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Calendar of Habeas Corpus Proceedings in the House of Lords of the High Court of Parliament, 1603-1716

Donald E. Wilkes Jr.

University of Georgia School of Law, wilkes@uga.edu

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**CALENDAR
OF HABEAS CORPUS PROCEEDINGS
IN THE HOUSE OF LORDS OF THE HIGH COURT
OF PARLIAMENT, 1603-1716**

**BASED ON DOCUMENTS PRESERVED IN
THE HOUSE OF LORDS RECORD OFFICE (NOW
THE PARLIAMENTARY ARCHIVES)**

**AND ON
THE JOURNALS OF THE HOUSE OF LORDS,
THE REPORTS OF THE ROYAL COMMISSION
ON HISTORICAL MANUSCRIPTS, AND
THE MANUSCRIPTS OF THE HOUSE OF LORDS,
NEW SERIES**

April 18, 2014

**Prepared and Edited
By
Donald E. Wilkes, Jr.
Professor of Law
University of Georgia School of Law**

**Tentative Draft: November 30, 1993
Proposed Final Draft: September 1, 2003
Revised: July 3, 2010
Final Revised Version: April 18, 2014**

Editor's Note

This Calendar is based on original research personally undertaken by the editor in the Search Room of the House of Lords Record Office (HLRO), in the Palace of Westminster, in London, United Kingdom, in 1992, 1993, and 1994.

In November 2006, the name of the House of Lords Record Office was changed to the Parliamentary Archives of the United Kingdom.

The editor expresses his gratitude to the staff of the House of Lords Record Office, who graciously and courteously assisted the editor in accessing the parliamentary records, written on parchment, relating to habeas corpus petitions, and habeas corpus proceedings, in the High Court of Parliament in England in the seventeenth and eighteenth centuries. In particular, the editor heartily thanks these HLRO employees: R. Harrison; M. Troke; K. Bligh; S. Smith; D. Johnson; D. Prior; S. Ellison; and K. Lovell.

The editor expresses his appreciation to the diligent and friendly British police officers who daily escorted the editor back and forth between the ground floor Chancellor's Gate entrance to the Palace of Westminster and the upstairs Search Room of the House of Lords Record Office.

For a scholarly article on parliamentary habeas proceedings, see Donald E. Wilkes, Jr., *Habeas Corpus*

Proceedings in the High Court of Parliament in the Reign of James I, 1603-1625, 54 AM. J. LEG. HIST. 200 (2014). For an important book on the House of Lords from 1642 to 1649. in the era of the English Civil War, see CHARLES HARDING FIRTH, *THE HOUSE OF LORDS DURING THE CIVIL WAR* (1910). For a helpful book on the House of Lords during the Restoration era, from 1660 to 1685, see ANDREW SWATLAND, *THE HOUSE OF LORDS IN THE REIGN OF CHARLES II* (1996). For an important book on the House of Lords during the reign of William III, from 1689 to 1702, see A.S. TURBERVILLE, *THE HOUSE OF LORDS IN THE REIGN OF WILLIAM III* (1913).

During the seventeenth century, the Old Style calendar (under which New Year's Day occurs on March 25) was in effect in England. The New Style calendar (under which New Year's Day is on January 1) did not take effect in England until 1752. It has long been customary, when denoting the year of any event in seventeenth century England occurring between January 1 and March 25 under the Old Style calendar, to set forth the Old Style year date, followed by a forward slash or a hyphen and then the final numeral of the New Style year date. It should also be noted that in the seventeenth century, the Old Style calendar was ten days behind the New Style calendar. Thursday, March 15, 1603/4 was, therefore, Thursday, March 25, 1604 under the N.S. calendar.

The House of Lords, it should be noted, was abolished during the period extending from February 6, 1648/9 until the

Restoration in 1660.

**Donald E. Wilkes, Jr.
Professor of Law
University of Georgia
School of Law
Athens, Georgia 30606 U.S.A.
April 18, 2014**

**CALENDAR
OF HABEAS CORPUS PROCEEDINGS
IN THE HOUSE OF LORDS OF THE HIGH COURT
OF PARLIAMENT, 1603-1716**

APRIL 18, 2014

**SOURCES RELIED ON IN PREPARING THIS
CALENDAR**

- 1. House of Lords Record Office, Main Papers, House of Lords Papers**
- 2. House of Lords Record Office, Main Papers, House of Lords Parchments**
- 3. *Journal of the House of Lords***
- 4. ROYAL COMMISSION ON HISTORICAL MANUSCRIPTS, REPORTS, published in 14 volumes by Her Majesty's Stationary Office, 1871-1894**
- 5. THE MANUSCRIPTS OF THE HOUSE OF LORDS, NEW SERIES, published in 12 volumes by Her Majesty's Stationary Office, 1900-1912 (reprinted, 1962-1977)**

FORM OF PETITION TO HOUSE OF LORDS

Superscription: To the . . .

Designation of the Party to the Petition: The Humble Petition of . . .

Substance of Petition (usually preceded by “Sheweth”)

Prayer for Relief

Conclusion: And Your Petitioner, as in Duty, Shall Ever Pray

. . .

Signature

FORM: (1) Superscription: To the (2) Designation of Party to the Petition: The Humble Petition of (3) Substance of Petition: Sheweth (4) Prayer for Relief, (5) Conclusion: And your Petitioner shall ever pray (6) Signature

Habeas corpus petitions, writs of habeas corpus, and returns are invariably on parchment. The only petition in HLRO is for William Cowse; it is 15½ inches high and 12½ inches wide. Generally, a writ of habeas corpus is on a parchment strip between 1½ and 2½ inches high and 9 to 13½ inches wide. Generally, a return to a writ of habeas corpus is on a piece of parchment from 7 to 12 inches high and between 9 to 14 inches wide.

ABBREVIATIONS

- 1 HATSELL** **1 JOHN HATSELL, PRECEDENTS OF THE PROCEEDINGS IN THE HOUSE OF COMMONS WITH OBSERVATIONS, PRIVILEGE OF PARLIAMENT (photo. reprint 1971) (4th ed. 1818)**
- HC** **House of Commons**
- HL** **House of Lords**
- HLRO** **House of Lords Record Office**
- HMC** **ROYAL COMMISSION ON HISTORICAL MANUSCRIPTS, REPORTS, PUBLISHED IN 14 VOLUMES BY HER MAJESTY'S STATIONARY OFFICE, 1871-1894**
- HMC 3d** **ROYAL HISTORICAL MANUSCRIPTS COMMISSION, THIRD REPORT AND APPENDIX (1872)**
- HMC 4th** **ROYAL HISTORICAL MANUSCRIPTS COMMISSION, FOURTH REPORT, PART I, REPORT AND APPENDIX (1874)**
- HMC 5th** **ROYAL HISTORICAL MANUSCRIPTS COMMISSION, FIFTH REPORT, PART I, REPORT AND APPENDIX (1876)**

- HMC 6th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, SIXTH REPORT, PART I, REPORT
AND APPENDIX (1877)**
- HMC 7th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, SEVENTH REPORT, PART I,
REPORT AND APPENDIX (1879)**
- HMC 8th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, EIGHTH REPORT, PART I,
REPORT AND APPENDIX (1881)**
- HMC 9th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, NINTH REPORT, PART II,
APPENDIX AND INDEX (1884)**
- HMC 11th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, ELEVENTH REPORT, APPENDIX,
PART II, THE MANUSCRIPTS OF THE HOUSE OF
LORDS, 1678-1688 (1887)**
- HMC 12th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, TWELFTH REPORT, APPENDIX,
PART VI, THE MANUSCRIPTS OF THE HOUSE OF
LORDS, 1689-1690 (1889)**
- HMC 13th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, THIRTEENTH REPORT,**

**APPENDIX, PART V, THE MANUSCRIPTS OF THE
HOUSE OF LORDS, 1690-1691 (1894)**

- HMC 14th** **ROYAL HISTORICAL MANUSCRIPTS
COMMISSION, FOURTEENTH REPORT,
APPENDIX, PART VI, THE MANUSCRIPTS OF
THE HOUSE OF LORDS, 1692-1693 (1894)**
- JHC** **JOURNAL OF THE HOUSE OF COMMONS**
- JHL** **JOURNAL OF THE HOUSE OF LORDS**
- MHL** **THE MANUSCRIPTS OF THE HOUSE OF LORDS,
NEW SERIES, published in 12 volumes by Her
Majesty's Stationary Office, 1962-1977**
- 1 MHL** **1 THE MANUSCRIPTS OF THE HOUSE OF LORDS,
1693-1695, NEW SERIES (photo. reprint 1962)
(1900)**
- 2 MHL** **2 THE MANUSCRIPTS OF THE HOUSE OF LORDS,
1695-1697, NEW SERIES (photo. reprint 1965)
(1903)**
- 3 MHL** **3 THE MANUSCRIPTS OF THE HOUSE OF LORDS,
1697-1699, NEW SERIES (photo. reprint 1965)
(1905)**

- 4 MHL** **4 THE MANUSCRIPTS OF THE HOUSE OF LORDS, 1699-1702, NEW SERIES (photo. reprint 1965) (1908)**
- 7 MHL** **7 THE MANUSCRIPTS OF THE HOUSE OF LORDS, 1706-1708, NEW SERIES (photo. reprint 1966) (1921)**
- 9 MHL** **9 THE MANUSCRIPTS OF THE HOUSE OF LORDS, 1710-1712, NEW SERIES (Maurice Bond ed. 1949)**
- 11 MHL** **11 THE MANUSCRIPTS OF THE HOUSE OF LORDS, ADDENDA 1514-1714, NEW SERIES (Maurice Bond ed. 1962)**
- 12 MHL** **12 THE MANUSCRIPTS OF THE HOUSE OF LORDS, 1714-1718, NEW SERIES (David J. Johnson ed. 1977)**
- 2 Foster** **2 PROCEEDINGS IN PARLIAMENT, 1610, HOUSE OF COMMONS (Elizabeth Read Foster ed. 1966)**

CLERKS OF THE PARLIAMENTS AND CLERKS OF THE CROWN IN CHANCERY, 1603-1716

Clerks of the Parliaments

T. Smith	1599-1609
R. Bowyer	1609-1621
H. Elsyng	1621-1635
T. Knyvett	1635-1637
D. Bedingfield	1637-1638
J. Browne	1638-1644
E. Norgate (at Oxford)	1644
H. Scobell	1649-1660
J. Browne	1660-1691
M. Johnson	1691-1716

Clerks of the Crown Office in Chancery

G. Coppin	1601-1620
Sir. T. Edmond	1620-1629
T. Willis	1629-1643
J. Bolles	1643-1659
V. Willis	1659-1660
H. Barker	1660-1692
T. Chute	1692-1701
G. Wright	1701-1725

Note: “The Lord Chancellor is the head of the Crown Office, and the Clerk of the Crown is the head of the permanent staff. . . . The office is one of great dignity, the duties and emoluments of which were defined as far back as 1349. . . . It is in the Crown Office that the Great Seal is affixed.” N. WILDING & P. LAUNDY, AN ENCYCLOPEDIA OF PARLIAMENT 133-34 (4th rev. ed. 1971).

**HABEAS CORPUS PROCEEDINGS IN THE HOUSE OF
LORDS OF THE HIGH COURT OF PARLIAMENT,
1603-1625**

- 1. Petition of Thomas Rush (H.L. 1604), *in* 2 H.L.JOUR. 270, 271, 274, 275 (Mar. 31, Apr. 2, 5, 11, 1604)**

- 2. Petition of William Allome (H.L. 1604), *in* 2 H.L.JOUR. 285, 286, 290-91(Apr. 26, May 1, 1604)**

- 3. Petition of John Piggott (H.L. 1604), *in* 2 H.L.JOUR. 296 (May 10, 1604)**

- 4. Petition of Robert Quinell (H.L. 1604), *in* 2 H.L.JOUR. 299-300 (May 15, 1604)**

- 5. Petition of Nicholas Reading (H.L. 1604), *in* 2 H.L.JOUR. 308, 312-13, 317, 318 (May 28, June 4, 9, 11, 1604)**

- 6. Petition of Marmaduke Redmaine (H.L. 1604), *in* 2 H.L.JOUR. 315, 316-17, 327, 337, 341 (June 7, 9, 23, July 2, 5, 1604)**

- 7. Petition of Thomas Musgrove (H.L. 1607), *in* 2 H.L.JOUR. 497, 498 (Mar. 30, 31, 1607)**

- 8. Petition of Nathaniell Butler (H.L. 1607), *in* 2 H.L.JOUR. 509, 510 (May 16, 18, 1607)**

- 9. Petition of John Foster (H.L. 1607), *in* 2 H.L.JOUR. 511, 512, 514-15 (May 20, 27, 28, 1607)**
- 10. Petition of John Danson (H.L. 1607), *in* 2 H.L.JOUR. 513-14, 515 (May 28, 30, 1607)**
- 11. Petition of William Heylocke (H.L. 1610), *in* 2 H.L.JOUR. 588 (May 5, 1610)**
- 12. Petition of William Lodar (H.L. 1610), *in* (1) 2 H.L.JOUR. 597-98, 599 (May 23, 24, 1610); and (2) HMC 4th 119 (May 23, 1610)**
- 13. Petition of Roger Bradshaw (H.L. 1614), *in* 2 H.L.JOUR. 691, 692, 695 (Apr. 11, 14, 19, 1614)**
- 14. Petition of George Belgrave (H.L. 1614), *in* 2 H.L.JOUR. 694, 695, 695-96, 697-98 (Apr. 16, 18, 19, May 3, 1614)**
- 15. Petition of Sir David Wood (H.L. 1614), *in* 2 H.L.JOUR. 710, 712 (May 30, 31, 1614)**
- 16. Petition of Richard Taylor (H.L. 1614), *in* 2 H.L.JOUR. 712 (May 31, 1614)**
- 17. Petition of William Jewell (H.L. 1620/1), *in* 3 H.L.JOUR. 45 (Mar. 15, 1620/1)**

- 18. Petition of Solomon Browne, *in* (1) 3 H.L.JOUR. 27-28, 28-29, 30 (Feb. 23, 24, 26, 1620/1); (2) HMC 3d 18 (Feb. 23, 1620/1); (3) 11 MHL 134 (Feb. 23, 1620/1)**
- 19. Petition of John Robinson (H.L. 1620/1), 3 H.L.JOUR. 25, 30, 31 (Feb. 21, 26, 27, 1620/1); (2) 11 MHL 135 (Feb. 26, 1620/1)**
- 20. Petition of Francis Broade (H.L. 1621), *in* 3 H.L.JOUR. 94, 96 (Apr. 27, 28, 1621); (2) HMC 3d 22 (Apr. 27, 1621); (3) 11 MHL 146 (Apr. 27, 1621)**
- 21. Petition of Sir Henry Fynes (H.L. 1621), *in* 3 H.L.JOUR. 88-89, 96 (Apr. 26, 28, 1621); HMC 3d 22 (Apr. 26, 1621); (3) 11 MHL 146 (Apr. 26, 1621)**
- 22. Petition of John Nonne (H.L. 1621), *in* (1) 3 H.L.JOUR. 119, 119-20. 122 (May 12, 14, 1621); (2) 11 MHL 147 (May 12, 1621)**
- 23. Petition of John Nanton (H.L. 1621), *in* (1) 3 H.L.JOUR. 97, 119-20, 133 (Apr. 28, May 12, 26, 1621); (2) HMC 3d 22 (Apr. 28, 1621); (3) 11 MHL 147 (May 16, 1621)**
- 24. Petition of Originall Bellamy (H.L. 1621), *in* (1) 3 H.L.JOUR. 136, 156 (May 28, June 4, 1621); (2) 11 MHL 152 (May 29, 1621)**

- 25. Petition of Richard Dyke (H.L. 1621), *in* (1) 3
H.L.JOUR. 165, 170 (Nov. 22, 26, 1621); (2) 11 MHL 153
(Nov. 22, 1621)**
- 26. Petition of William Cowse (H.L. 1621), *in* (1) 3
H.L.JOUR. 169, 170 (Nov. 24, 26, 1621); (2) 11 MHL 153-56
(Nov. 24, 1621)**
- 27. Petition of Benjamin Crokey (H.L. 1621), *in* (1) 3
H.L.JOUR. 170-71, 173-74 (Nov. 26, 28, 1621); (2) 11 MHL
156 (Nov. 26, 1621)**
- 28. Petition of William Whorewood (H.L. 1621), *in* 3
H.L.JOUR. 176, 179 (Nov. 30, Dec. 3, 1621)); (2) 11 MHL 157
(Dec. 1, 1626)**
- 29. Petition of Henry Lucye (H.L. 1621), *in* 3 H.L.JOUR.
182, 187 (Dec. 5, 8, 1621); (2) 11 MHL 157 (Dec. 6, 1621)**
- 30. Petition of Abraham Watts (H.L. 1621), *in* 3 H.L.JOUR.
192, 193, 196 (Dec. 12, 13, 15, 1621); (2) 11 MHL 157 (Dec.
14, 1621)**
- 31. Petition of George Hume (H.L. 1621), *in* 3 H.L.JOUR.
198, 199 (Dec. 17, 18, 1621); (2) 11 MHL 157 (Dec. 17, 1621)**
- 32. Petition of John Phillipps (H.L. 1623/4), *in* 3 H.L.JOUR.
247, 256 (Mar. 5, 11, 1623/4); (2) 11 MHL 159 (Mar. 9,
1623/4)**

33. Petition of Sir Edward Osbaldeston (H.L. 1623/4), *in* (1) 3 H.L.JOUR. 161, 262, 264 (Mar. 13, 15, 16, 1623/4); (2) HMC 3d 29 (Mar. 13, 1623/4); (3) 11 MHL 159 (Mar. 15, 1623/4)

34. Petition of Welsbourne Sill (H.L. 1624), *in* (1) 3 H.L.JOUR. 385, 386 (May 14, 15, 1624); (2) 11 MHL 160 (May 14, 1624)

35. Petition of Richard Culpeper (H.L. 1624), *in* 3 H.L.JOUR. 415, 421 (May 28, 29, 1624)

**WRITS OF HABEAS CORPUS ISSUED BY HOUSE OF
LORDS,
REIGN OF JAMES I (1603-1625)**

Thomas Rush (1604) JHL

William Allome (1604) JHL

John Piggott (1604) JHL

Robert Quinell (1604) JHL

Nicholas Reading (1604) JHL

Marmaduke Redmaine (1604) JHL

Thomas Musgrove (1607)

Nathaniell Butler (1607) JHL

John Foster (1607) JHL

John Danson (1607) JHL

William Heylocke (1610) JHL

William Lodar (1610) JHL

Roger Bradshaw (1614) JHL

George Belgrave (1614) JHL

Sir David Wood (1614) JHL

Richard Taylor (1614) JHL

Solomon Browne (1620/1)

**Francis Broade (1621) (Not Servant) (complains of arrest by
John Broade, when returning from the House, where he had
been ordered by their Lordships to attend from day to day)**

Sir Henry Fynes (1621)

John Nonne (1621)

John Nanton (1621)

Originall Bellamye

Richard Dyke (1621) (Not Servant) (was under Bail for his Appearance here in Court, *de die in diem*, until he shall be dismissed; and that therefore his Arrest was contrary to their ancient Privileges)

William Cowse (1621)

Benjamin Crokey (1621) (Not Servant) (haled him to Prison in *The King's Bench*, where he hath ever since continued, to the Hindrance of the said Commission)

William Whorewood (1621)

Henry Lucye (1621)

Abraham Watts (1621)

George Hume (1621)

John Phillipps (1623/4) 2

Sir Edward Osbaldeston (1623/4)

Wellsbourne Sill (1624)

Richard Culpeper (1624)

NOT HABEAS CORPUS PROCEEDINGS

Petition of Roger Billings (H.L. 1606), Apr. 5, 1606

Petition of James Bynd (H.L. 1614), May 16, 1614

Petition of John Bird (H.L. 1621), May 2, 1621

Petition of Edward Terynham (H.L. 1624), May 14, 1624

**RETURNS MADE TO WRITS OF HABEAS CORPUS
ISSUED BY HOUSE OF LORDS, REIGN OF JAMES I
(1603-1625)**

Nicholas Reading (1604) JHL
Thomas Musgrove (1607)
Nathaniell Butler (1607) JHL
Sir David Wood (1614) JHL
Solomon Browne (1620/1)
Francis Broade (1621)
Sir Henry Fynes (1621)
John Nonne (1621)
John Nanton (1621)
Originall Bellamye
Richard Dyke (1621)
William Cowse (1621)
Benjamin Crokey (1621)
William Whorewood (1621)
Henry Lucye (1621)
Abraham Watts (1621)
George Hume (1621)
John Phillipps (1623/4) 2
Sir Edward Osbaldeston (1623/4)
Wellsbourne Sill (1624)
Richard Culpeper (1624)

**HLRO HABEAS CORPUS CASES IN
THE HOUSE OF LORDS IN THE REIGN OF JAMES I
(1603-1625)**

HABEAS CORPUS PETITIONS

[Solomon Browne (1620/1) HMC]

[Francis Broade (1621) HMC]

[Sir Henry Fynes (1621) HMC]

[Richard Dyke (1621) JHL The humble Petition of *William Garrowaye* and *Anthony Gibson* was read, shewing, That, whereas they were Bail for the personal Appearance here in Court of *Richard Dicke*, complained of for the Business of Gold and Silver Thread, that the said *Richard Dicke* is taken in Execution in *The King's Bench*, at the Suit of Sir *Robert Lee*. They humbly desire the Lords to send for the body of the said *Richard Dicke*, that thereupon such Order may be taken, as shall stand with the Honour and Privileges of this Honourable Court.]

[John Bird (1621) HMC]

William Cowse (1621) 15½ inches high and 12½ inches wide

[JHL; MHL]

[Benjamin Crokey (1621) JHL]

[William Whorewood (1621) JHL The Petition of *William Whorewood*, Servant to the Lord *Stafford*, and now Prisoner in Execution in *The Compter*, by the Procurement of *Thomas Whorewood* and *Robert Alvered*, who knew the Petitioner to be privileged, was read.]

[Abraham Watts (1621) JHL Petition by servant]

[George Hume (1621) JHL Upon the Petition of *George Hume*, Servant to the Earl of *Holderness*, and arrested, contrary to the Privileges of this House, by the Under-bailiffs of *Westm.* videlicet]

[Sir Edward Osbaldeston (1623/4) JHL; HMC]

NO PETITION

Thomas Rush (1604)

Upon Complaint made by the Lord *Sheffield* to the Lords Spiritual and Temporal, in the Upper House of the High Court of Parliament, That one *Thomas Rush*, Servant in ordinary to the Earl of *Sussex*, hath been lately, and since the Beginning of the Parliament, arrested and committed to Prison,

William Allome (1604)

Upon Complaint made by Earl of *Cumberland*, that one *William Allome*, his Lordship's ordinary Servant hath lately been arrested, and committed to the Prison of *Newgate*, upon Execution,

John Piggott (1604)

Upon Complaint made to the House, that one *John Piggott*, a Servant of the Lord *Montegle*, was arrested and committed to Prison in *The Compter of the Poultry*, at the Suit of one *Humphry Corbett*, by one *Peter Potter*, a Serjeant Mace in *London*, it was Ordered, that a Writ of *Habeas corpus* should be awarded,

Robert Quinell (1604)

**Upon Complaint this Day made by the Lord Bishop of Oxford, That one *Robert Quinell*, his Lordship's ordinary Servant, hath been lately arrested, and committed to the Prison of *The White Lyon*, in *Southwarke*,
Nicholas Reading (1604)**

**Upon Complaint this Day presented to the Court, by the Earl of *Suffolke*, Lord Chamberlain to His Majesty, that one *Nicholas Reding*, one of Yeomen of His Majesty's Chamber, had been lately arrested upon Execution,
Marmaduke Redmaine (1604)**

**Upon Complaint, this Day presented to the Court by the Lord *Gerarde*, that one *Marmaduke Redmaine*, an ordinary Servant of the Lord *Montegle*, hath been lately arrested, and committed to *The Compter in the Poultry*,
Thomas Musgrove (1607)**

**Upon Signification given to the House by the Lord Chancellor, That one *Thomas Musgrove*, Servant in ordinary to the Earl of *Cumberland*, hath been lately arrested and committed to Prison,
Nathaniell Butler (1607)**

**Upon Signification given unto the House, by the Lord *Compton*, That one *Nathaniell Butler*, a Servant in ordinary to the Lord *Chandos*, hath been very lately arrested (in the Time of this Session of Parliament), upon an Action of Debt,
John Foster (1607)**

***Memorandum*, That, upon Complaint made this Day to the Court by the Lord *St. John*, That one *John Danson*, a Servant in ordinary to the Earl of *Bedford*, had been of late (in the Time of this Session of Parliament) arrested, at the**

Suit of one *Richard Arnold* of *St. Martins in the Fields*, within the Liberties of *Westminster*, Brewer, contrary to the Honour and Privileges of the said Court

John Danson (1607)

***Memorandum*, That, upon Complaint made this Day to the Court by the Lord *St. John*, That one *John Danson*, a Servant in ordinary to the Earl of *Bedford*, had been of late (in the Time of this Session of Parliament) arrested, at the Suit of one *Richard Arnold* of *St. Martins in the Fields*, within the Liberties of *Westminster*, Brewer, contrary to the Honour and Privileges of the said Court;**

William Heylocke (1610)

Upon Signification give to this High Court of Parliament, That one *William Heylock*, a Servant in ordinary to the Earl of *Hertford*, hath been very lately arrested, in the Time of this Session of Parliament, upon an Action of Debt,

William Lodar (1610)

Upon Information given by the Lord *Gerrerd*, that *William Lodar*, Servant in ordinary to the Lord *Norreys*, was lately arrested, and committed to Prison,

Roger Bradshaw (1614)

Upon Information this Day unto the Lords Spiritual and Temporal of the High Court of Parliament,

George Belgrave (1614)

The Lord *Sheffield* declared to the Lords, That one *Belgrave*, a Servant of the Earl of *Sussex*, was lately arrested, contrary to the Honour and Privilege of this House; wherefore his Lordship desired, that such Relief might be yielded him, as in like Case is due and accustomed.

James Bynd (1614)

Upon Signification this Day given unto the Lords Spiritual and Temporal of the High Court of Parliament, That *James Bynd*, Servant in ordinary unto the Right Honourable the Lord Archbishop of *Canterb.* his Grace, was lately arrested by *Thomas Turpyn*, Serjeant at Mace, and *Molyn*, Yeoman, at the Suit and Procurement of *William Sutton*, of *London*, contrary to the Privilege and Honour of the said High Court

Sir David Wood (1614)

The Lords being this Day informed, That Sir *David Wood*, Servant in ordinary to the Right Honourable the Earl of *Richmond*, hath been lately arrested, and taken in Execution,
Richard Taylor (1614)

Nothing.

Solomon Browne (1620/1)

Upon Information by the Lord Chancellor, that *Solomon Browne*, Servant unto the Lord Archbishop of *Yorke*, was lately, since the Beginning of this Parliament, arrested,

John Robinson (1620/1)

Upon Signification given to the House, by the Lord Chancellor, that one *John Robinson*, Servant in ordinary to the Earl of *Oxford*, Lord Great Chamberlain of *England*, hath been lately arrested,

John Nonne (1621)

The Lord Steward complained, That *Thomas Nonne* (a Servant of his) is arrested, and imprisoned in *The King's Bench*, contrary to the Privileges of Parliament;

John Nanton (1621)

The Earl of *South'ton* signified unto their Lordships, That *John Nanton*, the Lord *Cromwell's* man, going down unto the Country, was arrested in *Northamptonshire*, where he had Occasion to stay; and the Parties that made the Arrest refused to accept of any Bail, *etc.*

Originall Bellamye (1621)

Nothing: The House being moved on the Behalf of *Originall Bellamye*, one of the Yeomen of His Majesty's Guard, who was arrested in *March* last, at the Suit of one *Bryan Cooke* and others, by the Under Sheriff of *Nottinghamshire*, contrary to the Privileges belonging to His Majesty's Servants in Time of Parliament;

Henry Lucye (1621)

Complaint being made unto this House, That *Henry Lucye*, Servant to the Right Honourable the Lord *Mordant*, is arrested, contrary to the Privileges of this Court;

John Phillipps (1623/4)

ORDERED, Upon the Lord Chamberlain's Motion, that His Majesty's Writ of *Habeas corpus cum causa* be awarded to bring the Body of *John Phillipps*, Esquire, before their Lordships, on *Tuesday* Morning, the 9th Day of this Month, who is arrested and in the Prison of *The Compter at Woodstreet*, contrary to the Privileges of this High Court: His Majesty's servant

Sir Edward Osbaldeston (1623/4)

Petition of Sir Edward Osbaldeston, Knight, prisoner in the Fleet, to the Earl of Pembroke, Lord Chamberlain of the Household. Was arrested by Thomas Banekes at the suit of the executors of the late Robert King. Pembroke being a

servant of the Earl of Derby, prays the Earl to move the House that he “may have the privilege of my Lord’s service.” Upon the Petition of Sir *Edward Osbaldeston*, Knight, Servant to the Earl of *Derbie*, who is arrested by the Procurement of *Thomas Banckes*, contrary to the privileges of this High Court; and that the said *Bancks* raised the Constable to make the said Arrest, under Pretence to attach a Traitor and a Felon: It is ORDERED, That His Majesty’s Writ of *Habeas corpus cum causa*

Wellsbourne Sill (1624)

Nothing: Upon Complaint also that *Wellsbourne Sill*, Servant to the Earl of *Holdernes*, is arrested and in Execution; it is ORDERED,

Richard Culpeper (1624)

Nothing: Upon Complaint that *Richard Culpeper*, Servant to the Lord *Cromwell*, was detained in Prison,

HLRO HABEAS PETITIONS, WRITS OF HABEAS CORPUS, AND RETURNS TO HABEAS WRITS

Solomon Browne (1620/1) 2 Writs and 2 Returns

John Robinson (1620/1) Writ and Return

Francis Broade (1621) Writ and Return

Sir Henry Fynes (1621) Writ and Return

John Nonne (1621) Writ and Return

John Nanton (1621) Writ and Return

Originall Bellamye (1621) Writ and Return

Richard Dyke (1621) Writ and Return

William Cowse (1621) Petition

Benjamin Crokey (1621) Writ and Return

William Whorewood (1621) Writ and Return

Henry Lucye (1621) Writ and Return

Abraham Watts (1621) Writ and Return

George Hume (1621) Writ and Return

John Phillipps (1623/4) Writ and Return

Sir Edward Osbaldeston (1623/4) Writ and Return

Wellsbourne Sill (1624) Writ and Return

Richard Culpeper (1624) Writ and Return

Petition Only

William Cowse (1621)

Writ of Habeas Corpus Only

None

Writ of Habeas Corpus and Return

Solomon Browne (1620/1) [2 of each]

John Robinson (1620/1)

Francis Broade (1621)

Sir Henry Fynes (1621)

John Nonne (1621)

John Nanton (1621)

Originall Bellamye (1621)

Richard Dyke (1621)

Benjamin Crokey (1621)

William Whorewood (1621)

Henry Lucye (1621)

Abraham Watts (1621)

George Hume (1621)

John Phillipps (1623/4)

Sir Edward Osbaldeston (1623/4)

Wellsbourne Sill (1624)

Richard Culpeper (1624)

HLRO PETITIONS

William Cowse (1621) (also in JHL and (summarized) MHL)

HLRO WRITS OF HABEAS CORPUS

Solomon Browne (1620/1) 1st: 2½ inches high by 11 inches wide 2nd: 1¾ inches high by 11½ inches high [JHL; MHL] [2 issued]

John Robinson (1620/1) 2½ inches high by 12 inches wide [JHL]

Francis Broade (1621) 2½ inches high by 12 inches wide [JHL; MHL]

Sir Henry Fynes (1621) 7 inches by 11 inches wide [MHL]

John Nonne (1621) 2 inches high by 12½ inches wide [JHL; MHL] [2 writs issued]

John Nanton (1621) 2½ inches high by 11 inches wide [JHL; MHL] [2 writs issued]

Originall Bellamy (1621) 2 inches high by 9 inches wide [JHL; MHL]

Richard Dyke (1621) 2 inches high by 13½ inches wide [JHL; MHL]

Benjamin Crokey (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

William Whorewood (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

Henry Lucye (1621) 2 inches high by 13½ inches wide [JHL; MHL]

Abraham Watts (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

George Hume (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

**John Phillipps (1623/4) 2¹/₂ inches high by 13¹/₂ inches wide
[JHL; MHL]**

**Sir Edward Osbaldeston (1623/4) 2³/₄ inches high by 14 inches
wide [MHL; JHL]**

**Wellsbourne Sill (1624) 1¹/₂ inches high by 13 inches wide
[JHL; MHL]**

**Richard Culpeper (1624) 2¹/₂ inches high by 12 inches wide
[JHL; MHL]**

HLRO RETURNS

Solomon Browne (1620/1) 1st: 9³/₄ inches high by 11¹/₂ inches wide 2nd: 9³/₄ inches high by 12¹/₂ inches wide [MHL] [2 made]

John Robinson (1620/1) 11 inches high by 11¹/₂ inches wide [MHL]

Francis Broade (1621) 11 inches high by 11 inches wide [MHL]

Sir Henry Fynes (1621) 7 inches high by 11 inches wide [MHL]

John Nonne (1621) 6 inches high by 11¹/₂ inches wide [MHL]

John Nanton (1621) 3³/₄ inches high by 10¹/₂ inches wide [MHL]

Originall Bellamy (1621) 8 inches high by 9 inches wide [MHL]

Richard Dyke (1621) 6 inches high by 11 inches wide [JHL; MHL]

Benjamin Crokey (1621) 4¹/₂ inches high by 14 inches wide [JHL; MHL]

William Whorewood (1621) 8¹/₂ inches high by 11¹/₂ inches wide [JHL; MHL]

Henry Lucye (1621) 12 inches high by 12¹/₂ inches wide [JHL; MHL]

Abraham Watts (1621) 4¹/₄ inches high by 11 inches wide [MHL]

George Hume (1621) 12¹/₂ inches high by 10¹/₂ inches wide [MHL]

**John Phillipps (1623/4) 12½ inches high by 13 inches wide
[MHL]**

**Sir Edward Osbaldeston (1623/4) 6½ inches high by 14 inches
wide [JHL; MHL]**

**Wellsbourne Sill (1624) 7¼ inches high by 12½ inches wide
[JHL; MHL]**

**Richard Culpeper (1624) 3½ inches high by 11½ inches wide
[MHL]**

**MY RECORDS v. PARLIAMENTARY ARCHIVES
ONLINE**

Solomon Browne (1621)
2 WOHC
2 Returns

John Robinson (1620/1)
WOHC
Return

Francis Broade (1621)
WOHC

Return

Petition (HMC;
HL/PO/JP/10/1/17)

Sir Henry Fynes (1621)
WOHC

Return

Petition (HMC;
HL/PO/JP/10/1/17)

John Nonne (1621)
WOHC
Return

John Nanton (1621)
WOHC

Petition (HMC;
HL/PO/JP/10/1/17A)

Return

Originall Bellamye (1621)

WOHC

Return

Richard Dyke (1621)

WOHC

Return

William Cowse (1621)

Petition

Benjamin Crokey (1621)

WOHC

Return

William Whorewood (1621)

WOHC

Return

Henry Lucye (1621)

WOHC

Return

Abraham Watts (1621)

WOHC

Return

George Hume (1621)

WOHC

Return

John Phillipps (1623/4)

WOHC

Return

Sir Edward Osbaldeston (1623/4)

WOHC

Return

Wellsbourne Sill (1624)

WOHC

Return

Richard Culpeper (1624)

WOHC

Return

NOT HABEAS CORPUS PROCEEDINGS

Petition of Roger Billings (H.L. 1606), Apr. 5, 1606

Petition of James Bynd (H.L. 1614), May 16, 1614

Petition of John Bird (H.L. 1621), May 2, 1621

Petition of Edward Terynham (H.L. 1624), May 14, 1624

HABEAS CORPUS CORAM NOBIS IN PARLIAMENTI

House of Lords

“in supiori domo parlamenti”–Solomon Browne (H.L. 1620/1)

“in supiori domo parlamenti apud West”–Sir Edward Osbaldeston (1623/4)

“coram nob magnatibus et proceribus in domo supiori parlamenti apud Westm. assemblat”–John Robinson (H.L. 1620/1)

“coram nob magnatibus et proceribus in domo supiori parlamenti apud Westm. assemblat”–Sir Henry Fynes (H.L. 1621)

“coram nob magnatibus et proceribus in domo supiori parlamenti apud Westm.”–Abraham Watts (H.L. 1621)

House of Commons

“coram nobis, in praesenti Parlamento nostro, apud Westmonsterium”–Sir Thomas Shirley (1603) (2 writs)

“coram nobis, in praesenti Parlamento, apud Westm.”–Thomas Finch (1606)

SUPERSCRIPTIONS

“To the Right Honourable the Lords Spiritual and Temporal in His Majesty’s High Court of Parliament assembled”–William Cowse, 3 JHL 169

HOUSE OF LORDS REFERS TO ITSELF AS COURT

‘High Court of Parliament’

Petition of Thomas Rush (1604) (“the Lords Spiritual and Temporal in the Upper House of the High Court of Parliament”)

Petition of Marmaduke Redmaine (1604) (“Upper House of the High Court of Parliament”)

Petition of William Heylocke (1610)

Petition of Roger Bradshaw (1614)

Petition of George Belgrave (1614)

Petition of James Bynd (1614)

“High Court”

Petition of Thomas Rush (1604)

Petition of William Allome (1604)

Petition of Thomas Musgrove (1607)

Petition of Nathaniell Butler (1607)

Petition of John Foster (1607)

Petition of Roger Bradshaw (1614)

Petition of James Bynd (1614)

Petition of Sir David Wood (1614)

Petition of John Robinson (1620/1)

Sir Edward Osbaldeston (1623/4)

“Court”

Petition of Thomas Rush (1604)
Petition of William Allome (1604)
Petition of Nicholas Reading (1604)
Petition of Marmaduke Redmaine (1604)
Petition of John Danson (1607)
Petition of William Lodar (1610)
Petition of Roger Bradshaw (1614)
Petition of George Belgrave (1614)
Petition of Sir David Wood (1614)
Petition of Richard Taylor (1614)
Petition of Solomon Browne (1620/1)
Petition of Francis Broade (1621)
Petition of Richard Culpeper (1624)

DISPOSITION OF HABEAS PROCEEDING

Relief Granted

Petition of Nicholas Reading (1604) (HM Servant) (Yeoman of HM Chamber)
Petition of Marmaduke Redmaine (1604) (Servant)
Petition of Thomas Musgrove (1607) (Servant)
Petition of Nathaniell Butler (1607) (Servant)
Petition of John Foster (1607) (Servant)
Petition of William Lodar (1610) (Servant)
Petition of George Belgrave (1614) (Servant)
Petition of Sir David Wood (1614) (Servant)
Petition of Richard Taylor (1614) (Servant)
Petition of William Jewell (H.L. 1620/1) (Servant)
Petition of Solomon Browne (1620/1) (Servant) (spiritual peer)
Petition of John Robinson (1620/1) (Servant)
Petition of Sir Francis Broade (1621) (Not Servant) (arrested after having been ordered to attend their Lordships from day to day)
Petition of Sir Henry Fynes (1621) (HM Servant) (Gentleman of the Privy Chamber)
Petition of John Nonne (1621) (Servant) (of Lord Steward)
Petition of John Nanton (1621) (Servant)
Petition of Originall Bellamy (1621) (HM Servant) (Yeoman of HM Guard)
Petition of Richard Dyke (1621) (Not Servant) (was under Bail for his Appearance here in Court, *de die in diem*, until he

shall be dismissed; and that therefore his Arrest was contrary to their ancient Privileges)
Petition of Benjamin Crokey (1621) (Not Servant) (in the Arrest of the said *Benjamyn*, when as he had exhibited the said Bill here, and had an Order from this House for the said Commission and the executing thereof)
Petition of William Whorewood (1621) (Servant)
Petition of Henry Lucye (1621) (Servant)
Petition of Abraham Watts (1621) (Servant)
Petition of George Hume (1621) (Servant)
Petition of John Phillipps (1623/4) (HM Servant)
Petition of Sir Edward Osbaldeston (1623/4) (Servant)
Petition of Wellsbourne Sill (1624) (Servant)
Petition of Richard Culpeper (1624) (Servant)

Relief Denied

Petition of William Allome (1604) (Servant) (not a person privilegeable)
Petition of John Danson (1607) (Servant) (no ordinary and menial servant; carried himself fraudulently)

Other

Nothing on relief
Petition of Thomas Rush (1604) (Servant)
Petition of John Piggott (1604) (Servant)
Petition of Robert Quinell (1604) (Servant) (spiritual peer) (Bishop of London)

Petition of William Heylocke (1610) (Servant)
Petition of Roger Bradshaw (1614) (Servant)
Petition of William Cowse (1621) (Servant)

**HABEAS PROCEEDINGS IN HOUSE OF COMMONS,
1603-25**

- Case of Sir Thomas Shirley (H.C. 1603) (writ issued;
RG)**
- Case of Roger Brereton (H.C. 1605) (writ issued)**
- Case of Sir Edwyn Sandy's Servants (H.C. 1605) (writ
issued)**
- Case of Thomas Finch (H.C. 1606) (writ issued; return;
RG)**
- Case of Nicholas Hawkins (H.C. 1606) (writ issued)**
- Case of Sir James Scudamore's Man (H.C. 1609) (writ
issued; return; RG)**
- Case of Sir Vincent Skinner (H.C. 1610) (writ issued;
RG)**
- Case of Sir William Bamfeild (H.C. 1614) (writ issued)**

**HABEAS CORPUS BY ORDER OF HOUSE OF
COMMONS**

**Petition of Sir Thomas Shirley (H.C. 1603/4), Mar. 22,
1603/4**

1 JHC 149, 155, 167, 200:

1 JHC 149 (Mar. 22, 1603/4)

1 JHC 155 (Mar. 27, 1604)

1 JHC 167 (Apr. 11, 1604)

1 JHC 200 (May 7, 1604)

Petition of William Breres (H.C. ca. 1603-1625)

11 MHL 171:

[?temp. Jac. I.] William Breres (H.C. Petition)

*** * ***

Petition of Thomas Upchurch (H.C. post-1619)

11 MHL 133

HL/PO/JO/10/14/2/3336

11 MHL 133:

[*post* 1619.] Thomas Upchurch (H.C. Petition)

Peticion of Thomas Upchurch, a poore distressed prysoner in the hold or Common gaole of his Majesties prison of the Bench, to H.C.

HL/PO/JO/10/14/2/3336:

Thomas Upchurch (H.C. Petition)

HL/PO/JO/10/14/2/3336 [Early 17th century]

**Petition of Sir Robert Howard (Ch. 1624/5), Mar. 10,
1624/5
(House of Commons)**

11 MHL 169:

**10 March 1624/5. Sir Robert Howard
(Privilege H.C.)**

(a) 10 March 1624/5. Draft Order. * * *

(b) 8 March 1624/5. Certificate. * * *

(c) 10 March 1624/5. Return made by the Warden of the Fleet to the Lord Keeper stating that Sir Robert Howard was committed to the Fleet by a warrant of the Court of High Commission, dated 5 March 1624/5, “for his notorious contempt against his Majestie’s supream power and aucthority in matters and causes ecclesiastical.” [Possibly brought in during enquiry into false imprisonments by Committee of H.L., appointed 26 Nov. 1640, L. J. IV, 98; case of Howard mentioned, 21 Dec. 1640, *ibid.*, 114-4.]

4 JHL 113-14:

*** * * 4 JHL 113-14 (Dec. 21, 1640)**

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June
1625 Addenda**

Return. 5½ inches high by 13½ inches wide. Partially faded. Recites High Commission warrant.

House of Lords Resolutions
on Privilege of Parliament

JHL
MHL

3 JHL 176 (subcommittee of Committee on Privileges to search records concerning privilege) (Nov. 30, 1621)

3 JHL 194-95 (Dec. 14, 1621) (how far it is conceived the Privilege of the Nobility does clearly extend concerning the Freedom of their Servants and Followers from arrests)

3 JHL 198 (Dec. 17, 1621) (whether the privileges of Parliament do extend to the Immunity of the Lands and Goods, as well as the Person, of a Nobleman's Servant)

3 JHL 264 (Mar. 16, 1623/4) (the Servants of those Lords who are absent, and have made their Proxies, shall enjoy the Benefit of their Privilege, as well as the Servants of those Lords who are present; and the Privileges of Parliament do begin with the Date of the Writ of Summons)

3 JHL 417-18 (May 28, 1624) (Dec. 14, 1621 decision by the House to be observed:

The Earl Marshal also reported, That the said Lords Sub-committees for Privileges, &c. had considered how far the Privilege of the Nobility doth clearly extend, concerning the Freedom of their Servants and Followers from Arrests.

The which was heretofore reported the last Parliament, and then entered in the Journal Book (14 Dec. 1621); but not then Ordered by the House to be observed.

That the said Lords do now, upon due Consideration thereof, think fit the same to be observed ever hereafter.

The said Privileges were read, *in haec verba*; videlicet,

“How far it is conceived the Privileges of the Nobility do clearly extend, concerning the Freedom of their Servants and Followers from Arrests.

“To all their menial Servants and those of their Family; as also those employed necessarily and properly about their Estates as well as their Persons.

“This Freedom to continue Twenty Days before and after every Session; in which Time the Lords may conveniently go Home to their Houses in the most remote Parts of this Kingdom.

“That all the Lords, after the End of this Session, be very careful in this Point, and remember the Ground of this Privilege, which was only in respect they should not be distracted, by the Trouble of their Servants, from attending the serious Affairs of the Kingdom; and that, therefore, they will not pervert that Privilege to the public Injustice of the Kingdom, which was given them only that the whole Realm might, in this High Court, draw the clearer Light of Justice from them; in which Case every one ought rather to go far within, than any Way exceed, the due Limits.

“That hereafter, before any Person be sent for in this Kind, the Lord whom he serves shall, either by himself or by his Letters, or by some Message, certify the House, upon his Honour, that the Person arrested is within the Limits of the Privilege before expressed.

“And for the Particulars, they must be left to the Judgement of the House, as the particular Cases shall come in Question; wherein the House wants not all Means, as well by Oath as without, to find out the true Nature of the Servant’s Quality in his Lord’s Service; and thereupon, if by the House it be adjudged contrary to the true Intent, any Member whatsoever must not find it strange, if, in such Case, both himself suffer Reproof, as the House shall think fit, and his Servant receive no Benefit by the Privilege, but pay the Fees; whereas the Justice of the Kingdom must be preferred before any personal Respect, and none to be spared that shall offend after so fair Warning.”

ORDERED, To be observed accordingly, with this Alteration: videlicet,

“This Freedom to begin with the Date of the Writ of Summons; and to continue Twenty Days after every Session of Parliament.”

3 JHL 425 (June 17, 1624) (the disclaiming or disavowing of those Privileges must be an Act of the Lords, and not of his Servants; and they may not, without the Lords Consent (who may have Occasion to use their Service and Attendance), dis-privilege themselves)

3 JHL 812 (May 23, 1628) (the order of 28 May 1624, concerning the privileges of the Lords’ Servants, was read; and one clause therein was referred to the Committee for Privileges)

4 JHL 13 (Jan. 27, 1628/9) (freedom of Lords’ servants and followers from arrest begins from date of the writ of

summons in the beginning of every Parliament, and continues twenty days before and after every Session of Parliament)

5 JHL 30 (Apr. 30, 1642) (none of the King's, Queen's or Prince's servants will be allowed the Privileges of Parliament except Servants in Ordinary)

12 JHL 714 (June 1, 1675) (it is referred to Committee for Privileges to examine what hath been done in the case of privilege of Parliament allowed to noblewomen and widows of peers, and the Committee is to make report thereof to this House; no privilege of Parliament shall henceforth be allowed to Noblewomen and Widows of Peers until the said Report be made to this House)

13 JHL 79, 80 (Mar. 20, 1676/7) (Noblewomen and Widows of Peers ought to enjoy the Privilege of Parliament)

13 JHL 659 (Nov. 10, 1680) (March 20, 1676/7 order revoked; no Privilege of Parliament allowed to Noblewomen or Widows of Peers, saving the Right of Peerage)

15 JHL 305 (Nov. 23, 1693) (House of Lords will not receive any petition for protecting their Majesty's servants)
Note: It was apparently the case of *Petition of Thomas Carter* (H.L. 1693), Nov. 22, 1693, which gave occasion the next day to the Order refusing to receive any Petitions for protecting their Majesties' servants. *See* 1 MHL 31

3 JHL 176:

The House was moved, That the Lords Committees of the Customs and Orders of this House, and Privileges of Peers of the Kingdom, or Lords of Parliament, would be pleased to repair into the Little Committee Chamber, for that their Sub-Committees had Matters of Importance to impart unto their Lordships, touching the said Privileges.

Whereupon, the Names of the said Committees being read, they went into the said Chamber accordingly; and, after some Stay there made, and returned, the Lord Archbishop of *Canterbury* reported, That there being an Order made in this House, for the said Committee to take Consideration of the Custom and Orders of this House, and Privileges of Peers of the Kingdom, or Lords of Parliament; and a Sub-Committee being made out of the same, who had Authority given them by the House, under the Hands of Three of the said Sub-Committee, to give Warrant to certain Persons to make Search amongst the Records for the said Privileges; and whereas their Lordships (pursuing their Authority) deputed Mr. *John Selden* for the said Search, wherein much Pain had been taken (and great Cost bestowed therein by the House), and Copies of the same Records written in a Book, and presented to their Lordships, that the same, being left in the Hands of the said Mr. *Selden*, at the last Recess of this Parliament, be presented unto their Lordships again at the Access to the same, were taken away from him, in a Search amongst his Papers, by His Majesty's Command, for Matters of State. And the same being

restored unto Mr. *Selden* again, and reviewed by the said Sub-Committee, many of the said Papers were missing.

The Lord *Haughten* also reported what Papers were missing.

Whereupon (after long Debate on this Matter) it was ORDERED, That the Lords Sub-Committees of Privileges, *etc.* shall have the same Authority which they formerly had, to appoint Mr. *Selden* and others to search the Records, and to transcribe them, and to supply the Defect of the said Book of Privileges, *etc.* and to perfect it as it was before.

3 JHL 194-95:

THE Lord Privy Seal reported, That the Committee for Privileges, *etc.* had made a Collection, touching the Freedom belonging to the Lords Servants in the Time of Parliament, which were read by the Clerk, *in haec verba*:

“How far it is conceived the Privilege of the Nobility doth clearly extend concerning the Freedom of their Servants and Followers from Arrests.

To all their menial Servants, and those of their Family, as also those employed necessarily and properly about their Estates as well as their Persons.

This Freedom to continue Twenty Days before and after every Session; in which Time the Lords may conveniently go Home to their Houses in the most remote Parts of this Kingdom.

That all the Lords, after the end of this Session, be very careful in this Point, and remember the Ground of this Privilege, which was only in respect they should not be distracted, by the Trouble of their Servants, from attending the serious Affairs of the Kingdom; and that therefore they will not pervert that Privilege to the public Injustice of the Kingdom, which was given to them only that the whole Realm might, in this High Court, draw the clearer Light of Justice from them; in which Case, every one ought rather to go far within, than any way exceed, the due Limits.

That hereafter, before any Person be sent for in this kind, the Lord who he serves shall, either by himself or by his Letter, or by some Message, certify the House, upon his Honour, that the Person arrested is within the Limits of the Privilege before expressed.

And for the Particulars, they must be left to the Judgement of the House, as the particular Cases shall come in Question, wherein the House wants not all Means, as well by Oath as without, to find out the true Nature of the Servant's quality in his Lord's Service; and thereupon, if by the House it be adjudged contrary to their true Intent, any Member whatsoever must not find it strange, if, in such Case, both he himself suffer Reproof (as the House shall think fit), and his Servant receive no Benefit of the Privilege, but pay

the Fees; whereas the Justice of the Kingdom must be preferred before any other personal Respect, and none to be spared that shall offend after so fair Warning.” 3 JHL 194-95 (Dec. 14, 1621)

3 JHL 198:

The Prisoner being withdrawn, there fell a Doubt amongst the Lords, whether the privileges of Parliament do extend to the Immunity of the Lands and Goods, as well as the Person, of a Nobleman’s Servant; it is Agreed, That the Sub-committee of Privileges, *etc.* shall consider thereof; and shall consider thereof 3 JHL 198 (Dec. 17, 1621)

3 JHL 264:

And it was generally Agreed. That the Servants of those Lords who are absent, and have made their Proxies, shall enjoy the Benefit of their Privilege, as well as the Servants of those Lords who are present; and that the Privileges of Parliament do begin with the Date of the Writ of Summons (the which Writ for this Parliament was dated the 30th of *December* last), and not with the Time of the Delivery of the same Writ (as was alledged on behalf of the said *Bankes* by his Counsel); for that the Delivery thereof may be delayed by the Negligence of the Messenger. 3 JHL 264 (Mar. 16, 1623/4)

3 JHL 417-18:

The Earl Marshal also reported, That the said Lords Sub-committees for Privileges, *etc.* had considered how far the Privilege of the Nobility doth clearly extend concerning the Freedom of their Servants and Followers from Arrests.

The which was heretofore reported the last Parliament, and then entered in the Journal Book (14th *Dec.* 1621); but not then Ordered by the House to be observed.

That the said Lords do now, upon due Consideration thereof, think fit the same to be observed ever hereafter.

The said Privileges were read, *in haec verba*; videlicet, “How far it is conceived the Privilege of the Nobility doth clearly extend concerning the Freedom of their Servants and Followers from Arrests.

To all their menial Servants, and those of their Family, as also those employed necessarily and properly about their Estates as well as their Persons.

This Freedom to continue Twenty Days before and after every Session; in which Time the Lords may conveniently go Home to their Houses in the most remote Parts of this Kingdom.

That all the Lords, after the end of this Session, be very careful in this Point, and remember the Ground of this Privilege, which was only in respect they should not be distracted, by the Trouble of their Servants, from attending the serious Affairs of the Kingdom; and that therefore they will not

pervert that Privilege to the public Injustice of the Kingdom, which was given to them only that the whole Realm might, in this High Court, draw the clearer Light of Justice from them; in which Case, every one ought rather to go far within, than any way exceed, the due Limits.

That hereafter, before any Person be sent for in this kind, the Lord who he serves shall, either by himself or by his Letter, or by some Message, certify the House, upon his Honour, that the Person arrested is within the Limits of the Privilege before expressed.

And for the Particulars, they must be left to the Judgement of the House, as the particular Cases shall come in Question, wherein the House wants not all Means, as well by Oath as without, to find out the true Nature of the Servant's quality in his Lord's Service; and thereupon, if by the House it be adjudged contrary to their true Intent, any Member whatsoever must not find it strange, if, in such Case, both he himself suffer Reproof (as the House shall think fit), and his Servant receive no Benefit of the Privilege, but pay the Fees; whereas the Justice of the Kingdom must be preferred before any other personal Respect, and none to be spared that shall offend after so fair Warning."

**ORDERED, To be observed accordingly, with this
Alteration: *videlicet*,**

**“This Freedom to begin with the Date of the Writ of
Summons; and to continue Twenty Days after every
Session of Parliament.” 3 JHL 417-18 (May 28, 1624)**

3 JHL 425:

**WHEREAS the Lords Spiritual and Temporal, in the
Upper House of Parliament assembled, did, on the 28th day
of *May* last, declare and order, That the Privileges and
Freedoms of the Nobility and their Servants doth begin with
the Date of the Writ of Summons, and continue for Twenty
Days after the End of every Session of Parliament; and
whereas *Alexander Auchmootye*, Esquire, one of the
Gentlemen of His Majesty’s Privy Chamber in ordinary, was,
on the 15th Day of this instant *June*, arrested (contrary to
that Order), at the Suit of *William Hays*, and detained in
Prison upon an Execution by the Bailiffs of *Westm.* whereof
the said *Alexander Auchmootye* made Complaint unto the
Lord Keeper of the Great Seal of *England*, petitioning to be
relieved according to the said Order; and his Lordship
commanded His Majesty’s Writ of *Habeas corpus cum causa*,
etc. to be awarded, and directed unto the said Bailiffs of
Westm. to bring the said *Alexander* before this Lordship; and
did cause the said *William Hays* to be brought also before
him; and, for that it appeared that the said *Alexander* was
arrested and detained in Prison contrary to the Privilege of**

Parliament, his Lordship did set the said *Alexander* at Liberty; saving nevertheless unto the said *William Hays* his Execution for the said Debt, after the Time limited for the said Privilege of Parliament, according to the Statute in that Case provided: But his Lordship did forbear to lay any other Punishment, or Imprisonment, upon the said *William Hays*, or the Under-bailiff, because the said *Auchmooty* had, under his Hand, at that time, disclaimed all Privilege in this Kind; which his Lordship held a sufficient Excuse for *Hays* and the Bailiff; and yet proceeding in the Delivery of the said *Auchmooty*, because as the Privileges are originally grounded with Respect unto His Majesty, his Highness, and the Lords, and not unto their Servants; so his Lordship conceived, that the disclaiming or disavowing of those Privileges must be an Act of the Lords, and not of his Servants; and that they may not, without the Lords Consent (who may have Occasion to use their Service and Attendance), dis-privilege themselves after this Manner: All which his Lordship commanded to be entered in the End of the Journal Book of this last Session of Parliament. 3 JHL 425 (June 17, 1624)

3 JHL 565:

And it was further moved, That it be Declared and Ordered, That if hereafter any, upon Arrest, shew his Privilege, he is not to be detained, but set at Liberty. But, if he be under Arrest before the Privilege be shewn, then not to be delivered but here at the Bar.

Which was referred to the Lords Committees for Privileges, etc. 3 JHL 565 (Apr. 19, 1626)

3 JHL 812:

The Order of 28 May 1624, concerning the Privileges of the Lords Servants, was read; and One Clause therein was referred to the Committee for Privileges. 3 JHL 812 (May 23, 1628)

4 JHL 13:

His Grace also reported, That the Committee for Privileges perused the Roll of Orders; and, in the Order concerning the Freedom of the Lords Servants and Followers from Arrests, made the 28 May, 1624, they found some Words misplaced, and some Words fit to be omitted; *videlicet*, it is now in the Roll thus:

“1. This Freedom to continue Twenty Days before and after every Session, in which Time the Lords may conveniently go Home to their Houses in the most remote Parts of the Kingdom.

