpora eorum hic ad prefatum terminum ad respondendum prefato Johanni de predicto placito Et sciendum est quod breue inde iusticiarij hic in curia isto eodem termino deliberauerunt [blank] deputato vicecomitis comitatus Cantebrigie in forma juris exequendum &c... [Continues similarly with the other defendants.]

[London ¶ John Dowty appeared through [blank] Mayne, his attorney, on the fourth day against John Chapman, lately of Babraham in the county of Cambridgeshire, gentleman, otherwise called John Chapman of Brington in the county of Huntingdonshire, gentleman, concerning a plea that he render to him seven pounds; and against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him six pounds, six shillings and eightpence; and against Richard Harbard, lately of Frampton [on Severn] in the county of Gloucestershire, gentleman, concerning a plea that he render to him three pounds, eleven shillings and fourpence; and against John Water, lately of Carmarthen in the county of Carmarthenshire, gentleman, concerning a plea that he render to him forty-two shillings, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And, as often before, the sheriffs were commanded that they seize them if, etc., and safely, etc., so that they might have their bodies here on this day, namely on the octave of Saint Hilary, etc. And the sheriffs now declare that they are not found, etc. Therefore the sheriffs were commanded that they cause them to be called from husting to husting until, etc., they be outlawed if [they do] not, etc. And if, etc., then let them seize them and safely, etc., so that they might have their bodies here on the morrow of Trinity Sunday. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Bydwell, deputy of the sheriffs of London, the writ <margin: Cambridgeshire> to be executed in the form of the law. And according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the regions of Babraham and Ely aforesaid, that the aforesaid John Chapman and Christopher [should] surrender themselves to the aforesaid sheriffs of London, so that the same sheriffs have their bodies here at the aforesaid term to respond to the aforesaid John [Dowty] concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to [blank], deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc... [Continues similarly with the other defendants.]]

CP 40/1159 Part 1, rot. 311

(Trinity term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1159/aCP40no1159Part1fronts/IMG_0606.htm

Pleading and judgment.

Londonia ¶ Cristoferus Tye nuper de Elye in comitatu Cantebrigie generosus summonitus fuit ad respondendum Johanni Dowtye de placito quod reddat ei sex libras sex solidos & octo denarios quos ei debet & inuiste detinet &c Et vnde idem Johannes per Willelmum Mayn attornatum suum dicit quod cum predictus Cristoferus vicesim[o] quinto die Julij anno regni Domine Regine nunc primo apud London in parochia Beate Marie de Arcubus in warda de Chepe per quandam billam suam obligatoriam quam idem Johannes sigillo predicti Cristoferi

signatam hic in curia profert cuius data est eisdem die & anno cognouisset se debere eidem Johanni predictas sex libras sex solidos & octo denarios soluendis eidem Johanni immediate proximo post reditum ipsius Johannis a ciuitate Veneciarum in Angliam proximo post datum eiusdem bille ita quod idem Johannes secum afferret a dicta ciuitate veneciarum sufficientem sertificacionem vel testimonium affirmantem & testificatur suum esse ibidem Et ad eandemolucionem bene & fideliter performandam & obseuandam predictus Cristoferus obligasset se heredes executores administratores & assignatos suos per eandem billam Et idem Johannes dicit quod ipse post confeccionem bille predictae scilicet vltimo die Augusti anno regni Domine Regine nunc primo a Yernemutha in comitatu Norffolcie recessit vsque predictam ciuitatem Veneciarum Et quod idem Johannes quinto die Octobris tunc proximo sequenti reuenit a ciuitate Veneciarum vsque in Angliam afferens secum a dicta ciuitate Veneciarum sufficiens testimonium sub sigillo Marcij Antonij Trivisani testificans quod ipse idem Johannes fuit in ciuitate Veneciarum predictae per quod accio accreuit eidem Johanni ad exigendum & habendum de prefato Cristofero predictos sex libras sex solidos & octo denarios Idem tamen Cristoferus licet sepius requisitus predictus sex libras sex solidos & octo denarios eidem Johanni non dum reddidit set illos ei hucusque reddere contradixit et adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam centum solidorum Et inde producit sectam &c

Et predictus Cristoferus per Johannem Redston attornatum suum venit et defendit vim & iniuriam quando &c Et dicit quod ipse de debito predicto virtute bille predictae onerari non debet quia dicit quod billa illa non est factum suum Et de hoc ponit se super patriam Et predictus Johannes similiter Ideo preceptum est vicecomitibus quod venire faciant hic in octabis sancti Michaelis xij &c per quos &c et qui nec &c ad recognoscendum &c quia tam &c / [Later addition:] Ad quem diem hic venerunt tam predictus Johannes quam predictus Cristoferus per attornatos suos predictos Et super hoc idem Cristoferum relicta verificatione sua predicta per ipsius superius predictus dicit quod ipse non potest dedicere accionem predicti Johannis predictam nec quin billa predicta sit factum suum nec quin ipse debeat prefato Johanni predictas sex libras sex solidos & octo denarios in forma qua idem Johannes superius versus eum narrauit Ideo consideratum est quod predictus Johannes recuperet versus prefatum Cristoferum debitum suum predictum & dampna sua occasione detencionis debiti illius ad triginta solidorum & sex denarios eidem Johanni ex assensu suo per curiam hic <margin: misericordia> adiudicata Et predictus Cristoferus in misericordia &c

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, was summoned to respond to John Dowty concerning a plea that he render to him six pounds six shillings and eightpence that he owes to him and unjustly withholds, etc. And wherefore the same John, through William Mayn, his attorney, says that, whereas the aforesaid Christopher, on the twenty-fifth day of July in the first year of the reign of the present Lady Queen [viz. 1553], at London, in the parish of St Mary-le-Bow, in the ward of Cheap, by certain bill of obligation of his, which the same John produces here in court, sealed with the seal of the aforesaid Christopher, whose date is the same day and year, had acknowledged that he owed to the same John the aforesaid six pounds six shillings and eightpence, to be paid to the same John immediately following the same John's next return from the city of Venice to England after the date of the said bill, thus that the same John will bring with him from the said city of Venice sufficient certification or confirmatory evidence, and he testifies that he was in that very place. And to the same payment well and truly to be carried out and complied with, the aforesaid Christopher had bound himself, his heirs, executors, administrators and assigns by means of this same bill. And the same John says that, after the preparing of the aforesaid bill, namely on the last day of August in the first year of the reign of the present Lady Queen, he departed from Yarmouth in the county of Norfolk to the aforesaid city of Venice. And that the same John, on the fifth day of October then next following, returned from the city of Venice all the way into England, bringing with him from the said city of Venice sufficient evidence under the seal of

Marc'Antonio Trevisan, proving that the very same John was in the aforesaid city of Venice, whereby an action accrued to the same John to demand and to have from the aforesaid Christopher the aforesaid six pounds six shillings and eightpence. However the same Christopher, although often requested, has not yet paid the aforesaid ten pounds to the aforesaid six pounds six shillings and eightpence to the same John, but has hitherto refused to pay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc.

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury, when [and wherever they ought], etc., and he says that he ought not to be charged with the said debt by means of the said bill, for he says that that bill is not his deed; and of this he puts himself upon the country. And the aforesaid John likewise. Therefore the sheriffs were commanded that they make twelve [i.e. a jury], to come here on the octave of St Michael, etc. by whom, etc. and who neither, etc. [to the plaintiff nor the defendant have any affinity] to make recognition, etc. [upon their oath whether the defendant is guilty of the deed or not], because both [the plaintiff and the defendant have put themselves upon that jury].

[*Later addition.*] On which day both the aforesaid John and the aforesaid Christopher came here by their aforesaid attorneys. And thereupon, in the same place [i.e. in court], the selfsame Christopher, his aforesaid verification above having been repeated by himself, says that he cannot deny the aforesaid action of the aforesaid John nor indeed [deny] that the aforesaid bill is his own deed, nor indeed that he owes to the aforesaid John the aforesaid six pounds, six shillings and eightpence in the manner in which the same John told against him above in this same place. Therefore it is decided that the aforesaid John should recover against the aforesaid Christopher his aforesaid debt and his damages on account of the withholding of that debt adjudged at thirty shillings and sixpence to the same John, with his assent, by the court here. <margin: mercy> And the aforesaid Christopher in mercy, etc.]

CP 40/1159 Part 2, attornati, rot. 31 dorse
(Trinity term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1159/dCP40no1159Part2dorses/IMG_1130.htm

Appointment of attorney. There is no corresponding entry for Dowtye.

Londonia ¶ Cristoferus Tye nuper de Elye in comitatu Cantebrigie generosus ponit loco suo Johannem Redston versus Johannem Dowtye de placito debiti

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, puts in his stead John Redston against John Dowty in a plea of debt.]

CP 40/1208, rot. 815
(Hilary term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1208/aCP40no1208fronts/IMG_0346.htm

Sicut prius stage.

Londonia ¶ Johannes Dowty ciuis & piscenarius Londonie alias dictus John Dowghty of Howeston Seynt John in the conty of Norffolk merchant per attornatum suum optulit se iij^{to} die versus Johannem Shokysborow nuper de Suthwarke in comitatu Surreie yoman alias dictum Johannem Shuggesberye de Suthwarke in comitatu Surreie yoman seruientem Thome Cardyng militis de placito quod reddat ei triginta libras Et versus Cristoferum Tye nuper de Eley in comitatu Cantebrigie Musice Doctorem alias dictum Gystofer Tye gentyllman of Ely in the covnty of Cambryg de placito quod reddat ei sex libras sex solidos & octo denarios quos

ei debent & iniuste detinent &c Et ipsi non venerunt Et preceptum fuit vicecomitibus quod summonerent eos &c Et vicecomites modo mandant quod nichil habent &c Ideo capiantur quod sint hic in octabis Purificacionis Beate Marie &c Ad quem diem hic venit predictus Johannes Dowty per attornatum suum Et optulit se iiiij^{to} die versus prefatos Johannem Shokysborow & Cristoferum de predicto placito Et ipsi non venerunt Et preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut prius capiantur quod sint hic a die Pasche in xv dies &c /

[London ¶ John Dowty, citizen and fishmonger of London, otherwise called John Dowty of Hoveton St John in the county of Norfolk, merchant, appeared through his attorney on the fourth day against John Shokysborow, lately of Southwark in the county of Surrey, yeoman, servant to Thomas Cardyng, knight, concerning a plea that he render to him thirty pounds, and against Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, gentleman, of Ely in the county of Cambridge, concerning a plea that he render to him six pounds six shillings and eightpence, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And the sheriffs were commanded that they summon them, etc. And the sheriffs now declare that they have nothing, etc. Therefore let them be seized that they be here on the octave of the Purification of Blessed Mary, etc. On which day the aforesaid John Dowty came here through his attorney and appeared on the fourth day against the aforesaid John Shokysborow and Christopher concerning the aforesaid plea. And they did not come. And the sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as before, let them be seized that they be here on the quindene of Easter Day, etc.]

CP 40/1211, rot. 1312 dorse
(Easter term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1211/bCP40no1211dorses/IMG_0617.htm

Sicut pluries *stage*.

Londonia ¶ Johannes Dowty ciuis & piscenarius Londonie alias dictus John Dowghty of Howeston Seynt John in the conty of Norffolk merchant per attornatum suum optulit se iiiij^{to} die versus Johannem Shokesberow nuper de Suthwerke in comitatu Surreie yoman alias dictum Johannem Shuggesberye de Suthwerke in comitatu Surreie yoman seruientem Thome Cardyng militis de placito quod reddat ei triginta libras Et versus Cristoferum Tye nuper de Eley in comitatu Cantebrie Musice Doctorem alias dictum Gystofer Tye gentyllman of Ely in the covnty of Cambryg de placito quod reddat ei sex libras sex solidos & octo denarios quos ei debent & iniuste detinent &c Et ipsi non venerunt Et sicut prius preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut pluries capiantur quod sint hic a die Pasche in quinque septimanas &c

[London ¶ John Dowty, citizen and fishmonger of London, otherwise called John Dowghty of Hoveton St John in the county of Norfolk, merchant, appeared through his attorney on the fourth day against John Shokesberow, lately of Southwark in the county of Surrey, yeoman, otherwise called John Shuggesberye of Southwark in the county of Surrey, yeoman, servant to Thomas Cardyng, knight, concerning a plea that he render to him thirty pounds, and against Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, gentleman of Ely in the county of Cambridge, concerning a plea that he render to him six pounds six shillings and eightpence, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And, as before, the sheriffs were commanded that they

seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as often before, let them be seized that they be here five weeks from Easter Day, etc.]

CP 40/1211, rot. 1125 dorse
(Easter term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1211/bCP40no1211dorses/IMG_0255.htm

Exigi facias *stage*.

Londonia ¶ Johannes Dowty ciuis & piscenarius Londonie alias dictus John Dowghty of Howeston Seynt John in the county of Cambrig merchaunt per Ricardum Skinner attornatum suum optulit se iij^{to} die versus Johannem Shokesborowe nuper de Suthwerke in comitatu Surreie yoman alias dictum Johannem Shuggesbery de Suthwerke in comitatu Surreie seruientem Thome Carding militis de placito quod reddat ei triginta libras Et versus Cristoferum Tye nuper de Eley in comitatu Cantebrigie Musice Doctorem alias dictum Gystofer Tye gentyllman of Ely in the covnty of Cambrige de placito quod reddat ei sex libras sex solidos & octo denarios quos ei debent & iniuste detinent &c Et ipsi non venerunt &c Et sicut pluries preceptum fuit vicecomitibus quod caperent eos si &c et saluo &c ita quod haberent corpora eorum hic ad hunc diem scilicet a die Pasche in quinque septimanas Et vicecomites modo mandant quod non sunt inuenti &c Ideo preceptum est vicecomitibus quod exigi faciant eos de hustengo in hustengum quousque &c vtlagentur si non &c Et si &c tunc eos capiant et saluo &c ita quod habeant corpora eorum hic a die Sancti Michaelis in vnum mensem Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Lone deputato vicecomitum Londonie in forma <margin: Surreia> iuris exequendum &c Et per statutum &c preceptum est vicecomiti Surreie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Suthwarke predicta tenendam quod predictus Johannes Shokesborowe se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni Dowty de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Johanni Comber deputato vicecomitis comitatus Surreie in <margin: Cantebrigia> forma iuris exequendum &c Et etiam per statutum &c preceptum est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Eley predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni de predicto placito Et sciendum est quod breue inde justiciarij [hic] in curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitis comitatus in forma iuris exequendum &c

[London ¶ John Dowty, citizen and fishmonger of London, otherwise called John Dowty of Hoveton St John in the county of Cambridge [*recte*: Norfolk], merchant, appeared through Richard Skinner, his attorney, on the fourth day against John Shokesborowe, lately of Southwark in the county of Surrey, yeoman, otherwise called John Shuggesbery of Southwark in the county of Surrey, servant to Thomas Carding, knight, concerning a plea that he render to him thirty pounds, and against Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, gentleman of Ely in the county of Cambridge, concerning a plea that he render to him six pounds six shillings and eightpence, [sums] that they owe to him and unjustly withhold, etc. And they did not come, etc. And, as often before, the sheriffs were commanded that they seize them, if, etc., and safely etc., so that they might have their bodies here on this day, namely five weeks from Easter Day. And the sheriffs now declare that they are not found, etc. Therefore the sheriffs are commanded that

they cause them to be called from husting to husting until, etc., they be outlawed if [they do] not, etc. And if, etc. then let them seize them and safely, etc., so that they might have their bodies here one month from St Michael's day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriffs of London, the writ <margin: Surrey> to be executed in the form of the law. And according to the statute, etc. the sheriff of Surrey is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Southwark aforesaid, that the aforesaid John Shokesborowe should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John Dowty concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Comber, deputy of the sheriff of Surrey, the writ <margin: Cambridgeshire> to be executed in the form of the law, etc. And also according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John concerning the aforesaid plea. And be it known that the justices [here] in court in this same term have delivered to John Redston, deputy of the sheriff of the county, the writ to be executed in the form of the law, etc.]

CP 40/1220, rot. 539
(Trinity term, 1564)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1220/aCP40no1220fronts/IMG_1092.htm

Pleading: imparlance.

The entry that follows this in the plea roll is a similar one relating to John Shokysborowe, whose bill was signed on a different date to Tye's. It is clearly unrelated.

Londonia ¶ Cristoferus Tye nuper de Eley in comitatu Cantebrigie Musice Doctor alias dictus Cristofer Tye gentyllman of Elye in the covnty off Cambryg *summonitus* fuit ad *respondendum* Johanni Dowty ciui & piscenario Londonie alias dicto John Dowghty of Howeston Seint John in the covnty of Norfolk merchant de placito quod reddat ei sex libras sex solidos & octo denarios quos ei debet & iniuste detinet &c Et vnde idem Johannes per Ricardum Skykker attornatum suum dicit quod cum *predictus* Cristoferus vicesimo quinto die Julij anno regni Domine Marie nuper Regine Anglie primo apud London in parochia Beate Marie de Arcubus in warda de Chepe per quandam billam suam obligatoriam quam idem Johannes sigillo *predicti* Cristoferi signatam hic in curia profert cuius data est eisdem die & anno cognouisset se debere eidem Johanni *predictos* sex libras sex solidos & octo denarios soluendis eidem Johanni ad diem reventus ipsius Johannis de ciuitate Venecie afferens secum sufficientem *sertificacionem* de eius essemora *ibidem* Et ad eandem *solucionem* bene & fideliter faciendam *predictus* Cristoferus obligasset se suos heredes executores administratores & assignatos per eandem billam Et idem Johannes in *facto* dicit quod ^{licet} ipse post confeccionem bille *predicte* scilicet [blank] die [blank] annis [blank] ibit a ciuitate Londonie versus & vsque ciuitatem Venecie & ad & in eandem ciuitatem [blank] die [blank] annis [blank] venit & in eadem ciuitate Venecie per spacium [blank] remansit & moram traxit quodque ipse idem Johannes postea scilicet [blank] die [blank] annis [blank] post moram suam *predictam* in *predicta* ciuitate Venecie in regni Anglie vsque ad [blank] reuenit & protulit secum inde sufficientem *certificacionem* videlicet quoddam scriptum sigillo [blank] gerentem datum Venecie [blank] testificantem & applau...[?] eundem Johannem personaliter fuisse apud *predictam* ciuitatem Venecie post

confeccionem bille *predicte* scilicet a *predicto* [blank] die [blank] annis [blank] vsque *predictum* [blank] diem [blank] tunc *proximo* sequenti *Predictus* tamen Cristoferus non soluit eidem *Johanni* ad diem reventus ipsius *Johannis* a *predicta* ciuitate ^Λ*Venecie* in regni Anglie ac *prolacionem* *certificacionis* *predicte* ^Λ*predictos* sex libras sex solidos & octo denarios *secundum* formam & effectum bille *predicte* per quod accio accreuit eidem *Johanni* ad exigendum & habendum de *prefato* Cristofero eisdem sex libras sex solidos & octo denarios *Predictus* tamen Cristoferus licet sepius requisitus *predictos* sex libras sex solidos & octo denarios eidem *Johanni* nondum reddidit set illos ei hucusque reddere *contradixit* & adhuc *contradicit* vnde dicit quod *deterioratus* est et dampnum *habet* ad valenciam centum solidorum Et inde *producit* sectam &c

Et *predictus* Cristoferus per *Johannem* Redston *attornatum* suum venit et defendit vim & iniuriam quando &c Et petit *licenciam* inde *interloquendi* hic vsque in octabis *Sancti Michaelis* Et *habet* &c Idem dies *datus* est *prefato* *Johanni* hic &c

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, gentleman of Ely in the county of Cambridge, was summoned to respond to John Dowty, citizen and fishmonger of London, otherwise called John Dowty of Hoveton St John in the county of Norfolk, merchant, concerning a plea that he render to him six pounds six shillings and eightpence that he owes to him and unjustly withholds, etc. And wherefore the same John, through Richard Skinner, his attorney, says that whereas the aforesaid Christopher, on the twenty-fifth day of July in the first year of the reign of the Lady Mary, lately Queen of England [1553], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain bill of obligation of his, which the same John proffers here in court, sealed with the seal of the aforesaid Christopher, whose date is the same day and year, had acknowledged that he owed to the same John the aforesaid six pounds six shillings and eightpence to be paid to the same John on the day of the return of the selfsame John from the city of Venice, bringing with him sufficient certification of his [stay] in that place. And to the same payment, well and truly made, the aforesaid Christopher bound himself, his heirs, executors, administrators and assigns by the same bill. And the same John in fact says that, lawfully, after the completing of the aforesaid bill, namely the [thirty-first]⁷ day of [August] year [1553] he went from the city of London towards and to the city of Venice. And by and into that same city he came the [blank] day of [blank] year [blank]. And in that same city of Venice, for the space of [blank], he remained and dwelt and afterwards the selfsame John, namely, the [fifth] day of [October] year [1553], after his aforesaid stay in the aforesaid city of Venice, returned into the realm of England to [blank] and brought with him from thence sufficient certification, namely, a certain writing with the seal [of Marc' Antonio Trevisan] bearing date at Venice [blank] testifying and [?]. . . .ing the same John to have been at the aforesaid city of Venice after the completion of the aforesaid bill, namely on the aforesaid [blank] day [blank] year [blank] until the aforesaid [blank] day [blank] then next following. However, the said Christopher has not paid the same John on the day of the return of the same John from the aforesaid city of Venice into the realm of England and even delaying the aforesaid certification of the aforesaid six pounds, six shillings and eightpence according to the form and effect of the aforesaid bill, whereby an action accrued to the same John to demand and to have from the aforesaid Christopher the same six pounds, six shillings and eightpence. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid six pounds, six shillings and eightpence to the same John, but has hitherto refused to pay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc.

⁷ The blank spaces in the Latin are here completed editorially with the data from the evidence presented at the pleading stage in Trinity term, 1554.

And the aforesaid Christopher comes through John Redston, his attorney, and defends the force and injury when, etc. And he craves leave to imparl here until the octave of St Michael. And he has it, etc. The same day is here given to the aforesaid John, etc.]

CP 40/1224, rot. 837
(Michaelmas term, 1564)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1224/aCP40no1224fronts/IMG_0480.htm

Pleading: unfinished entry.

Londonia ¶ Cristoferus Tye nuper de Eley in comitatu Cantebrigie Musice Doctor alias dictus Cristofer Tye gentyllman of Elye in the covnty off Cambryg *summonitus* fuit ad respondendum Johanni Dowty ciui & piscenario Londonie alias dicto John Dowghty of Howeston Seynt John in the covnty of Norffolk merchant de placito quod reddat ei sex libras sex solidos & octo denarios quos ei debet & iniuste detinet &c /

[London ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, Doctor of Music, otherwise called Christopher Tye, gentleman of Ely in the county of Cambridge, was summoned to respond to John Dowty, citizen and fishmonger of London, otherwise called John Dowty of Hoveton St John in the county of Norfolk, merchant, concerning a plea that he render to him six pounds six shillings and eightpence that he owes to him and unjustly withholds, etc.]

8. William Brewster v. Christopher Tye, 1553–4

Tye is described only as a gentleman of the Isle of Ely. It is very likely, but not certain, that this is the composer. In Michaelmas term 1553 William Brewster of Liston, Essex, gentleman, sued Tye for a debt of £40 for which Tye signed a writing of obligation on 28 September 1553. The locating of this obligation in the parish of St Peter, Cornhill, was presumably yet another legal fiction. In Easter term 1554 Brewster appointed an attorney to represent him, but there is no record of Tye doing so. The court found in favour of Brewster.

CP 40/1156, rot. 1304 dorse
(Michaelmas term, 1553)

http://aalt.law.uh.edu/AALT2/M/CP40no1156/dCP40no1156Pt2dorses/IMG_5169.htm

Capias stage.

Londonia ¶ Willelmus Brewester generosus alias dictus Willelmus Brewster de Liston in comitatu Essexie generosus per attornatum suum optulit se iiij^{to} die versus Cristoferum Tye de Insula Eliensis in comitatu Cantebrigie generosum alias dictum xpoferum Tye de Insula Eliensis in comitatu Cantabrigie de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summoneret eum &c Et vicecomites modo mandant [quod] nichil habet &c Ideo capiatur quod sit hic in octabis Sancti Hillarij &c

[London ¶ William Brewster, gentleman, otherwise called William Brewster of Liston in the county of Essex, gentleman, appeared through his attorney on the fourth day against Christopher Tye of the Isle of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of the Isle of Ely in the county of Cambridgeshire, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And he did not

come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare [that] he has nothing, etc. Therefore let him be seized that he be here on the octave of St Hilary, etc.]

CP 40/1157, rot. 75 dorse
(Hilary term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1157/bCP40no1157dorses/IMG_0137.htm

Sicut pluries stage. There is no entry for the sicut prius stage in the plea rolls.

