Crime & punishment in Brading Town Books

Dictionary and Examples of Pages with Transcriptions

The Town Books hold the laws made by the Corporation of Brading which was created by a Royal Charter in 1547 and which had the right to make their own laws and to fine or punish people who broke the laws.

The problems in managing an orderly town have changed little over the centuries and a clean, tidy and well-managed town is still required today. The medieval town would have had sewage, dung and rubbish dumped in close proximity to wells and housing, so today's problems of fly-tipping and dog offences are little different to those of previous centuries.



One of the Brading Town Books

Amerce: fine

Back Lane: the lane running along the back of the houses that fronted High Street, we think it is now West Street

Bailiffs: Bailiffs kept the
Corporation records (the Town
Books), gave orders to the
constables, inspected the lock-up
house (as the cell was called),
gave directions about the
economy of the town, received all
the money to be paid to the
Corporation and paid out all the
payments which the Corporation
had to pay out. The Bailiffs also
presided over the Court of Pie

Powdre and summoned the Court Leet. The Bailiffs were also the Justices mentioned in the records.

"beer out of Town Rate": we think that beer and other goods were collected as well as money for the taxes which were paid to the Corporation/ Borough. This law is telling them not to give it away to people.

Cattel: Cattle may be cows, bulls, oxen or calves.

Common Quay: Brading Quay – at the top of Quay lane and now under where the sewage works are – NOT at the back of High Street or the Bugle Car park as modern legend has it.

Constables: They carried out all the warrants within the Borough and managed the lock-house and the stocks. As directed by the Bailiffs they would also collect the fees for the market stalls and keep order at the market.

Court Leet: elected the Constables and Hayward, inspected the weights and measures that were used to fine tradespeople who were selling underweight or shoddy goods, reported the "nuisances" (minor law breaking) and set out the ordnances and customs of the Borough which people were fined for breaking. The Court Leet also held the View of Frank Pledge.

Engross the presentments: write the rules down in to the Town Book

Faggott Reek: a rubbish pile or pile of firewood

Forfeit or forfeiture: the amount they will be fined

Haywarden: a person that looked after the pound

Hoggs: pigs

Liberty of the Town/Borough: the area within the Town's borders

Miah Meads: Jeremiah Meads

Michaelmass: The Feast of Saint Michael and All Angels which was celebrated on 29th September and in medieval England, Michaelmas marked the ending and beginning of the farming year when the harvest was over, and the bailiffs would be making out the accounts for the year.

Morter Heap: a rubbish pile

Occupiers of hedge: the occupiers of the houses that have hedges that grows onto or over the streets and highways

On pain of: this is the amount of the fine they must pay if they break this rule.

Pound Breach or rescue: that people have broken into the Town Pound and taken their animals out without paying the fine to the Bayliffs or Haywarden.



The town pound in Quay Lane where the Hayward would secure stray animals to be released on payment of a fee

Present/ordain: a rule that they are making

Single or Double ff: means a single or double 's' - so 'perfent' is present. Before the 1800s if an 's' was written at the beginning or middle of a word it was written like an 'f' without the crossbar.



Stallers of market: people who buy up everything of one type or product (e.g. all the bread or sugar or tea or beer) so that they are the only person selling it at the market and then raise their prices so that people could only buy from them at high prices.

This manor: the town or borough's land.

Town wells: there was no water supply to the houses in Brading until the 1900s so everyone had to draw water out of several town wells. There were rules to try and stop them becoming contaminated – especially as Typhoid and other diseases were carried by dirty water. **Way Wardens:** the men elected that year from the Jurats to collect taxes and use them for the repair of the roads

Unyoaked: to release an animal from a yoke

Way warden: (collected taxes for repairs to the roads), then they recorded what laws have been set and how much people are fined (in pounds, shillings and pence) for breaking them.

we present: means 'we instruct the Bailiffs' or 'we state that'.



