

is certain and particularly sett forth the cause
of Commitment and that the Court or part of the
Court committed the prisoner had Jurisdiction of the Cause
I never could find that they bayled him as in
the Case of one Wm Allen prisoner in the
being brought to Court by his C: Corpus and the
Cause returned by the Keeper that how
committed by the Lord Chancellor for a Contempt
in not performing a Decree in the Court of Chancery
made against him the Court there refused
delivered him Moore Rep^t 840. and the Duke
Shaftsbury committed by the Lords in parli
to the Tower and tho: the return was general
on his habeas Corpus for a Contempt to the
House because the Court of H: B: had no Jur
isdiction of the Cause he was remanded in
1714. Tho: Mays was committed by the Justice of
the Quarter Sessions at Hartford for saying if I could
Justice here I'd have it else where for which he
fined five pounds he obtained his habeas Corpus
the Cause for then on returned because he was in
Execution for his fine - 1. Nov^r 144 and many
more that are of the like nature where they
were refused to be bayled on their habeas Corpus
as 3. Rep^t 418. 3. Rep^t 144. 19. Hil^l Rep^t 129. and
take it that the habeas Corpus was always
a Civil Cause on the Statute afo^r.

2^dly
3^dly

That on the return ~~being~~ sufficiently sett forth
the cause of commitment
That by such returne it appeared your Ex^{ty}
no other in this province had Jurisdiction of the
Cause I therefore humbly conceive the habe
Corpus ought not to be granted on this said Sta
nor the party on the returne thereof bayled