

Lib. H. D. he had made Oath thereto. It is Demanded of him whether the s<sup>d</sup> Minuitt was truth or not, who does acknowledge it was.

p. 493 Afterwards was produced a Writt of Error under the Broad Seal of the Province dated the 22<sup>d</sup> of May last past obtained by W<sup>m</sup> Sharp w<sup>ch</sup> was Read accordingly.

Mr Jno  
ffreeman's  
Case in the  
matter of Mr  
Sharps Writ  
of Error  
Referred to  
the Kings  
Lawyers,  
whether he  
ought not to be  
psecuted for  
perjury &ca

His Ex<sup>ncy</sup> demands to know of the s<sup>d</sup> M<sup>r</sup> ffreeman whether or no he did not tell him at M<sup>r</sup> Dentons House the 22<sup>d</sup> of May in the Evening last past that the aforementioned Writt of Error, Concerning M<sup>r</sup> Sharp was not then issued who Says he did. he is Orderd to View well the s<sup>d</sup> Writt (w<sup>ch</sup> was given to him) and declare whether the Same and Every Word thereof were his hand writing, who acknowledges it is. M<sup>r</sup> Sollicito<sup>r</sup> Gen<sup>ll</sup> and M<sup>r</sup> Rob<sup>t</sup> Gouldesborough his Ma<sup>ts</sup> Counsell at Law are by Ord<sup>r</sup> sent for, and Came accordingly, To whom a Copy of the foregoing Minuite of Councill and Writ of Error were deliver'd for them to make Report whether the s<sup>d</sup> ffreeman is not thereby lyable to be prosecuted on the Statute of Perjury who accordingly bring in the following Report which was Read Viz<sup>t</sup>

To his Ex<sup>ncy</sup> the Govern<sup>r</sup> in Councill &ca

Kings Law-  
yers Report  
vpon Mr ffreemans Case

We have Consider'd of John ffreemans Case referred to Us by yo<sup>r</sup> Ex<sup>ncy</sup> whether he be Guilty of Perjury in making Oath that the Writ of Error was issued on the day mention'd thereon. That if the Writ were not gone out of the Office on that day that he Swore it was not issued; he swore truth because he swore only to the issuing the Writt, But we Conceive the Granting the Writt, ought to Availe the party Concerned in it from the date thereof therefore we Report that if the Writ was issued out of the Office before the day Sworne to by the Register and that Can be proved against him it is Perjury and he ought to be put under Baile till he discharge himself by due Course of Law, but if that cannot be proved against him, tho: it was Signed and Seald, he ought not to be Confined thereon because he might Swear truth and if Soe, is not Perjury which is humbly Submitted &ca

W<sup>m</sup> Dent

R: Gouldesborough

It is Demanded of the Reporters whether the s<sup>d</sup> Instrum<sup>t</sup> pap<sup>r</sup> was a legall Writt before the Seal was to it, who