The stocks and jail or lock-up in the Old Town Hall



Truncheons



Weights used to check traders were weighing goods correctly



Handcuffs

waying Day By with his Gattele in_

Transcription of the Town Book Page 4 (1641)

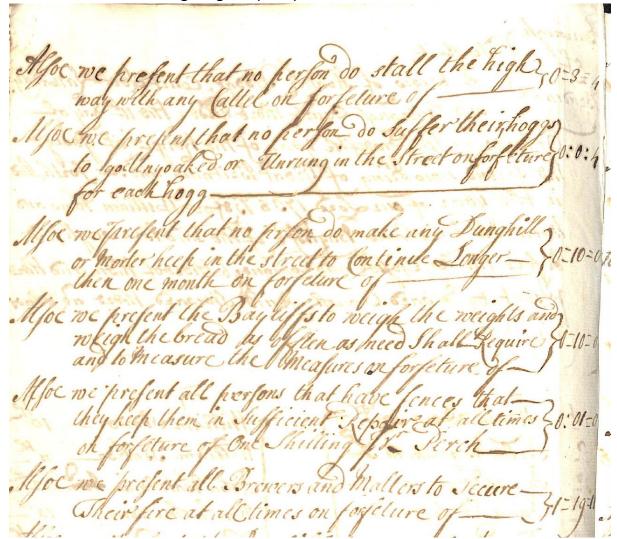
Page 4

IMP: we pain Sir John Oglander Knight for to lay open the Kings highway leading to Nunwell by May day next ——1 ——19 —— 11

- # wee do pain Sir John Oglander for to lay open the highway leading to the towne by May day next in 1 ——19 ——11
- wee do pain all those that do carry fire uncovered in the streets infor every time for offending 1s
- wee do pain all the inhabitants of this town that doat any officer in 10^s afor offending 10^s
- Wee do pain all those that doth take in any dung heaps in the highway beforefrom Frances Newlands house to Richard Chase in....
- # wee do pain all those that do take in anyinto thehouses in 10^s ... month
- we do pain all those not in this town that keep any hoggs....and...in 4s a hoggs foot taken
- we do pain all those that have any fences in.....andhave to make themby May day in....
- we do pain Thomas Browne to make up his hedge between him and the widowby May day in......5s
- We do pain all those that have any hedges against North Marsh to make them up by May day next in 1s 10d
- we do pain Richard Hatchers.... made between John Richards Esq and Ambroseto throw it up again by Michaelmas next in 1s
- \blacksquare we do pain all those that dostall the highways with their cattell in $-10^{\rm s}$ a p......
- We present John Griffin to make up his hedge against the highway by May day next in 25s
- we present Thomas..... to make... his hedge from his barnes to Thomas Egdens..... by May day next in 1s 10d
- We present Richard Hatchard for stalling the highway dayly with his cattell in 20s