2. This Freedom to begin with the Date of the Writ of Summons.”

Their Lordships thought fit that it should be thus amended: *videlicet*,

“This Freedom to begin from the Date of the Writ of Summons, in the Beginning of every Parliament; and to

continue Twenty Days before and after every Session of Parliament.”

Which being read and considered of, the House Ordered the same to be amended accordingly in the Roll and in the Book. 4 JHL 13 (Jan. 27, 1628)

5 JHL 30:

It is this Day Declared by this House, That none of the King’s, Queen’s, or Prince’s Servants shall be allowed the Privileges of Parliament, but such are Servants in Ordinary. 5 JHL 30 (Apr. 30, 1642)

12 JHL 682:

ORDERED, That it be referred to the Committee for Privileges, to examine what hath been done in the Case of Privilege of Parliament allowed to Noblewomen, and Widows of Peers; and to make Report unto the House. 12 JHL 682 (May 7, 1675)

12 JHL 714:

Whereas it is referred to the Committee for Privileges, to examine what hath been done in the Case of Privilege of Parliament allowed to Noblewomen and Widows of Peers, who are to make Report thereof unto this House:

It is this Day ORDERED, That no Privilege of Parliament shall be henceforth allowed to Noblewomen and Widows of

**Peers, until the said Report be made unto this House. 12
JHL 714 (June 1, 1675)**

13 JHL 67, 79, 80:

Upon Reading this Day in the House the Order made on the *Seventh of May, 1675*, whereby it was referred to the Lords Committees for Privileges, to examined what hath been done in Case of Privilege of Parliament allowed to Noblewomen and Widows of Peers, who were to make Report thereof unto the House; and also the Order of the First of *June, 1675*, whereby the Privilege of Parliament is taken from Noblewomen and Widows of Peers until the said Committee shall make the said Report:

It is this Day ORDERED, That the said Order of the First of *June, 1675*, be, and is hereby, set aside; and the Lords Committees for Privileges are hereby appointed to meet on *Monday* next, at Three of the Clock in the Afternoon, to consider of the Matter referred to them by the said Order of the 7th of *May, 1675*, in order to their making a Report thereof unto the House, within convenient Time: And that in the mean Time, the Privilege belonging to Noblewomen and Widows of Peers shall remain as it was before the make of the said Order of the First of *June, 1675*. 13 JHL 67 (Mar. 9, 1676)

The Lord Steward made Report from the Committee of Privileges, as follows:

“That, in Pursuance of the Order of the House, dated the Ninth of *March* Instant, directing them to enquire what

hath been done in the Case of Privilege of Parliament allowed to Noblewomen and Widows of Peers, and make Report; the Committee hath examined several Precedents, by which it appeareth to them, that the Widows of Peers have been allowed from Time to Time the Privilege of Parliament, which Precedents are ready to be produced; and that no Precedent hath been produced to weaken or take away the said Privilege.”

ORDERED, That this House agrees with the Committee in this Report. 13 JHL 79 (Mar. 20, 1676)

Upon Report made by the Lord Steward of His Majesty’s Household, from the Lords Committees appointed to consider of the Privileges of the Peers of this Kingdom, “That, in Pursuance of the Order of the House, dated the Ninth of *March* Instant, directing them to enquire what hath been done in the Case of Privilege of Parliament allowed to Noblewomen and Widows of Peers, and make Report; the Committee hath examined several Precedents, by which it appeareth to them, that the Widows of Peers have been allowed from Time to Time the Privilege of Parliament, which Precedents are ready to be produced; and that no Precedent hath been produced to weaken or take away the said Privilege:”

Upon due Consideration had of the said Report, It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That this House agrees with the Committee therein; and do declare, that therefore Noblewomen and Widows of Peers ought to enjoy the Privilege of Parliament. 13 JHL 80 (Mar. 20, 1676)

13 JHL 659:

“This House taking into Consideration an Order made on the 20th of *March*, 1676, whereby it is declared, That Noblewomen and Widows of Peers ought to enjoy the Privilege of Parliament: After serious Deliberation had thereof, it is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Order of the 20th of *March* aforesaid be, and is hereby, revoked and declared null and void.

ORDERED, and Declared, by the Lords Spiritual and Temporal in Parliament assembled, That Privilege of Parliament shall not be allowed to Noblewomen or Widows of Peers; saving the Right of Peerage.” 13 JHL 659 (Nov. 10, 1680)

15 JHL 305:

A Debate arose, “Whether this House shall receive any Petition for protecting Their Majesties Servants?”

And this Question was proposed, “Whether it shall be resolved, and ordered, That this House will not receive any Petition for protecting their Majesties Servants; and that this Order be added to the Roll of Standing Orders?”

Then this Question was put, “Whether these Words shall be added to the Question, [“in Cases where they can have Relief elsewhere”]?”

It was resolved in the Negative.

Then the main Questions was put,

And it was Resolved in the Affirmative.

It is Resolved, and this Day ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That this House will not receive any Petition for protecting Their Majesties Servants; and that this Order be added to the Standing Orders of this House. 15 JHL 305 (Nov. 23, 1693)

MHL

CALENDAR OF DOCUMENTS RELATING TO
HABEAS CORPUS PROCEEDINGS IN THE HOUSE OF
LORDS, 1603-1716

Reign of James I, 1603-1625

Petition of Thomas Rush (H.L. 1604), Mar. 31, 1604

No Petition (Upon Complaint made by the Lord *Sheffield* to the Lords Spiritual and Temporal, in the Upper House of the High Court of Parliament)

Servant

Contrary to the Honour and Privilege of the said High Court Ordered, by the said Court, that a Writ of *Habeas corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him before the Lords, in the Upper House

Nothing on relief

JHL

2 JHL 270, 271, 274, 275:

Upon Complaint made by the Lord *Sheffield* to the Lords Spiritual and Temporal, in the Upper House of the High Court of Parliament, That one *Thomas Rush*, Servant in ordinary to the Earl of *Sussex*, hath been lately, and since the Beginning of the Parliament, arrested and committed to Prison, by Two Serjeants of *The Compter in Wood-street*, namely, *Richard Colle* and *Anthony Milton*, at the Suit of one *John Hull*, Citizen and Mercer of *London*, dwelling in *Cheapside*, contrary to the Honour and Privilege of the said High Court; it is this day Ordered, by the said Court, that a Writ of *Habeas corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him before the Lords, in the Upper House, on *Monday* morning, the Second of *April* next, by Nine

of the Clock; and that the Serjeant at Arms, attending the House, shall then also bring before the Lords, in the House, the abovementioned *John Hull*, and the said Two Serjeants *Colle* and *Milton*, to answer for their Contempt of the Privilege of the said Court. 2 JHL 270 (Mar. 31, 1604)

John Hull, Citizen and Mercer of *London*, at whose Suit *Thomas Rushe*, Servant in ordinary to the Earl of *Sussex*, was arrested; and *Richard Collie*, one of the Serjeants that arrested him, have this Day tendered their Appearance, and are commanded to give their Attendance, until they shall be discharged by Order of the Court. 2 JHL 271 (Apr. 2, 1604)

**Earl of Sussex's Privilege.
Rush's Arrest.**

Memorandum, That it was this Day Ordered, by the Lords Spiritual and Temporal of the Higher House of Parliament, That, whereas Thomas Rushe, Servant in ordinary to the Earl of Sussex, was of late arrested (contrary to the Privilege of the said High Court) at the Suit of one John Hull, Citizen and Mercer of London, the said Hull, and Richard Collie, being one of the Serjeants that arrested him, having this Day made their Appearance in the Court, and not shewed any sufficient Cause by their Answer to justify the Arrest, shall be committed Prisoners to The Fleet, there to remain till the Court shall give Order for their Enlargement; and Commandment given accordingly to the Serjeant at Arms, for Delivery of them to the Warden of The Fleet. 2 JHL 274 (Apr. 5, 1604)

**Earl of Sussex's Privilege.
Rush's Arrest.**

Upon the humble Submission of John Hull, Citizen and Mercer of London, and of Richard Collie, one of the Serjeants of London, that did of late arrest Thomas Rushe, one of the Earl of Sussex's Servants; and upon the Acknowledgment of their Offences, and Desire of their Lordships Pardon for the same, by their several Petitions presented for that Purpose; it was this Day Ordered by the Court, That the said John Hull and Richard Collie shall be released of their Imprisonment in The Fleet, and be forthwith enlarged, and set at Liberty; and it was further Ordered, That the other Serjeant, that did also arrest the said Rushe, and hath sithence absented himself, so as he could not be found to answer his Offence therein committed (namely Anthony Milton), shall be sent by the Sheriffs of London to their Lordships in this Court, by the 16th of this Instant; or otherwise, if he continue to withdraw and absent himself, that he shall be by them discharged of his Place; whereof the said Sheriffs are required hereby to take Notice, and to see the same performed accordingly. 2 JHL 275 (Apr. 11, 1604)

Petition of William Allome (H.L. 1604), Apr. 26, 1604

No Petition

Servant

Contrary to the Honour and Privilege of the said High Court Ordered by the said Court, That a Writ of *Habeas corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him, by the Sheriffs of *London* (whose Prisoner now he is), before the Lords, in the Upper House Relief denied: was brought into the House, by the Sheriff of *Middlesex*, according to the Order of the Court set down in that Behalf the last of *April*; and forasmuch as it appeared to the Court, that the said *Allome* was not to be taken for a menial or ordinary Servant to his Lordship, nor was employed in any necessary Place of Attendance about his Lordship, in this Time of Parliament; and therefore was not held to be a Person privilegeable from this Arrest: It was therefore Ordered, That he should be returned again to the Prison of *Newgate* from whence he came, there to remain till he shall be discharged by the ordinary Course of Law

JHL

2 JHL 285, 286, 290-91:

Upon Complaint made by Earl of *Cumberland*, that one *William Allome*, his Lordship's ordinary Servant hath lately been arrested, and committed to the Prison of *Newgate*, upon Execution, by one *Robert Beane*, an Informer, and by *William Cabbstacke*, Smith and Special Bailiff, contrary to the Honour

and Privilege of the said High Court; it is Ordered by the said Court, That a Writ of *Habeas corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him, by the Sheriffs of *London* (whose Prisoner now he is), before the Lords, in the Upper House, on *Saturday* next, the 28th of this Instant *April*, by Nine of the Clock in the Morning; and that the Serjeant at Arms attending the House shall then also bring before the Lords, in the House, the above-mentioned *Robert Beane* and *William Cabbstacke*, to answer for their Contempt of the Privilege of the said Court. 2 JHL 285 (Apr. 26, 1604)

ORDERED, this Day, That, forasmuch as the Writ of *Habeas corpus*, for the person of *William Allome* to be brought into the Court, on this present Day (according to the Order of the Court on the 26th of *April* was not accomplished, by reason that no Person attended and followed the Cause for taking out of the said Writ: that therefore the said *William Allome* shall be brought into the Court, on *Monday* Morning, the last day of the Instant Month of *April*, and the Writ to be awarded forth accordingly; and the Serjeant at Arms then also to bring into the Court the above-named *Robert Beane*, and *William Cabbstacke*. 2 JHL 286 (Apr. 26, 1604)

This Day, *William Allome*, the Earl of *Cumberland's* Servant (who had been arrested upon Execution by *Robert Beane* and *William Cabbstacke*), was brought into the House, by the Sheriff of *Middlesex*, according to the Order of the Court set down in that Behalf the last of *April*; and forasmuch as it appeared to the Court, that the said *Allome* was not to be taken for a menial or ordinary Servant to his Lordship, nor was

employed in any necessary Place of Attendance about his Lordship, in this Time of Parliament; and therefore was not held to be a Person privilegeable from this Arrest: It was therefore Ordered, That he should be returned again to the Prison of *Newgate* from whence he came, there to remain till he shall be discharged by the ordinary Course of Law: And, whereas the said *Robert Beane*, one of those that arrested him, was also, according to the Order of the last of *April*, brought before the Lords by the Serjeant at Arms, it was thought meet (upon Protestation by him made, that he did not know the said *Allome* to be the Earl of *Cumberland's* Servant at the Time of his Arrest) that he should be discharged and dismissed from any further attendance for that Cause.

Memorandum, That, although the said *Robert Beane* was dismissed as abovesaid, yet, because the other that did assist him in the Arrest (namely *William Cabbstacke*) had ever withdrawn himself, it was Ordered, That he should come to his Answer for the same in the Court; and that the said *Robert Beane* should bring him into the House upon *Saturday* next, by Eight in the Morning. 2 JHL 290-91 (May 1, 1604)

Petition of John Piggott (H.L. 1604), May 10, 1604

No Petition

Servant

Ordered, that a Writ of *Habeas corpus* should be awarded, for the removing of the said *Piggott*, and for the bringing of him into the House

Nothing on relief

JHL

2 JHL 296:

Upon Complaint made to the House, that one *John Piggott*, a Servant of the Lord *Montegle*, was arrested and committed to Prison in *The Compter of the Poultry*, at the Suit of one *Humphry Corbett*, by one *Peter Potter*, a Serjeant Mace in *London*, it was Ordered, that a Writ of *Habeas corpus* should be awarded, for the removing of the said *Piggott*, and for the bringing of him into the House upon *Saturday* next, the 12th of this instant, by Nine in the Morning, by the Sheriffs of *London*; and that the Serjeant at Arms attending the House shall then also bring *Corbett* and *Potter* before the Lords, to answer for their Contempt. 2 JHL 296 (May 10, 1604)

Petition of Robert Quinell (H.L. 1604), May 15, 1604

No Petition

Servant (spiritual peer) (Bishop of London)

Contrary to the Honour and Privilege of the said High Court Ordered, That a Writ of *Habeas corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him, by the Sheriffs of *Surrey* (whose Prisoner now he is), before the Lords, in the Upper House

Nothing on relief

JHL

2 JHL 299-300:

Upon Complaint this Day made by the Lord Bishop of *Oxford*, That one *Robert Quinell*, his Lordship's ordinary Servant, hath been lately arrested, and committed to the Prison of *The White Lyon*, in *Southwarke*, upon a *Capias ut legatum*, contrary to the Honour and Privilege of the said High Court; it is Ordered, That a Writ of *Habeas corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him, by the Sheriffs of *Surrey* (whose Prisoner now he is), before the Lords, in the Upper House, on *Saturday* next, the 19th of this Instant *May*, by Nine in the Morning. 2 JHL 299-300 (May 15, 1604)

Petition of Nicholas Reading (H.L. 1604), May 28, 1604

No Petition

HM Servant (Yeoman of HM Chamber) (complaint by Ld. Chamberlain)

**Upon Complaint this Day presented to the Court,
Contrary to the Honour and Privilege of the said Court
Ordered, that a *Habeas corpus* shall be awarded, for the
removing of the said *Nicholas Reding* out of Prison, and for the
bringing of him before the Lords in the said Upper House
Brought into the House**

Return read

Relief Granted

JHL

2 JHL 308, 312-13, 317, 318:

**Upon Complaint this Day presented to the Court, by the
Earl of *Suffolke*, Lord Chamberlain to His Majesty, that one
Nicholas Reding, one of Yeomen of His Majesty's Chamber,
had been lately arrested upon Execution, at the Suit of Sir
Edward Hales, of *Woodchurch*, in *Kent*, and committed to the
Prison of *Maidstone*, in the said County, contrary to the Honour
and Privilege of the said Court; it was Ordered, that a *Habeas
corpus* shall be awarded, for the removing of the said *Nicholas
Reding* out of Prison, and for the bringing of him before the
Lords in the said Upper House, by the Sheriffs of *Kent*, upon
Saturday next, the second of *June*, by Eight of the Clock in the
Morning. 2 JHL 308 (May 28, 1604)**

Upon Complaint presented to this Court, That one *Nicholas Reading*, one of the Yeomen of His Majesty's Chamber, hath been lately arrested and committed to Prison upon Execution, at the Suit of Sir *Edward Hales*, of *Woodchurch*, in the County of *Kent*, Knight, contrary to the Honour and Privilege of the said Court; it is Ordered, by the Lords Spiritual and Temporal of this Court, that the said Sir *Edward Hales* shall be presently sent for, to answer his Offence in that Behalf committed, before their Lordships; and the said Sir *Edward Hales* is required and commanded, by virtue of this Order, to make his immediate and undelayed Repair unto the said Upper House, and to tender his Appearance there before the Lords, at their next Sitting after his said Repair hither, to answer the Complaint made against him, touching the said Matter of Arrest; and thereof not to fail at his Peril.

This Day, the said *Nicholas Readinge* was brought into the House, by a Servant of the Sheriff of *Kent*; and thereupon the Writ of *Habeas corpus* for the removing him out of Prison, and the Sheriff's Return annexed to the same, was read in the House; and the said *Reading* discharged from the Sheriff's Custody, with this Caution, that he should attend again before their Lordships, at the Repair hither of Sir *Edward Hales*. It was also Ordered, That the Writ should be re-delivered to the Sheriff of *Kent*, to be by him returned into the Common Pleas, according to the Tenor and Direction of the same. 2 JHL 312-13 (June 4, 1604)

This Day, Sir *Edward Hales*, of *Woodchurch*, in the County of *Kent*, Knight, made his Appearance before the Lords, in the Upper House (according to the Order of the said House in that

Behalf of the 4th of this Instant), for the answering of the Complaint made against him, touching the Arrest of *Nicholas Reading*, a Yeoman of the Chamber, at his Suit; wherein having satisfied the Lords, that he had not wittingly done any Thing therein contrary to the Honour and Privilege of this Court, it was moved in the House, in the Presence of the said Sir *Edward Hales*, who did assent thereunto accordingly, that the Ordering and Ending of the said Cause, for the Debt due to him by the aforesaid *Nicholas Readinge*, might be referred to the Lord *Bergevenny*, Lord *Sydney*, and Lord *Wotton*, or any Two of them, who were willing, upon their Lordships Motion, to take some Pains therein. 2 JHL 317 (June 9, 1604)

Whereas the Lords did, upon *Saturday* last, the 9th of this Instant, refer unto the Lord *Bergevenny*, Lord *Sydney*, and Lord *Wotton*, or any Two of them, the Matter of Debt (for the which *Nicholas Reading*, a Yeoman of the Chamber, had been lately arrested, at the Suit of Sir *Edward Hales*, Knight), to be by them compounded and ordered between the said Sir *Edward Hales* and the said *Reading*, in some reasonable and indifferent Manner, if they might; Report was this Day made by the Lord *Bergervenny*, that he the said Lord *Bergervenny*, the Lord *Sydney*, and Lord *Wotton*, had made a Composition and Agreement between them accordingly; which is this, that the said Sir *Edward Hales* is well contented to accept of the Sum of Eighteen Pounds, to be paid at *Christmas* next, in full Discharge of the said Debt, and of the Charges of the Suit; and the said *Nicholas Reading* hath undertaken to enter into Bond, with Two good Sureties, before *Saturday* next, the 16th of this Instant, for the Payment of the said Sum of Eighteen Pounds

**unto Sir *Edward Hales*, at *Christmas* next, as aforesaid: The
which Order the House doth well like of, ratify, and approve.
2 JHL 318 (June 11, 1604)**

Petition of Marmaduke Redmaine (H.L. 1604), June 7, 1604

No Petition

Servant

Contrary to the Honour and Privilege of this Court

Ordered, That a *Habeas corpus* shall be awarded, for the removing of the said *Marmaduke Redmaine* out of Prison, and for the bringing of him before the Lords, in the said Upper House, by the Sheriffs of *London* and *Middlesex*

Brought before the Lords

Second writ of habeas corpus issued

Third writ of habeas corpus issued

Fourth writ of habeas corpus issued

For that the said Arrest was contrary to the Honour and Privilege of the said Court,

Ordered, by the Lords Spiritual and Temporal of the said Upper House, that the *Marmaduke Redmaine* shall, for this Time, be discharged of the Execution, and other Process, whereupon he was arrested, and shall be forthwith delivered out of Prison,

JHL

2 JHL 315, 316-17, 327, 337, 341:

Upon Complaint, this Day presented to the Court by the Lord *Gerarde*, that one *Marmaduke Redmaine*, an ordinary Servant of the Lord *Montegle*, hath been lately arrested, and committed to *The Compter in the Poultry*, upon Forfeiture of a Statute, at the Suit of one *Thomas Robinson*, of *Yorkeshire*,

Gentleman, contrary to the Honour and Privilege of this Court; it is Ordered, That a *Habeas corpus* shall be awarded, for the removing of the said *Marmaduke Redmaine* out of Prison, and for the bringing of him before the Lords, in the said Upper House, by the Sheriffs of *London* and *Middlesex*, upon *Saturday* next, the 9th of this Instant, by Nine in the Morning. 2 JHL 315 (June 7, 1604)

Whereas, by virtue of a Writ of *Habeas corpus*, made out upon Order of the Upper House of the High Court of Parliament, there hath been this Day brought before the Lords, in the said House, the Person of *Marmaduke Redmaine*, Esquire, an ordinary Servant of the Lord *Montegle* (lately arrested and committed to the Prison of *The Poultry in the Compter*); which was complained of, as supposed to be done contrary to the Privilege of the said House; and whereas the said *Marmaduke Redmaine* (being by Order of the House to remain Prisoner until a further Time of hearing the Cause) hath made humble Suit unto the House, that he may be committed to some other Prison than the aforesaid Prison of *The Compter in the Poultry*, in respect of some Infection of the Plague supposed to be there; it is Ordered, That the said *Marmaduke Redmaine* shall be returned Prisoner into the Custody of the Sheriffs of *London* and *Middlesex*; but that they shall keep him either in the Prison of *The Compter in Woodstreet*, or in the Sheriff's own House, or in any other Place at their Discretion, so as he remain Prisoner; and that they shall bring him before the Lords, in the Upper House again, on *Tuesday* the 12th of this Instant *June*, by Nine of the Clock in the Forenoon; for the bringing of him accordingly, it was Ordered by the Court as followeth:

Whereas one *Marmaduke Redmaine*, Esquire, an ordinary Servant of the Lord *Montegle*, lately arrested, and remaining Prisoner upon Execution, and other Process, under the Custody of the Sheriffs of *London* and *Middlesex*, was this Day brought before the Lords, in the Upper House, by virtue of a former Order and Writ in that Behalf, but was left and returned again Prisoner in the Custody of the said Sheriffs, with Direction for his Appearance and Attendance again in the said Upper House on *Tuesday* the 12th of this Instant, by Nine of the Clock in the Morning; it is this Day Ordered by the said Court, That a Writ of *Habeas corpus* shall be awarded again, for the bringing of the Person of the said *Marmaduke Redmaine*, by the said Sheriffs, in the Upper House, at the Time and Place before-mentioned.

And it was also Ordered by the Court, That *Currer*, an Attorney of the Court of Common Pleas (by whose Solicitation and Procurement *Marmaduke Redmaine*, Esquire, an ordinary Servant of the Lord *Montegle*, hath been lately arrested) and *Roger Tailer*, a Serjeant at Mace of the City of *London*, that did arrest the said *Redmaine*, shall be sent for by the Serjeant at Arms attending this Court, and by him shall be brought before the Lords in the said Upper House, upon *Tuesday* next, the 12th of this Instant *June*, by Nine of the Clock in the Morning, to answer their several Offences committed concerning the Arrest of the aforesaid *Marmaduke Redmaine*, contrary to the Honour and Privilege of this High Court. 2 JHL 316-17 (June 9, 1604)

Whereas *Marmaduke Redmaine*, an ordinary Servant of the Lord *Montegle*, lately arrested, and remaining Prisoner upon Execution and other Process, under the Custody of the

Sheriffs of *London* and *Middlesex*, hath been heretofore brought before the Lords, in the Upper House, sundry times, by virtue of former Orders and Writs in that Behalf; but was again returned Prisoner in the Custody of the said Sheriffs, with Directions that he should remain until one *Currer*, an Attorney that prosecuted the Arrest against him (who was then absent) might be also heard before the Lords in the House; forasmuch as it is this Day informed unto the said House, that the said *Currer* is now come to the Term, whereupon the Lords do intend to proceed to the Hearing of the said *Redmaine* and himself, upon *Monday* next, the 25th of the instant *June*, by Nine of the Clock in the Morning, concerning the said Matter of Arrest; it is therefore Ordered by this Court, That a Writ of *Habeas Corpus* shall be awarded again, for the bringing of the person of the said *Marmaduke Redmaine*, by the said Sheriffs, before the Lords, in the Upper House at the Time and Place before-mentioned; and that the Serjeant at Arms attending the House shall then also bring the said *Currer* before the Lords, to be heard as aforesaid. 2 JHL 327 (June 23, 1604)

It was this Day ORDERED by the Court, That a Writ of *Habeas Corpus* shall be awarded, for the bringing of *Marmaduke Redmaine*, the Lord *Montegle's* Servant, by the Sheriffs of *London* and *Middlesex* (in whose Custody he now remaineth upon Execution and other Process), before the Lords, in the said Upper House, upon *Tuesday*, the Third of this Instant *July*, by Three of the Clock in the Afternoon. 2 JHL 337 (July 2, 1604)

This Day, *Marmaduke Redmaine*, the Lord *Montegle's* Servant, was brought into the House, by the Sheriffs of *London*

and *Middlesex*, according to the Order of the Court upon *Tuesday* last, the Third of this Instant; and, after he had been heard by the Lords, and their Lordships had considered of such Course as was fit to be taken for him, it was Ordered in his Behalf, as followeth:

Forasmuch as this Day, the 5th of the Instant *July*, Faith has been made upon Oath, in the Presence of the Lords of the Upper House of Parliament, by one *Thomas Ashe*, That *William Currer*, an Attorney of the Common Pleas (by whose Means one *Marmaduke Redmaine*, Servant to the Lord *Montegle*, hath lately been arrested, upon Execution and other Process, at the Suit of one *Thomas Robinson*, contrary to the Honour and and Privilege of the House of Parliament) hath taken Knowledge of the Order of the said House (whereby he the said *Currer* was commanded to make his Appearance in the House, before the Lords, to answer for his Contempt of Parliament); and that the said *Currer* hath, since that Time, withdrawn himself, increasing his former Offence of Contempt, by refusing or neglecting to make his Appearance, according to the Order of this Court; Therefore, and for that the said Arrest was contrary to the Honour and Privilege of the said Court, it is Ordered, by the Lords Spiritual and Temporal of the said Upper House, that the *Marmaduke Redmaine* shall, for this Time, be discharged of the Execution, and other Process, whereupon he was arrested, and shall be forthwith delivered out of Prison, by the Sheriff in whose Custody he is; and that the said *Robinson* shall and may, after the End of this Session of Parliament, renew (if he think good) his Suit against the said

***Redmaine*, and take out a new Execution for Recovery of his Debt. 2 JHL 341 (July 5, 1604)**

Petition of Roger Billings, Apr. 5, 1606 NOT HABEAS CORPUS

No Petition

Servant

contrary to the Honour and Privilege of this Court; it is ORDERED by the House, That the said *Roger Billings* shall be removed out of Prison, and brought, by the Sheriffs of *London* and *Middlesex*, into the said Upper House,

Settled

JHL

2 JHL 407, 411:

Upon Complaint made to the Lords by the Earl of *Shrewsburie*, that one Captain *Roger Billings*, Servant to the Earl of *Pembroke*, hath been lately arrested, and committed to the Prison of *The Compter* in *Woodstreet*, at the Suit of one *Lewis Evans*, a Tailor, in *Pater Noster Row*, contrary to the Honour and Privilege of this Court; it is ORDERED by the House, That the said *Roger Billings* shall be removed out of Prison, and brought, by the Sheriffs of *London* and *Middlesex*, into the said Upper House, before the Lords, upon *Monday* next, the 7th of the Instant *April*, by Nine of the Clock in the Morning, to the End that, upon Examination of the Matter by their Lordships, such farther Order may be taken concerning him, as to the Privilege of the said Court shall appertain; and it is also ORDERED, That as well the said *Lewis Evans* as one *Edward Fisher*, as well as any others that assisted the Arrest, shall be brought at the said Time and Place prefixed, to answer

for their Breach of Privilege of the said Court. 2 JHL 407 (Apr. 5, 1606)

REPORT made by the Earl of *Shrewsburie*, That Captain *Roger Billings*, Servant to the Earl of *Pembroke*, and *Lewis Evans*, at whose Suit he was arrested, are agreed; whereupon *Evans* was called into the House, and discharged of his Attendance; and like Order taken for the Discharge of the Serjeant that arrested *Billings*. 2 JHL 411 (Apr. 10, 1606)

Petition of Thomas Musgrove (H.L. 1607), March 30, 1607

No Petition (Signification of Ld. Chancellor)

Servant

Contrary to the Honour and Privilege of the said High Court ORDERED by the said Court, That a Writ of *Habeas Corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him before the Lords, in the Upper House

Brought into Court; writ and return read in the House by the Clerk of the Parliament

the said Court therefore ORDERED, that the said *Musgrave* should be forthwith discharged out of Prison, according to the Privilege of Parliament

JHL

2 JHL 497, 498:

Upon Signification given to the House by the Lord Chancellor, That one *Thomas Musgrave*, Servant in ordinary to the Earl of *Cumberland*, hath been lately arrested and committed to Prison, by Two Serjeants of *The Compter in Wood-street*, namely, *John Bustian* and *Roger Tailer*, at the Suit of one *John Beckwith*, of *Shoe Lane, London*, Spurrier, contrary to the Honour and Privilege of the said High Court; it is this Day ORDERED by the said Court, That a Writ of *Habeas Corpus* shall be awarded, for the removing of the said Prisoner out of Prison, and for the bringing of him before the Lords, in the Upper House To-morrow Morning, the last of this Instant, by

Nine of the Clock; and that the Serjeant at Arms attending the House shall then also bring before the Lords the above-mentioned *John Beckwith*, and the said Two Serjeants, *Bustian* and *Tailer*, to answer for their Contempt of the Privilege of the said Court. 2 JHL 497 (Mar. 30, 1607)

Memorandum, That this Day the Person of *Thomas Musgrave*, Servant to the Earl of *Cumbreland*, was removed from *The Compter in Wood-street*, and brought into the Court, by the Sheriffs of *London* and *Middlesex*, with a Return of the said Sheriffs on the Writ of *Habeas Corpus* for the bringing thither of the said Prisoner; which Writ and Return were presently read in the House, by the Clerk of the Parliament; and also the Party at whose Suit he was arrested, *John Beckwith*, and the two Serjeants at Mace of *London*, that made the Arrest, *videlicet*, *John Bustian* and *Roger Tailer*, were brought into the House, by the Serjeant at Arms; who, upon their Appearance, shewing not any sufficient Cause by their Answer to justify the Arrest, the said Court therefore ORDERED, that the said *Musgrave* should be forthwith discharged out of Prison, according to the Privilege of Parliament; and that the said *Beckwith*, *Bustian*, and *Tailer*, for their Contempt, should be committed to the Prison of *The Fleet*; but forasmuch as there would be now a Recess of the Session for some longer Time than was thought meet to detain the said Parties in Prison, it was likewise ORDERED, That the Earl of *Cumbreland* and the Earl of *Southampton* should examine and determine the said Matter of Debt in such sort as they should think reasonable, and thereupon, give Direction for Enlargement of the said Parties. 2 JHL 498 (Mar. 31, 1607)

Petition of Nathaniell Butler (H.L. 1607), May 16, 1607

No Petition

Servant

contrary to the Honour and Privilege of the said High Court it is Ordered, by the said High Court, That a Writ of *Habeas Corpus* shall be awarded, for the Removing of the said *Nathaniell Butler* out of the Custody of the said Bailiff, and for the bringing of him before the Lords, in the Upper House of Parliament

Writ, and the Sheriff's Return thereon, was read by the Clerk of the Parliament

and the said *Nathaniell Butler* was also released of his Imprisonment, by Privilege of Parliament, in regard the Lord *Chandos* had acknowledged him to be his ordinary Servant.

JHL

2 JHL 509, 510:

Upon Signification given unto the House, by the Lord *Compton*, That one *Nathaniell Butler*, a Servant in ordinary to the Lord *Chandos*, hath been very lately arrested (in the Time of this Session of Parliament), upon an Action of Debt, at the Suit of one *Richards Crumes*, and by the Procurement of *Rafe Ratcliffe*, and Attorney of *Furnevall's Inn*, contrary to the Honour and Privilege of the said High Court; and that he yet remaineth under Restraint, in the Custody of _____, a Bailiff or Officer of the Sheriff of *Middlesex*; it is Ordered, by the said High Court, That a Writ of *Habeas Corpus* shall be awarded,

for the Removing of the said *Nathaniell Butler* out of the Custody of the said Bailiff, and for the bringing of him before the Lords, in the Upper House of Parliament, by the said Sheriff of *Middlesex*, upon *Wednesday* next, the 20th of this Instant *May*, by Nine of the Clock in the Morning; and that the Serjeant at Arms attending the House shall then also bring before the Lords, in the House, the abovementioned *Richard Crumes* and *Rafe Radcliffe*, together with *Thomas Keene*, the Undersheriff's Deputy of *Middlesex*, and *Daniell Bishopp*, a Bailiff, and *Pitman* that arrested the said *Butler*, and any others that assisted the said Arrest, to answer for their Contempt and Breach of Privilege of the said High Court. 2 JHL 509 (May 16, 1607)

Memorandum, that the Under Sheriff of *London* and *Middlesex* did return the Writ of *Habeas Corpus* for removing the Person of *Nathaniell Butler*, the Lord *Chandos* Servant, out of Prison or Restraint (according to the Order of the House upon *Saturday* last), which Writ, and the Sheriff's Return thereon, was read by the Clerk of the Parliament; and the Prisoner, together with *Richard Radcliffe*, the Attorney (by whose Procurement he was arrested), and the Bailiff that arrested him, were brought into the House, and heard before the Lords; whereupon, forasmuch as it appeared by Examinations taken before Mr. Justice *Yelverton*, that the said *Butler* himself, at the Time he was arrested, did not deny the Protection of any Lord of Parliament, the said *Ratcliffe* and those that made the Arrest were discharged of further Attendance, and the said *Nathaniell Butler* was also released of his Imprisonment, by Privilege of Parliament, in regard the

**Lord *Chandos* had acknowledged him to be his ordinary
Servant. 2 JHL 510 (May 18, 1607)**

Petition of John Foster (H.L. 1607), May 20, 1607

No Petition

Servant

**contrary to the Honour and Privilege of the said High Court
ORDERED, That a Writ of *Habeas Corpus* shall be awarded, for
the removing of him before the Lords, in the Upper House,**

Brought before their Lordships

Discharged by Privilege of Parliament

JHL

2 JHL 511, 512, 514-15:

**Upon Signification given by the Lord *St. John*, That one *John Foster*, Servant in ordinary to the Earl of *South'ton*, hath been lately arrested and committed to Prison, by one *William Wood*, a Serjeant of *The Compter* in *Woodstreet*, and by his Yeoman, at the Suit of one *Robert Dier*, of *London*, contrary to the Honour and Privilege of the said High Court; it is this Day ORDERED, That a Writ of *Habeas Corpus* shall be awarded, for the removing of him before the Lords, in the Upper House, upon *Wednesday* next, the 27th of *May*, by Nine of the Clock, by the Sheriffs of *London* and *Middlesex*; and that the Serjeant at Arms attending the House shall then also bring before the Lords in the House the abovementioned *Robert Dier*, and the said Serjeant of *The Compter*, and his Yeoman, to answer for their Contempt and Breach of Privilege of the said High Court.
2 JHL 511 (May 20, 1607)**

This Day, *John Foster*, Servant to the Earl of *Southampton*, was brought into the House, by the Sheriff of *Middlesex* (according to the Order of the Court), and likewise the Party that caused him to be arrested, namely, *Robert Dier*, together with *William Wood*, the Serjeant of *The Compter*, that arrested him, were brought before their Lordships, by the Serjeant at Arms attending the House; who having been severally heard, and the Matter considered of by the Court, their Lordships thought meet, and so ORDERED, That the Prisoner should be forthwith discharged by Privilege of Parliament; and that the said *Robert Dier* (upon his humble Submission then made, and especially at the Motion of the Earl of *South'ton* himself) should be forborn of Imprisonment, or other Punishment; but forasmuch as the said *William Wood* the Serjeant allege for his Excuse, that the Secondary of *The Compter* had persuaded the Sheriff to make the Arrest, the Lords ORDERED, That the said Secondary should be also brought before them in the Court, upon *Friday* next, by Nine in the Morning, and the said Serjeant then to make his Appearance again, to the end they might be heard together touching this Cause; and thereupon further Order to be taken, as should be agreeable to the Honour and Privilege of the Court. 2 JHL 512 (May 27, 1607)

This Day, the Secondary of *The Compter* was brought into the House, and *William Wood*, the Serjeant of *London* (according to the Order of the Court), whereupon the said Secondary (clearing himself sufficiently in their Lordships judgements, that he had not persuaded the Arrest of *Foster*, the Earl of *Southampton's* Serjeant, as he had been accused by the said Serjeant) was forthwith discharged of any further

Attendance; and also the said Serjeant (upon his earnest Protestation, that he was sorry for his Offence, and at the Request of the Earl himself in his Behalf) was likewise dismissed and discharged. 2 JHL 514-15 (May 28, 1607)

Petition of John Danson (H.L. 1607), May 28, 1607

No Petition

Servant

ORDERED by the Court, That a Writ of *Habeas corpus* should be awarded, for the removing of the said *John Danson* out of any such Restraint as before mentioned, and for the bringing of his Person before the Lords in the Upper House, it appeared unto the Lords, that there was no sufficient Cause of Complaint on that Behalf, the said *Danson* being no ordinary and menial Servant of the said Earl, and that he did carry himself therein fraudulently

Relief denied

JHL

2 JHL 513-14, 515:

Memorandum, That, upon Complaint made this Day to the Court by the Lord *St. John*, That one *John Danson*, a Servant in ordinary to the Earl of *Bedford*, had been of late (in the Time of this Session of Parliament) arrested, at the Suit of one *Richard Arnold* of *St. Martins in the Fields*, within the Liberties of *Westminster*, Brewer, contrary to the Honour and Privileges of the said Court; and that, by reason thereof, he is in some Restraint of his Liberty, having been enforced to enter into Bonds unto the Sub-Bailiff of *Westminster* (namely, one *Rafe Robinson*, that arrested him), for his Forth-coming, to be answerable to the said Suit; it was this Day **ORDERED** by the Court, That a Writ of *Habeas corpus* should be awarded, for

the removing of the said *John Danson* out of any such Restraint as before mentioned, and for the bringing of his Person before the Lords in the Upper House, by the Sheriff of *Middlesex*, upon *Saturday* next, the 30th of this Instant, by Nine in the Morning; and that the Serjeant at Arms attending this House should then also bring before the Lords the aforesaid *Richard Arnold*, to answer for his Contempt and Breach of Privilege of the said Court. 2 JHL 513-14 (May 28, 1607)

Whereas *Richard Arnold*, of the City of *Westminster*, Brewer, was brought this Day before the Lords, to answer a Complaint made for the Arrest of *John Danson*, Innholder, and Servant to the Earl of *Bedford*; forasmuch as, both Parties having been heard, it appeared unto the Lords, that there was no sufficient Cause of Complaint on that Behalf, the said *Danson* being no ordinary and menial Servant of the said Earl, and that he did carry himself therein fraudulently, rather to draw on the Occasion of Complaint against *Arnold*, than in due and orderly Manner to use the Benefit of the Privilege, having willingly, and by his own Consent to the Bailiff of *Westminster*, yielded to be served with a Writ, and put in Bail, so as the body of the said *Danson*, being always at Liberty, could not be thought to be hindered from any Attendance on his said Lord and Master; nor the Serving of the Writ in that Manner be taken for an Arrest, by which means the Lords supposed rather the Honour of the House to be abused than any Privilege justly claimed; it was therefore ORDERED (after Admonition given to the said *Danson*, that he should be careful not to offend on such or like Occasion hereafter), That the said *Richard Arnold* should be discharged and dismissed from farther Attendance

for that Matter; and that the said *John Danson* should satisfy and discharge all ordinary Fees and Duties, wherewith the said *Arnold* should have been charged, if he had been found faulty in this Cause. 2 JHL 515 (May 30, 1607)

Petition of William Heylocke (H.L. 1610), May 5, 1610

No Petition

Servant

**Upon Signification given to this High Court of Parliament
ORDERED by the said Court, That a Writ of *Habeas corpus* shall
be awarded, for the removing of the said *William Heylock* out
of the said Compter, and for the bringing of him before the
Lords, in the Upper House of Parliament**

Nothing on relief

JHL

2 JHL 588:

**Upon Signification give to this High Court of Parliament,
That one *William Heylock*, a Servant in ordinary to the Earl of
Hertford, hath been very lately arrested, in the Time of this
Session of Parliament, upon an Action of Debt, at the Suit of
one *John Carre*, Innholder, dwelling at the Sign of *The Bell*, in
The Strand, and likewise at the Suit of *John Drawauter*, of
Whitecross-Street, and of *Thomas Hill*, contrary to the Honour
and Privilege of the said High Court; and that he yet remaineth
under Arrest, in *The Compter in the Poultry in London*; it is
ORDERED by the said Court, That a Writ of *Habeas corpus* shall
be awarded, for the removing of the said *William Heylock* out
of the said Compter, and for the bringing of him before the
Lords, in the Upper House of Parliament, by the Sheriffs of the
City of *London*, upon next, the of this Instant *May*,**

by Nine of the Clock in the Morning; and that the Serjeant at Arms attending the House shall then also bring before Lords in the House the above-named *John Carre, John Drawater* , and *Thomas Hill*, together with *John Sebar*, Yeoman, *Francys Bartlet*, Serjeant at Mace, *Roger Holloway*, Yeoman, *Peter Hutchins*, Serjeant at Mace, and *Judde Morgan*, Yeoman, that arrested the said *Heylock*, and any other others that assisted the said Arrest, to answer for their Contempt and Breach of Privilege of the said High Court. 2 JHL 588 (May 5, 1610)

Petition of William Lodar (H.L. 1610), May 23, 1610

No Petition

Servant

ORDERED, That a Writ of *Habeas corpus* shall be awarded, for removing of the said Prisoner out of Prison, and for bringing of him, by the Sheriffs of *London*, whose Prisoner now he is, before the Lords, in the Upper House to answer for their Contempt of the Privilege of the said Court

Brought before the Lords, according to a Writ of *Habeas corpus*, by virtue of a Warrant, out of his House, formerly directed to him in that Behalf, whereupon the said *Lodar* was set at Liberty, and delivered out of Execution, according to the Statute of Primo of the King's Majesty,

JHL

HMC

2 JHL 597-98, 599:

Upon Information given by the Lord *Gerrerd*, that *William Lodar*, Servant in ordinary to the Lord *Norreys*, was lately arrested, and committed to Prison, in the House of _____, Bailiff of _____, and is there detained upon an Execution, at the Suit of one *William Pierce*, by the Procurement of *Thomas Blount*, an Attorney at the Common Law, the Lords the Judges were, by the House, required to consider of the Statute, made Anno Primo of the King's Majesty, Cap. 13, touching Persons privileged by Parliament, and taken in Execution, and to deliver their Opinions what in this Case is to be done, who

presently did accordingly; and thereupon, it was by the House ORDERED, That a Writ of *Habeas corpus* shall be awarded, for removing of the said Prisoner out of Prison, and for bringing of him, by the Sheriffs of *London*, whose Prisoner now he is, before the Lords, in the Upper House, To-morrow, the 24th of this Instant *May*, by Nine of the Clock in the Forenoon; and that the Serjeant at Arms attending this House shall then also bring before the Lords, in the House, as well the above-named *William Pierce* and *Thomas Blount*, as *John Lamynge*, *Thomas Wallbe*, and *Stephen Younge*, who, as Bailiffs or Ministers to the Sheriff or Under-sheriff of *Midd.* arrested the said *Lodar*, to answer for their Contempt of the Privilege of the said Court. 2 JHL 597-98 (May 23, 1610)

This Day, the Under-Sheriff's Deputy of *Midd.* brought *William Lodar*, the Lord *Norrice's* Servant before the Lords, according to a Writ of *Habeas corpus*, by virtue of a Warrant, out of his House, formerly directed to him in that Behalf, whereupon the said *Lodar* was set at Liberty, and delivered out of Execution, according to the Statute of Primo of the King's Majesty, and the Opinion of the Lords the Judges delivered in this House on Wednesday last; and forasmuch as the Under-Sheriff's said Deputy protested, that, as such Time as the said *Lodar* was taken in Execution, he understood not thereof, therefore he was discharged of any further Attendance; and because it was affirmed, that *Edwarde Piers*, at whose Suit the said *Lodar* was taken in Execution, and *Thomas Blount*, the Attorney, by whose Procurement the same was done, were lately gone forth of Town; and also their Lordships being informed, that *John Lamynge*, *Thomas Walby*, and *Stephen*

***Younge*, who as Bailiffs to the Sheriff of *Middlesex*, took the said *Lodar* in Execution, did now withdraw and absent themselves, it is ORDERED, That the Serjeant at Arms attending this House shall, as soon as he conveniently may, bring before the Lords in this House as well the said Edward *Piers* and *Thomas Blount*, as the said *John Lamynge*, *Thomas Walby*, and *Stephen Younge*, to answer for their Contempt of the Privilege of the said Court.
2 JHL 599 (May 24, 1610)**

HMC 4th 119:

1610, May 23.—List of persons to be sent for to answer for arresting William Lodar, servant to Lord Norreys. L. J., II. 597.

Petition of Roger Bradshaw (H.L. 1614), April 11, 1614

No Petition

Servant

Upon information this Day

it is therefore ORDERED by the said Court, That a Writ of *Habeas corpus cum causa*, shall be directed to the Sheriff of *Midd.* to bring the Body of the said *Roger Bradshaw* before their Lordships, in the said High Court

Nothing on Relief

JHL

2 JHL 691, 692, 695:

Upon Information this Day unto the Lords Spiritual and Temporal of the High Court of Parliament, That *Roger Bradshaw*, Servant in ordinary to the Lord *Willoughbie of Eresbie*, was lately arrested, and taken in Execution, at the Suit and Procurement of *Thomas Harrison*, Draper, by the Sheriff of *Midd.* and is as yet kept and detained in Prison, in the Custody of the said Sheriff, or his Bailiff, contrary to the Honour and Privilege of the said Court; it is therefore ORDERED by the said Court, That a Writ of *Habeas corpus cum causa*, shall be directed to the Sheriff of *Midd.* to bring the Body of the said *Roger Bradshaw* before their Lordships, in the said High Court, on next, the of this Instant *April*, by Nine of the Clock. 2 JHL 691 (Apr. 11, 1614)

The Lord Chancellor acquainted the House, That my Lord *Willoughbies* Servant, *Roger Bradshaw*, touching the Arrest of whom their Lordships were Yesterday moved, was taken in Execution; in which Case his Lordship declared, That, by Order of the House, and Course of the Common Law, he is to be brought hither by *Corpus cum causa*; whereupon it was Ordered, That His Majesty's Writ of *Corpus cum causa* shall be directed to the Sheriff of *Midd.* to bring the Body of the said *Roger* before their Lordships, in the said Court, Tomorrow, being *Friday*, by Nine of the Clock in the Forenoon; and likewise it is ORDERED, That the Serjeant at Arms attending the House shall take, and then also bring before their Lordships, as well the Body of *Thomas Harrison*, Draper, dwelling in *Watling-Street*, at whose Suit and Means the said *Bradshaw* was arrested, and taken in Execution as aforesaid, as the Bodies of *Alexander Packer*, Under Sheriff of *Midd.* *John Laymynge*, *Vilshire*, and *James Raves*, Bailiffs to the said Sheriff of *Midd.* who made the same Arrest, and took the said *Bradshaw* in Execution as aforesaid, and all others who assisted the same, to answer their Contempt in that Behalf. 2 JHL 692 (Apr. 14, 1614)

This Day *Thomas Sharppe*, who, on the 14th of this Instant April, was, for his Contempt in arresting *Roger Bradshaw*, the Lord *Willughbie's* Servant, committed to *The Fleet*, was, by the Serjeant at Arms attending this Court, brought to the Bar; and, upon his Submission and Acknowledgement of his Fault, was dismissed and set at Liberty. 2 JHL 695 (Apr. 19, 1614)

Petition of George Belgrave (H.L. 1614), Apr. 16, 1614

No Petition
Servant

ORDERED, That his Majesty's Writ of *Habeas corpus cum causa* shall be directed to the said Sheriff, to bring the same *Belgrave* before the Lords, in Court, To-morrow, by Nine of the Clock in the Morning

This Day, the Under-Sheriff of *Midd.* brought *George Belgrave*, Servant to the Earl of *Sussex*, before the Lords, according to a *Writ of Habeas corpus* direct to the said Sheriff, by Warrant of this House in that Behalf: Whereupon, because it appeared that the said *Belgrave* was taken and imprisoned contrary to the Honour and Privilege of this House, he was therefore, by Order of the Court, set at Liberty, and discharged of the said Arrest
JHL

2 JHL 694, 695, 695-96, 697-98:

The Lord *Sheffeld* declared to the Lords, That one *Belgrave*, a Servant of the Earl of *Sussex*, was lately arrested, contrary to the Honour and Privilege of this House; wherefore his Lordship desired, that such Relief might be yielded him, as in like Case is due and accustomed. But, forasmuch as none present could inform or deliver to the Lords the Christian Name of *Belgrave*, nor the Creditor's Name, nor the State of the Matter, *videlicet*, whether *Belgrave* was arrested on an Action, or taken upon Execution; it was therefore generally Agreed by all their Lordships, That, on *Monday* next, the Party grieved

may inform the Court of the Premises, and other necessary Circumstances; and further Direction in the mean Time to be forborn. 2 JHL 694 (Apr. 16, 1614)

The Lord Chancellor declared unto the Lords, That the Name of the Earl of *Sussex's* Servant, to whom the House was on *Saturday* moved to allow Privilege, is *George Belgrave*; that he was taken by the Sheriff of *Midd.* in Execution, and so remaineth: Whereupon it was ORDERED, That his Majesty's Writ of *Habeas corpus cum causa* shall be directed to the said Sheriff, to bring the same *Belgrave* before the Lords, in Court, To-morrow, by Nine of the Clock in the Morning; and that Direction be likewise given for having *Robert Packer* and others, the Actors and Offenders, in the said Arrest, before their Lordships also, at the same time, to answer their Contempt in that Behalf. 2 JHL 695 (Apr. 18, 1614)

This Day, the Under-Sheriff of *Midd.* brought *George Belgrave*, Servant to the Earl of *Sussex*, before the Lords, according to a *Writ of Habeas corpus* directed to the said Sheriff, by Warrant of this House in that Behalf: Whereupon, because it appeared that the said *Belgrave* was taken and imprisoned contrary to the Honour and Privilege of this House, he was therefore, by Order of the Court, set at Liberty, and discharged of the said Arrest. And forasmuch as the Under-Sheriff, or Sheriff's Deputy, alledged that he was ignorant, and knew not *Belgrave* to be privileged, or to serve any Peer of this Realm, and desired that *Willshire*, who is a Clerk in the Office, and made the Warrant for taking of *Belgrave*, might be called to answer the Matter; and the said *Willshire*, being brought to the Bar, alledged, that the Plaintiff informed him, and still

alledged, that *Belgrave* is not privileged; which requiring further Examination, and for that the Creditor as was also informed) is not now in Town, it was therefore thought fit by all their Lordships, and accordingly ORDERED, That the said Under-Sheriff and *Willshire* may, for this Time, depart; and as well they both, as the Creditor, and other Offenders in this Cause, to attend the Lords, at such Time as this High Court shall next sit. 2 JHL 695-96 (Apr. 19, 1614)

**Earl of Sussex's Privilege.
Belgrave's Arrest.**

James Raves and James Tompkins, Bailiffs to the Sheriff of Midd. who, for arresting George Belgrave, Servant in ordinary to the Earl of Sussex, contrary to the Honour and Privilege of this House, were heretofore, by Warrant of this High Court, brought before the Lords, to answer their said Contempt and Offence in that Behalf; and Time not then serving for full Examination of the same Cause, they were then commanded to attend, and be this Day again personally before their Lordships; now appeared accordingly, and made their Submission, and, by their Petition, alledged, that they, before the said Arrest, knew not of any Privilege the said Belgrave had; and that, at the Arrest, Belgrave claimed none; which also both the said Parties, Raves and Tompkins, then deposed, kneeling at the Bar; whereupon they were discharged of any further Attendance. And, because the said Raves and Tompkins, by their said Petition, affirmed, that they made the same Arrest at the Instance of one Robert Browne, who

persuaded and assured them that the said Belgrave did not attend on any Parliament Man, neither had any Privilege or Protection whatsoever; therefore it is Ordered, That the Serjeant at Arms attending this House shall, as soon as he conveniently may, bring before the Lords, in this High Court, the said Robert Browne, to answer his Contempt against the Honour and Privilege of this House. 2 JHL 697-98 (May 3, 1614)

Petition of James Bynd (H.L. 1614), May 16, 1614 NOT HABEAS CORPUS

No Petition

Servant (spiritual peer) (Archbishop of Canterbury)

Upon Signification this Day given unto the Lords Spiritual and Temporal of the High Court of Parliament

contrary to the Privilege and Honour of the said High Court came personally before the Lords, in this High Court

the Court therefore ORDERED, That the said *James Bynd* shall be forthwith discharged and delivered of the said Arrest, according to the Privilege of Parliament in like Case

JHL

2 JHL 703, 704:

Upon Signification this Day given unto the Lords Spiritual and Temporal of the High Court of Parliament, That *James Bynd*, Servant in ordinary unto the Right Honourable the Lord Archbishop of *Canterb.* his Grace, was lately arrested by *Thomas Turpyn*, Serjeant at Mace, and *Molyn*, Yeoman, at the Suit and Procurement of *William Sutton*, of *London*, contrary to the Privilege and Honour of the said High Court; it is ORDERED, by all their Lordships, That the Serjeant at Arms attending this House shall take and bring before their Lordships, in this High Court, on *Thursday* next, being the 19th of this Instant *May*, or as soon as he conveniently may, the Bodies of the said *William Sutton*, *Thomas Turpyn*, and *Molyn*, and such other Persons as any way assisted the said

**Arrest, to answer their Contempt and Offence in that Behalf.
2 JHL 703 (May 16, 1614)**

This Day, *James Bynd*, Servant to the Lord Archbishop of *Canterb.* who on *Monday* last complained against *William Sutton*, for procuring him to be arrested, contrary to the Honour and Privilege of this House, came personally before the Lords, in this High Court, to justify his said Complaint, as well against the said *Sutton* as against *Thomas Turpyn*, Serjeant at Mace, and *Molyn*, Yeoman, who made the same Arrest; at which Time the said *Sutton*, *Turpyn*, and *Molyn* were, by the Serjeant at Arms attending this House, brought to the Bar, to answer their Offence and Contempt aforesaid. And forasmuch as the said *Sutton*, *Turpyn*, and *Moleyn*, nor any of them, could not alledge any sufficient Matter for his or their Excuse in the Premises, the Court therefore ORDERED, That the said *James Bynd* shall be forthwith discharged and delivered of the said Arrest, according to the Privilege of Parliament in like Case; and the said *William Sutton*, *Thomas Turpyn*, and _____, for their Contempt aforesaid, to be committed to the Prison of *The Fleet*. 2 JHL 704 (May 19, 1614)

Petition of Sir David Wood (H.L. 1614), May 30, 1614

No Petition

Servant

contrary to the Honour and Privilege of this House, did Order, that His Majesty's Writ of *Habeas corpus cum causa* be directed unto the Sheriff of *Mid.* to bring the said Sir *David Wood* before their Lordships, in this High Court

was brought unto the Bar in this House, by the Bailiff of the Liberty of the Dean and Chapter of the Collegiate Church of *St. Peter of Westm.* with a Return of the said Bailiff on the Writ of *Habeas corpus*, for the bringing thither of the said Prisoner; which Writ and Return were presently read in the House by the Clerk of the Parliament; whereupon, because it appeared that the said Sir *David Wood* was taken and imprisoned, contrary to the Honour and Privilege of this House, he was therefore, by Order of the Court, set at Liberty, and discharged of the said Arrest

JHL

2 JHL 710, 712:

The Lords being this Day informed, That Sir *David Wood*, Servant in ordinary to the Right Honourable the Earl of *Richmond*, hath been lately arrested, and taken in Execution, within the City of *Westm.*, at the Suit of *Mary Wood*, Widow, contrary to the Honour and Privilege of this House, did Order, that His Majesty's Writ of *Habeas corpus cum causa* be directed

unto the Sheriff of *Mid.* to bring the said Sir *David Wood* before their Lordships, in this High Court, To-morrow, by Nine of the Clock in the Forenoon; and that the Serjeant at Arms attending his House shall take and bring before their Lordships, at the same Time, or as soon as he conveniently may, the Bodies of the said *Mary Wood, John Baker, Samuell Baker, Richard Draper, Nicholas Chute, and John Bird, Bailiff*, and such other Persons as anyway assisted the said Arrest, to answer for their Contempt and Offence in that Behalf. 2 JHL 710 (May 30, 1614)

Memorandum, That this Day, Sir *David Wood*, Servant to the Earl of *Richmond*, was brought unto the Bar in this House, by the Bailiff of the Liberty of the Dean and Chapter of the Collegiate Church of *St. Peter of Westm.* with a Return of the said Bailiff on the Writ of *Habeas corpus*, for the bringing thither of the said Prisoner; which Writ and Return were presently read in the House by the Clerk of the Parliament; whereupon, because it appeared that the said Sir *David Wood* was taken and imprisoned, contrary to the Honour and Privilege of this House, he was therefore, by Order of the Court, set at Liberty, and discharged of the said Arrest; and forasmuch as the said Bailiff of the Dean and Chapter aforesaid alledged, that he was ignorant and knew not Sir *David Wood* to be privileged, or to serve any Peer of this Realm, he was therefore discharged of any further Attendance. 2 JHL 712 (May 31, 1614)

Petition of Richard Taylor (H.L. 1614), May 31, 1614

No Petition

Servant

**Writ of habeas corpus by a Warrant of this House in that
Behalf**

brought into this Court

**contrary to the Honour and Privilege of this House, he was set
at Liberty, and discharged of the said Arrest**

JHL

2 JHL 712:

This Day *Richard Taylor*, Servant to the Lord *Compton*, was from *Ludgate* brought into this Court, by the Sheriffs of *London* and *Mid.* according to a Writ of *Habeas corpus* to the said Sheriffs, by a Warrant of this House in that Behalf directed; whereupon, because it appeared that the said *Taylor* was arrested, and taken in Execution, contrary to the Honour and Privilege of this House, he was set at Liberty, and discharged of the said Arrest; and for that *Peirson*, at whose Suit the said *Taylor* was arrested, protested that he, at the Time of the said Arrest, did not know that *Taylor* did serve any Lord of this House; and *Taylor* confessing that himself, neither at that Time nor in Three Days after, did alledge his Attendance of the said Lord, therefore *Peirson* and others offending in the Cause were discharged of any further Attendance in that Behalf. 2 JHL 712 (May 31, 1614)

Petition of William Jewell (H.L. 1620/1), Mar. 15, 1620/1

No Petition

Servant

Relief Granted

JHL

3 JHL 45:

Sir Robert *Hitcham* also reported, That *Edward Newton*, the Under-Sheriff's Bailiff of *Surrey*, did arrest *William Jewell*, after he knew that the said *Jewell* was the Lord *Staffordes* Man, by *Jewell's* shewing his Warrant of Privilege unto him.

