1. Record Nr. UNINA9910659488203321 Autore McHaffie M. W Titolo Warranty Obligations in Western France, 1040-1270: Law, Custom, and Lordship / / by M.W McHaffie Pubbl/distr/stampa Cham:,: Springer International Publishing:,: Imprint: Palgrave Macmillan, , 2023 **ISBN** 3-031-14517-8 Edizione [1st ed. 2023.] Descrizione fisica 1 online resource (140 pages) 340.5 Disciplina 346.4404360902 Soggetti Law—History Europe—History—476-1492 France—History Social history Legal History History of Medieval Europe History of France Social History Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia 1. Introduction -- 2. Warranty in the Coutumes d'Anjou et Maine -- .3 Nota di contenuto Warranty in the Charters -- 4. Giving Warranty: Acts and Actors -- 5. Warranty, Litigation, and Compensation -- 6. Securing the Present and the Future: The Targets of Warranty -- 7. Conclusions. Sommario/riassunto This open access book examines warranty obligations in western France during the central Middle Ages. Warranty refers to the commitments that an individual undertook when alienating property to protect the transfer from outside challenge, and to provide compensation if they failed to defend a transaction successfully. The subject has never received a full-length study before, meaning that scholars' interpretation of warranty is marred by a number of untested generalisations. Warranty has generally only been viewed as a thirteenth-century development owing to the influence of Roman law

and changes in family structure. This book, therefore, considers the

evidence for warranty in western France en masse, starting with the first appearance of warranty clauses in documents in the 1040s up until the compilation of vernacular lawbooks in the 1270s. This book opens a window onto legal practice in the central Middle Ages, raising questions about wider processes of legal change. It emphasises the importance of lordship, in particular, when it comes to making sense of how and why warranty obligations developed the way they did. It thus challenges the prevailing explanatory narratives invoked by scholars when discussing warranty, and invites us to ask questions about the sorts of stories we tell when looking at legal change. Combining documentary and prescriptive lawbooks, along with a rich corpus of case material, this book offers a comprehensive account of a little-studied phenomenon, one that can elucidate much larger interpretative questions that are central to French legal history.