

degenerative & hermaphroditic type of St. Thaddeus
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ANTIQUARIAN COMMUNICATIONS:

Nonae Rolls.

Antiquities found at Corfe
BEING

Queens' Cole Rate 1642

Wm. Gillingham

PAPERS PRESENTED AT THE MEETINGS

Robt. Woodlark. 329.

Sir TH Robt. Rede.

Cambridge Antiquarian Society.

Tokens p. 16



VOL. I.

Cambridge:

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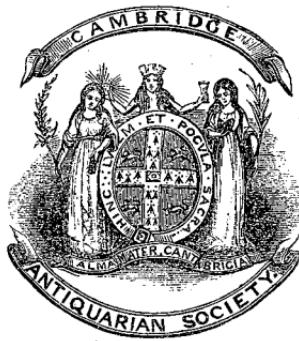
C. J. Clay ANTIQUARIAN COMMUNICATIONS:

BEING

PAPERS PRESENTED AT THE MEETINGS

OF THE

Cambridge Antiquarian Society.



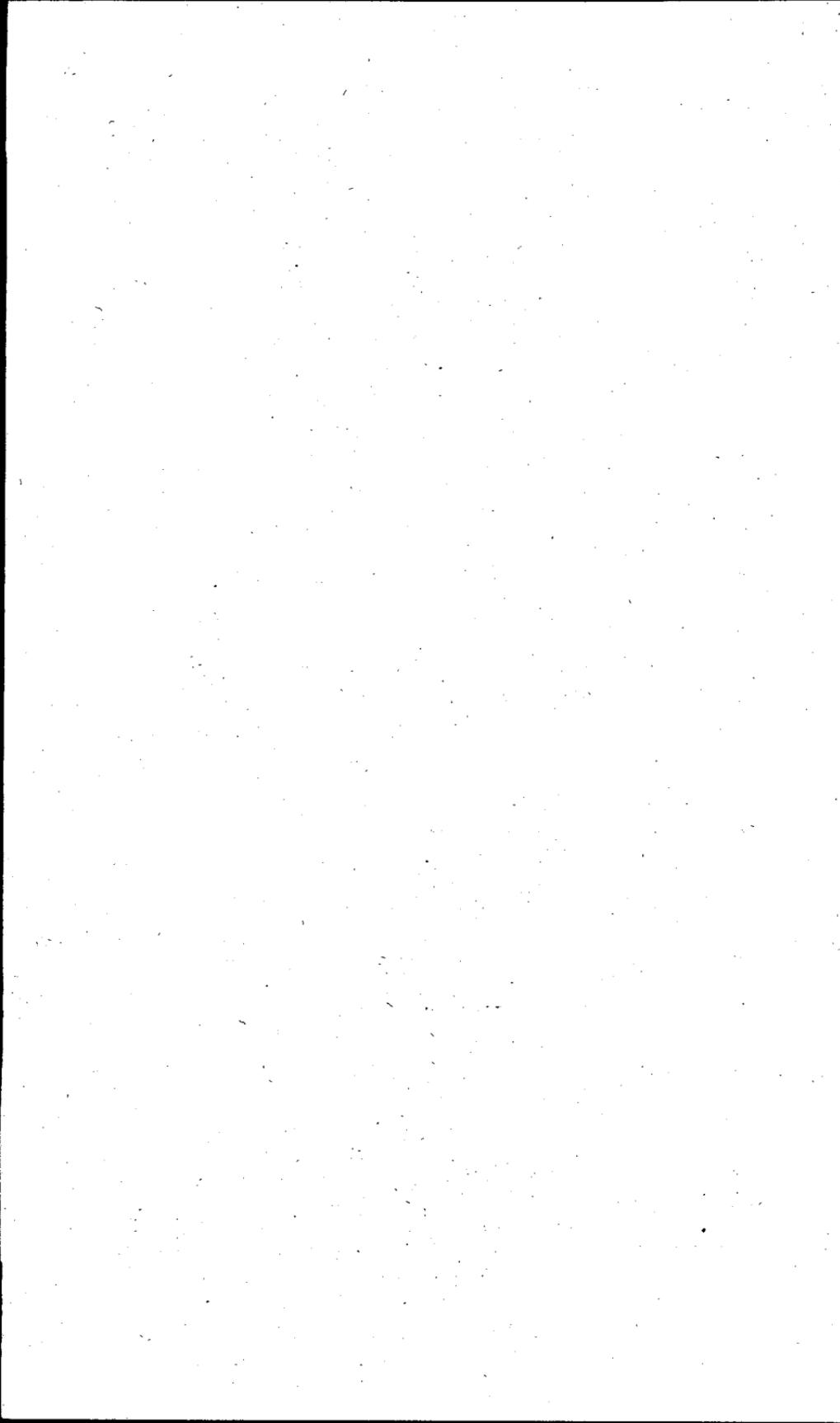
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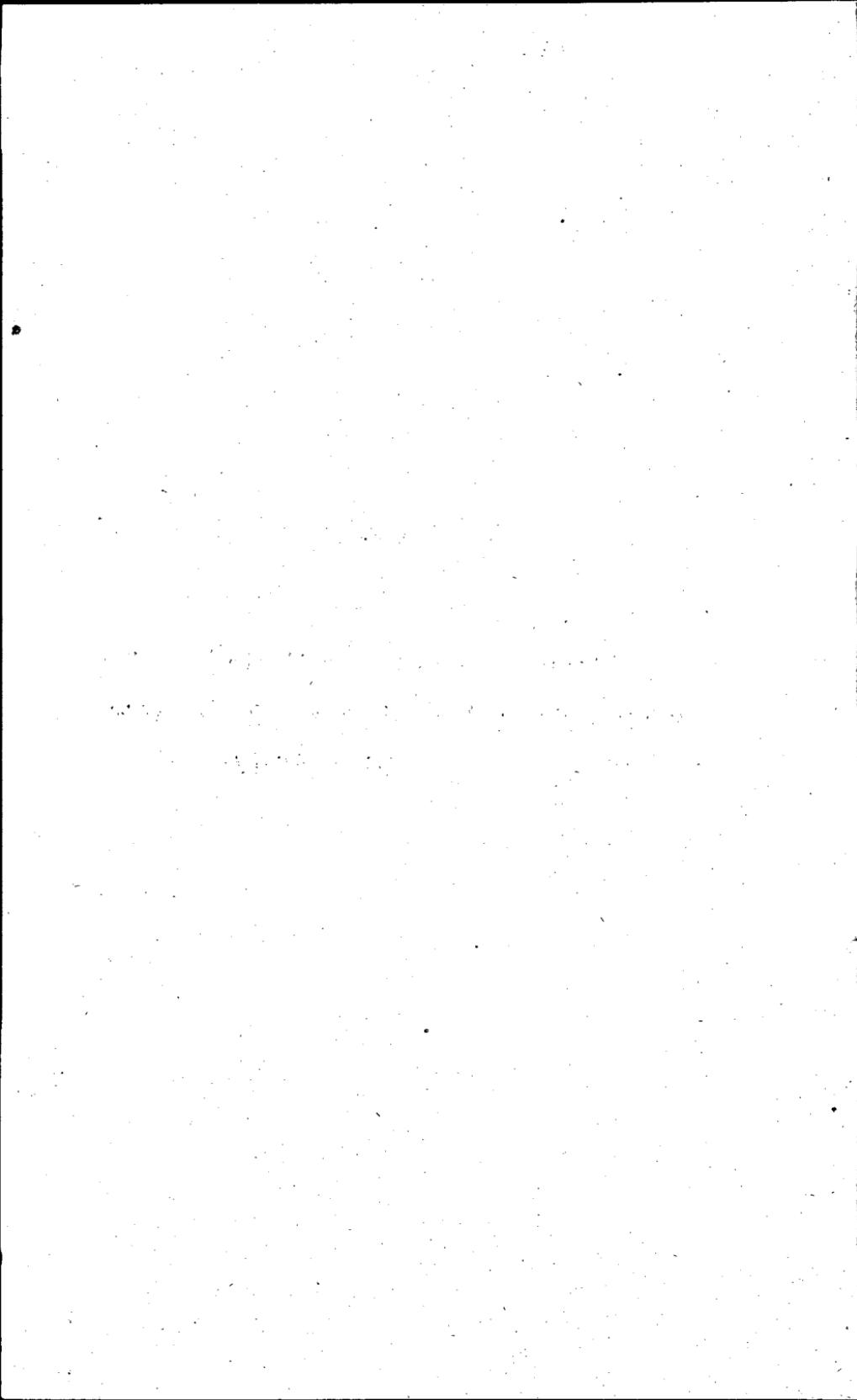
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N O T I C E.