Whereupon it was Ordered, That the said *Edward Newton* should be sent Prisoner to *The Fleet*,

And, That the said *William Jewell*, who was brought by Writ of *Habeas corpus cum causa* (which was openly read), should be discharged out of his Imprisonment. 3 JHL 45 (Mar. 15, 1620/1)

Petition of Solomon Browne (H.L. 1620/1), Feb. 23, 1620/1

Petition requests writ of habeas corpus

Servant (spiritual peer) (Archbishop of York)

it is this Day Ordered, by the said Court, that the King's Majesty's Writ of *Corpus cum causa* be awarded

Writ of habeas corpus

Return

Second writ of habeas corpus

Second return

Brought before House

Discharged

JHL

HMC

MHL

HL/PO/JO/10/14/2/3338

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 27-28, 28-29, 30:

Upon Information by the Lord Chancellor, that *Solomon Browne*, Servant unto the Lord Archbishop of *Yorke*, was lately, since the Beginning of this Parliament, arrested, by *Richard Reynoldes* and *Robert Wright*, Serjeants at Mace within the City of *London*, at the Suit of *Robert Whale*, *Elizabeth Feild*, and *John Wood*; it is this Day Ordered, by the said Court, that the King's Majesty's Writ of *Corpus cum causa* be awarded, to the Sheriff of *London*, for bringing the Body of the said *Solomon Browne* before the said Lords To-morrow, being *Saturday*, the

Twenty-fourth of this Instant *February*, by Nine of the Clock in the Forenoon of the same Day; and that the Serjeant at Arms attending this House shall then also bring before their Lordships, in the House, the Bodies as well of the said *Robert Whale, Elizabeth Feild, and John Wood*, as of *Richard Reynoldes* and *Robert Wright* Serjeants at Mace in the Compter of *London*, who made the said Arrest, to answer for their Contempt and Breach of the Privileges of this High Court. 3 JHL 27-28 (Feb. 23, 1620/1)

The Lords, being forthwith to attend His Majesty at the Court at *Whitehall*, and not able to proceed to any Business of this House, gave Order and Commandment, That the Body of *Solomon Browne*, who this Day was to be brought into this Court, before their Lordships, by the Sheriffs of *London*, according to the Writ of *Corpus cum causa*, directed as aforesaid to them.

And that the Serjeant at Arms attending this House shall then also bring before the Lords, in the House, as well *Richard Reynoldes*, and *Robert Wright*, Serjeants at Mace within the City of *London*, who arrested the said *Solomon Browne*, contrary to the Privilege and Dignity of this High Court, as *Robert Whale, Elizabeth Feild, and John Wood*, at whose several Suits the said *Solomon Browne* was so arrested, to answer their Contempts in that Behalf. 3 JHL 28-29 (Feb. 24, 1620/1)

***Memorandum*, That this Day, the Person of *Solomon Browne*, Servant to the Lord Archbishop of *York*, was removed from *The Compter*, in the Parish of *St. Mildred the Virgin*, in the Ward of *Cheape*, of the City of *London*, and brought into this High Court, and also the Two Serjeants at Mace of *London*,**

that made the said Arrest, *videlicet*, *Richard Reynoldes* and *Robert Wright*, by the Serjeant at Arms attending this Court; and then, because the said *Solomon Browne* openly confessed, that, at the Time of the Arrest aforesaid, he did not alledge, nor make known unto the said Serjeants at Mace, that he the said *Solomon* was Servant unto the Lord Archbishop of *Yorke* his Grace, neither then claimed any Privilege of Parliament, by Reason of such is Attendance; therefore the Court was pleased to free and discharge the said Serjeants at Mace, who made the Arrest aforesaid; and in Respect of the Privilege of Parliament, Ordered, that the said *Solomon Browne* should be forthwith discharged out of Prison. 3 JHL 30 (Feb. 26, 1620/1)

HMC 3d 18:

1620-21, Feb. 23.—Petition of Salomon Browne, servant and solicitor to Tobie Archbishop of York, arrested at the suit of Whale and others, prays for writ of Habeas Corpus. *See* L. J., III. 27. Writ ordered.

11 MHL 134:

23 Feb. 1620/1. Writs of Habeas Corpus (Solomon Browne)

(a) 23 Feb. 1620/1. Writ of Habeas Corpus, directed to the sheriffs of London, to bring Solomon Browne before their Lordships on 24 Feb. *Dated*, this day. [Same day, upon information, ordered a writ be issued, L. J., III, 27-8.]

(b) N.d. Return of the sheriffs to the above.

(c) 24 Feb. 1620/1. Writ of Habeas Corpus for the same to be brought on 26 Feb. *Dated*, this day. [Same day, hearing put off and further writ to be issued, *ibid.*, 29.]

(d) N.d. Return of the sheriffs to the above. [26 Feb., Browne brought before the House and discharged, *ibid.*, 30.]

HL/PO/JO/10/14/2/3338:

**Writs of Habeas Corpus (Solomon Browne)
HL/PO/JO/10/14/2/3338 23 Feb 1621**

Contents:

a) 23 Feb 1620/1 -- Writ of Habeas Corpus, directed to the sheriffs of London, to bring Solomon Browne before their Lordships on 24 Feb.

b) No date -- Return of the sheriffs to the above.

c) 24 Feb 1620/1 -- Writ of Habeas Corpus for the same to be brought on 26 Feb.

d) No date -- Return of the sheriffs to the above.

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2½ inches high by 11 inches wide. Partially illegible. “Coppins” and other words on reverse side.

Return on piece of parchment 9 ¾ inches high by 11½ inches wide. Illegible.

A second writ of habeas corpus on parchment strip 1¾ inches high by 11½ inches wide. Faded. Partially illegible. “in supiori domo parliamenti”. Signed, “Edmondes”. “Coppins” and other words on reverse side.

Return to second writ of habeas corpus on piece of parchment 9¾ inches high by 12½ inches wide. Illegible.

Petition of John Robinson (H.L. 1620/1) Feb. 26, 1620/1

No Petition (Signification by Ld Chancellor)

Servant

contrary to the Honour and Privilege of this High Court; it is this Day Ordered by the said Court, That a Writ of *Corpus cum causa* shall be awarded, for removing of the said Prisoner out of Prison, and for the bringing of him before the Lords, in the Upper House

Brought to bar

Return

Discharged

And for that it appeared to their Lordships, that, by this Arrest, the Privilege of this High Court was wilfully infringed; and that the said *Richard Reynolds* and *Robert Wright* had, with Words of great Contempt, despised, and set light, the State, Honour, and Dignity of this High Court; it was therefore thought fit, that exemplary Punishment should be inflicted on the said Offenders; and thereupon Ordered by the Court, That they, the said Richard Reynoldes and Robert Wright, shall, for such their Offence, on *Thursday* next, the First of *March*, about Eleven of the Clock in the Forenoon, be set on Horseback, at or near *Westminster-Hall*, neither of them to have or wear any Cloak or Hat; both of them to have, and bear fastened on his or their Breasts and Backs, several Papers, wherein shall be expressed their Fault, *in hoc verba*: FOR A CONTEMPTUOUS BREACH OF THE PRIVILEGES OF PARLIAMENT, BELONGING TO THE SERVANTS OF THE LORDS OF PARLIAMENT, AGGRAVATED BY CONTEMPTUOUS SPEECHES.

JHL

MHL

HL/PO/JO/10/14/2/3339

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 25, 30, 31:

The Lord Chancellor informed the House, That one *John Robinson*, a Servant unto the Earl of *Oxon*. was lately arrested, since this Session of Parliament, contrary to the Honour and Dignity of this House; whereupon, it was Ordered, That as well the Party who so arrested him, as the Party at whose Suit or Means the said Arrest was made, shall be brought into the House, before the Lords, to answer their Contempt in this Behalf. 3 JHL 25 (Feb. 21, 1620/1)

Upon Signification given to the House, by the Lord Chancellor, that one *John Robinson*, Servant in ordinary to the Earl of *Oxford*, Lord Great Chamberlain of *England*, hath been lately arrested, and committed to Prison, by Two Serjeants of *The Compter in Woodstreet*, namely *Richard Reynoldes* and *Robert Wright*, at the suit of one *Whitney*, of , contrary to the Honour and Privilege of this High Court; it is this Day Ordered by the said Court, That a Writ of *Corpus cum causa* shall be awarded, for removing of the said Prisoner out of Prison, and for the bringing of him before the Lords, in the Upper House, To-morrow Morning, the Twenty-seventh of this Instant *February*, by Nine of the Clock; and that the Serjeant at Arms attending the House shall then also bring before the Lords, in the House, the abovenamed *Reynoldes* and *Wright*, to

answer for their Contempt of the Privilege of the said Court.
3 JHL 30 (Feb. 26, 1620/1)

Memorandum, That this Day the Person of *John Robinson*, Servant to the Earl of *Oxford*, was removed from *The Compter*, in *Woodstreet*, and brought into the Court, by the Sheriffs of *London* and *Middlesex*, with a Return of the said Sheriffs, on the Writ of *Corpus cum causa*, for the bringing hither of the said Prisoner, and also the Two Serjeants at Mace of *London*, that made the Arrest, *videlicet*, *Richard Reynoldes* and *Robert Wright*, were brought into the Court, by the Serjeants of Arms attending this House; and the said Serjeants at Mace not shewing any Cause, by their Answer, to justify the Arrest, and detaining of the said *Robinson* in Prison, the Court Ordered, That the said *Robinson* should be forthwith discharged out of Prison, according to the Privilege of Parliament: And for that it appeared to their Lordships, that, by this Arrest, the Privilege of this High Court was wilfully infringed; and that the said *Richard Reynolds* and *Robert Wright* had, with Words of great Contempt, despised, and set light, the State, Honour, and Dignity of this High Court; it was therefore thought fit, that exemplary Punishment should be inflicted on the said Offenders; and thereupon Ordered by the Court, That they, the said *Richard Reynoldes* and *Robert Wright*, shall, for such their Offence, on *Thursday* next, the First of *March*, about Eleven of the Clock in the Forenoon, be set on Horseback, at or near *Westminster-Hall*, neither of them to have or wear any Cloak or Hat; both of them to have, and bear fastened on his or their Breasts and Backs, several Papers, wherein shall be expressed their Fault, *in hoc verba*: FOR A CONTEMPTUOUS

BREACH OF THE PRIVILEGES OF PARLIAMENT, BELONGING TO THE SERVANTS OF THE LORDS OF PARLIAMENT, AGGRAVATED BY CONTEMPTUOUS SPEECHES. And in that sort the said Offenders, *Richard Reynoldes* and *Robert Wright*, are, with a soft and easy pace, to pass through *Holborne*, unto the further End of *Cheapside*; and then to return, by the Gates of both *The Compters*, unto *The Fleet*, where they are to be delivered and left prisoners. And it is further Ordered, That, forasmuch as the said *Richard Reynoldes* and *Robert Wright* did extort from the said *Robinson* Five Pounds, Ten Shillings, over and besides Forty Shillings, which is conceived to be a competent and sufficient Recompence and Satisfaction for his Diet and Lodging, during the Time aforesaid, namely, whilst he said *Robinson* was so by them, the said Offenders, kept and detained in the House of the said *Reynoldes*; therefore it is likewise Ordered by the Court, That the said *Reynoldes* and *Wright* shall repay unto the said *Robinson* the aforesaid Sum of Five Pounds, Ten Shillings. Lastly, it is Ordered as aforesaid, That the said Offenders, *Richard Reynoldes* and *Robert Wright*, shall remain Prisoners in *The Fleet* aforesaid, until this High Court shall give Order for their Discharge and Enlargement. 3 JHL 31 (Feb. 27, 1620/1)

11 MHL 135:

26 Feb. 1620/1. Writ of Habeas Corpus (John Robinson)

(a) 26 Feb. 1620/1. Writ of Habeas Corpus, directed to the sheriffs of London, to bring John Robinson before their

Lordships on 27 Feb. *Dated*, this day. [21 February, upon information, parties ordered to be brought to the House, L. J., III, 25; 26 Feb., writ ordered, *ibid.*, 30.]

(b) N.d. Return of the sheriffs to the above. [27 Feb., Robinson brought to the Bar and discharged, *ibid.*, 31.]

HL/PO/JO/10/14/2/3339:

**Writ of Habeas Corpus (John Robinson)
HL/PO/JO/10/14/2/3339 26 Feb 1621**

Contents:

a) 26 Feb 1620/1 -- Writ of Habeas Corpus, directed to the sheriffs of London, to bring John Robinson before their Lordships on 27 Feb.

b) No date -- Return of the sheriffs to the above.

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2½ inches high by 12 inches wide. Partially illegible. “coram nob magnatibus et proceribus in domo superiori parliamenti apud Westm. assemblat”. Signed, “Edmondess”.

Return on piece of parchment 11 inches high by 11½ inches wide. Partially illegible.

Petition of Francis Broade (H.L. 1621), Apr. 17, 1621

Petition of Francis Broade, complains of arrest by John Broade, when returning from the House, where he had been ordered by their Lordships to attend from day to day

Not Servant

The Lord *North* shewed how that *Francis Broade*, attending here Yesterday, with his Complaint against *Mathias Fowles*, was arrested by *John Broade*; and moved, That he, the said *Francis Broade*, might enjoy the Privilege of the Parliament, and be freed of the said Arrest

Writ of habeas corpus

brought into the Court, by the Writ of *Habeas corpus cum causa*; which Writ, with the Return, being read by the Clerk, he was discharged and set at Liberty

JHL

HMC

MHL

HL/PO/JO/10/1/17

HL/PO/JO/10/14/2/3349

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 94, 96:

The Lord *North* shewed how that *Francis Broade*, attending here Yesterday, with his Complaint against *Mathias Fowles*, was arrested by *John Broade*; and moved, That he, the said *Francis Broade*, might enjoy the Privilege of the

Parliament, and be freed of the said Arrest, and the Offenders punished for their Contempt.

Whereupon it was Ordered, That a Writ of *Habeas corpus cum causa* be awarded to the Sheriffs of *London*, to bring the said *Francis Broade* hither, To-morrow Morning, by Nine of the Clock; and that a Warrant be made to the Serjeant at Arms attending this House, to bring them which arrested the said *Francis Broade*, before their Lordships, at the same Time. 3 JHL 94 (Apr. 27, 1621)

Hodie Frauncis Broade was brought into the Court, by the Writ of *Habeas corpus cum causa*; which Writ, with the Return, being read by the Clerk, he was discharged and set at Liberty; and the two Serjeants, *Thomas Blackden* and *Richard Phelce* (who arrested him), were, for their Contempt, committed to the *Fleet*. 3 JHL 96 (Apr. 28, 1621)

HMC 3d 22:

1621, April 27.—Petition of Francis Broade, complains of arrest by John Broade, when returning from the House, where he had been ordered by their Lordships to attend from day to day.

11 MHL 146:

27 April 1621. Writ of Habeas Corpus (Francis Brode)

(a) 27 April 1621. Writ of Habeas Corpus, directed to the sheriffs of London, to bring Francis Brode before their

Lordships on 28 April. *Dated*, this day. [Same day, upon information, ordered a writ be issued, L. J., III, 94.]

(b) N.d. Return of the sheriffs to the above. [28 April, Broade discharged, *ibid.*, 96.]

HL/PO/JO/10/1/17:

27 April 1621 -- Petition of Francis Broade, complains of arrest by John Broade, when returning from the House, where he had been ordered by their Lordships to attend from day to day.

HL/PO/JO/10/14/2/3349:

Writ of Habeas Corpus (Francis Brode)
HL/PO/JO/10/14/2/3349 27 April 1621

Contents:

a) 27 April 1621 -- Writ of Habeas Corpus, directed to the sheriffs of London, to bring Francis Brode before their Lordships on 28 April.

b) No date -- Return of the sheriffs to the above.

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2½ inches high by 12 inches wide. Partially illegible. Signed, “Edmondés”.

Return on piece of parchment 11 inches high by 11 inches wide. Partially illegible. Apr. 28 discharge order at foot of return signed, “L curiam parliament”.

Petition of Sir Henry Fynes (H.L. 1621), Apr. 26, 1621

Petition

HM Servant (Gentleman of the Privy Chamber)

A Warrant to the Clerk of the Crown, for the *Habeas corpus cum causa*, was made accordingly, and signed by the Clerk

Writ of habeas corpus

Return

Discharged

JHL

HMC

MHL

HL/PO/10/1/17

HL/PO/JO/10/14/2/3348

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 88-89, 96:

The Petition of Sir *Henry Fynes*, a Gentleman of the King's Privy Chamber, was read; shewing, that he was Yesterday arrested, at the Suit of *William Tulley*, a Taylor, by the Under Sheriff of *Midd.* and his Bailiffs; and Ordered, That a Writ of *Habeas corpus cum causa* be directed to the Sheriff of *Midd.* to bring the said Sir *Henry Fynes* before the Lords, this Afternoon, at Four of the Clock; and that the Serjeant attending this House do bring *William Browne*, the Undersheriff of *Midd.* and *Thomas Gittons* and *Henry Bath*, Under Bailiffs of *Midd.* who made the said Arrest; and the said *William Tulley*, at

whose Suit the said Sir *Henry Fynes* was arrested, before the Lords, at the said Hour.

A Warrant to the Clerk of the Crown, for the *Habeas corpus cum causa*, and a Warrant to the Serjeant, to bring the said *Browne* and others, were made accordingly, and signed by the Clerk. 3 JHL 88-89 (Apr. 26, 1621)

The Petition of *William Tully* (who arrested Sir *Henry Fynes*, Knight), was read: wherein he confessed his Fault, and submitted himself to the Court; humbly desiring to be enlarged of his Imprisonment for the same. Whereupon, it was Ordered, He should be brought to the Bar, to make his personal Submission presently; and being brought to the Bar, he made his humble Submission; and thereupon he was discharged. 3 JHL 96 (Apr. 28, 1621)

HMC 3d 22:

1621, April 26.—Petition of Sir Henry Fynes, Knt., Gentleman of the King's Majesty's Privy Chamber, to be discharged, having been arrested at the suit of William Tulley, merchant tailor, of London, notwithstanding his privilege as the King's servant. L. J., III. 89.

11 MHL 146:

26 April 1621. Writ of Habeas Corpus (Sir Henry Fynes)

(a) 26 April 1621. Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Sir Henry Fynes before their Lordships this day. Dated, this day. [Same day, upon reading petition of Sir Henry Fynes, ordered a writ be granted. L. J., III, 88-9.]

(b) N.d. Return of the sheriffs to the above. [The release of Sir Henry Fynes is endorsed on the return, but not recorded in L. J., cf. *ibid.*, 96.]

HL/PO/10/1/17:

26 April 1621 -- Petition of Sir Henry Fynes, Knt., Gentleman of the King's Majesty's Privy Chamber, to be discharged, having been arrested at the suit of William Tulley, merchant tailor, of London, notwithstanding his privilege as the King's servant.

HL/PO/JO/10/14/2/3348:

**Writ of Habeas Corpus (Sir Henry Fynes)
HL/PO/JO/10/14/2/3348 26 April 1621**

Contents:

a) 26 April 1621 -- Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Sir Henry Fynes before their Lordships this day.

b) No date -- Return of the sheriffs to the above.

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2½ inches high by 11½ inches wide. Partially illegible. “coram nob magnatibus et proceribus in supiori domo parlamenti apud Westm. assemblat”. Signed, “Edmondes”.

Return on piece of parchment 7 inches high by 11 inches wide. Apr. 26 discharge order at foot of return signed, “L Curiam parli”.

Petition of John Bird (H.L. 1621), May 2, 1621 NOT HABEAS CORPUS

**Petition
Servant of Bishop of Rochester
Prays for discharge
JHL
HMC**

3 JHL 106:

The Lord Bishop of *Duresme* shewed, That one *John Gillett*, and Under Bailiff of *Westm.* had, in a very rude Manner, arrested *John Bird*, Servant to the Bishop of *Rochester*; and, although he was told, by the said *John Bird* and divers others, that he was the Bishop's Man, and although he offered to pay the Debt (for which he was but a Surety), and the Use, Charges, and Fees, for the said Arrest; yet the said *John Gillett* did violently carry him the said *John Bird* into Prison.

ORDERED, That the Serjeant at Arms attending the House do bring the said *Gillett* before their Lordships, at the next sitting of the Court. 3 JHL 106 (May 3, 1621)

HMC 3d 22:

1621, May 2.—Petition of John Bird, servant to the Bishop of Rochester. Was arrested at the suit of John Gillett, notwithstanding he claimed privilege as the Bishop's servant

and was wearing his Lordship's livery. Prays for discharge. L. J., III. 106.

Petition of John Nonne (H.L. 1621), May 12, 1621

No Petition (Complaint of Lord Steward)

Servant (of Lord Steward)

Writ of habeas corpus cum causa

Return

Brought to bar and discharged

JHL

MHL

HL/PO/JO/10/14/2/3352

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 119, 119-20, 122:

The Lord Steward complained, That *Thomas Nonne* (a Servant of his) is arrested, and imprisoned in *The King's Bench*, contrary to the Privileges of Parliament; whereupon it was Ordered, That a Writ of *Habeas corpus cum causa* be awarded, and directed unto the Marshal of *The Marshalsea*, commanding him to bring the said *Thomas Nonne* before their Lordships, on *Monday* next, at Nine in the Morning. 3 JHL 119 (May 12, 1621)

According to the Order of the 12th of this *May*, *John Nonne*, Servant to the Lord Steward, was this Day brought before the Lords, by Sir *George Reynell*, Knight, Marshal of *The Marshalsea*, by virtue of a Writ of *Habeas corpus cum causa*, returnable this Day; and the said *John Nonne*, by Order of the Court, was discharged out of his Imprisonment in *The*

***King's Bench*; and that Sir *George Reynell* be not dampnified for the same. 3 JHL 122 (May 14, 1621)**

11 MHL 147:

12 May 1621. Writ of Habeas Corpus (John Nonne)

(a) 12 May 1621. Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring John Nonne before their Lordships on 14 May. *Dated*, this day. [Same day, upon complaint, ordered a writ be issued, L. J., III, 119.]

(b) N.d. Return of the Marshal to the above. [14 May, Nonne brought to the Bar and discharged, *ibid.*, 122.]

HL/PO/JO/10/14/2/3352:

**Writ of Habeas Corpus (John Nonne)
HL/PO/JO/10/14/2/3352 12 May 1621**

Contents:

a) 12 May 1621 -- Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring John Nonne before their Lordships on 14 May.

b) No date -- Return of the Marshal to the above.

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2 inches high by 12½ inches wide. “coram nobis”. Signed, “Edmondess”.

Return on piece of parchment 6 inches high by 11½ inches wide. May 14 discharge order at foot of return.

Petition of John Nanton (H.L. 1621), May 16, 1621

No Petition

Servant

Writ of habeas corpus cum causa

The Clerk signed the Warrant to the Clerk of the Crown, for the making of the said Writ

Second writ of habeas corpus

Return

Brought to bar and discharged

JHL

MHL

HL/PO/JO/10/1/17A

HL/PO/JO/10/14/2/3353

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 97, 119-20, 133:

The Earl of *South'ton* signified unto their Lordships, That *John Nanton*, the Lord *Cromwell's* man, going down unto the Country, was arrested in *Northamptonshire*, where he had Occasion to stay; and the Parties that made the Arrest refused to accept of any Bail, *etc.*

Whereupon it was Ordered, That a Writ of *Habeas corpus cum causa* be directed to the Sheriff of *North'ton*, to bring the Body of the said *John Nanton* before their Lordships on *Tuesday* the Day of *May* next, by Nine in the Morning. And that a Warrant be made for the Sergeant at Arms, to cause the Bodies of who made the said Arrest, to be brought into

the Court, the same Day, to answer their Contempt against the Privileges of this High Court.

The Clerk signed the Warrant to the Clerk of the Crown, for the making of the said Writ, and a Warrant to the Serjeant accordingly. 3 JHL 97 (Apr. 28, 1621)

It appearing to the House, That the Writ of *Habeas corpus cum causa* awarded by this Court *die instantis Maii*, and directed to Sheriff of *Nott.* commanding him to bring the Body of *John Naunton* (the Lord *Cromwell's* Man) before their Lordships on the Day of this *May*, was not executed: It is this Day Ordered, That another Writ of *Habeas corpus cum causa* be made, and directed to the said Sheriff, for the bringing of the said *John Naunton* before their Lordships, on the One and Thirtieth Day of this *May*. 3 JHL 119-20 (May 12, 1621)

This Day, *John Naunton*, Servant to Lord *Cromwell*, being brought to the Bar, by virtue of a Writ of *Habeas corpus cum causa* directed to the Sheriff of *North'ton* (*per ordinem Curie 12 Maie*), for that it appeared unto the Court, that the said *John Naunton* was arrested at the Suit of *Edmond Mason* and *Eliz.* his Wife, in the Time of Parliament, and contrary to the Privileges of this House, the said *John Naunton* is, by Order of this Court, discharged out of the Custody of the said Sheriff of *North'ton* and set at Liberty; and the Sheriff is also discharged thereof, by Order of this Court. 3 JHL 133 (May 26, 1621)

HMC3d 22:

1621, April 28–Petition of John Nanton to Thomas Lord Cromwell. Was arrested by John Francis and John Johnson,

notwithstanding he showed his protection as servant to Lord Cromwell. Prays his Lordship to excuse his absence and take steps for his enlargement. See L.J., III, 97.

11 MHL 147:

16 May 1621. Writ of Habeas Corpus (John Nanton)

(a) 16 May 1621. Writ of Habeas Corpus, directed to the sheriff of Northampton, to bring John Nanton before their Lordships on 31 May. Dated, this day. [28 April, upon information, ordered a writ be issued, L. J., III, 97; 12 May, the writ not having been executed, another writ was ordered, *ibid.*, 119-20.]

(b) N.d. Return of the sheriff to the above. [26 May, Naunton brought to the Bar and discharged, *ibid.*, 133.]

HL/PO/JO/10/1/17A:

28 April 1621 -- Petition of John Nanton to Thomas Lord Cromwell. Was arrested by John Francis and John Johnson, notwithstanding he showed his protection as servant to Lord Cromwell. Prays his Lordship to excuse his absence and take steps for his enlargement.

HL/PO/JO/10/14/2/3353:

**Writ of Habeas Corpus (John Nanton)
HL/PO/JO/10/14/2/3353 16 May 1621**

Contents:

a) 16 May 1621 -- Writ of Habeas Corpus, directed to the sheriff of Northampton, to bring John Nanton before their Lordships on 31 May.

b) No date -- Return of the sheriff to the above.

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2½ inches high by 11 inches wide. Partially illegible. “coram nobis”. Signed, “Edmondess”.

Return on piece of parchment 3¾ inches high by 10½ inches wide. May 26 discharge order at foot of return.

Petition of Originall Bellamy (H.L. 1621), May 29, 1621

No Petition

HM Servant (Yeoman of HM Guard)

**contrary to the Privileges belonging to His Majesty's Servants
in Time of Parliament**

Writ of habeas corpus cum causa

Return

**for the Suspicion of uttering counterfeit Gold, the Lords
thought it contrary to the Privileges of the House, that the
King's Servants should in the Parliament Time be arrested for
Debt**

Discharged

JHL

MHL

HL/PO/JO/10/14/2/3356

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 136, 156:

The House being moved on the Behalf of *Originall Bellamy*, one of the Yeomen of His Majesty's Guard, who was arrested in *March* last, at the Suit of one *Bryan Cooke* and others, by the Under Sheriff of *Nottinghamshire*, contrary to the Privileges belonging to His Majesty's Servants in Time of Parliament; it is this Day ORDERED, That an *Habeas corpus cum causa* be awarded to the Sheriff of the County of *Nottinghamshire*, for the bringing of the said *Originall Bellamy* before their Lordships on *Monday* the Fourth of June, in the

Morning, and that the Serjeant at Arms attending his House do cause the said *Bryan Coke*, and the said Undersheriff, to be brought before their Lordships, at the same Time, to answer their Contempt in the said Arrest. 3 JHL 136 (May 28, 1621)

Hodie the Under Sheriff of *Nottinghamshire* returned the Writ of *Habeas corpus cum causa*, and brought *Originall Bellamy*, one of the Yeomen of His Majesty's Guard, before the Lords; and the said Writ and Return thereof being read, it appeared that the said *Originall Bellamy* was first committed upon Suspicion of uttering false Gold, and afterwards detained for diverse Debts in Execution, and upon many Outlawries, yet for them the said *Originall Bellamy* was bailed; for the Suspicion of uttering counterfeit Gold, the Lords thought it contrary to the Privileges of the House, that the King's Servants should in the Parliament Time be arrested for Debt; and they Ordered the said *Originall Bellamy* to be presently enlarged of his Imprisonment; and the said Sheriff to be free from all Accounts concerning the same. 3 JHL 156 (June 4, 1621)

11 MHL 152:

29 May 1621. Writ of Habeas Corpus (Originall Bellamye)

(a) 29 May 1621. Writ of Habeas Corpus, directed to the sheriff of Nottingham, to bring Originall Bellamye before their Lordships on 4 June. *Dated*, this day. [28 May, upon motion, ordered a writ be issued, L. J., III, 136.]

(b) N.d. Return of the sheriff to the above.

(c) N.d. Order from two Nottinghamshire J.P.s to the keeper of the gaol at Nottingham, for the imprisonment of Originall Bellamy, William Catcliff and Jane his wife, all of East Markham, upon the charge of uttering false and counterfeit gold. [4 June, Bellamy brought before the House and discharged, *ibid.*, 156.]

HL/PO/JO/10/14/2/3356:

**Writ of Habeas Corpus (Originall Bellamye)
HL/PO/JO/10/14/2/3356 29 May 1621**

Contents:

a) 29 May 1621 -- Writ of Habeas Corpus, directed to the sheriff of Nottingham, to bring Originall Bellamye before their Lordships on 4 June.

b) No date -- Return of the sheriff to the above.

c) No date -- Order from two Nottinghamshire J.P.s to the keeper of the goal at Nottingham, for the imprisonment of Originall Bellamy, William Catcliffe and Jane his wife, all of East Markham, upon the charge of uttering false and counterfeit gold.

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2 inches high by 12½ inches wide. Partially illegible.

Return on piece of parchment 8 inches high by 9 inches wide. Partially illegible. June 4 discharge order at foot of return.

Petition of Richard Dyke (H.L. 1621), Nov. 22, 1621

Not Servant

Next Friend Petition

They humbly desire the Lords to send for the body of the said *Richard Dicke*

A Warrant delivered to the Deputy Clerk of the Crown accordingly. Signed by the Clerk.

Writ of habeas corpus cum causa

***Richard Dyke* was brought to the Bar, by a Writ of *Habeas corpus*, according to the order of this House of the Two and Twentieth of this *November*; and the Writ and the Return thereof being read, their Lordships took into Consideration, that the said *Richard Dyke* was under Bail for his Appearance here in Court, *de die in diem*, until he shall be dismissed; and that therefore his Arrest was contrary to their ancient Privileges.**

Wherefore, it is ORDERED, That the said *Richard Dyke* shall be presently delivered out of the Prison of *The King's Bench*

JHL

MHL

HL/PO/JO/10/14/2/3361

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

3 JHL 165, 170:

The humble Petition of *William Garrowaye* and *Anthony Gibson* was read, shewing, That, whereas they were Bail for the personal Appearance here in Court of *Richard Dicke*,

complained of for the Business of Gold and Silver Thread, that the said *Richard Dicke* is taken in Execution in *The King's Bench*, at the Suit of Sir *Robert Lee*. They humbly desire the Lords to send for the body of the said *Richard Dike*, that thereupon such Order may be taken, as shall stand with the Honour and Privileges of this Honourable Court.

Whereupon it was ORDERED, That His Majesty's Writ of *Habeas corpus cum causa* shall be awarded to bring the body of the said *Richard Dike* before the Lords, on *Monday* next, the Twenty-sixth of this Instant *November*, at Nine in the Morning.

A Warrant delivered to the Deputy Clerk of the Crown accordingly. Signed by the Clerk. 3 JHL 165 (Nov. 22, 1621)

Richard Dyke was brought to the Bar, by a Writ of *Habeas corpus*, according to the order of this House of the Two and Twentieth of this *November*; and the Writ and the Return thereof being read, their Lordships took into Consideration, that the said *Richard Dyke* was under Bail for his Appearance here in Court, *de die in diem*, until he shall be dismissed; and that therefore his Arrest was contrary to their ancient Privileges.

Wherefore, it is ORDERED, That the said *Richard Dyke* shall be presently delivered out of the Prison of *The King's Bench*; and that Sir *George Reynell*, Knight, the Marshal, shall be discharged for such the Deliverance of the said *Dyke*.

And it was further Ordered, That whereas the *Condition* of the said *Richard Dyke's* Recognizance is, That he shall appear here, *de die in diem*, until he shall be dismissed of the Court; the *Condition* now shall be, for his Appearance here, upon Notice left at his Dwelling-house in *Moorefeilds*, near *Bedlam-gate*. And

also his Bail and himself are freed for his Not-attendance here during his said Imprisonment. 3 JHL 170 (Nov. 26, 1621)

11 MHL 153:

22 Nov. 1621. Writ of Habeas Corpus (Richard Dyke)

(a) 22 Nov. 1621. Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Richard Dyke before their Lordships on 26 Nov. *Dated*, this day. [Same day, upon petition, ordered a writ be issued, L. J., III, 165.]

(b) N.d. Return of the Marshal to the above. [26 Nov., brought to the Bar and discharged, *ibid.*, 170.]

HL/PO/JO/10/14/2/3361:

Writ of Habeas Corpus (Richard Dyke)
HL/PO/JO/10/14/2/3361 22 Nov 1621

Contents:

a) 22 Nov 1621 -- Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Richard Dyke before their Lordships on 26 Nov *Dated*, this day. [Same day, upon petition, ordered a writ be issued, Lords Journals, III, 165.]

b) No date -- Return of the Marshal to the above. [26 Nov brought to the Bar and discharged, *ibid.*, 170.]

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Writ of habeas corpus on parchment strip 2 inches high by 13½ inches wide. Partially illegible.

Return on piece of parchment 6 inches high by 11 inches wide. Nov. 26 discharge order at foot of return.

Petition of William Cowse (H.L. 1621), Nov. 24, 1621

Petition set forth verbatim in JHL

**“To The Right Honourable the Lords Spiritual and Temporal
of His Majesty’s High Court of Parliament Assembled”**

Requests to be freed

Servant

**This Petition being read, it was ORDERED, That His Majesty’s
Writ of *Habeas corpus cum causa* be awarded out of the
Chancery, directed unto the Sheriffs of *London*, to bring the
Body of the Petitioner (*William Cowse*), before their Lordships
Brought to the bar**

Nothing on relief

JHL

MHL

HL/PO/JO/10/14/4/3362

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

3 JHL 169, 170:

**“To the Right Honourable the Lords Spiritual and
Temporal in His Majesty’s High Court of Parliament
assembled.**

**“The Humble Petition of *William Cowse*, now Prisoner in
Ludgate, and Servant to the Right Honourable the Lord
Stafford.**

“Shewing,

“That whereas, your Petitioner being his Lordship’s Servant, it pleased his Lordship to grant unto your Petitioner his Protection; and yet, notwithstanding, your Petitioner (by *James Moorton* and *Robert Campion*, Officers to the Sheriffs of *London*), upon the 30th of *June* last, was arrested in Execution, at the Suit of one Mr. *Goade* and *William Jennyns*, and hath been ever since detained in Prison, and several Suits by other Men prosecuted against him; all his Goods being seized, and, by Reason thereof, your Petitioner was not able to pay his Rent, and so forfeited the Lease of his House at *Michaelmas* last, being worth Three Hundred Pounds to be sold, and your Petitioner quite cast out of his House.

“May it therefore please your Honours to take the same into your Honourable Consideration, and to free your Petitioner, according to the Privilege of your House and Honourable Court of Parliament, as also according to an Act of Parliament made in Primo of His Majesty. And that your Honours would be likewise please to question the said *Goad* for his contemptuous Words; saying, He neither regarded the Protection, nor your Lordships Orders, nor any Things else your Lordships could do, no more than he regarded a Rush.

“And your Petitioner, his Wife and Children, shall daily pray for your Honours Happiness.”

This Petition being read, it was ORDERED, That His Majesty’s Writ of *Habeas corpus cum causa* be awarded out of the Chancery, directed unto the Sheriffs of *London*, to bring the Body of the Petitioner (*William Cowse*), before their Lordships, on *Monday* next, by Nine in the Morning.

And it was likewise ORDERED, That the Serjeant at Arms, attendant on this House, shall bring before their Lordships, at the same Time, the Bodies of the said *James Moorton* and *Robert Campion*, who made the said Arrest, and of *William Goad* and *William Jennyns*, at whose Suit the said Petitioner was arrested, to answer their High Contempt, for Breach of the Privileges of this House. 3 JHL 169 (Nov. 24, 1621)

William Cowse, Servant to the Lord *Stafford*, was brought to the Bar, by virtue of His Majesty's Writ of *Habeas corpus cum causa*, according to the Order of the Four and Twentieth of this *November*.

The Writ was not read, for that the Lords thought fit first to examine the Breach of their Privileges, and the contemptuous Speeches complained of in the Petition of the said *William Cowse* against *William Goode*.

As touching the First, *Robert Campion*, who made the Arrest, affirmed that he had not arrested the said *William Cowse*, but that he first had Leave from the Lord *Stafford* (whose Servant he is) to do so; and produced a Writing, under the Lord *Stafford's* Hand and Seal, of disclaiming the said *William Cowse* to be his Servant, if the Information given his Lordship be true, that the said *William Cowse* intends to defraud *William Jenninges* and *William Goode* of their due Debt.

The House hath referred the Examination of this unto the Lords Sub-Committees of the Orders and Customs of this House, and of the Privileges of the Peers of this Kingdom, or Lords of Parliament.

And *William Goode* being brought to the Bar, and denying those contemptuous speeches, *videlicet*, That he neither regarded

the Lord *Stafford's* Protection, nor the Orders of the Lords, nor any Thing else the Lords could do, no more than he regarded a Rush; it was directly provided, by the Depositions of *Thomas Ovyatt* and *Henry Helmes*, who were sworn and examined thereof in the House.

Whereupon the said *William Goade* is committed to the Prison of *The Fleet*, there to remain during the Lords Pleasure.
3 JHL 170 (Nov. 26, 1621)

11 MHL 153-56:

24 Nov. 1621 William Cowse (Privilege)

(a) 24 Nov. 1621. Petition of William Cowse, now a prisoner in Ludgate, to the House of Lords. *Endorsed*, reade. Habeas corpus per Couse against Monday next in the mournynge, the offenders to be brought by the Serjeaunt. [~~the~~] Orders made accordingly. [24 Nov., read in H.L., L. J., III, 169, *in extenso* with a few minor alterations; writ of habeas corpus for Cowse issued, Moorton, Campion, Goad and Jennings also to appear at the Bar, *ibid.*, 169.]

(b) 22 June 1621. Lord Stafford's disclaimer. * * *

(c) [26 Nov. 1621. Goad brought to the Bar, and his contemptuous speeches proved by the depositions of Oviatt and Helmes, *ibid.*, 170.]

(d) 28 Sept. 1621. Warrant for arrest of Cowse. * * *

(e) Identical warrant substituting the name of William Jennyns as creditor for a debt of vii li and xx s. damages. *Endorsed* on the back, I arested Cristie Mather at the sut of

pitier lenord and he had a protexion from me lord of Oxford dated [from —*deleted*] the eight of January 1620.

(f) 3 July 1621. Lord Stafford's protection. * * *

(g) 5 July 1621. Lord Stafford's proclamation. * * *

(h) 28 Nov. 1621. Peticion of William Goade prisoner in the Fleete to H.L. * * *

(i) N.d. Peticion of William Cowse, prisoner in Ludgate, servaunt to the Right honorable the Lord Stafford to H.L. Whereas your Honours sent for your petitioner uppon a habeas corpus, And thereuppon your petitioner appeared before your Honors uppon Mondaie last And as your petitioner is informed, your Honors appointed your petitioner to attend the Rising of the Court: Yet notwithstanding your Honors comaund, one of the Sheriffs officers, brought back your petitioner to the prison aforesaid, where hee hath remayned above xxte. weeks, to his exceeding great charge, and utter undoing of himself and his wife and Children.

In tender comiseracon whereof: That your Honors would bee pleased, to weigh your petitioners care in your godle and honorable consideracions: And to bee pleased to give order for your petitioners enlargement, according to the auntient priviledeges of this high and honorable Court, and the Act of Parliament of Anno primo Jacob Rs. cap. 13.

HL/PO/JO/10/14/4/3362:

William Cowse (Privilege) HL/PO/JO/10/14/4/3362 24 Nov 1621

Contents:

- a) 24 Nov 1621 -- Petition of William Cowse, now a prisoner in Ludgate, to the House of Lords.**
- b) 22 June 1621 -- Lord Stafford's disclaimer.**
- c) Paper regarding William Good.**
- d) 28 Sept 1621 -- Warrant for arrest of Cowse.**
- e) Similar warrant.**
- f) 3 July 1621 -- Lord Stafford's protection.**
- g) 5 July 1621 -- Lord Stafford's proclamation.**
- h) 28 Nov 1621 -- Petition of William Goade prisoner in the Fleete to the House of Lords.**
- i) No date -- Petition of William Cowse, prisoner in Ludgate, servaunt to the Right honorable the Lord Stafford to the House of Lords.**

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Petition of William Cowse on piece of parchment 15½ inches high and 12 ½ inches wide. Text: 8 inches high by 5½ inches wide. "To The Right Honourable the Lords Spiritual and Temporal of His Majesty's High Court of Parliament Assembled". "The Humble Petition of William Cowse". "May it therefore please". "And your petitioner shall daily pray for your happiness". Nov. 24 order for writ of habeas corpus at foot of the petition.

Petition of Benjamin Crokey (H.L. 1621), Nov. 26, 1621

Petition

Not Servant

Writ of habeas corpus cum causa

Return

Brought to bar

**The Writ being read, and the Return thereof, and also the
Petition of the said *Benjamin Crokey***

Discharged

JHL

MHL

HL/PO/JO/10/14/4/3363

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 170-71, 173-74:

**The Petition of *Benjamin Crokey* was read, to this Effect:
*videlicet,***

**That whereas an ancient Collegiate Free School was, about
Two Hundred Years since, founded by *Katherine Lady Berkeley*,
in *Wotton*, in the County of *Gloucester*, and of Continuance till
the Sixth Year of our King's Reign, that the same was, by the
indirect Practices of one *John Smyth*, suppressed; who
purchased the Fee Farm of all the School Possessions (being
Nine and Thirty Tenements) for Five Pounds and Four Pence
per Annum, the same being worth Four Hundred Pounds *per*
Annum.**

That the Petitioner (to the impoverishing of his Estate) hath formerly procured four several Commissions, upon the Statute of Charitable Uses, for the settling of the Possessions of the said School, all which were crossed by the indirect Practices of the said *John Smyth*, and of one *John Hunt*.

That the Petitioner hath exhibited a Bill in this House, on the Behalf of the said School; and, upon a Petition exhibited thereupon, it pleased this House to grant their Lordships Order and Warrant for a Fifth Commission, wherein the Petitioner was to be employed this last Vacation.

That the said *Smyth* and *Hunt* practised with one *Harvey* and *Fisher*, to arrest the Petitioner, at the Suit of *Harvey*, on the 24th of *June* last, of Purpose to prevent the executing of the said Fifth Commission; the said *Harvey* refusing to accept of any satisfaction for his Debt, no not the Forfeiture. And the Serjeant that made the Arrest, although the Petitioner shewed him the said Order of the Lords, with the Commission, yet, with contemptuous Words against the Prerogative of Parliament, he beat the Petitioner, and haled him to Prison in *The King's Bench*, where he hath ever since continued, to the Hindrance of the said Commission, and his own Undoing.

It is hereupon ORDERED, That His Majesty's Writ of *Habeas corpus cum causa* be awarded, and directed to the Marshal of the *The King's Bench*, commanding him to bring the Body of the said *Benjamin Crokey* (the Petitioner) before their Lordships, on *Wednesday* next, the 28th of this *November*, at Nine of the Clock in the Morning.

And also, That the said *John Hunt*, *Fisher*, before their Lordships also, at the same Time, to answer their Contempt and Breach of the Privileges of this House, in the Arrest of the said *Benjamyn*, when as he had exhibited the said Bill here, and had an Order from this House for the said Commission and the executing thereof. 3 JHL 170-71 (Nov. 26, 1621)

This Day *Benjamin Crokey* was brought to the Bar, by a Writ of *Habeas corpus cum causa*, according to the Order of the 26th of this Instant.

The Writ being read, and the Return thereof, and also the Petition of the said *Benjamin Crokey*; *Awdeley*, the Serjeant at Mace, who made the Arrest (and complained of in the Petition), was called to the Bar, and, being on his Knees, was charged for his contemptuous Speeches against the Privileges of this Court, mentioned in the Petition, and also for arresting the Petitioner, contrary to the said Privileges, he being the Lord *Stafford's* man.

The Serjeant denied the said contemptuous Speeches wherewith he was charged, and shewed forth a Revocation, under the Lord *Stafford's* Hand and Seal, dated the 20th of *June*, 1621, disclaiming the Petitioner to be his Servant. Whereupon the said *Awdley* was discharged of his Contempt in the said Arrest.

The Petitioner also produced a Letter from the Lord *Stafford*, directed to the Lord Chief Justice, dated the 26th of the same *June* testifying that he, the said Lord *Stafford*, was much abused in the procuring of the said Revocation.

Of all which the House taking Consideration, did order the said *Benjamyne Crokey* to be discharged and delivered out of the said Prison of *The King's Bench*; and also that Sir *George Reynall*, Knight, be discharged for such Delivery of the said *Benjamyne Croky*. 3 JHL 173-74 (Nov. 28, 1621)

11 MHL 156:

26 Nov. 1621. Writ of Habeas Corpus (Benjamin Crokey)

(a) 26 Nov. 1621. Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Benjamin Crokey before their Lordships on 28 Nov. *Dated*, this day. [Same day, upon petition, ordered a writ be issued, L. J., III, 170-1.]

(b) N.d. Return of the Marshal to the above. [28 Nov. Crokey brought to the Bar and discharged, *ibid.*, 173-4.]

HL/PO/JO/10/14/4/3363:

**Writ of Habeas Corpus (Benjamin Crokey)
HL/PO/JO/10/14/4/3363 26 Nov 1621**

Contents:

a) 26 Nov 1621 -- Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Benjamin Crokey before their Lordships on 28 Nov.

b) No date -- Return of the Marshal to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 12½ inches wide. Partially illegible. “coram nobis”. Signed, “Edmondess”.

Return on piece of parchment 4½ inches high by 14 inches wide. Nov. 28 discharge order at foot of return signed, “H. Elsyng”.

Petition of William Whorewood (H.L. 1621), Nov. 30, 1621

Petition

Servant

Writ of habeas corpus cum causa

Return

Brought to bar and discharged

JHL

MHL

HL/JPO/JO/10/14/4/3364

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 176, 179:

The Petition of *William Whorewood*, Servant to the Lord *Stafford*, and now Prisoner in Execution in *The Compter*, by the Procurement of *Thomas Whorewood* and *Robert Alvered*, who knew the Petitioner to be privileged, was read.

ORDERED, That His Majesty's Writ of *Habeas corpus cum causa* be awarded, and directed to the Sheriffs of *London*, to bring the Body of the said *William Whorewood* before their Lordships, To-morrow Morning, at Nine of the Clock.

And also it is ORDERED, That the Serjeant at Arms attending this court do bring before their Lordships the bodies of the said *Thomas Whorewood* and *Alvered*, to answer their said Contempt, in Breach of the Privileges of this House.

3 JHL 176 (Nov. 30, 1621)

***William Whorewood*, Servant to the Right Honourable the Lord *Stafford*, was this Day brought before the Lords (according to the Order of the 30th of *November* last), by His Majesty's Writ of *Habeas corpus cum causa*; the Writ, with the Return thereof, being read, and the Lord *Stafford* avouching the said *Whorewood* to be his Servant, he the said *William Whorewood* was discharged out of Prison.**

***Robert Alvered* also, of whom the said *William Whorewood* complained to have caused his Arrest, knowing him to be a privileged Man, was brought to the Bar, who confessed his procuring the said *William Whorewood* to be arrested; but, for that it could not appear unto the House that the said *Robert Alvered* did know the said *Whorewood* to be privileged at the Time of the said Arrest, he the said *Alvered* was also discharged for any Contempt by him committed therein. 3 JHL 179 (Dec. 3, 1621)**

11 MHL 157:

1 Dec. 1621. Writ of Habeas Corpus (William Whorewood)

(a) 1 Dec. 1621. Writ of Habeas Corpus, directed to the sheriffs of London, to bring *William Whorewood* before their Lordships on 3 Dec. *Dated*, this day. [30 Nov., upon petition, ordered a writ be issued, L. J., III, 176.]

(b) N.d. Return of the sheriffs to the above. [3 Dec., *Whorewood* brought before the House and discharged, *ibid.*, 179.]

HL/JPO/JO/10/14/4/3364:

**Writ of Habeas Corpus (William Whorewood)
HL/PO/JO/10/14/4/3364 1 Dec 1621**

Contents:

a) 1 Dec 1621 -- Writ of Habeas Corpus, directed to the sheriffs of London, to bring William Whorewood before their Lordships on 3 Dec.

b) No date -- Return of the sheriffs to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 12½ inches wide. Partially illegible. “coram nobis”.

Return on piece of parchment 8½ inches high by 11½ inches wide. Partially illegible. Dec. 3 discharge order at foot of return.

Petition of Henry Lucye (H.L. 1621), Dec. 6, 1621

No Petition

Servant

**Complaint being made unto this House, That *Henry Lucye*,
Servant to the Right Honourable the Lord *Mordant*, is arrested,
contrary to the Privileges of this Court**

Writ of habeas corpus cum causa

Brought before their Lordships

**The Writ and the Return being read, the said *Henry Lucy* was
delivered out of Prison, and set at large**

JHL

MHL

HL/PO/JO/10/14/4/3365

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

3 JHL 182, 187:

**Complaint being made unto this House, That *Henry Lucye*,
Servant to the Right Honourable the Lord *Mordant*, is arrested,
contrary to the Privileges of this Court; it is ORDERED, That a
Writ of *Habeas corpus cum causa* shall be awarded, and directed
to the Sheriffs of *London* to bring the Body of *Henrye Lucye*
before their Lordships To-morrow Morning, by Nine of the
Clock. 3 JHL 182 (Dec. 5, 1621)**

***Henry Lucy*, Servant to the right Honourable Lord
Mordaunt, was brought before their Lordships, according to the
Order of the Fifth of this *December*, by His Majesty's Writ of**

***Habeas corpus*, directed to the Sheriffs of *London*. The Writ and the Return being read, the said *Henry Lucy* was delivered out of Prison, and set at large. 3 JHL 187 (Dec. 8, 1621)**

11 MHL 157:

6 Dec. 1621. Writ of Habeas Corpus (Henry Lucye)

(a) 6 Dec. 1621. Writ of Habeas Corpus, directed to the Sheriffs of London, to bring Henry Lucye before their Lordships on 8 Dec. *Dated*, this day. [5 Dec., upon complaint, ordered a writ be issued, L. J., III, 182.]

(b) N.d. Return of the sheriffs to the above. [8 Dec., Lucy brought before the House and discharged, *ibid.*, 187.]

HL/PO/JO/10/14/4/3365:

**Writ of Habeas Corpus (Henry Lucye)
HL/PO/JO/10/14/4/3365 6 Dec 1621**

Contents:

a) 6 Dec 1621 -- Writ of Habeas Corpus, directed to the sheriffs of London, to bring Henry Lucye before their Lordships on 8 Dec.

b) No date -- Return of the sheriffs to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2 inches high by 13½ inches wide. Partially illegible. “coram nobis”. Signed, “Edmonds”.

Return on piece of parchment 12 inches high by 12½ inches wide. Partially illegible. Dec. 8 discharge order at foot of return signed, “H. Elsynge”.

Petition of Abraham Watts (H.L. 1621), Dec. 12, 1621

Petition

Servant

Writ of habeas corpus

Second writ of habeas corpus, this one cum causa

Brought before House and discharged

Return

Brought into the House and discharged

JHL

MHL

HL/PO/JO/10/14/4/3366

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 192, 193, 196:

The Petition of *Abraham Watts* was read; humbly shewing, that he was, about *July* last, at the Suit of *Samuel Chester*, by *Jefferye Kerrye*, a Bailiff, arrested and detained long in Prison, by *William Browne*, the then Under Sheriff of *Midd.* and *Isacke Bringburst*, the Gaoler, although they all knew him to be Servant to the Right Honourable the Lord *Morley*: And that this Morning the late Warden of *The Fleet*, *Alexander Harris*, laid his command upon the Prisoner, so as now he remaineth a Prisoner.

Whereupon the said *Abraham Watts* was brought into the House, and discharged of his said Imprisonment.

And it is ORDERED, That the Serjeant at Arms attending this Court shall bring the Bodies of the said *Samuel Chester*, *Jeffereye Krerrye*, *Isacke Bringburst*, *William Browne*, and *Alexander Harris*, before their Lordships, To-morrow at Nine in the Morning, to answer their said Contempt. 3 JHL 192 (Dec. 12, 1621)

WILLIAM *Browne*, Under Sheriff of *Midd.*, *Isaac Bringburst*, the Gaoler, and *Jeffrey Kerry*, the Bailiff that arrested *Abraham Watts* (Servant to the Lord *Morley*), are discharged of any Contempt therein, for they knew him not to be the said Lord's Servant.

Alexander Harris, late Warden of *The Fleet*, was also brought to the Bar, for causing the said *Watts* to be arrested Yesterday Morning; and it appearing to the Court, that the said *Watts* was his Prisoner upon Execution before, and had made an Escape, the said *Alexander Harris* was also discharged of his said Contempt.

And it was ORDERED, That a Writ of *Habeas corpus cum causa* be awarded to the Guardian of the Fleet, commanding him to bring the Body of *Abraham Watts* before their Lordships the 13th of this *December*. 3 JHL 193 (Dec. 13, 1621)

Abraham Watts was brought to the Bar (by Order of the 13th of this *December*), by virtue of a Writ of *Habeas corpus cum causa*, which being read, he was discharged of his Imprisonment, and all Fees. 3 JHL 196 (Dec. 15, 1621)

11 MHL 157:

14 Dec. 1621 Writ of Habeas Corpus (*Abraham Watts*)

(a) 14 Dec. 1621. Writ of habeas corpus, directed to the Guardian of the Fleet, to bring Abraham Watts before their Lordships on 15 Dec. *Dated*, this day. [12 Dec., upon petition, Watts brought before the House and discharged, L. J., III, 192; 13 Dec., Alexander Harris, late Warden of the Fleet, brought to the Bar for arresting Watts and discharged, ordered a writ be issued for Watts, *ibid.*, 193.]

(b) N.d. Return of the Guardian of the Fleet to the above. [15 Dec., Watts brought to the Bar and discharged.]

HL/PO/JO/10/14/4/3366:

**Writ of Habeas Corpus (Abraham Watts)
HL/PO/JO/10/14/4/3366 14 Dec 1621**

Contents:

a) 14 Dec 1621 -- Writ of Habeas Corpus, directed to the Guardian of the Fleet, to bring Abraham Watts before their Lordships on 15 Dec.

b) No date -- Return of the Guardian of the Fleet to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 12½ inches wide. Partially illegible. “coram nobis magnatibus et proceribus in supiori domo parliamenti apud Westm”.

Return on piece of parchment 4¼ inches high by 11 inches wide. Partially illegible. Dec. 15 discharge order at foot of return signed, “H. Elsynge”.

Petition of George Hume (H.L. 1621), Dec. 17, 1621

Petition

Servant

Writ of habeas corpus cum causa

Return

Brought before the House and discharged

JHL

MHL

HL/PO/JO/10/14/4/3367

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 198, 199:

Upon the Petition of *George Hume*, Servant to the Earl of *Holderness*, and arrested, contrary to the Privileges of this House, by the Under-bailiffs of *Westm.* videlicet,

It is ORDERED, That a Writ of *Habeas corpus cum causa* be awarded, and directed to the Bailiff of *Westm.* to bring in the Body of the said *George Hume* To-morrow Morning, at Nine of the Clock: and also, That the Serjeant at Arms do bring before their Lordships the Bodies of _____, to answer their said Contempt. 3 JHL 198 (Dec. 17, 1621)

George Hume, Servant to the Earl of *Holdernes*, was (according to their Order made Yesterday) brought before their Lordships, by a Writ of *Habeas corpus cum causa*, the which being read, he was set at Liberty.

