

Dower, Tenants by the Courtesie of *England*, or otherwise for Term of Life, or Years, a Writ of Prohibition of Waste hath been used to be granted, by which Writs many were deceived, thinking that such as had done the Waste should not need to answer but only for Waste done after the Prohibition to them directed; (2) our Lord the King, to remove from henceforth this Error, hath ordained, that of all manner of Waste done to the Damage of any Person, there shall from henceforth be no Writ of Prohibition awarded, but a Writ of Summons, so that he of whom Complaint is shall answer for Waste done at any time; (3) and if he come not after the Summons, he shall be attached, and after the Attachment he shall be distrained; (4) and if he come not after the Distress, the Sheriff shall be commanded **118** *that in proper Person he shall take with him twelve, &c. and shall go to the Place wasted, and shall enquire of the Waste done, and shall return an Inquest, and after the Inquest returned, they shall pass unto Judgment, like as it is contained in the Statute of *Gloucester*.

Anglie vel aliter ad terminum vite consueverit fieri breve de Prohibitione vasti per quod breve multi fuerunt in errore credentes quod illi qui vastum fecerint non habuerunt necesse respondere nisi tantum de vasto facto post prohibitionem eis directam dominus rex ut hujusmodi error decetero tollatur statuit quod de vasto quocumque modo ad nocumentum alicujus facto non fiat decetero breve de Prohibitione set breve de Summonitione ita quod ille de quo queritur respondeat de vasto facto quocumque tempore & si post summonitionem non venerit attachietur & post attachmentum distringatur & post districtionem si non venerit mandetur vicecomiti quod in propria persona assumptis secum duodecim &c. accedat ad locum vastatum & inquirat de vasto facto & retornet inquisitionem & postquam retornata fuerit inquisitio procedatur ad iudicium secundum quod continetur in Statuto prius edito apud Westmon'.

2 Inst. 389. Fitz. Waste, 129, 130, 131, 134, 135, 136, 137. The Process in an Action of Waste. Regist. 72, &c. 1 Brownl. 240. Dyer, 204. A Writ to enquire of Waste. 3 Cro. 18. 6 E. 1, Stat. 1, c. 5. 20 E. 1, Stat. 2, concerning Waste. Rast. 697.