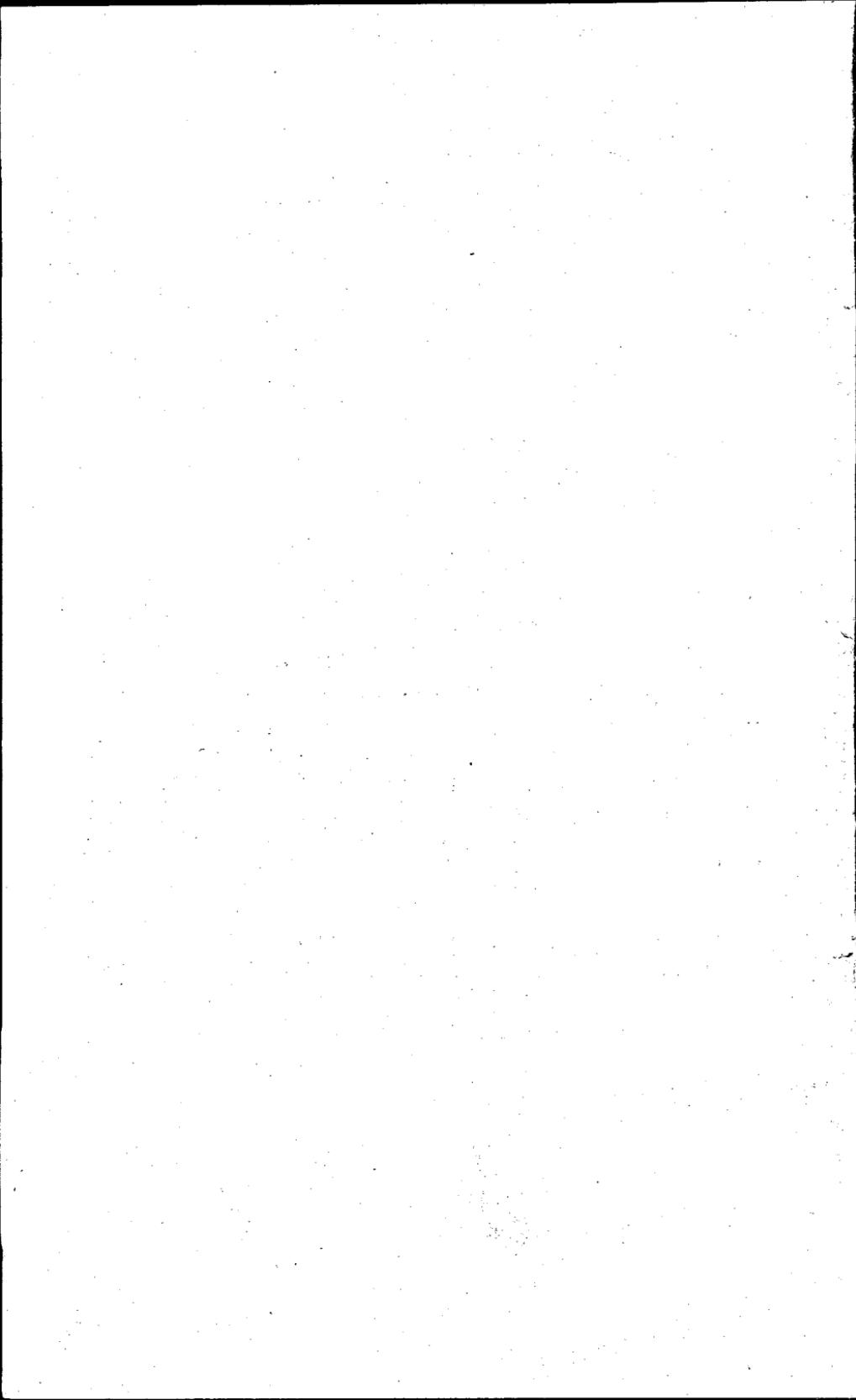
THE Society as a Body is not to be considered as responsible
for any facts or opinions advanced in the several Papers, which
must rest entirely on the credit of their respective Authors.



ERRATUM.

IN the Catalogue of Tradesmen's Tokens at page 21, the date of No. 49, John Newton's token, ought to be 1652, not 1653.