King also, one of the Under-bailiffs who arrested him, was brought to the Bar, and denied that he knew the said *George Hume* to be privileged, until he was in Execution. Wherefore he was dismissed, and discharged of any Contempt; yet with an Admonition to be more careful in the arresting of any Nobleman's Servant. 3 JHL 199 (Dec. 18, 1621)

11 MHL 157:

17 Dec. 1621. Writ of Habeas Corpus (George Hume)

(a) 17 Dec. 1621. Writ of Habeas Corpus, directed to the bailiff of the liberty of St. Peter's, Westminster, to bring George Hume before their Lordships on 18 Dec. *Dated*, this day. [Same day, upon petition, ordered a writ be issued, L. J., III, 198.]

(b) N.d. Return of the bailiff to the above. [18 Dec., Hume brought before the House and discharged, *ibid.*, 199.]

HL/PO/JO/10/14/4/3367:

**Writ of Habeas Corpus (George Hume)
HL/PO/JO/10/14/4/3367 17 Dec 1621**

Contents:

a) 17 Dec 1621 -- Writ of Habeas Corpus, directed to the bailiff of the liberty of St. Peter's, Westminster, to bring George Hume before their Lordships on 18 Dec.

b) No date -- Return of the bailiff to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 12½ inches wide. Partially illegible. Signed, “Edmonds”.

Return on piece of parchment 12½ inches high by 10½ inches wide. Dec. 18 discharge order at foot of return.

Petition of John Phillipps (H.L. 1623/4), Mar. 5, 1623/4

No Petition (upon motion of Ld. Chamberlain)

HM Servant

Writ of habeas corpus cum causa

Return

Brought to bar

and the Writ being read, he was delivered out of prison per Curiam

JHL

MHL

HL/PO/JO/10/14/4/3377

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

3 JHL 247, 256:

ORDERED, Upon the Lord Chamberlain's Motion, that His Majesty's Writ of *Habeas corpus cum causa* be awarded to bring the Body of *John Phillips*, Esquire, before their Lordships, on *Tuesday* Morning, the 9th Day of this Month, who is arrested and in the Prison of *The Compter at Woodstreet*, contrary to the Privileges of this High Court. 3 JHL 247 (Mar. 5, 1623/4)

***John Phillips*, Esquire, His Majesty's Servant, was this Day brought to the Bar, by virtue of His Majesty's Writ of *habeas corpus*, etc. according to the Order of the 5th *Martii*; and the Writ being read, he was delivered out of prison per Curiam, and ORDERED, That the Party at whose Suit he was arrested should**

not be troubled therefor, because he knew him not to be the King's Servant. 3 JHL 256 (Mar. 11, 1623/4)

11 MHL 159:

9 March 1623/4. Writ of Habeas Corpus (John Phillipps)

(a) 9 March 1623/4. Writ of Habeas Corpus, directed to the sheriffs of London, to bring John Phillipps before their Lordships on 11 March. *Dated*, this day. [5 March, upon motion, ordered a writ be issued, L. J., III, 247.]

(b) N.d. Return of the sheriffs to the above. [11 March, Phillipps brought to the Bar and discharged, *ibid.*, 256.]

HL/PO/JO/10/14/4/3377:

**Writ of Habeas Corpus (John Phillipps)
HL/PO/JO/10/14/4/3377 9 March 1624**

Contents:

a) 9 March 1623/4 -- Writ of Habeas Corpus, directed to the sheriffs of London, to bring John Phillipps before their Lordships on 11 March.

b) No date -- Return of the sheriffs to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 13½ inches wide. Partially illegible. “coram nobis”. “supiori domo parlamenti”. Signed, “Edmondes”.

Return on piece of parchment 12½ inches high by 13 inches wide. Partially illegible. Mar. 3 discharge order at foot of return signed, “H. Elsynge”.

Petition of Sir Edward Osbaldeston (H.L. 1623/4), Mar. 13, 1623/4

**Petition to the Ld. Chamberlain of the Household
Servant**

contrary to the privileges of this High Court

Writ of habeas corpus cum causa

Second writ of habeas corpus

The Writ and Return thereof being read

Discharged

JHL

HMC

MHL

HL/PO/JO/10/1/22

HL/PO/JO/10/14/4/3378

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 261, 262, 264:

Upon the Petition of Sir *Edward Osbaldeston*, Knight, Servant to the Earl of *Derbie*, who is arrested by the Procurement of *Thomas Banckes*, contrary to the privileges of this High Court; and that the said *Bancks* raised the Constable to make the said Arrest, under Pretence to attach a Traitor and a Felon: It is ORDERED, That His Majesty's Writ of *Habeas corpus cum causa* etc. be directed unto the Warden of *The Fleet*, to bring the Body of the said Sir *Edward Osbaldeston* before their lordships, on *Monday* next, the 15th of this *March*, at Nine

in the Morning; and that the Serjeant at Arms do then also bring before their Lordships the Bodies of the said *Thomas Banks* and of *William Browne* the Under Sheriff, and the Bailiffs and Constable. 3 JHL 261 (Mar. 13, 1623/4)

According to the Order of the 13th of *March*, Sir *Edward Osbaldeston* was brought before their Lordships, by virtue of His Majesty's Writ of *Habeas corpus*, etc. and, for that the Day was far spent, remanded to Prison again, and ordered to be brought hither To-morrow, at Nine in the Morning, by a new Writ of *Habeas corpus*, etc. 3 JHL 262 (Mar. 15, 1623/4)

This Day Sir *Edward Osbaldeston*, Knight, Servant to the Earl of *Derby*, was brought before the Lords, by virtue of His Majesty's Writ of *Habeas corpus*, etc. and according to the Order of the 13th and 15th *Martii*.

The Writ and Return thereof being read, and *Thomas Bankes*, who caused him to be arrested, and *William Browne*, the Under-sheriff of *Midd.* and the Bailiffs and Constable, being brought to the Bar, and Counsel being heard both on the Part of the said Sir *Edward Osbaldeston* and of the said *Thomas Bankes*' it appeared unto their Lordships, That the said Sir *Edward Osbaldeston* was an ancient Servant to the Earl of *Derby*, and so known to be unto the said *Bankes*, and yet he was arrested by him on the 13th Day of *January* last.

And it was generally Agreed, That the Servants of those Lords who are absent, and have made their Proxies, shall enjoy the Benefit of their Privilege, as well as the Servants of those Lords who are present; and that the Privileges of Parliament do begin with the Date of the Writ of Summons (the which for this Parliament was dated the 30th of *December* last), and not with

the Time of the Delivery of the same Writ (as was alledged on the Behalf of the said *Bankes* by his Counsel); for that the Delivery thereof may be delayed by the Negligence of the Messenger.

And therefore it is ORDERED, That the said Sir *Edward Osbaldeston* shall be delivered out of the Prison of *The Fleet* and that the said *Thomas Banckes* shall be committed Prisoner to *The Fleet*, there to remain until he shall have made his humble Submission and Acknowledgement of his Contempt of the Privileges of this Court.

And the said Under-sheriff was sharply rebuked, for that he did not forbear to execute the said Arrest, when as the said Sir *Edward Osbaldeston* averred he was Servant to the said Earl, and claimed the Privilege of Parliament, notwithstanding that the said *Banks* did assure him, that the said Sir *Edward* was not to have any Privilege; and so the Under-sheriff was discharged for this Time, with a strict Charge to be careful hereafter of the like Arrests.

And the Bailiffs and Constables were discharged also; and the said *Bankes* much blamed for informing them that he came to arrest a Traitor and a Felon, whereby he had the more Assistance and Help. 3 JHL 264 (Mar. 16, 1623/4)

HMC 3d 29:

1623-4, March 13.—Petition of Sir Edward Osbaldeston, Knight, prisoner in the Fleet, to the Earl of Pembroke, Lord Chamberlain of the Household. Was arrested by Thomas Banekes at the suit of the executors of the late Robert King.

Pembroke being a servant of the Earl of Derby, prays the Earl to move the House that he “may have the privilege of my Lord’s service.” L. J., III. 261.

11 MHL 159:

15 March 1623/4. Writ of Habeas Corpus (Sir Edward Osbaldeston)

(a) 15 March 1623/4. Writ of Habeas Corpus, directed to the Warden of the Fleet, to bring Sir Edward Osbaldeston before their Lordships on 16 March. *Dated*, this day. [13 March, Osbaldeston brought to the Bar, and remanded, ordered a new writ be issued, *ibid.*, 262.]

(b) N.d. Return of the Warden to the above. [16 March, Osbaldeston brought to the Bar and discharged, *ibid.*, 264.]

HL/PO/JO/10/1/22:

13 March 1624 -- Petition of Sir Edward Osbaldeston, Knight, prisoner in the Fleet, to the Earl of Pembroke, Lord Chamberlain of the Household. Was arrested by Thomas Banckes at the suit of the executors of the late Robert King. Pembroke being a servant of the Earl of Derby, prays the Earl to move the House that he “may have the privilege of my Lord’s service.”

HL/PO/JO/10/14/4/3378:

**Writ of Habeas Corpus (Sir Edward Osbaldeston)
HL/PO/JO/10/14/4/3378 15 March 1624**

Contents:

a) 15 March 1623/4 -- Writ of Habeas Corpus, directed to the Warden of the Fleet, to bring Sir Edward Osbaldeston before their Lordships on 16 March.

b) No date -- Return of the Warden to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip $2\frac{3}{4}$ inches high by 14 inches wide. Partially illegible. “coram nobis”. “in supiori domo parliamenti apud West”.

Return on piece of parchment $6\frac{1}{2}$ inches high by $11\frac{1}{2}$ inches wide. Mar. 16 discharge order at foot of return signed, “Per curiam Elsyng”.

Petition of Welsbourne Sill (H.L. 1624), May 14, 1624

No Petition

Servant

Writ of habeas corpus cum causa

Return

Brought to bar

the which Writ and the Return thereof were read; and for that the Court found he was arrested contrary to the Privileges of Parliament, he was discharged out of Prison

JHL

MHL

HL/PO/JO/10/14/4/3380

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 385, 386:

Upon Complaint also that *Wellsbourne Sill*, Servant to the Earl of *Holdernes*, is arrested and in Execution; it is ORDERED, That a *Habeas corpus cum causa* be awarded, and directed to the Sheriffs of *London*, in whose Custody he is, to bring the said *Wellbourne Sill* before their Lordships To-morrow, by Nine. 3 JHL 385 (May 14, 1624)

***Wellsbourne Sill*, Servant to the Earl of *Holdernes*, was brought to the Bar, by virtue of His Majesty's Writ of *Habeas corpus cum causa*; the which Writ and the Return thereof were read; and for that the Court found he was arrested contrary to the Privileges of Parliament, he was discharged out of Prison;**

and *John Brewer*, who caused him to be arrested, committed to *The Fleet*, until he make his Submission. 3 JHL 386 (May 15, 1624)

11 MHL 160:

14 May 1624. Writ of Habeas Corpus (Welsbourne Sill)

(a) 14 May 1624. Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Welsbourne Sill before their Lordships on 15 May. *Dated*, this day. [Same day, upon complaint, ordered a writ be issued, L. J., III, 385.]

(b) N.d. Return of the sheriffs to the above. [15 May, Sill brought to the Bar and discharged, *ibid.*, 386.]

HL/PO/JO/10/14/4/3380:

Writ of Habeas Corpus (Welsbourne Sill)
HL/PO/JO/10/14/4/3380 14 May 1624

Contents:

a) 14 May 1624 -- Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Welsbourne Sill before their Lordships on 15 May.

b) No date -- Return of the sheriffs to the above.

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda

Writ of habeas corpus on parchment strip 1½ inches high by 13 inches wide. Partially illegible. “coram nob”. “domo parliamenti”. Signed, “Edmondes”.

Return on piece of parchment 7¼ inches high by 12½ inches wide. Partially illegible. May 15 discharge order at foot of return signed, “H. Elsynge”.

Petition of Edward Terynham (H.L. 1624), May 14, 1624 Not Habeas Corpus

No Petition

Servant

a Warrant, signed by the Clerk, was directed to the Serjeant at Arms attendant on this House, to bring before their Lordships the Body of the said *Edward Terynham*

Brought to the bar and discharged

JHL

3 JHL 385, 386:

Upon Complaint made to the House, that *John Brewer* has arrested *Edward Terynham*, Servant to the Lord *Cromewell*, contrary to the Privileges of Parliament; it is ORDERED, That the said *John Brewer* be brought hither To-morrow, at Nine, to answer his Contempt.

And for that the said *Edward Terynham* was detained in the Sheriff's Custody, upon Arrests of Mesne Process only; a Warrant, signed by the Clerk, was directed to the Serjeant at Arms attendant on this House, to bring before their Lordships the Body of the said *Edward Terynham* at the said Time. 3 JHL 385 (May 14, 1624)

***Edward Tyringham*, Servant to the Lord *Cromewell*, being arrested, and in the Custody of the Sheriffs of London, upon mean Process only, was brought to the Bar, by the Serjeant at Arms attendant on this Court, according to the Order made Yesterday, and discharged. 3 JHL 386 (May 15, 1624)**

Petition of Richard Culpeper (H.L. 1624), May 28, 1624

No Petition

Servant

contrary to the Privilege of this Court

Writ of habeas corpus

Return

Brought to bar and discharged

JHL

MHL

HL/PO/JO/10/14/4/3385

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 415, 421, 680:

Upon Complaint that *Richard Culpeper*, Servant to the Lord *Cromwell*, was detained in Prison, in *The Marshalsea*, upon a *Reddit se*, and upon other Actions of Debt, contrary to the Privilege of this Court; His Majesty's Writ of *Habeas corpus* is to be awarded, and directed to the said Marshal of *The King's Bench*, to bring the Body of the said *Richard Culpeper*, before their Lordships, To-morrow Morning, at Nine. 3 JHL 415 (May 28, 1624)

This Day *Richard Culpeper* was brought to the Bar, by virtue of His Majesty's Writ of *Habeas corpus*; which being read, and it appearing to the House that the said *Richard Culpeper* was Servant to the Lord *Cromwell*, he was set at

Liberty, and the Marshal of *The Marshalsea* discharged for the same. 3 JHL 421 (May 29, 1624)

11 MHL 163:

28 May 1624. Writ of Habeas Corpus (Richard Culpeper)

(a) 28 May 1624. Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Richard Culpeper before their Lordships on 29 May. *Dated*, this day. [Same day, upon complaint, ordered a writ be issued, L. J., III, 415.]

(b) Return of the Marshal to the above. [29 May, Culpeper brought to the Bar and discharged, *ibid.*, 421.]

HL/PO/JO/10/14/4/3385:

**Writ of Habeas Corpus (Richard Culpeper)
HL/PO/JO/10/14/4/3385 28 May 1624**

Contents:

a) 28 May 1624 -- Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Richard Culpeper before their Lordships on 29 May.

b) No date -- Return of the Marshal to the above.

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 12 inches wide. “domo parliamenti”. Signed, “Edmondés”. Copy.

Return on piece of parchment 3½ inches high by 11½ inches wide. Partially illegible. May 29 discharge order at foot of return.

Petition of Alexander Auchtmouty (H.L. 1624), June 17, 1624

Petition to Lord Keeper

**“To the Right Honourable and Right Reverend Father in God
John Lord Bishop of Lincoln, Lord Keeper of the Great Seal of
England”**

HM Servant (Gentleman of HM Privy Chamber)

**Let Mr. Elsinge drawe an Order according to the directions of
the Lordes for a habeas Corpus cum causa**

Writ of habeas corpus

Return

Discharged

JHL

MHL

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 425:

**WHEREAS the Lords Spiritual and Temporal, in the Upper
House of Parliament assembled, did, on the 28th of *May* last,
declare and order, That the Privileges and Freedoms of the
Nobility and their Servants doth begin with the date of the Writ
of Summons, and continue for Twenty Days after the End of
every Session of Parliament; and whereas *Alexander
Auchmootye*, Esquire, one of the Gentlemen of His Majesty’s
Privy Chamber in ordinary, was, on the 15th Day of this Instant
June, arrested (contrary to that Order), at the Suit of *William
Haye*, and detained in Prison upon an Execution by the Bailiffs**

of *Westm.* whereof the said *Alexander Auchmootye* made Complaint unto the Lord Keeper of the Great Seal of England, petitioning to be relieved according to the said Order; and his Lordship commanded His Majesty's Writ of *Habeas corpus cum causa* etc. to be awarded, and directed unto the said Bailiffs of *Westm.* To bring the said *Alexander* immediately before his Lordship; and did cause the said *William Hays* to be brought also before him; and, for that it appeared that the said *Alexander* was arrested and detained in Prison contrary to Privilege of Parliament, his Lordship did set the said *Alexander* at Liberty; saving nevertheless unto the said *William Hays* his Execution for the said Debt, after the Time limited for the said Privilege of Parliament, according to the Statute in that Case provided: But his Lordship did forbear to lay any other Punishment, or Imprisonment, upon the said *William Hays*, or the Under-bailiff, because the said *Auchmooty* had, under his Hand, at that Time, disclaimed all Privilege of this Kind, which his Lordship held a sufficient Excuse for *Hays* and the Bailiff; and yet proceeded in the Delivery of the said *Auchmooty*, because, as the Privileges are originally grounds with Respect unto His Majesty, his Highness, and the Lords, and not unto their Servants; so his Lordship conceived, that the disclaiming or disavowing of those Privileges must be an Act of the Lords, and not of the Servants and that they may not, without the Lords Consent (who may have Occasion to use their Service and Attendance) dis-privilege themselves after this Manner: All which his Lordship commanded to be entered in the End of the Journal of this last Session of Parliament. 3 JHL 425 (June 17, 1624)

11 MHL 163-64:

17 June 1624. Alexander Auchtmouty (Privilege)

(a) 17 June 1624. Petition of Alexander Auchtmouty, Esqr., one of the gentlemen of his Majesties privie Chamber in ordinarie, to John, Bishop of Lincoln, Lord Keeper. That your petitioner upon Tuesdaie 15 of this instant June was arrested by the Bailiffs of Westminster, at the suite of William Hays Tailor, upon being baile for appearance of one Mr [George — *deleted*] John Marshall, whom your petitioner did offer to bring in to the said Hays, to yeild his bodie, but hee refused so to doe, but seekes to recover the debt from your petitioner, albeit the said Mr. Marshall is commonlie in the plaintiff's Companie, which arrest was made without my lord Chamberlaines warrant, and within the Compas of the priviledges of Parliament.

Your petitioner therefore most humblie beseechth your good lordshipp that according to the priviledges and liberties of Parliament, you petitioner maie bee released of the said arrest; And the plaintiff maie take his remedie against the principall partie. And that the said Hays and the custome of parliament. [Added below by Bishop Williams.] Let Mr. Elsing drawe an Order according to the directions of the Lordes for a habeas Corpus cum causa and a Warrant to apprehend William Hays taylor and Draper the under bayliffe of Westminster and bring them before me to answer the Contempt done against the honorable house of Parliament: and Likewise for the settinge of the petitioner [at libertie—*added later*] with a savige to Hays the benefitt of his sute and execution. And this shalbe his

Warrant to drawe that Order. *Signed*, Jo: lincoln. C. *Dated*, Junii. 17. 1624.

(b) 17 June 1624. Let Mr. Elsinge drawe an Order according to the directions of the Lordes for a habeas Corpus cum causa. *Signed*, H: Elsynge Cler. parl. *Dated*, 17. Junii. 1624.

(c) 17 June 1624. Writ of Habeas Corpus directed to the bailiff of the liberty of St. Peter's, Westminster, to bring Alexander Auchmootie before the Lord Keeper immediately. *Dated*, this day.

(d) N.d. Return of the bailiff to the above.

(e) 17 June 1624. Warrant to Humphrey Leigh. Mr. Sergeant Leigh. My Lord Keeper his pleasure is that you brynge before him [tomorrowe mourninge—*interlineated*] the bodies of Wylliam Haye, a Taylor dwelling in [westminster—*deleted*; Black fryers in London—*interlineated*] and of one [*blank*] Draper one of the Underbayliffes of westminster to aunswer their contempts in the arreste of Alexander Auchmootie esq. One of the gentlemen of his Majesties Pryvye chamber [on the xv.th daye of this June—*interlineated and deleted*], [contra—*deleted*] to aunswere their contempts therin , the sayd arreste,[d—*deleted*] beinge [made the xv.th day of this June and—*interlineated*](as is sayd) contrary to the Priviledges and Freedomes of Parlement, which are to contynewe for twentye dayes after every Session [of—*deleted*]. *Dated*, 17. Junii. 1624. *Addressed*, To Humphrey Leigh esq. [17 June, upon complaint to the Lord Keeper, ordered a writ be issued. Auchmootie released, and the proceedings entered in the Journal, L. J., III, 425.]

(f) 17 June 1624. Draft of the Lord Keeper's judgment (2 sheets). Signed, H: Elsynge cler. parl. [*Ibid.*, in extenso, with slight alterations.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Petition of Alexander Auchtmouty to Lord Keeper on piece of parchment 7½ inches high by 8½ inches wide. "To the Right Honorable and Right Reverend Father in God John Lord Bishop of Lincoln, Lord Keeper of the Great Seal of England". "The Humble Petition of Alexander Auchtmouty Esq. One of the Gentlemen of His Majesty's Privie Chamber in Ordinarie". "Humbly shewing, that". "Your petitioner therefore most humbly beseecheth". "And your petitioner shall daily for your Lordship etc." Order for writ of habeas corpus at foot of petition and continuing to right side margin.

Writ of habeas corpus on parchment strip 1½ inches high by 12½ inches wide. Partially illegible. "Coram John Bishop of London . . . custodi magni sigilli". Signed, "Edmondess".

Return on piece of parchment 3½ inches high by 11½ inches wide. Partially illegible. June 17 discharge order at foot of return.

Petition of James Gilbert (H.L. 1624), June 28, 1624

Petition to Lord Keeper

Servant

Writ of habeas corpus cum causa

Return

Brought before Lord Keeper and discharged

JHL

MHL

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

3 JHL 425:

MEMORANDUM, That whereas *James Gilberte*, Gentleman, Servant to the Right Honourable the Lord *Stafford*, was arrested, by the Bailiffs of the Liberty of *Westm.* on the Twelfth Day of *June* 1624, at the Suit of one *William Vaughan*, alias *Proswell*, upon a Writ out of the King's Bench, being the first Process, and detained in Prison of the *The Gatehouse*, contrary to the Privileges of Parliament, as appeareth by an order of the 28th Day of *May* last, which declares that the said Privileges do begin with the Writ of Summons, and continue for Twenty Days after the end of every Session of Parliament; and the said *James Gilberte* making his humble Petition to the Lord Keeper of the Great Seal of *England* to be relieved therein, according to the same Privileges, he the said Lord Keeper subscribed the same, as followeth: *videlicet*,

“15 Junii, 1624

Let *Vaugham* and the Bailliffs discharge the Petitioner: otherwise, upon Affidavit of their Refusal, a Serjeant at Arms is to go for them, and carry them to the Prison of *The Fleet*, for infringing the Liberties of the Lords of Parliament.

J. L. C. S.”

And the said *Gilbert* exhibited another Petition to the Lord Keeper, shewing the Refusal of the Said *Vaugham* to deliver him; and Affidavit thereof made, and unto the said Petition annexed. The Lord Keeper subscribed the same as followeth: *videlicet*,

“26 Junii, 1624

Let a *Corpus cum causa* be awarded, and the Petitioner brought before me, together with *Vaugham* and the Bailiffs that have arrested him.

J. L. C. S.”

**And the said *Gilbert Vaugham* being brought before his Lordship on the 28th of the said *June*, by virtue of His Majesty’s said Writ of *Corpus cum causa*, his Lordship delivered him out of the said Prison of *The Gatehouse*; for it appeared unto his Lordship that he the said *Gilbert Vaugham* being Servant to the said Right Honourable the Lord *Stafford*, was arrested within Twenty Days after the End of this last Session of Parliament, contrary to the said Order of Parliament of the 28th of *May* last.
3 JHL 425 (June 28, 1624)**

11 MHL 164-66:

28 June 1624 James Gilbert (Privilege)

(a) 15 June 1624. Petition of James Gilbert to John, Bishop of Lincoln, Lord Keeper. That upon saturday last being the 12th of this instant June your petitioner havinge been with his Councell to confer with them about his suites in Chauncery which he hath depending against George Lowe defendant and as he was comming thence along the backside of St. Clements was arrested by the bayliffes of the liberty of Westminster upon a writ out of the Kinges Bench being the first processe at the suite of William Vaughan alias Proswell, and is thereupon as yet detayned prisoner in the Gatehouse; albeit your petitioner was then protected by the right honorable the Lord Stafford his Master, avouched by Robert Vane gent secretary to his Lordship all which may appeare unto your good Lordship by two affidavits and the protection itself annexed.

And the said Vaughan doth still refuse to discharge your petitioner of the said arrest notwithstanding his said proteccion, and [your suppliant — *deleted*] priviledge in the honorable Court of Chancery while he was going about his suites there.

Upon your honorable consideracion of the premises, your suppliant most humbly prayeth that it may please your good Lordship to take some order for his releife herein as to your Lordships great goodnes and wisdomes shall seeme mete. *Endorsed* (by Bishop Williams), 15 Junii. 1624. Lett Vaughan and the Baylives discharge the petitioner, otherwise upon affidavit of their refusall a Sergeant att Arms is to goe for them and Carry them to the prison of the Fleete for infringing the libertyes of the lords of the parliament. *Signed, J. L. C.*

(b) 14 June 1624. Depositions. * * *

(c) 15-17 June 1624. Depositions. * * *

(d) 25 June 1624. Petition of James Gilbert gentleman, “still prisoner in the Gatehouse,” to John, Bishop of Lincoln, Lord Keeper. That whereas upon your suppliants petition exhibited the 15th of this instant moneth of June, your Lordship was pleased to order, That vaghan and the Bailiffes should discharge your petitioner or otherwise upon affidavit of their refusall a Sergeant at Armes should goe for them etc.

Now affidavit is made and hereunto annexed of their refusalls , and ever since the Bailiffe of Westminster detaineth him in the Gatehowse by Couller of another bill of Middlesex brought against the petitioner the same day in the name of one Watkin Procer by the meanes and procurement of the said Vaughan.

May it therefore please your good Lordship to give warrant tot he Bailiff of Westminster and the keeper of the Gatehowse, for the petitioners enlargement, as well concerning vaghans arrest, as Watkin Procer; at whose only suite the petitioner is now deteyned. *Endorsed* (by Bishop Williams), 25 Junii 1624. Let a Corpus cum causa be awarded and the petitioner brought before me together with Vaughan and the bayliffes that have arrested him. *Signed*, J. L. C.

(e) 25 June 1624. Writ of Habeas Corpus, directed to the bailiff of the liberty of St. Peter’s, Westminster, to bring James Gilbert before the Lord Keeper immediately. *Dated*, this day.

(f) N.d. Return of the bailiff to the above. [28 June, upon petition to the Lord Keeper and writ issued, Gilberte brought before the Lord Keeper and discharged, L. J., III, 425.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Petition of James Gilbert to Lord Keeper on piece of parchment 7½ inches high by 6½ inches wide. Text: 7½ inches high by 5½ inches wide. Copy

A second petition of James Gilbert to Lord Keeper on piece of parchment 7¾ inches high by 9½ inches wide. Text: 7¾ inches high by 6 inches wide. Faded.

Writ of habeas corpus on parchment strip 1 inch high by 12½ inches wide. Faded.

Return on piece of parchment 8 inches high by 11 inches wide. Partially illegible. June 28 discharge order at foot of return signed, “John Lincoln”.

Petition of John Wrenham (H.L. 1624), Nov. 24, 1624

Petition to Lord Keeper

Servant

Writ of habeas corpus

Return

Discharged after hearing

MHL

HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625

Addenda

11 MHL 166-67:

24 Nov. 1624. John Wrenham (Privilege)

(a) 24 Nov. 1624. Peticion of John Wrenham to John, Bishop of Lincoln, Lord Keeper. Whereas your Lordship upon mocion made in the behalfe of Sir Edw: Fisher ordered the 25th of September last that Sir Robert Riche knight should take an accompt, and see what monies the petitioner had receaved by vertue of a Sequestracion, and that this petitioner should not receive the rents due this last Michaelmas till further Order, because Sir Edw: Fisher suggested that the saide Rentes would amounte to more monie [that — *deleted*] then was due to this petitioner by the said Sequestracion.

Nowe this petitioner comming to Londonn about the said Accompt according to your Lordships order, was, in the tyme of his attendaunce of Sir Robert Riche for his Report, who hath appointed to make the same this present Monday the 22th of

November, arrested in London at the suite of one Robert Ley, and is now in prison; which misery falleth upon this petitioner for want of the saide monies behind, and due to him by the saide Sequestracion being aboute 178 li.

And whereas this petitioner being a servaunt to the right honorable the Earle of Oxenford, as appeares under his Lordship hand Seale, and therefore (as he conceaveth) capable of the previledge of .20. dayes before and .20. days after the second of this instant November being the day appointed for the sitting of Parliament, was arrested the 20th of the said November being two daies before the expiracion of the [sayde — *interlineated*] previledge:

Therefore this petitioner besechth your good Lordship to graunte unto him for his deliveraunce the previledges of either the sayde highe Courts of Parliament or Chauncery as in you Lordships wisdome you shall think fitt. *Endorsed* (by Bishop Williams), Lett him repaire to Clerke of the upper house of parliament, and lett him consider whether the attendantes upon the lordes in parliament are priviledged within 20 daies [after—*deleted*] of the 2d. of November the parliament considered. *Signed*, J. L. C. [Added at the side by Bishop Williams] Lett a Corpus cum Causa bee awarded to bringe him before mee and lett the Clarke of the parliament attend mee then. *Dated*, 24 9bris 1624. *Signed*, J. L. C.

(b) 24 Nov. 1624. Draft statement. The Lord Keeper ordered the issue of a writ of habeas corpus for the production of Wrenham who had been arrested on the 20th of November on an action for debt by Ley, and was in the Wood Street Compter,

later removed to the Fleet. After hearing the case the Lord Keeper ordered his release.

(c) 24 Nov. 1624 Writ of Habeas Corpus, directed to the Warden of the Fleet, to bring John Wrenham before the Lord Keeper immediately. *Dated*, this day.

(d) N.d. Return of the Warden to the above. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Petition of John Wrenham to Lord Keeper on piece of parchment 7½ inches high by 12 inches wide. Text: 7½ inches high by 6 inches wide. “And this petitioner shall daily pray for your Lordship’s increase of honor and happiness.” Nov. 24 order for writ of habeas corpus on side margin of petition, signed by Lord Keeper Williams. Copy.

Writ of habeas corpus on parchment strip 1½ inches high by 13½ inches wide. Partially illegible.

Return on piece of parchment 4 inches high by 11½ inches wide. Partially illegible. Nov. 24 discharge order at foot of return, signed by Lord Keeper Williams.

Petition of Bartholomew Giffard (H.L. 1624/5), March 1, 1624/5

Petition to Lord Keeper

Servant

May it therefore please your honor, to take suche order for your petitioners inlargement

Writ of habeas corpus

Return

Discharged after hearing

MHL

HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625

Addenda

11 MHL 167:

1 *March* 1624/5. Bartholomew Giffard (Privilege)

(a) 1 March 1624/5. Peticion of Bartholomew Giffard to John, Bishop of Lincoln, Lord Keeper. That your petitioner being servant to the honorable Lord Willoughby, and haveing his honors protection, was notwithstanding arrested the last of the moneth of Februarie past, and is detayned prisoner in the poultrie Compter, London. The Officers nothing at all regarding the prerogative of the high Courte of Parliament.

May it therefore please your honor, to take suche order for your petitioners inlargement as to your honorable grave wisdom shall seeme meet. *Endorsed* (by Bishop Williams), Let a writt of Corpus cum causa be made to bring the prisoner before me, with all the Executions laide upon him and let yt be

made of an immediate returne. *Dated*, 1 Martii 1624. *Signed*, J. L. C.

(b) 1 March 1624/5. Writ of Habeas Corpus, directed to the sheriffs of London, to bring Bartholomew Giffard before the Lord Keeper immediately. *Dated*, this day.

(c) N.d. Return of the sheriffs to the above.

(d) 2 March 1624/5. Draft statement. The Lord Keeper ordered the issue of a writ of habeas corpus for the production of Gifford. He had been arrested at the suit for debt of Thomas Hodges and detained at the Poultry Compter by the Sheriffs of the City. After hearing the case the Lord Keeper ordered the release of Gifford, saving to Hodges his rights after the expiration of the time limited by Parliament.

(e) N.d. Draft form of discharge for the Sherriffs of London on an order of the Lord Keeper, crossed through. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Petition of Bartholomew Gifford to Lord Keeper on piece of parchment 8 inches high by 11 inches wide. Text: 8 inches high by 4½ inches wide. Order for writ of habeas corpus at foot of petition: “Let a writt of corpus cum causa be made for bringing the prisoner before me.” Signed by Lord Keeper Williams.

Writ of habeas corpus on parchment strip 1½ inches high by 13 inches wide. Partially illegible.

Return on piece of parchment 7³/₄ inches high by 12¹/₂ inches wide. Partially illegible. Mar. 2 discharge order at foot of return, signed by Lord Keeper Williams.

Memorandum.

Petition of Alexander Stevenson (H.L. 1624/5), Mar. 2, 1624/5

Petition to Lord Keeper

HM Servant: Page of the Bedchamber

To take such order for your petitioners inlargment

Writ of habeas corpus

Return

MHL

HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625

Addenda

11 MHL 168:

[2 *March* 1624/5.] Alexander Stevenson (Privilege)

(a) Peticion of Alexander Stevenson, Page of the Bedchamber, to John, Bishop of Lincoln, Lord Keeper. That your petitioner haveing his Majesties protection, was notwithstanding arrested within the time, and limittes of the priviledge of the Parliament And is detayned in prison still in the Poultrie Compter London: The Officers nothing att all regardinge the prerogative of the High Courte of Parliament.

Maye it therefore please your honors To take such order for your petitioners inlargment as in your honors grave wisdom shall seeme meet. *Endorsed* (by Bishop Williams), Lett a Corpus cum Causa bee awarded in this Case. *Dated*, 3 Martii 1624. *Signed*, J. L. C.

(b) 2 March 1624/5. Writ of Habeas Corpus, directed to the sheriffs of London, to bring Alexander Stevenson before the Lord Keeper immediately. *Dated*, this day.

(c) N.d. Return of the sheriffs to the above.

(d) 5 March 1624/5. Draft statement. The Lord Keeper ordered the issue of a writ of habeas corpus for the production of Stevenson, who had been arrested on the 16th of February at the suit of Samuel Buckley for debt, and two other executions entered against him by Nathaniell Bushes and James Wood gent. After hearing the case the Lord Keeper ordered his release upon entering into a recognisance for £500 to his Majesty to obey such award as might be made by the Lords Committees for Petitions at the next sitting of the House, and saving the rights of the creditors after the expiration of the time limited by Parliament. *Endorsed*, Inter filata post parliament. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Petition of Alexander Stevenson to Lord Keeper on piece of parchment 8 inches high by 6 inches wide. Text: 8 inches high by 5 inches wide. “May it therefore please your Honor to make such order for your petitioner’s enlargement as your Honor’s grand wisdom shall deem meet.” Order for writ of habeas corpus at foot of petition: “Lett a corpus cum causa be awarded in this case.” Signed by Lord Keeper Williams.

Return on piece of parchment 15 inches high by 12½ inches wide. Partially illegible. Mar. 5 discharge order at foot of return.

Petition of Arthur Porter (H.L. 1624/5), Mar. 7, 1624/5

Petition to Lord Keeper

that your Lordship will be pleased to graunt a Writ of habeas Corpus to bring him befor your honor that somme such course may be taken for youre petitioners Liberty

Servant

Writ of habeas corpus

Return

Discharged after hearing

MHL

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

11 MHL 168-69:

7 March 1624/5. Arthur Porter (Privilege)

(a) 7 March 1624/5. Petition of Arthur Porter to John, Bishop of Lincoln, Lord Keeper. That Sir William Scharrard and this petitioner being bound as suiertys with John Porter Esqr. To Mr. John Savill for an 100 li. the said John Porter and this petitioner weare bound in an counter bond to save Sir William harmless and the principall bond being forfeited Sir William hath caused your petitioner to be arrested upon a capia ab Legatum after Judgment by a Seriant of the mace in London upon the said Counter bond.

Now for that your petitioner is a servant in ordinary unto the right honorable the Lord Ley the Lord high Tressuror of England and as he conceves privelleged by the Parliament.

Your petitioners humble sute is that your Lordship will be pleased to graunt a Writ of habeas Corpus to bring him befor your honor that somme such course may be taken for youre petitioners Liberty as unto your honors wisdom shall seem fit. *Endorsed* (by Bishop Williams), Lett a corpus cum causa be awarded to bringe the petitioner before mee. *Dated*, 7 Martii 1624. *Signed*, J. L. C.

(b) 7 March 1624/5. Writ of Habeas Corpus, directed to the mayor, alderman and sheriffs of London, to bring Arthur Porter of Grantham, co. Lines., before the Lord Keeper immediately. *Dated*, this day.

(c) N.d. Return of the sheriffs to the above.

(d) 10 March 1624/5. Draft statement. The Lord Keeper ordered the issue of a writ of habeas corpus for the production of Porter, who had been arrested on the 5th March and detained in the Poultry Compter. After hearing the case, the Lord Keeper ordered his release, saving the rights of Sir William Sherard after the expiration of the time limited by Parliament. *Endorsed*, Inter filata post parliament. [L. J. no ref.]

HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda

Petition of Arthur Porter to Lord Keeper on piece of parchement 8 inches high by 12½ inches wide. Text: 8 inches high by 6¾ inches wide. Mar. 7 order for writ of habeas corpus

at foot of petition: “Let a corpus cum causa be awarded to bring . . . before me.” Signed, “JLC”, and dated Mar. 7.

Writ of habeas corpus on parchment strip 1½ inches high by 5½ inches wide. Partially illegible.

Return on piece of parchment 4½ inches high by 14 inches wide. Partially illegible. Mar. 10 discharge order at foot of return, signed by Lord Keeper Williams.

Mar. 10 Memorandum.

Petition of Robert Davison (H.L. 1624/5), Mar. 11, 1624/25

Petition to Lord Keeper

HM Servant

Writ of habeas corpus

Return

MHL

HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625

Addenda

11 MHL 170-71:

11 *March* 1624/5. Robert Davison (Privilege)

(a) 11 March 1624/5. Petition of Robert Davison, his Majesty's servant, to John, Bishop of Lincoln, Lord Keeper. That your petitioner and one Grubb being bayle for one William Rowly att the suite of Robert Lewes, The said Grubb was for the same in execucion taken and imprisoned, and there dyed, After which the said Rowly was alsoe taken in execucion and imprisoned for the same debt. Whereupon a Composition was made before Sir Henry Herbert and Mr. Ouldsworth, Secretarie to the Lord Chamberlaine (with both parties consentes) for the paiement of the debt att several daies, which hath accordingly been performed, and the whole debt is satisfied saving only 7 li. odd money which by the agreement is not yet due. Nevertheles the said Robert Lewes by the instigacion of his uncle Samuel Lewes, did on Mondaie last arrest your petitioner alsoe in execucion for all the same debt, and hath thereupon

laid him in prison in the Poultry Counter in London where he still remayneth.

In Consideration whereupon your petitioner most humbly beseecheth your Lordship (our of your accustomed honorable disposicion) to be pleased that your petitioner by your honors favor maie receave the benefitt of the priviledge of Parliament, and be released according to the auncient Lawes and Customes of this Kingdom. *Endorsed* (by Bishop Williams), Uppon a Certifficat [from the — *deleted*; from my lord Chamberlayne— *interlineated*] that the petitioner is the kinges servant lett a Corpus cum causa be awarded to bring him before mee. *Dated*, 11 Martii 1624. *Signed*, J. L. C.

(b) 11 March 1624/5. Writ of Habeas Corpus, directed to the mayor and sheriffs of London, to bring Robert Davison before the Lord Keeper immediately. *Dated*, this day.

(c) N.d. Return of the sheriffs to the above.

(d) 12 March 1624/5. Certificate. Robert Davison is one of the grooms of the Chamber and entitled to the privileges of His Majesties' sworn servants. *Signed*, Richard Harris. *Dated*, at Whitehall this Twelveth of March. 1624.

(e) 16 March 1624/5. Draft statement. The L. Keeper ordered the issue of a writ of habeas corpus for the production of Davison, who had been arrested on the 7th March at the suit of Roberte Lewys. After hearing the case the Lord Keeper ordered his release, saving the rights of Lewys after the expiration of the time limited by Parliament, and the discharge of the Sheriffs of London. *Endorsed*, Exd. H. E. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Petition of Robert Davison to Lord Keeper on piece of parchment 15 inches high by 9 inches wide. Text: 15 inches high by 5½ inches wide. “shall daily pray for your Lordship”. Mar. 11 order for writ of habeas corpus at foot of petition, signed by Lord Keeper. Copy

Writ of habeas corpus on parchment strip 1¼ inches high by 12 inches wide.

Return on piece of parchment. Mar. 16 discharge order at foot of return, signed by Lord Keeper Williams.

**WRITS OF HABEAS CORPUS ISSUED BY HOUSE OF
LORDS,
REIGN OF JAMES I (1603-1625)**

Thomas Rush (1604) JHL

William Allome (1604) JHL

John Piggott (1604) JHL

Robert Quinell (1604) JHL

Nicholas Reading (1604) JHL

Marmaduke Redmaine (1604) JHL

Thomas Musgrove (1607)

Nathaniell Butler (1607) JHL

John Foster (1607) JHL

John Danson (1607) JHL

William Heylocke (1610) JHL

William Lodar (1610) JHL

Roger Bradshaw (1614) JHL

George Belgrave (1614) JHL

Sir David Wood (1614) JHL

Richard Taylor (1614) JHL

Solomon Browne (1620/1)

**Francis Broade (1621) (Not Servant) (complains of arrest by
John Broade, when returning from the House, where he had
been ordered by their Lordships to attend from day to day)**

Sir Henry Fynes (1621)

John Nonne (1621)

John Nanton (1621)

Originall Bellamye

Richard Dyke (1621) (Not Servant) (was under Bail for his Appearance here in Court, *de die in diem*, until he shall be dismissed; and that therefore his Arrest was contrary to their ancient Privileges)

William Cowse (1621)

Benjamin Crokey (1621) (Not Servant) (haled him to Prison in *The King's Bench*, where he hath ever since continued, to the Hindrance of the said Commission)

William Whorewood (1621)

Henry Lucye (1621)

Abraham Watts (1621)

George Hume (1621)

John Phillipps (1623/4) 2

Sir Edward Osbaldeston (1623/4)

Wellsbourne Sill (1624)

Richard Culpeper (1624)

NOT HABEAS CORPUS PROCEEDINGS

Petition of Roger Billings (H.L. 1606), Apr. 5, 1606

Petition of James Bynd (H.L. 1614), May 16, 1614

Petition of John Bird (H.L. 1621), May 2, 1621

Petition of Edward Terynham (H.L. 1624), May 14, 1624

**RETURNS MADE TO WRITS OF HABEAS CORPUS
ISSUED BY HOUSE OF LORDS, REIGN OF JAMES I
(1603-1625)**

Nicholas Reading (1604) JHL
Thomas Musgrove (1607)
Nathaniell Butler (1607) JHL
Sir David Wood (1614) JHL
Solomon Browne (1620/1)
Francis Broade (1621)
Sir Henry Fynes (1621)
John Nonne (1621)
John Nanton (1621)
Originall Bellamye
Richard Dyke (1621)
William Cowse (1621)
Benjamin Crokey (1621)
William Whorewood (1621)
Henry Lucye (1621)
Abraham Watts (1621)
George Hume (1621)
John Phillipps (1623/4) 2
Sir Edward Osbaldeston (1623/4)
Wellsbourne Sill (1624)
Richard Culpeper (1624)

**HLRO HABEAS CORPUS DOCUMENTS IN
THE REIGN OF JAMES I (1603-1625)**

HLRO HABEAS CORPUS PETITIONS

[Solomon Browne (1620/1) HMC]

[Francis Broade (1621) HMC]

[Sir Henry Fynes (1621) HMC]

[Richard Dyke (1621) JHL The humble Petition of *William Garrowaye* and *Anthony Gibson* was read, shewing, That, whereas they were Bail for the personal Appearance here in Court of *Richard Dicke*, complained of for the Business of Gold and Silver Thread, that the said *Richard Dicke* is taken in Execution in *The King's Bench*, at the Suit of Sir *Robert Lee*. They humbly desire the Lords to send for the body of the said *Richard Dicke*, that thereupon such Order may be taken, as shall stand with the Honour and Privileges of this Honourable Court.]

[John Bird (1621) HMC]

William Cowse (1621) 15½ inches high and 12½ inches wide

[JHL; MHL]

[Benjamin Crokey (1621) JHL]

[William Whorewood (1621) JHL The Petition of *William Whorewood*, Servant to the Lord *Stafford*, and now Prisoner in Execution in *The Compter*, by the Procurement of *Thomas Whorewood* and *Robert Alvered*, who knew the Petitioner to be privileged, was read.]

[Abraham Watts (1621) JHL Petition by servant]

[George Hume (1621) JHL Upon the Petition of *George Hume*, Servant to the Earl of *Holderness*, and arrested, contrary to the Privileges of this House, by the Under-bailiffs of *Westm.* videlicet]

[Sir Edward Osbaldeston (1623/4) JHL; HMC]

NO PETITION

Thomas Rush (1604)

Upon Complaint made by the Lord *Sheffield* to the Lords Spiritual and Temporal, in the Upper House of the High Court of Parliament, That one *Thomas Rush*, Servant in ordinary to the Earl of *Sussex*, hath been lately, and since the Beginning of the Parliament, arrested and committed to Prison,

William Allome (1604)

Upon Complaint made by Earl of *Cumberland*, that one *William Allome*, his Lordship's ordinary Servant hath lately been arrested, and committed to the Prison of *Newgate*, upon Execution,

John Piggott (1604)

Upon Complaint made to the House, that one *John Piggott*, a Servant of the Lord *Montegle*, was arrested and committed to Prison in *The Compter of the Poultry*, at the Suit of one *Humphry Corbett*, by one *Peter Potter*, a Serjeant Mace in *London*, it was Ordered, that a Writ of *Habeas corpus* should be awarded,

Robert Quinell (1604)

Upon Complaint this Day made by the Lord Bishop of *Oxford*, That one *Robert Quinell*, his Lordship's ordinary Servant, hath been lately arrested, and committed to the Prison of *The White Lyon*, in *Southwarke*,
Nicholas Reading (1604)

Upon Complaint this Day presented to the Court, by the Earl of *Suffolke*, Lord Chamberlain to His Majesty, that one *Nicholas Reding*, one of Yeomen of His Majesty's Chamber, had been lately arrested upon Execution,
Marmaduke Redmaine (1604)

Upon Complaint, this Day presented to the Court by the Lord *Gerarde*, that one *Marmaduke Redmaine*, an ordinary Servant of the Lord *Montegle*, hath been lately arrested, and committed to *The Compter in the Poultry*,
Thomas Musgrove (1607)

Upon Signification given to the House by the Lord Chancellor, That one *Thomas Musgrove*, Servant in ordinary to the Earl of *Cumberland*, hath been lately arrested and committed to Prison,
Nathaniell Butler (1607)

Upon Signification given unto the House, by the Lord *Compton*, That one *Nathaniell Butler*, a Servant in ordinary to the Lord *Chandos*, hath been very lately arrested (in the Time of this Session of Parliament), upon an Action of Debt,
John Foster (1607)

Memorandum, That, upon Complaint made this Day to the Court by the Lord *St. John*, That one *John Danson*, a Servant in ordinary to the Earl of *Bedford*, had been of late (in the Time of this Session of Parliament) arrested, at the Suit of one

Richard Arnold of St. Martins in the Fields, within the Liberties of *Westminster*, Brewer, contrary to the Honour and Privileges of the said Court

John Danson (1607)

Memorandum, That, upon Complaint made this Day to the Court by the Lord *St. John*, That one *John Danson*, a Servant in ordinary to the Earl of *Bedford*, had been of late (in the Time of this Session of Parliament) arrested, at the Suit of one *Richard Arnold of St. Martins in the Fields*, within the Liberties of *Westminster*, Brewer, contrary to the Honour and Privileges of the said Court;

William Heylocke (1610)

Upon Signification give to this High Court of Parliament, That one *William Heylock*, a Servant in ordinary to the Earl of *Hertford*, hath been very lately arrested, in the Time of this Session of Parliament, upon an Action of Debt,

William Lodar (1610)

Upon Information given by the Lord *Gerrerd*, that *William Lodar*, Servant in ordinary to the Lord *Norreys*, was lately arrested, and committed to Prison,

Roger Bradshaw (1614)

Upon Information this Day unto the Lords Spiritual and Temporal of the High Court of Parliament,

George Belgrave (1614)

The Lord *Sheffield* declared to the Lords, That one *Belgrave*, a Servant of the Earl of *Sussex*, was lately arrested, contrary to the Honour and Privilege of this House; wherefore his Lordship desired, that such Relief might be yielded him, as in like Case is due and accustomed.

James Bynd (1614)

Upon Signification this Day given unto the Lords Spiritual and Temporal of the High Court of Parliament, That *James Bynd*, Servant in ordinary unto the Right Honourable the Lord Archbishop of *Canterb.* his Grace, was lately arrested by *Thomas Turpyn*, Serjeant at Mace, and *Molyn*, Yeoman, at the Suit and Procurement of *William Sutton*, of *London*, contrary to the Privilege and Honour of the said High Court

Sir David Wood (1614)

The Lords being this Day informed, That Sir *David Wood*, Servant in ordinary to the Right Honourable the Earl of *Richmond*, hath been lately arrested, and taken in Execution,

Nothing.

Solomon Browne (1620/1)

Upon Information by the Lord Chancellor, that *Solomon Browne*, Servant unto the Lord Archbishop of *Yorke*, was lately, since the Beginning of this Parliament, arrested,

John Robinson (1620/1)

Upon Signification given to the House, by the Lord Chancellor, that one *John Robinson*, Servant in ordinary to the Earl of *Oxford*, Lord Great Chamberlain of *England*, hath been lately arrested,

John Nonne (1621)

The Lord Steward complained, That *Thomas Nonne* (a Servant of his) is arrested, and imprisoned in *The King's Bench*, contrary to the Privileges of Parliament;

John Nanton (1621)

The Earl of *South'ton* signified unto their Lordships, That *John Nanton*, the Lord *Cromwell's* man, going down unto the Country, was arrested in *Northamptonshire*, where he had Occasion to stay; and the Parties that made the Arrest refused to accept of any Bail, *etc.*

Originall Bellamye (1621)

Nothing: The House being moved on the Behalf of *Originall Bellamye*, one of the Yeomen of His Majesty's Guard, who was arrested in *March* last, at the Suit of one *Bryan Cooke* and others, by the Under Sheriff of *Nottinghamshire*, contrary to the Privileges belonging to His Majesty's Servants in Time of Parliament;

Henry Lucye (1621)

Complaint being made unto this House, That *Henry Lucye*, Servant to the Right Honourable the Lord *Mordant*, is arrested, contrary to the Privileges of this Court;

John Phillipps (1623/4)

ORDERED, Upon the Lord Chamberlain's Motion, that His Majesty's Writ of *Habeas corpus cum causa* be awarded to bring the Body of *John Phillipps*, Esquire, before their Lordships, on *Tuesday* Morning, the 9th Day of this Month, who is arrested and in the Prison of *The Compter at Woodstreet*, contrary to the Privileges of this High Court: His Majesty's servant

Sir Edward Osbaldeston (1623/4)

–Petition of Sir Edward Osbaldeston, Knight, prisoner in the Fleet, to the Earl of Pembroke, Lord Chamberlain of the Household. Was arrested by Thomas Banekes at the suit of the executors of the late Robert King. Pembroke being a

servant of the Earl of Derby, prays the Earl to move the House that he “may have the privilege of my Lord’s service.” Upon the Petition of Sir *Edward Osbaldeston*, Knight, Servant to the Earl of *Derbie*, who is arrested by the Procurement of *Thomas Banckes*, contrary to the privileges of this High Court; and that the said *Bancks* raised the Constable to make the said Arrest, under Pretence to attach a Traitor and a Felon: It is ORDERED, That His Majesty’s Writ of *Habeas corpus cum causa*

Wellsbourne Sill (1624)

Nothing: Upon Complaint also that *Wellsbourne Sill*, Servant to the Earl of *Holdernes*, is arrested and in Execution; it is ORDERED,

Richard Culpeper (1624)

Nothing: Upon Complaint that *Richard Culpeper*, Servant to the Lord *Cromwell*, was detained in Prison,

HLRO MATERIALS

Solomon Browne (1620/1) 2 Writs and 2 Returns
John Robinson (1620/1) Writ and Return
Francis Broade (1621) Writ and Return
Sir Henry Fynes (1621) Writ and Return
John Nonne (1621) Writ and Return
John Nanton (1621) Writ and Return
Originall Bellamye (1621) Writ and Return
Richard Dyke (1621) Writ and Return
William Cowse (1621) Petition
Benjamin Crokey (1621) Writ and Return
William Whorewood (1621) Writ and Return
Henry Lucye (1621) Writ and Return
Abraham Watts (1621) Writ and Return
George Hume (1621) Writ and Return
John Phillipps (1623/4) Writ and Return
Sir Edward Osbaldeston (1623/4) Writ and Return
Wellsbourne Sill (1624) Writ and Return
Richard Culpeper (1624) Writ and Return

Petition Only

William Cowse (1621)

Writ of Habeas Corpus Only

None

Writ of Habeas Corpus and Return

Solomon Browne (1620/1) [2 of each]

John Robinson (1620/1)

Francis Broade (1621)

Sir Henry Fynes (1621)

John Nonne (1621)

John Nanton (1621)

Originall Bellamy (1621)

Richard Dyke (1621)

Benjamin Crokey (1621)

William Whorewood (1621)

Henry Lucye (1621)

Abraham Watts (1621)

George Hume (1621)

John Phillipps (1623/4)

Sir Edward Osbaldeston (1623/4)

Wellsbourne Sill (1624)

Richard Culpeper (1624)

HLRO PETITIONS

William Cowse (1621) (also in JHL and (summarized) MHL)

HLRO WRITS OF HABEAS CORPUS

Solomon Browne (1620/1) 1st: 2½ inches high by 11 inches wide 2nd: 1¾ inches high by 11½ inches high [JHL; MHL] [2 issued]

John Robinson (1620/1) 2½ inches high by 12 inches wide [JHL]

Francis Broade (1621) 2½ inches high by 12 inches wide [JHL; MHL]

Sir Henry Fynes (1621) 7 inches by 11 inches wide [MHL]

John Nonne (1621) 2 inches high by 12½ inches wide [JHL; MHL] [2 writs issued]

John Nanton (1621) 2½ inches high by 11 inches wide [JHL; MHL] [2 writs issued]

Originall Bellamy (1621) 2 inches high by 9 inches wide [JHL; MHL]

Richard Dyke (1621) 2 inches high by 13½ inches wide [JHL; MHL]

Benjamin Crokey (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

William Whorewood (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

Henry Lucye (1621) 2 inches high by 13½ inches wide [JHL; MHL]

Abraham Watts (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

George Hume (1621) 2½ inches high by 12½ inches wide [JHL; MHL]

**John Phillipps (1623/4) 2½ inches high by 13½ inches wide
[JHL; MHL]**

**Sir Edward Osbaldeston (1623/4) 2¾ inches high by 14 inches
wide [MHL; JHL]**

**Wellsbourne Sill (1624) 1½ inches high by 13 inches wide
[JHL; MHL]**

**Richard Culpeper (1624) 2½ inches high by 12 inches wide
[JHL; MHL]**

HLRO RETURNS

Solomon Browne (1620/1) 1st: 9³/₄ inches high by 11¹/₂ inches wide 2nd: 9³/₄ inches high by 12¹/₂ inches wide [MHL] [2 made]

John Robinson (1620/1) 11 inches high by 11¹/₂ inches wide [MHL]

Francis Broade (1621) 11 inches high by 11 inches wide [MHL]

Sir Henry Fynes (1621) 7 inches high by 11 inches wide [MHL]

John Nonne (1621) 6 inches high by 11¹/₂ inches wide [MHL]

John Nanton (1621) 3³/₄ inches high by 10¹/₂ inches wide [MHL]

Originall Bellamy (1621) 8 inches high by 9 inches wide [MHL]

Richard Dyke (1621) 6 inches high by 11 inches wide [JHL; MHL]

Benjamin Crokey (1621) 4¹/₂ inches high by 14 inches wide [JHL; MHL]

William Whorewood (1621) 8¹/₂ inches high by 11¹/₂ inches wide [JHL; MHL]

Henry Lucye (1621) 12 inches high by 12¹/₂ inches wide [JHL; MHL]

Abraham Watts (1621) 4¹/₄ inches high by 11 inches wide [MHL]

George Hume (1621) 12¹/₂ inches high by 10¹/₂ inches wide [MHL]

**John Phillipps (1623/4) 12½ inches high by 13 inches wide
[MHL]**

**Sir Edward Osbaldeston (1623/4) 6½ inches high by 14 inches
wide [JHL; MHL]**

**Wellsbourne Sill (1624) 7¼ inches high by 12½ inches wide
[JHL; MHL]**

**Richard Culpeper (1624) 3½ inches high by 11½ inches wide
[MHL]**

**MY RECORDS v. PARLIAMENTARY ARCHIVES
ONLINE**

Solomon Browne (1621)
2 WOHC
2 Returns

John Robinson (1620/1)
WOHC
Return

Francis Broade (1621)
WOHC
Return

**Petition (HMC;
HL/PO/JP/10/1/17)**

Sir Henry Fynes (1621)
WOHC
Return

**Petition (HMC;
HL/PO/JP/10/1/17)**

John Nonne (1621)
WOHC
Return

John Nanton (1621)
WOHC

**Petition (HMC;
HL/PO/JP/10/1/17A)**

Return

Originall Bellamye (1621)

WOHC

Return

Richard Dyke (1621)

WOHC

Return

William Cowse (1621)

Petition

Benjamin Crokey (1621)

WOHC

Return

William Whorewood (1621)

WOHC

Return

Henry Lucye (1621)

WOHC

Return

Abraham Watts (1621)

WOHC

Return

George Hume (1621)

WOHC

Return

John Phillipps (1623/4)

WOHC

Return

Sir Edward Osbaldeston (1623/4)

WOHC

Return

Wellsbourne Sill (1624)

WOHC

Return

Richard Culpeper (1624)

WOHC

Return

NOT HABEAS CORPUS PROCEEDINGS

Petition of Roger Billings (H.L. 1606), Apr. 5, 1606

Petition of James Bynd (H.L. 1614), May 16, 1614

Petition of John Bird (H.L. 1621), May 2, 1621

Petition of Edward Teryngham (H.L. 1624), May 14, 1624

HABEAS CORPUS IN PARLIAMENTI

House of Lords

“in supiori domo parlamenti”–Solomon Browne (H.L. 1620/1)

“in supiori domo parlamenti apud West”–Sir Edward Osbaldeston (1623/4)

“coram nob magnatibus et proceribus in domo supiori parlamenti apud Westm. assemblat”–John Robinson (H.L. 1620/1)

“coram nob magnatibus et proceribus in domo supiori parlamenti apud Westm. assemblat”–Sir Henry Fynes (H.L. 1621)

“coram nob magnatibus et proceribus in domo supiori parlamenti apud Westm.”–Abraham Watts (H.L. 1621)

House of Commons

“coram nobis, in praesenti Parlamento nostro, apud Westmonsterium”–Sir Thomas Shirley (1603) (2 writs)

“coram nobis, in praesenti Parlamento, apud Westm.”–Thomas Finch (1606)

SUPERSCRPTIONS

“To the Right Honourable the Lords Spiritual and Temporal in His Majesty’s High Court of Parliament assembled”–William Cowse, 3 JHL 169

HL REFERS TO ITSELF AS COURT

High Court of Parliament

Petition of Thomas Rush (1604) (“the Lords Spiritual and Temporal in the Upper House of the High Court of Parliament”)

Petition of Marmaduke Redmaine (1604) (“Upper House of the High Court of Parliament”)

Petition of William Heylocke (1610)

Petition of Roger Bradshaw (1614)

Petition of George Belgrave (1614)

Petition of James Bynd (1614)

High Court

Petition of Thomas Rush (1604)

Petition of William Allome (1604)

Petition of Thomas Musgrove (1607)

Petition of Nathaniell Butler (1607)

Petition of John Foster (1607)

Petition of Roger Bradshaw (1614)

Petition of James Bynd (1614)

Petition of Sir David Wood (1614)

Petition of John Robinson (1620/1)

Sir Edward Osbaldeston (1623/4)

Court

Petition of Thomas Rush (1604)
Petition of William Allome (1604)
Petition of Nicholas Reading (1604)
Petition of Marmaduke Redmaine (1604)
Petition of John Danson (1607)
Petition of William Lodar (1610)
Petition of Roger Bradshaw (1614)
Petition of George Belgrave (1614)
Petition of Sir David Wood (1614)
Petition of Richard Taylor (1614)
Petition of Solomon Browne (1620/1)
Petition of Francis Broade (1621)
Petition of Richard Culpeper (1624)

DISPOSITION OF HABEAS PROCEEDING

Relief Granted

Petition of Nicholas Reading (1604) (HM Servant) (Yeoman of HM Chamber)

Petition of Marmaduke Redmaine (1604) (Servant)

Petition of Thomas Musgrove (1607) (Servant)

Petition of Nathaniell Butler (1607) (Servant)

Petition of John Foster (1607) (Servant)

Petition of William Lodar (1610) (Servant)

Petition of George Belgrave (1614) (Servant)

Petition of Sir David Wood (1614) (Servant)

Petition of Richard Taylor (1614) (Servant)

Petition of William Jewell (H.L. 1620/1) (Servant)

Petition of Solomon Browne (1620/1) (Servant) (spiritual peer)

Petition of John Robinson (1620/1) (Servant)

Petition of Sir Francis Broade (1621) (Not Servant) (arrested after having been ordered to attend their Lordships from day to day)

Petition of Sir Henry Fynes (1621) (HM Servant) (Gentleman of the Privy Chamber)

Petition of John Nonne (1621) (Servant) (of Lord Steward)

Petition of John Nanton (1621) (Servant)

Petition of Originall Bellamy (1621) (HM Servant) (Yeoman of HM Guard)

Petition of Richard Dyke (1621) (Not Servant) (was under Bail for his Appearance here in Court, *de die in diem*, until he

shall be dismissed; and that therefore his Arrest was contrary to their ancient Privileges)

Petition of Benjamin Crokey (1621) (Not Servant) (in the Arrest of the said *Benjamyn*, when as he had exhibited the said Bill here, and had an Order from this House for the said Commission and the executing thereof)

Petition of William Whorewood (1621) (Servant)

Petition of Henry Lucye (1621) (Servant)

Petition of Abraham Watts (1621) (Servant)

Petition of George Hume (1621) (Servant)

Petition of John Phillipps (1623/4) (HM Servant)

Petition of Sir Edward Osbaldeston (1623/4) (Servant)

Petition of Wellsbourne Sill (1624) (Servant)

Petition of Richard Culpeper (1624) (Servant)

Relief Denied

Petition of William Allome (1604) (Servant) (not a person privilegeable)

Petition of John Danson (1607) (Servant) (no ordinary and menial servant; carried himself fraudulently)

Other

Nothing on relief

Petition of Thomas Rush (1604) (Servant)
Petition of John Piggott (1604) (Servant)
Petition of Robert Quinell (1604) (Servant) (spiritual peer)
(Bishop of London)
Petition of William Heylocke (1610) (Servant)
Petition of Roger Bradshaw (1614) (Servant)
Petition of William Cowse (1621) (Servant)

**HABEAS PROCEEDINGS IN HOUSE OF COMMONS,
1603-25**

- Case of Sir Thomas Shirley (H.C. 1603) (writ issued; RG)**
- Case of Roger Brereton (H.C. 1605) (writ issued)**
- Case of Sir Edwyn Sandy's Servants (H.C. 1605) (writ issued)**
- Case of Thomas Finch (H.C. 1606) (writ issued; return; RG)**
- Case of Nicholas Hawkins (H.C. 1606) (writ issued)**
- Case of Sir James Scudamore's Man (H.C. 1609) (writ issued; return; RG)**
- Case of Sir Vincent Skinner (H.C. 1610) (writ issued; RG)**
- Case of Sir William Bamfeild (H.C. 1614) (writ issued)**

Habeas Corpus by Order of House of Commons

**Petition of Sir Thomas Shirley (H.C. 1603/4), Mar. 22,
1603/4**

1 JHC 149, 155, 167, 200:

1 JHC 149 (Mar. 22, 1603/4)

1 JHC 155 (Mar. 27, 1604)

1 JHC 167 (Apr. 11, 1604)

1 JHC 200 (May 7, 1604)

Petition of William Breres (H.C. ca. 1603-1625)

11 MHL 171:

[?temp. Jac. I.] William Breres (H.C. Petition)

*** * ***

Petition of Thomas Upchurch (H.C. post-1619)

11 MHL 133

HL/PO/JO/10/14/2/3336

11 MHL 133:

[*post* 1619.] Thomas Upchurch (H.C. Petition)

Peticion of Thomas Upchurch, a poore distressed prysoner in the hold or Common gaole of his Majesties prison of the Bench, to H.C.