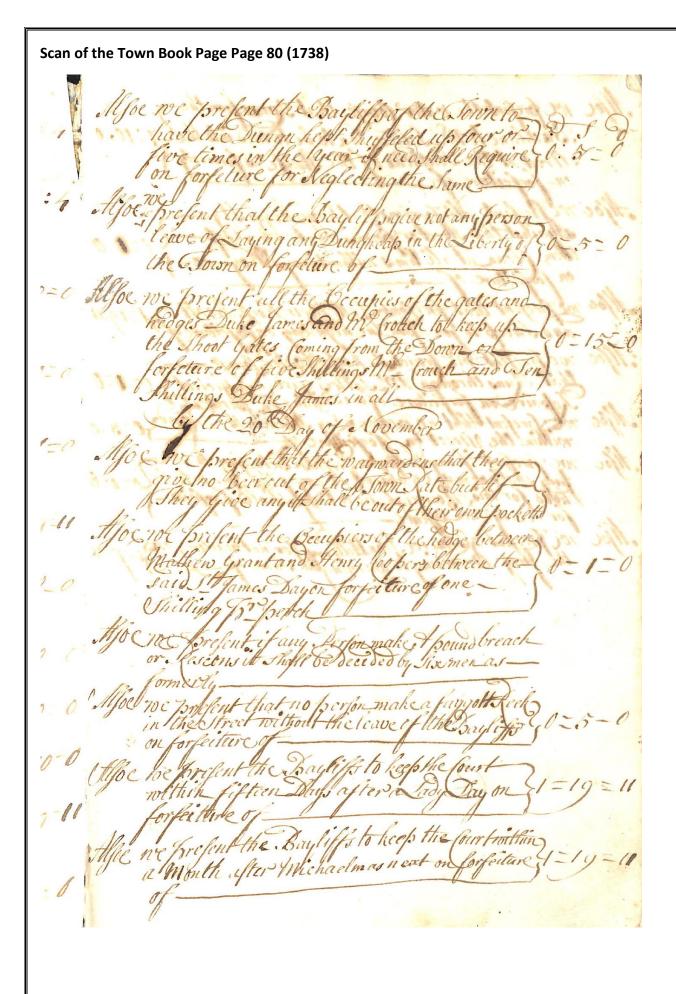
BTT 1013 Town Book 1728 - 1767

Scan of the Town Book Page Page 79 (1738)



Transcription of the Town Book Page 79 (1738)

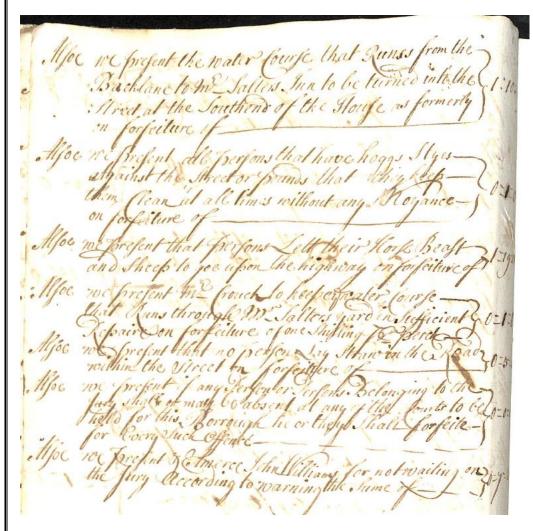
- Alsoe- We present that no person do stall the high way with any Cattel on forfeture of £0 3s 4d
- Alsoe- We present that no person do suffer their hoggs to goe Unyoaked or Unrung in the Street on forfeiture for each hogg £0 0s 4d
- Alsoe- We present that no person do make any Dunghill or Morter heep in the Street to Continue Longer than one month on forfeture of £0 10s 0d
- Alsoe We present the Bayliffs to weigh the weights and weigh the breads as offten as need Shall Require and to Measure the Measures on forfeture of £0 10s 0d
- Alsoe We present all Persons that have fences that they keep them in sufficient Repair at all times on forfeture of One Shilling Per Perch £0 1s 0d
- Alsoe We present all Brewers and Malters to secure their fire at all times on forfeture of £1 19s 11d
- Alsoe We present the Bayliffs to warne the Jury Three Days before the Court Leet be held on forfeiture of £0 10s 0d
- Alsoe We present that all persons that are for stallers of the Market on forfeture of £0 10s 0d
- Alsoe We prefent that no perfons do Reveal the Secrets of this Court on forfeture of £0 10s 0d
- Alsoe We present the Steward to engross the presentments on forfeture of £0 10s 0d
- Alsoe We present the highway to the Common Key to be kept at all times free on forfeture of £1 19s 11d
- Alsoe We present the Water Courses and fences from Late Gills down to the wall to be kept in sufficient Repair at all times on forfeture of One Shilling per Perch £0 1s 0d



Transcription of the Town Book Page 80 (1738)