Londonia ¶ *Willelmus Brewester generosus alias dictus Willelmus Brewster de Liston in comitatu Essexie generosus per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye de Insula Eliensis in comitatu Cantebriegie generosum alias dictum xpoferum Tye de Insula Eliensis in comitatu Cantabrigie de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic in octabis Purificacionis Beate Marie &c Ad quem diem hic venit predictus Willelmus per attornatum suum et optulit se iiiij^{to} die versus prefatum defendentem de predicto placito Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Pasche in xv dies &c /*

[London ¶ William Brewster, gentleman, otherwise called William Brewster of Liston in the county of Essex, gentleman, appeared through his attorney on the fourth day against Christopher Tye of the Isle of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of the Isle of Ely in the county of Cambridgeshire, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And he did not come and the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the octave of the Purification of Blessed Mary, etc. On which day the aforesaid William came here through his attorney and appeared on the fourth day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here on the quindene of Easter Day.]

CP 40/1158, rot. 583 dorse
(Easter term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1158/bCP40no1158dorses/IMG_0978.htm

Exigi facias stage.

Londonia ¶ *Willelmus Brewester generosus alias dictus Willelmus Brewster de Liston in comitatu Essexie generosus per Thomam Hanchett attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye de Insula Eliensis in comitatu Cantebriegie generosum alias dictum xpoferum Tye de Insula Eliensis in comitatu Cantabrigie de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Pasche in xv dies &c Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic in octabis Sancti Michaelis Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia*

isto eodem termino deliberauerunt Ricardo Bydwell deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c <margin: Cantebrigia> preceptum est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Insula Eliensis predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Willelmo de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt [blank] deputato vicecomitis Cantebrigie in forma iuris exequendum &c

[London ¶ William Brewster, gentleman, otherwise called William Brewster of Liston in the county of Essex, gentleman, appeared through Thomas Hanchett, his attorney, on the fourth day against Christopher Tye of the Isle of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of the Isle of Ely in the county of Cambridgeshire, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc., and safely, etc., so that they might have his body here on this day, namely on the quindene of Easter Day, etc. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here on the octave of St Michael. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Bydwell, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., <margin: Cambridgeshire> the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of the Isle of Ely aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid William concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to [blank], deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1158, attornati, rot. 30 dorse
(Easter term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1158/bCP40no1158dorses/IMG_1676.htm
Appointment of attorney. There is no corresponding appointment of attorney for Tye.

Londonia ¶ Willelmus Brewester generosus alias dictus Willelmus Brewster de Liston in comitatu Essexie generosus ponit loco suo Thomam Hanchett versus Cristoferum Tye de Insula Eliensis in comitatu Cantebrigie generosum alias dictum xpoferum Tye de Insula Eliensis in comitatu Cantebrigie de placito debiti

[London ¶ William Brewster, gentleman, otherwise called William Brewster of Liston in the county of Essex, gentleman, puts in his stead Thomas Hanchett against Christopher Tye of the Isle of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of the Isle of Ely in the county of Cambridgeshire, in a plea of debt.]

CP 40/1160 Part 1, rot. 458
(Michaelmas term, 1554)

Londonia ¶ Cristoferus Tye de Insula Eliensis in comitatu Cantebrigie generosus alias dictus xpoferus Tye de Insula Eliensis in comitatu Cantebrigie *summonitus* fuit ad respondendum Willelmo Brewster de Lysten in comitatu Essexie generoso de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et vnde idem Willelmus per Thomas Hanchett *attornatum* suum dicit quod cum *predictus* xpoferus vicesimo octauo die Septembris anno regni Domine Regine nunc primo apud London in parochia Sancti Petri in warda de Cornehill per quoddam scriptum suum *obligatorium* concessisset se teneri eidem Willelmo in *predictis* quadraginta libris soluendis eidem Willelmo in festo *Omnium Sanctorum* tunc *proximo sequenti* *Predictus* tamen Cristoferus licet sepius requisitus *predictas* quadraginta libras eidem Willelmo non dum reddidit set illas ei hucusque reddere *contradixit* et adhuc *contradicit* vnde dicit quod *deterioratus* est & *dampnum* habet ad valenciam centum solidorum Et inde *productit* sectam &c Et *profert* hic in curia scriptum *predictum* quod *debitum predictum* in forma *predicta* testatur cuius data est die & anno *supradictis* &c

Et *predictus* Cristoferus per Johannem Redston *attornatum* suum venit et defendit vim & iniuriam quando &c Et idem *attornatus* dicit quod ipse non est informatus per eundem Cristoferum *magistrum* suum de aliquo responso pro eodem Cristofero *prefato* Willelmo in loquela *predicta* dando Et nichil aliud inde dicit per quod idem Willelmus *remanet* versus *prefatum* Cristoferum inde *indefensum* Ideo *consideratum* est quod *predictus* Willelmus recuperet versus *prefatum* Cristoferum *debitum* suum *predictum* & *dampna* sua occasione *detencionis* *debiti* illius ad [blank] eidem Willelmo ex assensu suo per curiam hic <margin: misericordia> *adiudicata* Et *predictus* Cristoferus in *misericordia* &c

[London ¶ Christopher Tye of the Isle of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of the Isle of Ely in the county of Cambridgeshire, was summoned to respond to William Brewster of Liston in the county of Essex, gentleman, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And wherefore the same William, through Thomas Hanchett, his attorney, says that whereas the aforesaid Christopher on the twenty-eighth day of September in the first year of the reign of the present Lady Queen [1553], at London, in the parish of St Peter, in the ward of Cornhill, by a certain writing of obligation of his, allowed himself to be bound to the same William in the aforesaid forty pounds to be paid to the same William on the feast of All Saints then next following. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid forty pounds to the same William, but has hitherto refused to pay it and still refuses, wherefore he [William] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury, when, etc. And the same attorney says that he has not been informed by the same Christopher his master of any answer to be given on behalf of the same Christopher to the aforesaid William in the aforesaid declaration. And after this he says nothing else, wherefore the same William remains against the selfsame Christopher, [who is] from that point undefended. Therefore it is decided that the aforesaid William should recover against the aforesaid Christopher his aforesaid debt and his damages on account of the withholding of that debt adjudged at [blank] to the same William, with his assent, <margin: mercy> by the court here. And the aforesaid Christopher in mercy, etc.]

CP 40/1161, rot. 442 dorse

(Hilary term, 1555)

http://aalt.law.uh.edu/AALT3/M/CP40no1161/dCP40no1161Part1dorses/IMG_0749.htm

Execution of judgment.

Londonia ¶ Preceptum fuit vicecomitibus quod caperent Cristoferum Tye de Insula Eliensis in comitatu Cantebrigie generosum alias dictum xpoferum Tye de Insula Eliensis in comitatu Cantebrigie si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet in octabis Purificacionis Beate Marie ad satisfaciendum Willelmo Brewster de Lyston in comitatu Essexie generoso tam de quodam debito quadraginta librarum quod idem Willelmus in curia hic recuperavit versus eum quam de triginta tribus solidis & quatuor denarijs qui eidem Willelmo in eadem curia hic adiudicata fuerunt pro dampnis suis que habuit occasione detencionis debiti illius vnde conuictus est Et modo hic ad hunc diem venit predictus Willelmus per Thomam Hanchett attornatum suum Et vicecomites modo mandant quod predictus xpoferus non est inuentus in balliua sua cum testatum sit in eadem curia Domini Regis & Domine Regine hic quod idem xpoferus latitat vagatur & discurrit in comitatu <margin: Cantebrigia> Cantebrigie Ideo preceptum est vicecomiti Cantebrigie quod capiat prefatum Cristoferum si &c et saluo &c ita quod habeat corpus eius hic a die Pasche in xv dies ad satisfaciendum prefato Willelmo de debiti & dampnis predictis &c

[London ¶ The sheriffs were commanded that they seize Christopher Tye, of the Isle of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of the Isle of Ely in the county of Cambridgeshire, if, etc., and safely, etc., so that they might have his body here on this day, namely the octave of the Purification of Blessed Mary, to give satisfaction to William Brewster of Liston in the county of Essex, not only concerning a certain debt of forty pounds that the same William recovered against him here in the court, but also concerning thirty-three shillings and fourpence which were adjudged for his damages which he had by reason of the withholding of that debt whereof he was convicted. And now here, on this day, the aforesaid William came through Thomas Hanchett, his attorney. And the sheriffs now declare that the aforesaid Christopher is not found in his bailiwick, since it is declared here in the same court of the Lord King and Lady Queen that the selfsame Christopher lurks, wanders and roams about in the county of <margin: Cambridgeshire> Cambridgeshire. Therefore the sheriff of Cambridgeshire is commanded that he seize the aforesaid Christopher, if, etc., and safely, etc., so that he might have his body here on the quindene of Easter Day to give satisfaction to the aforesaid William concerning the aforesaid debt and damages, etc.]

9. John Barker, clerk, v. Christopher Tye, (i) 1554

Barker began his action against Tye with a claim for a debt of £4, evidently at the sicut prius stage since no earlier entry has been found in the preceding term's roll, CP 40/1156. The sicut prius entry refers to a writ of capias with a return date of the octave of the Purification (9 February), but this may never have been actioned. A writ of sicut pluries followed in the Easter term with a return date of the fifth week after Easter and this was followed by the exigi facias stage. In that same term, Barker sued out a writ of sicut prius capias against Tye for a debt of £8 with a return date of the day after Trinity Sunday. This proceeded to sicut pluries with a return date of the third week after Trinity. The plea roll for Trinity term contains two records of warrants of attorney for Barker, so it is clear that Barker was chasing two debts in tandem. There is no indication that Tye ever responded. Yet, as we shall see below in case no.12, Barker gave Tye further credit or money in 1556, so perhaps these two disputes were settled out of court.

CP 40/1157, rot. 300 dorse
(Hilary term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1157/bCP40no1157dorses/IMG_0519.htm

Sicut prius stage for a debt of £4.

Londonia ¶ Johannes Barker clericus alias dictus John Barker of Ely clarke *per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantabrigie generosum alias dictum Christofer Tye of Ely in the cownty of Cambryge Doctor of Musycke de placito quod reddat ei quatuor libras quas ei debet & iniuste detinet &c et ipse non venit & preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic in octabis Purificacionis Beate Marie &c Ad quem diem hic venit predictus Johannes per attornatum suum predictum et optulit se iiiij^{to} die versus prefatum defendentem de predicto placito Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic a die Pasche in xv dies &c*

[London ¶ John Barker, clerk, otherwise called John Barker of Ely, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him four pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here on the octave of the Purification of Blessed Mary, etc., On which day the aforesaid John came here and appeared through his attorney on the fourth day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the quindene of Easter Day, etc.]

CP 40/1158, rot. 774
(Easter term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1158/aCP40no1158fronts/IMG_1584.htm

Sicut pluries stage for the debt of £4.

Londonia ¶ Johannes Barker clericus alias dictus Sir John Barker of Ely clarke *per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantabrigie generosum alias dictum Christofer Tye of Ely in the cownty of Cambryge Doctor of Musycke de placito quod reddat ei quatuor libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Pasche in quinque septimanas &c*

[London ¶ John Barker, clerk, otherwise called Sir John Barker of Ely, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him four pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here five weeks from Easter Day, etc.]

CP 40/1158, rot. 377 dorse

(Easter term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1158/bCP40no1158dorses/IMG_0628.htm

Exigi facias stage for the debt of £4.

Londonia ¶ Johannes Barker clericus alias dictus Sir John Barker of Ely clarke [blank] Flower attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantabrigie generosum alias dictum Christofer Tye of Elye in the cownty of Cambrygge Doctor of Musycke de placito quod reddat ei quatuor libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic adhunc diem scilicet a die Pasche in quinque septimanas &c Et vicecomites modo mandant quod non est inventus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustenggo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant & saluo &c ita quod habeant corpus eius hic a die Sancti Michaelis in vnum mensem & vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo <margin: Cantabrigia> Bydwell deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Cantabrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Ely predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt [blank] deputato vicecomitis Cantabrigie in forma iuris exequendum &c /

[London ¶ John Barker, clerk, otherwise called Sir John Barker of Ely, clerk, [blank] Flower, his attorney, appeared on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him four pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc., and safely, etc., so that they might have his body here on this day, namely five weeks from Easter Day, etc. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here one month from St Michael's day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard <margin: Cambridgeshire> Bydwell, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to [blank], deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1158, rot. 396 dorse

(Easter term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1158/bCP40no1158dorses/IMG_0661.htm

Sicut prius stage for a debt of £8.

Londonia ¶ Johannes Barker clericus alias dictus Sir John Barker of Ely clarke per *attornatum suum optulit se* iiiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie generosum alias dictum Christofer Tye of Ely in the cownty of Cambrige Doctor of Musycke de placito quod reddat ei octo libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic a die Pasche in quinque septimanas &c Ad quem diem hic venit predictus Johannes per *attornatum suum* et optulit se iiiij^{to} die versus *prefatum defendentem* de predicto placito Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic in crastino Sancte Trinitatis &c

[London ¶ John Barker, clerk, otherwise called Sir John Barker of Ely, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him eight pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here five weeks from Easter Day, etc. On which day the aforesaid John came here and appeared through his attorney on the fourth day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the morrow of Trinity Sunday, etc.]

CP 40/1159 Part 1, rot. 292

(Trinity term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1159/aCP40no1159Part1fronts/IMG_0569.htm

Sicut pluries stage for the debt of £8.

Londonia ¶ Johannes Barker clericus alias dictus Sir John Barker of Ely clarke per *attornatum suum optulit se* iiiij^{to} die versus Cristoferum Tye nuper de Ely in comitatu Cantebrigie generosum alias dictum Christofer Tye of Ely in the cownty of Cambrige Doctor of Musycke de placito quod reddat ei octo libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Sancte Trinitatis in tres septimanas &c /

[London ¶ John Barker, clerk, otherwise called Sir John Barker of Ely, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him eight pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here three weeks from Trinity Sunday, etc.]

CP 40/1159, attornati, rot. 24

(Trinity term, 1554)

http://aalt.law.uh.edu/AALT3/M/CP40no1159/bCP40no1159Part2fronts/IMG_1219.htm

Appointments of attorneys.

Londonia ¶ Johannes Barker clericus ponit loco suo Ricardum Flower versus Cristoferum Tye nuper de Ely in comitatu Cantabrigie generosum alias dictum Cristofer Tye of Ely in the countye of Cambridge Doctor off Musyke in placito debiti

Londonia ¶ Johannes Barker clericus ponit loco suo Ricardum Flower versus Cristoferum Tye nuper de Ely in comitatu Cantabrigie generosum alias dictum Cristoferum Tye of Ely in the countie of Cambridge Doctor of Musyke in placito debiti

[London ¶ John Barker, clerk, puts in his stead Richard Flower against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, in a plea of debt.

London ¶ John Barker, clerk, puts in his stead Richard Flower against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, in a plea of debt.]

10. John Brydgewater v. Christopher Tye, 1556–7

In addition to these two debt claims in the Court of Common Pleas, Brydgewater also presented a bill of complaint against Tye in the Court of Chancery in or shortly before November 1556. In that bill, Brydgewater alleged that Tye had disseised him of the parsonage at Yelling and that he had no other living to sustain him. However, on 3 May 1554 Brydgewater had been presented to the rectory of Aldeburgh, Suffolk.⁸ For confirmation (from Easter term 1557) that this is the same man, see CP 40/1170, Part 1, rot. dorse:

http://aalt.law.uh.edu/AALT3/M/CP40no1170/cCP40no1170Part1dorses/IMG_1048.htm

Brydgewater evidently abandoned his Chancery action. On 11 February 1557 he was ordered to pay Tye costs of 20s because he had not filed a replication to Tye's answer to his bill of complaint. This may explain why this Common Pleas action and the next did not progress beyond Easter term 1557.

CP 40/1168, Part 1, rot. 599 dorse
(Michaelmas term, 1556)

http://aalt.law.uh.edu/AALT3/M/CP40no1168/cCP40no1168Part1dorses/IMG_1081.htm

Sicut pluries stage for a debt of £40.

Londonia ¶ Johannes Brydgewater clericus per attornatum suum optulit se iij^{to} die versus Cristoferum Tye nuper de Yelyng in comitatu Huntingdonie generosum alias dictum Cristoferum Tye de Ely infra insulam Eliensem in comitatu Cantabrigie Musice Doctorem de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic in crastino Animarum &c Ad quem diem hic venit predictus Johannes per attornatum suum et optulit se iij^{to} die versus prefatum defendentem de predicto placito Et ipse non venit Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic a die sancti Martini in xv dies &c Ad quem diem hic venit predictus Johannes per attornatum suum et optulit se iij^{to} die versus prefatum defendentem de predicto placito Et ipse non venit Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic in octabis Sancti Hillarij &c

⁸ *Calendar of Patent Rolls ... 1553–1554* (London, 1937), 162; *Calendar of Patent Rolls ... 1554–1555* (London, 1937), 208.

[London ¶ John Brydgewater, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely within the Isle of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here on the morrow of All Souls, etc. On which day the aforesaid John came here through his attorney and appeared on the fourth day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the quindene of St Martin's day, etc. On which day the aforesaid John came here through his attorney and appeared on the fourth day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here on the octave of St Hilary, etc.]

CP 40/1168, Part 1, rot. 600

(Michaelmas term, 1556)

http://aalt.law.uh.edu/AALT3/M/CP40no1168/aCP40no1168Part1fronts/IMG_1218.htm

Sicut pluries stage for a debt of £20. This entry refers to two writs of Sicut pluries capiatur, but comparison with the preceding writ suggests that the first of these references, for the quindene of St Martin, is an error that should correctly read sicut prius.

Londonia ¶ Johannes Brydgewater clericus per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Yelyng in comitatu Huntingdonie generosum alias dictum Cristoferum Tye de Ely in comitatu Cantabrigie Musice Doctorem de placito quod reddat ei viginti libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic in crastino Animarum &c Ad quem diem hic venit predictus Johannes per attornatum suum et optulit se iiiij^{to} die versus prefatum defendentem de predicto placito Et ipse non venit Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Sancti Martini in xv dies &c Ad quem diem hic venit predictus Johannes per attornatum suum et optulit se iiiij^{to} die versus prefatum defendentem de predicto placito Et ipse non venit Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic in octabis Sancti Hillarij &c /

[London ¶ John Brydgewater, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him twenty pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here on the morrow of All Souls, etc. On which day the aforesaid John came here through his attorney and appeared on the fourth day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here on the quindene of St Martin's day, etc. On which day the aforesaid John came here through his attorney and appeared on the fourth day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here on the octave of St Hilary, etc.]

CP 40/1169, Part 1, rot. 969

(Hilary term, 1557)

http://aalt.law.uh.edu/AALT3/M/CP40no1169/bCP40no1169Part2fronts/IMG_0763.htm

Exigi facias stage for the debt of £40.

Londonia ¶ Johannes Brydgewater clericus per [blank] Jacob attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Yelyng in comitatu Huntingdonie generosum alias dictum Cristoferum Tye de Ely infra insulam Eliensem in comitatu Cantabrigie Musice Dortorem [sic] de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet in octabis sancti Hillarij &c Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum fuit vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant & saluo &c ita quod habeant corpus eum hic a die Pasche in quinque septimanas Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Nicholao Rookewood deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c <margin: Huntingdonia> preceptum est vicecomiti Huntingdonie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Yelyng predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni de predicto placito &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt [blank] deputato vicecomitis Huntingdonie in forma iuris exequendum &c

[London ¶ John Brydgewater, clerk, appeared through [Richard] Jacob his attorney on the fourth day against Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely within the Isle of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc., and safely, etc., so that they might have his body here on this day, namely on the octave of St Hilary, etc. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here five weeks from Easter Day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Nicholas Rookewood, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., <margin: Huntingdon> the sheriff of Huntingdonshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Yelling aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to [blank], deputy of the sheriff of Huntingdonshire, the writ to be executed in the form of the law, etc.]

CP 40/1169, Part 1, rot. 968 dorse

(Hilary term, 1557)

http://aalt.law.uh.edu/AALT3/M/CP40no1169/dCP40no1169Part2dorses/IMG_0675.htm

Exigi facias stage for the debt of £20.

Londonia ¶ Johannes Brydgwater ^{clericus} per [blank] Jacob attornatum suum optulit se iiii^{to} die versus Cristoferum Tye nuper de Yelyng in comitatu Huntingdonie generosum alias dictum Cristoferum Tye de Ely in comitatu Cantabrigie Musice Doctorem de placito quod reddat ei viginti libras quas ei debet & iniuste detinet & Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet in octabis sancti Hillarij &c Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant & saluo &c ita quod habeant corpus eum hic a die Pasche in quinque septimanas Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Nicholao Rookewood deputato vicecomitum <margin: Huntingdonia> Londonie in forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Huntingdonie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Yelyng predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni de predicto placito &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt [blank] deputato vicecomitis Huntingdonie in forma iuris exequendum &c

[London ¶ John Brydgewater, clerk, appeared through [Richard] Jacob his attorney on the fourth day against Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely in the Isle of Ely in the county of Cambridge, Doctor of Music, concerning a plea that he render to him twenty pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc., and safely, etc., so that they might have his body here on this day, namely on the octave of St Hilary, etc. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here five weeks from Easter Day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Nicholas Rookewood, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., <margin: Huntingdon> the sheriff of Huntingdonshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Yelling aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to [blank], deputy of the sheriff of Huntingdonshire, the writ to be executed in the form of the law, etc.]

CP 40/1169, Part 2, attornati, rot. 22 dorse
(Hilary term, 1557)

http://aalt.law.uh.edu/AALT3/M/CP40no1169/dCP40no1169Part2dorses/IMG_1053.htm

Appointments of attorneys.

Londonia ¶ Johannes Brydgwater clericus ponit loco suo Ricardum Jacob versus Cristoferum Tye nuper de Yelynge in comitatu Huntingdonie generosum alias dictum Cristoferum Tye de Ely infra Insulam Eliensem in comitatu Cantabrigie Musice Doctorem de placito debiti

...

Londonia ¶ Johannes Brygewater clerico ponit loco suo Ricardum Jacob versus Cristoferum Tye nuper de Yelyng in comitatu Huntingdonie generosum alias dictum Cristoferum Tye de Ely in comitatu Cantabrigie Musice Doctorem de placito debiti

[London ¶ John Brydgewater, clerk, puts in his stead Richard Jacob against Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely within the Isle of Ely in the county of Cambridge, Doctor of Music, in a plea of debt.

...

London ¶ John Brydgewater, clerk, puts in his stead Richard Jacob against Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, in a plea of debt.]

CP 40/1170, Part 1, rot. 446 dorse
(Easter term, 1557)

http://aalt.law.uh.edu/AALT3/M/CP40no1170/cCP40no1170Part1dorses/IMG_0802.htm

Pleading for the debt of £20.

Londonia ¶ Cristoferus Tye nuper de Yelyng in comitatu Huntingdonie generosus alias dictus Cristoferus Tye de Ely in comitatu Cantabrigie musice doctor summonitus fuit ad respondendum Johanni Brydgewater clerico de placito quod reddat ei viginti libras quas ei debet & iniuste detinet &c Et vnde idem Johannes per Ricardum Jacobbe attornatum suum dicit quod cum predictus Cristoferus septimo die Octobris annis regnorum dominorum Regis & Regine nunc post conquestum secundo & tercio apud London in parochia beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum obligatorium concessisset se teneri eidem Johanni in predictis viginti libris soluendis eidem Johanni cum inde requisitus fuisset Predictus tamen Cristoferus licet sepius requisitus predictas viginti libras eidem Johanni non dum reddidit set illas ei hucusque reddere contradixit & adhuc contradicit vnde dicit quod deterioratus est & dampnum habet ad valenciam centum solidorum Et inde producit sectam &c Et profert hic in curia scriptum predictum quod debitum predictum in forma predicta testatur cuius data est die & anno supradictis &c

Et predictus Cristoferus per Johannem Byll attornatum suum venit et defendit vim & iniuriam quando &c Et petit auditum scripti predicti Et ei legitur [^]&c Petit eciam auditum condicionis eiusdem scripti et ei legitur in hec verba The condycon of this obligacon is suche that yf the aboue bownden Crystofer Tye doo procure or gett vnto the sayde John Brydgewater on advoyson of the parsonage of Halywell & Nedyngworth or Knapwell or else on advoyson of a prebend within the churches of Ely Oxford Norwyche or Duram or on of them that then this present obligacon to be voyde & of non effect or els to stond in full strength & vertue Quibus lectis & auditis idem Cristoferus petit licenciam inde interloquendi hic vsque in crastino sancte Trinitatis Et habet &c Idem dies datus est prefato Johanni hic &c

[London ¶ Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, Doctor of Music, was summoned to respond to John Brydgewater, clerk, concerning a plea that he render to him twenty pounds that he owes to him and unjustly withholds, etc. And wherefore the same John, through Richard Jacob his attorney, says that whereas the aforesaid Christopher on the seventh day of October in the second and third year of the reigns of the current Lord and Lady King and Queen after the conquest [1555], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain writing of obligation of his, allowed himself to be bound to the aforesaid John in the aforesaid twenty pounds, payable to the same John when required. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid twenty pounds

to the same John, but hitherto has refused to repay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.