Also may be added at page 21 a second type of the token (No. 54) issued by Thomas Powell, which bears the date of 1667, but is in other respects similar to No. 54.



XIX. ARTICULI UNIVERSITATIS CANTABRIGIÆ : a form
of Petition addressed to KING HENRY V., about the
year 1415, in vindication of some ancient usages.
Edited, with a few Notes, by the Rev. C. HARD-
WICK, M.A., Fellow of St Catharine's Hall.

[Read Dec. 5, 1853.]

ANOTHER title of this very curious manifesto, *Articuli X.*, *contra Occamum*, refers to the notorious bachelor of civil law, John Occam, who obstinately resisted the academical authorities, and brought the vestment-controversy to a crisis. The MS. from which the present paper is extracted (*Camb. Univ. Dd. iv.* 34, pp. 73 sq.) contains a marginal note implying that the ‘Articles’ were presented to King Richard II. (‘ad regem Ri. 2’); but such a date is altogether irreconcileable with the statements and allusions interspersed throughout the document itself. These will be briefly mentioned in the foot-notes.

I may add, that after looking over the Hare MSS. of which the most complete set is now in the custody of the Registry, I am disposed to think that this form of petition was nothing more than a rough draft, and was never actually presented to the Crown. The absence of all positive dates will naturally favour the conjecture; and, what is more, a different ‘supplication,’ both in French and Latin, drawn up by the University at nearly the same period, and with reference to the same disputes, exists in Vol. II. fol. 56 sq. of the Hare collection. It runs in the name of the ‘poure oratores le vicechancellor et les escolers,’ who presented it during the absence of their Chancellor at the general Council; *viz.* of Constance, as we gather from the King’s ‘Letters Missive’ in reply (fol. 58.)

*

ARTICULI UNIV. CANTAB. AD INFORMANDUM DOMINUM
REGEM DE ANTIQUIS CONSuetudinibus ejusdem
UNIVERSITATIS.

PLACEAT serenissimo et metuendissimo domino nostro Regi
infrascriptos articulos legere, perfectosque in sui equissima
statera ponderare judicii, quos regali celsitudini offerunt sui
humiles et devoti oratores Regentes et Non-regentes Univers.
Cantabrigie.

[I.] Secundum Apostoli sententiam ad Romanos xiii^o, ‘Quem-
cunque sunt a Deo ordinata sunt,’ ac per hoc que ordine carent
a Deo esse non possunt. Unde cum singula creata a Deo esse
cupiunt, consequens est ut omne quod ab ordine deficit in non
esse tendat. Est namque, ut ait Boetius, quod ordinem retinet
servatque naturam; quod vero ab hac natura deficit esse quod
in sua natura situm est derelinquit. Cum igitur omnia constent
ordinibus, communitates etiam seu civilitates ordinem habere
necesse est. Est autem ordo vita quedam illius cuius est ordo,
ut placet Aristotili 4to Politicorum. Igitur sicut vita cessante
moritur animal, sic cessante civilitatis ordine corruptitur civi-
liter communitas et tendit ad non esse.

[II.] Ordo seu policia Univers. Cantab. secundum prescrip-
tam consuetudinem a sue fundacionis primordio et secundum
antiquissima statuta ejusdem, erat gubernari per doctores et
magistros Regentes et Non-regentes, nec umquam alii scolares
participabant in regimine. Habent insuper Regentes et Non-
regentes potestatem statuendi statuta ac consuetudines inter-
pretandi seu declarandi, eadem etiam ob utilitatem Universitatis,
prout eisdem visum fuerit, mutandi, nullis aliis ad hec vocatis
seu vocandis; sicut clare patet revolventi registrum Universitatis
predicte. Et in hujusmodi potestatis possessione fuerunt predicti
magistri a sue fundacionis exordio usque in presens. Sic nempe
est policia rectior et naturalior ac mundano regimini conformior,
ubi inferiora a superioribus reguntur corporibus: totus namque
mundus inferior superiorum corporum regitur lacionibus, ut vult
Aristotiles primo Metheororum.