HL/PO/JO/10/14/2/3336:

Thomas Upchurch (H.C. Petition)

HL/PO/JO/10/14/2/3336 [Early 17th century]

**Petition of Sir Robert Howard (H.L. 1624/5), Mar. 10,
1624/5
(House of Commons)**

11 MHL 169:

**10 March 1624/5. Sir Robert Howard
(Privilege H.C.)**

(a) 10 March 1624/5. Draft Order. * * *

(b) 8 March 1624/5. Certificate. * * *

(c) 10 March 1624/5. Return made by the Warden of the Fleet to the Lord Keeper stating that Sir Robert Howard was committed to the Fleet by a warrant of the Court of High Commission, dated 5 March 1624/5, “for his notorious contempt against his Majestie’s supream power and aucthority in matters and causes ecclesiastical.” [Possibly brought in during enquiry into false imprisonments by Committee of H.L., appointed 26 Nov. 1640, L. J. IV, 98; case of Howard mentioned, 21 Dec. 1640, *ibid.*, 114-4.]

4 JHL 113-14:

*** * * 4 JHL 113-14 (Dec. 21, 1640)**

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June
1625 Addenda**

Return. 5½ inches high by 13½ inches wide. Partially faded. Recites High Commission warrant.

CALENDAR OF DOCUMENTS RELATING TO
HABEAS CORPUS PROCEEDINGS IN THE HOUSE OF
LORDS, 1603-1716

Reign of
Charles I, 1625-1649

Petition of William Gibbons (Ch. 1625), Mar. 30, 1625

Writ of habeas corpus

Return

Discharged by Lord Keeper

MHL

HLRO

11 MHL 172:

30 March 1625. Writ of Habeas Corpus (William Gibbons)

(a) 30 March 1625. Writ of Habeas Corpus, directed to the sheriffs of London, to bring William Gibbons before the Lord Keeper immediately. *Dated*, this day.

(b) N.d. Return of the sheriffs to the above. *Endorsed*, 2 April 1625 William Gibbons released as his arrest was contrary to the privilege of Parliament. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Writ of habeas corpus on parchment strip 2 inches high by 12 inches wide. Partially illegible.

Return on piece of parchment 9 inches high by 13 inches wide. Partially illegible. Apr. 2 discharge order on reverse side of return signed, "Jo. Lincoln, C. S."

Petition of Thomas Hayne (Ch. 1625), Mar. 30, 1625

Petition to Lord Keeper

Servant

beseecheth your good Lordship to bee pleased to graunt your warrant unto the Clerke of the Crowne, or his Deputie to make out an Habeas Corpus cum causa for the petitioners releif and enlargement.

Writ of habeas corpus

Return

Discharged after hearing

MHL

HLRO

HL/PO/JO/10/14/5/3399

11 MHL 172-74:

30 March 1625. Thomas Hayne (Privilege)

(a) 9 March 1624/5. Deposition.

(b) 13 March 1624/5. Letter from the Earl of Suffolk to the Lord Keeper. My honorable good Lorde. I thought good to acquainte your Lordship That Thomas Haynes my servaunte is detayned in Prison att Dorchester in the County of Dorsett. And in regarde he hathe some businesses in the Upper howse of Parlyament dependinge. I thoughte meet to give notyce thereof to your Lordship that hee is my servaunte, And leave the observacion of the privildiges of the howse unto your Lordships

wisdome to doe therein as shalbe fyttinge. Soe I rest. *Signed*, T. Suffolke. *Endorsed*, Memorand. that this was shewen to me this 13. of March of 1624. *Signed*, H: Elsyng. cler. parl.

(c) 30 March 1625. Peticion of Thomas Hayne esq. To John, Bishop of Lincoln, Lord Keeper. That one Phillip Coggan by the abettment & combinacion of one Thomas Crowche (against whom the petitioner had a writt of Error to examine some differences signed by his Majestie this last Parliament, which is not yet discussed, until the next Accesse) did most unconscionable imprison your petitioner in the Gaole of Dorchester uon execucion for 300 li. at the said Coggans suite. Which debt upon Affidavitt hereunto fixed wilbee proved long since to be paied.

Now forasmuch as your petitioner (notwithstanding his suite depending in Parliament) is and aunciently hath been a servant to the right honorable the Earle of Suffolk as appears by a Certificate from his honor and comming upon his Journey to Parlement was on the 2d. of this March arrested and still is deteyned in prison, in contempt of the priviledges of Parliament.

Therefore beseecheth your good Lordship to bee pleased to graunt your warrant unto the Clerke of the Crowne, or his Deputie to make out an Habeas Corpus cum causa for the petitioners releif and enlargement. *Endorsed*, Lett my lord of Suffolks Certifficat bee delivered to the Clearke of the upper house of parliament and a Corpus cum causa be awarded to bringe him before mee. *Dated*, 30 Martii 1624. *Signed*, J. L. C.

(d) 30 March 1625. Writ of Habeas Corpus, directed to the keeper of Dorchester prison, to bring Thomas Haynes before the Lord Keeper immediately. *Dated*, this day.

(e) N.d. Return of the sheriff to the above. *Endorsed*, 30 April 1625. Thomas Heyne released as his detention was contrary to the privilege of Parliament.

(f) 30 April 1625. Draft statement. The L. Keeper ordered the issue of a writ of habeas corpus for the production of Heyne, arrested at the suit of Phillibert Cogan. After hearing the case the Lord Keeper ordered his release and the Sheriff of Dorset and the keeper be discharged also. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Petition of Thomas Hayne to Lord Keeper on piece of parchment 8 inches high by 6 inches wide. Mar. 30 order for writ of habeas corpus at foot of petition signed, “J, Lord Keeper, Mar. 30”.

Writ of habeas corpus on parchment strip 1 inch high by 12 inches wide.

Return on piece of parchment 5 inches high by 11 inches wide. Apr. 30 discharge order on reverse side of return, signed by Lord Keeper Williams.

HL/PO/JO/10/14/5/3399

Petition of Thomas Hayne to John, Bishop of Lincoln, Lord Keeper. 30 March 1625

Petition of Sir John Savage (Ch. 1625), Apr. 1, 1625

Petition to Lord Keeper

“To John Lord Bishop of Lincoln Lord Keeper of the Great Seal”

HM Servant (Gentleman of HM Privy Chamber)

humbly prayeth your Lordship accordinge to your accustomed Justice in such cases to grant him a Corpus cum Causa whereby he may be brought before your Lordship and be released

Writ of habeas corpus

Return

Discharged

MHL

HLRO

HL/PO/JO/10/14/5/3400

11 MHL 174-75:

1 April 1625 Sir John Savage (Privilege)

(a) 1 April 1625. Peticion of Sir John Savage to John, Bishop of Lincoln, Lord Keeper. That whereas your petitioner beinge a sworne Servant in the place of a gent of the privie Chamber to our late Sovereign Lord Kinge James, was arrested on Wednesday last and taken in execucion att the suite of one Patricke Mackalla, for which he is now detenyed in the prison of Newgate in a most loathsome rome not fitt for a gent.

Now forasmuch as the same arrest was within the tyme priviledged by parliament of which all his Majesties servantes

have bene participant by your Lordships good favour your petitioner being one of his late Majesties servants as appeareth by the lord Chamberleynes certificate annexed; and also one of the Lord Willoughbyes companye as appereth also by his certificate annexed; And for that the execucion is 40 li. and the debt but 12 li. principall.

Your petitioner humbly prayeth your Lordship accordinge to your accustomed Justice in such cases to grant him a Corpus cum Causa whereby he may be brought before your Lordship and be released. *Endorsed* (by Bishop Williams), Uppon a Certificat from the lord Chamberleine that hee was the kinges servant att the time of the arrest lett him have a ha: Cor: cum Causa to bringe him before mee. *Dated*, 1 Aprill 1625. *Signed*, J. L. C.

On the reverse side of the paper. 1 Aprillis 1624 . These are to certify, unto whomsoever it may in any sort concerne, that Sir John Savage Knight, at the Time of the arest, was actually servant to our late-deceased Sovereaine and that he was then one of his Majesties most honorable Privy Chamber, which I did formerly witnes, under my hand, as appeareth by the annexed Certificate. *Signed*, Pembrok.

(b) 6 March 1623/3. Certificate.

(c) 8 Aug. 1624. Protection.

(d) 2 April 1625. Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Sir John Savage before the Lord Keeper immediately. *Dated*, this day.

(e) N.d. Return of the sheriffs to the above. *Endorsed*, 9 April. Savage released from prison. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Petition of Sir John Savage to Lord Keeper on piece of parchment 5½ inches high by 7¼ inches wide. Superscription: “To John Lord Bishop of Lincoln Lord Keeper of the Great Seal”. Apr. 1 order for writ of habeas corpus at foot of petition signed, “J.L.L.” by Lord Keeper Williams.

Writ of habeas corpus on parchment strip 1 inch high by 12½ inches wide. Partially illegible.

Return on piece of parchment 9 inches high by 13 inches wide. Partially illegible.

HL/PO/JO/10/14/5/3400

Petition of Sir John Savage to John, Bishop of Lincoln, Lord Keeper. 1 April 1625

Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Sir John Savage before the Lord Keeper immediately. 2 April 1625

Petition of Giles Thistlethwaite (Ch. 1625), May 11, 1625

Lord Keeper

No Petition

Servant

Writ of habeas corpus

Return

Discharged

MHL

HLRO

HL/PO/JO/10/14/5/3405

11 MHL 176:

11 May 1625. Giles Thistlethwaite (Privilege)

(a) 11 May 1625. Writ of Habeas Corpus, directed to the sheriffs of London, to bring Giles Thistlethwaite before the Lord Keeper immediately. *Dated*, this day.

(b) N.d. Return of the sheriffs to the above. *Endorsed*, 12 May 1625 Thistlethwaite released as his detention was contrary to the privilege of Parliament.

(c) 12 May 1625. Draft statement. The Lord Keeper ordered the issue of a writ of habeas corpus for the production of Giles Thistlethwaite gent, servant of Lord de la Warre. He had been arrested on the 28th April at the suit of Thomas West for debt and other actions, and detained in the Wood Street Compter. After hearing the case the Lord Keeper ordered his release, saving to the plaintiffs their rights after the expiration

of the time limited by Parliament, and the discharge of the Sheriffs of London. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Writ of habeas corpus on parchment strip 1½ inches high by 13½ inches wide. Partially illegible. “coram nobis in cancelli”.

Return on piece of parchment 7½ inches high by 13 inches wide. May 12 discharge order on reverse side of return signed, “Jo. Lincoln C. S.”

HL/PO/JO/10/14/5/3405

**Writ of Habeas Corpus, directed to the sheriffs of London, to bring Giles Thistlethwaite before the Lord Keeper immediately.
11 May 1625**

Petition of James Everard (Ch. 1625), May 24, 1625

Lord Keeper

Servant

Writ of habeas corpus

Return

Discharged after hearing

MHL

HLRO

HL/PO/JO/10/14/5/3406

11 MHL 176-77:

24 May 1625. James Everard (Privilege)

(a) 24 May 1625. Writ of Habeas Corpus, directed to the sheriffs of London, to bring James Everard before the Lord Keeper immediately. *Dated*, this day.

(b) N.d. Return of the sheriffs to the above. *Endorsed*, 25 May Everard released as his detention was contrary to the privilege of Parliament.

(c) 25 May 1625. Draft statement. The Lord Keeper ordered the issue of a writ of habeas corpus for the production of James Everard, Apothicary, servant of Lord Sheffield. He had been arrested on the 21st May at the suit of Thomas More gent, for debt and detained in Ludgate prison for this and another action. After hearing the case the Lord Keeper ordered his release, saving the right of the plaintiff after the expiration

of the time limited by Parliament, and the discharge of the Sheriffs of London. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Writ of habeas corpus on parchment strip 2 inches high by 12 inches wide. “coram nob in cancell”. Signed, “Edmondess”.

Return on piece of parchment 5½ inches high by 12½ inches wide. May 25 discharge order at foot of return signed, “Jo. Lincoln C. S.”.

HL/PO/JO/10/14/5/3406

Writ of Habeas Corpus, directed to the sheriffs of London, to bring James Everard before the Lord Keeper immediately. 24 May 1625

Petition of William Mackreth (Ch. 1625), May 24, 1625

Lord Keeper

Servant

Writ of habeas corpus

Return

Discharged after hearing

MHL

HLRO

HL/PO/JO/10/14/5/3407

11 MHL 177:

24 May 1625. William Mackreth (Privilege)

(a) 24 May 1625. Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring William Mackreth before the Lord Keeper immediately. *Dated*, this day.

(b) N.d. Return of the Marshal to the above. *Endorsed*, 29 May 1625 Mackreth released as his detention was contrary to the privilege of Parliament.

(c) 28 May 1625. Draft statement. The Lord Keeper ordered the issue of a writ of habeas corpus for the production of William Mackreth, servant of Lord Wentworth. He had been arrested on 16 November 1624

at the suit of John Bush upon an execution for debt and other actions entered by other persons. After hearing the case the Lord Keeper ordered his release, saving the rights of the plaintiffs after the expiration of the time limited by Parliament,

and the discharge of the Marshal of the Marshalsea. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Writ of habeas corpus on parchment strip 2 inches high by 12½ inches wide. Faded. Signed, “Edmondess”. Copy.

Return on piece of parchment 6 inches high by 13 inches wide. May 29 discharge order on reverse side of return signed, “John of Lincoln, C. S.”

HL/PO/JO/10/14/5/3407

Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring William Mackreth before the Lord Keeper immediately. 24 May 1625

Petition of Anthony Cage (Ch. 1625), May 30, 1625

Lord Keeper

Writ of habeas corpus

Return

MHL

HLRO

HL/PO/JO/10/14/5/3408

11 MHL 177:

30 May 1625. Writ of Habeas Corpus (Anthony Cage)

(a) 30 May 1625. Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Anthony Cage before the Lord Keeper immediately. *Dated*, this day.

(b) N.d. Return of the Marshal to the above. [L. J. no ref.]

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

Writ of habeas corpus on parchment strip 1 inch high by 12 inches wide. Partially illegible.

Return on piece of parchment 16 ½ inches high by 11½ inches wide.

HL/PO/JO/10/14/5/3408

Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Anthony Cage before the Lord Keeper immediately. 30 May 1625

Petition of Robert Browne (H.L. 1625), June 25, 1625
Petition of Samuell Markham (H.L. 1625), June 25, 1625
3 JHL 443, 447
HL/PO/JO/10/1/28

The Lord Steward presented unto the House Two Petitions;

...

The other of *Robert Browne*, His Majesty's Servant, arrested by *Henry Fetcche*, Serjeant, and *Hughe Povey* his Yeoman, at the Suit of *Henry Shawe*, in Contempt of the Privileges of this High Court.

...

The Lord Keeper signified unto the House, That one *Samuell Markham*, Servant to the Right Honourable the Earl of *Sussex*, was lately arrested in London, contrary to the Privilege of Parliament.

ORDERED, That a *Habeas corpus*, etc. be awarded unto the Sheriffs of *London*, to bring the Body of the said *Samuell Markham* before their Lordships, on *Tuesday* next, at Nine in the Morning.

The like *Habeas corpus*, etc. is awarded, to bring *Robert Browne* before their Lordships. 3 JHL 443 (June 25, 1625)

***Robert Browne*, His Majesty's Servant, was brought to the House, by a *Habeas corpus*, etc. (according to the Order of the 25th of this June); and it appearing to their Lordships, that he was arrested, and detained in Prison, contrary to the Privilege of Parliament, he was set at Liberty, and the Sheriffs of *London* discharged for the same; and *Hugh Povey*, the Serjeant's Yeoman who arrested him, and *Henry Shawe*, at whose Suit he**

was arrested, were committed to *The Fleet*, for their wilful Breach of the Privileges of Parliament. 3 JHL 447 (June 28, 1625)

Samuel Markham, Servant to the Right Honourable the Earl of *Sussex*, was also brought before their Lordships, by *Habeas corpus, etc.* according to an Order of the said 25th of this *June*; and the Writ and Return being read, and it appearing to their Lordships that he was arrested and detained contrary to the said Privileges, he the said *Samuell* was set at Liberty; and the Marshal of *The King's Bench* (whose Prisoner he was) discharged for the same; saving to his Creditors their several Actions against him hereafter. 3 JHL 447 (June 28, 1625)

25 June 1625–Petition of Robert Browne, His Majesty's servant: complains of arrest contrary to privilege.
HL/PO/JO/10/1/28

Petition of Toby Horton (H.L. 1625), June 27, 1625
High Court of Parliament
3 JHL 445

The Lord Keeper related unto the House, That he being trusted with the Redress of Breach of Privileges of Parliament due unto their Lordships, after the Adjournments, had granted out divers and several Writs of *Habeas corpus, etc.* to bring before his Lordship such of their Lordships Servants as were arrested contrary to the said Privilege, and discharged them accordingly; causing the Clerk to attend him, and to make Orders thereupon: That now he had granted the like Writ of *Habeas corpus, etc.* to bring before his Lordship the Body of one *Toby Horton*, who is Servant to the Right Honourable the Earl of *Rutland*, and arrested within the Time of Privilege, by one *Robert Robotham*, and detained in Prison in *The King's Bench*; and moved their Lordships, That the said *Toby Horton* may be brought before their Lordships, by virtue of the said Writ; which was Assented unto.

And thereupon the said *Toby Horton* being brought before their Lordships, and it appearing that he was arrested on the Fourteenth Day of *June*, Anno Domini 1624, which was within the Time of Twenty Days limited for Continuance of the Privilege of Parliament after every Session, the last Session ending the 29th of *May* before; and the said Writ of *Habeas corpus, etc.* with the Return thereof, being read;

It is this Day ORDERED, by the Lords Spiritual and Temporal in this High Court of Parliament assembled, That *Tobias Horton*, Servant to the Right Honourable the Earl of

***Rutland*, being arrested in Execution, at the Suit of *Robert Robotham* and others, within the Time of Privilege of Parliament, and detained in Prison in *The Marshalsea in the King's Bench*, shall be discharged out of the said Prison; and that the Marshal shall be discharged for delivering him out of his Custody; saving nevertheless unto the said *Robert Robotham*, and to all those at whose Suit he was arrested or detained in Prison, their due and lawful Remedy, hereafter, against him the said *Toby Horton*, according to the Intent and true Meaning of One Act of Parliament in that Case made and provided.**

**Petition of Tobias Anderson (H.L. 1625), July 5, 1625
3 JHL 456**

The Petition of *Tobias Anderson*, Servant to the Right Honourable the Earl of *Rutland*, was read; humbly desiring to be freed of his Imprisonment, according to the Privilege of Parliament.

And *Memorandum*, That the said *Tobias Anderson* was brought up by the Sheriff of *Lincolnshire*, by virtue of a *Habeas corpus cum causa, &c. coram Domino Rege in Cancellaria*; and was brought before their Lordships upon the said Petition.

ORDERED, To be set at Liberty, the Execution to be saved to the Plaintiff, and the Sheriff to be discharged. 3 JHL 456 (July 5, 1625)

Petition of Richard Culpeper (H.L. 1625), Aug. 12, 1625

JHL

HMC

HL/PO/JO/10/14/4/3385

3 JHL 488, 582, 680:

Richard Culpeper, Gentleman, Servant to the Lord *Cromwell*, exhibited his Petition; shewing, That he was arrested in Execution, for Three Hundred Thirteen Pounds, Six Shillings, and Eight Pence, at the Suit of *William Gallthrop*, Brewer, for a Battery, the Plaintiff being alive, without any Maim or Loss of Limb; humbly praying to be released of his Imprisonment, according to the Privilege of Parliament.

The which Petition being read, the Lords referred the same unto the Lord Keeper of the Great Seal, to do therein as unto his Lordship shall seem good. 3 JHL 488 (Aug. 12, 1625)

Upon the Reading of the Petition of Sir *George Reynolds*, Knight, Marshal of the King's Bench, That *Richard Culpeper*, Servant to the Lord *Cromwell*, arrested in Execution in the King's Bench, upon an Action of Battery, at the Suit of one *William Galthropp*, and discharged out of Prison by the Lord Keeper, upon a *Habeas corpus*, according to an Order of the Twelfth of *August* last, in the Parliament at *Oxon*, for that he was arrested contrary to the Privilege of Parliament (as by a Copy of the said Discharge, dated 17th of *August* 1625, appeareth); he the said *William Galthrope*, notwithstanding the said Discharge, hath impleaded him the said *George Reynolds*,

upon an Action of Escape, intending to charge him with the Execution Money.

Whereupon it was ORDERED, *William Galthropp* to be warned to be here on *Monday* next, to answer the said Complaint. 3 JHL 582 (May 6, 1626)

The Lord President reported the Order conceived by the Lords Committees for Petitions, touching *William Galthorp*, *in hæc verba*: videlicet,

“That, upon the reading of the Petition of *William Galthropp*, it appeareth, that *Richard Culpeper*, being in the Custody of *Sir George Reynells*, Marshal of the King’s Bench, by virtue of an Execution at the Suit of the said *Galthropp*, and the said *Culpeper* petitioning to the Parliament, which was referred to the then Lord Keeper; he the said Lord Keeper awarded a *Habeas corpus cum causa*, to bring the said *Culpeper* before him, after the End of the said Parliament; and, by virtue of a false Return of the said Writ unto the said Lord Keeper, he the said *Richard Culpeper* was released by his Lordship; which Return the Lords Committees for Petitions have viewed; and they do think fit, that the said *William Galthorpe* may take his Remedy at the Common Law against the said *Sir George Reynells* for the same;” which was Ordered accordingly. And it was further ORDERED, *Sir Charles Cæsar* and *Sir Peter Mutton* to tax the Charges to be allowed to *Galthorpp* in this Suit here, and the same to be paid him by the said *Sir George Reynell*. 3 JHL 680 (June 14, 1626)

HMC 4th 11:

1626, May 6.—Petition of Sir George Reynolds, Knight, Marshal of the King's Bench. Arrested Richard Culpeper at the suit of William Galthropp. Culpeper being servant to Lord Cromwell was discharged by order of the Lord Keeper. Galthropp has since impleaded petitioner upon an action for escape. Prays that he may be freed from further molestation. L. J., III. 582.

Annexed,

1. Copy of order for discharge of Culpeper. 17 Aug. 1625.

HL/PO/JO/10/14/4/3385

Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Richard Culpeper before their Lordships on 29 May. 28 May 1624

Petition of Henry Griffith (H.L. 1626), Mar. 31, 1626
3 JHL 546, 553-54, 572
HL/PO/JO/10/1/31

Upon the Complaint of the Bishop of *Bangor*, for the Arrest of *Henry Griffith*, his Lordship's Servant, and for the detaining of him in Prison in *Carnarvon* Gaol; it is Ordered, That the Serjeant at Arms shall cause *Griffith Bodwrda*, Deputy Sheriff of the County of *Carnarvon*, and the Gaoler of the Castle of *Carnarvon*, to be brought before their Lordships, with all convenient Speed, to answer their Contempt; and a *Habeas corpus*, etc. is awarded to the said Gaoler, to bring the said *Henry Griffith* then before their Lordships. 3 JHL 546 (Mar. 31, 1626)

Whereas it was ORDERED Yesterday, That the Serjeant at Arms attending this House should cause to be brought before their Lordships the Bodies of *Griffith Bodwrda*, Deputy Sheriff of the County of *Carnarvan*, and of the now Gaoler of that County, to answer their Contempt, for the Arrest and detaining in Prison of *Henry Griffith*, Servant to the Lord Bishop of *Bangor*, contrary to the Privileges of Parliament; it was this Day ORDERED, upon the Petition of Sir *Thomas Williams*, Baronet, High Sheriff of that County, That the said Serjeant at Arms shall not cause the said Parties to be sent for, according to that Order; and it is further ORDERED, That the said High Sheriff shall cause the said *Griffith Bodwrda* to appear here in the First Week after the next Access after Easter, to answer the said Contempt; as he hath undertaken by his Petition. And the

Appearance of the said Gaoler is spared. 3 JHL 553-54 (Apr. 5, 1626)

GRIFFITH Bodwrda, Under Sheriff of the County of *Carnarvon*, was brought to the Bar, to answer his Contempt, for the Arrest of *Henry Griffith*, Servant to the Bishop of *Bangor*. And the said *Henry Griffith* was there also, and sworn and examined; and his Petition, and the Petition of the Under Sheriff, were read.

They being withdrawn; and the House taking all into their Consideration, and finding no Contempt in the said Under Sheriff; it was ORDERED, That he should be discharged for this Time; yet to give his Attendance here again, when the House shall call for him: But whereas he humbly prayed Re-payment of his Charges, that is suspended until the other Parties complained of by the said Lord Bishop of *Bangor* to be Offenders shall appear, and be heard before their Lordships.

And it was further ORDERED, That the Serjeant at Arms shall cause to be brought before their Lordships such of the Commissioners as arrested the said *Henry Griffith*, to answer their Contempt here at the Bar.

And *Memorandum*, That the Lord Bishop of *Bangor* did give to the Lord Keeper the Names of these Men, to be sent for, to answer the said Contempt: videlicet, *Frances Morgan*, *Robert Hughes*, *William ap Roberts ap Evan*, *John Davyes*, and *Morrice ap Rob'ts ap Evan*; and their Names were inserted in the Order to the Serjeant. 3 JHL 572 (Apr. 25, 1626)

31 March 1626—Order of the House for the Deputy-Sheriff of the county of *Carnarvon* and the gaoler of the Castle of

Carnarvon to appear and answer for arresting Henry Griffith, servant to the Bishop of Bangor.

25 April 1626–Order for the discharge of Griffith, Under Sheriff of Carnarvon, in custody for arresting Henry Griffith, servant to the Bishop of Bangor. HL/PO/JO/10/1/31

**Petition of Robert Wood (H.L. 1626), May 4, 1626
3 JHL 581**

**Upon Complaint made to the House, That one *Peter Wood*,
Servant to the Earl of *Sussex*, is arrested in *Norwich*, in
Contempt of the Privilege of Parliament; it was this Day
Ordered, That a *Habeas corpus*, etc. be awarded, unto the
., to bring the said *Peter* before their Lordships; and that
the Serjeant at Arms do cause the Party, at whose Suit and
Procurement he was arrested, and the Bailiffs who arrested him,
and Samuel Birch the Sheriff, to be brought before their
Lordships, to answer their Contempt.**

Petition of Francis Browne (H.L. 1626), May 9, 1626

Petition

HM Servant

Writ of habeas corpus cum causa

This Day Sir *Francis Browne* was brought before the Lords, by virtue of the *Habeas corpus cum causa* granted

The Writ and Return being read

Nothing on relief

JHL

3 JHL 590, 630, 647:

Upon the Petition of Sir *Francis Browne*, Servant to His late Majesty, complaining for being arrested on the 16th Day of *February* 1624 (within the *Compass* of the Privilege of this House); it was ORDERED, That *Gerrard Gore* and *Francis Sparkes*, at whose Suit the said Sir *Francis Browne* is detained in Prison, do appear here on *Monday* next, the 15th of the Instant *March*, to answer his Complaint; and that a *Habeas corpus* be awarded to the Warden of *The Fleet*, to bring the body of the said Sir *Francis Browne* before their Lordships, at the same Time. 3 JHL 590 (May 9, 1626)

It was this Day ORDERED, That Sir *Francis Browne* shall be brought hither, by a *Habeas corpus cum causa*, on *Saturday* next; and his Creditors to be here also, to answer his Complaint of being imprisoned contrary to the Privilege of Parliament. 3 JHL 630 (May 17, 1626)

This Day Sir *Francis Browne* was brought before the Lords, by virtue of the *Habeas corpus cum causa* granted *Maii*.

The Writ and Return being read; the Creditor *Jervis Gore* (who appeared also) denied Sir *Francis* to be a Privileged Man at the Time of the Arrest; but it was affirmed by some of Lords to the contrary; and that he then Servant to the late King. It appeared also that the said Sir *Francis* was arrested on the 16th Day of *February* 1624, on which Day that Parliament was prorogued.

ORDERED, The said Sir *Francis Browne* to be remanded to *The Fleet*, and to be brought again by *Habeas corpus* before the Lords Committees for Privileges, *etc.* on *Monday* next, at Two after Dinner; and their Lordships to consider of his Enlargement. And for that the said *Jervis Goore* gave very contemptuous Speeches of their Lordships Order for him to appear here, when it was shewn him (as was affirmed this Day, upon the Oath of *Francis Westlam*), he the said *Jervis Gore* was committed to *The Fleet*, during the Pleasure of the House. 3 JHL 647 (May 20, 1626)

Petition of Thomas Willoughby (H.L. 1628), Apr. 2, 1628

Petition

Servant

Writ of habeas corpus cum causa

Brought to bar

Return read

Discharged

MHL

HLRO

HL/PO/JO/10/14/7/3421

11 MHL 210-11:

2 April 1628. Writ of Habeas Corpus (Thomas Willoughby)

(a) 2 April 1628. Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Thomas Willoughby before their Lordships immediately. *Dated*, this day. [22 March, upon petition, ordered a writ be issued, L. J., III, 696; 31 March, Willoughby brought to the Bar, ordered that the judges attend the Committee for Privileges, *ibid.*, 605,]

(b) N.d. Return of the Marshal to the above. [4 April, ordered a writ be issued, *ibid.*, 711; 7 April, judges' opinion delivered and referred to the Committee for Privileges, *ibid.*, 714; 10 April, ordered that Willoughby have liberty to attend from time to time, *ibid.*, 734; 28 April, Willoughby brought to the Bar and examined, *ibid.*, 773; 29 April, Willoughby brought

to the Bar and examined, *ibid.*, 774; 6 May, Willoughby brought to the Bar and discharged, *ibid.*, 782.]

3 JHL 696, 705, 711, 714-15, 734, 773, 774, 782:

Upon the Petition of *Thomas Willoughby*, Gentleman, Servant to the Lord *Delawarr*, who was arrested the very next Day after the Dissolution of the last Parliament, contrary to the Privileges of this House; it is ORDERED, That the Serjeant at Arms do bring before the Lords the Body of *Robert Wright* and *John Wright*, who made the said Arrest, and of *John Coole*, the Creditor who procured the same, to answer their Contempt.

And His Majesty's Writ of *Habeas corpus cum Causa* be awarded to unto the Marshal of the King's Bench , where the said *Thomas* is Prisoner, to bring him also before their Lordships, *ret. immediate*. 3 JHL 696 (Mar. 22, 1627/8)

This Day, according to the Order of the 22d of this Month, *Thomas Willoughby*, Servant to the Lord *Delawarr*, upon His Majesty's Writ of *Habeas corpus cum causa*, etc. directed to the Marshal of the King's Bench. The said Writ and Return being read, and *Willoughby's* Petition, and the Petition of *Cole* (at whose Suit the said *Thomas Willoughby* was arrested), being also read; it appeared to their Lordships, That the said *Willoughby* was arrested presently after the Dissolution of the last Parliament, at the Suit of his own Bail, and was diverse Days afterwards prayed in Execution of the said *Cole*, for a Debt of Two Hundred Pounds; for which the Lords did not think fit to punish the said *Cole*, but discharged him of his further

Attendance; and the Lords were willing to have delivered the said *Willoughby* also, by Privilege of Parliament: But, for that it appeared that, after *Willoughby* was arrested, and in Prison, contrary to the Privilege of Parliament, diverse other Debts and Executions were laid upon him, which are contained in the Return of the said Writ of *Habeas corpus*. etc. And the Lord Keeper moved the House, That the Judges might first deliver their Opinions, before the said *Willoughby* be delivered by Privilege of Parliament, whether those other Executions were laid on him after the Expiration of the said Privilege, be also saved by the Statute of *Primo Jacobi*. 3 JHL 705 (Mar. 31, 1628)

Thomas Willoughby is to be brought hither on *Monday Morning*, by Writ of *Habeas corpus*, &c. 3 JHL 711 (Apr. 4, 1628)

The judges delivered their Opinions this Day, touching the Discharge of *Thomas Willoughby* by Privilege of Parliament, according to the Order of 31st *Martii*. Their Opinion was this in Effect:

“That the Delivery of *Willoughby* by Privilege of Parliament will be inconvenient, both to the Marshal and to the Creditors, in respect of the Debts and Executions laid on him since the Time of Privilege expired.”

This was long Debated; and, in the End, referred again to the Committee for Privileges, etc. 3 JHL 714-15 (Apr. 7, 1628)

ORDERED, *Thomas Willoughby* to have Liberty to attend this House, in Custody of his Keeper, by virtue of the *Habeas Corpus*, etc. *de die in diem*, etc. from Time to Time, as Occasion shall serve. 3 JHL 734 (Apr. 10, 1628)

Thomas Willoughby was this Day again brought before the Lords, and affirmed, that he had discharged all Executions against him, save only One by *Roberte Reynder*; and now that *Tennent* was satisfied, the which *Tennent* lay now Prisoner in *The Fleet* in Execution.

ORDERED, A *Habeas Corpus*, etc. to bring *Tennent* hither, ad satisfaciendum, etc. *ret. immediate*. And *Roberte Reynder* to appear here then also. 3 JHL 773 (Apr. 28, 1628)

Thomas Willoughby and *John Tennant* and *Roberte Reynder* came before the Lords (according to the Order Yesterday); and it appeared to their Lordships, that *John Tennant* took a Bond from Sir *George Hastings* and *Thos. Willoughby*, in *Robert Reynder's* Name; but made it over afterwards to *Reynder*, for Part of his Security, for a Debt owing unto him; upon which Bond *Reynder* did obtain a Judgement against the said *Willoughby*, and laid that Execution upon him after *Willoughby* was in Prison in *The King's Bench*, and after the Time of Privilege was expired.

After some Debate of this Business, and the reading of a Decree in the Chancery, dated the 31st of *May*, Anno. 3d *Caroli* Regis, the said *Willoughby* proffered to pay One Hundred Thirteen Pounds, Six Shillings, and Eight Pence, unto *Reynder*, this Afternoon. Whereupon the Lords respited any further Proceedings upon this Business until that Money be first paid. 3 JHL 774 (Apr. 29, 1628)

It was this Day signified unto the House, That *Thomas Willoughby*. Servant to the Lord *Delawarr*, had paid One Hundred Thirteen Pounds, Six Shillings, and Eight Pence unto *Robert Reynder*, according to his Proffer 29th *April*; and that

***Reynder* had accepted thereof, and thereupon give up the Bond of Six Hundred Pounds, wherein the said *Willoughby* stood bound unto him as a Surety with Sir *George Hastings*. The said *Thomas Willoughby* was thereupon brought before the Lords, by virtue of a Writ of *Habeas Corpus*, etc. the Return whereof being read, and *Thomas Watson*, Attorney to the said *Rainder*, acknowledging to the Lords, that the said *Raynder* had given unto him Warrant to acknowledge Satisfaction of his Judgement of Six Hundred Pounds against the said *Willoughby* had discharged all Matters wherewith he was charged in *The Marshalsea*, after the Expiration of the Privilege of Parliament, 1626, he the said *Thomas Willoughby* was thereupon discharged and set at Liberty. 3 JHL 782 (May 6, 1628)**

HLRO, Main Papers, HL Papers, 1 May 1628 to 31 May 1628

May 6 discharge order for Thomas Willoughby, servant to Lord de la Warr. Copy.

**HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda**

Writ of habeas corpus on thin strip of parchment.

Return on piece of parchment. May 6 discharge order at foot of return signed, “H. Elsynge”.

HL/PO/JO/10/14/7/3421

Writ of Habeas Corpus, directed to the Marshal of the Marshalsea, to bring Thomas Willoughby before their Lordships immediately. 2 April 1628

Petition of Jeremy Bygatt (H.L. 1628), Apr. 28, 1628

Petition

“To the Right Honourable the Lords Spiritual and Temporal in the High Court of Parliament Assembled”

Servant

Writ of habeas corpus cum causa

Return

brought before the Lords, by the Sheriff of *Midd.* upon the *Habeas corpus* awarded Yesterday; the which Writ and Return being read, and considered, he the said *Jeremy Bigott* was delivered

MHL

JHL

HLRO

HL/PO/JO/10/14/7/3425

11 MHL 212:

28 April 1628. Writ of Habeas Corpus (Jeremy Bygatt)

(a) 28 April 1628. Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Jeremy Bygatt before their Lordships immediately. *Dated*, this day. [Same day, ordered a writ be issued, L. J., III, 772.]

(b) N.d. Return of the sheriffs to the above. [29 April, Bygott brought before the House and discharged, *ibid.*, 774.]

3 JHL 772, 774-75:

ORDERED, His Majesty's Writ of *Habeas corpus cum Causa* to be awarded to the Sheriff of *Midd. ret. immediate*, to bring *Jeremy Bygott*, Servant to the Earl of *Cleveland*, and arrested contrary to the Privilege of Parliament, before their Lordships; the which *Jeremy Bygott* is in Execution upon a Statute Staple, and all his Goods extended at the Suit of *Thomas Moore*, Esquire. 3 JHL 772 (Apr. 28, 1628)

***Jeremy Bygott*, Servant to the Earl of *Cleveland*, was brought before the Lords, by the Sheriff of *Midd.* upon the *Habeas corpus* awarded Yesterday; the which Writ and Return being read, and considered, he the said *Jeremy Bigott* was delivered out of the said Sheriff's Custody, and the Sheriff discharged for the same against *Thomas Moore* the Plaintiff.**

But whereas it appeared upon the Return of the Writ, that the said Sheriff had also extended the Goods of the said *Jeremy*, at the Suit of the said *Thomas Moore*, upon a Statute Staple; their Lordships determined nothing thereon at this Time. 3 JHL 774-75 (Apr. 29, 1628)

**HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda**

Petition of *Jeremy Bygatt* on piece of parchment. Superscription: "To the Right Honourable the Lords Spiritual and Temporal in the High Court of Parliament Assembled". Apr. 29 discharge order at foot of petition signed, "Elsynge".

Writ of habeas corpus on parchment strip 2 inches high by 12 inches wide. Partially illegible. Signed, "Edmondess".

Return on piece of parchment 8½ inches high by 11½ inches wide. Partially illegible.

HL/PO/JO/10/14/7/3425

Writ of Habeas Corpus, directed to the sheriffs of Middlesex, to bring Jeremy Bygatt before their Lordships immediately. 28 April 1628

Petition of Richard Colley (H.L. 1628), Apr. 29, 1628

***James Wittney*, Clerk of the Convocation for the Diocese of Landaffe, exhibited his Petition; shewing, That his Servant *Richard Colley* was arrested by the Under-sheriff of *Hereford*, etc. contrary to the Privilege of Parliament**

Writ of habeas corpus cum causa

JHL

HL/PO/JO/10/1/34

HL/PO/JO/10/1/35

3 JHL 774:

James Wittney*, Clerk of the Convocation for the Diocese of Landaffe, exhibited his Petition; shewing, That his Servant *Richard Colley* was arrested by the Under-sheriff of *Hereford*, etc. contrary to the Privilege of Parliament; and that the said Under-sheriff and *John Michell* and *John Williams* slighted and contemned the said Privilege, *prout per Affidavit Jacobi Clarke annex.

ORDERED, *Habeas Corpus cum Causa* etc. to be awarded unto the Sheriff of *Hereford*, to bring the said *Richard Colly* before their Lordships, *ret. immediate.* 3 JHL 774 (Apr. 29, 1628)

HL/PO/JO/10/1/34

Petition of James Whitney, one of the clerks of the convocation for the diocese of Llandaff. Richard Colley, petitioner's servant,

has been arrested by the Under Sheriff of Hereford. Claims the ancient privilege of the House of Convocation. 29 April 1628

HL/PO/JO/10/1/35

Petition of the Lower House of Convocation. Richard Colley, servant to James Whitney, has been arrested, contrary to privilege, by the Under Sheriff of Hereford. 16 May 1628

Petition of William Brockett (H.L. 1628), May 1, 1628

Petition

“To the Most Honourable the Lords of the Upper House of Parliament”

Servant

Writ of habeas corpus

Return

brought before the Lords, by the Sheriffs of *London*, by Virtue of His Majesty’s Writ of *Habeas Corpus*, awarded by this House *primo Maii*. The which Writ and Return being read

Discharged

MHL

JHL

HLRO

HL/PO/JO/10/14/7/3426

11 MHL 212:

2 May 1628. Writ of Habeas Corpus (William Brockett)

(a) 2 May 1628. Writ of Habeas Corpus, directed to the sheriffs of London, to bring William Brockett before their Lordships immediately. *Dated*, this day. [1 May, upon petition, ordered a writ be issued, L. J., III, 777.]

(b) N.d. Return of the sheriffs to the above. [5 May, Brockett brought before the House and discharged, *ibid.*, 780.]

3 JHL 777, 780:

The Petition of *William Brockett* was read; shewing, “That he, being a Servant to the Earl of *Sussex*, he and his goods were arrested on *Our-Lady-Day* last, contrary to the Privilege of Parliament. That he made appear unto the Serjeant and others who arrested, and do now detain him, that he was Servant to the said Earl of *Sussex*, and yet he is detained Prisoner, contrary to the Privilege of Parliament, in *The Compter, Poultry, London.*”

The Earl of *Sussex* affirmed *Brockett* to be his Servant.

ORDERED, A *Habeas Corpus cum Causa*, etc. to be awarded to the Sheriff of *London*, *ret. immediate*, to bring the said *William Brockett* before their Lordships. 3 JHL 777 (May 1, 1628)

This Day *William Brockett*, Servant to the Earl of *Sussex*, was brought before the Lords, by the Sheriffs of *London*, by Virtue of His Majesty’s Writ of *Habeas Corpus*, awarded by this House *primo Maii*. The which Writ and Return being read; the Lords, considering that he was arrested in Execution, contrary to the Privileges of Parliament, delivered him out of Prison. 3 JHL 780 (May 5, 1628)

HLRO, Main Papers, HL Papers, 1 May 1628 to 31 May 1628

Petition of *William Brockett* on piece of parchment 17 inches high by 12 inches wide. Text: 8½ inches high by 5¾ inches wide. Superscription: “To the Most Honourable the Lords of the Upper House of Parliament”. “to free both him and his said goods”. May 1 order for writ of habeas corpus at foot of petition. Copy.

A second petition of William Brockett on piece of parchment 17 inches high by 12 inches wide. Text: 8 inches high by 6 ¾ inches wide. Copy.

May 5 discharge order signed, “H. Elsyng”.

HL/PO/JO/10/14/7/3426

Writ of Habeas Corpus, directed to the sheriffs of London, to bring William Brockett before their Lordships immediately. 2 May 1628

Petition of Humphrey Lewes (H.L. 1628), May 3, 1628

Petition

**“To the Right Honourable the Lords Spiritual and Temporal
Assembled in the Upper House of Parliament”**

Servant to the Lord Treasurer

“that the petitioner may be enlarged”

Writ of habeas corpus

Return

Brought to bar and discharged

MHL

JHL

HLRO

HL/PO/JO/10/14/7/3427

11 MHL 212:

5 May 1628. Writ of Habeas Corpus (Humphrey Lewes)

(a) 5 May 1628. Writ of Habeas Corpus, directed to the sheriffs of London, to bring Humphrey Lewes before their Lordships immediately. *Dated*, this day. [3 May, upon petition, ordered a writ be issued. L. J., III, 779.]

(b) N.d. Return of the sheriffs to the above. [7 May, Lewes brought to the Bar and remanded, *ibid.*, 783; 10 May, Lewes discharged, *ibid.*, 788.]

3 JHL 779, 783, 788:

Upon the Petition of *Humphrey Lewes*, Servant to the Lord Treasurer, a Writ of *Habeas Corpus* is awarded to the Sheriffs of *London*, to bring him the said *Humphrey Lewes* before their Lordships; he being now imprisoned in *The Compter*, contrary to the Privileges of Parliament, *ret. immediate*. 3 JHL 779 (May 3, 1628)

This Day *Humphrey Lewes*, Servant to the Lord Treasurer, was brought to the Bar, by *Habeas Corpus*; and, at motion of the said Lord Treasurer, *remittitur*. 3 JHL 783 (May 7, 1628)

Hodie Humphrey Lewes, Servant to the Lord Treasurer, arrested upon Mesne Process in *The Compter, Poultry, London*, was delivered out of Prison, because it appeared he was arrested contrary to the Privilege of Parliament. And it was further ORDERED, The Sheriffs of *London* to be discharged for the same. 3 JHL 788 (May 10, 1628)

HLRO, Main Papers, HL Papers, 1 May 1628 to 31 May 1628

Petition of Humphrey Lewes on piece of parchment 16 inches high by 8 inches wide. Text: 11³/₄ inches high by 5³/₄ inches wide. Superscription: "To the Right Honourable the Lords Spiritual and Temporal Assembled in the Upper House of Parliament". "The Humble Petition of Humphrey Lewes of Chesterton in the County of Oxon". "that the petitioner may be enlarged". "shall daily pray for your Ldshpps". Unsigned. May 3 order for writ of habeas corpus at foot of petition signed, "H. Elsynge". Copy.

**HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda**

Writ of habeas corpus on parchment strip 1½ inches high by 13 inches wide. “coram nobis magnatibus et proceribus huis Regni in Anglia in supiori domus parliamenti apud Westminster assemblat”. Signed, “Edmondes”. Copy.

Return on piece of parchment 6½ inches wide by 13 inches wide. Discharge order at foot of return signed, “H. Elsynge.”

HL/PO/JO/10/14/7/3427

Writ of Habeas Corpus, directed to the sheriffs of London, to bring Humphrey Lewes before their Lordships immediately. 5 May 1628

Petition of Culpeper (H.L. 1628), May 23, 1628

No petition

Servant

Writ of habeas corpus cum causa

JHL

3 JHL 812:

His Majesty's *Writ of Habeas Corpus cum Causa*, etc. is awarded, to bring *Culpeper*, Servant to the Earl of *Dorsett*, before the Lords, immediately; the which *Culpeper* is now arrested, and Prisoner in *The Gatehouse*. 3 JHL 812 (May 23, 1628)

Petition of Robert Yeo (H.L. 1628), May 30, 1628

Petition

“To the Lords Committee for Grievances in the High Court of Parliament”

“to grant the petitioner a habeas corpus cum causis in forma pauperis to attend your lordships”

A second petition seeks “a habeas corpus”

A third petition “to grant the petitioner a Habeas Corpus cum causis in forma pauperis to attend your honors”

Habeas corpus cum causa

HMC

JHL

HLRO

HL/PO/JO/10/1/35

HMC 4th 17:

1628, May 30.–Petition of Robert Yeo, prisoner in the King’s Bench. Was committed in 1624 for not obeying a warrant of the Privy Council to serve under Sir Edward Conway in the wars in the Low Countries. During his imprisonment actions for debt have been brought against him, notwithstanding an order of Chief Justice against such proceedings. Prays for writ of Habeas Corpus. Noted, with order for writ of Habeas Corpus to be issued.

Annexed,

1. **Petition of same to the Earl of Marlborough, that his Lordship, who made the order in 1624 as Chief Justice, will certify that he never countermanded it. Noted and signed by Earl of Marlborough, with certificate as desired. 16 August 1626.**
- ii. **Certificate signed by Sir E. Conway, that in consideration of ill health, and for other causes, “he was contented to respite the said Yeo’s service.” 15 November 1626.**
- iii. **Another petition from Yeo for writ of Habeas Corpus. (Undated.)**
- iv. **Another petition to the same effect to the Committee for Grievances. (Undated.)**
- v. **Another petition to the same effect to the Bishop of Bristol. (Undated.)**

3 JHL 830:

ORDERED, His Majesty’s Writ of *Habeas Corpus cum Causa*, etc. to be awarded to the Marshal of the King’s Bench, to bring the Body of *Yeo*, before the Lords in Parliament on *Thursday* next, at *Two post meridiem*, and afterwards *de die in diem, quousque*, etc. 3 JHL 830 (May 30, 1628)

HLRO, Main Papers, HL Papers, 1 May 1628 to 31 May 1628

Petition of Robert Yeo on piece of parchment 16 inches high by 8 inches wide. Text: 11 inches high by 6 inches wide.

Superscription: “To the Lords Committee for Grievances in the High Court of Parliament”. Prays Lords Committee “to grant the petitioner a habeas corpus cum causis in forma pauperis to attend your lordships”. “And the petitioner shall . . . pray for your lordships’ eternal happiness”. Signed, “R. Yeo.” May 30 order for writ of habeas corpus at foot of petition: “Agreed that . . . Habeas Corpus {be} granted as it is desired”. Copy.

A second petition on piece of parchment 8 inches high by 5½ inches wide. Seeks “a habeas corpus”. “Shall invoke heaven for your lordships’ {souls} and eternal felicities.” Signed, “R. Yeo”. Copy.

Petition of Robert Yeo, prisoner in the King's Bench. Was committed for not obeying a warrant to serve under Sir Edward Conway in the wars in the Low Countries. During his imprisonment actions for debt have been brought against him, notwithstanding an order of the Chief Justice against such proceedings.

A third petition on piece of parchment 8 inches high by 5¾ inches wide. “to grant the petitioner a Habeas Corpus cum causis in forma pauperis to attend your honors”. May 24 order for writ of habeas corpus at foot of petition: “24 May 1624. The Lords Committee . . . Habeas Corpus Cum Causa be granted . . . H. Elsynge”. Copy.

HL/PO/JO/10/1/35

Petition of Robert Yeo, prisoner in the King's Bench. Was committed for not obeying a warrant to serve under Sir Edward Conway in the wars in the Low Countries. During his

imprisonment actions for debt have been brought against him, notwithstanding an order of the Chief Justice against such proceedings. 30 May 1628

**Petition of Allen Fyges (H.L. 1628), June 9, 1628
3 JHL 845, 860**

Upon the Petition of *Allen Fyges*, Servant to the Bishop of *Worcestre*, His Majesty's Writ of *Habeas Corpus cum Causa* is awarded to the Warden of *The Fleet*, *ret. 11 Junii, hora nona*; and the Parties at whose Suit he is imprisoned are to be warned to attend here then also. 3 JHL 845 (June 9, 1628)

***The Writ of Habeas Corpus cum Causa*, etc. granted 9 Junii, for *Allen Fyges*, Servant to the Bishop of *Worcester*, was this Day returned, and read. By which it appeared, That he was Prisoner in *The Fleet*, 19th *Jacobi*, and had Leave to go into the Country upon Bonds, etc. where he became privileged by the Bishop of *Worcester's* Service, and was now again arrested, in Time of Privilege. The Lords denied him Privilege, and remitted him to Prison again. 3 JHL 860 (June 17, 1625)**

Petition of John Coore (H.L. 1628), June 18, 1628

Servant

Writ of habeas corpus cum causa

Return

Brought to the bar

The Writ was read, and he was set at Liberty

MHL

JHL

HLRO

HL/PO/JO/10/14/7/3430

11 MHL 213:

19 June 1628. Writ of Habeas Corpus (John Coore)

(a) 19 June 1628. Writ of Habeas Corpus, directed to the sheriffs of London, to bring John Coore before their Lordships immediately. *Dated*, this day. [18 June, ordered a writ be issued, L. J., III, 862.]

(b) N.d. Return of the sheriffs to the above. [20 June, Coore brought to the Bar and discharged, *ibid.*, 869.]