And the aforesaid Christopher, through John Byll, his attorney, comes and defends the force and injury when, etc. And he asks to hear the aforesaid writing. And it is read to him, etc. He also asks to hear the condition of the same writing, and it is read to him in these words: The condition of this obligation is such that if the above-bounden Christopher Tye do procure or get unto the said John Brydgewater one advowson of a prebend within the churches of Ely, Oxford, Norwich or Durham, or one of them, that then this present obligation to be void and of none effect, or else to stand in full strength and virtue. Which having been read and heard the same Christopher craves leave to imparl here to the morrow of Trinity Sunday. And he has it, etc. The same day is here given to the aforesaid John, etc.]

CP 40/1170, Part 1, rot. 446 dorse
(Easter term, 1557)

http://aalt.law.uh.edu/AALT3/M/CP40no1170/cCP40no1170Part1dorses/IMG_0803.htm

Pleading for the debt of £40.

Londonia ¶ Cristoferus Tye nuper de Yelynge in comitatu Huntingdonie generosus alias dictus Cristoferus Tye de Ely infra insulam Eliensem in comitatu Cantabrigie musice doctor *summonitus* fuit ad respondendum Johanni Brydgewater clerico de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et vnde idem Johannes per Ricardum Jacobbe *attornatum* suum dicit quod cum *predictus* Cristoferus septimo die Octobris annis regnorum *dominorum* Regis & Regine nunc post conquestum *secundo* & *tercio* apud London in *parochia* beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum *obligatorium* concessisset se teneri eidem Johanni in *predictis* quadraginta libris soluendis eidem Johanni cum inde requisitus fuisset *Predictus* tamen Cristoferus licet sepius requisitus *predictas* quadraginta libras eidem Johanni non dum reddidit set illas ei huc vsque reddere *contradixit* & adhuc *contradicit* vnde dicit quod *deterioratus* est & *dampnum* habet ad *valenciam* centum *solidorum* Et inde *producit* *sectam* &c Et profert hic in *curia* scriptum *predictum* quod *debitum predictum* in forma *predicta* testatur cuius data est die & anno *supradictis* &c

Et *predictus* Cristoferus per Johannem Byll *attornatum* suum venit et defendit vim & *iniuriam* quando &c Et *petit* *auditum* scripti *predicti* Et ei legitur ^{&c} *Petit* eiam *auditum* *condicionis* eiusdem scripti et ei legitur in hec *verba* The condycon of this obligacon ys suche that yf the aboue bowden Crystofer Tye his executors or assignes or any of them doo observe *performe* *fulfyll* & kepe all & syngler *couenauntes* *artycles* & *agreementes* comprised in on *payre* of *indentures* berynge date the day & yere aboue wrytten *which* on the behalfe of the sayd Crystofer Tye ar to be obserued *performed* *fulfulled* & kepte that then this *present* obligacon to be voyde & of non effect or else to stond in full strength & *vertue* Quibus *lectis* & *auditis* idem Cristoferus *petit* *licenciam* inde *interloquendi* hic vsque in crastino *sancte* Trinitatis Et *habet* &c Idem dies *datus* est *prefato* Johanni hic &c

[London ¶ Christopher Tye, lately of Yelling in the county of Huntingdon, gentleman, otherwise called Christopher Tye of Ely within the Isle of Ely in the county of Cambridge, Doctor of Music, was summoned to respond to John Brydgewater, clerk, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And wherefore the same John, through Richard Jacob his attorney, says that whereas the aforesaid Christopher on the seventh day of October in the second and third year of the reigns of the current Lord and

Lady King and Queen after the conquest [1555], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain writing of obligation of his, allowed himself to be bound to the aforesaid John in the aforesaid forty pounds, payable to the same John when required. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid forty pounds to the same John, but hitherto has refused to repay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.

And the aforesaid Christopher, through John Byll, his attorney, comes and defends the force and injury when, etc. And he asks to hear the aforesaid writing. And it is read to him, etc. He also asks to hear the condition of the same writing, and it is read to him in these words: The condition of this obligation is such that if the above-bounden Christopher Tye, his executors or assigns, or any of them, do observe, perform, fulfil and keep all and singular covenants, articles and agreements comprised in one pair of indentures bearing date the day and year above-written, which on behalf of the said Christopher Tye are to be observed, performed fulfilled and kept, that then this present obligation to be void and of none effect, or else to stand in full strength and virtue. Which having been read and heard the same Christopher craves leave to imparl here to the morrow of Trinity Sunday. And he has it, etc. The same day is here given to the aforesaid John, etc.]

11. Christopher Tye v. John Brydgewater, 1557

In Michaelmas term 1556 John Brydgewater had commenced two debt actions against Tye, one for £40, one for £20. The present case appears to be a retaliatory action by Tye for £40. That it did not progress beyond the sicut pluries stage could indicate either that the action was purely vexatious, or that Tye concluded that the cost of pursuing Brydgewater any further would not be worthwhile.

CP 40/1170, Part 1, rot. 394 dorse
(Easter term, 1557)

http://aalt.law.uh.edu/AALT3/M/CP40no1170/cCP40no1170Part1dorses/IMG_0708.htm

Sicut prius stage.

Londonia ¶ Cristoferus Tye per attornatum suum optulit se iiiij^{to} die versus Johannem Brydgewater de Yeling in comitatu Huntingdonie clericum de placito quod reddat ei quadraginta libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic a die Pasche in quinque septimanas Ad quem diem hic venit predictus Cristoferus per attornatum attornatum [sic] suum predictum et optulit se iiiij^{to} die versus prefatum defendentem de predicto placito Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic in crastino sancte Trinitatis &c.

[London ¶ Christopher Tye appeared through his attorney on the fourth day against John Brydgewater of Yelling in the county of Huntingdon, clerk, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here five weeks from Easter Day. On which day the aforesaid Christopher came here through his attorney and appeared on the fourth

day against the aforesaid defendant concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the morrow of Trinity Sunday, etc.]

CP 40/1171, Part 1, rot. 292

(Trinity term, 1557)

http://aalt.law.uh.edu/AALT3/M/CP40no1171/aCP40no1171Part1fronts/IMG_0586.htm

Sicut pluries stage.

Londonia ¶ Cristoferus Tye per *attornatum* suum optulit se iiiij^{to} die *versus* Johannem Brydgewater de Yelyng in *comitatu* Huntingdonie clericum de *placito quod reddat* ei quadraginta libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut prius *preceptum* fuit *vicecomitibus* quod caperent eum &c Et *vicecomites* modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die *sancte* Trinitatis in tres septimanas &c /

[London ¶ Christopher Tye appeared through his attorney on the fourth day against John Brydgewater of Yelling in the county of Huntingdon, clerk, concerning a plea that he render to him forty pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here three weeks from Trinity Sunday, etc.]

12. John Barker, clerk, v. Christopher Tye, (ii) 1558

The Ely cleric John Barker had taken Tye to court over two debts in 1554, but the present action relates to a further amount of £6 that Barker had granted to Tye under a conditioned bond dated 29 September 1556 (the date is not revealed until after Barker's death: see case 14 below). Tye had failed to pay the money by the due date, Christmas Day, so during the following term Barker sued for payment, the court record beginning at the sicut prius stage. Tye is not identified specifically as the musician, but there can be little doubt that he is the Doctor of Music whom Barker had sued four years earlier. The outcome of the case is not known.

CP 40/1173, Part 2, rot. 791

(Hilary term, 1558)

http://aalt.law.uh.edu/AALT3/M/CP40no1173/bCP40no1173Part2fronts/IMG_0285.htm

Sicut prius stage.

Norffolcia ¶ Johannes Barker clericus alias dictus Johannes Barker clericus per *attornatum* suum optulit se iiiij^{to} die *versus* Cristoferum Tye nuper de Elye in *comitatu* Cantebrigie generosum alias dictum xpoferum Tye de Ely in *comitatu* Cantebrigie generosum de *placito quod reddat* ei sex libras quas ei debet & iniuste detinet &c Et ipse non venit Et *preceptum* fuit *vicecomiti* quod *summoneret* eum &c Et *vicecomes* modo mandat quod nichil habet &c Ideo capiatur quod sit hic in octabis Purificacionis Beate Marie Virginis &c Et sciendum est quod breue inde *justicij Domini Regis & Domine Regine* hic in *curia* isto eodem termino *deliberauerunt* deputato *vicecomitis comitatus predicti* in forma juris exequendum &c Ad quem diem hic venit *predictus Johannes* per *attornatum* suum *predictum* et optulit se iiiij^{to} die *versus* *prefatum* xpoferum de *predicto* *placito*. Et ipse non venit Et *preceptum* fuit *vicecomiti* quod

caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut prius capiatur quod sit hic a die Pasche in xv dies &c Et sciendum est quod justicij Domini Regis & Domine Regine hic in curia isto eodem termino deliberauerunt deputato vicecomitis ^{comitatus predicti} breue inde in forma juris exequendum &c

[Norfolk ¶ John Barker, clerk, otherwise called John Barker, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridge, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, gentleman, concerning a plea that he render to him six pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriff was commanded that he summon him, etc. And the sheriff now declares that he has nothing, etc. Therefore let him be seized that he be here on the octave of the Purification of the Blessed Virgin Mary, etc. And be it known that the justices of the Lord King and Lady Queen here in court in this same term have delivered to the deputy of the sheriff of the aforesaid county the writ to be executed in the form of the law, etc. On which day the aforesaid John came here through his aforesaid attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriff was commended that he seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as before, let him be seized that he be here on the quindene of Easter Day, etc. And be it known that the justices of the Lord King and Lady Queen here in court in this same term have delivered to the deputy of the sheriff of the aforesaid county the writ to be executed in the form of the law, etc.]

CP 40/1174, part 1, rot. 179 dorse
(Easter term, 1558)

http://aalt.law.uh.edu/AALT3/M/CP40no1174/cCP40no1174Part1dorses/IMG_0307.htm

Sicut pluries stage.

Norffolcia ¶ Johannes Barker clericus alias dictus Johannes Barker clericus per attornatum suum optulit se iij^{to} die versus Cristoferum Tye nuper de Elye in comitatu Cantebrigie generosum alias dictum xpoferum Tye de Ely in comitatu Cantebrigie generosum de placito quod reddat ei sex libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomiti quod caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Pasche in quinque septimanas &c /

[Norfolk ¶ John Barker, clerk, otherwise called John Barker, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridge, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, gentleman, concerning a plea that he render to him six pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriff was commanded that he seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as often before, let him be seized that he be here five weeks from Easter Day, etc.]

CP 40/1174, part 1, rot. 236 dorse
(Easter term, 1558)

http://aalt.law.uh.edu/AALT3/M/CP40no1174/cCP40no1174Part1dorses/IMG_0421.htm

Exigi facias stage.

Norffolcia ¶ Johannes Barker clericus alias dictus Johannes Barker clericus per Thomam Might attornatum suum optulit se iij^{to} die versus Cristoferum Tye nuper de Elye in comitatu

Cantebrigie generosum alias dictum xpoferum Tye de Ely in comitatu Cantebrigie generosum de placito quod reddat ei sex libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomiti quod caperet eum si &c et saluo &c ita quod haberet corpus eius hic ad hunc diem scilicet a die pasche in quinque septimanas Et vicecomes modo mandat quod non est inuentus &c Ideo preceptum est vicecomes quod exigi facias eum de comitatu in comitatum quousque &c vtlagetur si non &c Et si &c tunc eum capiat et saluo &c ita quod habeat corpus eius hic a die Sancti Michaelis in xv dies Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino <margin: Cantebrigia> deliberauerunt Willelmo Whetcoft deputato vicecomitis comitatus predicti in forma juris exequendum &c Et per statutum &c preceptum est vicecomiti predicti comitatus Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Elye predicta tenendam quod predictus xpoferus se reddat prefato vicecomiti Norffolcie ita quod idem vicecomes habeat corpus eius hic ad prefatum terminum ad respondendum prefato Johanni Barker de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitis comitatus Cantebrigie in forma juris exequendum &c /

[Norfolk ¶ John Barker, clerk, otherwise called John Barker, clerk, appeared through Thomas Might his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridge, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridge, gentleman, concerning a plea that he render to him six pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriff was commanded that he seize him, etc., and safely, etc., so that he might have his body here on this day, namely five weeks from Easter Day. And the sheriff now declares that he is not found, etc. Therefore the sheriff is commanded that he cause him to be called from county court to county court until, etc., he be outlawed if [he do] not, etc. And if, etc., then let him seize him and safely, etc., so that he might have his body here on the quindene of St Michael's day. And whence, etc. And be it known that the justices here in court in this same term <margin: Cambridgeshire> have delivered to William Whetcroft, deputy of the sheriff of the aforesaid county, the writ to be executed in the form of the law, etc. And according to the statute, etc. the sheriff of the aforesaid county of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely aforesaid, that the same Christopher should surrender himself to the aforesaid sheriff of Norfolk, so that the same sheriff might have his body here at the aforesaid term to respond to the aforesaid John Barker concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Redston, deputy of the sheriff of the aforesaid county of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1174, part 2, attornati, rot. 4 dorse
(Easter term, 1558)

http://aalt.law.uh.edu/AALT3/M/CP40no1174/eCP40no1174Part2dorses/IMG_0437.htm

Appointment of attorney.

Norffolcia ¶ Johannes Barker clericus alias dictus Johannes Barker clericus ponit loco suo Thomam Might versus Cristoferum Tye nuper de Elye in comitatu Cantebrigie generosum alias dictum Cristoferum Tye de Ely in comitatu Cantebrigie generosum de placito debiti

[Norfolk ¶ John Barker, clerk, otherwise called John Barker, clerk, puts in his stead Thomas Might against Christopher Tye, lately of Ely in the county of Cambridge, gentleman, otherwise called Cristopher Tye of Ely in the county of Cambridge, gentleman, in a plea of debt.]

13. Gilbert Wanton v. Christopher Tye, 1562–3

We can be certain that this Christopher Tye of Yelling was the composer because, in November 1556, the cleric John Brydgewater presented a bill of complaint in the Court of Chancery, accusing Christopher Tye, Doctor of Music, of having seized from him the parsonage there.

*The premise of this present action is that, in Norwich, on 2 September 1556, under a conditioned bond, Tye acknowledged that he owed William Wanton, gentleman, £10. The money was to be repaid on the following feast of St Michael the Archangel (29 September). William died without the debt having been repaid, or at least without leaving any record of its repayment, so his brother and executor, Gilbert Wanton, commenced an action to recover the money. In Trinity term 1562 Gilbert sued out a writ of *exigi facias* and, in the following term, the attorneys for both parties appeared in court. The court found for Wanton. He was awarded the debt, plus damages of 20s. (£1), rather than the 100s. (£5) he had requested. Evidently Tye did not pay, for almost a year later, in Trinity term 1563, the court granted Wanton another writ of *exigi facias* to recover the debt. Whether he was successful is not known. The *sicut pluries* stage of this case was not entered in plea rolls.*

CP 40/1200, rot. 379 dorse
(Easter term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1200/bCP40no1200dorses/IMG_0595.htm

Sicut prius stage.

Norwicus ¶ Gilbertus Wanton executor testamenti Willelmi Wanton generosi alias dictus Gylbard Wanton per attornatum suum optulit se iij^{to} die versus Cristoferum Tye de Yelyng in comitatu Huntingdonie generosum de placito quod reddat ei decem libras quas ei iniuste detinet Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic a die Pasche in quinque septimanas &c Ad quem diem hic venit hic venit [*sic*] predictus Gilbertus per attornatum suum predictum et optulit se iij^{to} die versus prefatum Willelmum [*recte*: Cristoferum] de predicto placito &c Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic in crastino Sancte Trinitatis &c

[Norwich ¶ Gilbert Wanton executor of the testament of William Wanton, gentleman, otherwise called Gilbard Wanton, appeared through his attorney on the fourth day against Christopher Tye of Yelling in the county of Huntingdonshire, gentleman, concerning a plea that he render to him ten pounds that he unjustly withholds from him, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here five weeks from Easter Day, etc. On which day the aforesaid Gilbert came here and appeared through his aforesaid attorney on the fourth day against the aforesaid William [*recte*: Christopher] concerning the aforesaid plea, etc. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the morrow of Trinity Sunday, etc.]

CP 40/1200, rot. 582 dorse
(Easter term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1200/cCP40no1200dorses/IMG_0224.htm

Sicut prius stage (a second entry, not quite identical to the above).

Norwicus ¶ Gilbertus Wanton executor testamenti Willelmi Wanton generosi alias dictus my brother Gilberd Wanton *per attornatum suum optulit se iiiij^o die versus Cristoferum Tye de Yelyng in comitatu Huntingdonie generosum de placito quod reddat ei decem libras quas ei iniuste detinet Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic a die Pasche in quinque septimanas &c Ad quem diem hic venit predictus Gilbertus *per attornatum suum predictum et optulit se iiiij^o die versus prefatum Cristoferum de predicto placito &c Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic in crastino Sancte Trinitatis &c**

[Norwich ¶ Gilbert Wanton executor of the testament of William Wanton, gentleman, otherwise called my brother Gilberd Wanton, appeared through his attorney on the fourth day against Christopher Tye of Yelling in the county of Huntingdonshire, gentleman, concerning a plea that he render to him ten pounds that he unjustly withholds from him, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here five weeks from Easter Day, etc. On which day the aforesaid Gilbert came here and appeared through his aforesaid attorney on the fourth day against the aforesaid Christopher concerning the aforesaid plea, etc. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the morrow of Trinity Sunday, etc.]

CP 40/1203, rot. 1136
(Trinity term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1203/aCP40no1203fronts/IMG_1061.htm

Exigi facias stage.

Norwicus ¶ Gilbertus Wanton executor testamenti Willelmi Wanton generosi alias dictus my Brother Gylberd Wanton *per Johannem Gibbis attornatum suum optulit se iiiij^o die versus Cristoferum Tye de Yeldyng in comitatu Huntingdonie generosum de placito quod reddat ei decem libras quas ei iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de comitatu in comitatum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic in crastino Sancti Martini Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Johanni Gibbis deputato vicecomitum Norwicie in <margin: Huntingdonia> forma juris exequendum &c Et per statutum &c preceptum est vicecomiti Huntingdonie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Yeldyng predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Norwicie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Gilberto de predicto placito &c Et sciendum est quod breue inde justiciarij hic [in] curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitum comitatus predicti in forma juris exequendum &c*

[Norwich ¶ Gilbert Wanton executor of the testament of William Wanton, gentleman, otherwise called my brother Gilberd Wanton, appeared through John Gibbis, his attorney, on the fourth day against Christopher Tye of Yelling in the county of Huntingdonshire, gentleman, concerning a plea that he render to him ten pounds that he unjustly withholds from him, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc., and safely, etc., so that they might have his body here on this day, namely three weeks from Trinity Sunday. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from county court to county court until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here on the morrow of St Martin. And whence, etc. And be it known that the justices here in court in this same term have delivered to John Gibbis, deputy of the sheriffs of Norwich the writ, <margin: Huntingdonshire> to be executed in the form of the law, etc. And according to the statute, etc. the sheriff of Huntingdonshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Yelling aforesaid, that the same Christopher should surrender himself to the aforesaid sheriffs of Norwich, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid Gilbert concerning the aforesaid plea. And be it known that the justices here [in] this court in this same term have delivered to John Redston, deputy of the sheriffs of the aforesaid county, the writ to be executed in the form of the law, etc.]

CP 40/1205, rot. 834
(Michaelmas term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1205/aCP40no1205fronts/IMG_0434.htm

Pleading and judgment.

Norwicus ¶ Cristoferus Tye de Yelyng in comitatu Huntingdonie generosus summonitus fuit ad respondendum Gilberto Wanton executor testamenti Willelmi Wanton generosi alias dicto my brother Gilbard Wanton de placito quod reddat ei decem libras quas ei iniuste detinet &c Et vnde idem Gilbertus per Johannem Gibbis attornatum suum dicit quod cum predictus Cristoferus secundo die Septembris annis regnorum Domini Philippi & Domine Marie nuper Regis & Regine Anglie tercio & quarto apud Norwicum per quoddam scriptum suum obligatorium concessisset se teneri prefato Willelmo Wanton in vita sua in predictis decem libris soluendis eidem Willelmo in festo Sancti Michaelis Archangeli tunc proximo sequenti Predictus tamen Cristoferus licet sepius requisitus predictas decem libras prefato Willelmo in vita sua seu eidem Gilberto post mortem eiusdem Willelmi non reddidit set illi eis reddere contradixit ac illi eidem Gilberto adhuc reddere contradicit ac iniuste detinet vnde dicit quod deterioratus est & dampnum habet ad valenciam centum solidorum Et inde producit sectam &c Et profert hic in curia tam scriptum predictum quod debitum predictum in forma predicta testatur cuius data est die & annos supradictis &c quam litteras testamentarias predicti Willelmi per quas satis liquet curie hic ipsum Gilbertum fore executor testamenti predicti Willelmi Et inde habere administracionem &c

Et predictus Cristoferus Tye per Johannem Redston attornatum suum venit & defendit vim & iniuriam quando &c Et dictum est per curiam hic prefatum attornatum eiusdem Cristoferi quod pro eodem Cristofero magistro suo prefato Gilberto in loquela predicta respondeat Et super hoc idem attornatus dicit quod ipse non est informatus per eundem Cristoferum magistrum suum de aliquo responso pro eodem Cristofero prefato Gilberto in loquela predicta dando Et nichil aliud inde dicit per quod idem Gilbertus remanet versus ipsum Cristoferum

inde indefensum Ideo consideratum est quod predictus Gilbertus recuperet versus prefatum Cristoferum debitum suum predictum & dampna sua occasione detencionis debiti illius ad viginti solidos eidem Gilberto ex assensu suo per curiam hic adiudicata Et predictus <margin: misericordia> Cristoferus in misericordia

[Norwich ¶ Christopher Tye of Yelling in the county of Huntingdon, gentleman, was summoned to respond to Gilbert Wanton, executor of the testament of William Wanton, gentleman, otherwise called my brother Gilbard Wanton, concerning a plea that he render to him ten pounds that he unjustly withholds from him, etc. And wherefore the same Gilbert, through John Gibbis, his attorney, says that whereas the aforesaid Christopher, on the second day of September in the third and fourth years of the reigns of the Lord Philip and Lady Mary [1556], lately king and queen of England, at Norwich, by a certain writing of obligation of his allowed himself to be bound to the aforesaid William Wanton in his lifetime, to pay the aforesaid ten pounds to the same William at the feast of St Michael the Archangel then next following. However the aforesaid Christopher, although often requested [to do so], has not yet paid the aforesaid ten pounds to the same William in his lifetime, or to the same Gilbert after the death of the same William, but has refused to pay it to the same Gilbert and still refuses to pay it and unjustly withholds it, wherefore he says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court not only the aforesaid writing, which witnessed the aforesaid debt in the aforesaid form, whose date is the day and years above-mentioned, etc., but also the aforesaid William's testamentary letters, by which it sufficiently appears to the court here [that] this same Gilbert is about to be the executor of the will of the aforesaid William. And therefore he has administration, etc.

And the aforesaid Christopher Tye, through John Redston, his attorney, comes and denies force and injury when, etc. And it is said by the court here to the aforesaid attorney of the same Christopher, that he should respond on behalf of the same Christopher his master to the aforesaid Gilbert in the aforesaid declaration. And thereupon the same attorney says that he has not been informed by the same Christopher his master of any other response to be given on behalf of the same Christopher to the aforesaid Gilbert in the aforesaid declaration. And after this he says nothing else, wherefore the same Gilbert remains against the selfsame Christopher, [who is] from that point undefended. Therefore it is decided that the aforesaid Gilbert should recover against the aforesaid Christopher his aforesaid debt, and his damages on account of the withholding of that debt adjudged at twenty shillings to the same Gilbert, with his assent, by the court here. And the aforesaid Christopher in mercy, etc.]

CP 40/1206, attornati, rot. 3 dorse
(Michaelmas term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1206/bCP40no1206dorses/IMG_1083.htm

Appointments of attorneys.

Norwicus ¶ Gilbertus Wanton executor testamenti Willelmi Wanton generosi alias dictus my brother Gilbard Wanton ponit loco suo Johannem Gybbys versus Cristoferum Tye de Yelynge in comitatu Huntingdonie generosum de placito debiti

Norwicus ¶ Cristoferus Tye de Yelynge in comitatu Huntingdonie generosus ponit loco suo Johannem Redston versus Gilbertum Wanton executorem testamenti Willelmi Wanton generosi alias dictum my brother Gilbard Wanton de placito debiti

[Norwich ¶ Gilbert Wanton executor of the testament of William Wanton, gentleman, otherwise called my brother Gilbard Wanton, puts in his stead John Gybbis against Christopher Tye of Yelling in the county of Huntingdonshire, gentleman, in a plea of debt.