[III.] Ordo habituum in Univer. Cant. a tempore cujus contrarii memoria non existit hic est¹: Quod doctores et magistri Regentes et Non-regentes portant in suis caputiis fuduraturas² de pellura; ceteri vero minores qui baccalarii dicuntur fudaturis bugeis³ vel agninis uti debent in suis caputiis. Cujus confirmatio est quod in regie fundationis Collegio⁴ usque in hodiernum diem magistri quidem ex regie majestatis elemosina semel in anno peluram recipiunt; ceteri vero scolares et bac-

¹ See the statute of May 24, 1414 (*Documents relating to the University, &c.* i. 402, Lond. 1852.) It was intended to reaffirm ‘antiquas et laudabiles consuetudines.’

² Fuduratura = furrura = fourrure = fur. The high price of ‘pellura’ may be estimated from the following item in the ‘Account of Thomas Powys, custos of King’s Hall’ (1351): ‘Prefatus custos computat pro quatuor robis suis, duabus cum linura et duabus cum pellura, videlicet pro una roba estivali cum linura...et pro duabus robis videlicet una cum pellura et alia cum linura...et una roba cum pellura’...[i.e. for the four together], x li. xijij s. iiiij d: *Ibid.* i. 72. In another Camb. MS. Ee. vi. 29, fol. 27 b, the satirist rebukes a party of self-indulgent ecclesiastics in these terms:

Isti pro ciliciis utuntur pellura
Farcient deliciis ventres tota cura.

³ The statute of 1414, throws light on this clause: ‘Quod nullus bachelareus, cujuscunque fuerit facultatis, in scholis, processionibus, aut aliis actibus quibuscunque, uti præsumat penula aliqua vel pellura aut duplicatione de serico, sindone aut veste altera consimilis pretii seu valoris, in tabardo, caputio aut in alio habitu quoconque scholastico; sed tantum furfuris bugeis aut agninis,’ etc. The learned author of the *Annals of Cambridge* has pointed out to me a further illustration of these terms in the statute 37 Edw. III. c. 9. After charging people of handicraft, and yeomen not to wear cloth of gold, silver, &c. it goes on to say: ‘Et qe lour femmes files et enfantz soient de mesme la condition en lour vesture et apparaill, et qe eles ne usent nul voile de soy, mes soulement de fil fait deinz le roialme, ne nul manere de pellure, ne de bugee, mes soulement d’aignel, conyl, chat et gopil.’ (*Rotuli Parl.* ii. 281.) From these passages we may probably infer that budge-furrings worn upon the edge of academical hoods and other vestments were then made of badger skin. It has also been conjectured, from a passage in Kelham’s *Dictionary of Old Norman and French*, that ‘badger’ is akin to ‘bugge,’ and ‘bugee;’ cf. Milton’s ‘budge doctors of the stoic fur.’

⁴ i.e. King’s Hall, to the members of which clothes were given annually by the keeper of the royal wardrobe: see *Memorials of Cambridge*, i. 3, and above n. 2.

calarii bugeis vel etiam agninis velleribus contenti sunt. Cujusmodi ordo etiam in ceteris vestre Universitatis Collegiis laudabiliter observatur. Et hic ordo multum rationabilis est. Majoribus enim debetur excellentia in ornatu corporali et in honoribus respectu subditorum, ut vult Philosophus primo Politicorum, Secundum nempe distinctiones meritorum honorum gradus debent ubilibet dispensari: per eundem v^{to} Politicorum volentem, quod ea est proporcio dignitatis et honoris principis ad dignitates et honores subditorum que est virtutis principis ad virtutem eorum.

[IV.] In diversis ordinibus ac locis non est inconveniens sed magis decens et honestum diversitatem reperiri in habitibus. Qui enim in ordine ecclesiastici ministerii sacra portat vestimenta, si ob patrie defencionem ei liceat ad ordinem exercitus pugnantorum accedere, necesse hunc pro ephot toracem induere, galeam pro mitra¹. Sic Recordator urbis Londonie qui cum Majore ejusdem similem portat in habitu peluram, cum ad Westmonasterium coram Justiciario peroratus accedit, debet deposita pelura induere caputium cum bugeo. Quin imo et ipsi Justiciarii vestri, cum in ordine yeconomici regiminis principis versantur in laribus, diversi generis pelura utuntur, ut placet: cum autem ad locum venerint judicii, si miles non sit, induet capucium cum bugeo. Canonicus eciam cathedralis seu collegiate ecclesie, qui in ordine ecclesiastici ministerii variam portat peluram, si ei in curia domini Cantuariensis placeat officium exercere procuratoris, gestabit capucium de bugeo. Ex quibus omnibus exemplis satis claret, nil esse indecens aut inconveniens canonicum talem cum in Universitate gradum baccalarius assumpserit portare caputium de bugeo: ymmo hoc decens est, et ante hec tempora frequenter, nedum in nostra Universitate verum eciam in Universitate Oxonie², multociens est expertum. Et in vestre ma-

