

And if a Man be slain in the day time; out of any Town, then the Hundred shall be charged therewith; and for the insufficiency of the Hundred, shall all the County be charged; *Et. Stat. 34.* Yet see *Dyer 210. b.* that the Township shall be amerced for the Escape, although the Murder were committed in a Field of the Town, or in a Lane, &c. And the Justices of Peace are to enquire of such Escapes, and to certify the same into the *Kings Bench. P. Just. 19.*

*P. R. 156.* Also every Man is a sufficient Bailiff and Officer to apprehend him that is pursued by Hue and Cry: And if he be taken with the thing supposed to be stolen, though he neither be of evil name, nor a stranger, yet every Man may commit as well such suspected person, as also such Goods, to the Town where they be apprehended, to answer to the King according to the Law; and the Constables of the Town are to carry before some Justice of Peace, as well such Prisoners, as also the Bringers, that the Justices may take their Information against such Prisoner, and may examine and commit such Offender, or person so suspected:

*9 Ed. 4. 9. Co. 5. 92.* But if a Man do levy Hue and Cry upon another without cause, both the one and the other shall be attached, and carried before a Justice of Peace to answer it, as disturbers of the Peace, and be bound to their Good Behaviour.

Note also, That the Kings Officer may break open any Mans house, to apprehend any Felon; or any person that is suspected of felony, being in the said house. See hereof *antea tit. Forceable Entry.* *House.*

Also the High-ways are to be enlarged, and to be cleansed of all Bushes, Woods and Trees, &c. whereby such Offenders may lurk or escape. See *antea tit. High-ways and Robbery.*

*18 E. 1. 4. P. Watch. 1.* And for the better detecting and apprehending of such Offenders in great Towns being Walled, the Gates are to be shut from the Sun-setting until the Sun-rising; And no man shall be lodged in the Suburbs from nine of the Clock until day, unless his Host will answer for him. And in all other Towns Watch shall be kept, from the Feast of the *Ascension* until *Michaelmas*, from the Sun-setting until Sun-rising; and if any stranger do pass by them, he shall be arrested until the morning, &c. And if they will not obey the Arrest, then all men shall be ready to follow with Hue and Cry, until such Night-walkers shall be taken: And for such Arrest none shall be punished. And the Constables ought to see these Watches duly set and kept; and as well the Constables of Hundreds and of Franchises, as also the Petty-Constables of Towns, ought to make Presentment to the Justices of Peace at their Sessions, (and to all other Justices thereto assigned) of the defaults of Watches, and of such as lodge strangers, for whom they will not answer: And the Justices of Peace at their Sessions shall punish such as be found in default. *P. Watch 2.* See *antea tit. Watch,* That every Justice of Peace may cause these Watches to be duly kept. *Town.*

*5 H. 7. 5. 2. Lamberts Office of the Constable.*

*Night-walkers.*

*Watch.*

The Forfeiture of Felony. CHAP. CLXIII. V. 110.

*Co. 4. 124. Co. L. 41.*

THE punishment of every Person attainted of Felony, is fourfold. *§. 1.*

1. The Offender shall lose his life, and be hanged between Heaven and Earth, as unworthy of both.

*Ibid.*

2. He shall lose his Blood, as well in regard of his Ancestry, as of his Posterity; for his Blood is corrupted, so as he hath neither Ancestor, Heir, nor