

Article XXXVII

Touching great fishes that are taken or found dead on the sea-shore, regard must be had to the custom of that country where such great fishes are taken or found. For by the custom, the lord of that country ought to have his share, and with good reason, since the subject owes obedience

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If a ship, or any other vessel, hath cast overboard several goods or merchandises, which are in chests well locked and made fast; or books well clasped and shut close, that they may not be damaged by salt water, in such cases it is to be presumed, that they who did cast such

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Article XXXVIII

and tribute to his sovereign.

If by some chance or misfortune the said fish happens to be stolen away, or otherwise lost from the place where it was found, after or before the said lord has visited it; in this case he that first found it shall not any ways be obliged to make it good, Casus fortuiti in gibus

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Article XLII

Article XXXIX

If the lord of the place pleases, and if it be the custom of the country where the fish is found, he may cause the same to be brought by him that found it, to the public and open market place, but no where else; and there the said fish shall be appraised by the said lord, or his deputy

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according to custom. And the price being set, the other party that made not the price, shall have his choice, either to take or leave it at that price; and if either of them, whether per firm or netum be an occasion of loss or damage to the other, though but to the value of a denier, he shall be obliged to make him restitution.

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Article XXXV

If any searches the sea-coasts to fish, or find gold or silver, and he finds it, he ought to restore it all without any diminution.

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If any man happens to find any thing in the sea, or in the sand on the shore, in floods or in rivers, if it be precious stones, fishes, or any treasure of the sea, which never belonged to any man in point of property, it belongs to the first finder.

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neighbor.

Article XXXVI

If any going along the sea-shore to fish, or otherwise, happens to find gold or silver, he shall be bound to make restitution thereof, deducting for his own pains; or if he be poor he may keep it to himself that is, if he knows not to whom to restore it; yet he shall give notice of the

Article XL

If the costs and charges of carrying the said fish to the said market place would amount to a greater sum than the fish itself may be worth, then the said lord shall be bound to take his share at the place where such fish was found.

lord of the place, that he may come and demand what is his right.

Article XLI

The said lord ought likewise to pay his part of the aforesaid costs and charges, because he ought not by another's damage to enrich himself.

Article XXXVIII

The lord ought to have his share of oil fish, and of no other, according to the laudable custom of the country where they are found; and he that finds them is no farther obliged than to save them, by bringing them without the reach of the sea, and presently to make it known to the said

goods aboard, do still retain an intention, hope, and desire of recovering the same: for which reason, such as shall happen to find such things, are obliged to make restitution thereof to him who shall make a due enquiry after them; or put them to his conscience and the advice of some prudent

place where he found it, to the neighborhood and parts next adjacent, and advise with his superiors, who ought to weigh and take into consideration the property of the finder, and then to give him such advice as is consonant to good conscience.