Norwich ¶ Christopher Tye, of Yelling in the county of Huntingdonshire, gentleman, puts in his stead John Redston against Gilbert Wanton executor of the testament of William Wanton, gentleman, otherwise called my brother Gilbard Wanton, in a plea of debt.]

CP 40/1214, rot. 1301
(Trinity term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1214/aCP40no1214fronts/IMG_0612.htm

Execution of judgment.

Norwicus ¶ Preceptum fuit vicecomitibus quod caperent Cristoferum Tye de Yelyng in comitatu Huntingdonie generosum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas ad satisfaciendum Gilberto Wanton executori testamenti Willelmi Wanton generosi alias dicto my brother Gilbard Wanton tam de quodam debito decem librarum quod idem Gilbertus in curia Domine Regine coram justiciarijs suis hic recuperavit versus eum quam de viginti solidis qui eidem Gilberto in eadem curia Domine Regine adiudicatus fuerunt pro dampnis suis que habuit occasione detencionis debiti illius vnde conuictus est Et modo hic ad hunc diem venit predictus Gilbertus per Johannem Gibbis attornatum suum & optulit se iij^o die versus prefatum xpoferum de predicto placito Et ipse nonvenit Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de comitatu in comitatum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic in crastino Sancti Martini Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Skynner deputato vicecomitum Norwicie in forma juris exequendum &c / . /.

[Norwich ¶ The sheriffs were commanded that they seize Christopher Tye of Yelling in the county of Huntingdonshire, gentleman, if, etc., and safely, etc., so that they might have his body here on this day, namely three weeks from Trinity Sunday, to give satisfaction to Gilbert Wanton, executor of the testament of William Wanton, gentleman, otherwise called my brother Gilbard Wanton, concerning a certain debt of ten pounds that the same Gilbert recovered in the court of the Lady Queen before her justices against him, as well as twenty shillings, which, in the same court of the Lady Queen, was adjudged to the same Gilbert for his damages which he had on account of the withholding of that debt whereof he [Christopher] was convicted. And now here, on this day, the aforesaid Gilbert came through John Gibbis, his attorney, and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he [Christopher] did not come. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from county court to county court until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that he might have his body here on the morrow of St Martin. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Skynner, deputy of the sheriffs of Norwich, the writ to be executed in the form of the law, etc.]

14. John Barker v. Christopher Tye, 1562–63

In Hilary term 1558 John Barker, clerk, had sued Tye for a debt of £6. At some point during the next five years Barker died intestate. In 1562 his administrator, another John Barker, so surely a relative, believed the amount still to be outstanding, so he sued out a writ to recover

the money.⁹ Once again Tye is described only as a gentleman of Ely. This second action begins at the *sicut pluries* stage. A writ of *exigi facias* followed in Hilary term 1563 and, two terms later, Tye responded in court through his attorney. As usual in such cases, both the bond and its condition were read in court, but only the words of the latter were entered in the plea roll. This cited a debt of £4 10s, payable on the feast of the Annunciation (25 March). Tye's attorney was granted leave to *imparl* until the octave of the feast of St Michael (6 October). The plea roll for Michaelmas term 1563 is one of the very few that are missing, so there is no record of a judgment.

CP 40/1205, rot. 1168
(Michaelmas term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1205/aCP40no1205fronts/IMG_1143.htm

Sicut pluries stage. In the final clause, the '*sicut prius capiatur*' for the octave of St Hilary is a mistake. It should read '*sicut pluries capiatur*', as correctly given in the Hilary term entry. No *capiatur* and *sicut prius* entries for this case have been found.

Norffolcia ¶ Johannes Barker administrator bonorum & catallorum que fuerunt Johannis Barker clerici qui obiit intestatus &c nuper dicti Johannis Barker clerici per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Elye in comitatu Cantebrigie generosum alias dictum xpoferum Tye de Ely in comitatu Cantebrigie generosum de placito quod reddat ei sex libras quas ei iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomiti quod summoneret eum &c Et vicecomes modo mandat quod nichil habet &c Ideo capiatur quod sit hic in crastino Animarum Ad quem diem hic venit predictus Johannes per attornatum suum predictum et optulit se iiiij^{to} die versus prefatum Cristoferum de predicto placito placito [sic] Et ipse non venit Et preceptum fuit vicecomiti quod caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut prius capiatur quod sit hic a die Sancti Martini in xv^{cim} dies &c Ad quem diem hic venit predictus Johannes per attornatum suum predictum et optulit se iiiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et preceptum fuit vicecomiti quod caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut prius capiatur quod sit [hic] in octabis Sancti Hillarij &c

[Norfolk ¶ John Barker, administrator of the goods and chattels which belonged to John Barker, clerk, who died intestate, etc., lately called John Barker, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him six pounds that he unjustly withholds from him, etc. And he did not come. And the sheriff was commanded that he summon him, etc. And the sheriff now declares that he has nothing, etc. Therefore let him be seized that he be here on the morrow of All Souls. On which day the aforesaid John came here through his aforesaid attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriff was commanded that he seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as before, let him be seized that he be here on the quindene of St Martin's day, etc. On which day the aforesaid John came here through his aforesaid attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriff was commanded that he seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as before, let him be seized that he be [here] on the octave of St Hilary, etc.]

⁹ It is unlikely that this John was a son, since it was only in 1548 that clergy were permitted to marry. The possibility that the plaintiff was a minor represented by guardians (who are rarely mentioned in the plea rolls) seems remote.

CP 40/1207, rot. 591

(Hilary term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1207/aCP40no1207fronts/IMG_1208.htm

Exigi facias *stage*.

Norffolcia ¶ Johannes Barker administrator bonorum & catallorum que fuerunt Johannis Barker clerici qui obiit intestatus &c nuper dicti Johannis Barker clerici per Thomam Might attorney suum optulit se iiii^{to} die versus Cristoferum Tye nuper de Elye in comitatu Cantebrigie generosum alias dictum xpoferum Tye de Elye in comitatu Cantebrigie gentleman de placito quod reddat ei sexlibras quas ei iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomiti quod caperet eum si &c et saluo &c ita quod haberet corpus eius hic ad hunc diem scilicet in octabis Sancti Hillarij Et vicecomes modo mandat quod non est inuentus &c Ideo preceptum est vicecomiti quod exigi faciat eum de comitatu in comitatum quousque &c vtlagetur si non &c Et si &c tunc eum capiat et saluo &c ita quod habeat corpus eius hic in octabis Sancte Trinitatis Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino <margin: Cantebrigia> deliberauerunt Ricardo Norton deputato vicecomitis predicti comitatus Norffolcie in forma juris exequendum &c Et per statutum &c preceptum est vicecomiti predicti comitatus Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separabilibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Elye predicta tenendam quod predictus xpoferus se reddat prefato vicecomiti Norffolcie ita quod idem vicecomes habeat corpus eius hic ad prefatum terminum ad respondendum prefato Johanni de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitis predicti comitatus Cantebrigie in forma juris exequendum &c /

[Norfolk ¶ John Barker, administrator of the goods and chattels which belonged to John Barker, clerk, who died intestate, etc., lately called John Barker, clerk, appeared through Thomas Might, his attorney, on the fourth day against Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him six pounds that he unjustly withholds from him, etc. And he did not come. And, as often before, the sheriff was commanded that he seize him, if, etc., and safely, etc., so that he might have his body here on this day, namely on the octave of St Hilary. And the sheriff now declares that he is not found, etc. Therefore the sheriff is commanded that he cause him to be called from county court to county court until, etc., he be outlawed if [he do] not, etc. And if, etc., then let him seize him and safely, etc., so that he might have his body here on the octave of Trinity Sunday. And whence, etc. And be it known that the justices here in court in this same term <margin: Cambridgeshire> have delivered to Richard Norton, deputy of the sheriff of the aforesaid county of Norfolk, the writ to be executed in the form of the law, etc. And according to the statute, etc. the sheriff of the aforesaid county of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely aforesaid, that the same Christopher should surrender himself to the aforesaid sheriff of Norfolk, so that the same sheriff might have his body here at the aforesaid term to respond to the aforesaid John concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Redston, deputy of the sheriff of the aforesaid county of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1213, rot. 512 dorse

(Trinity term, 1563)

Norffolcia ¶ Cristoferus Tey nuper de Elye in comitatu Cantebrigie generosus alias dictus xpoferus Tye de Elye in comitatu Cantebrigie generosus *summonitus* fuit ad respondendum *Johanni Barker* administratori *bonorum & catallorum* que fuerint *Johannis Barker* clerici qui obiit *intestatus &c* nuper *dicti Johannis Barker* clerici de *placito quod reddat* ei sexlibras quas ei iniuste detinet &c Et vnde idem *Johannes Barker* per *Thomam Might* *attornatum* suum dicit quod cum *predictus Cristoferus* vicesimo nono die *Septembris* annis *regnorum Domini Philippi & Domine Marie* nuper *Regis & Regine Anglie* *tercio & quarto* apud [blank] per quoddam scriptum suum *obligatorium* concessisset se teneri *prefato Johanni Barker* clerico in vita sua in *predictis sexlibris soluendis* eidem *Johanni Barker* in festo *Nativitatis xpisti* tunc *proximo sequenti* *Predictus* tamen *Cristoferus* licet sepius *requisitus* *predictas sexlibras* *prefato Johanni Barker* clerico in vita sua nec eidem *Johanni Barker* cui *administracio bonorum & catallorum* que fuerint *predicti Johannis Barker* clerici tempore mortis sue per [long blank] apud [blank] *commissa* fuit non reddidit set *illas* eis reddere *contradixit* ac *illas* eidem *Johanni Barker* ^{relin'} ^{querens} adhuc reddere *contradicit* ac iniuste detinet vnde dicit quod *deterioratus* est Et *dampnum* habet ad *valenciam centum solidorum* Et inde *producit* sectam &c Et *profert* hic in *curia* tam scriptum *predictum* quod *debitum predictum* in forma *predicta testatur* cuius data est *predicto* ^{vicesimo nono die Septembris} *annis supradictis &c* quam *litteras administrationis predicti Johannis Barker* clerici que *comissionem administracionis predictae* in forma *predicta testantur* *quarum* *datas* est *predicto*

Et *predictus Cristoferus* per *Johannem Redston* *attornatum* suum venit et defendit vim & *iniuriam* quando &c Et *petit auditum* scripti *predicti* Et ei *legitur* &c *Petit* eciam *auditum* *indorsamenti* eiusdem scripti Et ei *legitur* in *hec verba* The condicon of this obligacon is suche that yf the withein bounden Cristofer Tye his heires executors or assignes do paye or cause well & truly to be contented & payde vnto the *withinnamed* *Johne Barker* his executors and assignes the *summe* of *four* poundes & x^s *Englyshe* money at the feaste of *Thannunciacione* of *Our Lady* next following the date hereof that then this *present* obligacon to be vtterly voyde and of none effecte orelles to stond and a byde in his full powre strengthe vertue and effecte *Quibus lectis & auditis* idem *Cristoferus* *petit* *licenciam* inde *interloquendi* hic *vsque* in octabis *Sancti Michaelis* Et *habet* &c *Idem dies* *datus* est *prefato Johanni Barker* hic &c

[Norfolk ¶ Christopher Tye, lately of Ely in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Ely in the county of Cambridgeshire, gentleman, was summoned to respond to John Barker, administrator of the goods and chattels which belonged to John Barker, clerk, who died intestate, etc., lately called John Barker, clerk, concerning a plea that he render to him six pounds that he unjustly withholds from him, etc. And wherefore the same John Barker, through Thomas Might, his attorney, says that whereas the aforesaid Christopher, on the twenty-ninth day of September in the third and fourth years of the reigns of the Lord Philip and Lady Mary, lately King and Queen of England [1556], at [blank], by a certain writing of obligation of his allowed himself to be bound to the aforesaid John Barker, clerk, in his lifetime, to pay the aforesaid six pounds to the same John Barker on the feast of Christ's Nativity then next following. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid ten pounds to the aforesaid John Barker, clerk, in his lifetime, nor to the same John Barker, to whom the administration of the goods and chattels that belonged to the aforesaid John Barker at the time of his death was committed, by [long blank] at [blank], but has refused to pay it to the same John Barker [?] and still refuses to pay it and unjustly withholds it, wherefore he says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the said twenty-

ninth day of September in the years above-mentioned, etc., as well as letters of administration for the aforesaid John Barker, clerk, that witnessed the aforesaid grant of administration in the aforesaid form, whose date is the aforesaid.

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury, etc. And he asks to hear the aforesaid writing. And it is read to him, etc. He also asks to hear the endorsement of the same writing, and it is read to him in these words: The condition of this obligation is such that if the within-bounden Christopher Tye, his heirs, executors or assigns do pay or cause well and truly to be contented and paid unto the within-named John Barker, his executors and assignes, the sum of foure pounds and ten shillings English money at the feast of the Annunciation of Our Lady next following the date hereof, that then this present obligation to be utterly void and of none effect, or else to stand and abide in his full power, strength, vertue and effect. Which having been read and heard, the same Christopher craves leave to imparl here to the octave of St Michael. And he has it, etc. The same day is here given to the aforesaid John Barker, etc.]

15. Nicholas Luke v. Christopher Tye, 1562–3

In this action, Nicholas Luke of Cople, Bedfordshire, esquire, one of the Barons of the Exchequer, sued Christopher Tye of Doddington within the Isle of Ely, clerk, for a debt of twenty marks (£13 6. 8d.). No stages of this case prior to the sicut pluries were entered on the rolls. On 3 June 1556, Tye had signed a conditioned bond, whereby he agreed to pay Luke £12, for the benefit of Anne Digby of Longstanton, Cambridgeshire, wife of Simon Digby. This was to be paid in two equal instalments: £6 on the Feast of St Peter's Chains (1 August) and £6 on the feast of St Luke (18 October). Tye had failed to pay, so Luke was claiming a penalty of £13 6s. 8d. that had been due on the feast of St John the Baptist next following (presumably meaning the feast of his birth on 24 June, rather than that of his beheading, 29 August). Tye's attorney was granted leave to imparl until the day after Trinity Sunday. The outcome is not known.

Luke died on 22 October 1563 and was buried in the church of All Saints, Cople.¹⁰

CP 40/1206, rot. 1394 dorse
(Michaelmas term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1206/bCP40no1206dorses/IMG_0291.htm

Sicut pluries stage.

Londonia ¶ Nicholaus Luke de Copull in comitatu Bedfordie armiger vnius barounum scoccarij per attornatum suum optulit [se] iiij^{to} die versus Cristoferum Tye nuper de Donyngton infra Insulam Eliensem in comitatu Cantebrigie clericum alias dictum xpoferum Tye de Elye in comitatu Cantebrigie generosum de placito quod reddat ei viginti marcas quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic a die sancti Michaelis in vnum mensem &c Ad quem diem hic venit predictus Nicholaus per attornatum suum et optulit se iiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut prius capiatur quod sit hic in octabis Sancti Martini &c Ad quem diem hic venit predictus Nicholaus per attornatum suum et optulit se iiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et sicut prius preceptum fuit vicecomitibus

¹⁰ Grace Isherwood, *Monumental Brasses in the Bedfordshire Parish Churches* (London, 1906), 23.

quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic in octabis sancti Hillarij &c /

[London ¶ Nicholas Luke of Cople in the county of Bedfordshire, esquire, one of the barons of the Exchequer, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him twenty marks that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here one month from St Michael's day, etc. On which day the aforesaid Nicholas came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the octave of St Martin, etc. On which day the aforesaid Nicholas came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here on the octave of St Hilary, etc.]

CP 40/1207, rot. 496 dorse
(Hilary term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1207/bCP40no1207dorses/IMG_0880.htm

Exigi facias stage.

Londonia ¶ Nicholaus Luke de Copull in comitatu Beddfordie armiger vnus barounum scoccarij per Hugonem Charnook attornatum suum optulit se iij^o die versus Cristoferum Tye nuper de Donyngton infra Insulam Eliensem in comitatu Cantebrigie clericum alias dictum xpoferum Tye de Elye in comitatu Cantebrigie generosum de placito quod reddat ei viginti marcas quas ei debet & iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c Et salvo &c ita quod haberent corpus eius hic ad hunc diem scilicet in octabis Sancti Hillarij Et vicecomites modo mandant quod non est inventus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic a die Pasche in quinque septimanas Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Lone deputato vicecomitum Londonie in <margin: Cantebrigia> forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Donyngton predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Nicholao de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitis Cantebrigie in forma iuris exequendum &c /

[London ¶ Nicholas Luke of Cople in the county of Bedfordshire, esquire, one of the barons of the Exchequer appeared through Hugh Charnook, his attorney, on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye of Ely in the county of Cambridgeshire, gentleman, concerning a plea that he render to him twenty marks that he owes to him and unjustly

withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if etc., and safely, etc., so that they might have his body here on this day, namely the octave of St Hilary. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here five weeks from Easter Day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriffs of London, the writ <margin: Cambridgeshire> executed in the form of the law, etc. And according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Doddington aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid Nicholas concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Redston, deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1211, rot. 1342 dorse
(Easter term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1211/bCP40no1211dorses/IMG_0666.htm

Pleading: imparlance.

Londonia ¶ Cristoferus Tye nuper de Donyngton infra Insulam Eliensem in comitatu Cantebrigie clericus alias dictus xpoferus Tye de Elye in comitatu Cantebrigie generosus summonitus fuit ad respondendum Nicholao Luke de Copull in comitatu Bedfordie armigero unum baronum scoccarij de placito quod reddat ei viginti marcas quas ei debet & iniuste detinet &c Et vnde idem Nicholaus per Hugonem Charnook attornatum suum dicit quod cum predictus xpoferus tercio die Junij annis regnorum Domini Philippi & Domine Marie nuper Regis & Regine Anglie secundo & tercio apud London in parochia beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum obligatorium concessisset se teneri eidem Nicholao in predictis viginti marcis soluendis eidem Nicholao in festo Sancti Johannis Baptiste tunc proximo sequenti Predictus tamen xpoferus licet sepius requisitus predictas viginti marcas eidem Nicholao nondum reddidit set illas ei hucusque reddere contradixit et adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam centum solidorum Et inde producit sectam &c Et profert hic in curia scriptum predictum quod debitum predictum in forma predicta testatur cuius data est die & annis supradictis &c Et predictus xpoferus per Johannem Redston attornatum suum venit et defendit vim & iniuriam quando &c Et petit auditum scripti predicti Et ei legitur &c Petit eciam auditum condicionis eiusdem scripti Et ei legitur in hec verba The condicon of this obligacon is souche that if thaboue bounden Christoffer do well and truly without coveyn fraude or decepte pay or cause to be paid vnto the seid Nicholas his heires executors or assignez vnto the vse and behoffe of one Anne Dygby of Longstanton in the county of Cambridge aforsaid wife of one Symon Dygbye betwixte this and the feast of Seynte Peter the AdVincula commonly called Lammas nexte ensuinge the date herof sixe poundes of good and lawfull money of Englande and other sixe poundes of lyke money before the feast of Seynte Luke then nexte folowinge that then this present obligacon to be void and of none effecte orellys to stand in full strengthe & vertue Quibus lectis & auditis idem xpoferus petit licenciam inde interloquendi hic vsque in crastino Sancte Trinitatis Et habet &c Idem dies datus est prefato Nicholao hic &c

[London ¶ Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye of Ely in the county of Cambridgeshire, gentleman, was summoned to respond to Nicholas Luke of Cople in the county of Bedford, esquire, one of the barons of the Exchequer, concerning a plea that he render to him twenty marks that he owes to him and unjustly withholds, etc. And wherefore the same Nicholas, through Hugh Charnook, his attorney, says that whereas the aforesaid Christopher on the third day of June in the second and third years of the reigns of the Lord Philip and Lady Mary, lately King and Queen of England [1556] at London, in the parish of St Mary-le-Bow in the ward of Cheap by a certain writing of obligation of his allowed himself to be bound to the aforesaid Nicholas to pay the aforesaid twenty marks to the same Nicholas on the feast of St John the Baptist then next following. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid twenty marks to the same Nicholas, but has hitherto refused to pay it and still refuses, wherefore he [Nicholas] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated. And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury, etc. And he asks to hear the aforesaid writing. And it is read to him, etc. He also asks to hear the condition of the same writing, and it is read to him in these words: The condition of this obligation is such that if the above-bounden Christopher do well and truly without covin, fraud or deceit pay or cause to be paid unto the said Nicholas his heirs, executors or assignes unto the use and behoof of one Anne Dygby of Longstanton in the county of Cambridge aforesaid, wife of one Symon Dygbye, betwixt this and the feast of Saint Peter in Chains, commonly called Lammas, next ensuing the date hereof, six pounds of good and lawful money of England, and other six pounds of like money before the feast of Saint Luke then next following, that then this present obligation to be void and of none effect, or else to stand in full strength and virtue. Which having been read and heard the same Christopher craves leave to imparl here to the morrow of Trinity Sunday. And he has it, etc. The same day is here given to the aforesaid Nicholas, etc.]

16. Thomas and Elizabeth North v. Christopher Tye, 1562–3

In this action, laid in London, Thomas North, esquire, and his wife, Elizabeth Rich of Isleham, Cambridgeshire, sued Christopher Tye of Ely, clerk and Doctor of Music, for a debt of 53s 4d. (£2 13s 4d.). Elizabeth was the primary complainant. As a married woman, she was barred from taking legal action in her own right and could only do so in partnership with her husband. No stages prior to the sicut pluries were entered for this case. By Hilary term 1563 the action had reached the exigi facias stage. A record of pleading began to be entered in the plea roll for the Easter term, but was inexplicably abandoned. In Trinity term a full pleading entry appears. Elizabeth's case was that, on 28 January 1559, Tye had sealed a conditioned bond in which he agreed to pay her the said 53s. 4d. on the day of her marriage, so long as she was not being married to (or perhaps by; the Latin is ambiguous) one Robert Stuard. Elizabeth had married North and so the debt was now due, but Tye had failed to pay. The court found for the Norths and awarded them the debt, plus damages of 26s. 8d. (£1 6s. 8d.). Robert Stuard is doubtless the Robert Steward of Lakenheath, Suffolk, who, together with Tye, was sued by William Baxter in 1553 (see case no.6 above). Isleham and Lakenheath are only ten miles apart.

CP 40/1206, rot. 1342
(Michaelmas term, 1562)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1206/aCP40no1206fronts/IMG_0211.htm

Sicut pluries *stage*.

Londonia ¶ Thomas Northe armiger & Elizabeth vxor eius alias dicta Mystres Elizabeth Ryche of Islam per attornatum suum optulerunt se iiij^{to} die versus Cristoferum Tye nuper de [blank] in comitatu Cantebrigie clericum alias dictum Christofer Tye Doctor of Musycke de placito quod reddat eis quinquaginta tres solidos & quatuor denarios quos eis debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic in crastino Animarum Ad quem diem hic venit predicti Thomas & Elizabeth per attornatum suum & optulerunt se iiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum Et vicecomites modo mandant quod non est inventus &c Ideo sicut prius capiatur quod sit hic a die Sancti Martini in xv dies Ad quem diem hic venit predicti Robertum [sic] & Elizabeth per attornatum suum & optulerunt se iiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum Et vicecomites modo mandant quod non est inventus &c Ideo sicut pluries capiatur quod sit hic in octabis Sancti Hillarij &c

[London ¶ Thomas North, esquire, and Elizabeth his wife, otherwise called Mistress Elizabeth Rich of Isleham, appeared through their attorney on the fourth day against Christopher Tye, lately of [blank] in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music, concerning a plea that he render to them fifty-three shillings and fourpence which he owes to them and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here on the morrow of All Souls. On which day the aforesaid Thomas and Elizabeth came here through their attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the quindene of St Martin's day. On which day the aforesaid Robert [sic] and Elizabeth came here through their attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And as before the sheriffs were commanded that they seize him. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here on the octave of St Hilary, etc.]

CP 40/1208, rot. 796

(Hilary term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1208/aCP40no1208fronts/IMG_0308.htm

Exigi facias *stage*.

Londonia ¶ Thomas North armiger & Elizabeth vxor eius alias dicta Mystres Elizabeth Rich of Islam per Georgium Harryson attornatum suum optulerunt se iiij^{to} die versus xpoferum Tye nuper de Elye infra Insulam Eliensem in comitatu Cantabrigie clericum alias dictum Christofer Tye Doctor of Musicke de placito quod reddat eis quinquaginta tres solidos & quatuor denarios quos eis debet & iniuste detinet &c Et ipse non venit &c Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet in octabis Sancti Hillarij Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic a die pasche in quinque septimanas Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Lone deputato vicecomitum Londonie

<margin: Cantebrigia> in forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Elye infra Insulam Eliensem predicta tenendam quod predictus xpoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefatis Thome & Elizabeth de predicto placito &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitis comitatus Cantebrigie in forma iuris exequendum &c

[London ¶ Thomas North, esquire, and Elizabeth his wife, otherwise called Mistress Elizabeth Rich of Isleham, appeared through George Harryson, their attorney, on the fourth day against Christopher Tye, lately of Ely within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music, concerning a plea that he render to them fifty-three shillings and fourpence that he owes to them and unjustly withholds, etc. And he did not come, etc. And, as often before, the sheriffs were commanded that they seize him, if, etc., and safely, etc., so that they might have his body here on this day, namely the octave of St Hilary. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here five weeks from Easter Day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriffs of London, the writ <margin: Cambridgeshire> executed in the form of the law, etc. And according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Ely within the Isle of Ely aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid Thomas and Elizabeth concerning the aforesaid plea, etc. And be it known that the justices here in court in this same term have delivered to John Redston, deputy of the sheriff of the county of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1211, rot. 1386

(Easter term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1211/aCP40no1211fronts/IMG_0820.htm

Pleading: unfinished entry.