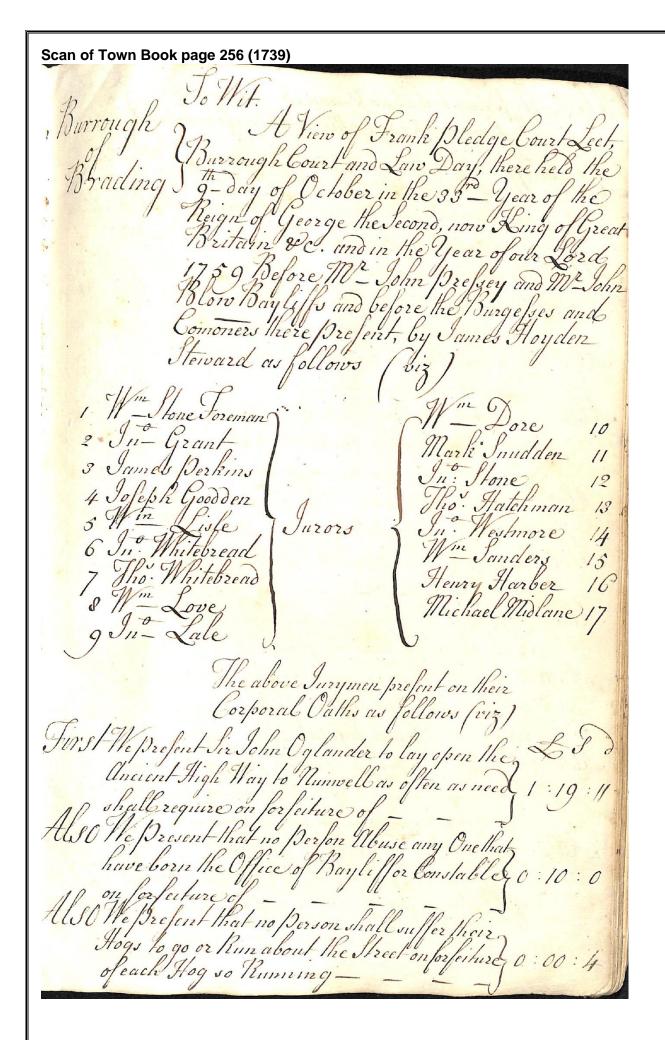
- Alsoe We present the Bayliffs of the Town to have the Dung kept Shuffeled up four or five times in the year if need Shall Require on forfeture for Neglecting the Same £0 5s 0d
- Alsoe We present the Occupie[r]s of all the gates and hedges Duke JAMES and Mr CROUCH to keep up the Shoot Gates coming from the Down on forfeture of five Shillings Mr CROUCH and Ten Shillings Duke JAMES in all by the 20th day of November £0 15s 0d
- Alsoe We present that the waywardens that they give no beer out of the Town Rate but if they Give any it shall be out of their own pockets.
- Alsoe We present the Occupiers of the hedge between Mathew GRANT and Henry COOPERS between the said Saint James Day on forfeiture of one Shilling Per perch £0 1s 0d
- Alsoe We present that if any Person make A pound breach or Rescons it shall be decided by Six men as formerly
- Alsoe We present that no person make a faggott Reek in the Street without the leave of the Bayliffs on forfeiture of £0 5s 0d
- Alsoe We present the Bayliffs to keep the Court within fifteen Days after Lady Day on forfeiture of £1 19s 11d
- Alsoe We present the Bayliffs to keep the Court within a Month after Michaelmas next on forfeiture of £1 19s 11d

Scan of the Town Book Page Page 81 (1738)



Transcription of the Town Book Page 81 (1738)

- Alsoe We present that the Water Courfe that Runes from the Backlane to Mr SALTER'S Inn to be turned into the Street at the Southend of the House as formerly on forfeiture of £1 10s 0d
- Alsoe We present that all persons that have hoggs Styes against the Street or pounds that they keep them Clean at all times without any Annoyance on forfeiture of £0 1s 0d
- Alsoe We present that persons Lett their Horse Beast and Sheep to goe upon the highway on forfeiture of £1 19s 11d
- Alsoe We present Mr CROUCH to keepe ye water Course that Runs through Mr SALTERS Yard in sufficient repair on forfeiture of One Shilling per Perch £0 1s 0d
- Alsoe We present that no person Lay Straw in the Road within the Street on forfeiture of £0 5s 0d
- Alsoe We present if any Person or Persons Belonging to the Jury shall or may be absent at any of the Courts to be held for this Borrough he or they Shall forfeite for Every Such Offence £0 0s 6d
- Alsoe We Present and Amerce John WILLIAMS for not waiting on the Jury according to warning the sume of £0 7s 6d