¹ Henry Le Spenser, bishop of Norwich, distinguished himself at this period by his military excesses in the neighbourhood of Cambridge: 'Et primo apud Cantabrigiam quosdam de hac scelerata turba [the political Lollards] inveniens, alios trucidavit, alios incarcерavit,' etc. *Anglia Sacra*, ed. Wharton, II. 359.

² Two royal orders, dated 21 Oct. 2^o Hen. V., and 4 Dec. 2^o Hen. V., (*i.e.* in the year 1414), which had formerly been sent to Oxford, were re-published for the sake of appeasing like dissensions in Cambridge: *Hare MSS.* (Registrar's Copy), Vol. II. fol. 35 sq. The bachelors are there

jestatis Collegio contingit quosque baccalarios et scolaires, qui tamen prebendarii sunt, de regali elemosina pelles recipere bugeicas vel agninas.

[V.] Licet hic ordo et diferencia habituum magistris conveniat et aliis, possunt tamen magistri Regentes et Non regentes cum personis bene meritis, cum eisdem rationabile visum fuerit, dispensare; ita quod filii dominorum ac notabiliter promoti, cum gradum bacallariatus assumpserint, possint in suis habitibus scolasticis uti pelura: quod utique ab antiquo fieri consuevit. Possunt etiam magistri, sicut et debent, subditorum excessus scolarium in habitibus aliarumque expensarum superfluitatibus moderare, prout reipublice Universitatis viderint expedire: sicque ante hec tempora factum est. Cum nempe alias, et non est diu, quidam bacallarii contra Universitatis morem in suis tabardis preter capucia bugeis pellibus uti voluissent, ex universitatis decreto Regencium simul et Non-regencium cogebantur incidere tabardis simplicibus ac vacuis, ne eorum superfluitas et vana curiositas minoribus Universitatis filiis scandalosum cederet in exemplum. De hoc utique facto satis norunt deponere iidem baccalarii, quorum aliqui in statu honorabili adhuc in regno vestro sunt superstites.

[VI.] Cum nuper in Universitate vestra quidam scolares sue vocacionis immemores contra vestre Universitatis commodum et honorem in suis habitibus peluram portare presumerent, magistri Regentes et Non-regentes, omnibus in idipsum consentientibus, contra eosdem declaraverunt antiquam Universitatis consuetudinem¹ et habituum differentiam, presidente tunc doctore²

ordered to wear, in their caputia, 'solum furrura bugea vel agnina;' exceptions, however, being made in favour of rank and other eminence. (fol. 36 a). On this latter point the statute of 1414, runs thus: 'Exceptis magistris gremialibus, filiis dominorum, necnon aliis ad beneficia ecclesiastica vel aliunde promotis, quorum redditus seu proventus ad valorem annum triginta marcarum, si hujusmodi beneficia canonicatus seu praebendae fuerint; sin autem, ad valorem annum quadraginta marcarum ad firmam declaro, deductis oneribus, se extendant; ac etiam talibus personis, quibus in hac parte major pars Regentium et Non-regentium per eorum consensum expressum duxerit deferendum.'

¹ In the Statute of May 24, 1414, above cited.

² i. e. Stephen Le Scrope, who is styled 'in legibus licentiatus.' He

juris civilis, et sic fieri volente ac monente, et Universitatem ipsam pro hujusmodi declaracione facienda convocante. Sed cum nec sic nostris adquiescerent monitis, quin pocius quidam Johannes Occam, baccalarius in jure civili, quem neque nativitas neque fortuna provexit in altum, peluram in suo capitulo omnino gestare contenderet, ac birettum¹ in capite hora lecture sue, contra antiquissimam Universitatis consuetudinem, qua soli doctores cooperto capite legere debent; asserens se nec peluram velle dimittere nec birretum, nisi a suo capite per violentiam raperetur, — nos ex unanimi consensu, matura deliberacione prehabita, convocante nos ad hoc Cancellario qui nunc est, ac consenciente cum universis doctoribus qui aderant, nemine reclamante, super premissa declaracione, conformiter veteribus consuetudinibus statutum ediderunt; quod quidem statutum per doctorem juris civilis, una cum aliis ad hoc specialiter electis, est in formam redactum et per procuratores Univers., ut moris est et statuta nostra jubent, insertum in Registro. Cui insuper statuto ex mandato regio singuli nostre Universitatis graduati obedire tenentur, et ipsum prout ad unumquemque attinet inviolabiliter observare, secundum quod nuper² a majestatis vestre celsitudine mandatum recepimus speciale.