Londonia ¶ Cristoferus Tye nuper de Elye infra Insulam Eliensem in comitatu Cantabrigie clericus alias dictus Christoferus Tye Doctor of Musycke summonitus fuit ad respondendum Thome Northe armigero & Elizabeth vxori eius Mystres Elyzabeth Ryche of Islam de placito quod reddat eis quinquaginta tres solidos & quatuor denarios quos eis debet & iniuste detinet &c Et vnde ijdem Thomas & Elizabeth per Georgium Harryson attornatum suum dicunt quod cum predictus Cristoferus vicesimo octauo die Januarij anno regni Domine Regine nunc primo apud London in parochia Sancti Sepulchri in warda de Faryngdon Extra per quandam billam suam obligatoriam quam ijdem Thomas & Elizabeth sigillo predicti Cristoferi signatam hic in curia proferunt cuius data est eisdem die & anno

[Remainder of page blank except for the words 'nil hic' ('nothing here') written twice in very small letters.]

[London ¶ Christopher Tye, lately of Ely within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music, was summoned to respond to Thomas North, esquire, and Elizabeth his wife, Mistress Elizabeth Rich of Isleham, concerning a plea that he render to them fifty-three shillings and fourpence that he owes to them and unjustly withholds, etc. And wherefore the same Thomas and Elizabeth, through George Harryson their attorney, say that since the aforesaid Christopher, on the twenty-eighth day of January in the first year of the reign of the present Queen [1558/9] at London, in the parish of St Sepulchre, in the Ward of Faringdon Without, by a certain writing of obligation of his, which the same Thomas and Elizabeth proffer here in court, sealed with the seal of the aforesaid Christopher whose date is the same day and year...]

CP 40/1213, rot. 510 dorse
(Trinity term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1213/bCP40no1213dorses/IMG_0019.htm

Pleading and judgment.

Londonia ¶ Cristoferus Tye nuper de Elye infra Insulam Eliensem in comitatu Cantabrigie clericus alias dictus Christoferus Tye Doctor of Musyck *summonitus* fuit ad respondendum Thome Northe armigero & Elizabeth vxori eius alias dicta Mystres Elyzabeth Ryche of Islam de placito quod reddat eis quinquaginta tres solidos & quatuor denarios quos eis debet & iniuste detinet &c Et vnde ijdem Thomas & Elizabeth per Georgium Harryson attornatum suum dicunt quod cum predictus Cristoferus vicesimo octauo die Januarij anno regni Domine Regine nunc primo apud London in parochia Sancti Sepulchri in warda de Faryngdon Extra per quandam billam suam obligatoriam quam ijdem Thomas & Elizabeth sigillo predicti Cristoferi signatam hic in curia proferunt cuius data est eisdem die & anno obligasset se & heredes suos soluere prefatam Elizabeth dum ipsa sola fuit predictos quinquaginta tres solidos & quatuor denarios ad diem legitimi matrimonij eiusdem Elizabeth alicui nisi Magistro Roberto Stuard Et eadem Elizabeth dicit quod ipsa [blank] die [blank] anno regni Domine Regine nunc [blank] apud London in parochia & warda predictis cepit in virum prefatum Thomam per quod accio accreuit eisdem Thome & Elizabeth ad habendum & exigendum de predicto Cristofero predictos quinquaginta tres solidos & quatuor denarios Predictus tamen Cristoferus licet sepius requisitus predictos quinquaginta tres solidos & quatuor denarios eisdem Thome & Elizabeth nondum reddidit set illos eis hucusque reddere contradixit & adhuc contradicit vnde dicunt quod deteriorati sunt & dampnum habent ad valenciam quadraginta solidorum Et inde producunt sectam &c

Et predictus Cristoferus per Johannem Redston attornatum suum venit et defendit vim & iniuriam quando &c Et dictum est prefato attornato predicti Cristoferi quod pro eodem Cristofero magistro suo prefatis Thome & Elizabeth in loquela predicta respondeat Et super hoc idem attornatus dicit quod ipse non est informatus per predictum Cristoferum magistrum suum de aliquo responso pro eodem Cristofero prefatis Thome & Elizabeth in loquela predicta dando Et nichil aliud inde dicit per quod ijdem Thomas & Elizabeth remanent versus prefatum Cristoferum inde indefensum Ideo consideratum est quod predicti Thomas & Elizabeth recuperent versus prefatum Cristoferum debitum suum predictum & dampna sua occasione detencionis debiti illius ad viginti sex solidorum & octo denarios eisdem Thome <margin: misericordia> & Elizabeth ex assensibus suis per curiam hic adiudicata Et predictus Cristoferus in misericordia &c

[London ¶ Christopher Tye, lately of Ely within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music, was summoned to respond to Thomas North, esquire, and Elizabeth his wife, otherwise called Mistress Rich of Isleham, concerning

a plea that he render to them fifty-three shillings and fourpence that he owes to them and unjustly withholds, etc. And wherefore the same Thomas and Elizabeth, through George Harryson their attorney, say that since the aforesaid Christopher, on the twenty-eighth day of January in the first year of the reign of the present Queen [1558/9] at London, in the parish of St Sepulchre, in the Ward of Faringdon Without, by a certain bill of obligation of his, which the same Thomas and Elizabeth proffer here in court, sealed with the seal of the aforesaid Christopher, whose date is the same day and year, had bound himself and his heirs to pay to the same Elizabeth, then being single, the aforesaid fifty-three shillings and fourpence on the day of the lawful marriage of the same Elizabeth to [or by,] anyone other than Master Robert Stuard. And the same Elizabeth says that [blank] day [blank] in the [blank] year of the reign of the present Queen at London, in the parish and ward aforesaid, she took as her husband the aforesaid Thomas, whereby an action accrued to the same Thomas and Elizabeth to have and to demand from the aforesaid Christopher the aforesaid fifty-three shillings and fourpence. However, the aforesaid Christopher, although often requested [to do so], has not yet paid the aforesaid fifty-three shillings and fourpence to the same Thomas and Elizabeth, but has hitherto refused to pay it to them and still refuses, wherefore they say they are the worse and have damage to the value of forty shillings and thereupon they bring suit, etc.

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury when, etc. And it was said to the aforesaid attorney of the aforesaid Christopher that he should respond on behalf of the same Christopher, his master, to the aforesaid Thomas and Elizabeth in the aforesaid declaration. And thereupon the same attorney says that he has not been informed by the same Christopher his master of any answer to be given on behalf of the same Christopher to the aforesaid Thomas and Elizabeth in the aforesaid declaration. And after this he says nothing else, wherefore the same Thomas and Elizabeth remain against the aforesaid Christopher, [who is] from that point undefended. Therefore it is decided that the aforesaid Thomas and Elizabeth should recover against the aforesaid Christopher their aforesaid debt and their damages on account of the withholding of that debt, adjudged at twenty-six shillings and eightpence to the same Thomas <margin: mercy> and Elizabeth, with their assent, by the court here. And the aforesaid Christopher in mercy, etc.]

17. John Chase v. Christopher Tye, (i) 1563–4

In 1563 John Chase, a Cambridge draper, commenced an action against Christopher Tye of Doddington, Cambridgeshire, Doctor of Music, to recover a debt of £10. The earliest entry in the plea rolls is the sicut prius in Easter term; there is no capias stage in the preceding term's roll. The duplicate entry of the sicut pluries stage in the Trinity term roll is just an administrative oversight since both have the same return date. The plea rolls for Michaelmas term 1563 are missing, but there is no hiatus in the entries for this case, which was decided in Chase's favour.

Elsewhere Chase is described specifically as a linen draper, although the description may be specific to that case.¹¹ In Easter term 1562 he was being sued for £4 7s. by one Andrew Hatchytt of Newark.¹²

CP 40/1211, rot. 1062

(Easter term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1211/aCP40no1211fronts/IMG_0142.htm

Sicut prius stage.

¹¹ CP 40/1214, rot. 1200 dorset:

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1214/bCP40no1214dorses/IMG_0387.htm

¹² CP 40/1200, rot. 500: http://aalt.law.uh.edu/AALT3/Eliz/CP40no1200/aCP40no1200fronts/IMG_1031.htm

Londonia ¶ Johannes Chase alias dictus Johannes Chase de Cantebrigia in comitatu Cantebrigie burgensis & draper per attornatum suum optulit se iiiij^{to} die versus Cristoferum Ty nuper de Donington in comitatu Cantebrigie generosum alias dictum Cristoferum Tye de Dunnington in comitatu Cantebrigie in Musice Doctorem de placito quod reddat ei decem libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomitibus quod summonerent eum &c Et vicecomites modo mandant quod nichil habet &c Ideo capiatur quod sit hic a die Pasche in quinque septimanas &c Ad quem diem hic venit predictus Johannes per attornatum suum et optulit se iiiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo ^{sicut prius} capiatur quod sit hic in crastino Sancte Trinitatis &c /

[London ¶ John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, burgher and draper, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, concerning a plea that he render to him ten pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here five weeks from Easter Day, etc. On which day the aforesaid John came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore as before let him be seized that he be here on the morrow of Trinity Sunday, etc.]

CP 40/1214, rot. 1113 dorse
(Trinity term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1214/bCP40no1214dorses/IMG_0211.htm

Sicut pluries stage.

Londonia ¶ Johannes Chase alias dictus Johannes Chase de Cantebrigia in comitatu Cantebrigie burgensis & draper per attornatum suum optulit se iiiij^{to} die versus Cristoferum Ty nuper de Donington in comitatu Cantebrigie generosum alias dictum Cristoferum Ty de Dunnington in comitatu Cantebrigie in Musice Doctorem de placito quod reddat ei decem libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Sancte Trinitatis in tres septimanas &c /

[London ¶ John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, burgher and draper, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, concerning a plea that he render to him ten pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here three weeks from Trinity Sunday, etc.]

CP 40/1214, rot. 1183 dorse
(Trinity term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1214/bCP40no1214dorses/IMG_0353.htm

Exigi facias *stage*.

Londonia ¶ Johannes Chase alias dictus Johannes Chase de Cantebria in comitatu Cantebrie burgensis & draper per Johannem Lucas attornatum suum optulit se iij^{to} die versus Cristoferum Ty nuper de Donington in comitatu Cantebrie generosum alias dictum Cristoferum Tye ^{de} Dunninngton in comitatu Cantebrie in Musice Doctorem de placito quod reddat ei decem libras quas ei debet & iniuste detinet &c Et ipse non venit &c Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic a die Sancti Michaelis in vnum mensem Et vnde &c Et sciendum est quod breue inde justiciarij hic hic [sic] in curia isto eodem termino deliberauerunt Ricardo <margin: Cantebria> Lone deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Cantebrie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Donington predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni de predicto placito &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Jacobb deputato vicecomitis comitatus predicti in forma iuris exequendum &c

[London ¶ John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, burgher and draper, appeared through John Lucas, his attorney, on the fourth day against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Cristopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, concerning a plea that he render to him ten pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc., and safely, etc., so that they might have his body here on this day, namely three weeks from Trinity Sunday. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here one month from St Michael's day. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard <margin: Cambridgeshire> Lone, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Doddington aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to Richard Jacobb, deputy of the sheriff of the aforesaid county, the writ to be executed in the form of the law, etc.]

CP 40/1214, rot. 1265
(Trinity term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1214/aCP40no1214fronts/IMG_0539.htm

Sicut pluries *stage*—a duplicate of the entry on rot. 1113 above.

Londonia ¶ Johannes Chase alias dictus Johannes Chase de Cantebrigia in comitatu Cantebrigie burgensis & draper per attornatum suum optulit se iij^{to} die versus Cristoferum Ty nuper de Donnington in comitatu Cantebrigie generosum alias dictum Cristoferum Tye de Dunnington in comitatu Cantebrigie Musice Doctorem de placito quod reddat ei decem libras quas ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic a die Sancte Trinitatis in tres septimanas &c

[London ¶ John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, burgher and draper, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, concerning a plea that he render to him ten pounds that he owes to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here three weeks from Trinity Sunday, etc.]

CP 40/1214, attornati, rot. 32 dorse
(Trinity term, 1563)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1214/bCP40no1214dorses/IMG_0878.htm

Appointment of attorney.

Londonia ¶ Johannes Chase alias dictus Johannes Chase de Cantebrigia in comitatu Cantebrigie burgensis & draper ponit loco suo Johannem Lucas versus Cristoferum Ty nuper de Donington in comitatu Cantebrigie generosum alias dictum Cristoferum Tye de Dunnington in comitatu Cantebrigie in Musice Doctorem de placito debiti

[London ¶ John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, burgher and draper, puts in his stead John Lucas against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington, Doctor of Music, in a plea of debt.]

CP 40/1215, rot. 337 dorse
(Hilary term, 1564)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1215/bCP40no1215dorses/IMG_0557.htm

Pleading: imparlance.

Londonia ¶ Cristoferus Ty nuper de Donyngton in comitatu Cantebrigie generosus alias dictus Cristoferus Tye de Dunnington in comitatu Cantebrigie in Musice Doctor summonitus fuit ad respondendum Johanni Chase alias dicto Johanni Chace de Cantebrigia in comitatu Cantebrigie generoso de placito quod reddat ei decem libras quas ei debet & iniuste detinet &c Et vnde idem Johannes per Johannem Lucas attornatum suum dicit quod cum predictus Cristoferus sexto die Octobris anno regni Domine Regine nunc quarto apud London in parochia Beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum obligatorium concessisset se teneri eidem Johanni in predictis decem libris soluendis eidem Johanni ad festum Annunciacionis Beate Marie Virginis tunc proximo sequenti Predictus tamen Cristoferus licet sepius requisitus predictas decem libras eidem Johanni nondum reddidit set illas ei hucusque reddere contradixit & adhuc contradicit vnde dicit quod deterioratus est & dampnum habet ad valenciam centum solidorum Et inde producit sectam &c Et profert hic in curia scriptum

predictum quod debitum predictum in forma predicta testatur cuius data est die & anno supradictis &c

Et predictus Cristoferus per Johannem Redston attornatum suum venit & defendit vim & iniuriam quando &c Et petit licenciam inde interloquendi hic vsque a die Pasche in xv dies Et habet &c idem dies datus est prefato Johanni hic &c /

[London ¶ Christopher Ty, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, was summoned to respond to John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, gentleman, concerning a plea that he render to him ten pounds that he owes to him and unjustly withholds, etc. And wherefore the same John, through John Lucas, his attorney, says that whereas the aforesaid Christopher on the sixth day of October in the fourth year of the reign of the present Queen [1562], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain writing of obligation of his, allowed himself to be bound to the aforesaid John in the aforesaid ten pounds to be paid to the same John at the feast of the Annunciation of Blessed Mary the Virgin then next following. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid ten pounds to the same John, but has hitherto refused to pay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.]

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury, when, etc. And he craves leave to imparl here until fifteen days after Easter Day. And he has it, etc. The same day is here given to the aforesaid John, etc.]

CP 40/1217, rot. 139 dorse
(Easter term, 1564)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1217/bCP40no1217dorses/IMG_0220.htm

Pleading and judgment.

Londonia ¶ Cristoferus Ty nuper de Donington in comitatu Cantebrigie generosus alias dictus Cristoferus Tye de Donington in comitatu Cantebrigie in Musice Doctor summonitus fuit ad respondendum Johanni Chase alias dicto Johanni Chace de Cantebrigia in comitatu Cantebrigie generoso de placito quod reddat ei decem libras quas ei debet & iniuste detinet &c Et vnde idem Johannes per Johannem Lucas attornatum suum dicit quod cum predictus Cristoferus sexto die Octobris anno regni Domine Regine nunc quarto apud London in parochia Beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum obligatorium concessisset se teneri eidem Johanni in predictis decem libris soluendis eidem Johanni ad festum Anunciacionis Beate Marie Virginis tunc proximo sequenti Predictus tamen Cristoferus licet sepius requisitus predictas decem libras eidem Johanni nondum reddidit set illas ei hucusque reddere contradixit & adhuc contradicit vnde dicit quod deterioratus est & dampnum habet ad valenciam centum solidorum Et inde producit sectam &c Et profert hic in curia scriptum predictum quod debitum predictum in forma predicta testatur cuius data est die & anno supradictis &c Et predictus Cristoferus per Johannem Redston attornatum suum venit & defendit vim & iniuriam quando &c Et dicit quod ipse non potest dedicere accionem predicti Johannis predictam necquin scriptum predictum sit factum suum necquin ipse debeat prefati Johanni predictas decem libras in forma qua idem Johannes superius versus eum narravit Ideo consideratum est quod predictus Johannes recuperet versus prefatum Cristoferum debitum suum predictum & dampna sua occasione detencionis debiti illius ad triginta solidos eidem

Johanni ex assensu <margin: misericordia> suo per curiam hic adiudicata Et predictus Cristoferus in misericordia &c

[London ¶ Christopher Ty, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, was summoned to respond to John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, gentleman, concerning a plea that he render to him ten pounds that he owes to him and unjustly withholds, etc. And wherefore the same John, through John Lucas, his attorney, says that whereas the aforesaid Christopher on the sixth day of October in the fourth year of the reign of the present Queen [1562], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain writing of obligation of his, allowed himself to be bound to the aforesaid John in the aforesaid ten pounds to be paid to the same John at the feast of the Annunciation of Blessed Mary the Virgin then next following. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid ten pounds to the same John, but has hitherto refused to pay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.]

And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury, when, etc. And he says that it is not possible to deny the action of the aforesaid John, nor that the aforesaid writing is his own deed, nor that he owes the said John the aforementioned ten pounds in the manner which the same John has related above against him. Therefore it is decided that the aforesaid John should recover against the aforesaid Christopher his aforesaid debt and his damages on account of the withholding of that debt adjudged at thirty shillings to the same John, with his assent, <margin: mercy> by the court here. And the aforesaid Christopher in mercy, etc.]

CP 40/1220, rot. 2
(Trinity term, 1564)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1220/aCP40no1220fronts/IMG_0007.htm

Execution of judgment.

Londonia ¶ Preceptum fuit vicecomitibus quod caperent Cristoferum Ty nuper de Donnington in comitatu Cantebrigie generosum alias dictum Cristoferum Tye de Donington in comitatu Cantebrigie in Musice Doctorem si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas ad satisfaciendum Johanni Chase alias dicto Johanni Chace de Cantebrigia in comitatu Cantebrigie generoso tam de quodam debito decem librarum quod idem Johannes in curia Regine hic recuperavit versus eum quam de triginta solidis quam eidem Johanni in eadem curia hic adiudicati fuerunt pro dampnis suis que habuit occasione detencionis debiti illius vnde conuictus est Et modo hic ad hunc diem venit predictus Johannes per Johannem Lucas attornatum suum Et vicecomites modo mandant quod predictus Cristoferus non est inuentus &c Et super hoc testatur est in curia Regine hic quod predictus Cristoferus <margin: Cantebrigia> latitat vagatur & discurrit in comitatu Cantebrigie Ideo preceptum est vicecomiti Cantebrigie quod capiat prefatum Cristoferum si &c et saluo &c ita quod habeat corpus eius hic in octabis Sancti Michaelis ad satisfaciendum prefati Johanni de debiti & dampnis predictis &c

[London ¶ The sheriffs were commanded that they seize Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, if, etc., and safely, etc., so that they might

have his body here on this day, namely three weeks from Trinity Sunday, to give satisfaction to John Chase, otherwise called John Chase of Cambridge in the county of Cambridgeshire, gentleman, not only concerning a certain debt of ten pounds that the same John recovered against him here in the court of the Queen, but also concerning thirty shillings which were adjudged for his damages which he had by reason of the withholding of that debt whereof he was convicted. And now here, on this day, the aforesaid John came through John Lucas, his attorney. And the sheriffs now declare that the aforesaid Christopher is not found, etc. And thereupon it is declared that the aforesaid Christopher <margin: Cambridgeshire> lurks, wanders and roams about in the county of Cambridgeshire. Therefore the sheriff of Cambridgeshire is commanded that he seize the aforesaid Christopher, if, etc., and safely, etc., so that he might have his body here on the octave of St Michael to give satisfaction to the aforesaid John concerning the aforesaid debt and damages, etc.]

18. John Chase v. Christopher Tye, (ii) 1564

Before the previous case had concluded, Chase launched a further claim on Tye for £9 9s. 3d. Coupled with this claim is an unrelated action against a John Cotton of Longstanton, Cambridgeshire. The court found that Chase's claim against Tye was valid.

CP 40/1217, rot. 482
(Easter term, 1564)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1217/aCP40no1217fronts/IMG_0974.htm

Sicut prius stage.

Londonia ¶ Johannes Chace alias dictus Johannes Chace de Cantebrigia in comitatu predicto burgensis alias dictus Johannes Chase de Cantebrigia in comitatu predicto burgensis per attornatum suum optulit se iiiij^{to} die versus Johannem Cotton nuper de Staunton Longa in comitatu Cantebrigie generosum alias dictum Johannem Cotton de Staunton Longa in comitatu Cantebrigie generosum de placito quod reddat ei decem libras Et versus Cristoferum Tye nuper de Donington in comitatu Cantebrigie generosum alias dictum Cristoferum Tye de Donnington in comitatu Cantebrigie in Musice Doctorem de placito quod reddat ei nouem libras nouem solidos & tres denarios quos ei debent & iniuste detinent &c Et ipsi non venerunt Et preceptum fuit vicecomitibus quod summonerent eos &c Et vicecomites modo mandant quod nichil habent &c Ideo capiantur quod sint hic a die Pasche in quinque septimanas &c Ad quem diem hic venit predictus Johannes Chace per attornatum suum et optulit se iiiij^{to} die versus prefatos defendentes de predicto placito Et ipsi non venerunt Et preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut prius capiantur quod sint hic in crastino Sancte Trinitatis &c

[London ¶ John Chase, otherwise called John Chase of Cambridge in the aforesaid county, burgher, otherwise called John Chase of Cambridge in the aforesaid county, burgher, appeared through his attorney on the fourth day against John Cotton, lately of Longstanton in the county of Cambridgeshire, gentleman, otherwise called John Cotton of Longstanton in the county of Cambridgeshire, gentleman, concerning a plea that he render to him ten pounds; and against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, concerning a plea that he render to him nine pounds, nine shillings and threepence, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And the sheriffs were commanded that they summon them, etc. And the sheriffs now declare that they have nothing,

etc. Therefore let them be seized that they be here five weeks from Easter Day, etc. On which day the aforesaid John Chase came here through his attorney and appeared on the fourth day against the aforesaid defendants concerning the aforesaid plea. And they did not come. And the sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as before, let them be seized that they be here on the morrow of Trinity Sunday, etc.]

CP 40/1221, rot. 805
(Trinity term, 1564)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1221/aCP40no1221fronts/IMG_0430.htm

Sicut pluries stage.

Londonia ¶ Johannes Chace alias dictus Johannes Chace de Cantabrigia in comitatu predicto burgensis alias dictus Johannes Chace de Cantabrigia in comitatu predicto burgensis per attornatum suum optulit se iiiij^{to} die versus Johannem Cotton nuper de Staunton Longa in comitatu Cantabrigie generosum alias dictum Johannem Cotton de Staunton Longa in comitatu Cantabrigie generosum de placito quod reddat ei decem libras Et versus Cristoferum Tye nuper de Donington in comitatu Cantabrigie generosum alias dictum Cristoferum Tye de Donnington in comitatu Cantabrigie in Musice Doctorem de placito quod reddat ei novem libras novem solidos & tres denarios quos ei debent & iniuste detinent &c Et ipsi non venerunt Et sicut prius preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut pluries capiantur quod sint hic a die Sancte Trinitatis in tres septimanas &c /

[London ¶ John Chase, otherwise called John Chase of Cambridge in the aforesaid county, burgher, otherwise called John Chase of Cambridge in the aforesaid county, burgher, appeared through his attorney on the fourth day against John Cotton, lately of Longstanton in the county of Cambridgeshire, gentleman, otherwise called John Cotton of Longstanton in the county of Cambridgeshire, gentleman, concerning a plea that he render to him ten pounds; and against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, concerning a plea that he render to him nine pounds, nine shillings and threepence, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And, as before, sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as often before, let them be seized that they be here three weeks from Trinity Sunday, etc.]

CP 40/1221, rot. 1132
(Trinity term, 1564)

http://aalt.law.uh.edu/AALT3/Eliz/CP40no1221/aCP40no1221fronts/IMG_1103.htm

Exigi facias stage.