Transcription of Town Book page 256 (1739)

Borough of Brading

To Wit A View of Frank Pledge Court Leet, Burrough Court and Law Day, thereheld the 9th day of October in the 33rd Year of the Reign of George the Second, now King of Great Britain VC. and in the Year of our Lord 1759 Before M^r John Pressy and M^r John Blow Bayliffs and before Burgesses and Comoners there Present, by James Hoyden Steward as follows (viz.)

- 1. W^mStone Foreman
- 2. Jnº Grant
- 3. James Perkins
- 4. Joseph Goodden
- 5. W^m Lisle
- 6. Jnº Whitebread
- 7. Tho^s Whitebread
- 8. W^m Love
- 9. Jnº Lale
- 10. Wm Dore
- 11. Mark Snudden
- 12. Jnº Stone
- 13. Tho^s Hatchman
- 14. Jnº Westmore
- 15. W^m Sanders
- 16. Henry Harber
- 17. Michael Midlane

The above Jurymen present on their Corporal Oaths as follows (viz.)

First we Present Sir John Oglander to lay open the Ancient High Way To Nunwell as often as need shall require on forfeiture of £1:19:11

Also We Present that no Person Abuse any One that have born the Office of Bayliff or Constable on forfeiture of £0:10:0

Jurors

Also We Present that no Person shall suffer their Hogs to go or Run about the Street on forfeiture of each Hog so Running £0:00:4

BTT 1021 Town Book 1839-1853

Scan of the Town Book Page 71 (1845)

	for the Bailiffs of the Queens Sown of Brading or either of
	Them, to sell, Dease, Lett. or in any way or Tranch or dispose
	of any of the Sands or Houses belonging to the said Sowne without the Ofsent and Consent of Nine thurteenth of the
	and obtained under their hands ander
	for that four from a frembled at the Sown Hall _
2012	Pos Osdain Tout do
0.00	Me Ordaine, Shat if any Person allows, His, Hours or their Cattle or Pigs to strang or feed upon the Waste Sands or Streets of this Momen the strall forfeit for and Il
	, , , , , , , , , , , , , , , , , , , ,
	tresporting the sum of Three shillings and four peure
Also	Not Ordain, Shat if any Person domatic a fraccio
	hos Ordaine, Shat if any Person domatic a formerly
hlso	We Ordaine, Shat if any Person or Persons do make a
	Inactice of standing or Coitering in the Market blace about the Windows, Adors, Gateways, or in one thoroughfare westin
	The Siberty of this Borough to the annoyand of Heere Majesting
	subjects, each freezon so offending shall forfeit, five Attillings
also	
	their fines on fain of, One fround nineteen shillings delever from
Orlso	Nos Ordaine Shat the Bailiffs, do cause the day to
	Not Ordrein Shat the Briliffs, do cause the Juny to he warned to the Court Leet, there days before it is to be held one facility of forfeiting the sum of Sew shillings -
	Jane of forfeiting the sum of Dew stullings

Transcription of the Town Book Page 71 (1845)

- First- We Present and Ordain that it is not Lawful for the Bailiffs of the Queens Town of Brading or either of them to Sell, Lease, Lett, or in any way alianate or dispose of any of the Lands or Houses belonging to the said Town without the Assent and Consent of Nine thirteenth of the Jury, first had and obtained under their hands given and recorded in the Town Book at an Especial Court for that purpose assembled at the Town Hall.
- Also- We Ordain, That if any Person allows, His, Hers or their Cattle or Pigs to stray or feed upon the Waste Lands or Streets of this Manor, they shall forfeit for each offence so trespassing the sum of three shillings and four pence.
- Also- We Ordain, That if any Person do make a Pound breach or rescue, it shall be decided by six Men as formerly
- Also- We Ordain, That if any Person or Persons do make a practice of standing or loitering in the Market place about the Windows, Doors, Gateways, or in any thoroughfare within the Liberty of this Borough to the annoyance of Her Majesty's subjects, each person so offending shall forfeit five shillings
- Also- We Ordain, That all Maltsters and Brewers do secure their fires on pain of One Pound nineteen shillings & elevenpence
- Also- We Ordain, That the Bailiffs do cause the Jury to be warned to the Court Leet, three days before it is to be held on pain of forfeiting the sum of Ten shillings