3 JHL 862, 869:

His Majesty's Writ of *Habeas Corpus cum Causa*, etc. *ret. immediate*, is awarded, for *John Coore*, Servant to the Earl of *Sussex*, arrested contrary to the Privilege of Parliament; and his

creditors are warned to appear, to shew Cause why he should not be delivered. 3 JHL 862 (June 18, 1628)

This Day *John Coore*, Servant to the Earl of *Sussex*, was brought to the Bar, by *Habeas Corpus cum Causa*, etc. granted 18th *Junii*. The Writ was read, and he was set at Liberty. And the Sheriffs of *London* discharged for the same. 3 JHL 869 (June 20, 1628)

HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda

Writ of habeas corpus on parchment strip 1½ inches high by 11½ inches wide. Partially illegible. “coram nobis magnatibus and proceribus huius regni in Anglia in superiori domo parliamenti at Westminister assemblat”. Signed, “Edmondess”.

Return on piece of parchment 10 inches high by 11½ inches wide. Partially illegible. June 20 discharge order at foot of return signed, “H. Elsyngge”.

HL/PO/JO/10/14/7/3430

Writ of Habeas Corpus, directed to the sheriffs of London, to bring John Coore before their Lordships immediately. 19 June 1628

Petition of Benjamin Crokey (H.L. 1628/9), Jan. 24, 1628/9

HMC

JHL

HL/PO/JO/10/1/37

HMC 4th 20:

1628-9, Jan. 24.—Petition of Benjamin Crokey (prisoner in the Fleet): John Smith, and others, have converted lands belonging to the Free Grammar School at Wootton-under-Edge to their own use. Prays for a writ of Habeas Corpus to prosecute his suit against them.

Annexed,

1-3. Three similar petitions. (Undated.)

1628-9, Jan. 31.—Draft order for a commission to be awarded out of Chancery to survey all the lands belonging to the Free Grammar School at Wootton-under-Edge. L. J., IV. 18.

1628-9, Jan. 31.—Petition of Benjamin Crokey that a writ of Habeas Corpus may be directed to the Warden of the Fleet to bring him before the Commission mentioned in preceding. L. J., IV. 18.

Annexed,

1. Petition of Crokey that Smith and the other tenants of the school lands may be ordered to produce their evidences before the Commission. (Undated.)

4 JHL 10, 12, 13, 18:

The Petition of *Benjamyne Crokey* (a Prisoner in *The Fleet*); shewing, That one *John Smith* had converted unto his own Use divers Lands belonging to a Grammar School, in *Wootton Underedge*, and had caused him to be imprisoned in *The Fleet*, to stay him from prosecuting against him on Behalf of the School; and informed also against him in the Star-chamber, for printing a Brief of his Bill, exhibited here against him, the said *Smith*; and that the Hearing in the Star-chamber, appointed to be on *Monday* next, may be put off until his Bill here depending be determined. ORDERED, *John Smith* (whom this doth concern) shall shew Cause, on *Monday* next, peremptorily, why the said *Habeas corpus*, etc. should not be granted. 4 JHL 10 (Jan. 24, 1628)

The Answer of *John Smith* to the Petition and Order of *Benjamyn Crokey* (24 Jan.) was this Day read.

ORDERED, *Smith* and *Crokey* to appear To-morrow Morning, at Nine, and to be both heard; and an *Habeas corpus* is awarded for *Crokey*, ret. accordingly, directed to the Warden of *The Fleet*. 4 JHL 12 (Jan. 26, 1628)

The Petition of *Benjamyn Crokey*, concerning a Grammar School in *Wootton*, wherein he complaineth of *John Smith*, is referred to the Committee for Petitions, to be heard by Counsel for both Sides, on *Thursday* next, *post meridiem*. And the said Committee are to report their Opinions to the House; and the Proceeding in the Star-chamber, by the said *John Smith* and others, is stayed in the mean Time; and His Majesty's Writ of *Habeas corpus* is granted, to bring the said *Crokey* on the same Day, *videlicet*, 29 Jan. before the said Committee, *et de die in diem, quousque*, etc. 4 JHL 13 (Jan. 27, 1628)

ORDERED, A special *Habeas corpus* to be awarded, and directed to the Warden of *The Fleet*, to bring the Body of the said *Crokey* before the Lord Keeper, to the Intent he may attend the said Commission accordingly; and touching the Charges of the said Commission; it is further Ordered, That the said Benjamine Crokey shall, according to his own Offer here this Day in Court, bear all the Charges of the said Commission; and, if he the said Benjamyne Crokey shall convince the said John Smith of that he chargeth him with, touching the Value of the said Lands, in such Manner as shall be approved of by the said Lords Committees for Petitions, then he the said John Smith shall repay all the said Charges unto him the said Benjamine Crokey again, or to such of Crokeyes Friends as shall disburse the same for him. 4 JHL 18 (Jan. 31, 1628)

HL/PO/JO/10/1/37

Petition of Benjamin Crokey (prisoner in the Fleet): John Smith, and others, have converted lands belonging to the Free Grammar School at Wootton-under-Edge to their own use. Prays for a writ of Habeas Corpus to prosecute his suit against them. 24 January 1629

Petition of Benjamin Crokey that a writ of Habeas Corpus may be directed to the Warden of the Fleet to bring him before the Commission mentioned in preceding. 31 January 1629

Petition of Benjamin Crokey that the Commissioners appointed to enquire concerning the lands belonging to the Grammar School at Wootton-under-Edge may be empowered to examine

**witnesses on oath, and to call for leases and other deeds. 5
February 1629**

Petition of Richard Tempest (H.L. 1628), Jan. 22, 1628/9

No Petition

Servant

Writ of habeas corpus

Return

Discharged

JHL

HL/PO/JO/10/4/2

The Petition of *Richard Tempest* read, Servant to the Earl of *Sussex*, arrested contrary to the Privilege of Parliament; and the Earl of *Dorsett* affirmed, that the said Earl of *Sussex* avows him to be his Servant.

Ordered, *Habeas corpus*, &c. *pro Tempest*, ret. 24th Jan. hora nona. And the Parties who made the Arrest to be warned to appear here then also. 4 JHL 9 (Jan. 22, 1628/9)

Richard Tempest, Servant to the Earl of *Sussex*, and Prisoner in *Newgate* upon an Execution, was this Day brought to the Bar, and the Return of the *Habeas corpus*, etc. being read, it appeared that he was arrested on the Eighth Day of *July* last, which was within the Time of Privilege of Parliament; wherefore their Lordships Ordered the said *Richard Tempest* to be set at Liberty. 4 JHL 13 (Jan. 27, 1628)

HL/PO/JO/10/1/37

Petition of Richard Tempest, servant to the Earl of Sussex, praying for his discharge from Newgate, having been arrested contrary to privilege. 22 January 1629

HL/PO/JO/10/4/2

Writ of Habeas Corpus for production of Richard Tempest, servant to the Earl of Sussex. 27 Jan 1629

Petition of Samuell Wright (H.L. 1628/9), Feb. 12, 1628/9

Servant

Writ of habeas corpus

4 JHL 28

**Complaint was made to the House, That *Samuell Wright*,
Servant to the Lord *Goringe*, was detained Prisoner in The
Compter in the Poultry, London, during Privilege of
Parliament. ORDERED, A *Habeas corpus cum causa*, &c. to bring
the said *Samuell Wright* before the Lords ret. Sabbati proxim.
4 JHL 28 (Feb. 12, 1628/9)**

Editor's Note: In January 1642 Charles I and his court fled London, and in August 1642 the English Civil War began. The House of Lords was abolished on February 6, 1648/9 and was not reinstated until the Restoration in 1660.

**Petition of Robert Stevens (H.L. 1641), Nov. 24, 1641, cited in
Petition of Thomas Clarke (H.L. 1641), Dec. 3, 1641**

No Petition

Servant

Brought before the House by an order of the House but without writ of habeas corpus

Discharged

HMC

4 JHL 452, 454-55, 462, 481

HLRO

HL/PO/JO/10/1/74

HMC 4th 107:

1641, Dec. 3.—Petition of Thomas Clarke, keeper of the prison of Ludgate; prays that he may be indemnified for releasing Robert Stevens, a menial servant of the Earl of Rivers, upon Their Lordships' order.

1641, Dec. 3.—Copy of order referring the following question for the opinion of the judges, viz., whether the order of the House only, without any writ of Habeas Corpus, was sufficient warrant in law for the sheriffs of Middlesex and keeper of Ludgate to release Robert Stevens, a menial servant

of the Earl of Rivers, and a prisoner upon executions. L. J., IV, 462, 481.

Annexed,

1. Copy of preceding.

2. Opinion of Justices Crawley and Heath: It would have been more formal and warrantable if a Writ of Habeas Corpus had issued directing the sheriffs to bring the prisoner before your Lordships, yet seeing that your Lordships are not tied to such regularity of proceedings as inferior courts are and must be, and that the Court of King's Bench doth many times, by rule of the court without any writ, bring prisoners in execution before them, we are of opinion that your Lordships' order is sufficient warrant in the case. It would be very hard that the poor keeper should suffer for his ready obedience to your Lordships' order, and seeing that it stands with your Lordships' honour and justice to protect them who obey your just commands, we conceive it would be better for the security of the sheriffs and the keeper, in case they should be questioned for a supposed escape, that your Lordships' should declare that the bringing and delivering of Stevens in this manner, neither is nor ought to be held an escape in law. *See* L. J., IV., 481, where an order is made in accordance with this opinion.

3. Copy of preceding.

Upon Complaint made, “That *Robert Stevens*, a menial Servant of the Earl of *Rivers*, is arrested, at the Suit of one *George Benion*, contrary to the Privilege of Parliament, and detained a Prisoner in *Ludgate*;” it is ORDERED, That the said *Robert Stevens* shall be forthwith freed and discharged from the said Imprisonment; and the Parties that arrested him to be sent for, to appear before this House, to answer the same. 4 JHL 452 (Nov. 24, 1641)

It was moved, “That whereas, on *Wednesday* last, an Order was made for the releasing of *Robert Stevens* out of Prison, being a menial Servant to the Earl of *Rivers*, and arrested at the Suit of *George Benion*, contrary to the Privileges of Parliament; and that, before the said Order could be served for the Discharge of the said *Stevens*, the said *Benion* brought an Execution against the said *Stevens*, thinking thereby to defeat the Order of this House, and detain the Prisoner longer:” It is therefore ORDERED, That the said *Robert Stevens* shall be brought forthwith before the Lords in Parliament, notwithstanding any Execution; and that the Keeper of *Ludgate* shall have Notice to attend this House at the same Time, to give an Account why the said *Stevens* was not brought to this House, according to the First Order of this House. 4 JHL 452 (Nov. 26, 1641)

This Day *Robert Stevens*, menial Servant of the Earl *Rivers*, being arrested, contrary to the Privilege of Parliament, by *George Benion*, was brought before the Lords in Parliament; and an Information being read, touching scandalous Words, which the said *Benion* should speak of the Peers of this House, which being verified upon Oath, by the said *Stevens*, to be true; it is ORDERED, That the said *Stevens* shall be discharged from

his present Imprisonment, by Privilege of Parliament, notwithstanding any Execution upon him; and that *George Benion* be sent for, to appear before this House forthwith, to answer the said Information against him. 4 JHL 454-55 (Nov. 27, 1641)

Upon the Petition of *Thomas Clarke*, Keeper of *Ludgate*, who had lately released *Robert Stevens*, a menial Servant of the Earl of *Rivers*, being a Prisoner with him upon Execution, upon an Order of this House only, without any *Habeas Corpus*; and the said *Clarke* desired their Lordships, “That the Sheriffs of *London* and himself might not any Way suffer hereafter, through in Obedience unto their Lordships Order:” It is ORDERED, That the Judges, or any Two of them, shall consider whether the said Order be a sufficient Warrant in Law for the said Sheriff and Keeper for so doing; and if it be not, to certify unto this House what further Course might be taken herein, for their full Discharge, according to the Honour and Justice of this House. 4 JHL 462 (Dec. 3, 1641)

Whereas *Thomas Clarke*, Keeper of *Ludgate*, hath upon an Order of this House, dated the 26th Day of *November* 1641, without Writ, brought *Robert Stephens*, a menial Servant to the Earl *Rivers* (being under Execution in his Custody at the Suit of *George Bynion*), unto the Bar in the Upper House of Parliament; and after, by Order of the said House, dated the 27th of the said Month, released him of his said Imprisonment; it is Resolved and Declared, by the Lords in Parliament, That the said Bringing and Releasing of the said *Stephens* were lawfully done, and according to the Privilege and Power of the said House; and it is thereupon ORDERED by the Lords in Parliament, That the

Sheriffs of the City of *London* and the said *Thomas Clarke* shall be freed of and from any Suit, Arrest, Disturbance, or any other Prejudice whatsoever, that shall or may any Ways happen or come unto them, or either of them, by, or by reason of, their Bringing up unto the Parliament, Discharging, or Releasing, the said *Stephens*, upon the said Orders of the 26th and 27th of *November*, as aforesaid, notwithstanding any Execution or Action whatsoever laid upon him, they the said Sheriffs and Keeper having done nothing, in the Obeying of the said Orders of this House, more than hath been done in former Parliaments, and that which is agreeable to the Laws of this Kingdom and the Privileges of this House. 4 JHL 481 (Dec. 18, 1641)

HLRO, Main Papers, House of Lords Papers, 1 Dec. 1641 to 21 Dec. 1641

Petition of Thomas Clarke on piece of parchment. Superscription: “To the Right Honourable the Lords in the High Court of Parliament Assembled”.

Opinion of the two judges, signed by them: “H. Crawley. R. Heath”.

HL/PO/JO/10/1/74

Petition of Thomas Clarke, keeper of the prison of Ludgate; prays that he may be indemnified for releasing Robert Stevens, a menial servant of the Earl of Rivers. 3 December 1641

Copy of the order referring the following question for the opinion of the judges, viz., whether the order of the House only was sufficient warrant in law to release Robert Stevens, a menial

**servant of the Earl of Rivers, and a prisoner upon executions.
3 December 1641**

Petition of Meredith Mady, (H.L. 1641/2), Jan. 29, 1641/2

Servant

Writ of habeas corpus

4 JHL 548

Upon Complaint made to the House, That *Merideth Mady*, Clerk, Chaplain to the Earl of *Dover*, and his Lordship avouching him to be his Household Chaplain, hath been arrested, for disobeying a Decree in a Court of Justice; it is ORDERED, That the said *Meredeth Mady* shall have and enjoy the Privilege of Parliament, as Servant to the Earl of *Dover*; and that a *Habeas Corpus cum Causa, ret. immediate*, be directed to the Sheriff of *London*, for the bringing of the Body of the said *Meredith Mady* before the Lords in Parliament. 4 JHL 548 (Jan. 29, 1641/2)

Petition of Allan Boteler (H.L. 1641/2), Mar. 4, 1641/2

Petition

“To the Right Honourable the Lords in the High Court of Parliament Assembled”

Her Majesty’s Servant (Cup-bearer to HM)

Prays for enlargement

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/117

HL/PO/JO/10/1/119

HMC 5th 10, 17, 18:

March 4. Petition of Allan Boteler, Esquire, Cupbearer to Her Sacred Majesty, praying for his discharge, having been arrested contrary to privilege. L. J., IV. 624.

Annexed:–

1. Copy of Order declaring that the Queen’s servants are to enjoy the Privilege of Parliament. 6 August 1640. HMC 5th 10

April 9. Copy of a petition of Allan Boteler, Esq., cup bearer to Her Sacred Majesty, has been arrested contrary to privilege; prays for discharge. L. J., IV. 709.

Annexed:–

1. Petition of Allan Boteler; details the circumstances of his arrest at the instigation of Ann Brown and John Handford; prays for redress. (Undated.) HMC 5th 17 April 15. Petition of Allan Boteler, Esq., cup-bearer to Her gracious Majesty; has by command of many of their Lordships attended the House ever since the beginning of Parliament; has now been arrested contrary to privilege and prays for an order for enlargement.

Annexed:–

1. Certificate that Captain Allan Boteler is cup-bearer to Her Majesty and entitled to privilege. 13 Sept. 1630. (Signed by the Earl of Dorset.) HMC 5th 18 April 15. Copy of order for Boteler’s discharge. L. J., IV. 722. *In extenso.* HMC 5th 19

4 JHL 624, 709, 722:

Upon the Petition of *Alan Boteler*, Cup-bearer to the Queen, complaining, “That he is arrested, contrary to the Privilege of Parliament, and desiring that he may be released, and enjoy the Benefit of the said Privilege,” it is ORDERED, That, if the Earl of *Dorset*, Lord Chamberlain to the Queen, shall signify that to this House that the said *Alan Boteler* is the Queen’s Servant in Ordinary, then he is to be released from the said Imprisonment, and enjoy the Privilege of Parliament. 4 JHL 624 (Mar. 4, 1641/2)

Upon reading the Petition of *Alan Boteler*, Esquire, “desiring to be released of his Imprisonment, being a Servant of the Queen’s Majesty, according to the Privilege of Parliament;”

it is ORDERED, That the Earl of *Dorset* be desired to certify to this House, whether the said Mr. *Boteler* be at this Time a Servant in Ordinary of Her Majesty's; and that Information being given, from whence he is in Custody, unto this House, whether he be in Execution or not; and lastly, that the Defendant shall be present when the Matter is to be heard, which is appointed to be on *Thursday* next, at Two of the Clock in the Afternoon. 4 JHL 709 (Apr. 9, 1642)

ORDERED, That Captain *Boteler*, being menial Servant to the Queen's Majesty, and arrested and detained in Custody contrary to the Privilege of Parliament, shall forthwith, upon Sight hereof, be released and set at Liberty of and from his present Restraint. 4 JHL 722 (Apr. 15, 1642)

HLRO, Main Papers, HL Papers, 28 Feb. 1641-42 to 19 Mar. 1641-42

Mar. 4 petition of Allan Boteler on piece of parchment 16 inches high by 7½ inches wide. Text: 10½ inches high by 5½ inches wide. Superscription: "To the Right Honourable the Lords in the High Court of Parliament Assembled". "The Humble Petition of Allan Boteler, Esq. Cupbearer to Her Sacred Majesty". "And for your Lordships' honor as in duty bound shall daily pray etc." Copy.

HLRO, Main Papers, HL Papers, 15 April 1642 to 30 April 1642

Apr. 15 petition of Allan Boteler on piece of parchment 16½ inches high by 8 inches wide. Text: 1¾ inches high by 6½ inches

wide. “To the Right Honourable the Lords in the High Court of Parliament Assembled”. “Sheweth”. “shall daily pray”.

Apr. 15, 1642 order to sheriff by Lords in Parliament that his imprisonment being contrary to the privilege of Parliament, Allan Boteler shall be forthwith discharged. “Ordered by the Lords in Parliament, that Captaine Boteler being a Servant to the Queen’s Majesty . . . and in custody, contrary to the Privilege of Parliament, shall be forthwith upon sight hereof discharged and set at liberty”. Copy.

HL/PO/JO/10/1/117

Petition of Allan Boteler, Esquire, Cup-bearer to Her Sacred Majesty, praying for his discharge, having been arrested contrary to privilege 4 March 1642

HL/PO/JO/10/1/119

**Copy of a petition of Allan Boteler, cup bearer to Her sacred Majesty, has been arrested contrary to privilege. 9 April 1642
Petition of Allan Boteler; details the circumstances of his arrest at the instigation of Ann Brown and John Handford.**

Petition of James Cocks (H.L. 1641/2), Mar. 7, 1641/2

Petition

“To the Right Honourable Lords and Others for Grievances in this Present Parliament Assembled”

Seeks discharge

Nothing on relief

HMC

HLRO

HMC 5th 11:

March. 7. Petition of James Cocks, merchant, for relief against Thomas Seaman and others, upon whose suit concerning a bond, he is unjustly detained close prisoner in the Fleet.

HLRO, Main Papers, HL Papers, 28 Feb. 1641-42 to 19 Mar. 1641-42

Petition of James Cocks on piece of parchment 11 inches high by 15½ inches wide. Text: 11 inches high by 7 inches wide. Superscription: “To the Right Honourable Lords and Others for Grievances in this Present Parliament Assembled”. “The Humble Petition of James Cocks Merchant Prisoner in the Fleet”. “Sheweth”. Seeks discharge from custody. “And your petitioner shall ever pray”. Copy.

Petition of Lord Viscount Baltinglasse (H.L. 1641/2), Mar. 19, 1641/2

Petition

HM Servant

Discharged

JHL

HL/PO/JO/10/1/118

Upon Complaint this Day made unto the House by the Humble Petition of the Lord Viscount *Baltinglasse*, of *Ireland*, now Prisoner in *The Compter of Woodstreet, London*, being arrested contrary to the Privilege of Parliament, as being Servant to His Majesty; and that Sir *George Clarke*, one of the Sheriffs of the said City, and the Keeper of *Woodstreet Compter*, have to release the said Lord *Baltinglasse*, notwithstanding an Order of this House was shewed unto them; it is therefore ORDERED, That the said Sir *George Clarke*, and the Keeper of *The Compter of Woodstreet*, shall attend the Lords in Parliament on *Tuesday* the 22d of this Instant *March*, by Nine of the Clock in the Morning, to answer their said Contempt; and that then they bring along with them the Lord Viscount *Baltinglasse*, as they will answer the contrary at their Perils. 4 JHL 654 (Mar. 19, 1641/2)

HL/PO/JO/10/1/118

Petition of Thomas Lord Viscount Baltinglasse, complaining that the Sheriffs of London and the Keeper of the Wood Street

**Compter refuse to obey their order for petitioner's release. 21
March 1642**

Petition of John Pulford (H.L. 1642), Apr. 15, 1642

Petition

“To the Most Honourable the Lords in the High Court of Parliament Assembled”.

HM Servant

Seeks discharge

Discharge

HMC

JHL

HLRO

HL/PO/JO/10/1/120

HMC 5th 17, 18:

April 15. Petition of John Pulford, His Majesty’s servant, agent for the soliciting of the business against recusants; petitioner became bound with others for Sir Peregrine Bartue, deceased, and notwithstanding Lady Bartue’s promises to pay, has been arrested; prays privilege of Parliament that he may be free to attend the great services expected of him. L. J., IV. 718.

April 15. Order for Pulford’s release. L. J., IV. 718. *In extenso.* HMC 5th 17

April 16. Petition of Rebecca Owen, the wife of John Owen; John Pulford, who became surety for a debt due to petitioner’s husband, was arrested on a judgment given against him with his own consent. She hears that he has obtained an order from the House for his discharge without a hearing being given to her husband, who is out of town on the King’s business;

prays that Pulford may not be discharged until he has paid the debt. L. J., IV. 722. HMC 5th 18

Annexed:—

- 1. Affidavit of George Owen respecting Pulford's insolent conduct. 12 April 1642.**
- 2. Petition of John Pulford that the order for his discharge may be confirmed. [Undated.]**

4 JHL 718, 722:

Upon reading the Petition of *John Pulford*, complaining, "That he, being the King's Servant in Ordinary, is arrested, contrary to the Privilege of Parliament; therefore humbly desires he may be released, according to the Privilege of Parliament:" Hereupon it is ORDERED, That the said *John Pulford* shall be forthwith released from his said Imprisonment, by virtue of this Order, according to the Privilege of Parliament. 4 JHL 718 (Apr. 15, 1642)

Upon reading the Petition of *Rebecca Owen*, Wife of *George Owen*; it is ORDERED, That *John Pulford*, now in Imprisonment upon Execution at the Suit of the said *George Owen*, shall not be released of his Imprisonment until Satisfaction be given, or the Pleasure of this House further signified.

Directed "To the Sheriffs of the City of *London*, and the Secondaries of both Compters." 4 JHL 722 (Apr. 16, 1642)

HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642

Petition of John Pulford on piece of parchment 16 inches high by 12 inches wide. Text: 8 inches high by 6 inches wide. Superscription: “To the Most Honourable the Lords in the High Court of Parliament Assembled”. “The Most Humble Petition of John Pulford His Majesty’s Servant”. Copy.

Apr. 15 discharge order to sheriff, signed by John Browne: “It is ordered by the Lords in Parliament, upon the readings . . . It is ordered by the Lords in Parliament, that the said John Pulford shall be forthwith released of his present restraints or imprisonment . . . And this shall be a sufficient warrant in that behalf to the sheriffs etc.” Copy.

HL/PO/JO/10/1/120

Petition of John Pulford, agent for the soliciting of the business against recusants: petitioner became bound with others for Sir Peregrine Bartue, deceased, and notwithstanding Lady Bartue’s promises to pay, has been arrested. 5 April 1642

Petition of Rebecca Owen, the wife of John Owen; John Pulford, who became surety for a debt due to petitioner’s husband, was arrested on a judgment given against him with his own consent. She hears that he has obtained an order from the House for his discharge without a hearing being given to her husband. 16 April 1642

Petition of John Pulford that the order for his discharge may be confirmed.

Petition of Herbert Finch (H.L. 1642), Apr. 28, 1642

Petition

“To the Right Honourable the Lords in the High Court of Parliament Assembled”

Her Majesty’s Servant (Sewer)

“give order for the enlargement of your petitioner who as in duty bound shall ever pray”

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/120

HMC 5th 19:

April 28. Petition of Herbert Finch, Esq.; is sewer to Her Gracious Majesty, as appears by the annexed certificate: has been arrested contrary to privilege: prays for discharge. L. J., V. 25.

Annexed:–

- 1. Certificate that Finch is sworn sewer to Her Majesty, signed by the Earl of Dorset. 8 May 1635.**

5 JHL 25:

ORDERED, That the Petition of *Herbert Fynch*, Sewer to the Queen, complaining that he hath lately been arrested, contrary to the Privilege of Parliament, is hereby referred to the

Consideration of the Committee for Privilege of Parliament; who are to report their Opinion to this House. 5 JHL 25 (Apr. 28, 1642)

HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642

Petition of Herbert Finch on piece of parchment 18 inches high by 11 ½ inches wide. Text: 7½ inches high by 5¾ inches wide. Superscription: “To the Right Honourable the Lords in the High Court of Parliament Assembled”. “give order for the enlargement of your petitioner who as in duty bound shall ever pray”.

Apr. 28 discharge order.

HL/PO/JO/10/1/120

Petition of Herbert Finch; is sewer to Her Gracious Majesty, as appears by the annexed certificate: has been arrested contrary to privilege. 28 April 1642

Petition of Robert Walsh (H.L. 1642), Apr. 29, 1642

Petition

“To the Right Honourable the Lords in the High Court of Parliament”

Her Majesty’s Servant

“may be enlarged by order of this high court”

“April 30, 1642. It is this day resolved by the Lords in Parliament that a Habeas Corpus Cum Causa should forthwith {be} directed to Sir John Lendenall, Kt, Marshall of the King’s Bench, returnable immediately to bring the body of Robert Walsh now a prisoner in the King’s Bench before the Lords in Parliament. And this shall be a sufficient warrant in that behalf. J. Browne, Cleric Parlia To: The Clerk of the Crown in Chancery or His Deputy”

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/120

HL/PO/JO/10/1/205

HMC 5th 19:

April 29. Petition of Robert Walsh, Esq.; petitioner, a servant to the Queen, has been arrested for debt contrary to privilege; prays for discharge. L. J., V. 30.

April 30. Order for discharge of Robert Walsh, servant to the Queen, from imprisonment. L. J., V. 32.

5 JHL 30, 32-33:

Upon the humble Petition of *Robert Walsh*, Esquire, a sworn Servant in Ordinary to the Queen, as appears by a Certificate of the Earl of *Dorsett*, shewing, “That he is arrested, contrary to the Privilege of Parliament:” Hereupon, this House ORDERED, That the said *Robert Walsh* shall be brought before the Lords in Parliament, on *Saturday*, the 30th of this Instant *April*, at Nine of the Clock in the Morning, at which Time their Lordships will take such further Order for the Petitioner’s Relief as they shall think fit. 5 JHL 30 (Apr. 29, 1642)

Upon Information to this House, “That *Robert Walsh*, Esquire, a sworn Servant in Ordinary to the Queen, did not attend the Pleasure of this House, according to their Lordships Order of the 29th of the Instant *April*, and humbly desired his Enlargement, being arrested contrary to the Privilege of Parliament:” It is ORDERED, That the said Mr. *Walsh* shall forthwith be freed of and from his present Restraint and Imprisonment. 5 JHL 32-33 (Apr. 30, 1642)

HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642

Petition of Robert Walsh on piece of parchment 18 inches high by 7¾ inches wide. Text: 13 inches high by 6 inches wide. Superscription: “To the Right Honourable the Lords in the High Court of Parliament”. “The Humble Petition of Robert Walsh Esq.” “In all humility sheweth”. “may be enlarged by order of this high court”. “And your petitioner shall daily pray for the prosperous success of this parliament”. Copy.

Apr. 30 discharge order to the Marshal of King's Bench, signed by John Browne: "It is ordered by the Lords in Parliament that . . . be freed". Copy.

HLRO, Main Papers, HL Papers, 28 Apr. 1646 to 21 May 1646

Annexed to the Petition of John Denham of May 4, 1646, is a copy of an Apr. 30, 1642 order to the Clerk of the Crown in Chancery from J. Browne, Clerk of the Parliaments, ordering that by authority of the Lords in Parliament a habeas corpus shall forthwith be directed to Sir John Lendenall, Marshal of the King's Bench returnable immediately for Robert Walsh: "April 30, 1642. It is this day resolved by the Lords in Parliament that a Habeas Corpus Cum Causa should forthwith {be} directed to Sir John Lendenall, Kt, Marshall of the King's Bench, returnable immediately to bring the body of Robert Walsh now a prisoner in the King's Bench before the Lords in Parliament. And this shall be a sufficient warrant in that behalf. J. Browne, Cleric Parlia To: The Clerk of the Crown in Chancery or His Deputy".

HL/PO/JO/10/1/120

Petition of Robert Walsh; petitioner, a servant to the Queen, has been arrested for debt contrary to privilege. 29 April 1642

HL/PO/JO/10/1/205

Copy of an order for bringing Robert Walsh before the House by Habeas Corpus. 30 April 1642

Petition of Joseph Sanders (H.L. 1642), Apr. 1642

Petition

“To the Right Honourable the Peers in the High Court of Parliament”

Her Majesty’s Servant

“give order for his present release”

Nothing on discharge

HMC

JHL

HLRO

HL/PO/JO/10/1/120

HMC 5th 20:

[April .] Petition of Joseph Sanders, one of His Majesty’s servants; has been arrested for debt contrary to privilege; prays for discharge. *See* L. J., V. 30.

5 JHL 30:

It is this Day Declared by this House, That none of the King’s, Queen’s, or Prince’s Servants shall be allowed the Privileges of Parliament, but such are Servants in Ordinary. 5 JHL 30 (Apr. 30, 1642)

HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642

Petition of Joseph Sanders on piece of parchment 18 inches high by 12 inches wide. Text: 7¾ inches high by 6 inches wide. Superscription: “To the Right Honourable the Peers in the High Court of Parliament”. “The Humble Petition of Joseph Sanders One of His Majesty’s Servants”. “Humbly Sheweth:”. “give order for his present release”. “And he shall ever pray etc.” Copy.

HL/PO/JO/10/1/120

Petition of Joseph Sanders, one of His Majesty’s servants; has been arrested for debt contrary to privilege. [April 1642]

Petition of Sir William Middleton (H.L. 1642) Apr. 1642

Petition

Her Majesty's Servant

Nothing on discharge

HMC

HMC 5th 20:

[April .] Petition of Sir William Middleton, His Majesty's sworn servant; complains of arrest at the suit of Sir Henry Garway, and others, contrary to privilege; prays that he may have the same protection that has been lately accorded to Captain Butler, and Mr. Robert Welshe.

Petition of Agmondesham Pickayes (H.L. 1642), May 4, 1642

Petition

“To the Right Honourable the Lords and Peers Now Assembled in Parliament”

“To the Most Honourable the Lords Assembled in the High Court of Parliament”

Servant

Writ of habeas corpus

“give order for his enlargement”

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/121

HL/PO/JO/10/1/122

HMC 5th 21, 23, 26:

May 4. Petition of Agmondesham Pickayes, servant to Robert Earl of Lindsey; his Lordship, on going into the North left petitioner to dispatch his business in his absence; petitioner has been arrested by Kellam Smith, sergeant at mace, at the suit of Thomas Umfreville, and Smith has further charged him with two vexatious actions for trespass at the suit of James Vickers, though petitioner told Smith that he was the Earl’s servant; prays for discharge. L. J., V. 41. HMC 5th 21

May 12. Letter from Lord Duddleley, at Duddleley Castle, to the Earl of Dorset; want of health preventing his personal

attendance, he prays the Earl to move the House for the release of an old servant, Agmondesham Pickis, who has been arrested and laid in prison contrary to privilege. *See L. J., V. 78.*

Annexed:—

1. **Petition of Agmondesham Pickayes:** has for many years been a servant to Edward Lord Dudley, but has lately been arrested at the suit of James Vickers contrary to privilege. Prays for discharge. (Undated.)
HMC 5th 23

[May .] Petition of John Squire, merchant, now prisoner in the King's Bench; in consequence of the protection granted by their Lordships to Edward Abbotts and Agmondesham Pigars (Pickayes), debtors to petitioner, he has been unable to satisfy his creditors, and has himself been arrested; prays for release and for liberty to prosecute his suit against Abbotts and Pigars. *See L. J., V. 78.*

Annexed:—

1. Similar petition of same.
2. Another petition. HMC 5th 26

5 JHL 41, 78:

ORDERED, That *Agmondesham Pickayes*, a menial Servant of the Lord Great Chamberlain's, being arrested and detained in Custody contrary to the Privileges of Parliament, shall forthwith, upon Sight hereof, be freed of and from his present Restraint or Imprisonment; and this shall be a sufficient Warrant in that Behalf.

“To the Sheriffs of *London*, and

the Secondaries of both Compters.” 5 JHL 41 (May 4, 1642)

ORDERED, That Agmondesham Pickis, Servant to the Lord Dudley, arrested, shall be released.

ORDERED, That the Gentleman Usher attending this House, or his Deputy, shall attach the Bodies of *Kelham Smith* and *Cane* his Yeoman, and forthwith bring them before the Lords in Parliament, to answer their Contempts of this House, for arresting *Agmondisham Pickayes*, a menial Servant of the Lord Great Chamberlain’s, contrary to the Privilege of Parliament.

“To the Gentleman Usher of the Black Rod Attending this House, or his Deputy.” 5 JHL 78 (May 23, 1642)

HLRO, Main Papers, HL Papers, 2 May 1642 to 5 May 1642

Petition of Agmondesham Pickayes on piece of parchment. Superscription: “To the Right Honourable the Lords and Peers Now Assembled in Parliament”.

HLRO, Main Papers, HL Papers, 6 May 1642 to 18 May 1642

Letter from Lord Dudley to Earl of Dorset praying the Earl to move the House of Lords for the release of Agmondesham Pickayes.

Petition of Agmondesham Pickayes on piece of parchment 15 inches high by 11½ inches wide. Text: 7¾ inches high by 6 inches wide. Superscription: “To the Most Honourable the Lords Assembled in the High Court of Parliament”. “The

Humble Petition of Agmondesham Pickayes”. “Humbly showing”. “give order for his enlargement”. “And Agmondesham Pickayes will ever pray etc.” Copy.

HLRO, Main Papers, HL Papers, 28 Apr. 1646 to 21 May 1646

Annexed to the Petition of John Denham of May 4, 1646, is a copy of the May 23, 1642 order to Marshal of the King’s Bench prison, signed by J. Browne, the Clerk of the Parliaments, for the discharging of Agmondesham Pickayes: “Upon the bringing up of the body of Agmondesham Pickayes by Habeas Corpus before the Lords in Parliament by virtue of an order of his House dated May 23, It is ordered by their Lordships that the said Agmondesham Pickayes shall be forthwith enlarged of his present imprisonment. And last that the Marshall of the King’s Bench in whose custody the said Agmondesham Pickayes now is shall be hereby discharged for releasing the said Agmondesham Pickayes upon this order. To Sir John Lendenall, Kt, Marshal of His Majesty’s Bench.”

HL/PO/JO/10/1/121

Petition of Agmondesham Pickayes, servant to Robert Earl of Lindsey; petitioner has been arrested by Kellam Smith, sergeant at mace, at the suit of Thomas Umfreville, and Smith has further charged him with two vexatious actions for trespass at the suit of James Vickers. 4 May 1642

HL/PO/JO/10/1/122

Petition of Agmondesham Pickayes: has for many years been a servant to Edward Lord Dudley, but has lately been arrested at the suit of James Vickers contrary to privilege. 4 May 1642

Petition of William Marsh (H.L. 1642), May 4, 1642

Servant

Writ of habeas corpus

Return

Brought up and discharged

MHL

HMC

JHL

HLRO

HL/PO/JO/10/1/121

HL/PO/JO/10/1/122

11 MHL 319:

13 May 1642. Writ of Habeas Corpus (William March)

[4 May 1642, Ordered that William Marsh be released, L. J., V, 41.]

(a) 12 May. Writ of Habeas Corpus, directed to [the sheriffs of London and the secondaries of both Compters], to bring William March before their Lordships immediately. *Dated*, this day.

(b) N.d. Return of [*illegible*] to the above. [13 May, Marsh brought up and ordered to be released, *ibid.*, 62. The two documents calendared in *H.M.C., 5th Rept., App., 21, 23*, follow the L. J. spelling of Marsh, but the documents all have the spelling March.]

HMC 5th 21, 23:

May 4. Statement that William Marsh, arrested at the suit of Thomas Harrison and Mrs. Stoiner, is a menial servant and receiver general to the Lord Marshal and Lord Mowbray; his discharge is desired. See L. J., V. 41.

Annexed:—

1. Certificate to the same effect, signed by Lord Mowbray and Maltravers.

2. Note from John Griffith to Throckmorton, for a copy of the order for Marsh's release. HMC 5th 21

May 13. Note respecting the discharge of William Marsh, menial servant to the Lord Marshal. L. J., V. 62. HMC 5th 23

5 JHL 41, 62:

ORDERED, That *William Marsh*, Gentleman, a menial Servant to the Earl Marshal, being arrested and detained in Custody, contrary to the Privilege of Parliament, shall be forthwith released and set at liberty, upon Sight of this Order. And this shall be a sufficient warrant in that behalf.

“To the Sheriffs of *London*, and the Secondaries of both Compters.” 5 JHL 41 (May 4, 1642)

ORDERED, That *Wm. Marsh*, being brought up on a *Habeas Corpus* this Day to this House, shall be released of his present Restraint. 5 JHL 62 (May 13, 1642)

**HLRO, Main Papers, HL Papers, 12 Nov. 1641 to 13 July 1642
Addenda**

Petition of William Marsh on piece of parchment 12 inches high by 14 inches wide. Illegible.

Return on piece of parchment 5¼ inches high by 13 inches wide. Illegible.

HLRO, Main Papers, HL Papers, 6 May 1642 to 18 May 1642

May 12 note respecting William Marsh's discharge.

HL/PO/JO/10/1/121

Statement that William Marsh, arrested at the suit of Thomas Harrison and Mrs Stoiner, is receiver general to the Lord Marshal and Lord Mowbray; his discharge is desired. 4 May 1642

HL/PO/JO/10/1/122

Note respecting the discharge of William Marsh, menial servant to the Lord Marshal. 13 May 1642

Petition of Ralph Skipwith (H.L. 1642), May 27, 1642

Petition

HM Servant

Discharged

HMC

JHL

HL/PO/JO/10/1/123

HMC 5th 25:

May 27. Petition of Ralph Skipwith, Esq., His Majesty's servant in ordinary; complains of arrest, in breach of privilege, by order of Dame Bridgett Kingsman for pretended trespass, and prays for reparation. L. J., V. 86.

5 JHL 86:

ORDERED, That Mr. *Skipwith*, Servant in Ordinary to the King, being arrested contrary to the Privilege of Parliament, shall be forthwith released and discharged. 5 JHL 86 (May 27, 1642)

HL/PO/JO/10/1/123

Petition of Ralph Skipwith, His Majesty's servant in ordinary; complains of arrest, in breach of privilege, by order of Dame Bridgett Kingsman for pretended trespass. 27 May 1642

Petition of Thomas and Symon Ostbaldston (H.L. 1642), May 30, 1642

Petition

“To the Right Honourable the Lords Assembled in Parliament”

HM Servants

“pray . . . your petitioners may be enlarged”

Nothing on discharge

HMC

JHL

HLRO

HMC 5th 25:

May 30. Petition of Thomas and Symon Osbaldeston, His Majesty’s sworn servants; have been arrested for pretended debts, contrary to privilege, by Thomas Bunting, of Greenwich, vintner, and others; pray for discharge. L. J., V. 92.

Annexed:–

- 1. Petition of David Ramsey, one of His Majesty’s servants in ordinary; has been arrested by his creditors, and is now prisoner in the Gatehouse, though large arrears of pay are due him from his Majesty; prays that he may have the like protection which has been granted to Osbaldeston and others. (Undated.) HMC 5th 25**

5 JHL 92:

The Petition of *Thos. Ostbalston and Symon Ostbalston* was read; shewing, “That they, being Servants in Ordinary to the King, are arrested, contrary to the Privilege of Parliament.” 5 JHL 92 (May 30, 1642)

HLRO, Main Papers, HL Papers, 19 May 1642 to 3 June 1642

Petition of Thomas and Symon Osbaldeston on piece of parchment 9 inches high by 7½ inches wide. Superscription: “To the Right Honourable the Lords Assembled in Parliament”. “The Humble Petition of Thomas Osbaldeston, One of His Majesty’s Serjeants at Arms, and of Symon Osbaldeston, Another, Who Humbly Show”. “pray . . . your petitioners may be enlarged”. “And they will ever pray for the good success of all your honorable proceedings”. Signed by both petitioners. Copy.

Annexed to the petition is a copy of an undated Petition of David Ramsay, Esq., which is on a piece of parchment 12½ inches high by 16 inches wide. Text: 10 inches high by 9½ inches wide. Superscription: “To the Right Honourable the Lords Assembled in Parliament”. “The Humble Petition of David Ramsay, Esq. One of His Majesty’s Servants in Ordinary”. “Humbly Sheweth”. “And your petitioner shall ever pray for the good success of all your honorable proceedings”. Signed. Copy.

Petition of John Copley (H.L. 1642), Aug. 15, 1642

**No petition
Servant
Discharged
HMC
JHL
HLRO**

HMC 5th 43:

Aug. 15. Letter from the Earl of Mulgrave to Earl of Holland. One Copley, an old servant of mine, has, notwithstanding a protection given by myself, been arrested and is detained contrary to our privilege. I pray your Lordship to move the House that he be set at liberty and freed to follow my occasions. L. J., V. 289.

5 JHL 289:

ORDERED, That *Copley*, a Servant of the Earl of *Mulgrave*, is arrested, contrary to the Privilege of Parliament; ORDERED, That he shall presently be released. 5 JHL 289 (Aug. 15, 1642)

HLRO, Main Papers, HL Papers, 10 Aug. 1642 to 26 Aug. 1642

Aug. 15 letter from Earl of Mulgrave to Earl of Holland: Copley, an old servant of mine, has notwithstanding his

**protection been arrested and is detained contrary to privilege.
Please move the House that he be set free.**

**HLRO, Main Papers, HL Papers, 20 Feb. 1644/5 to 7 Mar.
1644/5**

**Aug. 15 discharge order for John Copley directed to
Keeper of Gatehouse or his deputy signed, "J. Browne":
"Whereas John Copley a servant of the Earl of Mulgrave is
arrested and imprisoned contrary to the privilege of Parliament,
It is ordered by the Lords in Parliament, that the said John
Copley be forthwith released and set at liberty". Copy.**

Petition of Edward Sanderford (H.L. 1642), Aug. 25, 1642

Petition

“To the Right Honourable the Lords Assembled in the High Court of Parliament”

Nothing on discharge

HMC

JHL

HLRO

HL/PO/JO/10/1/131

HL/PO/JO/10/1/132

HMC 5th 44:

Aug. 25. Petition of Edward Sanderford. Was committed to the Fleet on Monday on a charge of having been hired to kill the Earl of Essex. Prays for his discharge. L. J., V. 321.

Annexed:—

- 1. Similar petition of same to Earl of Essex.**
- 2. Examination of Edward Sanderford, tailor, taken before Lord Chief Justice Brampton. Denies that he was set on by any man to kill the Earl of Essex, or that it was ever in his thought to do so. 27 August 1642. See L. J., V. 334.**

5 JHL 321, 334:

The House was informed, “That one *Edward Sanderford*, a Taylor, was hired to kill the Earl of Essex; and that he was to be

allowed Three Shillings and Six Pence *per Diem*, until he had effected it; who, being in Prison upon the Examination of the said Business, petitioned now the Lords for his Releasement.

ORDERED, That the Lord Chief Justice of the King's Bench shall send his Warrant, to have the said *Sanderford* brought before him; who, having examined the Truth of the Business, shall report the same to the House. 5 JHL 321 (Aug. 25, 1642)

Upon the Report of the Lord Chief Justice, of the Examination of *Sanderford*; It is **ORDERED**, That the Business shall be heard at this Bar To-morrow; and the Party and Witnesses shall be summoned to appear. 5 JHL 334 (Sept. 1, 1642)

HLRO, Main Papers, HL Papers, 10 Aug. 1642 to 26 Aug. 1642

Petition of Edward Sanderford on piece of parchment 15 inches high by 11½ inches wide. Text: 11½ inches high by 5¾ inches wide. Superscription: "To the Right Honourable the Lords Assembled in the High Court of Parliament". "The Humble Petition of Edward Sanderford Prisoner in the Fleet". "Most Humbly Sheweth". "And the petitioner shall ever pray". Unsigned.

A second petition of Edward Sanderford on piece of parchment. Addressed to Robert, Earl of Essex.

HL/PO/JO/10/1/131

Petition of Edward Sanderford. Was committed to the Fleet on a charge of having been hired to kill the Earl of Essex. Prays for his discharge. 25 August 1642

Examination of Edward Sanderford, tailor, taken before Lord Chief Justice Brampton.

HL/PO/JO/10/1/132

Information of Robert Bumpus and John Ayerson of scandalous words spoken by Edward Sanderford against the Earl of Essex and others. 2 September 1642

Petition of Bartholomew Baker (H.L. 1643), July 22, 1643

Petition

Servant

Discharged

HMC

JHL

HL/PO/JO/10/1/154

HMC 5th 96:

July 22. Petition of Bartholomew Baker. Has been arrested contrary to privilege, being a menial servant to Lord Craven, who is now in France, and whose affairs will be much prejudiced by petitioner's restraint. Prays for discharge. L. J., VI. 144.

6 JHL 144:

Upon reading the Petition of *Barth. Baker*, complaining, "That he is arrested, contrary to the Privilege of Parliament, he being a menial Servant to the Lord *Craven*:" Hereupon, this House ORDERED, That he shall be released, and the Parties that arrested him shall be sent for, to appear before this House. 6 JHL 144 (July 22, 1643)

HL/PO/JO/10/1/154

Petition of Bartholomew Baker. Has been arrested contrary to privilege, being a menial servant to Lord Craven, who is now in France. 22 July 1643

Petition of Philip Thomas (H.L. 1643), Sept. 20, 1643

Petition

“To the Right Honourable the Lords in Parliament Assembled”

HM Servant

“pleased to give order for his your petitioner’s enlargement”

HMC

JHL

HLRO

HMC 5th 105, 108:

Sept. 20. Petition of Philip Thomas. Petitioner, one of His Majesty’s servants in ordinary, and messenger of the chamber, was employed to attend the Commissioners for charitable uses in the city of London, where he was arrested by two sergeants, John Burdett and John Duell, at the suit of William Tooley, for a pretended debt of 40£., alleged to have been due thirteen years, and is now detained prisoner in the King’s Bench, contrary to privilege. Prays for enlargement, and for reparation from those who arrested him. L. J., VI. 223.

Sept. 20. Order upon preceding, appointing a day for hearing the case. L. J., VI. 223. *In extenso.* HMC 5th 105

Oct. 7. Affidavit of Philip Thomas; that he served two sergeants, John Burdett and John Duell, who arrested him, contrary to privilege, with their Lordships’ order to appear, and that Leech, solicitor to Tooley, at whose suit petitioner was arrested, spoke contemptuously of the order. L. J., VI. 246.

Annexed:–

- 1. Affidavit of same, that Scriven, an attorney, told Burdett and Duell, they were base rogues if they appeared upon their Lordship's order.**
- 2. Similar affidavit of Gilbert Thomas. HMC 5th 108**

6 JHL 223, 246:

Upon reading the Petition of *Phillip Thomas*, Servant in ordinary to the King, complaining, “That he hath been arrested, contrary to the Privilege of Parliament, by *John Burdett* and *John Dewell*, Serjeants, at the Suit of *Wm. Tooley*, and is now imprisoned:” Hereupon it is ORDERED, That this House will hear both Sides on *Saturday* next; and the Keeper is to bring the said *Thomas* to this House at the same Time. 6 JHL 223 (Sept. 20, 1643)

Upon Information, “That *Phillip Thomas*, a Servant to the King in Ordinary, is arrested, contrary to the Privilege of Parliament, by *John Burdett* and *John Duell*, at the Suit of Mr. *Tooley*; and that *Scriven* and *Leech*, Solicitors, have spoken scandalous Words against this House;” Hereupon this House ORDERED, That the said *Burdett*, *Duell*, *Scriven*, and *Leech*, shall be attached, and brought before this House, to answer their several Offences. 6 JHL 246 (Oct. 7, 1643)

HLRO, Main Papers, HL Papers, 9 Sept. 1643 to 30 Sept. 1643

Petition of Philip Thomas on piece of parchment 11 inches high by 14³/₄ inches wide. Text: 7¹/₂ inches high by 6¹/₂ inches wide. Superscription: “To the Right Honourable the Lords in Parliament Assembled”. “The Humble Petition of Philip Thomas”. “Sheweth”. “pleased to give order for his your petitioner’s enlargement”. “And I shall ever pray etc.”

Sept. 20 order signed, “J. Browne”. “contrary to the privileges due unto His Majesty’s servants”. “It is this day ordered by the Lords in Parliament . . . bring him before their Lordships on Saturday next”.

HLRO, Main Papers, HL Papers, 20 Oct. 1643 to 24 Oct. 1643

Affidavit of Phillip Thomas.

Petition of John Hart (H.L. 1643), Oct. 10, 1643

Petition

“To the Right Honourable the Lords Assembled in Parliament”

HM Servant (Bargeman)

“will be pleased to grant him his Privilege of Parliament”

Nothing on discharge

HMC

HLRO

HL/PO/JO/10/1/158

HMC 5th 109:

Oct. 10. Petition of John Hart, one of His Majesty’s bargemen; complains of having been unjustly arrested for debt by Thomas Blacklyn, a sergeant, at the suit of Hugh Busbye, a wood monger in London; prays that he may have privilege of Parliament.

Annexed:–

- 1. Certificate of Nowell Warner and others that Hart is a sworn servant of His Majesty.**

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Petition of John Hart on piece of parchment 15½ inches high by 11¾ inches wide. Text: 7½ inches high by 6½ inches wide. Superscription: “To the Right Honourable the Lords Assembled in Parliament”. “The Humble Petition of John Hart,

one of His Majesty's Bargemen." "Shewth That". "will be pleased to grant him his Privilege of Parliament". "And your petitioner shall ever pray for your Lordships etc."

HL/PO/JO/10/1/158

Petition of John Hart, one of His Majesty's bargemen; complains of having been unjustly arrested for debt by Thomas Blacklyn, a sergeant, at the suit of Hugh Busbye, a woodmonger in London. 10 October 1643

Petition of Ralph Oldham (H.L. 1644), Nov. 29, 1644

Petition

“To the Right Honourable the Lords Assembled in Parliament”

Servant

Prays that he may be brought before the House by writ of habeas corpus

Hereupon this House ORDERED, That he shall be forthwith released from his Restraint, and set at Liberty; and he being in Execution, it is ORDERED, That the Clerk of the Crown issue out a *Habeas Corpus*, for discharging him

Writ of habeas corpus

Next, *Oldham* was brought to the Bar, by a *Habeas Corpus*, directed from this House: and immediately, he was discharged, by Order of the House, from his Imprisonment, by Privilege of Parliament, he being in the Service of the Parliament, under Command of the Earl of *Denbigh*

HMC

JHL

HLRO

HL/PO/JO/10/4/8

HL/PO/JO/10/1/176

HMC 6th 36, 37:

Nov. 29. Petition of Ralph Oldham. Is one of the Life Guard of the Earl of Denbigh, but has, contrary to privilege, been arrested as bail for one Auslo, at the suit of Nathan

Wright, though Auslo is in the custody of Sir John Lenthall. Prays that he may be brought before the House by writ of habeas corpus, and that Wright and the sheriffs of Middlesex may be called upon to answer for their contempt. L. J., VII. 77. HMC 6th 36

Dec. 5. Writ of Habeas Corpus for bringing Ralph Oldham before the House. L. J., VII. 88. HMC 6th 37

7 JHL 77, 88:

Upon reading the Petition of *Ralph Oldham*, One of the Life Guards to the Earl of *Denbigh*; complaining, “That hath been lately arrested, at the Suit of *Nathan Wright*; and desires that he may enjoy that Privilege, as others do, who are in the present Service of the Parliament.” Hereupon this House ORDERED, That he shall be forthwith released from his Restraint, and set at Liberty; and he being in Execution, it is ORDERED, That the Clerk of the Crown issue out a *Habeas Corpus*, for discharging him. 7 JHL 77 (Nov. 29, 1644)

Next, *Oldham* was brought to the Bar, by a *Habeas Corpus*, directed from this House: and immediately, he was discharged, by Order of the House, from his Imprisonment, by Privilege of Parliament, he being in the Service of the Parliament, under Command of the Earl of *Denbigh*. 7 JHL 88 (Dec. 5, 1644)

HLRO, Main Papers, HL Papers, 7 Nov. 1644 to 4 Dec. 1644

Petition of Ralph Oldham on piece of parchment. Superscription: “To the Right Honourable the Lords Assembled in Parliament”.

Dec. 5 writ of habeas corpus to bring Ralph Oldham before the Court.

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Writ of habeas corpus on parchment strip 1½ inches high by 13½ inches wide. Illegible.

Return on piece of parchment 8¼ inches high by 13½ inches wide. Return on piece of parchment is addressed to “magnatibus and proceribus in supriori dom parliamenti apud Westm assemblat”.

HL/PO/JO/10/4/8

Writ of Habeas Corpus for bringing Ralph Oldham before the House. 5 December 1644

HL/PO/JO/10/1/176

Petition of Ralph Oldham. Is one of the Life Guard of the Earl of Denbigh, but has, contrary to privilege, been arrested as bail for one Auslo, at the suit of Nathan Wright. 29 November 1644

Petition of David Ramsey (H.L. 1644/5), Jan. 8, 1644/5

Petition

“To the Honourable the Lords Assembled in the High Court of Parliament”

HM Servant

“Most humbly wants your Lordships’ order for his enlargement”

“Nothing done in it.”

HMC

HLRO

HL/PO/JO/10/1/178

HMC 6th 41-42:

Jan. 8. Petition of David Ramsey, Esq., one of His Majesty’s servants in ordinary. Arrears for fees, bills, and wages are due to petitioner from the King and Prince, amounting to about 2,000£., but payment he forbears to request until the times are settled better; yet, having lost the favour of the King and Prince by his residence in London, and having been cast into prison by his unmerciful creditors, who have ample security for their money, he prays for enlargement in accordance with the annexed orders, etc., in favour of the King’s servants. Noted, “Nothing done in it.”

Annexed:–

- 1. Copy of Act I Jac. cap. 13, respecting privilege of Parliament.**

- 2. Copy of order of 26 Jan. 1643-4 for attachment of Thomas Overman and others, who have arrested Henry Middleton, a servant in ordinary to His Majesty.**
- 3. Letter from Ramsey to the Earl of Manchester, praying the Earl to obtain an answer to his petition.**

HLRO, Main Papers, HL Papers, 1 Jan. 1644/5 to 23 Jan. 1644/5

Petition of David Ramsey on piece of parchment 15½ inches high by 7 ½ inches wide. Superscription: “To the Honourable the Lords Assembled in the High Court of Parliament”. “Most humbly wants your Lordships’ order for his enlargement”. “And he will ever pray”. Signed.

On annexed document written: “Nothing done in it.”

HL/PO/JO/10/1/178

Petition of David Ramsey, one of His Majesty’s servants in ordinary. Having being cast into prison by his unmerciful creditors, who have ample security for their money, he prays for enlargement. 8 January 1645

Petition of Peter Alston (H.L. 1644/5), Feb. 13, 1644/5

Petition

“To the Right Honourable the Lords in the High Court of Parliament Assembled”

In Service of Parliament serving under Col. Martin, Governor of Aylesbury

“and grant him an order for his enlargement”

Writ of habeas corpus

Return

Brought to bar and discharged

HMC

JHL

HLRO

HL/PO/JO/10/4/8

HMC 6th 46, 48, 49:

Feb. 13. Petition of Peter Alston, gent., prisoner in Newgate. Petitioner while serving under Colonel Martin, Governor of Aylesbury, was sent to London in charge of Colonel Busbrigg and other prisoners, and as he was returning, was arrested at the suit of his mother-in-law, Katharen Alston, and hurried to prison; and this was done though she knew his employment. She is a malignant, desires petitioner’s ruin, and has a protection from the Queen; and since she heard he had applied to Parliament she has moved her lodging, and lives obscurely. Prays for enlargement that he may return to service,

his only provision for himself, his wife, and children. L. J., VII. 191.

Annexed:—

1. Affidavit of Robert Sharpe, that he has been unable to serve the order of the House upon Katharen Alston, as he cannot find out where she is. 17 Feb. HMC 6th 46

Feb. 25. Writ of Habeas Corpus for Peter Alston. Noted, “Peter Alston within mentioned was brought to the bar and discharged by order.” L. J., VII. 241. HMC 6th 48

March 3. Petition of Clara, wife of Peter Alston. Her husband, notwithstanding the order of the House for his discharge, is still detained in Newgate by the keeper until his fees are paid, amounting to 55s., at 3s. 6d. per week, though, as she is informed, the statutory fee is only 2d. a night. She has sold everything, even to her bed, to try and raise the money, and prays that the keeper may be called upon to answer for his contempt of the order of the House. Noted, Read, nothing done. HMC 6th 49

7 JHL 191, 241:

Upon reading the Petition of *Peter Alston*, Gentleman, now a Prisoner in *Newgate*; being in the Service of the Parliament, under Colonel *Martin*, Governor of *Alsebury*, and arrested by *Katherin Alston*, Widow, his Mother in Law; and considering he is in immediate Service of the Parliament, desires their Lordships would please to taken his Condition into Consideration.

