

pledges shall answer for the debt. (4) And if they will, they shall have the lands and rents of the debtor, until they be satisfied of that which they before paid for him, except that the debtor can shew himself to be acquitted against the said sureties.

& redditus debitoris quousque sit eis satisfactum de debito quod ante pro eo solverunt nisi capital' debitor monstraverit se inde esse quietum versus eosdem plegios.

Plow. 440. 2 Inst. 18.

CAP. XVIII.

The King's Debtor dying, the King shall be first paid.

If any that holdeth of us Lay-fee do die, and our Sheriff or Bailiff do shew our Letters * Patents of our summons for debt, which the dead man did owe to us; it shall be lawful to our Sheriff or Bailiff to attach and inroll all the goods and chattels of the dead, being found in the said fee, to the value of the same debt, by the sight and testimony of lawful men, so that nothing thereof shall be taken away, until we be clearly paid off the debt; (2) and the residue shall remain to the Executors to perform the testament of the dead; (3) and if nothing be owing unto us, all the chattels shall go to the use of the dead (saving to his wife and children their reasonable parts.)

Si aliquis tenens de nobis laicum feodum moriatur & vicecomes vel ballivus noster ostendat litteras nostras **13** patentes de summonitione nostra de debito quod defunctus nobis debuit, liceat vicecomiti vel ballivo nostro attachiare & imbreviare omnia bona & catalla defuncti inventa in laico feodo ad valentiam illius debiti per visum legalium hominum ita tamen quod nihil inde amoveatur donec persolvatur nobis debitum quod clarum fuerit & residuum relinquatur executoribus ad faciendum testamentum defuncti & si nichil nobis debeatur ab ipso omnia catalla cedant defuncto salvis uxore ejus & pueris ipsius rationabilibus partibus suis.

Rast. pl. f. 541. Co. pl. f. 564. Fitz. Detinue 52, 56, 58, 60. Bro. Ration. 2, 5, 6. 2 Inst. 32. 33 H. 8. c. 39.