

Justices, or Matter of Record on due Process. according to the Old Law of the Land. And by the first of Henry the 4<sup>th</sup> Chapter the 14<sup>th</sup> Appeals to Parliament are Declared against, as Contrary and Repugnant to Reason and the Constitution. That this Method of Complaint is not only against the before recited Statutes, but also against the General Frame and Tenor of the Common Law. By this the Subject may be twice Punished for One Offence, for no Proceeding in this will preclude the Cognizance of the Courts of Law. And Observes, he will Lose the Legal Tryal by a Jury of his Peers, the best Discovery of Truth. By this his Birth Right Admitted in the Ordinary Courts of Judicature and his Right of Appeal.—And By this his great Security against false Testimony, for no Indictment could be prosecuted (as he Conceives) for a Perjury which might be Committed on Examination before this House in such Case as this.—And by this the Benefit of that wise Institution by which the Law is Determined by one, and the Fact ascertained by another, under the Most Sacred Obligation to Administer Right and Justice.

The Respondant's Plea and Answer seems good, by the Behaviour of the House not Justifying their Proceedings; (on the Contrary). Ordered your Message to be Read and the Papers thereto Annexed (M<sup>r</sup> Rawlins's Answer to the Charge) to be Referred (Sine Die) to the Consideration of the next Session of Assembly. And makes Enterance in their Journals short of Your Message to them thereon. I shall Conclude with this Remark on the reality of the Ordinary Course of the Common Law. Even Oliver Cromwell who trampel'd almost upon all Law, yet was so Sensible of the justness of the Ordinary Course of the Common Law, It is Asserted, he went Disfigured privately at night and waited on M<sup>r</sup> Hale a Councillor in Lincolns Inn and of great Abilities in the Law. he told him, he did not require his Oaths to him, as he knew him a Stanch Royalist; But it being Absolutely Necessary the Process of the Ordinary Course of the Common Law should Continue, as Essential to the People. he therefore Desired his Acceptance of a Commission from him for that purpose; which he received and Exercised on his Circuits so justly; That King Charles the second at his Restoration Knighted him Sir Mathew Hale and made him Lord Chief Justice of England. The Common Law is the Touchstone of Our happy Constitution, 'tis self preservation and of Right attends the Subject through all the British Dominions. His Lordship Recommends to you that you will on All Occasions exert yourself against