

4th Reas: No person can be Indicted for a Riot unless such person has
 unlawfully assembled being by a Justice of peace Warrant to
 depart notwithstanding a bid and command in this behalf to the
 defendant of this peace by the peace of our Court or may if
 appears by the Stat: primo Marle Cap: 12th and several others for
 that no persons were publickly met with there and found if
 intent nor warned by any Magistrate or other Officer to
 depart nor any Outrage affray or Assault tending to the
 disturbance of this peace by any person or persons committed
 said only the private disorders betwix the said Ann H
 Broth and the said Eliz: Steevens nor present for a Riot
 committed for which reasons Judgment ought to be arrested as
 aforesaid

5th Reas: It doth appear by the Statute of the 16th of H: 7: Cap: 13th
 that the Sheriff upon return of a Riot shall return 24
 Jurors dwelling in the Vicinage where the Riot was com-
 mitted in View of Lands to the value of 20th of Annum
 upon every Juror: Now for that it doth not appear
 that there hath been such return or that the Jurors were
 qualified as well as the Lands of this Province direct by
 the Statute for the said Reasons ought to be Arrested

Which Reasons being read and the first being by the Court duly
 considered the said Reasons are sufficient in Law to quash the
 said Indictment and Verdict

Therefore it is considered by this Court that said Indictment
 and Verdict for the Reasons aforesaid be quashed and from hence
 forth to hold for None

Simon Winmer et al

M^{rs} Matthew Carstyon moves this Court that the said Ann H
 Broth may be bound to her good behavior and Appearance all
 next Court records that the said Ann Broth find Security and
 may to the said Motion

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