Londonia ¶ Johannes Chace nuper de Cantabrigia in comitatu predicto burgensis alias dictus Johannes Chace de Cantabrigia in comitatu predicto burgensis per Johannem Lucas attornatum suum optulit se iiiij^{to} die versus Johannem Cotton nuper de Stanton Longa in comitatu Cantabrigie [sic] generosum alias dictum Johannem Cotton de Stanton Longa in comitatu Cantabrigie generosum de placito quod reddat ei decem libras Et versus Cristoferum Tye nuper de Donnyngton in comitatu Cantabrigie generosum alias dictum Cristoferum Tye de Donnyngton in comitatu Cantabrigie in Musice Doctorem de placito quod reddat ei novem

libras nouem solidos & tres denarios quos ei debent & iniuste detinent &c Et ipsi non venerunt &c Et sicut pluries preceptum fuit vicecomitibus quod caperent eos si &c et saluo &c ita quod haberent corpora eorum hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas Et vicecomites modo mandant quod non sunt inuenti &c Ideo preceptum est vicecomitibus quod exigi faciant eos de hustengo in hustengum quousque &c vtagentur si non &c Et si &c tunc eos capiant et saluo &c ita quod habeant corpora eorum hic in crastino Animarum Et vnde &c Et sciendum est quod breue inde iusticiarij hic in curia isto eodem termino deliberauerunt Ricardo Lone <margin: Cantabrigia> deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Cantabrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Stanton Longa & Donnyngton predicti tenendam quod predicti Johannes Cotton & Cristoferus se reddant prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpora eorum hic ad prefatum terminum ad respondendum prefato Johanni Chace de predicto placito ^{&c} Et sciendum est quod breue inde iusticiarij hic in curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitis comitatus predicti in forma iuris exequendum &c /

[London ¶ John Chase, lately of Cambridge in the aforesaid county, burgher, otherwise called John Chase of Cambridge in the aforesaid county, burgher, appeared through John Lucas, his attorney, on the fourth day against John Cotton, lately of Longstanton in the county of Cambridgeshire, gentleman, otherwise called John Cotton of Longstanton in the county of Cambridgeshire, gentleman, concerning a plea that he render to him ten pounds; and against Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, concerning a plea that he render to him nine pounds nine shillings and threepence, [sums] that they owe to him and unjustly withhold, etc. And they did not come, etc. And, as often before, the sheriffs were commanded that they seize them, if, etc., and safely, etc., so that they might have their bodies here on this day, namely three weeks from Trinity Sunday. And the sheriffs now declare that they are not found, etc. Therefore the sheriffs are commanded that they cause them to be called from husting to husting until, etc., they be outlawed if [they do] not, etc. And if, etc., then let them seize them and safely, etc., so that they might have their bodies here on the morrow of All Souls. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, <margin: Cambridgeshire> deputy to the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the regions of Longstanton and Doddington aforesaid, that the aforesaid John Cotton and Christopher should surrender themselves to the aforesaid sheriffs of London, so that the same sheriffs might have their bodies here at the aforesaid term to respond to the aforesaid John Chase concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Redston, deputy of the sheriff of the aforesaid county, the writ to be executed in the form of the law, etc.]

CP 40/1224, rot. 909
(Michaelmas term, 1564)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1224/bCP40no1224fronts/IMG_0017.htm

Pleading and judgment.

Londonia ¶ Cristoferus Tie nuper de Dunyngton in comitatu Cantebrigie generosus alias dictus Cristoferus Tie de Dunyngton in comitatu Cantebrigie Musice Doctorem summonitus fuit ad

respondendum Johanni Chase nuper de Cantebrigia in comitatu Cantebrigie burgensis alias dicto Johanni Chase de Cantebrigia in comitatu predicto burgensis de placito quod reddat ei nouem libras nouem solidos & tres denarios quos ei debet & iniuste detinet &c Et vndem [recte: vnde] idem Johannes per Johannem Lucas attornatum suum dicit quod cum predictus Cristoferus vicesimo & s[ecund]o die Octobris anno regni Domine Regine nunc quarto apud London in parochia Beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum obligatorium concessisset se teneri eidem Johanni in predictis nouem libris nouem solidis & tribus denarijs soluendis eidem Johanni ad festum Sancti Michaelis Archangeli tunc proximo sequenti Predictus tamen Cristoferus licet sepius requisitus predictas nouem libras nouem solidos & tres denarios eidem Johanni non dum reddidit set illas ei hucusque reddere contradixit et adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam centum solidorum Et inde producit sectam &c Et profert hic in curia scriptum predictum quod debitum predictum in forma predicta testatur cuius data est die & anno supradictis &c Et predictus Cristoferus per Johannem Redston attornatum suum venit et defendit vim & iniuriam quando &c Et dictum est prefato attornato predicti Cristoferi quod pro eodem Cristofero magistro suo prefati Johanni in loquela predicta respondeat Et super hoc idem attornatus dicit quod ipse non est informatus per eundem Cristoferum magistrum suum de aliquo responso pro eadem Cristofero prefato Johanni in loquela predicta dando ^{Et nichil aliud} inde dicit per quod idem Johannes remanet versus ipsum Cristoferum inde indefensum Ideo consideratum est quod Ideo consideratum est quod [sic] predictus Johannes recuperet versus prefatum Cristoferum debitum suum predictum et dampna sua occasione detencionis <margin: misericordia> debiti illius ad viginti tres solidos eidem Johanni ex assensu suo per curiam hic adiudicata Et predictus Cristoferus in misericordia &c

[London ¶ Christopher Tye, lately of Doddington in the county of Cambridgeshire, gentleman, otherwise called Christopher Tye of Doddington in the county of Cambridgeshire, Doctor of Music, was summoned to respond to John Chase, lately of Cambridge in the county of Cambridgeshire, burgher, otherwise called John Chase of Cambridge in the aforesaid county, burgher, concerning a plea that he render to him nine pounds nine shillings and threepence that he owes to him and unjustly withholds, etc. And wherefore the same John, through John Lucas, his attorney, says that whereas the aforesaid Christopher on the twenty-second day of October in the fourth year of the reign of the present Queen [1562], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain writing of obligation of his, allowed himself to be bound to the aforesaid John in the aforesaid nine pounds nine shillings and threepence to be paid to the same John at the feast of St Michael the Archangel then next following. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid nine pounds nine shillings and threepence to the same John, but has hitherto refused to pay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of one hundred shillings. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc. And the aforesaid Christopher, through John Redston, his attorney, comes and defends the force and injury, when, etc. And it was said to the aforesaid attorney of the aforesaid Christopher that he should respond on behalf of the same Christopher, his master, to the aforesaid John in the aforesaid declaration. And thereupon the same attorney says that he has not been informed by the same Christopher his master of any answer to be given on behalf of the same Christopher to the aforesaid John in the aforesaid declaration. And after this he says nothing else, wherefore the same John remains against the selfsame Christopher, [who is] from that point undefended. Therefore it is decided that the aforesaid John should recover against the aforesaid Christopher his aforesaid debt and his damages on account of the withholding <margin: mercy> of that debt, adjudged at twenty-three shillings to the same John, with his assent, by the court here. And the aforesaid Christopher in mercy, etc.]

19. John Chase v. Christopher Tye, (iii) 1566–1567

This is a third action by Chase against Tye, this time to recover a debt of £6. It is coupled with an unrelated action against a John Banke of Easton next Stamford, Northamptonshire. No stage earlier than the sicut pluries has been found for this action. Tye's attorney was granted leave to imparl. The outcome is unknown.

CP 40/1250, rot. 1771 dorse

(Michaelmas term, 1566)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1250/bCP40no1250dorses/IMG_0137.htm

Sicut pluries stage.

Londonia ¶ Johannes Chase alias dictus John Chase of Cambrydge alias dictus John Chas per attornatum suum optulit se iiiij^{to} die versus Johannem Banke nuper de London clericum alias dictum John deBanke person of Eston next Stamforde in the countie of Northampton de placito quod reddat ei viginti libras Et versus Cristoferum Tye nuper de London clericum alias dictum Christofer Tye persone of Dodyngton in thysle of Elye & in the countie of Cambrydg de placito quod reddat ei sex libras quas ei debent & iniuste detinent &c Et ipsi non venerunt Et preceptum fuit vicecomitibus quod summonerent eos &c Et vicecomites modo mandant quod nichil habent &c Ideo capiantur quod sint hic in crastino Animarum Ad quem diem hic venit predictus Johannes Chase per attornatum suum et optulit se iiiij^{to} die versus prefatos Johannem Banke & Cristoferum de predicto placito Et ipsi non venerunt Et preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo sicut prius capiantur quod sint hic a die Sancti Martini in xv dies &c Ad quem diem hic venit predictus Johannes Chase per attornatum suum et optulit se iiiij^{to} die versus prefatos Johannem Banke & Cristoferum de predicto placito Et ipsi non venerunt Et sicut prius preceptum fuit vicecomitibus quod caperent eos &c Et vicecomites modo mandant quod non sunt inuent[i &c Ideo] sicut pluries capiantur quod sint hic in octabis Sancti Hillarij &c

[London ¶ John Chase, otherwise called John Chase of Cambridge, otherwise called John Chase, appeared through his attorney on the fourth day against John Banke, lately of London, clerk, otherwise called John de Banke, parson of Easton by Stamford in the county of Northampton, concerning a plea that he render to him twenty pounds; and against Christopher Tye, lately of London, clerk, otherwise called Christopher Tye, parson of Doddington in the Isle of Ely and in the county of Cambridge, concerning a plea that he render to him six pounds, [sums] that they owe to him and unjustly withhold, etc. And they did not come, etc. And the sheriffs were commanded that they summon them, etc. And the sheriffs now declare that they have nothing, etc. Therefore let them be seized that they be here on the morrow of All Souls. On which day the aforesaid John Chase came here through his attorney and appeared on the fourth day against the aforesaid John Banke and Christopher concerning the aforesaid plea. And they did not come. And the sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, etc. Therefore, as before, let them be seized that they be here on the quindene of St Martin's day, etc. On which day the aforesaid John Chase came here through his attorney and appeared on the fourth day against the aforesaid John Banke and Christopher concerning the aforesaid plea. And they did not come. And, as before, the sheriffs were commanded that they seize them, etc. And the sheriffs now declare that they are not found, [etc. Therefore], as often before, let them be seized that they be here on the octave of St Hilary, etc.]

Londonia ¶ Johannes Chase alias dictus Johannes Chace of Cambrydge alias dictus John Chace per Johannem Raye attornatum suum optulit se iiiij¹⁰ die versus Johannem Banke nuper de London clericum alias dictum John deBanke person of Eston next Stamforde in the countye of Northampton de placito quod reddat ei viginti libras Et versus Cristoferum Tye nuper de London clericum alias dictum Christofer Tye of Dodyngton in thysle of Elye & in the cownty of cambrydg de placito quod reddat ei sex libras quas ei debent & iniuste detinent &c Et ipsi non venerunt ^{&c} Et sicut pluries preceptum fuit vicecomitibus quod caperent eos si &c et saluo &c ita quod haberent corpora eorum hic ad hunc diem scilicet in octabis Sancti Hillarij &c Et vicecomites modo mandant quod non sunt inuenti &c Ideo preceptum est vicecomitibus quod exigi faciant eos de hustengo in hustengum quousque &c vtlagentur si non &c Et si &c tunc eos capiant et saluo &c ita quod habeant corpora eorum hic a die pasche in vnum mensem Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino <margin: Northamptonia> deliberauerunt Roberto Fylmer deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Northamptonie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Eston iuxta Stamforde predicta tenendam quod predictus Johannes Banke se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni Chase de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Willelmo Rudde deputato vicecomitis comitatus predicti in forma iuris exequendum &c Et eciam per statutum &c preceptum est <margin: Cantebrigia> vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Dodyngton infra Insulam Eliensem predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Johanni Chase de predicto placito &c Et sciendum est quod breue inde Just[iciarij] hic in curia isto eodem termino deliberauerunt Johanni Redston deputato vicecomitis comitatus predicti in forma iuris exequendum &c

[Later addition:] Postea scilicet vicesimo octauo die Junij anno regni Domine Regine nunc vndecimo venit hic in curiam quidam Thomas Kytihyn ex parte predicti Johannis Bancke Et pro eo dicit quod nullum breue de proclamacione in hac parte vicecomitis predicti comitatus Northamptonie directum ad prefatum mensem Pasche vnquam retornatum fuit ob quod per statutum predictum vtlagaria predicta in ipsum Johannem in forma predicta promulgata & habita penitus vacua ac nullius vigoris neque effectus in lege existit Super quo scrutatis breuibus predicti comitatus Northamptonie ad prefatum mensem Pasche in Banco hic affilatis justiciarius hic satis constat quod predicta allegacio predicti Thome Kytihyn in exonerationem predicti Johannis Bancke de vtlagaria predicta vera existit Ideo nullus processus nec aliquod aliud versus prefatum Johannem Bancke super vtlagaria predicta vlterius fiat &c /

[London ¶ John Chase, otherwise called John Chase of Cambridge, otherwise called John Chase, appeared through John Raye, his attorney, on the fourth day against John Banke, lately of London, clerk, otherwise called John de Banke, parson of Easton by Stamford in the county of Northampton, concerning a plea that he render to him twenty pounds, and against Christopher Tye, lately of London, clerk, otherwise called Christopher Tye of Doddington in the Isle of Ely and in the county of Cambridge, concerning a plea that he render to him six pounds, [sums] that they owe to him and unjustly withhold, etc. And they did not come, etc. And, as often before,

the sheriffs were commanded that they seize them, if, etc. and safely, etc., so that they might have their bodies here on this day, namely on the octave of St Hilary, etc. And the sheriffs now declare that they are not found, etc. Therefore the sheriffs are commanded that they cause them to be called from husting to husting until, etc., they be outlawed if [they do] not, etc. And if, etc., then let them seize them and safely, etc., so that they might have their bodies here one month from Easter Day. And whence, etc. And be it known that the justices here in court in this same term <margin: Northamptonshire> have delivered to Robert Fylmer, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., the sheriff of Northamptonshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Easton by Stamford aforesaid, that the aforesaid John Banke should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John Chase concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to William Rudde, deputy of the sheriff of the aforesaid county, the writ to be executed in the form of the law, etc. And also according to the statute, etc., <margin: Cambridgeshire> the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Doddington within the Isle of Ely aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid John Chase concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to John Redston, deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.

[Later addition:] Afterwards, namely on the twenty-eighth day of June in the eleventh year of the reign of the present Lady Queen [1569], a certain Thomas Kytihyn¹³ comes here into court on the part of the aforesaid John Banke and on his behalf says that no writ of proclamation on the part of the sheriff of the aforesaid county of Northamptonshire, relating to the aforesaid month of Easter, was ever returned on account of the aforesaid outlawry promulgated and placed on the same John through the aforesaid statute in the aforesaid form, [which] is utterly void and of no strength or effect in the law. Upon this, the writs of the aforesaid county of Northamptonshire for the aforesaid month of Easter filed here in the Bench having been searched, the justice here is sufficiently certain that the aforesaid allegation of the aforesaid Thomas Kytihyn is true, exonerating the aforesaid John Banke of the aforesaid outlawry. Therefore no further process, nor anything else, shall be made upon the aforesaid outlawry against the aforesaid John Banke.]

CP 40/1256, rot. 1125, front and dorse
(Easter term, 1567)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1256/aCP40no1256fronts/IMG_1107.htm
http://aalt.law.uh.edu/AALT5/Eliz/CP40no1256/bCP40no1256dorses/IMG_0043.htm

Pleading: imparlance.

Londonia ¶ Cristoferus Tye nuper de London clericus alias dictus Christofer Tye persone of Dodyngton in thysle of Elye & in the countye of Cambridg *summonitus* fuit ad respondendum Johanni Chase alias dicto John Chace of Cambrydge alias dicto John Chace de placito quod reddat ei sex libras quas ei debet & iniuste detinet &c Et vnde idem Johannes per Thomam Raye

¹³ This attorney's name appears elsewhere as Thomas Kechin.

Plus inde in dorso

attornatum suum dicit quod cum *predictus* Cristoferus decimo septimo die Decembris anno Domini millesimo quingentesimo sexagesimo quinto apud London in parochia Beate Marie de Arcubus in warda de Chepe per quamdam billam suam obligatoriam quam idem Johannes sigillo *predicti* Cristoferi signatam hic in curia profert cuius data est eisdem die & anno cognouisset se debere eidem Johanni *predictas* sex libras soluendis eidem Johanni modo & for[ma se]quenti videlicet ad festum Conuersionis *Sancti* Pauli tunc *proximo* sequenti tres libras & ad festum Resurreccionis Cristi tunc *proximo* sequenti alias tres libras Et ad eandem solucionem bene & fideliter faciendam *predictus* Cristoferus obligasset se heredes executores & administratores suos per eandem billam *Predictus* tamen Cristoferus licet sepius requisitus *predictas* sex libras eidem Johanni non dum reddidit set illas ei hucusque reddere contradixit & adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam decem librarum Et inde producit sectam &c /

Et *predictus* Cristoferus per Rogerum Gysse attornatum suum venit et defendit vim & iniuriam quando &c Et petit licenciam inde interloquendi hic vsque in crastino sancte Trinitatis Et habet &c Idem dies datus est prefato Johanni hic &c /

[London ¶ Christopher Tye, lately of London, clerk, otherwise called Christopher Tye, parson of Doddington in the Isle of Ely and in the county of Cambridge, was summoned to respond to John Chase, otherwise called John Chase of Cambridge, otherwise called John Chase, concerning a plea that he render to him six pounds that he owes to him and unjustly withholds, etc. And wherefore the same John, through Thomas Raye,

Continued on the back

his attorney, says that whereas the aforesaid Christopher on the seventeenth day of December in the year of the Lord one thousand five hundred and sixty five [1565] at London, in the parish of St Mary-le-Bow in the ward of Cheap by a certain bill of obligation of his, which the same John proffers here in court, sealed with the seal of the aforesaid Christopher, whose date is the same day and year, had acknowledged that he owed to the same John the aforesaid six pounds to be paid to the same John in the following manner and form, namely: on the feast of the Conversion of St Paul then next following, three pounds and on the feast of the Resurrection of Christ [i.e. Easter Day] next following the other three pounds. And to the same payment, well and truly made, the aforesaid Christopher bound his heirs, executors and administrators to the same bill aforesaid. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid six pounds to the same John, but has hitherto refused to pay it and still refuses, wherefore he [John] says that he is the worse and has damage to the value of ten pounds. And thereupon he brings suit, etc.

And the aforesaid Christopher, through Roger Gysse, his attorney, comes and defends the force and injury, when, etc. And he craves leave to imparl here until the morrow of Trinity Sunday. And he has it, etc. The same day is here given to the aforesaid John, etc.]

20. Richard Rychardson v. Christopher Tye, 1567

On 15 December 1566 Tye signed a bond for Richard Rychardson of Upwell, Cambridgeshire, draper, acknowledging a debt of 42s. 6d. (£2 2s. 6d.) to be paid by the following Easter. The penalty for defaulting was set at 100s. (£5). Tye had not paid, so Rychardson sued Tye for the £5. The court found for Rychardson. Unusually, a 'postea' (later addition) to the entry confirms that Tye paid the debt. The capias and sicut pluries entries for this case have not been found.

CP 40/1255, rot. 972 dorse

(Easter term, 1567)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1255/bCP40no1255dorses/IMG_0760.htm

Sicut prius *stage*.

Londonia ¶ Ricardus Rychardson alias dictus Rychard Rychardson of Vppewell in thysle aforesaid draper per *attornatum suum optulit* se *iiii*¹⁰ die *versus* Cristoferum Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericcum alias dictum Christofer Tye *personne* of Dodyngton in thysle of Elye de *placito quod reddat* ei centum solidos quos ei debet & iniuste detinet & Et ipse non venit Et *preceptum* fuit *vicecomitibus* quod *summonerent* eum & Et *vicecomites* modo *mandant* quod *nichil habet* & Ideo *capiatur* quod sit hic a die Pasche in *quinque septimanas* & Ad quem diem hic *venit predictus Ricardus per attornatum suum* et *optulit* se *iiii*¹⁰ die *versus prefatum* Cristoferum de *predicto placito* Et ipse non venit Et *preceptum* fuit *vicecomitibus* quod *caperent* eum & Et *vicecomites* modo *mandant* quod non est *inuentus* & Ideo sicut prius *capiatur* quod sit hic in crastino *Sancte Trinitatis* &

[London ¶ Richard Rychardson, otherwise called Richard Rychardson of Upwell in the Isle aforesaid, draper, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, parson of Doddington in the Isle of Ely, concerning a plea that he render to him one hundred shillings that he owes to him and unjustly withholds, etc. And he did not come. And the sheriffs were commanded that they summon him, etc. And the sheriffs now declare that he has nothing, etc. Therefore let him be seized that he be here five weeks from Easter Day, etc. On which day the aforesaid Richard came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as before, let him be seized that he be here on the morrow of Trinity Sunday, etc.]

CP 40/1259, rot. 1603, front & dorse

(Trinity term, 1567)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1259/aCP40no1259fronts/IMG_1047.htm

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1259/bCP40no1259dorses/IMG_0714.htm

Exigi facias *stage*.

Londonia *exigere*[?] ¶ Ricardus Rychardson alias dictus Rychard Rychardson of Vppewall in thysle aforesayd draper per [later addition: Johannem] Halse *attornatum suum optulit* se *iiii*¹⁰ die *versus* Cristoferum Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericcum alias Christofer Tye *personne* of Dodyngton in thysle of Elye de *placito quod reddat* ei centum solidos quos ei debet & iniuste detinet & Et ipse non venit & Et sicut *pluries preceptum* fuit *vicecomitibus* quod *caperent* eum si & et *saluo* & ita quod *haberent* corpus eius hic ad hunc diem *scilicet* a die *sancte Trinitatis* in *tres septimanas* Et *vicecomites* modo *mandant* quod non est *inuentus* & Ideo *preceptum* est *vicecomitibus* quod *exigi faciant* eum de *hustengo* in *hustengum* quousque & *vlagetur* si non & Et si & tunc eum *capiant* et *saluo* & ita quod *habeant* corpus eius hic in crastino *Animarum* Et *vnde* & Et *sciendum* est quod *breue* inde *justiciarij* hic in *curia* isto eodem *termino* *deliberauerunt* Ricardo Lone *deputato vicecomitum Londonie* in forma *iuris exequendum* & Et per *statutum* & <*margin: Cantebrigia*> *preceptum* est *vicecomiti Cantebrigie* quod in pleno comitatu suo *proclamari* *faciat* *tribus separalibus diebus* *vnde* *vna proclamationum predictarum* *fiat* ad *generalem sessionem* in *partibus* de Dodyngton *predicta tenendam* quod *predictus*

[*dorse*] *Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Ricardo de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt [blank] deputato vicecomitis Cantebrigie in forma iuris exequendum &c*

[London, to exact[?] ¶ Richard Rychardson, otherwise called Richard Rychardson of Upwell in the Isle aforesaid, draper, appeared through [*later addition*: John] Halles, his attorney, on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise Christopher Tye, parson of Doddington in the Isle of Ely, concerning a plea that he render to him one hundred shillings that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc. and safely, etc., so that they might have his body here on this day, namely three weeks from Trinity Sunday. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here on the morrow of All Souls. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., <*margin*: Cambridgeshire> the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Doddington aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid Richard concerning the aforesaid plea, etc. And be it known that the justices here in court in this same term have delivered to [blank] deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1259, *attornati*, rot. 4
(Trinity term, 1567)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1259/aCP40no1259fronts/IMG_1291.htm

Appointment of attorney.

Londonia ¶ *Ricardus Rychardson alias dictus Rychard Richardson of Vppwell in thysle aforeseide draper ponit loco suo Johannem Halles versus Cristoferum Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericum alias dictum xpofer Tye persone of Dodyngton in thysle of Elye de placito debiti*

[London ¶ Richard Rychardson, otherwise called Richard Rychardson of Upwell in the Isle aforesaid, draper, puts in his stead John Halles against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, otherwise called Christopher Tye, parson of Doddington in the Isle of Ely, in a plea of debt.]

CP 40/1262, rot. 1230
(Michaelmas term, 1567)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1262/aCP40no1262fronts/IMG_0064.htm

Pleading and judgment.

