

aut alio alicui de populo nostro, de corpore suo nec faceret, nec fieri procuraret quovis modo; vobis mandamus quod tenorem in Securitatē Pacis (sive Boni gestus) predicti nobis in Cancellarij nostr' in Octabis Purificat' Beatæ Mariæ prox' futur', ubicunq; tunc fuer', sub sigill' vestr' vel unius vestr' distincte & aperte sine dilatione mittatis: Et hoc sub pœna cent' libr' nullatenus omittatû, nec aliquis vestr' omittat. Teste meipso apud West. 28 die Nov. anno Regni nostri sexto.

The Return hereof see *antea tit. Surety for the Peace.*

But if the *Certiorari* be with these words, We command that you send all and singular the Recognizances aforesaid, with all matters concerning the same, as fully and wholly as before you, &c. they were late taken, &c. Here the Justice of peace, together with the Recognizance, must certifie and send his Examinations taken, or the Warrant whereby the party was brought before him to find such Surety, and such other matter or cause as he knoweth why such Surety was required against the party; that so the Court above may proceed against the party (if cause be required) according to Law and Justice. And the Certificate may be thus.

I M. D. one of the Justices of the peace in the County of Cambridge do certifie his Majesty in his Court of Chancery (or Kings Bench) That I by virtue of a certain Warrant (the Tenor of which is hereunder written) did compel R.C. in the same Writ named, to find Surety according to the form of the said Warrant. And I the said M. D. by virtue of the said Writ, the said Recognizance in the said Writ mentioned, and all things touching the same, to his Majesty (under may Seal) do hereby distinctly send, as in the said Writ is of me required. In witness whereof, &c.

The Tenor of the above mentioned Warrant followeth. Then underneath write the Warrant, &c. *verbatim.*

Nota, Quod Record ne ferra remove mes per Certiorari, on Corpus cum causa, Fitz. Record. 3.

Note also, that upon a *Certiorari* to remove an Indictment of a Riot or Forcible Entry, &c. the Return must have these words, *Nec non ad diversas Felonias, &c.* For if the Return mentions only that they are Justices of the peace, without the former words, *Nec non ad diversas Felonias, Transgressiones, & alia malefacta, &c.* according to the Commission, the Return is insufficient, 12 H. 7. 25. 2 R. 3. 9. *Br. Indictment* 32, 50.

Also note, that no *Certiorari* shall be granted to remove any Recognizance, except the same Writ be signified with the proper Hand of the Chief Justice, or (in his absence) of one of the Justices of that Court out of which the said Writ shall be awarded or made, 1 & 2 P. & M. c. 14.

D E U S

Minimis Magnus.

F I N I S.