Scan of the Town Book Page 72 (1845)

also 108 Ordain, Shat if my Persone warned to the Com als Joing, and does not reference to mosiver to his dumming sha forfeit the sum of six shillings and eight frence also We Ordain, Short the Breiliffs of this Sown shally Court Sect, in each year, on or before the mitte day of Octor unless the same do happen on a Saturday or Sunday in case it shall be below on the following Monday on sainflat the sum of Sen shillings, to be found to their successors Oldo 108 Orderen, Shoet any Sirror heer duly warmed to Court, not heing a Court Sect word does not appearting to his name within half on hour of the appointed time shall forfeit, one Attilling and sixfreice also los Ordann, Sheet no Persone do caring Fine una in the Street on Grain of Storce Strillings and form for also We Ordann, Short the Heighway or Board buddy the Common Quay or Sanding place, he always held a and in sufficient repair alo De Ordain Shat the Constables do fray all the on from of Sew shillings Color We Orderino, Short all Chimnes in this Sown he sufficiently clean, and if come Chimney catch fine and out of the Sofe the owner thereof strall immediately for dia shillings and eight fewer

Transcription of the Town Book Page 72 (1845)

- Also- We Ordain, That if any Person warned to the Court Leet Jury, and does not appear to answer to his summons shall forfeit the sum of six shillings and eight pence
- Also- We Ordain, That the Bailiffs of this Town shall hold a Court Leet, in each year, on or before the ninth day of October unless the same do happen on a Saturday or Sunday in which case it shall be held on the following Monday on pain of forfeiting the sum of Ten shillings, to be paid to their successors
- Also- We Ordain, That any Juror been duly warned to a Court not being a Court Leet and does not appear to answer to his name within half an hour of the appointed time shall forfeit one shilling and sixpence
- Also- We Ordain, That no Person do carry Fire uncovered in the Street on pain of Three Shillings and four pence
- Also- We Ordain, That the Highway or Road leading to the Common Quay or Landing Place be always kept free and in sufficient repair
- Also- We Ordain, That the Constables do pay all Monies into the Bailiffs hands as soon as they have collected it on pain of Ten shillings
- Also- We Ordain, That all Chimneys in this Town be kept sufficiently clean, and if any Chimney catch fire and blaze out of the Top the owner thereof shall immediately pay six shillings and eight pence

Scan of the Town Book Page 73 also 11) & Ordain, the the Builiffs do to the estimost of their prower freserve the young Simber and Underwood, growing afron this Monor, for the Benefit of this Sowie, on frain of One pound mireteen Stillings and elevenpence to be Gaid to their successors Also We Ordain, Short the Streets and Higher within the Siberty of this Sown, he lieft clowe and free from hening shalled with Adagons, Carts, Carriages, Simber, Catthe Vo. on frain of Three shillings and four france West We Ordnin, Shat no Person do reveal the Secreti of the Court, or Jain of Sen Shillings also NOR Ordain, Shat all archives, Books, Records, Weights, Measures de helonging to this Souve, he locked upin Her Sown Chests, and not any thing therefrom be abstracted let boy the fermificion of the June also Wil Ordain, Shat no Suron after being present at Court shall leave the same without the fermission of the Soremore, on Jain of One Shilling Olso los Orders Shatil amplerson called upon by either of the Constables, to afrist him, or thom, in the Carcution of their duty and refuse so to do shall forfeit, Sew Shillings also We Ordain, Short the acting Steward doing of the foresentments and ordnances in the Sown Book, within hew anys after the Court, one pain of Sin Shillings

