

Another without his Leave is without Question and the doing of it with any Circumstance that may disturb the Peace is an Aggravation although there be no sort of Violence offered thereunto

That when a number of people come together and claim the right of Lands or Goods quietly Possessed by another and by words or letters manifest an intent to disturb that person by turning him forcibly out of his Possession if he should not agree to their measures they are without question disturbers of the peace and punishable as such

2. It seems a settled point in Law that the bare meeting together of three or more persons (which number must be to make a Riot) with intent to do an act which in itself would be a Riot if put in execution, are not Rioters without proceeding to some degree of Violence as beating a man or forcing him to quit his Lands or Goods, but when the meeting can be proved to be with Intent to commit a Riot, the least Degree of force and Violence to any man or his Possession will suffice and I conceive taking away part of Lands Wheat field and one of his Houses and keeping the Possession of them would, without the other Circumstances of Aggravation attending the case of Taylor and his Companions make a Riot, but it would be proper to enquire whether they removed the Fences locked the Doors or did any other Act which may evince their claiming and continuing to claim a Right to what the other quitted for fear of them