Hereupon it is ORDERED, That the said Mrs. *Alston* shall have Copy of this Petition, and return an Answer on *Monday* next to this House; and then further Consideration shall be had thereof. 7 JHL 191 (Feb. 13, 1644/5)

This Day *Alston* was brought to the Bar, by a *Habeas Corpus*, and released by Order of this House. 7 JHL 241 (Feb. 25, 1644/5)

HLRO, Main Papers, HL Papers, 10 Feb. 1644/5 to 19 Feb. 1644/5

Petition of Peter Alston on piece of parchment 15½ inches high by 11½ inches wide. Text: 8 inches high by 6½ inches wide. Superscription: “To the Right Honourable the Lords in the High Court of Parliament Assembled”. “The Humble Petition of Peter Alston, Prisoner in Newgate.” “and grant him an order for his enlargement”. “And as in duty bound shall ever pray etc.” Signed.

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Feb. 25 writ of habeas corpus on parchment strip 11½ inches high by 14½ inches wide. Illegible.

Return on piece of parchment 4½ inches high by 14½ inches wide. Return is addressed to “magnatibus and proceribus in supriori dom parliamenti apud Westm”.

HL/PO/JO/10/4/8

Writ of Habeas Corpus for Peter Alston. Noted “Peter Alston within mentioned was brought to the bar and discharged by order.” 25 Feb 1645

Petition of John Copley (H.L. 1644/5), Feb. 24, 1644/5

Petition

“To the Right Honourable the Lords Assembled in Parliament”

Servant

“to give order that the Keepers of Wood-Street Compter do forthwith set your petitioner at liberty”

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/181

HMC 6th 48:

Feb. 24. Petition of John Copley, prisoner in Wood Street Compter. Is and has long been a menial servant of the Earl of Mulgrave, from whom he holds a protection; but upon Wednesday last petitioner was arrested at the suit of Shipp, a tailor, in Convent Garden. The House has before recognized his protection and freed him from arrest, and he therefore prays for an order for his discharge, and for the punishment of those who arrested him contrary to privilege. L. J., VII. 240.

Annexed:—

- 1. Copy of Order to the Keeper of the Gate House to release Copley, arrested contrary to privilege. 15 August 1642.**
- 2. Copy of order for attachment of Wm. Stile, at whose suit Copley was arrested. 15 August 1642.**

3. Memoranda respecting a previous arrest of Copley.

7 JHL 240:

Upon reading the Petition of *John Copley*, a menial Servant to the Earl of *Mulgrave*; shewing, That he is arrested, by Two Serjeants at the Mace, at the Suit of one *Shipp*, a Taylor, contrary to the Privilege of Parliament:" It is ORDERED, That the said *Copley* be released from his present Imprisonment, and enjoy the Privilege of Parliament; and the said *Shipp* and *Nic. Walgrave*, and *John Emms*, Serjeants, shall appear before this House, to answer the said Arrest, the Protection being shewed to them before the Arrest. 7 JHL 240 (Feb. 24, 1644/5)

HLRO, Main Papers, HL Papers, 20 Feb. 1644/5 to 7 Mar. 1644/5

Petition of John Copley on piece of parchment 12½ inches high by 15½ inches wide. Text: 11½ inches high by 7½ inches wide. Superscription: "To the Right Honourable the Lords Assembled in Parliament". "The Humble Petition of John Copley". "Humbly showing". "to give order that the Keepers of Wood-Street Compter do forthwith set your petitioner at liberty". "And your petitioner as in duty bound shall daily pray for your lordships". Signed.

Annexed to the Petition is copy of Aug. 15, 1642 discharge order for John Copley directed to Keeper of Gatehouse or his deputy signed, "J. Browne": "Whereas John Copley a servant of the Earl of Mulgrave is arrested and imprisoned contrary to

the privilege of Parliament, It is ordered by the Lords in Parliament, that the said John Copley be forthwith released and set at liberty”.

HL/PO/JO/10/1/181

Petition of John Copley, prisoner in Wood Street Compter, a menial servant of the Earl of Mulgrave. Petitioner was arrested at the suit of Shipp, a tailor, in Covent Garden, contrary to privilege. 24 February 1645

Petition of Michael Gatward (H.L. 1645), Mar. 29, 1645

Petition

“To the Right Honourable the Lords Assembled in the House of Peers in the High Court of Parliament”

Servant

Prays for enlargement

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/182

HMC 6th 52:

March 29. Petition of Michael Gatward, servant to the Right Honourable Bazil Earl of Denbigh. Complains of arrest by Edmund Gunsmith and another bailiff, notwithstanding he has a protection from the Earl. Prays for enlargement. L. J., VII. 291.

7 JHL 291:

The Petition of *Michaell Gatward*, Servant to the Earl of *Denbigh*, was read; and upon reading an Affidavit of *Angelo Stoner*, complaining, “That the said *Gatward* was lately arrested, by one *Edmond Gunsmith* and another with him, as Marshal’s Men, though the Protection of the Earl of *Denbeigh* was shewed to them before he was arrested; yet, in Contempt of said

Protection, they arrested him, and carried him to the Prison of the Marshal's Court."

Hereupon it is ORDERED, That the said *Michaell Gatward* shall be presently released from his Imprisonment, and be allowed the Privilege of Parliament, as a Servant of the Earl of *Denbigh*; that the Bailiffs that arrested him, and the Person at whose Suit he was arrested, shall be attached as Delinquents, and brought before this House, to answer the same. 7 JHL 291 (Mar. 29, 1645)

HLRO, Main Papers, HL Papers, 10 Mar. 1644/5 to 31 Mar. 1645

Petition of Michael Gatward on piece of parchment 10½ inches high by 16 inches wide. Text: 10½ inches high by 8 inches wide. Superscription: "To the Right Honorable the Lords Assembled in the House of Peers in the High Court of Parliament". "The Humble Petition of Michael Gatward Servant to the Right Honorable Basill Earl of Denbeigh". "Sheweth". Seeks enlargement. "And your petitioner shall pray etc."

HL/PO/JO/10/1/182

Petition of Michael Gatward, servant to the Right Honourable Bazil Earl of Denbigh. Complains of arrest by Edmund Gunsmith and another bailiff 29 March 1645

Petition of Col. Peter Stepkin (H.L. 1645), Mar. 29, 1645

Petition

“To the Right Honorable the Lords Assembled in Parliament”

“give order for his present enlargement”

That in regard the said Colonel *Stepkin* is in actual Employment in the Parliament’s service, he shall be released from his Imprisonment concerning this Business, within Six Days just Cause be not shewed to this House to the contrary

Writ of habeas corpus

Return

It is ORDERED, That the said Colonel *Stepkins* shall be released from his Imprisonment according to the former Order of this House, and have his Privilege as one in Actual Service of the Parliament, for what concerns his Debts

Next, Col. *Stepkin* was brought to the Bar by a *Habeas Corpus*, and was thereupon released, according to the Virtue of former Orders; and, upon the reading of the *Habeas Corpus*

HMC

JHL

HLRO

HL/PO/JO/10/1/182

HL/PO/JO/10/1/184

HL/PO/JO/10/1/206

HMC 6th 52, 55:

March 29. Petition of Peter Stepkin, a prisoner in the Compter in Wood Street. For about two years petitioner has been in the service of Parliament in the garrison of Stafford, but having been summoned to town as a witness in the Earl of Denbigh's business against some of the Committee of Stafford, he has been arrested by his creditors, who on account of the times, put an extraordinary value upon their commodities. Prays for enlargement till he shall be better able to satisfy his creditors. L. J., VII. 291.

April 3. Petition of Colonel Peter Stepkins. Petitioner being summoned from his command in Staffordshire by their Lordships' order, came to town and was, upon a trespass, committed to the Compter prison in Wood Street by Sir John Wollaston. Having found sufficient surety he was discharged, but during his imprisonment several actions of debt were charged upon him. Prays that he may have his enlargement, and that the keepers of the Compter prison may be sent for to answer their misdemeanor in detaining petitioner after he was discharged of the trespass. L. J., VII. 302.

Annexed:—

1. Sir John Wollaston's order for petitioner's release. 25 March 1645.

2. Copy of order for Colonel Stepkins' release. 29 March 1645. HMC 6th 52

April 17. Writ of habeas corpus for production of Colonel Peter Stepkin. L. J., VII. 323. HMC 6th 55

7 JHL 291, 302, 323:

Upon reading the Petition of *Peter Stepkin*, Colonel; shewing, “That he being served, Two Months since with a Warrant from this House, to be a Witness for the Earl of *Denbighe’s* Business, and he coming to *London*, was arrested.”

It is ORDERED, That in regard the said Colonel *Stepkin* is in actual Employment in the Parliament’s service, he shall be released from his Imprisonment concerning this Business, within Six Days just Cause be not shewed to this House to the contrary. 7 JHL 291 (Mar. 29, 1645)

Upon reading the Petition of *Raystricke*; complaining, “That Colonel *Peter Stepkin* hath dangerously wounded his Wife; and desires he may be permitted to take the Benefit of the Law against him for it.”

It is ORDERED, That the said Colonel *Stepkins* shall be released from his Imprisonment according to the former Order of this House, and have his Privilege as one in Actual Service of the Parliament, for what concerns his Debts; but as concerning his wounding of *Jane Raystricke*, this House leaves him to be proceeded against according to the Law, and as he hath put in Security before *Sir John Wollaston* so to do. 7 JHL 302 (Apr. 3, 1645)

ORDERED, That a *Habeas Corpus* be issued out, to bring Colonel *Stepkins* before this House, *Corpus cum Causa*, that so he may be delivered from his Imprisonment by this House. 7 JHL 308 (Apr. 5, 1645)

Next, Col. *Stepkin* was brought to the Bar by a *Habeas Corpus*, and was thereupon released, according to the Virtue of former Orders; and, upon the reading of the *Habeas Corpus*, it was found that the Writ did mention *Sir Robt. Heath* to be Chief

Justice of the King's Bench; of which the House [is very sensible], and thought it fit it should be taken into Consideration, he being a Person that was excepted in the Propositions for Peace, and hath deserted the Parliament; and the Houses having declared all Places and Offices void that have been granted by the King since His going away from the Parliament.

It is ORDERED, That Mr. Whiswhicke , with whose Name the *Habeas Corpus* is signed, shall attend this House To-morrow Morning, and the Business shall be taken in further Consideration. 7 JHL 323 (Apr. 17, 1645)

HLRO, Main Papers, HL Papers, 10 Mar. 1644/5 to 31 Mar. 1645

Petition of Peter Stepkin on piece of parchment 14³/₄ inches high by 11 ¹/₂ inches wide. Text: 7¹/₂ inches high by 5¹/₂ inches wide. Superscription: "To the Right Honorable the Lords Assembled in Parliament". "The Humble Petition of Peter Stepkin, a Prisoner in the Compter in Wood Street". "Sheweth". "give order for his present enlargement". "And as in duty bound he shall pray etc." Unsigned.

Apr. 17 writ of habeas corpus for production of Col. Peter Stepkin on piece of parchment 1³/₄ inches high by 14 inches wide. Text: 7¹/₂ inches high by 5¹/₂ inches wide.

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Apr. 17 writ of habeas corpus for production of Col. Peter Stepkin on parchment strip 1¾ inches high by 14 inches wide. “magnatibus and proceribus in supriori dom parliamenti apud Westm assemblat”. Signed, “Bolles, J.”. Faded. Partially illegible.

Return on piece of parchment 8½ inches high by 10 inches wide. Partially illegible.

HL/PO/JO/10/1/182

Petition of Peter Stepkin, prisoner in the Compter in Wood Street. Petitioner having been summoned to town as a witness in the Earl of Denbigh's business against some of the Committee of Stafford, he has been arrested by his creditors. 29 March 1645

HL/PO/JO/10/1/184

Petition of Robert Raystricke. Complains that Colonel Peter Stepkin came to his house with Mr William Bramston and assaulted and dangerously wounded his wife, for which offence the colonel is justly imprisoned, nevertheless the colonel has obtained an order to be released. 3 April 1645

HL/PO/JO/10/1/206

Petition of Robert Raystrick and Jane, his wife. Petitioners have obtained judgment and damages against Peter Stepkin for assault. 28 May 1646

HL/PO/JO/10/4/8

**Writ of habeas corpus for production of Colonel Peter Stepkin.
17 Apr 1645**

Petition of William Wells (H.L. 1645), Apr. 2, 1645

Petition

“To the Right Honorable the House of Peers in Parliament Assembled”

“and to order him to take the said security or to otherwise take order for your petitioner’s discharge out of prison”

Nothing on relief

HMC

JHL

HLRO

HL/PO/JO/10/1/184

HMC 6th 52:

April 2. Petition of Lieutenant William Wells. Complains that he has been arrested by one Arnold, a brewer in Westminster, and imprisoned in the Gatehouse, notwithstanding his commission and his several proffers to give Arnold security for his debt. Prays for his discharge, in order that he may be enabled to perform the duties of his commission. L. J., VII. 299.

7 JHL 299:

Upon reading the Petition of Lieutenant *Wm. Wells*, being in actual Service of the Parliament; complaining, “That he is arrested, at the Suit of one *Arnold*, a Brewer, in *Westm.* therefore desires to be released of his Imprisonment in *The Gatehouse.*”

It is ORDERED, That the said *Arnold* shall appear before this House To-morrow Morning; and then the said Lieutenant *Wells* shall be brought hither, that so this House may hear both Sides, and give further Directions therein. 7 JHL 299 (Apr. 2, 1645)

HLRO, Main Papers, HL Papers, 1 April 1645 to 14 Apr. 1645

Petition of William Wells on piece of parchment 16 inches high by 11¾ inches wide. Text: 7¾ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the House of Peers in Parliament Assembled”. “Humbly Sheweth”. “His humble request that your Lordships would be pleased to send for the said Arnold before your Lordships and to order him to take the said security or to otherwise take order for your petitioner’s discharge out of prison”. “And he shall ever pray etc.”

HL/PO/JO/10/1/184

Petition of Lieutenant William Wells. Complains that he has been arrested by one Arnold, a brewer in Westminster, and imprisoned in the Gatehouse. 2 April 1645

Petition of Capt. Peter Cannon (H.L. 1645), Apr. 9, 1645

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

“Humbly therefore prays your good lordships to give special order for your petitioner’s enlargement”

Nothing on relief

HMC

HLRO

HL/PO/JO/10/1/184

HMC 6th 53:

April 9. Petition of Captain Peter Cannon. Has served the Parliament ever since the war began in places of great trust, and is now about 500£. in arrear of his pay. Has been arrested at the suit of Mrs. Woodman, notwithstanding his protection from the Lord General. Prays a speedy order for his enlargement. HMC 6th 53

HLRO, Main Papers, HL Papers, 1 April to 14 April 1645

Petition of Captain Peter Cannon on piece of parchment 16 inches high by 12½ inches wide. Text: 7¾ inches high by 5¾ inches wide. “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Captain Peter Cannon”. “Sheweth”. “Humbly therefore prays your good lordships to give special order for your petitioner’s enlargement”. “And he

shall as in duty bound ever pray for your Lordships etc.”
Signed.

HL/PO/JO/10/1/184

Petition of Captain Peter Cannon. Petitioner is now about £500 in arrear of his pay. Has been arrested at the suit of Mrs. Woodman, notwithstanding his protection from the Lord General. 9 April 1645

Petition of Edward Herbert (H.L. 1645), Apr. 11, 1645

Petition

**“To the Right Honorable the Lords in Parliament Assembled”
“to grant him libertie according to the privilege of Parliament
to attend his Lordship’s affairs”**

**ORDERED, that the said *Edward Herbert* shall be released from
his present Arrest, and have the Privilege of Parliament, as
being appointed by his Father to solicit and follow his Affairs**

HMC

JHL

HLRO

HL/PO/JO/10/1/184

HMC 6th 54:

**April 11. Petition of Edward Herbert. Prays for an order
for his discharge, having been arrested by one Vanley, a tailor.
L. J., VII. 314. *In extenso.***

7 JHL 314:

**Upon reading the Petition of *Edward Herbert*, Esquire,
Second Son of Lord *Herbert of Cherbury*; shewing, “That he is
indebted unto one *Vanley*, a Taylor, for Cloaths; and, having no
present Monies to satisfy him, did give him Security, at his
Desire, by entering into a Bond of One Hundred Pounds, unto
one *Thomas Major*, for the Use of the said *Vanley*, who hath now
arrested the Petitioner, who hath been, and still is, employed by**

his Father, to solicit and attend his Business and Affairs: Therefore humbly prayeth, in regard he cannot for the present, by reason of the Misery of the Times, pay the said Taylor his Debt, which otherwise would willingly have done rather than have troubled their Lordships; and prayeth, that he may, by Order of this House, have his Liberty granted him, according to the Privilege of Parliament, to attend his Affairs.”

Hereupon this House ORDERED, that the said *Edward Herbert* shall be released from his present Arrest, and have the Privilege of Parliament, as being appointed by his Father to solicit and follow his Affairs. 7 JHL 314 (Apr. 11, 1645)

HLRO, Main Papers, HL Papers, 1 April 1645 to 14 Apr. 1645

Petition of Edward Herbert on piece of parchment 7 inches high by 11¾ inches wide. Text: 7 inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of Edward Herbert Esq.” “Sheweth”. “to grant him libertie according to the privilege of Parliament to attend his Lordship’s affairs”. “And he shall pray etc.” Signed twice.

HL/PO/JO/10/1/184

Petition of Edward Herbert. Prays for an order for his discharge, having been arrested by one Vanley, a tailor. 11 April 1645

Petition of Lt. Col. James Acheson (H.L. 1645), Apr. 23, 1645

Petition

“To the Right Honorable The Lords Assembled in Parliament”

Arrears

“humbly prays your Lordships to discharge him out of prison and that he may receive his arrears”

It is ORDERED, That in regard the Petitioner is in Service of the State, he shall be released from his present Restraint; and that the Debt shall be paid out of the First Monies he receives of his Arrears

HMC

JHL

HLRO

HL/PO/JO/10/1/185

HMC 6th 55:

April 23. Petition of James Acheson, Lieutenant-Colonel. Prays for discharge, having been arrested for a debt which he is unable to pay for want of his arrears. L. J., VII. 331.

7 JHL 331:

Upon reading the Petition of *James Acheson*, Lieutenant Colonel; shewing, “That he hath served the State of *England*, under Sir *John Meldram*; that there is due unto him One Hundred Pounds, Ten Shillings; yet he is arrested for Thirteen Pounds, upon a Bond, and detained in Prison by one *Clinckard*,

a Bailiff, in *West.* and is not able to satisfy his Debt, for Want of his Arrear.”

It is ORDERED, That in regard the Petitioner is in Service of the State, he shall be released from his present Restraint; and that the Debt shall be paid out of the First Monies he receives of his Arrears. 7 JHL 331 (Apr. 23, 1645)

HLRO, Main Papers, HL Papers, 15 Apr. 1645 to 30 Apr. 1645

**Petition of Lt. Col. James Acheson on piece of parchment 11³/₄ inches high by 14³/₄ inches wide. Text: 7³/₄ inches high by 5³/₄ inches wide. Superscription: “To the Right Honorable The Lords Assembled in Parliament”. “The Humble Petition of James Acheson Lt. Col.” “Sheweth”. “humbly prays your Lordships to discharge him out of prison and that he may receive his arrears”. “And your petitioner shall pray etc.”
Signed.**

HL/PO/JO/10/1/185

Petition of James Acheson, Lieutenant-Colonel. Prays for discharge, having been arrested for a debt which he is unable to pay for want of his arrears. 23 April 1645

Petition of Thomas Townsende, (H.L. 1645), May 8, 1645

4 JHL 464

7 JHL 360, 363, 364

Complaint being made this Day, “That *Thomas Townsende*, a menial Servant of the Earl of *Denbigh*, and one specially employed in his Affairs, is arrested, contrary to the Privilege of Parliament, upon an Execution:” Hereupon it is ORDERED, That a *Habeas Corpus cum Causa*, returnable immediate, shall be directed to the Sheriffs of *London*, to bring the Body of the said *Thomas Townsende* before the Lords in Parliament; and that *Peter Bultiel*, at whose Suit he was arrested, and also *Hugh Osborne*, who arrested him, shall be sent for, to answer the said Contempt and Breach of the Privileges of Parliament. 4 JHL 464 (Dec. 7, 1641)

ORDERED, That *Thomas Tounsende*, a menial Servant of the Earl of *Denbigh*, being arrested contrary to the Privilege of Parliament, at the Suit of Mrs. *Hylord*, shall be forthwith released. 7 JHL 360 (May 8, 1645)

Upon reading the Petition of *Thomas Tounsende*; shewing, “That as, by Order of this House, he was to be released from his Restraint, being Servant to the Earl of *Denbigh*; which Order being served upon the Secondary of *Woodstreat Compter*, he denieth without a *Habeas Corpus* to release him thereupon.”

Whereupon it is ORDERED by this House, That, the said *Tounsend* being not upon Execution, but Mean Process, the Secondary of *The Compter* shall be sent for, to answer his Contempt to the Order of this House. 7 JHL 363 (May 10, 1645)

John Reading, Secondary to The Poultry Compter, was brought to this Bar, for refusing to obey the Order of this House, in releasing Tounesende, menial Servant to the Earl of Denbigh; and, upon his Submission to this House, he was discharged of further Attendance. 7 JHL 364 (May 10, 1645)

Petition of John Eaton (H.L. 1645), May 17, 1645

Petition (of army officer)

“To the Right Honorable the Lords Assembled in Parliament”

No debt is due

“that your petitioner may be discharged and returned to his employment”

Writ of habeas corpus cum causa

Nothing on relief

HMC

JHL

HLRO

HL/PO/JO/10/1/186

HMC 6th 59:

May 17. Petition of John Eaton, Ensign to Major Samuel Burgesse. Petitioner, being an officer of Colonel Birch’s regiment at Plymouth, obtained a pass from Lord Roberts to go into Kent and return again, but has been arrested at the suit of Elizabeth Tillesley, upon a judgment for debt most unduly obtained, where no debt is due. Prays for his discharge, in order that he may return to his employment. L. J., VII. 380.

Annexed:–

- 1. Pass signed by Lord Roberts, referred to in preceding. 4 Jan. 1644-5.**

7 JHL 380:

Upon reading the Petition of *John Eaton*, Ensign to Major *Sam. Burges*, who is arrested coming up to *London* about some Business of his own, and is to return to him Employment presently:

It is ORDERED, That a *Habeas Corpus cum Causa immediate* be directed to the Sheriffs of *London* and *Midd.* to bring the Body of the said *John Eaton* before the Lords in Parliament. 7 JHL 380 (May 17, 1645)

This Day *John Eaton*, in actual Service of the Parliament, was brought to the Bar, by a *Habeas Corpus*, and released from his Imprisonment. 7 JHL 422 (June 10, 1645)

HLRO, Main Papers, HL Papers, 1 May 1645 to 17 May 1645

Petition of John Eaton on piece of parchment 8½ inches high by 12½ inches wide. Text: 7 inches high by 6 ½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “Sheweth”. “Humbly prayeth . . . before your lordships and that your petitioner may be discharged and returned to his employment.” “And your petitioner shall ever pray”. Signed. Copy.

HL/PO/JO/10/1/186

Petition of John, Eaton, Ensign to Major Samuel Burgesse. 17 May 1645

Petition of Benjamin Worsley (H.L. 1645), May 30, 1645

Petition

“To the Right Honorable the Lords in the High Court of Parliament Assembled”

Arrears

Seeks discharge

Nothing on relief

HMC

JHL

HLRO

HL/PO/JO/10/1/187

HMC 6th 61:

May 30. Petition of Benjamin Worsley, Chirurgeon General of the whole army in Ireland. Prays for freedom from arrest until he is paid the arrears due him. L. J., VII. 401. *In extenso.*

7 JHL 401:

Upon reading the Petition of *Benjamin Worsley*; shewing, “He was employed in the Parliament’s Service for *Ireland*, as Chirurgeon General of the whole Army, and hath due for his Service the Sum of Four Hundred Pounds; and whereas the Petitioner, through the Defect of Supplies, was constrained there to take up some Necessaries, to the Value of Thirty Pounds, for Advance of the said Service, giving his Bond for the Payment of the said Money here in *London*: Therefore the Petitioner

desires, he being now arrested upon the said Bond, and like to lie in Execution, to his utter Undoing, that he may be enlarged till such Time as so much can be paid him.”

And this House Resolved, To have it made appear that so much is due to the petitioner as is alleged. 7 JHL 401 (May 30, 1645)

HLRO, Main Papers, HL Papers, 19 May 1645 to 4 June 1645

Petition of Benjamin Worsley on piece of parchment 14½ inches high by 11½ inches wide. Text: 7½ inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament Assembled”. “The Humble Petition of Benjamin Worsley”. “Humbly Sheweth”. “May it please your lordships”. “Humbly move it may be your Lordships’ pleasure to order . . . or issue out a command for his deliverance”. Signed. Copy.

HL/PO/JO/10/1/187

Petition of Benjamin Worsley, Chirurgion General of the whole army in Ireland. Prays for freedom from arrest until he is paid the arrears due to him. Lords Journals, VII. 401. In extenso. 30 May 1645

Petition of Col. Symon Rugeley and Col. Lewis Chadwicke (H.L. 1645), June 7, 1645

Petition set forth verbatim in JHL

“To the Right Honourable the Lords in Parliament Assembled”

Arrears

Writ of habeas corpus for Chadwicke

Return

Chadwicke brought to bar and discharged

It is ORDERED, That a *Habeas Corpus* be issued out, by the Clerk of the Crown, returnable *immediate*, to bring the said Colonel *Rugly* before this House.

Nothing on relief for Rugeley

HMC

JHL

HLRO

HL/PO/JO/10/1/216

HL/PO/JO/10/1/221

HL/PO/JO/10/1/188

HL/PO/JO/10/4/8

HMC 6th 63, 139-40:

June 7. Petition of Colonel Simon Rugeley, and Col. Lewis Chadwicke, complaining of Thos. Atkins for proceeding against them for a debt due to him from Col. Chadwicke, and praying for protection, on account of their services to the State and the great arrears due to them. L. J., VII, 417. *In extenso*.

Annexed:—

1. Copy of order upon preceding.
2. Petition of Gervase Bennett, of Derby. Has obtained a judgment against Colonel Simon Rugeley, and prays to have the benefit of it notwithstanding their Lordships' order for Rugeley's protection. (Undated.)

June 9. Writ of Habeas Corpus for bringing Col. Lewis Chadwicke to the Bar. L. J., VII. 420. HMC 6th 63

Nov. 14. Petition of Colonel Symon Rugeley. Complains that he has been arrested at the suit of Thomas Atkins, notwithstanding their Lordships' order for his protection until his arrears should be paid. Prays for discharge. L. J., VIII. 565. HMC 6th 139-40

7 JHL 417-18, 420:

“To the Right Honourable the Lords in Parliament assembled,

The humble Petition of Colonel *Symon Rudgeley* and Colonel *Lewis Chadwick*;

Humbly sheweth,

That, about Seven Years since, your Petitioners became Bail for one Colonel *James Chadwick*, in the King's Bench, for a pretended Debt of One Hundred and Fifty Pounds, due unto one *Thomas Atkins* Gentleman, for which there hath been Suits in Equity to be relieved against the said *Atkins*, and a Stay of Proceedings at Law hat been for many Years past, and no Proceedings against the said Colonel *James Chadwicke*, until of late he was arrested, upon a Judgement obtained against him in

these troublesome Times in his Absence, whereupon he was released, of which he never gave your Petitioners Notice; yet the said *Atkins*, through Mr. *Gregge* his Attorney advised him not to proceed against your Petitioners, hath taken out Execution against them, by the Instigation of one *Grewit* his new Attorney; your Petitioner, Colonel *Lewis Chadwick*, now arrested, and imprisoned thereupon by the Sheriffs of *Middlesex*, in *Westm.*

That your Petitioners have been commanded to attend the Committee of Both Kingdoms, to attend the Hearing of a Cause in Your Lordships House, prosecuted by the Earl of *Denbigh*, against some of the committee of *Stafford*; which, your Petitioners are assured, is a Plot in One of those Defendants to Keep your Petitioners from attending that Cause, being ready for Trial.

Your Petitioners therefore humbly pray, that, in respect your Petitioners have great Arrears due to them by the State, and are yet unsatisfied, and are not yet discharged from their Attendance on the Committee of both Kingdoms, each of them having been in actual Service ever since the First Beginning of these Troubles and are yet in Service for the State in the County of *Stafford*, where they have lost their Estates; that your Lordships will be pleased to Order, that your Petitioner Colonel *Lewis Chadwicke* be discharged from this Arrest; and that the said *Atkins*, and *Grevett* his Attorney may receive condign Punishment, for causing your Petitioner to be arrested, they knowing your Petitioner to be a Commander, and in actual Service; and that both

your Petitioners may have the Protection of this Honourable House, from any Arrests at the Suit of the said *Atkins*, or any others, until they be discharged of their Attendance here, and have their Arrears allowed unto them.

And your Petitioners, etc.,

SIMON RIGELY

LEWIS CHADWICKE.” JHL 417-18 (June

7, 1645)

This Day Colonel *Chadwicke* was brought by *Habeas Corpus* to this Bar, and upon that released. 7 JHL 420 (June 9, 1645)

8 JHL 565:

Upon reading the Petition of Colonel *Rugely*; complaining, “That he is arrested, by one *Atkins*, contrary to the Protection of this House, dated 7th *Junii*, 1645.”

And also upon reading the Petition of *Atkins*, shewing, “That the said Colonel *Rugely* is taken upon Execution for One Thousand Pounds.”

It is ORDERED, That a *Habeas Corpus* be issued out, by the Clerk of the Crown, returnable *immediate*, to bring the said Colonel *Rugly* before this House.

And it is referred to the Earl of *Kent* and the Earl of *Denbigh*, to mediate an End between them, if they can, that so the said *Atkins* may have Satisfaction. 8 JHL 565 (Nov. 14, 1646)

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Writ of habeas corpus to bring Lewis Chadwicke before the Upper House of Parliament on parchment strip 1¾ inches high by 13½ inches wide. “coram nobis magnatibus and proceribus in supriori domo parliamenti apud West assemblat”. Signed, “Bolles, J.” Partially illegible.

Return on piece of parchment 7½ inches high by 10½ inches wide. Illegible.

HL/PO/JO/10/1/216

Petition of Colonel Symon Rugeley. Complains that he has been arrested at the suit of Thomas Atkins, notwithstanding their Lordships’ order for his protection until his arrears should be paid. Prays for discharge. Lords Journals, VIII. 565. 14 November 1646

HL/PO/JO/10/1/221

Petition of Colonel Symon Rugeley, of Knigh-thorpe [Knight-Thorpe], in the county of Leicester. 6 January 1647

HL/PO/JO/10/1/188

Petition of Colonel Simon Rugeley, and Col. Lewis Chadwicke, complaining of Thos. Atkins. June 1645

HL/PO/JO/10/4/8

Writ of Habeas Corpus for bringing Colonel Lewis Chadwicke to the Bar. 9 Jun 1645

Petition of Capt. Edward Trelawney (H.L. 1645), June 14, 1645

Petition

“To the Right Honorable the Lords in the High Court of Parliament Assembled”

Arrears

“He therefore most humbly implores your Lordships that you would be graciously pleased to grant an order to your petitioner for a Habeas Corpus cum causa . . . for his enlargement”

Nothing on relief

HMC

JHL

HLRO

HL/PO/JO/10/1/188

HL/PO/JO/10/1/218

HMC 6th 64:

June 14. Petition of Captain Edward Trelawney, prisoner in Newgate. Petitioner received command of a company of foot raised at his own expense to serve under Sir William Waller, but was wrongfully accused before the Committee of Examinations and by them committed, but discharged of the 18th of March last; whilst under commitment he was charged in execution for debt, in order to debar him from judgment in a suit long depending before the House. Prays that he may be brought before the House by writ of Habeas Corpus, and have liberty to return to his command. L. J., VII. 430.

June 14. Order referring Captain Edward Trelawney's petition to the Earl of Kent and others. L. J., VII. 431.

Annexed:—

1. Copy of order of the Lords to whom the matter was referred, dated July 1st, for the parties to appear before them between seven and eight the following morning in the Lobby room next the House of Lords.

7 JHL 430-31:

Upon reading the Petition of *Edw. Trelawny*; shewing, "That he, being in actual Service of the Parliament, is laid up in *Newgate*, upon an Execution; therefore desires, in regard many Arrears are owing to him from the Parliament, that he may be released by a *Habeas Corpus*, that so he may return to his Charge in the Army."

It is ORDERED, To be referred to the Earl of *Bolingbrooke*, Earl of *Kent*, and the Lord *Roberts*, to examine whether the Petitioner be in actual Service of the Parliament, and what Arrears are due to him; and to report the same to this House.
7 JHL 430-31 (June 14, 1645)

HLRO, Main Papers, HL Papers, 5 June 1645 to 23 June 1645

Petition of Edward Trelawney on piece of parchment 8 inches high by 12 inches wide. Text: 8 inches high by 6 inches wide. Superscription: "To the Right Honorable the Lords in the High Court of Parliament Assembled". "The Humble Petition of Capt. Edward Trelawney Prisoner in Newgate". "Sheweth".

“He therefore most humbly implores your Lordships that you would be graciously pleased to grant an order to your petitioner for a Habeas Corpus cum causa . . . for his enlargement.” “And as in duty bound shall ever pray etc.” Signed.

June 14 order, signed by J. Browne, that Edward Trelawney is referred for report to the Earls of Kent and Bolingbroke and the Lord Roberts, or any two of them, to make a report to this house.

HL/PO/JO/10/1/188

Petition of Capt. Edward Trelawney, prisoner in Newgate. Petitioner received command of a company of foot raised at his own expense to serve under Sir William Waller. 14 June 1645 Order referring Captain Edward Trelawney’s petition to the Earl of Kent and others. Lords Journals, VII. 431. 14 June 1645

HL/PO/JO/10/1/218

Petition of Richard Rednall. Prays that before Edward Trelawney, who is to be brought before the House by Habeas Corpus, is released, petitioner may have satisfaction from him for £200, long since confessed to be due. Lords Journals, VIII. 582. 28 November 1646

Petition of Francis Sneesby (H.L. 1645), June 16, 1645

Privilege of Parliament or Peerage?

No Petition

Servant Pressed for a Soldier

ORDERED, That *Francis Sneesby*, a menial Servant of Lady *Lindsey*, being prest in *St. Clement's* Parish for a soldier, shall be released, and have the Privilege of Parliament, as her servant Francis Sneesby was pressed for a soldier “contrary to the privilege due to the peers of the realm”.

HMC

JHL

HLRO

HL/PO/JO/10/1/188

HMC 6th 64:

June 16. Order for the release of Francis Sneesby, a servant of Lady Lindsey's, pressed for a soldier in St. Clement's parish contrary to privilege. L. J., VII. 433.

Annexed:–

- 1. A note from Eliza Lady Lindsey to Lord North to remember her servant, Francis Sneesby, pressed for a soldier; he has served her long, and has a wife and many small children dwelling in Westminster.**

7 JHL 433:

ORDERED, That *Francis Snesby*, a menial Servant of Lady *Lindsey*, being prest in *St. Clement's* Parish for a soldier, shall be released, and have the Privilege of Parliament, as her servant. 7 JHL 433 (June 16, 1645)

HLRO, Main Papers, HL Papers, 5 June 1645 to 23 June 1645

June 16 discharge order for Francis Snesby, pressed to a soldier in violation of privilege, signed by J. Browne: “It is ordered by the Lords in Parliament that the said Francis Snesby shall be released and set at liberty upon sight of this order.” Francis Snesby was pressed for a soldier “contrary to the privilege due to the peers of the realm”.

HL/PO/JO/10/1/188

Order for the release of Francis Snesby, a servant of Lady Lindsey's, pressed for a soldier in St. Clement's parish contrary to privilege. Lords Journals, VII. 433. 16 June 1645

Note from Eliza Lady Lindsey to Lord North to remember her servant, Francis Snesby.

Petition of Col. Vermuden (H.L. 1645), June 24, 1645

No Petition

Writ of habeas corpus

Return

Order for the release of Colonel Vermuden, arrested at the suit of John Jerden, contrary to the privilege usually allowed to such as are in command under the State

HMC

JHL

HLRO

HL/PO/JO/10/4/8

HL/PO/JO/10/1/189

HMC 6th 65:

June 24. Order for the release of Colonel Vermuden, arrested at the suit of John Jerden, contrary to the privilege usually allowed to such as are in command under the State. L. J., VII. 452.

Annexed:–

- 1. Writ of Habeas Corpus for bringing Vermuden before the House.**

7 JHL 452:

ORDERED, That Colonel *Vermuden*, being arrested and imprisoned, be released forthwith. 7 JHL 452 (June 24, 1645)

Ordered, That a *Habeas Corpus* be issued out, for the bringing of Colonel *Vermuden* before this House. 7 JHL 456 (June 26, 1645)

Colonel *Vermudyn* was brought to this Bar, by a *Habeas Corpus*, and discharged from his Imprisonment; because this House received certain Information from the Treasurer of the associated Counties, that the State owes Colonel *Vermuden* more Money than Five Hundred Pounds, which is the Sum he is arrested for. 7 JHL 463 (June 28, 1645)

HLRO, Main Papers, HL Papers, 24 June 1645 to 9 July 1645

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Writ of habeas corpus on parchment strip 2 inches high by 16½ inches wide. Illegible.

Return on piece of parchment 12½ inches high by 12¾ inches wide. Illegible.

June 24 discharge order to jailor, signed by John Browne: “ordered by Lords in Parliament”.

HL/PO/JO/10/4/8

Writ of Habeas Corpus for bringing *Vermuden* before the House. This is an annex to an Order for the release of Colonel *Vermuden*, arrested at the suit of John Jerden, contrary to the privilege usually allowed to such as are in command under the State. 24 Jun 1645

HL/PO/JO/10/1/189

Order for the release of Colonel Vermuden, arrested at the suit of John Jerden, contrary to the privilege usually allowed to such as are in command under the State. Lords Journals, VII. 452.

24 June 1645

Writ of Habeas Corpus for bringing Vermuden before the House (now in HL/PO/JO/10/4).

Petition of Capt. Thomas Axtell (H.L. 1645), Sept. 3, 1645

Petition

Nothing on relief

HMC

JHL

HL/PO/JO/10/1/192

HMC 6th 75:

Sept. 3. Petition of Captain Thomas Axtell, now prisoner in Newgate. Was sent up from Wales in charge of a prisoner to London, and there arrested upon a Bill of Middlesex. Prays for an order for his enlargement, as is usual in such cases, as the annexed order proves. L. J., VII. 565.

Annexed:—

1. Copy of order for release of Peter Alstone. 25 Feb. 1644-5

7 JHL 565:

Upon Reading the Petition of *Tho. Axtell*, Captain; complaining, “That he being commanded by the Earl of *Essex* to go from *Teverton*, into *Wales*, and there served under Major General *Langhaun*, who commanded him to conduct a Prisoner to the Parliament; and, since his coming here, was arrested upon a Bill. of *Midd.* and committed to *Newgate*.

It is ORDERED, That the said *Axtell* shall be brought to this House To-morrow Morning, and the Party at whose Suit he was arrested shall b e then present; and then this House will give further Directions in this Business. (Sept. 3, 1645)

HL/PO/JO/10/1/192

Petition of Captain Thomas Axtell, now prisoner in Newgate. Was sent up from Wales in charge of a prisoner to London, and there arrested upon a bill of Middlesex. Prays for an order for his enlargement; as is usual in such cases, as the annexed order proves. Lords Journals, VII. 565. 3 September 1645

Petition of Capt. James Forrett (H.L. 1645), Oct. 13, 1645

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

Prays an order for his enlargement, upon his giving assignments to his creditors to receive their dues out of his arrears.

Nothing on relief

HMC

HLRO

HL/PO/JO/10/1/193

HMC 6th 80:

Oct. 13. Petition of Captain James Forrett. At the beginning of these unhappy differences petitioner raised a company at his own charge, and faithfully served the State under the Earl of Essex. For keeping his company full, and by reason of his slow payments (his arrears, amounting to 400£.), and by the loss of all he had by the sad accident in Cornwall, he was enforced to borrow several sums of money. He has been arrested and carried prisoner to the King’s Bench, where he still remains. Prays an order for his enlargement, upon his giving assignments to his creditors to receive their dues out of his arrears.

HLRO, Main Papers, HL Papers, 25 Sept. 1645 to 13 Oct. 1645

Petition of Capt. James Forrett on piece of parchment 10½ inches high by 16 inches wide. Text: 8 inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Capt. James Forrett”. “Sheweth”. Prays that upon his giving assignments, he may have your order for his enlargement. “And he (as in duty bound) shall ever pray etc.” Signed.

HL/PO/JO/10/1/193

Petition of Captain James Forrett. At the beginning of these unhappy differences petitioner raised a company at his own charge, and faithfully served the State under the Earl of Essex. 13 October 1645

Petition of William Perkins (H.L. 1645), Nov. 19, 1645

7 JHL 712

8 JHL 4

Upon Complaint to this House, by the Earl of *Essex*, “That one *William Perkins*, whom his Lordship avowed to be his Lordship’s Solicitor in his Businesses, is arrested, though he shewed his Protection:”

It is ORDERED, in regard that it is a Breach of the Privilege of Parliament, That the Person of the said *Perkins* be presently released of his Restraint; and *Heyman* the Plaintiff, and *Nelson* the Yeoman, be forthwith brought before this House, to answer the same. 7 JHL 712 (Nov. 19, 1645)

This Day *Will. Perkins* was brought to the Bar, by a *Habeas Corpus*, and discharged, he being a Servant of the Earl of *Essex*. 8 JHL 4 (Nov. 22, 1645)

Petition of Capt. Gerrard Booth (H.L. 1645/6), Feb. 4, 1645/6

Petition

Arrears

Prays for enlargement, as he has to go suddenly to Ireland, and is ready to assign so much of his arrears to Shipp as will pay the debt

It is ORDERED, that the said Captain *Gerrard Booth* shall be presently released, and set at Liberty to follow his Employment he is in for the State.

HMC

JHL

HL/PO/JO/10/1/200

HMC 6th 97:

Feb. 4. Petition of Captain Gerrard Booth. He has for about two years past done true and faithful service in Ireland under Lord Inchiquin, Lord President of Munster, but coming to town with his Lordship's licence, and attending on him, he has been arrested at the suit of one Shipp, a tailor, for an old debt of 13£., and carried to Newgate. Prays for enlargement, as he has to go suddenly to Ireland, and is ready to assign so much of his arrears to Shipp as will pay the debt. L. J., VIII. 142.

Annexed:—

- 1. Certificate signed by Lord Inchiquin that Booth is in the State's service in Munster.**

8 JHL 142:

Upon reading the Petition of *Gerrard Booth*; complaining, “That he being in actual Service, under the Command of the Lord *Inchequin*, in the Service of the Parliament in *Munster*, and coming to *London* with the said Lord *Inchequin* about the Business of the State, he is arrested, at the Suit of one *Shipp*, a Taylor, for Thirteen Pounds; and in regard he is to return speedily to his Charge in *Munster*, desires to be released from his Restraint, he being willing to give Satisfaction to the said *Shipp*, when he receives any Part of his Arrears from the Parliament.”

It is ORDERED, that the said Captain *Gerrard Booth* shall be presently released, and set at Liberty to follow his Employment he is in for the State. 8 JHL 142 (Feb. 4, 1645/6)

HL/PO/JO/10/1/200

Petition of Captain Gerrard Booth. 4 February 1646

**Petition of Edward Willett (H.L. 1645/6), Feb. 17, 1645/6
8 JHL 171, 175, 180
HL/PO/JO/10/1/201**

Upon reading the Petition of *Edward Willet Major*, a Prisoner in *The Fleete*; shewing, “That he being now in the Service of the Parliament, coming to *London*, is arrested for Thirty-eight Pounds.”

It is ORDERED, That he shall have the Privilege of Parliament; and that a Habeas Corpus be granted out forthwith, to bring him before this Bar. 8 JHL 171 (Feb. 18, 1645/6)

Edward Willett was brought to the Bar, by a *Habeas Corpus*; he being in Execution at the Suit of *John Squire*.

And in regard he is in Execution; it is ORDERED, That it be referred to the Earl of *Denbigh* and Earl of *Stamford*, to call the said *Edward Willett* and *John Squire* before them, and see whether the said *Squire* will be contented to accept of an Assignment of his Debt out of the Arrears which the State owes him for his Service; and to report the same to this House on *Friday Morning* next: And an Order that *John Squire* be brought before the said Committee, he being in Prison. 8 JHL 175 (Feb. 18, 1645/6)

ORDERED, That the Business between *Willett* and *Squire* is referred to Mr. Justice *Rolls*, to examine concerning the procuring of the Judgement against *Willet*, and to mediate an End between them, if he can; else to report to this House. 8 JHL 180 (Feb. 21, 1645/6)

HL/PO/JO/10/1/201

**Petition of Edward Willett, Major, prisoner in the Fleet. 17
February 1646**

Petition of Lt. George Hume (H.L. 1645/6), Mar. 13, 1645/6

Petition

“To the Right Honorable the Lords and Peers of Parliament”

“To the Right Honorable the Lords in the High Court of Parliament Assembled”

Arrears

“Most humbly therefore your petitioner beseecheth your Lordships to take such consideration for his enlargement as shall seem best unto you that he may”

ORDERED, upon the Petition of Lieutenant *George Hume*, he shall be released from his Imprisonment, he being arrested for Debt; there being owing to him Three Hundred Pounds for his Service to the Parliament.

Upon reading the Petition of Lieutenant *George Haines*: It is ORDERED, That he shall be released of his present Imprisonment.

HMC

JHL

HLRO

HL/PO/JO/10/1/202

HL/PO/JO/10/14/4/3367

HMC 6th 105, 106:

March 13. Petition of Lieutenant George Hume. Petitioner is now in service under Colonel Sands [Sanderson], and was to have gone to his charge today, but yesternight was arrested at the suit of Mrs. Heatly. Petitioner had agreed for cure of a

wound, and for taking out a bullet, for 5£.; of this he has already paid 3£. 10s., but 20£. is now demanded; he is not a field officer, and has a wife and four small children dependent upon him; cannot pay more than the 5£., and has 300£. owing to him for arrears of pay. He prays to be released from the Gatehouse, that he may return to his charge. L. J., VIII. 208.

Annexed:—

1. Certificate from Colonel Henry Sanderson that Lieutenant Hume is enlisted in his regiment. 9 March. HMC 6th 105

March 21. Petition of Lieutenant George Hume [or Haines]. Petitioner served in the army from the beginning, but having been wounded at Newbury and in Cornwall he was obliged to remain in Plymouth at his own charge for seven weeks, and then coming to town engaged a surgeon Heatly for further cure and care of his wounds, and gave him 3£. 10s. Heatly is dead, and his widow has arrested and cast petitioner into prison upon a demand for 14£. more, which he cannot pay, though 300 £. is owing to him for arrears. Prays for enlargement. L. J., VIII. 224. HMC 6th 106

8 JHL 208, 224:

ORDERED, upon the Petition of Lieutenant *George Hume*, he shall be released from his Imprisonment, he being arrested for Debt; there being owing to him Three Hundred Pounds for his Service to the Parliament. 8 JHL 208 (Mar. 13, 1645/6)

Upon reading the Petition of Lieutenant *George Haines*: It is ORDERED, That he shall be released of his present Imprisonment. 8 JHL 224 (Mar. 21, 1645/6)

HLRO, Main Papers, HL Papers, 5 Mar. 1645/6 to 23 Mar. 1645/6

Mar. 13 petition of Lieutenant George Hume on piece of parchment 14 inches high by 15 inches wide. Text: 7 inches high by 6 inches wide. Superscription: "To the Right Honorable the Lords and Peers of Parliament". "The Humble Petition of Capt. George Hume". "Humbly Sheweth". "May it therefore please your honors to consider the premisses and to free and release your poor petitioner out of the said prison of the Gatehouse that he may have liberty to return to his captain". "And he and all his shall continuously pray for your House eternall {success?}."

Supporting affidavit from Col. Sanderson.

Mar. 21 petition of Lieutenant George Hume on piece of parchment 15½ inches high by 12 inches wide. Text: 7½ inches high by 6 inches wide. Superscription: "To the Right Honorable the Lords in the High Court of Parliament Assembled". "The Humble Petition of Lt. George Humes". "Humbly Sheweth". "Most humbly therefore your petitioner beseecheth your Lordships to take such consideration for his enlargement as shall seem best unto you that he may". "And your petitioner shall pray for you".

HL/PO/JO/10/1/202

Petition of Lieutenant George Hume. 13 March 1646

**Petition of Lieutenant George Hume [or Haines]. 21 March
1646**

HL/PO/JO/10/14/4/3367

**Writ of Habeas Corpus, directed to the bailiff of the liberty of
St. Peter's, Westminster, to bring George Hume before their
Lordships on 18 Dec. 17 Dec 1621**

Petition of Capt. Henry Somarster (H.L. 1646), Apr. 28, 1646

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

Seeks enlargement and that debts be paid from arrears

ORDERED, That Captain *Henry Somarster*, who is arrested for Debt, there being Eight Hundred Pounds owing to him in arrears by the State for his Service, shall be brought before the Lords in Parliament on *Thursday* Morning next; and then this House will give further Directions therein

Nothing on relief

HMC

8 JHL 288, 313

HLRO

HL/PO/JO/10/1/205

HMC 6th 114:

April 28. Petition of Captain Henry Somarster. Arrears to the amount of 800£. are due to him, but has been arrested and cast into Newgate for a small sum, in spite of a protection from Mr. Nicolls. He prays for enlargement, and that the creditors may be satisfied out of his debentures. L. J., VIII. 288.

ORDERED, That Captain *Henry Somarster*, who is arrested for Debt, there being Eight Hundred Pounds owing to him in arrears by the State for his Service, shall be brought before the Lords in Parliament on *Thursday* Morning next; and then this

House will give further Directions therein. 8 JHL 288 (Apr. 28, 1646)

This Day Captain *Somarster* was brought to this Bar, and released from his Imprisonment, being arrested contrary to the Privilege of Parliament, being in actual Service of the Parliament, and Arrears due unto him.

Captain *Somarster* said, “That the Party that arrested him said, That the Lords granted Protections to cozen poor People of their Debts.”

Whereupon the said Captain shall give in the Name of the Person that said so. 8 JHL 313 (May 11, 1646)

HLRO, Main Papers, HL Papers, 28 Apr. 1646 to 21 May 1646

Petition of Captain Henry Somarster on piece of parchment 15½ inches high by 11¾ inches wide. Text: 7½ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Capt. Henry Somarster”. “Sheweth”. Arrears in amount of £800 are due him, but he has been arrested for a small sum in spite of protection from Lord Nicholls. Seeks enlargement and that debts be paid from arrears. “And as in duty bound he shall ever pray etc.” Signed.

HL/PO/JO/10/1/205

Petition of Captain Henry Somarster. Arrears to the amount of £800 are due to him, but he has been arrested and cast into

Newgate for a small sum, in spite of a protection from Mr. Nicolls. He prays for enlargement, and that his creditors may be satisfied out of his debentures. Lords Journals, VIII. 288. 28 April 1646

Petition of Francis Thompson (H.L. 1646), Apr. 28, 1646

JHL

HL/PO/JO/10/1/198

HL/PO/JO/10/1/214

HL/PO/JO/10/1/222

HL/PO/JO/10/1/223

8 JHL 288:

**ORDERED, That *Francis Thompson*, imprisoned at the Suit of *Henry Stacie*, shall be released, and set at Liberty presently.
8 JHL 288 (Apr. 28, 1646)**

HL/PO/JO/10/1/214

Petition of Colonel Francis Thompson. 23 October 1646

HL/PO/JO/10/1/198

**Draft order for payment of £200 to Colonel Francis Thompson.
Lords Journals, VIII. 81. In extenso. 3 January 1646**

HL/PO/JO/10/1/222

**Petition of Colonel Francis Thompson. He complains that he has
been arrested at the suit of Mrs. Robinson. 22 January 1647**

HL/PO/JO/10/1/223

Petition of Colonel Francis Thompson. 29 January 1647

Petition of Capt. William Mercer (H.L. 1646), May 1, 1646

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

“give order he may be released from his bondage”

It is ORDERED, To be recommended to the House of Commons

HMC

JHL

HLRO

HL/PO/JO/10/1/206

HMC 6th 119:

[May.] Petition of Captain Wm. Mercer. Has received some part of the arrears of pay due him, and was paying more than he so received to his creditors, one of whom, however, locked him out of his lodgings and seized all his trunks, etc., so that he was forced to satisfy his unjust demands to recover his goods, and could not satisfy the other creditors. He is now again arrested, and prays for release from bondage, and for protection from further trouble of the same sort. *See L. J., VII. 291.*

8 JHL 291:

Upon reading the Petition of Captain *Wm. Mercer*; desiring “some Part of his Arrears may be paid him for the Service of the State.”

It is ORDERED, To be recommended to the House of Commons. 8 JHL 291 (May 1, 1646)

HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646

Petition of Capt. William Mercer on piece of parchment 7½ inches high by 11½ inches wide. Text: 7½ inches by 6 inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Capt. William Mercer”. “Sheweth”. “give order he may be released from his bondage”. “Shall now be duty bound to pray”. Unsigned.

HL/PO/JO/10/1/206

Petition of Captain Wm. Mercer. [May 1646]

Petition of Maj. Jonathan Newcomen (H.L. 1646), May 2, 1646

Petition

Arrears

Discharged

HMC

JHL

HL/PO/JO/10/1/205

HL/PO/JO/10/1/248

HMC 6th 115:

May 2. Certificate of the Deputy Bailiff of Westminster that Major Jonathan Newcomen has been arrested at the suit of Abraham Pomfret. L. J., VIII. 291.

Annexed:–

1. Major Jonathan Newcomen. Petitioner has been sent by Col. Sanderson on business to the House, and though large arrears of pay are due to him, he has been arrested for debt. He prays for consideration, as he is on actual service, and under orders to repair to his colours.

8 JHL 291:

ORDERED, That Major *Newcomen*, who is now in the Service of the Parliament, and arrested upon Mean Process, shall be forthwith released, and set at Liberty. 8 JHL 291 (May 2, 1646)

HL/PO/JO/10/1/205

**Certificate of the Deputy Bailiff of West-minister that Major Jonathan Newcomen has been arrested at the suit of Abraham Pomfret. Lords Journals, VIII. 291. May 1646
Petition of Major Jonathan Newcomen.**

HL/PO/JO/10/1/248

**Copy of similar order for release of Major Jonathan Newcomen.
2 May 1646.**

Petition of John Denham (H.L. 1646), May 4, 1646

Petition set forth verbatim in JHL

“To the Right Honorable the Lords Assembled in Parliament”

Prisoner of war

prayeth, that your Lordships will order a *Habeas Corpus*, to bring him with his Causes before your Lordships, to be discharged

Nothing on relief

HMC

JHL

HLRO

HL/PO/JO/10/1/205

HMC 6th 115-16:

May 4. Petition of John Denham. Petitioner, a prisoner of war, has been exchanged by order of the Commons; he is charged with divers actions and executions in the King’s Bench, but the Committee for Prisoners has notwithstanding ordered him to be discharged; Sir John Lenthall, however, will not let him go, conceiving the same to be no legal discharge. Petitioner prays to be brought before the House by Habeas Corpus. L. J., VIII. 295.

Annexed:–

- 1. Copy of order of the Commons approving the exchange. L. J., VIII. 295. *In extenso*.**
- 2. Copy of the order for bringing Robert Walsh before the House by Habeas Corpus. 30 April 1642.**

3. Copy of order for release of Agmondisham Pickayes. 23 July 1642. Noted,—Precedents.
4. Copy of an order for making void all suits against Mr. Thomas Killigrew since his commitment to the King's Bench. 16 May 1643.
5. Order of Committee for Prisoners for the discharge of John Denham. 27 April 1646.
6. Petition of Henry Pulton and Francis Morton, executors of Francis Poulton, deceased. Petitioners cannot obtain 200£. and interest due from Mr. Denham to the testator's estate, though they have sued him to a judgment. Pray for leave to proceed at law against Denham now in restraint by their Lordships' order.

8 JHL 295:

“To the Right Honourable the Lords Assembled in Parliament.

**The Humble Petition of *John Denham*, Esquire;
Humbly sheweth,**

That this Petitioner being a Prisoner of War, and exchanged by Order of the House of Commons annexed; but being charged in the King's Bench with divers Actions and Executions, the Committee for Prisoners hath ordered he be discharged notwithstanding the same, as is annexed also: But Sir *John Lenthall* conceiving the same to be no legal Discharge; this Petitioner humbly prayeth, that your

Lordships will order a *Habeas Corpus*, to bring him with his Causes before your Lordships, to be discharged, according to former Precedents.

And your Petitioner shall humbly pray, *etc.*

JO. DENHAM.”

“*Die Mercurii, 4 Febr. 1645*

Resolved, upon the Question, That this House doth approve of the Exchange of Mr. *Denham* a Prisoner to the Parliament, for Major *Harris* a Prisoner to the Enemy at *Exeter*.” 8 JHL 295 (May 4, 1646)

HLRO, Main Papers, HL Papers, 28 April 1646 to 21 May 1646

Petition of John Denham on piece of parchment 14½ inches high by 8¾ inches wide. Text: 7½ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “Humbly Showing”. “your lordships will order a habeas corpus to bring him with his causes before your Lordships to be discharged according to former precedents”. “And your petitioner shall humbly pray etc.” Signed.

Annexures: Cases of Robert Walsh and Agmondisham Pickayes.

HL/PO/JO/10/1/205

Petition of John Denham. 4 May 1646

Order of Committee for Prisoners for the discharge of John Denham. 27 April 1646.

