

where said papers had desired might be returned by the Courts, they being in the possession of the aforesaid Genl: Pitt, of and from any further trouble in a certain administration, which he had given on the estate of Our Edward fourth late of this County do also there being no more assents or other affidavits upon which in Francis Genthins case up and down the Court that they would please to take notice of a story related that he had some time before taken out out of the said Genl: Pitt's estate of the said fourth and had judgment thereupon for what had not been complied with according to Law, that the said Genl: Pitt had not been granted by the Court and therefore cautioned the Court that they might not be surprised. That the said Land was no wayes concerned in the matter, upon which Waller Land no wayes protested, but the said Genthins did very stirrileously in the face of the Court assert that the said Genthins had swartificially obtained the aforesaid story related. In Francis Genthins then protested that he had legally obtained the same, referring him self to the Records, after several abuses and misdeeds offered by the said Land. The said Land said these words following, if it were done by me Genthins I must needs say it was swartificially done of me Genthins, in Genthins being then somewhat incensed not only as to the affront done to him in his private capacity, but also to his public being then Justice or Judge of the Court, saying he would not be affronted by any such papist in the Land that was solemnly affirmed to be the truth in every particular as witness our hands and seals the 26<sup>th</sup> of September 1696.

Thomas Newbold Esq  
 Edmund Howard Esq

The aforesaid Jury having deliberately considered all the foregoing proceedings, returns, being called over and examined, were unanimously agreed, the verdict being delivered was read in the audience of the said Land, as follows to wit  
 That the Jurors do find Waller Land guilty of charging in Francis Genthins wife swartificial actions as he was sitting as Justice of the Court (who for the County of Somerset upon the 11<sup>th</sup> day of June last past) in obtaining a story related against Genl: Pitt late Lord of the Estate of Edward fourth.

Samuel Collins for man

The Court judge upon the verdict, that Waller Land be fined twenty five days work to be paid when demanded by the Court, and also pay cost of suit, and give security for his behavior and abstinence to all their Majesties High Courts of this Province but more especially towards Mr. Francis Genthins of our said County during Courts pleasors, and also pay fines and fees that the said Recognizance be void and of none effect, these wayes to be and remain in full performance and virtue.

The condition of which Recognizance is such that if the above bound Waller Land, be of the good behavior and abstinence to all their Majesties High Courts of this Province but more especially towards Mr. Francis Genthins of our said County during Courts pleasors, and also pay fines and fees that the said Recognizance be void and of none effect, these wayes to be and remain in full performance and virtue.

Peter Whaples pl  
 Nicholas Hartnell def  
 Sangster p p  
 Don p d f  
 Attorneys = James Jones, Esq. read  
 of Court referred to a Jury.