Londonia ¶ *Cristoferus Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericus alias dictus Christofer Tye of Dodyngton in thysle of Elye summonitus fuit*

ad respondendum *Ricardo* Richardson alias dicto *Richard* Richardson of *Vppwell* in thysle aforesyd *draper* de *placito quod reddat* ei centum solidos quos ei debet & iniuste detinet &c Et vnde idem *Ricardus* per *Johannem Halles* attornatum suum dicit quod cum *predictus* *Cristoferus* decimo quinto die Decembris anno Domini millesimo quingentesimo sexagesimo sexto apud London in *parochia Beate Marie de Arcubus* in *warda de Chepe* per quandam billam suam obligatoriam quam idem *Ricardus* sigillo *predicti* *Cristoferi* signatam hic in curia profert cuius data est eisdem die & anno cognouisset se debere eidem *Ricardo* quadraginta duos solidos & sex denarios soluendis eidem *Ricardo* in festo Resurreccionis Domini vocato Ester tunc proximo sequenti dato eiusdem bille Et per vera solucione eorundem quadraginta duorum solidorum & sex denarios *predictus* *Cristoferus* obligasset se heredes & executores suos per eandem billam in *predictis* centum solidis Et idem *Ricardus* in facto dicit quod *predictus* *Cristoferus* non soluit eidem *Ricardo* *predictos* quadraginta duos solidos & sex denarios in *predicto* festo Resurreccionis Domini quos eidem *Ricardo* in eodem festo soluisse debuit secundum formam & effectum eiusdem bille per quod accio accreuit eidem *Ricardo* ad exigendum & habendum de *prefato* *Cristofero* *predictos* centum solidos *Predictus* tamen *Cristoferus* licet sepius requisitus *predictos* centum solidos eidem *Ricardo* non dum reddidit set illos ei hucusque reddere contradixit Et adhuc contradicit vnde dicit quod deterioratus est et dampnum habet ad valenciam sexaginta solidorum Et inde producit sectam &c

Et *predictus* *Cristoferus* per *Rogerum Gysse* attornatum suum venit & defendit vim & iniuriam quando &c Et dictum est eidem attornato eiusdem *Cristoferi* quod pro eodem *Cristofero* magistro suo *prefato* *Ricardo* in loquela *predicta* respondeat Et idem attornatus dicit quod ipse non est informatus per eundem [^]*Cristoferum* magistrum suum de aliquo responso pro eodem *Cristofero* *prefato* *Ricardo* in loquela *predicta* dando Et nichil aliud inde dicit per quod idem *Ricardus* remanet versus *prefatum* *Cristoferum* inde indefensus Ideo consideratum est quod *predictus* *Ricardus* recuperet versus *prefatum* *Cristoferum* debitum suum *predictum* Et dampna sua occasione detencionis debiti illius ad viginti quatuor solidos & quatuor denarios [^]*eidem Ricardo* ex assensu suo per curiam hic <margin: misericordia> adiudicata Et *predictus* *Cristoferus* in *misericordia* &c [Later addition:] Postea scilicet nono die Novembris anno regni Domine Regine nunc decimo venit hic in curiam *predictus* *Ricardus* Richardson per attornatum suum *predictum* Et cognouit quod satisfactum est ei de debito & dampnis *predictis* Ideo *predictus* *Cristoferus* de debito & dampnis illis sit quietus &c /

[London ¶ Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye of Doddington in the Isle of Ely, was summoned to respond to Richard Rychardson, otherwise called Richard Rychardson of Upwell in the Isle aforesaid, draper, concerning a plea that he render to him one hundred shillings that he owes to him and unjustly withholds, etc. And wherefore the same Richard, through John Halles, his attorney, says that whereas the aforesaid Christopher on the fifteenth day of December in the year of the Lord one thousand five hundred and sixty-six [1566] at London in the parish of St Mary-le-Bow in the Ward of Cheap by a certain bill of obligation of his, which the same Richard produces here in court, sealed with the seal of the same Christopher, whose date is the same day and year, had acknowledged that he owed to the same Richard forty-two shillings and sixpence to be paid to the same Richard on the feast of the Resurrection of the Lord, called Easter then next following the date of the same bill. And to a right payment of the same forty-two shillings and sixpence the aforesaid Christopher bound his heirs and executors by the same aforesaid bill in the aforesaid one hundred shillings. And the same Richard in fact says that the aforesaid Christopher has not paid to the same Richard the aforesaid forty-two shillings and sixpence on the aforesaid feast of the Resurrection of the Lord which he ought to have paid to the same Richard on the same feast according to the form and effect of the same bill, whereby an action accrued to the same Richard to demand and to have from the same Christopher the aforesaid one hundred shillings. However, the aforesaid Christopher, although

often requested [to do so], has not yet paid the aforesaid one hundred shillings to the same Richard, but has hitherto refused to pay it to him and still refuses, wherefore he [Richard] says he is the worse and has damage to the value of sixty shillings. And thereupon he brings suit, etc.

And the aforesaid Christopher, through Roger Gysse, his attorney, comes and defends the force and injury when, etc. And it was said to the same attorney of the same Christopher that he should respond on behalf of the same Christopher, his master, to the aforesaid Richard in the aforesaid declaration. And the same attorney says that he has not been informed by the same Christopher his master of any answer to be given on behalf of the same Christopher to the aforesaid Richard in the aforesaid declaration. And after this he says nothing else, wherefore the same Richard remains against the aforesaid Christopher, [who is] from that point undefended. Therefore it is decided that the aforesaid Richard should recover against the aforesaid Christopher his aforesaid debt and his damages on account of the withholding of that debt adjudged at twenty-four shillings and fourpence to the same Richard, with his assent, <margin: mercy> by the court here. And the aforesaid Christopher in mercy, etc. [*Later addition:*] Afterwards, namely on the ninth day of November in the tenth year of the reign of the present Lady Queen [1568], the aforesaid Richard Rychardson came here into court through his aforesaid attorney and acknowledged that he was satisfied concerning the aforesaid debt and damages. Therefore the aforesaid Christopher is acquitted of his debt and damages, etc.]

21. Ralph Dyxon v. Christopher Tye, 1571

Ralph Dyxon of Ashewell, Hertfordshire, claimed that Christopher Tye, Doctor of Music and rector of Doddington, Cambridgeshire, owed him a debt of 100 marks (£66 13s. 4d.). Tye disputed the debt, claiming that he had been forced to sign the bond under a threat of violence. The parties opted for a trial, but the outcome is not known. The sicut prius stage for this case should be in the plea rolls for Hilary term 1571, but it is not in CP 40/1290; it may be in CP 40/1291, which, because of its poor condition, is only viewable under supervision and has not been photographed for the AALT.

CP 40/1292, rot. 468

(Easter term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1292/aCP40no1292fronts/IMG_0830.htm

Sicut pluries *stage*.

Londonia ¶ Radulphus Dyxon generosus alias dictus Radulphus Dixon de Ashewell in comitatu Hertfordie generosus per attornatum suum optulit se iiiij^{to} die versus Cristoferum Tye nuper de Doddington infra Insulam Eliensem in comitatu Cantebrigie clericum alias dictum Christopherum Tye de Musicarum Doctorem rectorem ecclesie de Doddington infra Insulam Eliensem de placito quod reddat ei centum marcas quas ei debet & iniuste detinet &c Et ipse non venit Et sicut prius preceptum fuit vicecomitibus quod caperent eum &c Et vicecomites modo mandant quod non est inuentus &c Ideo sicut pluries capiantur [*recte: capiatur*] quod sit hic a die Sancte Trinitatis in tres septimanas &c

[London ¶ Ralph Dyxon, gentleman, otherwise called Ralph Dyxon of Ashwell in the county of Hertfordshire, gentleman, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music, rector of the church of Doddington within the Isle of Ely, concerning a plea that he render to him one hundred marks that he owes

to him and unjustly withholds, etc. And he did not come. And, as before, the sheriffs were commanded that they seize him, etc. And the sheriffs now declare that he is not found, etc. Therefore, as often before, let him be seized that he be here three weeks from Trinity Sunday, etc.]

CP 40/1294, rot. 1499 dorse

(Trinity term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1294/bCP40no1294dorses/IMG_0499.htm

Exigi facias *stage*.

Londonia ¶ Radulphus Dyxon alias dictus Radulphus Dyxon per Ivonem Grey attornatum suum optulit se iiiij^{lo} die versus Cristoferum Tye nuper de Doddington infra Insulam Eliensem in comitatu Cantebrigie clericum alias dictum Christopherum Tye Musicarum Doctorem rectorem ecclesie de Doddington infra Insulam Eliensem de placito quod reddat ei centum marcas quas ei debet & iniuste detinet &c Et ipse non venit Et sicut pluries preceptum fuit vicecomitibus quod caperent eum si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant et saluo &c ita quod habeant corpus eius hic in crastino Animarum Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Lone deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c preceptum est <margin: Cantebrigia> vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Doddington predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Radulpho de predicto placito &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Rogero Gysse deputato vicecomitis Cantebrigie in forma iuris exequendum &c

[London ¶ Ralph Dyxon, otherwise called Ralph Dyxon, appeared through Ivo Grey, his attorney, on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music, rector of the church of Doddington within the Isle of Ely, concerning a plea that he render to him one hundred marks that he owes to him and unjustly withholds, etc. And he did not come. And, as often before, the sheriffs were commanded that they seize him, if, etc. and safely, etc., so that they might have his body here on this day, namely three weeks from Trinity Sunday. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here on the morrow of All Souls. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., <margin: Cambridgeshire> the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Doddington aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid Ralph concerning the aforesaid plea, etc. And be it known that the justices here in court in this

same term have delivered to Roger Gysse, deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1298, rot. 2016
(Michaelmas term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1298/aCP40no1298fronts/IMG_0739.htm

Pleading.

Londonia ¶ Cristoferus Tye nuper de Doddyngton infra Insulam Eliensem in comitatu Cantebrigie clericus alias dictus Christopherus¹⁴ Tye Musico Doctor rector ecclesie Doddyngton infra Insulam Eliensem *summonitus* fuit ad respondendum Radulpho Dyxon generoso alias dicto Radulpho Dyxon de Ashwell in comitatu Hartfordie generoso de placito quod reddat ei centum marcas quas ei debet & iniuste detinet &c Et vnde idem Radulphus per Ivonem Grey *attornatum* suum dicit quod cum *predictus* Cristoferus decimo octavo die Marcij anno regni Domine Regine nunc duodecimo apud London in parochia Beate Marie de Arcubus in warda de Chepe per quoddam scriptum suum *obligatorium* concessisset se teneri eidem Radulpho in *predictis* centum marcis soluendis eidem Radulpho cum inde requisitus fuisset *predictus* tamen Cristoferus licet sepius requisitus *predictas* centum marcas eidem Radulpho non dum reddidit set illas ei hucusque reddere *contradixit* Et adhuc *contradicit* vnde dicit quod *deterioratus* est Et dampnum habet ad valenciam quadraginta marcarum Et inde *producit* sectam &c Et profert hic in curia scriptum *predictum* quod debitum *predictum* in forma *predicta* testatur cuius data est die & anno *supradictis* &c

Et *predictus* Cristoferus per Cristoferum Crowe *attornatum* suum venit & defendit vim & iniuriam quando &c Et dicit quod ipse de debito *predicto* virtute scripti *predicti* onerari non debet quia dicit quod *predictus* Radulphus tempore confeccionis scripti *predicti* tales & tantas minas eidem Cristofero de vita sua & mutulacione [*sic*] membrorum suorum sibi infendo nisi idem Cristoferus scriptum illud eidem Radulpho facere & sigillare vellet apud Londoniam in parochia & warda *predictis* imposuit quod idem Cristoferus scriptum illud ob metum minarum illarum eidem Radulpho adtunc & *ibidem* fecit Et hoc paratus est verificare vnde petit iudicium si *predictus* Radulphus accionem suam *predictam* versus eum habere debeat &c

Et *predictus* Radulphus dicit quod ipse per aliqua *preallegata* ab accione sua *predicta* habenda *precludi* non debet quia dicit quod *predictus* Cristoferus tempore confeccionis scripti *predicti* fuit sui iuris ad largum & scriptum illud ex mera & spontanea voluntate sua eidem Radulpho fecit & sigillavit ^{et non ob metum minarum prout *predictus* Cristoferi superius allegavit} Et hoc petit quod inquiratur per patriam Et *predictus* Cristoferus *similiter* Ideo *preceptum* est *vicecomitibus* quod venire faciant hic a die Sancti Martini in xv dies xij &c per quos &c et qui nec &c ad *recognoscendum* &c quia tam &c

[London ¶ Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music, rector of the church of Doddington within the Isle of Ely was summoned to respond to Ralph Dyxon, gentleman, otherwise called Ralph Dyxon of Ashwell in the county of Hertfordshire, gentleman, concerning a plea that he render to him one hundred marks that he owes and unjustly withholds, etc. And wherefore the same Ralph, through Ivo Grey, his attorney, says that whereas the aforesaid Christopher on the eighteenth day of March in the twelfth year of the reign of the present Lady Queen [1570], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain writing of obligation of his, allowed himself to be bound to the aforesaid Ralph in the aforesaid one hundred marks, payable to the same Ralph when required. However the

¹⁴ The *p* has been altered from an *f*.

aforesaid Christopher, although often requested, has not yet paid the aforesaid one hundred marks to the same Ralph, but hitherto has refused to repay it and still refuses, wherefore he [Ralph] says that he is the worse and has damage to the value of forty marks. And thereupon he brings suit, etc. And he proffers here in court the aforesaid writing that witnessed the aforesaid debt in the aforesaid form, whose date is the day and year above stated, etc.

And the aforesaid Christopher, through Christopher Crowe, his attorney, comes and defends the force and injury, when, etc. And he says that he is under no obligation to be burdened by the aforesaid debt by virtue of the aforesaid writing, for he says that the aforesaid Ralph, at the time of the preparing of the aforesaid writing, made such great threats to the same Christopher concerning his life and the mutilation of his limbs that he would inflict on him unless the same Christopher was willing to make and seal that same writing for the same Ralph at London in the parish and ward aforesaid, that the same Christopher, for fear of the threats from the same Ralph, made that writing then and there. And this he is ready to prove, wherefore he asks for judgment whether the aforesaid Ralph ought to have his aforesaid action against him.

And the aforesaid Ralph says that he ought not to be barred by any previous allegations from having his aforesaid action, for he says that the aforesaid Christopher, at the time of preparing the aforesaid writing waged his law freely and that he made and sealed that writing for the same Ralph of his pure and free will and not from fear of threats as the aforesaid Christopher alleges above. And he asks that this be examined by the country [i.e. tried by a jury]. And the aforesaid Christopher likewise. Therefore the sheriffs were commanded that they make twelve [i.e. a jury], to come here on the quindene of St Martin's day, etc., by whom, etc. and who neither, etc. [to the plaintiff nor the defendant have any affinity], to make recognition, etc. [upon their oath whether the defendant is guilty of the deed or not], because both [the plaintiff and the defendant have put themselves upon that jury].]

22. Roger Gysse v. Christopher Tye, 1571

Gysse describes Tye as rector of Bluntisham, Hunts. According to Venn, Tye held this rectory from 1570 until his death.¹⁵ This action appears to refer to the acquisition of the rectory.

The case commences in Easter term 1571 at the sicut pluries stage. Tye had defaulted on a bond he should have fulfilled by Easter, so Gysse cannot have sued out any writs earlier than this one. The sicut pluries entry has creases in the vellum that obscure some of the text. This entry cites four defendants: Tye, William Porter, Thomas Browne and Thomas Gilbert. Their debts are probably unrelated to Tye's. Browne presumably settled out of court since he is not mentioned at the exigi facias stage. The exigi facias entry is in error: it records only the instruction to the sheriff of Essex to demand the surrender of Porter and omits the similar instructions to the sheriffs of Huntingdonshire and Cambridgeshire to do the same for Tye and Gilbert. Had this error been challenged the case would have failed.

CP 40/1292, rot. 70 dorse
(Easter term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1292/bCP40no1292dorses/IMG_1159.htm

Sicut pluries stage.

Cantabrigia ¶ [Rogerus Gysse generosus] vnius attornati curie Domine Regine de Banco alias dictus Roger Gyss of Westonne in the countie of Cambridg gentleman in propria persona sua

¹⁵ Venn, *Alumni Cantabrigiensis* (Cambridge, 1922–1954), 10 vols in 2 parts, part 1, vol.4, 283. See also W. M. Noble (ed.), *Transactions of the Cambridgeshire and Huntingdonshire Archaeological Society*, vol.2, part 2 (Ely, 1907), 163.

[optulit se iii]^o die versus] Cristoferum Tye nuper de Dodington in comitatu predicto Musice Doctorem alias dictum Cristofer Doctor of Musicke & persone of Bluntsham in the countye of Huntingdon de placito quod reddat ei viginti & quatuor libras Et versus Willelmum Porter nuper de Chesterford in comitatu Es[s]e husbandman de placito quod reddat ei vndecim libras Et versus Thomam Browne nuper de Wyllyngham in comitatu predicto husbandman Et versus Thomam Gilbert nuper de Snaylewell in comitatu predicto husbandman de placito quod vterque eorum reddat ei quadraginta solidos quos ei debent & iniuste detinent &c Et ipsi non venerunt Et sicut prius preceptum fuit vicecomiti quod caperet eos &c Et vicecomes modo mandat quod non sunt inuenti &c Ideo sicut pluries capiantur quod sint hic a die Sancte Trinitatis in [t]res septimanas &c /

[Cambridgeshire ¶ Roger Gysse, gentleman, one of the attorneys of the Lady Queen's Bench, otherwise called Roger Gysse of Weston in the county of Cambridge, gentleman, appeared in person on the fourth day against Christopher Tye, lately of Dodington in the aforesaid county, Doctor of Music, otherwise called Christopher, Doctor of Music and parson of Bluntisham in the county of Huntingdon, concerning a plea that he render to him twenty-four pounds; and against William Porter, lately of Chesterford in the county of Essex, husbandman, concerning a plea that he render to him eleven pounds; and against Thomas Browne, lately of Willingham in the aforesaid county [viz. Cambridgeshire], husbandman; and against Thomas Gilbert, lately of Snailwell in the aforesaid county [viz. Cambridgeshire], husbandman, concerning a plea that each of them render to him forty shillings, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And, as before, the sheriff was commanded that he seize them, etc. And the sheriff now declares that they are not found, etc. Therefore, as often before, let them be seized, that they be here three weeks from Trinity Sunday, etc.]

CP 40/1293, rot. 1138

(Easter term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1293/aCP40no1293fronts/IMG_1114.htm

Exigi facias stage.

Cantebrigia ¶ Rogerus Gysse Generosus vnus attornati curie Domine Regine de Banco alias dictus Roger Gyss of Westonne in the cowntie of Cambridg gentleman in propria persona sua optulit se iii]^o die versus Cristoferum Tye nuper de Dodington in comitatu predicto Musice Doctorem alias Christofer Tye Doctor of Musycke & persone of Bluntsham in the cowntye of Huntyndone de placito quod reddat ei viginti quatuor libras Et versus Willelmum Porter nuper de Chesterford in comitatu Essexie husbandman de placito quod reddat ei vndecim libras Et versus Thomam Gilbert nuper de Snaylewell in comitatu predicto husbandman de placito quod reddat ei quadraginta solidos quas ei debent & iniuste detinent &c Et ipsi non venerunt Et sicut pluries preceptum fuit vicecomiti quod caperet eos si &c et saluo &c ita quod haberet corpora eorum hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas Et vicecomes modo mandat quod non sunt inuenti &c Ideo preceptum est vicecomiti quod exigi faciat eos de comitatu in comitatum quousque &c vtlagentur si non &c Et si &c tunc eos capiat et saluo &c ita quod habeat corpora eorum hic a die Sancti Michaelis in vnum mensem Et vnde &c Et sciendum est quod breue inde iusticiarij hic in curia isto eodem termino deliberauerunt <margin: Essexia> Ricardo Lone deputato vicecomitum Londonie in forma iuris exequendum &c Et per statutum &c preceptum est vicecomiti Essexie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Chesterford predicta tenendam quod predictus Willelmus se reddat prefato vicecomiti Cantebrigie ita quod idem vicecomes habeat corpus eius hic ad prefatum terminum ad respondendum prefato Rogero de predicto placito Et sciendum est quod breue

inde *justiciarij* hic in *curia* isto eodem *termino* *deliberauerunt* Ricardo Emerye deputato *vicecomitis* Essexie in forma *iuris* *exequendum* &c

[Cambridgeshire ¶ Roger Gysse, gentleman, one of the attorneys of the Lady Queen's Bench, otherwise called Roger Gysse of Weston in the county of Cambridge, gentleman, appeared in person on the fourth day against Christopher Tye, lately of Doddington in the aforesaid county, Doctor of Music, otherwise Christopher Tye, Doctor of Music and parson of Bluntisham in the county of Huntingdon, concerning a plea that he render to him twenty-four pounds; and against William Porter, lately of Chesterford in the county of Essex, husbandman, concerning a plea that he render to him eleven pounds; and against Thomas Gilbert, lately of Snailwell in the aforesaid county [viz. Cambridgeshire], husbandman, concerning a plea that he render to him forty shillings, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And, as often before, the sheriff was commanded that he seize them, if, etc., and safely, etc., so that he might have their bodies here on this day, namely three weeks from Trinity Sunday. And the sheriff now declares that they are not found, etc. Therefore the sheriff is commanded that he cause them to be called from county court to county court until, etc., they be outlawed if [they do] not, etc. And if, etc., then let him seize them and safely, etc. so that he might have their bodies here one month from St Michael's day. And whence, etc. And be it known that the justices here in court in this same term have delivered to <margin: Essex> Richard Lone, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. And according to the statute, etc., the sheriff of Essex is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Chesterford aforesaid, that the aforesaid William should surrender himself to the aforesaid sheriff of Cambridgeshire, so that the selfsame sheriff might have his body here at the aforesaid term to respond to the aforesaid Roger concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to Richard Emery, deputy of the sheriff of Essex, the writ to be executed in the form of the law, etc.]

CP 40/1297, rot. 1673 front & dorse
(Trinity term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1297/aCP40no1297fronts/IMG_1422.htm
http://aalt.law.uh.edu/Eliz/CP40no1297/bCP40no1297dorses/IMG_1278.htm

Incomplete representation by plaintiff.

Cantebrigia ¶ Cristoferus Tye nuper de Dodyngton in comitatu predicto Musice Doctor alias dictus Crystofer Tye Doctor of Musicke & persone of Bluntsham in the cownty of Huntyngdone *summonitus* fuit ad *respondendum* Rogero Gysse vnus *attornati curie Domine* Regine de Banco alias dicto Roger Gysse of Westonne in the countie of Cambridg gentleman de *placito quod reddat* ei viginti & quatuor libras quas ei debet & iniuste detinet &c Et vnde idem Rogerus in *propria persona* sua *dicit quod* cum *predictus* Cristoferus duodecimo die Marcij anno Domini millesimo quingentesimo septuagesimo apud Dodyngton *per* quandam billam suam *obligatoriam* quam idem Rogerus sigillo *predicti* Cristoferi *signatam* hic in *curia* *profert* cuius *data* est eisdem die & anno *obligasset* se in suma viginti librarum de *predictis* viginti & quatuor libris *forisfacienda* eidem Rogero sub *condicione sequenti* *videlicet*

Plus inde in dorso

si *predictus* Cristoferus ante festum Pasche tunc *proximo* *sequenti* manum suam non apponeret & sigillaret quandam *indenturam concordatam* in *presencia honorabilis domini* tunc Capitalis *Justiciarij* de *Communi Banco* inter eundem Rogerum et *prefatum* Cristoferum *per* *assurancia termini* viginti & vnus annorum eidem Rogero de rectoria sua de Bluntsham ^{predicta} *quod* tunc

predictus Cristoferus forisfaciet *predictam* sumam viginti librarum eidem Rogero ^{per eandem billam}
Et idem Rogerus in *facto* dicit quod *predictus* Cristoferus ante *predictum* festum Pasche
proximo sequenti post datum bille *predicte* manum suam non apposuit nec sigillauit *predictam*
indenturam concordatam in *presencia* honorabilis domini tunc Capitalis Justiciarij de Banco
inter eundem Rogerum & *prefatum* Cristoferum pro assurancia *predicti* termini *predictorum*
viginti & vnus annorum de rectoria sua de Bluntsham *predicta* secundum formam & effectum
bille *predicte* per quod accio accreuit eidem Rogero ad exigendum & habendum de *prefato*
Cristofero easdem viginti libras Aceciam

[Remainder of page blank except for the words 'nichil hic' ('nothing here') written twice in very small letters.]

[Cambridgeshire ¶ Christopher Tye, lately of Doddington in the aforesaid county, Doctor of Music, otherwise called Christopher Tye, Doctor of Music and parson of Bluntisham in the county of Huntingdon, was summoned to respond to Roger Gysse, one of the attorneys of the court of the Lady Queen's Bench, otherwise called Roger Gysse of Weston in the county of Cambridge, gentleman, concerning a plea that he render to him twenty-four pounds that he owes to him and unjustly withholds, etc. And wherefore the same Roger, in person, says that whereas the aforesaid Christopher, on the twelfth day of March in the year of the Lord one thousand five hundred and seventy [1570/1], at Doddington, by a certain bill of obligation of his which the same Roger proffers here in court, sealed with the seal of the same Christopher, whose date is the same day and year, bound himself in the sum of twenty pounds out of the aforesaid twenty-four pounds forfeitable to the same Roger under the following condition, namely;

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if the aforesaid Christopher, before the feast of Easter next following, has neither put his hand to nor sealed a certain indenture of agreement between the same Roger and the aforesaid Christopher in the presence of the honourable lord, the then Chief Justice of the Common Bench, for conveyance of a term of twenty-one years to the same Roger of his [Christopher's] rectory of Bluntisham aforesaid, then indeed the aforesaid Christopher will forfeit the aforesaid sum of twenty pounds to the same Roger, according to the same bill. And, in fact, the same Roger says that the aforesaid Christopher did not, before the aforesaid feast of Easter then next following after the date of the aforesaid bill, put his hand to or seal the aforesaid indenture of agreement between the same Roger and the aforesaid Christopher in the presence of the honourable lord, the then Chief Justice of the Bench, for conveyance of the aforesaid term of the aforesaid twenty-one years of his rectory of Bluntisham aforesaid, according to the form and effect of the aforesaid bill, whereby an action accrued to the same Roger to demand and to have from the aforesaid Christopher the aforesaid twenty pounds. And also [...]]

