

respond' vobis de diversis Transgr' Contempt' & Offensis, de quibus ipse indi-
cat' existit. Et habeas ibi tunc hoc Breve. Teste R.M. & M.D. apud Linton
sexto die Jan', &c. anno Regni nostri, &c.

Ad quem diem Will' Wendy Mil' Vic' Com' pred' retorn' quod ipse non est
inven' in Bulliva sua, & ipse non venit. Ideo precept' est sicut alias, &c.

The Alias Capiat.

CAROLUS, &c. Vic', &c. Præcipimus tibi sicut alias tibi præcipimus,
quod non omittas, &c. (Verbatim ut supra.)

Ad quem diem, &c. (ut supra) & ipse non venit. Ideo precept' est Vic' sicut
pluries, &c.

The party may appear gratis, and so avoid the Attachment or Arresting
of his Body; and that is the cause that the Entry is, *Et ipse non venit*.

The Pluries Capias.

CAROLUS, &c. Vic', &c. salut'. Præcipimus tibi sicut pluries tibi præ-
cipimus, quod non omittas, &c. (ut supra.)

Ad quam diem Willielmus Wendy Mil' Vic' Com' pred' retorn' quod
pred' E. F. non est inven' in, &c. & ipse non venit. Ideo precept' est quod
exigi fac', &c.

The Exigent.

CAROLUS, &c. Vic', &c. salut'. Præcipimus quod exigi fac' E. F. de A.
in Com' tuo Teoman, quousq; secund' legem & consuetudin' Regni nostri
Angliæ utlagatur, si non comparuerit, & si compar' tunc eum capias, & salvo
custodi' fac' ita quod habeas corpus ejus cor' R.M. Mil' & M.D. duobus Just' ad
Racem nostram conservand' necnon ad diversas Felon' Transgr' & alia male-
facta in eod' Com' tuo perpetrata audiend' & terminand' assign' apud L. in Com'
tuo, non die Sept' prox' futur' ad respond' nobis de diversis Transgr' Contempt'
& Offensis, de quibus ipse indicat' existit. Et habeas ibi tunc hoc Breve.
Teste R.M. & M.D. apud L. 8 die Sept. anno Regni nostri, &c.

Ad quem diem Willielmus Wendy Mil' Vic' Com' pred' retorn' quod ad
Com' tent' apud Cantabr' 20 die Aug. anno Regni Dom' Regis nunc, &c. &
sic ad quatuor alios Com' tunc prox' sequent' ibid' tent' pred' E. F. exactus fuit,
& non comparuit. Ideo utlagat' fuit.

Lamb. 503 These Processes are sent out, to the end that either the party shall come
or be brought in to make his Answer, and to be justified by the Law; or
else that for his contumacy he shall be outlawed, and so be deprived of
the benefit of the Law. But the power of the Justices of peace endeth
with the Utlary, for they can make no *Capias Utlagatum*, but must certifie
the Utlary into the Kings Bench.

Lamb. 500 Also all such Processes (as well of *Capias*, &c. as of Utlary) may be staid
by a *Superfideius* issuing from other Justices of peace (out of Sessions) re-
livering that the party hath come before them, and hath found Sureties
for his Appearance to answer to the Indictment, or to pay his Fine, &c.
See before.

The Com-
missions,
14 H. 7. 8.
Br. P. 6, 7. Note, That this Authority of the Justices of peace in sending out
their Processes (being out of their Sessions) is beyond the bounds of their
Commission. And again, by the Commission one Justice of peace alone
can-