[VII.] Predicto statuto et regali precepto scolares quique in

was son of archbishop Le Scrope of York, and was appointed archdeacon of Richmond in 1400. His death occurred in 1418: see Le Neve, p. 325. During his chancellorship, which lasted only for one year (1414), the vestiary disputes, which form the leading subject of this paper, had grown so violent, especially between the Masters and the Scholars of civil and canon law, that he was summoned (Sept. 14) before the Convocation of Canterbury, which assembled on the 1st of October, [Mr Cooper (1. 157) reads 1st of November], to take part in devising measures for putting an end to the agitation (Rymer, ix. 158, ed. 1729).

¹ The use of the cap in the case of bachelors of every faculty was inhibited by the statute of 1414, and also by a royal order of 1415, above cited (*Hare MSS.* ii. 36), where the wording is as follows: ‘Birretos autem sive teneas, pileos aut quodvis tale capitis ornamentum tam statuta sua quam usus in lecturis omnibus et artibus ordinariis singulis hujusmodi baccalaureis interdicit.’

² This alludes in all probability to one of the royal orders issued in 1414; see above, p. 88, n. 2.

Universitate vestra obediunt, preter paucos qui juribus civili et canonico se conferunt. Hic etenim Universitatis ordinem pervertere cupientes predicto statuto non solum non obediunt, sed quod pejus est in statutis condendis, contra antiquissima nostra statuta et consuetudines, interesse pretendunt. Sicque nostrum regimen in populare dominium, quod omnium regiminum vilissimum esse constat, transferre nituntur; ac per quandam communem necessitatem, translato regiminis genere, translacio ac subversio tocius policie scolastice subsequuntur: sicque ordine perverso, ut in primo conclusimus articulo, peribit Universitas, cum inferiores superioribus scolares magistris obedire recusant. Que pestis¹ non solum in vestra Universitate sed et in aliis regni vestri communitatibus, quod dolendum est, pululare creditur, in maximum regni vestri detrimentum ac scandalum, nisi regalis auctoritatis antitodo providentius succurratur.

[VIII.] Prescripte informacionis formulam regie majestati sub sigillo communi vestre Universitatis destinare voluimus; sed Cancellarius² noster partem se cum rebellibus scolaribus, contra

¹ The Cobham riots had been suppressed in 1413 and the following year: Carte's *Hist. of England*, II. 675, 676.

² It is not easy to reconcile this passage either with what is stated above respecting the concurrence of the Chancellor in Occam's condemnation; or with the allusion to the absence of the Chancellor from Cambridge, which is made in the tenth Article, and supported by the fact, that there was then a Vicechancellor who took part in the final shaping of this document. Perhaps the right solution is, that Chancellor Le Scrope, himself a licenciate in laws, after authorizing the statute of May 24, 1414, and enforcing it in the case of Occam, refused to carry it out on other law-students. His short tenure of the chancellorship may be due to this cause, and to his arbitrary conduct in locking up the seal and imprisoning the proctors. On such a supposition we must necessarily place an interval of time between the drawing up of the tenth Article and the rest. Le Scrope was succeeded in the following year by John de Rickendale, or Rickyngdale, who retained the office till 1422 (see Godwin, *de Præsulibus*, p. 509, and note). He was selected by the Crown (? 1415) as one of the English representatives at the Council of Constance, which explains a phrase in Art. X., 'juxta vestræ majestatis imperium in remotis agente.' In his prolonged absence, Henry Stockton, an Augustinian friar, was appointed Vicechancellor (? 1415), perhaps the very first on record (Fuller, *Hist. of Camb.* p. 100); and we are almost justified in conjecturing