CP 40/1298, attornati, rot. 44 dorse
(Michaelmas term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1298/bCP40no1298dorses/IMG_2683.htm

Appointment of attorney.

Cantebrigia ¶ Cristoferus Tye nuper de Dodington in comitatu *predicto* Doctor alias dictus
Cristofer Tye Doctor of Musycke and persone of Blunisham in the countye of Huntyndone
ponit loco suo Thomam Cobbe *versus* Rogerum Gysse *generosum* vnum *attornati* curie Domine
Regine de Banco alias dictum Roger Gysse of Westonne in the cownty of Cambridge
gentleman de *placito debiti*

[Cambridgeshire ¶ Christopher Tye, lately of Doddington in the aforesaid county, Doctor, otherwise called Christopher Tye, Doctor of Music and parson of Bluntisham in the county of Huntingdon, puts in his stead Thomas Cobbe against Roger Gysse, gentleman, one of the attorneys of the court of the Lady Queen's Bench, otherwise called Roger Gysse of Weston in the county of Cambridge, gentleman, in a plea of debt.]

23. Thomas Hopkins v. Christopher Tye, 1571–2

Hopkins successfully sued Tye for a debt of 63s (£2 3s. 0d.), but whether he succeeded in obtaining his money is not recorded. That Tye engaged an attorney in Hilary term 1572 to plead for him in court suggests that he was still alive at that time. The sicut pluries stage for this case should be in the plea rolls for Hilary term 1571, but it is not in CP 40/1290; it may be in CP 40/1291, which, because of its poor condition, is only viewable under supervision and has not been photographed for the AALT.

CP 40/1293, rot. 776
(Easter term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1293/aCP40no1293fronts/IMG_0362.htm

Exigi facias stage.

Londonia ¶ Thomas Hopkins de London clothworker alias dictus Thomas Hopkins cetyzyn and clothworker of London per Johannem Turnor attornatum suum optulit se iiiij^o die versus Johannem Engelberd nuper de London generosum alias dictum Johannem Engelberd de London generosum Et versus Nicholaum Engelberd nuper de London generosum alias dictum Nicholaum Engelberd de London generosum de placito quod vterque eorum reddat ei sex libras Et versus Cristoferum Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericum alias dictum Christover Tye Doctor of Musike and persone of Dodyngton within the Isle of Ely in the countye of Cambridge de placito quod reddat ei sexaginta & tres solidos quos ei debent & iniuste detinent &c Et ipsi non venerunt Et sicut pluries preceptum fuit vicecomitibus quod caperent eos si &c et saluo &c ita quod haberent corpora eorum hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas Et vicecomites modo mandant quod non sunt inuenti &c Ideo preceptum est vicecomitibus quod exigi faciant eos de hustengo in hustengum quousque &c vtlagentur si non &c Et si &c tunc eos capiant et saluo &c ita quod habeant corpora eorum hic in octabis Sancti Martini Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Lone deputato vicecomitum <margin: Middlesexia> Londonie in forma iuris exequendum Et per statutum &c preceptum est vicecomiti Middlesexie quod in pleno comitatu suo proclamari faciant tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de ciuitate Westmonasteriensis vbi predicti Johannes & Nicholaus sunt comorantes & conuersantes tenendi quod predicti Johannes & Nicholaus se reddant prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpora eorum hic ad prefatum terminum ad respondendum prefato Thome de predicto placito Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Lone deputato vicecomitis Middlesexie in forma <margin: Cantebrigia> iuris exequendum Et etiam per statutum &c preceptum est vicecomiti Cantebrigie quod in pleno comitatu suo proclamari faciat tribus separalibus diebus vnde vna proclamationum predictarum fiat ad generalem sessionem in partibus de Dodyngton predicta tenendam quod predictus Cristoferus se reddat prefatis vicecomitibus Londonie ita quod ijdem vicecomites habeant corpus eius hic ad prefatum terminum ad respondendum prefato Thome de predicto placito &c Et sciendum est quod breue inde justiciarij hic in curia

isto eodem termino deliberauerunt Rogero Gysse deputato vicecomitis Cantebrigie in forma iuris exequendum &c /

[London ¶ Thomas Hopkins of London, clothworker, otherwise called Thomas Hopkins, citizen and clothworker of London, appeared through John Turnor, his attorney, on the fourth day against John Engelberd, lately of London, gentleman, otherwise called John Engelberd of London, gentleman, and against Nicholas Engelberd, lately of London, gentleman, otherwise called Nicholas Engelberd of London, gentleman, concerning a plea that each of them render to him six pounds; and against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music and parson of Doddington within the Isle of Ely in the county of Cambridge, concerning a plea that he render to him sixty-three shillings, [sums] that they owe to him and unjustly withhold, etc. And they did not come. And, as often before, the sheriffs were commanded that they seize them, if, etc., and safely, etc., so that they might have their bodies here on this day, namely three weeks from Trinity Sunday. And the sheriffs now declare that they are not found, etc. Therefore the sheriffs are commanded that they cause them to be called from husting to husting until, etc., they be outlawed if [they do] not, etc. And if, etc., then let them seize them and safely, etc., so that they might have their bodies here on the octave of St Martin. And whence, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriffs <margin: Middlesex> of London, the writ to be executed in the form of the law. And according to the statute, etc., the sheriff of Middlesex is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of the city of Westminster, where the aforesaid John and Nicholas both dwell and live, that the aforesaid John and Nicholas should surrender themselves to the aforesaid sheriffs of London, so that the same sheriffs might have their bodies here at the aforesaid term to respond to the aforesaid Thomas concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriff of Middlesex, the writ to be executed in the form <margin: Cambridgeshire> of the law, etc. And also according to the statute, etc., the sheriff of Cambridgeshire is commanded that he should cause [this] to be proclaimed in his full county court on three separate days, of which one of the aforesaid proclamations should be made to a quarter session held in the region of Doddington aforesaid, that the aforesaid Christopher should surrender himself to the aforesaid sheriffs of London, so that the same sheriffs might have his body here at the aforesaid term to respond to the aforesaid Thomas concerning the aforesaid plea. And be it known that the justices here in court in this same term have delivered to Roger Gysse, deputy of the sheriff of Cambridgeshire, the writ to be executed in the form of the law, etc.]

CP 40/1297, rot. 1345
(Trinity term, 1571)

http://aalt.law.uh.edu/Eliz/CP40no1297/aCP40no1297fronts/IMG_0721.htm

Pleading: imparlance.

Londonia ¶ Cristoferus Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericus alias dictus Chrystover Tye Docter of Musyke and persone of Adyngton within the Isle of Ely in the countye of Cambrydge summonitus fuit ad respondendum Thome Hopkyns de London clothworker alias dicto Thomas Hopkyns setyzyn and clotheworker of London de placito quod reddat ei sexaginta & tres solidos quos ei debet & iniuste detinet &c Et vnde idem Thomas per Johannem Turnor attornatum suum dicit quod cum predictus Cristoferus sextodecimo die Februarij anno Domini ^Λmillesimo quingentesimo sexagesimo octauo apud

London in parochia Beate Marie de Arcubus in warda de Chepe per quamdam billam suam obligatoriam quam idem Thomas sigillo ipsius Cristoferi signatam hic in curia profert cuius data est eisdem die & anno cognouisset se debere eidem Thome *predictos* sexaginta & tres solidos soluendis eidem Thome ad tres separales soluciones videlicet ad festum Annunciacionis Beate Marie Virginis tunc *proximo sequenti* viginti solidos ad festum Natiuitatis Sancti Johannis Baptiste tunc *proximo sequenti* alios viginti solidos & ad festum Sancti Michaelis Archangeli tunc *proximo sequenti* viginti & tres solidos Et ad easdem soluciones bene & fideliter faciendas ^{per} *predictus* Cristoferus obligasset se heredes & executores suos per eandem billam *Predictus* tamen Cristoferus licet sepius requisitus *predictos* sexaginta & tres solidos eidem Thome non dum reddidit set illos ei hucusque reddere contradixit & adhuc *contradicit* vnde dicit quod deterioratus est & dampnum habet ad valenciam decem librarum Et inde producit sectam &c

Et *predictus* Cristoferus per Cristoferum Crowe attornatum suum venit et defendit vim & iniuriam quando &c Et petit licenciam interloquendi hic vsque in octabis sancti Hillarij Et habet &c Idem dies datus est prefato Thome hic &c

[London ¶ Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music and parson of Adyngton [= Doddington?] within the Isle of Ely in the county of Cambridge, was summoned to respond to Thomas Hopkyns of London, clothworker, otherwise called Thomas Hopkins, citizen and clothworker of London, concerning a plea that he render to him sixty-three shillings that he owes to him and unjustly withholds, etc. And wherefore the same Thomas, through John Turnor, his attorney, says that whereas the aforesaid Christopher on the sixteenth day of February in the year of the Lord one thousand five hundred and sixty-eight [1568/9], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain bill of obligation of his, which the same Thomas produces here in court, sealed with the seal of the same Christopher, whose date is the same day and year, had acknowledged that he owed to the same Thomas the aforesaid sixty-three shillings to be paid to the same Thomas in three separate payments: namely, at the feast of the Annunciation of Blessed Mary the Virgin then next following, twenty shillings; at the feast of the Nativity of St John the Baptist then next following, another twenty shillings; and at the feast of St Michael the Archangel then next following twenty-three shillings. And to these payments well and truly to be made the same Christopher bound his heirs and executors by the same aforesaid bill. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid sixty-three shillings to the same Thomas, but hitherto has refused to repay it and still refuses, wherefore he [Thomas] says that he is the worse and has damage to the value of ten pounds. And thereupon he brings suit, etc.]

And the same Christopher, through Christopher Crowe, his attorney, comes and defends the force and injury, when, etc. And he craves leave to imparl here until the octave of St Hilary. And he has it, etc. The same day is given to the aforesaid Thomas, etc.]

CP 40/1299, rot. 458 dorse
(Hilary term, 1572)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1299/bCP40no1299dorses/IMG_0780.htm

Pleading and judgment.

Londonia ¶ Cristoferus Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericus alias dictus Chrystover Tye Docter of Musyke and persone of Adyngton within the Isle of Ely in the countye of Cambrydge *summonitus* fuit ad respondendum Thome Hopkyns de London clothworker alias dicto Thomas Hopkyns setyzyn and clotheworker of London de placito quod reddat ei sexaginta & tres solidos quos ei debet & iniuste detinet &c Et

vnde idem Thomas per Johannem Turnor attornatum suum dicit quod cum predictus Cristoferus sextodecimo die Februarij anno Domini millesimo quingentesimo sexagesimo octauo apud London in parochia Beate Marie de Arcubus in warda de Chepe per quandam billam suam obligatoriam quam idem Thomas sigillo ipsius Cristoferi signatam hic in curia profert cuius data est eisdem die & anno cognouisset se debere eidem Thome predictos sexaginta & tres solidos soluendis eidem Thome ad tres separales soluciones videlicet ad festum Annunciacionis Beate Marie Virginis tunc proximo sequenti viginti solidos ad festum Natiuitatis Sancti Johannis Baptiste tunc proximo sequenti viginti solidos & ad festum Sancti Michaelis Archangeli tunc proximo sequenti viginti & tres solidos Et ad easdem soluciones bene & fideliter faciendas obligasset se heredes & executores suos per eandem billam Predictus tamen Cristoferus licet sepius requisitus predictos sexaginta & tres solidos eidem Thome non dum reddidit set illos ei hucusque reddere contradixit & adhuc contradicit vnde dicit quod deterioratus est & dampnum habet ad valenciam decem librarum Et inde producit sectam &c

Et predictus Cristoferus per Cristoferum Crowe attornatum suum venit & defendit vim & iniuriam quando &c Et idem attornatus dicit quod ipse non est informatus per eundem Cristoferum magistrum suum de aliquo responso pro eodem Cristofero prefato Thome in loquela predicta dando Et nichil aliud inde dicit per quod idem Thomas remanet versus prefatum Cristoferum inde indefensum Ideo consideratum est quod predictus Thomas recuperet versus prefatum Cristoferum debitum suum predictum & dampna sua occasione detencionis debiti illius ad viginti & septem solidos eidem Thome ex assensu suo per curiam hic adiudicata <margin: misericordia> Et predictus Cristoferus in misericordia &c

[London ¶ Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music and parson of Adyngton [= Doddington?] within the Isle of Ely in the county of Cambridge, was summoned to respond to Thomas Hopkins of London, clothworker, otherwise called Thomas Hopkins, citizen and clothworker of London, concerning a plea that he render to him sixty-three shillings that he owes to him and unjustly withholds, etc. And wherefore the same Thomas, through John Turnor, his attorney, says that whereas the aforesaid Christopher on the sixteenth day of February in the year of the Lord one thousand five hundred and sixty-eight [1568/9], at London, in the parish of St Mary-le-Bow in the ward of Cheap, by a certain bill of obligation of his, which the same Thomas produces here in court, sealed with the seal of the same Christopher, whose date is the same day and year, had acknowledged that he owed to the same Thomas the aforesaid sixty-three shillings, to be paid to the same Thomas in three separate payments, namely: at the feast of the Annunciation of Blessed Mary the Virgin then next following, twenty shillings; at the feast of the Nativity of St John the Baptist then next following, twenty shillings; and at the feast of St Michael the Archangel then next following twenty-three shillings. And to these same payments well and truly made he bound his heirs and executors by the same bill. However the aforesaid Christopher, although often requested, has not yet paid the aforesaid sixty-three shillings to the same Thomas, but hitherto has refused to repay it and still refuses, wherefore he [Thomas] says that he is the worse and has damage to the value of ten pounds. And thereupon he brings suit, etc.

And the same Christopher, through Christopher Crowe, his attorney, comes and defends the force and injury, when, etc. And the same attorney says that he has not been informed by the same Christopher his master of any answer to be given on behalf of the same Christopher to the aforesaid Thomas in the aforesaid declaration. And after this he says nothing else, wherefore the same Thomas remains against the selfsame Christopher, [who is] from that point undefended. Therefore it is decided that the aforesaid Thomas should recover against the aforesaid Christopher his aforesaid debt and his damages on account of the withholding of that debt adjudged at twenty-seven shillings to the same Thomas, with his assent, by the court here. <margin: mercy> And the aforesaid Christopher in mercy, etc.]

CP 40/1301, attornati, rot. 21 dorse

(Hilary term, 1572)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1301/bCP40no1301dorses/IMG_0952.htm

Appointment of attorney. There is no similar entry for Hopkyns's attorney.

Londonia ¶ Cristoferus Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericus alias dictus Chrystover Tye Docter of Musyke and persone of Dodyngton within the Isle of Elye in the countye of Cambrydge ponit loco suo Cristoferum Crowe versus Thomam Hopkyns de London clothworker alias dictum Thomas Hopkyns setyzyn and clothworker of London in placito debiti

[London ¶ Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, otherwise called Christopher Tye, Doctor of Music and parson of Doddington within the Isle of Ely in the county of Cambridge, puts in his stead Christopher Crowe against Thomas Hopkyns of London, clothworker, otherwise called Thomas Hopkyns, citizen and clothworker of London, in a plea of debt.]

CP 40/1305, rot. 1560

(Trinity term, 1572)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1305/aCP40no1305fronts/IMG_0847.htm

Execution of judgment.

Londonia ¶ Preceptum fuit vicecomitibus quod caperent Cristoferum Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie clericum alias dictum Chrystover Tye Docter of Musyke and persone of Dodyngton within the Isle of Ely in the countye of Cambrydge si &c et saluo &c ita quod haberent corpus eius hic ad hunc diem scilicet a die Sancte Trinitatis in tres septimanas ad satisfaciendum Thome Hopkyns de London clothworker alias dicto Thomas Hopkyns setyzyn and clothworker of London tam de quodam debito sexaginta & trium solidorum quod idem Thomas in curia Domine Regine hic recuperavit versus eum quam de viginti & septem solidorum qui eidem Thome in eadem curia dicto Domine Regine hic adiudicati fuerunt pro dampnis suis que habuit occasione detencionis debiti illius vnde conuictus est Et modo hic ad hunc diem venit predictus Thomas per Johannem Turnor attornatum suum et optulit se iij^{to} die versus prefatum xpoferum de predicto placito Et ipse non venit Et vicecomites modo mandant quod non est inuentus &c Ideo preceptum est vicecomitibus quod exigi faciant eum de hustengo in hustengum quousque &c vtlagetur si non &c Et si &c tunc eum capiant & saluo &c ita quod habeant corpus eius hic in crastino Animarum ^{ad} satisfaciendum prefato Thome de debiti & dampnis predictis Et vnde &c Et sciendum est quod breue inde justiciarij hic in curia isto eodem termino deliberauerunt Ricardo Lone deputato vicecomitum Londonie in forma iuris exequendum &c / Ad quem diem vicecomites mandant quod ad Hustengum de Communibus Placitis tentum in London die Lune proximo post festum Sancti Luce Evangeliste anno predicto predictus xpoferus quare exactus fuit & non comparuit et quia non fuerunt pluries hustenga &c ideo preceptum est vicecomitibus quod allocantur predictis quatuor hustenga Ad quos &c Ipsum Cristoferum ad hustengum summonitus extunc proximum tenendum vlterius exigi faciant informa predicta ita quod sit hic a Sancti Martini in xv dies Et vnde &c Et sciendum &c

[London ¶ The sheriffs were commanded that they seize Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, clerk, otherwise called Christopher Tye, Doctor of Music and parson of Doddington within the Isle of Ely in the county of Cambridge, if, etc., and safely, etc., so that they might have his body here on this day, namely, three weeks

from Trinity Sunday, to give satisfaction to Thomas Hopkins of London, clothworker, otherwise called Thomas Hopkins, citizen and clothworker of London, not only concerning a certain debt of sixty-three shillings that the same Thomas recovered against him here in the court of the Lady Queen, but also concerning twenty-seven shillings which were adjudged for his damages which he had by reason of the withholding of that debt whereof he was convicted. And now here, on this day, the aforesaid Thomas came through John Turnor, his attorney, and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he [Christopher] did not come. And the sheriffs now declare that he is not found, etc. Therefore the sheriffs are commanded that they cause him to be called from husting to husting until, etc., he be outlawed if [he do] not, etc. And if, etc., then let them seize him and safely, etc., so that they might have his body here on the morrow of All Souls to give satisfaction to the aforesaid Thomas concerning the aforesaid debt and damages. And thus, etc. And be it known that the justices here in court in this same term have delivered to Richard Lone, deputy of the sheriffs of London, the writ to be executed in the form of the law, etc. On which day the sheriffs declare that, at the Husting of Common Pleas held in London on the Monday following the feast of St Luke the Evangelist in the aforesaid year, at which the aforesaid Christopher was called and did not appear, and because there would have been no further hustings, etc., therefore the sheriffs were commanded that they add to the aforesaid [husting] four [more] hustings. At which, etc. let the selfsame Christopher, summoned to the husting, be called, from the next held until the last, in the aforesaid form, so that he be here on the quindene of St Martin's day. And whence, etc. And be it known, etc.]

24. Richard Lynborowe v. Christopher Tye, 1572

Only a single entry for this case has been found. The most likely explanation is that Lynborowe abandoned his action. The prospect of paying for successive writs when there was little prospect of bringing the defendant to court must have discouraged many a plaintiff.

CP 40/1300, rot. 783 dorse
(Hilary term, 1572)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1300/bCP40no1300dorses/IMG_0528.htm

Sicut prius stage.

Cantebrigia ¶ Ricardus Lynborowe clericus alias dictus Richard Linborowe clarke *per attornatum suum optulit se* iij¹⁰ die *versus* Cristoferum Tye nuper de Dodyngton infra Insulam Eliensem in comitatu tuo clericum alias dictum Christofer Tye person of Dodyngton in thysle of Elye & in the cownty of Cambridg de placito quod reddat ei decem libras quas ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomiti quod summoneret eum &c Et vicecomes modo mandat quod nichil habet &c Ideo capiatur quod sit hic in octabis Purificacionis Beate Marie &c Ad quem diem hic venit predictus Ricardus *per attornatum suum* et optulit se iij¹⁰ die *versus* prefatum Cristoferum de predicto placito Et ipse non venit Et preceptum fuit vicecomiti quod caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut prius capiatur quod sit hic a die Pasche in xv dies &c

[Cambridgeshire ¶ Richard Lynborowe, clerk, otherwise called Richard Lynborowe, clerk, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in your county, clerk, otherwise called Christopher Tye, parson of Doddington in the Isle of Ely in the county of Cambridge, concerning a plea that he render to him ten pounds that he owes to him and unjustly withholds, etc. And he did not come. And the sheriff was commanded that he summon him, etc. And the sheriff now declares that he has

nothing, etc. Therefore let him be seized that he be here on the octave of the Purification of Blessed Mary, etc. On which day the aforesaid Richard came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriff was commanded that he seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as before, let him be seized that he be here on the quindene of Easter Day.]

25. Simon Cage v. Christopher Tye, 1572

Simon Cage, a draper from Bury St Edmunds, Suffolk, sued Tye for a debt of £7 6s. 8d. The only recorded entry for this action is the sicut pluries capiatur stage in Michaelmas 1572, the return date for which was the octave of St Hilary, 1572/3. The suing out of this writ does not necessarily mean that Tye was still alive at the time, although, of course, he may have been. There is no sign of an exigi facias stage in the plea roll for Hilary term 1573 (CP 40/1310, 1311, 1312). Presumably, like Lynborowe above, Cage abandoned his action.

CP 40/1306, rot. 208
(Michaelmas term, 1572)

http://aalt.law.uh.edu/AALT5/Eliz/CP40no1306/bCP40no1306fronts/IMG_0269.htm

Sicut pluries stage.

Suffolcia ¶ Simon Cage alias dictus Simon Cage de Burye in comitatu Suffolcia draper per attornatum suum optulit se iiiij^{to} die ^{versus} Cristoferum Tye nuper de Dodyngton infra Insulam Eliensem in comitatu Cantebrigie in arte Musica Doctorem alias dictum Christofer Tye person of Dodyngton in the Ile of Elye in the cownty of Cambrydge de placito quod reddat ei septem libras sex solidos & octo denarios quod ei debet & iniuste detinet &c Et ipse non venit Et preceptum fuit vicecomiti quod summoneret eum &c Et vicecomes modo mandat quod nichil habet &c Ideo capiatur quod sit hic in crastino Animarum &c Ad quem diem hic venit predictus Simon per attornatum suum et optulit se iiiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et preceptum fuit vicecomiti quod caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut prius capiatur quod sit hic a die Sancti Martini in xv dies &c Ad quem diem hic venit predictus Simon per attornatum suum et optulit se iiiij^{to} die versus prefatum Cristoferum de predicto placito Et ipse non venit Et sicut prius preceptum fuit vicecomiti quod caperet eum &c Et vicecomes modo mandat quod non est inuentus &c Ideo sicut pluries capiatur quod sit hic in octabis Sancti Hillarij &c

[Suffolk ¶ Simon Cage, otherwise called Simon Cage of Bury [St Edmunds] in the county of Suffolk, draper, appeared through his attorney on the fourth day against Christopher Tye, lately of Doddington within the Isle of Ely in the county of Cambridgeshire, doctor in the art of music, otherwise called Christopher Tye, parson of Doddington in the Isle of Ely in the county of Cambridge, concerning a plea that he render to him seven pounds six shillings and eightpence that he owes to him and unjustly withholds, etc. And he did not come. And the sheriff was commanded that he summon him, etc. And the sheriff now declares that he has nothing, etc. Therefore let him be seized that he be here on the morrow of All Souls, etc. On which day the aforesaid Simon came here through his attorney and appeared on the fourth day against the aforesaid Christopher concerning the aforesaid plea. And he did not come. And the sheriff was commanded to seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as before, let him be seized that he be here on the quindene of St Martin's day, etc. On which day the aforesaid Simon came here through his attorney and appeared on the fourth day against

the aforesaid Christopher concerning the aforesaid plea. And he did not come. And, as before, the sheriff was commanded to seize him, etc. And the sheriff now declares that he is not found, etc. Therefore, as often before, let him be seized that he be here on the octave of St Hilary, etc.]