Transcription of the Town Book Page 73 (1845)

- Also- We Ordain, The the Bailiffs do to the utmost of their power preserve the young Timber and Underwood, growing upon this Manor, for the Benefit of this Town, on pain of One pound nineteen shillings and elevenpence to be paid to their successors
- Also- We Ordain, That the Streets and Highways within the Liberty of this Town, be kept clear and free from being stalled with Wagons, Carts, Carriages, Timber, Cattle etc on pain of Three shillings and four pence
- Also- We Ordain, That no Person do reveal the secrets of the Court, on pain of Ten Shillings
- Also- We Ordain, That all Archives, Books, Records, Weights, Measures etc belonging to this Town, be locked up in the Town Chests, and not anything therefrom be abstracted but by the permission of the Jury.
- Also- We Ordain, That no Juror after being present at Court shall leave the same without the permission of the Foreman, on pain of One Shilling.
- Also- We Ordain, That if any Person is called upon by either of the Constables to assist him, or them, in the Execution of their duty and refuse so to do shall forfeit Ten Shillings.
- Also- We Ordain, That the Acting Steward do engross the presentments and ordinances in the Town Book, within ten days after the Court, on pain of Ten Shillings.

Scan of the Town Book Page 74

Hierete, on pour of also live Ordain, Shat no ferson shall empty afring. this Some, at amptime sexcepting sheteren the hours of Im at Night, and five in the Morning, on frain of On Pour also We Ordann, Short the Gate and Sence badingtothe he always hefot up (Dig) the Gate and Fience on the doubte helonging to all. Holm Sanders weder a frematty often on and the post and Sence on the South side belonging to Mich Meads under a frenchty of fine shillings. also We Ordain, Shat if any person diffing or drawn Water with an unclean Vefel out of any of the Jour la Shall forfeit for enche offence the seem of Sesostribies way De Ordrein, Short the Briliff de attend ench un every Court during the sear on frain of One focused to my to their successors. also We Ordrein, Short the Occupier of the Willow Bette - by called by the name of Drais he hound to beep the tied up and free from obstructing the foot both hading thereough the same on fair of Fire shillings

Transcription of the Town Book Page 74 (1845)

- Also- we Ordain, That the Justices do attend each and every Court during the ensuing year, upon being duly warned thereto, on pain of one Shilling and sixpence.
- Also- We Ordain, That no person shall empty a privy in this Town, at any time excepting between the hours of ten at Night and five in the Morning, on pain of One Pound
- Also- We Ordain, That the Gate and Fence leading to the Down be always kept up (Viz) the Gate and Fence on the South side belonging to Mr John Saunders under a penalty of ten shillings and the post and Fence on the North side belonging to Mr Miah Meads under a penalty of five shillings.
- Also- We Ordain, That if any person dipping or drawing Water with an unclean Vessel out of any of the Towns Wells shall forfeit for each offence the sum of Two shillings and sixpence
- Also- We Ordain, That the Bailiffs do attend each and every Court during the year on pain of One Pound to be paid to their successors.
- Also- We Ordain, That the Occupier of the Willow Bed "duly called by the name of Daw's" be bound to keep the willow tied up and free from obstructing the footpath leading through the same on pain of Five shillings.

Things to think about

- 1. Are there any laws that you would like to introduce into your town today?
- 2. Can you find out what laws apply to your town today and who enforces them? (See Running the Town pdf page 8). How were they different to laws in the past?

Today's Town Council no longer has the power to imprison people in the stocks or the lock-up at the Old Town Hall. People are no longer held responsible for the crimes of their neighbours as it was under the Frank Pledge system.

Brading Town Council does not have any powers to issue fixed penalty fines for litter, fly posting or dog offences, this is the responsibility of the Isle of Wight Council.

Petty crime can be reported by the Council to the police through the Police Community Support Officer (PCSO) who takes some of the old Bailiff role. Problems with the highway are no longer the responsibility of the Way Warden but suggestions for road improvements are raised by the Town Council and parking is monitored by Isle of Wight Council traffic wardens.