

P. Just. 14.
P. Sher. 13.

18 Hen. 6. 19. & 3 H. 8. 5. Soldiers departing without License.
1 Ed. 4. 2. Felonies presented before Sheriffs in their Tourns or Law days.

P. Just. 11.
P. Just. 32.
P. Just. 15.
P. Just. 74.
P. Mariners 6.
P. Robbe. 17.

22 H. 8. 11. Cutting down of Powdick.
25 H. 8. 6. Against Buggery.
8 Eliz. 3. Transporting of Sheep.
39 Eliz. 4. & 1 Jac. 7. Incorrigible Rogues.
39 Eliz. 17. Wandring Soldiers and Mariners.
43 Eliz. 13. Carrying Men forcibly out of Cumberland, &c.

So that the Justices of Peace at their Sessions, may safely proceed to try all Petty-larcenies and small Felonies, and such other Felonies whereto they are authorized by these last recited Statutes: And in such cases also the Justices of Peace that shall take the Examination of such Felonies, may safely bind over the Informers, and certifie the Examination and informations to their next general Sessions of the Peace.

And for Petty-larcenies, and other Petty-felonies, after an Indictment preferred at the Quarter Sessions, if an *Ignoramus* be found by the great Enquest, here the said Sessions, in good discretion, may deliver the Gaol of such Petty-felons; otherwise for all Homicides, Robbery, or other Felonies. *Dier 29.*

For in Cases of Murther, or other Homicide (by misfortune, or in his own Defence, or other manner,) the Offenders by the Statute of *Glocester* (made 6 Ed. 1. cap. 9.) are to abide in prison until the Justices of Gaol delivery shall come into the County to deliver the Gaol. And by the Statute of 4 Ed. 3. cap. 2. Two Wardens or Keepers of the Peace, or Justices of Peace might take Indictments, &c. But the Persons so indicted were to be delivered by the Justices of Gaol delivery.

But after by the Statutes of 18 Ed. 3. cap. 2. beforementioned, Justices of Peace were assigned to hear and determine Felonies, &c. and to inflict punishment according to Law, and the manner of the Deed. And by the Statute of 34 Ed. 3. cap. 1. Justices of Peace had power given them to hear and determine, at the Kings Suit, all manner of Felonies done in the same County, according to Law, &c. And by the Statute of 17 Rich. 2. cap. 10. in every Commission of the Peace, two Men of Law (amongst others) are to this purpose to be Assigned, *scil.* to go and proceed to the Deliverance of Felonies as often as they shall think it expedient.

Lamb. 529.
Crom. 56.

And yet there are some Felons which the Justices of Peace cannot hear to try at all, neither can they inquire thereof, nor otherwise deal there-with (as it seemeth:) As namely.

§ 3.
Felonies
not to be
dealt with
by Justices
of Peace.

* This is
High Treason.
son. Sec
Posses.
3 H. 7. c. 14

1. First, If any Man being the Kings sworn Servant; (and his name in the *Check Roll* of his Household) under the degree of a Lord, shall conspire with another to destroy the Kings Majesty, or any Lord of this Realm, or any other sworn to the Kings Council, or the Steward, Treasurer, or Comptroller of the Kings House; every of these Offences are made Felony by the Statute made 3 Hen. 7. But such Offences are by the same Statute appointed to be tryed by a Jury of the *Check Roll* of the same Household, and before the Steward, Treasurer or Comptroller of the Kings said House.

2. All Murthers or Man-slaughters, committed or done within any the Kings Palaces or Houses, or within the limits or bounds thereof, or within any other House where his Majesty shall happen to be then abiding in His Royal Person, shall be inquired of, tryed, heard, and determined before the Lord Great Major, or Lord Steward for the time being of the Kings Household; and in their absence; before the Treasurer and Comptroller of the same Household, and the Steward of the *Marshalsea*,