collegium magistrorum, prebens, nostrum sigillum contra vestre serenitatis preceptum nobis precludit, ne regalis prudencie sublimitas de veteratissimis nostri Studii¹ moribus instruatur. Et, quod inviti pandimus, Universitatis vestre procuratores volentes pro communi utilitate ac prescripta informacione in ejus defectu magistros Regentes et Non-regentes, sicut statuta nostra sententiant, convocare, strictis commisit carceribus. Nos igitur considerantes quomodo a die qua nostri gregis curam susceperebat in nostro Studio doctrina fit exul ac caritas relegata, de futuraque pace penitus desperantes, tollerabilius eligibiliusque judicamus, salvo semper regie majestatis vel serenitatis arbitrio, relict² Cantabrigensi patria, unumquemque sui ortus natale solum petere quam sub dire servitutis tirannide degentes antiquas libertates amittere ac velud captivatos a subditis in statuendis negotiis nil excercere solite potestatis.

[IX.] Inter tot igitur et tantos procellarum amfractus flebili-ter constituti ad vestri portum presidii confugimus, O regum speculum ac legifer sapientissime, ut nobis sub incauto remige pene naufragantibus a majestatis vestre collibus, sedatis presumptionum flatibus, pacis aura respiret; et nostri vinea Studii que sub presenti cultore arida sterilescere jam cepit, vestre generose benignitatis irrigata favore, cunctis elacionum antibus regalis auctoritatis falce succisis, in pristine viriditatis infanciam fructi-fera convalescat.

[X.] Cristianissime regum ac legifer prudentissime, humili-
lima inclinacione premissa, coram pedibus vestre majestatis legislatoris potestas atque virtus Universitatis leges respiciens non
that it was he who authorized the revival of this manifesto, and added
the last article. The customs of the University were invaded under his
administration, not so much by lawless students of the 'jus civile' as by
the Town. He seems, therefore, to have collected all his grievances, both
past and present, into one memorial, and resolved to place it at the feet
of Henry V., while that monarch was engaged in carrying out the conquest
of France. Hence the meaning of the phrase 'de hostibus gloriosum
reportare triumphum.'

¹ Studium = Academia: cf. Hardwick's *Church History*, Middle Age, p. 444, n. 1.

² A large body of students, who had seceded from the University of Prague in 1409, may have suggested this idea.

modo ad ipsarum edicionem, verum etiam ad earundem interpretationem, neenon in dubiis declaracionem, se noscitur extenderet, ut amputatis undique discordiarum radicibus pax et amicitia in communitatibus perfectius conserventur. Hinc est, princeps sapientissime, quod cum quidam J. B.¹ alias vestri Collegii scolaris, nostrisque statutis juramenti vinculo astrictus, nunc autem relicta Studii contemplacione ac preelecta lata seculi via, in Majorem ville vestre Cantabrigie prepositus, una cum ceteris ballivis ejusdem, vestram Universitatem scolarium inibi residencium, Cancellario nostro juxta vestre majestatis imperium in remotis agente, ultra omnes predecessores suos molestare, et studentium quietem indies turbare moliens, antiqua privilegia nobis a piissimis vestre serenitatis progenitoribus indulta, et presertim *et cet.* que certe non aliter quam a principio concessionis usus invaluit executioni mandare solemus, impugnare, ac coram vestre majestatis Judicibus in dubium revocare non desinat,—nos longis licium amfractibus ac advocatorum hiatibus satisfacere non valentes, ad vestre justicie tronum confugimus, humillime deprecantes quatenus sub umbra proteccionis vestre quieti contra dictum J. suorumque complicitum calores refrigerium sentiamus, ergo magis studio ac virtuti valeamus intendere, ab inquietudinis et turbationum flatibus, regie majestatis clipeo, longe facti. Quam diu feliciter regnare et de hostibus gloriosum reportare triumphum concedat Ille qui mortem moriendo devicit et vitam resurgendo cunctis fide et opere fidelibus reparavit.

Scriptum in congregacione nostra Cantabrigiensи *et cet.*
Vestri humiles ac devoti oratores Vicecancellarius et tota
Universitas vestra Cantabrigie serenissimo ac victoriosissimo Principi ac Domino nostro Regi.

¹ This was the redoubtable John Bilney, who became Mayor of Cambridge as early as 1407 (*Documents, &c.* i. 36), and acted for many years as the great champion of the Town against the Gown (see Mr Cooper's *Annals*). The present MS. is, I believe, the sole authority for stating that he was originally a member of the University, and even a scholar of King's Hall.