Petition of Capt. Peter Cannon (H.L. 1646), May 23, 1646

Petition

“To the Right Honorable the House of Peers in Parliament Assembled”

Arrears

Prays for enlargement

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/184

HL/PO/JO/10/1/193

HMC 6th 117:

May 23. Petition of Captain Peter Cannon. Petitioner is arrested not for his own debt, but as surety for one Duke, now with the King, though there is owing to petitioner from the State 786£., and though he has produced his protection for free attendance upon the Committee for reduced officers. He prays the House to give order for his enlargement. *See L. J., VIII. 336.* HMC 6th 117

8 JHL 336:

ORDERED, That Captain *Cannon* shall be released from Imprisonment, being arrested for Debt; provided he give

Satisfaction for the Debt out of his Debenture for his Arrears due to him from the State. 8 JHL 336 (May 28, 1646)

HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646

Petition of Capt. Peter Cannon on piece of parchment 16 inches high by 12 inches wide. Text: 8 inches high by 6 inches wide. Superscription: “To the Right Honorable the House of Peers in Parliament Assembled”. “The Humble Petition of Capt. Peter Cannon”. “HUMBLY SHEWETH”. “The premises considered, the petitioner humbly prays your honors to be pleased to direct your Lordships’ order to the Sheriff of London for your petitioner’s enlargement”. Unsigned.

HL/PO/JO/10/1/184

Petition of Captain Peter Cannon. Petitioner is now about £500 in arrear of his pay. Has been arrested at the suit of Mrs. Woodman, notwithstanding his protection from the Lord General. 9 April 1645

HL/PO/JO/10/1/193

Petition of Captain Peter Cannon. 26 September 1645

HL/PO/JO/10/1/206

Petition of Captain Peter Cannon. 23 May 1646

Petition of Capt. Jasper Hartwell (H.L. 1646), June 1, 1646

Petition

“To the Right Honorable the Lords and Commons Assembled in Parliament”

Arrears

Prays “that he may be released from the present arrest and imprisonment until such time as he can receive his arrears”

ORDERED, That Captain *Hartwell* shall be released from his Imprisonment, he being arrested but upon Mean Process.

HMC

JHL

HLRO

HL/PO/JO/10/1/206

HL/PO/JO/10/1/235

HL/PO/JO/10/1/263

HMC 6th 119, 183:

June 1. Petition of Captain Jasper Hartwell. Notwithstanding that arrears are due to petitioner for his service against the rebels in Ireland, and that he is now listed by the Lord Lieutenant for service, he has been arrested at the suits of Thomas Major and Richard Bayley for debts under 20£. Prays that he may be released until such time as he can receive his arrears. L. J., VIII. 342.

Annexed:–

1. Statement of debts due by petitioner to Major and Bayley.

2. Certificate of Peter Lord Lisle, Lord Lieutenant of Ireland, that Captain Jasper Hartwell is listed for the present expedition. 16 May 1646.

June 2. Draft order for the release of Captain Jasper Hartwell. L. J., VIII. 344.

Annexed:—

1. Petition of Captain Jasper Hartwell. Notwithstanding their Lordships' order for his release, the keeper of the Compter denied him his liberty, and he has been enforced, for his heath's sake, to remove himself to the King's Bench. Prays that a writ of Habeas Corpus may be granted to him, and that he may be released until he receives his arrears. (Undated.) HMC 6th 119

June 19. Petition of Mrs. Mary Hartwell, wife of Captain Hartwell. Prays for the release of her husband, arrested contrary to a protection granted him by the House.

Annexed:—

1. Affidavit in support of preceding.
2. Copy of order for the sergeants who arrested Captain Hartwell to appear before the House.
3. Petition of Captain Jasper Hartwell. Petitioner, who lost all his estate in Ireland, and has beside 500£. due to him for service there, was protected from arrest by order of the House, but, in contempt of that order, was arrested fourteen months ago, and has been imprisoned ever since, his wife and children subsisting meantime on the charity of friends. He has enlisted

again for Ireland, and prays to be brought before the House by Habeas Corpus, and released.

June 19. Order for the sergeants who arrested Captain Hartwell to appear before the House. L. J., IX. 280.

8 JHL 342, 344:

Upon reading the Petition of Captain *Hartwell*; complaining, “That he being in the Employment for the Service in *Ireland*, and many Arrears due to him from the State, is now arrested, whereby he is disabled for doing the State Service.”

It is ORDERED, That it be made to appear in this House, whether he be arrested upon Mesne Process or not; and then this House will give Direction concerning this Business. 8 JHL 342 (June 1, 1646)

ORDERED, That Captain *Hartwell* shall be released from his Imprisonment, he being arrested but upon Mean Process. 8 JHL 344 (June 2, 1646)

9 JHL 280:

Capt. Hartwell and his Creditors.

Ordered, That the Serjeants that arrested Captain Jasper Hartwell, contrary to the Order of this House, shall appear before this House on Tuesday Morning next; and then the said Captain Hartwell with his Creditors shall likewise appear, that so both Sides may be heard. 9 JHL 280 (June 19, 1647)

HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646

June 1 petition of Captain Jasper Hartwell on piece of parchment 11½ inches high by 14½ inches wide. Text: 11½ inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords and Commons Assembled in Parliament”. “The Humble Petition of Captain Jasper Hartwell.” “Humbly sheweth”. Prays “that he may be released from the present arrest and imprisonment until such time as he can receive his arrears”. “And he shall ever pray etc.” Signed.

HLRO, Main Papers, House of Lords Papers, 8 June 1648 to 22 June 1648

June 2, 1646 discharge order for Captain Jasper Hartwell. Copy.

HL/PO/JO/10/1/206

Petition of Captain Jasper Hartwell. 1 June 1646

Certificate of Peter Lord Lisle, Lord Lieutenant of Ireland, that Captain Jasper Hartwell is listed for the present expedition. 16 May 1646.

Draft order for the release of Captain Jasper Hartwell. Lords Journals, VIII. 344. 2 June 1646

Petition of Captain Jasper Hartwell.

HL/PO/JO/10/1/235

Petition of Captain Jasper Hartwell.

HL/PO/JO/10/1/263

Copy of order for release of Captain Jasper Hartwell. 2 June 1646.

Petition of Capt. Lysent Lloyd (H.L. 1646), June 2, 1646

Petition

“To the Right Honorable the Peers Assembled in Parliament”

Arrears

It is ORDERED, That he shall be released from his present Restraint; he giving a Security out of his Debenture for the satisfying his Debt when he shall receive the Arrears from the State

Discharged

HMC

JHL

HLRO

HMC 6th 119:

June 2. Captain Lysent Lloyd. There is due to him 205£. arrears for his service in Ireland and elsewhere, and he is now arrested for a debt of 10£., and detained prisoner in the Marshalsea, Southwark. Prays for his enlargement, and for payment of his arrears, in order that he may furnish himself for further service in Ireland, for which he is forthwith designed. L. J., VIII. 344.

June 2. Draft order for Captain Lysent Lloyd to be released upon his giving security to satisfy his debt when he shall receive his arrears. L. J., VIII. 344.

8 JHL 344:

Upon the reading of the Captain *Lycent Lloyd*; complaining, “That he having been, and now is, designed for the Service of *Ireland*, and there being many Arrears due to him from the State for his said Service, and is now arrested:”

It is ORDERED, That he shall be released from his present Restraint; he giving a Security out of his Debenture for the satisfying his Debt when he shall receive the Arrears from the State. 8 JHL 344 (June 2, 1646)

HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646

Capt. *Lysent Lloyd* on piece of parchment 13 inches high by 11½ inches wide. Text: 7¼ inches high by 6½ inches wide. Superscription: “To the Right Honorable the Peers Assembled in Parliament”. “The Humble Capt. *Lysent Lloyd*”. “Sheweth”. “order for his enlargement” “And your petitioner will pray etc.” Unsigned.

June 2, 1646 draft discharge order for Capt. *Lysent Lloyd*. Signed, “Jo. Browne”. Addressed to the Keeper of the Marshalsea or His Deputy. “shall be discharged of his imprisonment . . . And lastly this shall be a sufficient warrant for the enlargement of the said Capt. *Lloyd*.”

**Petition of William Herbert (H.L. 1646), July 22, 1646
8 JHL 438**

Upon reading the Petition of Colonel *Wm. Herbert*; complaining, “That he, being in present Service of the Parliament, under the Command of Sir *Tho. Fairefax*, as coming to *London* about his Occasions, is arrested, and committed to Prison:”

It is ORDERED, That a *Habeas Corpus* be issued out *immediate*, to bring the said Colonel *Wm. Herbert* before this House, *Corpus cum Causa*; and that the Parties that arrested him are forthwith to appear before this House, to answer the same. 8 JHL 438 (July 22, 1646)

Lt. Col. Edward Allen (H.L. 1646), Aug. 13, 1646

Petition (second petition is set forth verbatim in JHL)

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

It is ORDERED, That the said Lieutenant Colonel *Allen* shall be released from this Arrest, and be protected from further Arrests, until he be enabled, by receiving his Arrears, to pay his Debts

Upon reading the said Petition: It is ORDERED, That the said Mr. *Allen* shall be released of his Imprisonment in *The Compter, Woodstreete, London*, upon Sight of this Order, from the several Actions now upon him

HMC

JHL

HLRO

HL/PO/JO/10/1/212

HMC 6th 130, 132:

Aug. 13. Petition of Lieutenant-Colonel Edward Allen. He has long served Parliament, and large arrears are owing to him, for which his accounts have been certified, but he has nevertheless been arrested by one Nicholls for a debt of 80£. He prays for enlargement, and for protection until his arrears are paid. L. J., VIII. 463.

Aug. 13. Copy of preceding. HMC 6th 130

Aug. 28. Petition of Lieutenant-Colonel Allen. Since the order of the 13th instant for his release from Wood Street

Compter, he has again been arrested for debt, and prays that the former order for his release may be continued and enlarged. L. J., VIII. 473. *In extenso.*

Annexed:—

1. List of attachments against Allen. L. J., VIII. 473. *In extenso.*
2. Copy of order of the 13th instant for Allen's discharge.
3. Letter from Allen to the Earl of Essex, praying the Earl to procure an order for his discharge from imprisonment, and to excuse his presumption, as his occasions goad him at this time.

Aug. 28. Draft order for Allen's discharge. L. J., VIII. 473.

Aug. 30. Letter from Lieutenant-Colonel Allen in Wood Street Compter to Robert Earl of Essex. He thanks the Earl for the order of the 28th for his enlargement, which, however, the Sheriff of London refuses to obey, saying that it is not a sufficient discharge. He prays that the Earl would settle some medium for his plenary enlargement, either by bringing him before the House by writ of Habeas Corpus and then discharging him, or transmitting him to the Fleet, the warden of which would be more obedient than the Sheriff. HMC 6th 132

8 JHL 463, 473:

Upon reading the Petition of Lieutenant Colonel *Edward Allen*; shewing, "That there are many Arrears due to him from the Parliament, for the Service done them; yet he is arrested, at the suit of one *Nicolls*, for Eighty Pounds."

It is ORDERED, That the said Lieutenant Colonel *Allen* shall be released from this Arrest, and be protected from further Arrests, until he be enabled, by receiving his Arrears, to pay his Debts. 8 JHL 463 (Aug. 13, 1646)

The Petition of Lieutenant Colonel *Allen*, Prisoner in *The Fleete*, was read, *in haec verba*:

“To the Right Honorable the Lords in this Present Parliament Assembled.

**The Humble Petition of Lieutenant Colonel *Allen*;
Sheweth,**

In the First Place, more than most humble Thankfulness to your Honours, for your Honours gracious Countenance and Favour unto the Petitioner, in and by your Lordships Order, *Die Jovis*, 13th August *instantis*, for the Release and setting at Liberty the Petitioner, then imprisoned in *The Compter of Wood-streete, London*, at the Suit of one *John Nicholas*.

So it may please your Honours, that, in the Interim between the exhibiting and presenting of the Petitioner’s former Petition unto your Lordships, and your Honours gracious Order thereupon, there was a Writ entered against

the Petitioner, at the Suit of one *Davies* an Attorney in the King’s Bench, for a very small Debt; and another Action of Four Pounds, Nineteen Shillings, at the Suit of *Godfrey Browne*, a Man altogether unknown to the Petitioner, and therefore supposed to be out of meer Envy and Malice to trouble the Petitioner: And upon this, and for this Reason,

may it please your Honours, the Sheriffs of *London* by their officers did refuse to set at Liberty the Petitioner.

And for that the Proceedings in the said Sheriffs Court be Twice in a week, your Petitioner must needs fall into Judgement and Execution at the said several Suits by Action.

Your Petitioner, for the Avoidance of that Danger, was constrained to sue out His Majesty's Writ of *Habeas Corpus*,

and so to become Prisoner in *The Fleete* until your Honours shall graciously be pleased to give him Enlargement, by the Continuation with Augmentation of your Honours Order, to be directed to the Warden of *The Fleete*; which the Petitioner

doth must humbly implore, and for which the Petitioner shall

by his Life and Fortune strive to give real Thankfulness, and also shall ever pray for your Honours Increase of Honour and Happiness.

EDWARD ALLEN

The Petitioner further humbly certifies unto your Honours, That there is no other Writ against the Petitioner nor Execution, saving as before herein declared.

EDWARD ALLEN"

“Ed’rus Allin attach. suit 13. 11. Virtute Brevis Domini Regis de Attach. Privileg. ad Sectam Humfridi Davies, Gen. unius Clericorum Samuel. Wightwicke Ar. re. coram Domino

Rege a praed. Westm'r, Die Veneris prox. post Tres Septimanas Mich'e'is de Placito Transgress.

“Idem det'r ad Sectam Joh'is Nicholas, in Placito Transgress. Super Ca'm Dam. 200l.

“Idem det'r ad Sectam Harmon. Browninge, in Placito Transgress. Dam. 100 l.

"Idem det'r ad Sectam Godfridi Browne, Transgress. 4 l. 19s.

“I find no other Actions against Edward Allen; 27 Augusti, 1646.

""ho. Worstley.”

To be released, on giving Security to pay the Debts out of his Arrears.

Upon reading the said Petition: It is ORDERED, That the said Mr. *Allen* shall be released of his Imprisonment in *The Compter, Woodstreete, London*, upon Sight of this Order, from the several Actions now upon him; Yet it is the intent of their Lordships, and it is so ORDERED accordingly, That he give his Creditors Satisfaction out of the Payment of his first Arrears: And lastly, that this Order shall be a sufficient Warrant to the Sheriffs of *London*, the several Secondaries, and their Deputies, for the discharging of the said Mr. *Allen* upon sight hereof. 8 JHL 473 (Aug. 28, 1646)

The Petition of Lieutenant Colonel *Allen*, Prisoner in *The Fleete*, was read, *in haec verba*:

“To the Right Honourable the Lords in this present Parliament assembled.

The humble Petition of Lieutenant Colonel *Allen*;

Sheweth,

In the First Place, more than most humble Thankfulness to your Honours, for your Honours gracious Countenance and Favour unto the Petitioner, in and by your Lordships Order, *Die Jovis, 13 Augusti instantis*, for the Release and setting at Liberty the Petitioner, then imprisoned in *The Compter of Woodstreete*, London, at the Suit of one *John Nicholas*.

So it may please your Honours, that, in the Interim between the exhibiting and presenting of the Petitioner’s former Petition unto your Lordships, and your Honours gracious Order thereupon, there was a Writ entered against the Petitioner, at the Suit of one *Davies* an Attorney in the King's Bench, for a very small Debt; and another Action of Four Pounds, Nineteen Shillings, at the Suit of *Godfrey Browne*, a Man altogether unknown to the Petitioner, and therefore supposed to be out of meer Envy and Malice to trouble the Petitioner: And upon this, and for this Reason, may it please your Honours, the Sheriffs of *London* by their Officers did refuse to set at Liberty the Petitioner.

And for that the Proceedings in the said Sheriffs Court be Twice in a Week, your Petitioner must needs fall into Judgement and Execution at the said several Suits by Action.

Your Petitioner, for the Avoidance of that Danger, was constrained to sue out His Majesty's Writ of *Habeas Corpus*, and so to become Prisoner to *The Fleete* until your Honours shall graciously be pleased to give him Enlargement, by the Continuation with Augmentation of your Honours Order, to be directed to the Warden of *The Fleete*; which the Petitioner doth most humbly implore, and for which the Petitioner shall by his Life and Fortune strive to give real Thankfulness, and also shall ever pray for your Honours Increase of Honour and Happiness.

EDWARD ALLEN.

The Petitioner further humbly certifies unto your Honours, That there is no other Writ against the Petitioner nor Execution, saving as before herein declared.

EDW. ALLEN."

“Ed’rus Allin attach. suit 13. 11. Virtute Brevis Domini Regis de Attach. Privileg. ad Sectam Humfridi Davies, Gen. unius Clericorum Samuel. Wightwicke Ar. re. coram Domino Rege a præd. Westm’r, Die Veneris prox. post Tres Septimanas Mich’e’is de Placito Transgress.

Idem det’r ad Sectam Joh’is Nicholas, in Placito Transgress. Super Ca’m Dam. 200£.

Idem det’r ad Sectam Harmon. Browninge, in Placito Transgress. Dam. 100£.

**Idem det'r ad Sectam Godfridi Browne, *Transgress.* 4£.
19s.**

**I find no other Actions against *Edward Allen*; 27
Augusti, 1646.**

THO. WORSTLEY."

Upon reading the said Petition: It is ORDERED, That the said Mr. *Allen* shall be released of his Imprisonment in *The Compter, Woodstreete, London*, upon Sight of this Order, from the several Actions now upon him: Yet it is the Intent of their Lordships, and it is so ORDERED accordingly, That he give his Creditors Satisfaction, out of the Payment of his First Arrears: And lastly, That this Order shall be a sufficient Warrant to the Sheriffs of *London*, the several Secondaries, and their Deputies, for the discharging of the said *Mr. Allen* upon Sight hereof. 8 JHL 473 (Aug. 28, 1646)

ORDERED, That His Majesty's Writ of *Habeas Corpus cum Causa*, returnable *immediatè*, be directed to the Sheriffs of *London*, to bring the Body of Lieutenant Colonel *Allen* before the Lords in Parliament. 8 JHL 478 (Sept. 1, 1646)

ORDERED, That *William Allen* Esquire, brought before their Lordships this Day by *Habeas Corpus cum Causa*, shall be released of his present Restraint in *Woodstreete Compter, London*; and that the Sheriffs of *London*, the Secondaries of the said *Compter*, and their Deputies, shall be saved harmless for his said Enlargement, any Thing to the contrary notwithstanding. 8 JHL 482 (Sept. 4, 1646)

HLRO, Main Papers, HL Papers, 13 Aug. 1646 to 30 Aug. 1646

Petition of Lt. Col. Edward Allen on piece of parchment. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Lt. Col. Edward Allen”. “Humbly Showeth”. “to grant order for his enlargement”. “And he shall ever pray etc.” Unsigned.

HLRO, Main Papers, HL Papers, 11 Mar. 1646/7 to 23 Mar. 1646/7

Copy of Aug. 28 discharge order for Edward Allen signed, “J. Browne”: “Upon the humble petition of Lt.-Col. Edward Allen . . . It is ordered by the Lords in Parliament Assembled, that the said Mr. Allen shall be released of his imprisonment . . . upon sight of this order”.

HL/PO/JO/10/1/212

Petition of Lieutenant-Colonel Edward Allen. 13 August 1646

Petition of Capt. Trelawney (H.L. 1646), Nov. 3, 1646

Petition

Committed to prison in execution while in actual service of Parliament, which he conceives to be contrary to privilege

Prays for a writ of habeas corpus

Writ of habeas corpus cum causa

Nothing on relief

HMC 6th 138

8 JHL 554, 571, 574, 582

HL/PO/JO/10/1/216

Nov. 3. Petition of Captain Edward Trelawney, prisoner in Newgate. Petitioner having had several commands both by land and sea, and being in actual service of the Parliament, has been committed to prison, and charged in execution at the suit of Richard Reddnall. This he conceives to be contrary to privilege, and prays that a writ of Habeas Corpus may be granted to him, and that upon hearing his cause the same justice may be done to him as has been done to others in the like nature. L. J., VIII. 554.

Annexed:—

- 1. Copy of order for release of Peter Allston, brought to the bar by virtue of a writ of Habeas Corpus. 25 Feb. 1644-5. HMC 6th 138**

ORDERED, That a Writ of *Habeas Corpus cum Causa* shall be issued out, to the Sheriffs of *London*, to bring before the Lords in Parliament the Body of Captain *Trelawny* immediately. 8 JHL 554 (Nov. 3, 1646)

ORDERED, That *Trelawny* shall be brought before this House on *Saturday* Morning next, upon his *Habeas Corpus*; at which Time his Creditor shall be heard concerning the Debt owing to him. 8 JHL 571 (Nov. 19, 1646)

ORDERED, That *Trelawny* and his Creditors shall be heard on *Monday* Morning next. 8 JHL 574 (Nov. 21, 1646)

Upon hearing of *Ridnall* and *Trelawny*, who was brought by *Habeas Corpus* to this House: It is ORDERED, That the said *Trelawny* shall be remanded to the Prison from whence he came, because he refuses to give Satisfaction to the reasonable Demands of *Ridnall*. 8 JHL 582 (Nov. 28, 1646)

HL/PO/JO/10/1/216

Petition of Captain Edward Trelawny, prisoner in Newgate. 3 November 1646

**Petition of Benjamin Hyde (H.L. 1646), Oct. 20, 1646
4 JHC 700, 720, 722**

***Ordered*, That the humble Petition of *Benjamin Hyde*, Servant to *Edward Birkhead* Esquire, Serjeant at Arms to the House of Commons, concerning his being arrested, notwithstanding his being the Serjeant's Servant, be referred to the Committee for Complaints. 4 JHC 700 (Oct. 20, 1646)**

***Ordered*, That *Benjamin Hide*, a Servant to the Serjeant at Arms attending on this House, arrested, and imprisoned in the Prison of *Ludgate*, be brought to the Bar of this House, together with the Causes of his Commitment, on *Saturday* next, at Ten of the Clock in the Forenoon: And the Keeper of the said Prison is hereby required and enjoined to bring the Body of the said *Benjamin Hide*, together with the Causes of his Detainer, to the Bar of this House, on *Saturday* next, at Ten of the Clock, as aforesaid. 4 JHC 720 (Nov. 12, 1646)**

The House being informed, That the Sheriffs of the City of London were at the Door;

They were called in; and did present a Petition, intituled, "The humble Petition of *Thomas Culham*, and *Symond Edmonds*, Sheriffs of the City of London."

The which Petition (the Petitioners being withdrawn) was read; and was, That, whereas they were required, by an Order of this House, of 12 *Novembris* 1646, to bring the Body of *Benjamin Hyde*, Servant to the Serjeant at Arms attending on this House, a Prisoner in *Ludgate*, to the Bar of this House on this Day at Ten of Clock, together with the Causes of his Detainer; they desire he may be brought by *Habeas Corpus*, &c.

**It is *Ordered*, That this Business be taken into
Consideration on *Saturday* next. 4 JHL 722 (Nov. 14, 1646)**

**Petition of Col. Ridgley (H.L. 1646), Nov. 14, 1646
8 JHL 565, 568, 647
HLRO**

Upon reading the Petition of Colonel *Rugely*; complaining, “That he is arrested, by one *Atkins*, contrary to the Protection of this House, dated 7 *Junii*, 1645.”

And also upon reading the Petition of *Atkins*; shewing, “That the said Colonel *Rugeley* is taken upon Execution for One Thousand Pounds.”

It is ORDERED, That a *Habeas Corpus* be issued out, by the Clerk of the Crown, returnable *immediatè*, to bring the said Colonel *Rugly* before this House.

And it is referred to the Earl of *Kent* and the Earl of *Denbigh*, to mediate an End between them, if they can, that so the said *Atkins* may have Satisfaction. 8 JHL 565 (Nov. 14, 1646)

Upon reading the Petition of Captain *Adkins*; desiring, “That Colonel *Ridgley* may not be released by the *Habeas Corpus* granted by this House, before he hath given him some Satisfaction for his Debt.”

It is ORDERED, To be referred to the Earls of *Kent*, *Denbigh*, and *Lyncolne*, to compromise and see what Satisfaction *Ridgley* can propound to give the Petitioner, and to end the Difference between them, or to report the same to this House.

Upon reading the Petition of Colonel *Symon Ridgeley*; praying, “That the Nine Hundred Seventy-nine Pounds, Four Shillings, Four Pence, formerly granted unto him, by Ordinance of both Houses, out of Sir *Edward Littleton*’s Estate, may be

allowed and paid to him Half-yearly, out of the Estates and Lands of such other Delinquents as the Houses shall think fit.”

It is ORDERED, To be recommended to the House of Commons. 8 JHL 647 (Jan. 6, 1646/7)

HL/PO/JO/10/1/216

Petition of Colonel Symon Rugeley. Complains that he has been arrested at the suit of Thomas Atkins, notwithstanding their Lordships' order for his protection until his arrears should be paid. Prays for discharge. Lords Journals, VIII. 565. 14 November 1646

HL/PO/JO/10/1/221

Petition of Colonel Symon Rugeley, of Knigh-thorpe [Knight-Thorpe], in the county of Leicester. 6 January 1647

HL/PO/JO/10/1/188

Petition of Colonel Simon Rugeley, and Col. Lewis Chadwicke, complaining of Thos. Atkins. June 1645

Petition of Capt. Powell (H.L. 1646), Nov. 26, 1646

No Petition

Arrears

Discharged

HMC

JHL

HL/PO/JO/10/1/248

HL/PO/JO/10/1/263

HMC 6th 142:

Nov. 23. Petition of Lieut.-Col. Thomas Powell. Petitioner, who has been four years in the Parliament service, has thereby lost all his foreign commands, and has become ruined in estate. He was lately cast into prison for a debt of 16£, though 700£ of arrears are owing to him. He prays to be released from prison, as he is ready to pay the debt out of the first money he receives for his debentures. L.J., VIII, 577.

Annexed:—

Copy of Account of Lieut.-Col. Thomas Powell for his service as Quarter Master. 23 August 1644

ORDERED, That Captain *Powell* shall be discharged from his Imprisonment, being arrested for Debt; there being many Arrears due to him from the State. 8 JHL 577 (Nov. 26, 1646)

HL/PO/JO/10/1/248

Copy of order for release of Colonel Thomas Powell under similar circumstances. 26 November 1646.

HL/PO/JO/10/1/263

Copy of order for release of Colonel Thomas Powell, to whom large arrears were owing by the State. 26 November 1646.

Petition of Lt. Col. Robert Wilshire (H.L. 1646), Dec. 11, 1646

Petition

“To the Right Honorable the House of Peers Assembled in Parliament”

Arrears

He prays for enlargement, and for protection until he shall be in a capacity to pay

It is ORDERED, That the said Lieutenant Colonel *Wiltshire* shall be released from his present Restraint, and enjoy the same Privilege granted to others of the same Nature, until he shall receive some Part of his Arrears to discharge the said Debt.

HMC

JHL

HLRO

HL/PO/JO/10/1/218

HMC 6th 144:

Dec. 11. Petition of Lieutenant-Colonel Robert Wilshire. He has from the beginning of these sad differences served the Parliament, and suffered much by loss of estate, and by imprisonment. Arrears of pay amounting to 800£. are due to him, yet when he went to Freeman House, where his accounts were being audited, he was arrested for a debt of 30£., and is now a prisoner. He prays for enlargement, and for protection until he shall be in a capacity to pay. L. J., VIII. 604.

Annexed:—

1. Copy of certificate from Sir Thomas Fairfax, that Wilshire served as major of his own regiment in the North, and has always behaved with fidelity and valour.

8 JHL 604:

Upon reading the Petition of Lieutenant Colonel *Wiltshire*; complaining, “That he is arrested for a small Debt, there being much owing to him for his Arrears for his Service to the Parliament, he having been Major of Sir. *Tho. Fairfax*’ Regiment in the North, and done faithful Service to the Parliament.”

It is ORDERED, That the said Lieutenant Colonel *Wiltshire* shall be released from his present Restraint, and enjoy the same Privilege granted to others of the same Nature, until he shall receive some Part of his Arrears to discharge the said Debt. 8 JHL 604 (Dec. 11, 1646)

HLRO, Main Papers, HL Papers, 23 Nov. 1646 to 15 Dec. 1646

Petition of Lt. Col. Robert Wilshire on piece of parchment 15 inches high by 11½ inches wide. Text: 7½ inches high by 6 inches wide. Superscription: “To the Right Honorable the House of Peers Assembled in Parliament”. “The Humble Petition of Lt. Col. Robert Wilshire”. “Sheweth”. Signed. Faded.

HLRO, Main Papers, HL Papers, 25 Jan. 1646/7 to 2 Feb. 1646/7

Dec. 11 discharge order for Robert Wilshire: “It is ordered by the Lords in Parliament assembled that the said Lt.-Col. Wiltshire shall have the benefit of the privilege of this House and be freed upon sight hereof from his said imprisonment . . . And that this order shall be a sufficient warrant for his present enlargement.” Copy.

HL/PO/JO/10/1/218

Petition of Lieutenant-Colonel Robert Wilshire. 11 December 1646

Petition of Robert, Lord Rich (H.L. 1646), Dec. 31, 1646

Privilege of Peerage

No Petition

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/220

See HMC 6th 149, 153:

Dec. 31. Petition of Robert Lord Rich. Complains that he was arrested by the Sheriffs of London upon a *capias ad satisfaciendum* on the 29th, and that they refuse to release him pursuant to the order of the House made on that day. Prays for the preservation of his right and privilege. L. J., VIII. 638.

Dec. 31. Petition of same, praying for condign punishment upon Samuel Gosse, at whose suit he has been arrested. L. J., VIII. 638. *In extenso.*

Dec. 31. Petition of Thomas Cullum and Simon Edmonds, Sheriffs of London. They understand that if they set Lord Rich at liberty it would be an escape in law, and that they would be liable for his debt; they therefore pray further directions from the House. L. J., VIII. 639. *In extenso.*

Annexed:—

1. Petition of Samuel Gosse, citizen and grocer of London.

2. Copy of the sentence against the nine Lords, of whom Lord Rich was one, impeached by the House of Commons for joining the King at York, depriving them of their privileges, etc. 20 July 1642.

3. Another petition of Gosse, excusing his conduct in arresting Lord Rich, and praying for satisfaction of his debt. (Undated.)

4. Narrative of the state of the case between Lord Rich and Samuel Gosse. HMC 6th 149

Jan. 14. Petition of Samuel Gosse, citizen of London, imprisoned for arresting Lord Rich. Prays for release. L. J., VIII. 674. *In extenso*.

Jan. 14. Petition of Ralph Hays and others, Serjeants-at-mace, and officers belonging to the Sheriffs of London. Are very sorry for their offence in arresting Lord Rich at the suit of Samuel Gosse, for they have been committed, and pray to be discharged. L. J., VIII. 674. *In extenso*.

Jan. 14. Duplicate of preceding. HMC 6th 153

8 JHL 635, 636, 638, 639:

The House was informed, “That the Lord *Rich* is arrested, and carried to a Tavern.”

It is ORDERED, That the Lord *Rich*, being a Peer of this Realm, and now in Arrest, shall be presently released, and enjoy the Privilege of a Peer of this Realm. 8 JHL 635 (Dec. 29, 1646)

The Petitions of the Lord *Rich* were read.
(Here enter them.)

ORDERED, That the Gentleman Usher attending this House shall go to the Sheriffs, and demand the Person of the Lord *Rich*, and bring him to this House, according to the Order of this House of the 29th Instant.

ORDERED, That Mr. *Reading*, the Secondary of *The Counter*, shall bring into this House the Writ in the Action, and the Proceedings against the Lord *Rich*.

The Gentleman Usher acquainted this House, “That the Sheriffs of *London* do obey the Order of this House, for releasing the Person of the Lord *Rich*.”

And thereupon a Petition from them was presented to his House, and read. (Here enter it.)

Hereupon the Sheriffs were called in; and the Speaker was commanded to let them know, “That whereas they have obeyed the Order of this House, for releasing the Lord *Rich*, a Peer of this Realm, who is arrested by an illegal Warrant, at the Suit of *Samuel Goss*, contrary to the Privilege of the Peers of this Kingdom, and the fundamental Laws of this Kingdom; and this House will take Care they shall run no Hazard or Prejudice by giving Obedience to the said Order of this House, but shall be hereby indemnified. 8 JHL 636 (Dec. 31, 1646)

“To the Right Honourable the Lords assembled in Parliament.

**The humble Petition of *Rober. Lord Rich*;
Sheweth,**

That the Petitioner, being a Peer of the Realm, on *Thursday*, the 29th of this Instant *December*, was illegally arrested, upon a *Capias ad satisfaciendum*, which lieth not against a Peer: And your Lordships were pleased, in regard the

said Arrest was contrary to the Privileges of Peerage, on the same Day, to order, That the Sheriffs of *London* should forthwith deliver your Petitioner.

That the Messenger of the House of Peers delivered the said Order unto them, and required them to deliver your Petitioner accordingly; which they refused and detain your Petitioner contrary to the said Order.

Forasmuch as this not only concerns the Petitioner, but the whole Peerage of the Kingdom, and is of very great Consequence;

The Petitioner humbly prayeth your Lordships to take the Premises into Consideration, and to give such Direction therein, for the Preservation of your Petitioner's Right and Privilege, as to your Wisdom shall seem meet.

And the petitioner shall pray.

RICHE.”

“To the Right Honourable the Lords assembled in Parliament.

The humble Petition of *Robert Lord Rich*.

Sheweth,

That the Petitioner, being a Peer of the Realm, one *Samuel Gosse*, well knowing the same, and that no *Capias* lieth against a Peer for *Debt*, procured a *Capias ad satisfaciendum* to be sued out against the Petitioner, which is contrary to the Law and Privilege of his Peerage; upon which *Capias*, by Practice he procured a Warrant from the Sheriffs of *London*, directed to

Edward Ridley and Raphe Hayes Two Serjeants belonging to the *The Poultry Compter*, and to *Clement Cole* and *John Hoton* Yeomen there attending; who thereupon, contrary to Law, arrested your Petitioner, and endeavoured to have imprisoned him in *The Poultry Compter*; and have imprisoned your Petitioner in the House of Alderman *Collumb*, One of the Sheriffs of *London*.

The Petitioner humbly prayeth your Lordships, to take the Premises into Consideration, and to inflict condign Punishment upon the said *Samuel Gosse*, the said Serjeants and Yeomen, for their undue Practice therein, according to their Demerits.

And your Petitioner shall pray, etc.

RICHE.”

8 JHL 638 (Dec. 31, 1646)

“To the Right Honourable the Lords in Parliament assembled.

The humble Petition of *Thomas Cullum* and *Simon Edmunds*, Sheriffs of *London*;

Humbly sheweth,

That, on *Tuesday* last, the Petitioners received an Order from your Lordships, for the delivering of the body of the Right Honourable the Lord *Rich* out of their Custody. They did not then know that his Lordship was under Restraint; but, upon Examination, they find that he was that Day taken in Execution, by virtue of a *Capias ad satisfaciendum* out of the Common Pleas at *Westm’r*, at the Suit of *Samuell Gosse*, for One Thousand Pounds Debt, and Six Pounds Costs.

They are informed, that, if they should deliver his Body without a Writ, it is an Escape in Law, the Judgement extinct, and the Petitioners liable to pay the Debt; whereof they humbly crave your Lordships Consideration, and such further Direction as in your great Wisdom shall be though fit.

And they shall daily pray etc.” 8 JHL 639 (Dec. 31, 1646)

This Day *John Reading*, the Secondary of *Woodstreete Compter*, was brought to this Bar, as a delinquent, for saying, “The Order of this House for the releasing of the Lord *Rich* was illegal.”

And he confessed, “That he unadvisedly told the Sheriffs of *London*, That the Order for the releasing of the Lord *Rich* did *erronice emanare*; and that it was not pleadable in this Case.”

Upon this his Confession, the House ORDERED, That he be committed to the Prison of *The Fleete*, during the further Pleasure of this House.

Next, *Samuell Gosse* was called in; and he confessed, “That he took a Writ, and hired Serjeants to arrest the Person of the Lord *Rich*, supposing he had not broke the Privilege of a Peer, because of the Judgment of this House against him.”

Hereupon it is ORDERED, That *Sam. Gosse* shall stand committed to the Prison of *The Fleete*, during the Pleasure of this House.

Then *Edward Ridley*, *Ralph Hayes*, Serjeants at Mace, and *Clement Cole* and *John Hoton* Yeomen were called in.

And having confessed they did arrest the Lord *Rich*: It is ORDERED, That they shall stand committed to the Prison of

Newgate, during the Pleasure of this House. 8 JHL 639 (Jan. 1, 1646/7)

HLRO, Main Papers, HL Papers, 17 Dec. 1646 to 31 Dec. 1646

Petition of Robert, Lord Rich on piece of parchment 15½ inches high by 12 inches wide. Text: 8½ inches high by 6¾ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Robert, Lord Rich”. “Sheweth”.

HL/PO/JO/10/1/220

Petition of Robert Lord Rich. Complains that he was arrested by the Sheriffs of London. 31 December 1646

Petition of Robert Lord Rich, praying for condign punishment upon Samuel Gosse, at whose suit he has been arrested. Lords Journals, VIII. 638. In extenso. 31 December 1646

Petition of Col. Francis Thompson (H.L. 1646/7), Jan. 29, 1646/7

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

Seeks payment of arrears “and give him a general release that so he may bee at liberty to seek out his own”

It is ORDERED, That the said Colonel *Thompson* be released

Petition of Thomas Cullum, and Symon Edmonds, Sheriffs of the City of London and County of Middlesex. They have been served with the order for discharge of Colonel Francis Thompson from the Poultry Compter, and are ready to obey it; but as divers actions have been charged upon him, besides that of Sarah Robinson, at whose suit he was first arrested, they pray that he may be brought before the House by Habeas Corpus, which will clear him from all actions, and free them from all future trouble.

ORDERED, That a *Habeas Corpus* shall be issued out, for the bringing Colonel *Thompson* before this House on *Tuesday* next, *Corpus cum Causa*; and that he shall assign over his Arrears to his Creditors

This Day Colonel *Francis Thompson* was brought before this House, upon a *Habeas Corpus cum Causa*

ORDERED, That Colonel *Thompson* shall be released forthwith, and his Protection shall be continued: That Colonel *Thompson* shall, forthwith after his said Releasement, assign over his Arrears owing to him from the State, in Satisfaction to his Creditors in general, to such Person or Persons as he shall think fit

HMC

JHL

HLRO

HL/PO/JO/10/1/198

HL/PO/JO/10/1/214

HL/PO/JO/10/1/222

HL/PO/JO/10/1/223

HMC 6th 137, 154, 155:

Oct. 23. Petition of Colonel Francis Thompson. At the beginning of the distractions petitioner left all his perferment to serve Parliament, by which he has been brought so low that he cannot maintain his wife and children, much less satisfy some debtors, who threaten him with arrest, which would prevent his ever being able to pay them, and would be the ruin of himself and his family. There are large arrears owing to him, and he therefore prays for protection from arrest. L. J., VIII. 543.

Oct. 23. Order for his protection. HMC 6th 137 (Oct. 23, 1646)

Jan. 22. Petition of Colonel Francis Thompson. He complains that he has been arrested at the suit of Mrs. Robinson for a debt of 46£. for swords and belts for his soldiers, contrary to the protection granted to him in Oct. last. He prays for enlargement, in consideration of his losses and sufferings in the cause of the State, the great arrears due to him, and that the officers who arrested him may be called upon to answer for their contempt. L. J., VIII. 682.

Jan. 22. Petition of Sarah Robinson, widow. Petitioner has legally arrested Thompson, and prays that he may not be discharged until he has paid the 46£. L. J., VIII. 682.

Jan. 23. Petition of Thomas Cullum, and Symon Edmonds, Sheriffs of the City of London and County of Middlesex. They have been served with the order for discharge of Colonel Francis Thompson from the Poultry Compter, and are ready to obey it; but as divers actions have been charged upon him, besides that of Sarah Robinson, at whose suit he was first arrested, they pray that he may be brought before the House by Habeas Corpus, which will clear him from all actions, and free them from all future trouble. L. J., VIII. 685. HMC 6th 154

Jan. 29. Petition of Colonel Francis Thompson. Petitioner has lately been arrested and imprisoned, in contempt of their Lordships' order, at the suit of Sarah Robinson, and has, since his imprisonment, had several actions of debt entered against him. Prays that some speedy course may be taken for the payment of the arrears due to him from the State, and that in the mean-time he may have a general release granted to him, in order that he may seek some way of maintenance for himself and family. L. J., VIII. 693.

Annexed:—

1. Statement of the sums for which Colonel Thompson stands indebted for the use of the State. HMC 6th 155

Jan. 29. Petition of Sara Robinson, widow, late wife of Captain Samson Robinson. Prays that the debt due from Colonel Thompson to her late husband may be paid before any other debt of the colonel's arrears. L. J., VIII. 693.

Jan. 29. Petition of Henry Stace, citizen and milliner of London. Prays that Colonel Thompson may not be discharged until he has given petitioner satisfaction for his debt.

8 JHL 543, 682, 685, 693:

Upon reading the Petition of Colonel *Francis Thompson*; desiring “a Protection from this House, for his Person, in regard many Arrears are due unto him from the Parliament.” 8 JHL 543 (Oct. 23, 1646)

Upon reading the Petition of Colonel *Thompson*; shewing, “That he is arrested, contrary to the Protection of this House of the 23th of *October* last, at the Suit of Mrs. *Robinson*, by Serjeants who knew he had a Protection from this House.”

And also the Petition of Mr. *Robinson* was read; shewing, “That though the said Colonel *Thompson* hath received some Part of his Arrears, yet he refuses to pay her a Debt of Forty-six Pounds.”

It is ORDERED, That the said Colonel *Thompson* be released; and that he, and Mrs. *Robinson* and the Serjeants shall attend the House To-morrow morning. 8 JHL 682 (Jan. 22, 1646)

ORDERED, That a *Habeas Corpus* shall be issued out, for the bringing Colonel *Thompson* before this House on *Tuesday* next, *Corpus cum Causa*; and that he shall assign over his Arrears to his Creditors, for their Satisfaction of such Debts as are justly due to them. 8 JHL 685 (Jan. 23, 1646)

This Day Colonel *Francis Thompson* was brought before this House, upon a *Habeas Corpus cum Causa*; and it appeared that there were many Actions upon him for Debt.

Then a Petition of *Sarah Robinson*, and another Petition of *Henry Stace*, Creditors, were read.

ORDERED, That Colonel *Thompson* shall be released forthwith, and his Protection shall be continued: That Colonel *Thompson* shall, forthwith after his said Releasement, assign over his Arrears owing to him from the State, in Satisfaction to his Creditors in general, to such Person or Persons as he shall think fit.

ORDERED, that *Porter* and *Nelson*, the Serjeants that arrested Colonel *Thompson*, contrary to the protection of this House, shall be summoned to appear before this House Tomorrow Morning, to answer the same. 8 JHL 693 (Jan. 29, 1646/7)

HLRO, Main Papers, HL Papers, 25 Jan. 1646/7 to 2 Feb. 1646/7

Petition of Col. Francis Thompson on piece of parchment 16 ½ inches high by 12½ inches wide. Text: 8½ inches high by 6¼ inches long. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Col. Francis Thompson”. “Sheweth”. Seeks payment of arrears “and give him a general release that so he may bee at liberty to seek out his own”. “shall ever pray for your Honors’ Eternall happiness and prosperity”. Signed.

HL/PO/JO/10/1/198

**Draft order for payment of £200 to Colonel Francis Thompson.
Lords Journals, VIII. 81. In extenso. 3 January 1646**

HL/PO/JO/10/1/214

Petition of Colonel Francis Thompson. 23 October 1646

HL/PO/JO/10/1/222

**Petition of Colonel Francis Thompson. He complains that he has
been arrested at the suit of Mrs. Robinson. 22 January 1647**

HL/PO/JO/10/1/223

Petition of Colonel Francis Thompson. 29 January 1647

Petition of Capt. John Erlyman (H.L. 1646/7), Mar. 5, 1646/7

Petition

“To the Right Honorable the Lords of the High Court in Parliament Assembled”

Arrears

Seeks a writ of habeas corpus to be brought to this Honorable House and then be discharged

Nothing on relief

HMC

JHL

HLRO

HL/PO/JO/10/1/227

HL/PO/JO/10/1/229

HMC 6th 162, 166:

March 5. Petition of John Erlyman. Petitioner having been in service ever since the Earl of Essex first went to Worcester, and having 600£. due to him for his pay, came up to London to pass his account, and has been arrested for a debt of 36£., and is now a prisoner in the King’s Bench. Prays for discharge. L. J., IX. 58.

March 5. Order granting protection to Erlyman. L. J., IX. 58. HMC 6th 162

March 25. Petition of Captain John Erlyman, now prisoner in the King’s Bench. Petitioner’s creditors, in wilful contempt of their Lordships’ order of the 5th instant, refuse to release him, and Sir John Lenthall, Marshal of the King’s

Bench, pretends that the order is not sufficient discharge for him in law. Petitioner prays that a writ of Habeas Corpus may be granted to him, in order that he may be brought up and discharged.

March 25. Order for Sir John Lenthall to appear and answer for disobeying their Lordships' order. L. J., IX. 103. HMC 6th 166

9 JHL 58, 103:

Upon reading the Petition of *John Erlysmán*; shewing, "That there are many Arrears due unto him from the State; and coming up to audit his Accompts, is in Danger to be arrested:"

It is ORDERED, That he shall have the Protection of this House, till he can receive Satisfaction for the Arrears from the State. 9 JHL 58 (Mar. 5, 1646/7)

Upon reading the Petition of Captain *John Erlysmán*, Prisoner in the King's Bench; shewing, "That he had an Order of This House, the 5th of *March*, That, the Petitioner assigning to his Creditors such Sums of Money as were really due to either of them, out of such Arrears as were due to the Petitioner, he was then to be discharged and freed out of Prison; which accordingly he hath performed: Yet the Petitioner's Creditors, in wilful Contempt of the said Order, refuse to release him; as also Sir *John Lenthall* Knight, and Marshal of the King's Bench, pretends that the Order of this House is not a sufficient Warrant to discharge him in law:"

It is ORDERED, That Sir *John Lenthall* shall be summoned to appear before this House, to shew Cause why he doth not obey the said Order of this House. 9 JHL 103 (Mar. 25, 1647)

HLRO, Main Papers, HL Papers, 4 Mar. 1646/7 to 9 Mar. 1646/7

Mar. 5 petition of Capt. John Erlysmen on piece of parchment 16 inches high by 11³/₄ inches wide. Text: 8 inches high by 6¹/₂ inches wide. Superscription: “To the Right Honorable the Lords of the High Court in Parliament Assembled”. “The Humble Petition of Capt. John Erlysmen”. “Humbly sheweth”. Seeks discharge. “shall ever pray etc.” Signed.

Mar. 5 `protection order signed, “J. Browne”. If make assignment from arrears, “shall be released of his said imprisonment: And this shall be a sufficient warrant”.

HLRO, Main Papers, HL Papers, 24 Mar. 1646/7 to 6 Apr. 1647

Mar. 25 petition of Capt. John Erlysmen on piece of parchment 16 inches high by 12 inches wide. Text: 9 inches high by 6¹/₂ inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament Assembled”. Seeks a writ of habeas corpus to be brought to this Honorable House and then be discharged.

Mar. 25 order for Lenthall to appear. Signed, “J. Browne”.

HL/PO/JO/10/1/227

Petition of John Erlysman. 5 March 1647

HL/PO/JO/10/1/229

**Petition of Captain John Erlysman, now prisoner in the King's
Bench. 25 March 1647**

Petition of Lt. Col. Edward Allen (H.L. 1646/7), Mar. 19, 1646/7

Petition

**“To the Right Honorable the Lords in Parliament Assembled”
Petition of Thomas Cullum and Simon Edmunds on piece of parchment. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. Have received Mar. 19 discharge order for Allen. Want him brought up by habeas corpus petition to the bar of House of Lords, there to be disposed of as your Lordships deem fit. Your lordships have “been formerly pleased to order such prisoners to be brought up by Habeas Corpus to the bar of this House, and there to dispose of them as to your Lordships did seem most fit.”**

It is ORDERED, That the Clerk of Crown in Chancery shall issue out a Writ of *Habeas Corpus cum Causa* returnable *immediate*, to bring the said Lieutenant Colonel *Allen* before the Lords in Parliament.

This Day Lieutenant Colonel *Allen* brought before this House, by *Habeas Corpus*, which was read.

It is ORDERED, That, upon assigning over to *John Nicholas*, one of his Creditors, so much of his Arrears proportionably as he does to others, in Satisfaction for his Debt, he shall be released

HMC

JHL

HLRO

HL/PO/JO/10/1/228

HL/PO/JO/10/1/229

HL/PO/JO/10/1/273

HMC 6th 164, 165, 167:

Mar. 19. Petition of Lieutenant-Colonel Edward Allen, prisoner in Wood Street Compter. Petitioner having been arrested for debt by John Nicholas, was again arrested by Nicholas. Prays that he may be enlarged and not further molested until his arrears, which amount to 800£., be paid. L. J., IX. 88. HMC 6th 164 (Mar. 19, 1646/7)

Mar. 22. Petition of Thomas Cullum and Simon Edmunds, Sheriffs of London and Middlesex. Pray that they may receive a writ of Habeas Corpus for bringing up Lieutenant-Colonel Allen. L. J., IX. 93. (HMC 6th 165 (Mar. 22, 1646-7)

April 1. Order for release of Colonel Edward Allen, upon his assigning a portion of his arrears to this creditors. L. J., IX. 117. HMC 6th 167 (April 1, 1647)

9 JHL 88, 93, 117:

Upon reading the Petition of Lieutenant Colonel *Allan*, who is arrested, and is in Prison upon Mean Process:

It is ORDERED, That he be presently released, there being many Arrears due to him from the State. 9 JHL 88 (Mar. 19, 1646/7)

The House, being informed, “That Lieutenant Colonel *Allen* is arrested and imprisoned for Debt, upon Execution:”

It is ORDERED, That the Clerk of Crown in Chancery shall issue out a Writ of *Habeas Corpus cum Causa* returnable *immediate*, to bring the said Lieutenant Colonel *Allen* before the Lords in Parliament. 9 JHL 93 (Mar. 22, 1646/7)

This Day Lieutenant Colonel *Allen* brought before this House, by *Habeas Corpus*, which was read.

It is ORDERED, That, upon assigning over to *John Nicholas*, one of his Creditors, so much of his Arrears proportionably as he does to others, in Satisfaction for his Debt, he shall be released. 9 JHL 117 (Apr. 1, 1647)

HLRO, Main Papers, HL Papers, 11 Mar. 1646/7 to 23 Mar. 1646/7

Petition of Lt. Col. Edward Allen on piece of parchment 13½ inches high by 12 inches wide. Text: 7 inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of Lt. Col. Edward Allen”. “Sheweth”.

Aug. 28 discharge order for Edward Allen, signed, “J. Browne”: “Upon the humble petition of Lt.-Col. Edward Allen, . . . It is ordered by the Lords in Parliament Assembled, that the said Mr. Allen shall be released of his imprisonment . . . upon sight of this order”.

Petition of Thomas Cullum and Simon Edmunds on piece of parchment. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. Have received Mar. 19 discharge order for Allen. Want him brought up by habeas corpus petition to the bar of House of Lords, there to be disposed of as your Lordships deem fit. Your lordships have “been formerly pleased to order such prisoners to be brought up by Habeas Corpus to the bar of this House, and there to dispose of them as to your Lordships did seem most fit.”

HLRO, Main Papers, HL Papers, 24 Mar. 1646/7 to 6 April 1647

Apr. 1 discharge order for Edward Allen signed, “J. Browne”. The order is directed to the Sheriff. “Edward Allen, having been brought before the bar by Habeas Corpus”. After assigning part of arrears to creditor, Edward Allen “is to be freed of his said restraint and imprisonment”.

Petition of Lt. Col. Edward Allen on piece of parchment. Superscription: “To the Right Honorable Lords in Parliament Assembled”. “The Humble Petition of Lt. Col. Edward Allen”. “Sheweth”. Arrested for debt, discharged by House of Lords, but now rearrested by same creditor. Prays discharge and not to be further molested till £800 arrears paid. Not signed. Edward Allen filed his previous petition on Aug. 13, 1646.

HL/PO/JO/10/1/228

Petition of Lieutenant-Colonel Edward Allen, prisoner in Wood Street Compter. 19 March 1647

HL/PO/JO/10/1/229

Order for release of Colonel Edward Allen, upon his assigning a portion of his arrears to his creditors. Lords Journals, IX. 117. 1 April 1647

HL/PO/JO/10/1/273

Draft order for payment of £200 to Lieutenant-Colonel Edward Allen. Lords Journals, X. 506. In extenso. 21 September 1648

Petition of Col. Randall Mainwaring (H.L. 1647), May 5, 1647

Petition set forth verbatim in JHL

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

Seeks discharge

It is ORDERED, That a *Habeas Corpus* be issued out, returnable *immediate*, to bring the said Colonel *Randall Manwaring* before the Lords in Parliament

This Day Colonel *Randall Manwaringe* was brought to this Bar, by a *Habeas Corpus cum Causa*, which was read Colonel *Manwaringe* is left to the ordinary Proceedings which his creditors have against him upon Execution.

HMC

JHL

HLRO

HL/PO/JO/10/1/218

HL/PO/JO/10/1/231

HMC 6th 120, 173:

June 6. Petition of Randal Mainwaring. Prays for protection from his creditors, until his debts are collected, and the arrears due him from the State are paid. L. J., VIII. 363. *In extenso*. HMC 6th 120 (June 6, 1646)

May 5. Petition of Colonel Randall Mainwaring. He has been arrested, notwithstanding the order of the House for his protection. He prays that he may be set at liberty, as he is ready to give every security for payment of his creditors, or at least

that he may have leave to go abroad with his keeper. L. J., IX.
176. HMC 6th 173 (May 5, 1647)

8 JHL 363:

**“To the Right Honourable the House of Peers
The Humble Petition of *Randall Manwaringe* Colonel
Sheweth,**

**That your Petitioner hath with all Faithfullness
served the Cause of GOD, the Commonwealth, and
this Parliament, both before and ever since their First
Sitting, unto this Day; and still is employed, both
by Commission from the Militia to command all the
Horse and Foot within the Line (as their Major General),
and by Order of Parliament to take Care of,
and to look to, the Guards at the Forts and
Passages; which your Petitioner hath and doth with
all Care and Diligence perform.**

**Your Petitioner further sheweth, that he hath
above Twelve Thousand Pounds owing him, in
England, Scotland, and Ireland, which, in the
Beginning of this Parliament, and since, he accounted
Good Debt; yet now is in Danger to lose a great
Part thereof, by reason that many of his Debtors
have suffered so much by these unhappy Wars,
whereby your Petitioner cannot at present receive
of his Debts, to enable him to pay such as he is
indebted and engaged unto.**

Your Petitioner further taketh the Boldness to

acquaint your Honours, that he is indebted and engaged for some others, unto some Men ill-affected to the Parliament, who with much Violence press and prosecute your Petitioner, which he conceives is done, not so much to benefit themselves, as to disable your Petitioner to serve the Parliament and City in his public Employment; or of Malice, to lay up your Petitioner, thereby to hinder him, that he cannot follow a Suit he now hath in the Admiralty, of a great Value, which is near to Sentence.

Your Petitioner therefore humbly prayeth your Honours to grant him, that, without Leave of this Honourable House, no Man may molest or trouble him; that your Petitioner may still serve the Parliament and City, and look after his business in the Admiralty, which is to him of great Concernment: And, if upon Complaint to your Honours, your Petitioner shall be found justly blameworthy, in neglecting to satisfy his Creditors as he can recover his Debts, he will willingly submit to the Severity of the most cruellest of them.

And shall ever pray, *etc.*

RAND. MANWARING.” 8 JHL 363

(June 6, 1647)

9 JHL 176, 183, 185, 189, 198, 199:

Upon Complaint made to this House, “That Colonel *Randall Manwaringe*, having the Protection of this House, is yet notwithstanding arrested upon Execution, and carried to Prison, by the Bailiffs of *Westm.*”

It is ORDERED, That a *Habeas Corpus* be issued out, returnable *immediate*, to bring the said Colonel *Randall Manwaring* before the Lords in Parliament; and that the Bailiffs that arrested him contrary to the said Protection shall appear before this House To-morrow Morning, to answer the same. 9 JHL 176 (May 5, 1647)

Upon reading the Petition of *Thomas Foote* and *John Kendrick* Aldermen of *London*:

It is ORDERED, That *John Richards* shall be attached, by the Gentleman Usher attending this House, and brought before the Lords in Parliament To-morrow, for commencing a Suit against the said Aldermen, for releasing of Colonel *Mainwaringe*, according to an Order of this House.

This Day Colonel *Randall Manwaringe* was brought to this Bar, by a *Habeas Corpus cum Causa*, which was read.

A Petition of *Benjamin Hide*, Creditor to Colonel *Randall Manwaringe*, was read. (Here enter it.)

Colonel *Manwaringe* informed the House, “That *Benjamin Hide* knew of the Protection of this House, and yet arrested him; and that there was contemptuous Words spoken by him and others to this House.”

And the Counsel of *Benjamin Hide* was heard as concerning to the Debt, but not concerning Things touching the Privileges of this House; alledging, “That Colonel *Mainwaringe* is a Person

that stands outlawed; therefore it is conceived he ought not to be protected, in that regard.”

It is ORDERED, That *Benjamin Hide* shall be heard, by his Counsel, on *Thursday* next, concerning the Delivery of Colonel *Manwaring* out upon Execution, and concerning the Outlawry; and that then Colonel *Manwaring* shall be heard by his Counsel: In the mean Time, to be remanded, and then brought. 9 JHL 183 (May 11, 1647)

“To the Right Honourable the Lords in Parliament.

The Humble Petition of *Thomas Foote, John Kendrick*, Aldermen of *London*;

Humbly Sheweth:

“That, the Petitioners being the last Year Sheriffs of London, a Writ of Capias ad satisfaciendum was awarded unto them, out of the Court of Common Pleas at Westm'r, against Colonel Randall Manwareing, at the Suit of John Richards, for Six Hundred Pounds Debt, and Five Pounds Cost, upon which your Petitioners Officers issued a Warrant for his Arrest; but the said Colonel Manwareing produced the Order of this Honourable House for his Protection from Arrests, in regard of his great Arrears from the State: In Obedience whereunto, the said Officers forbore to arrest him. The said John Richards hath now commenced a Suit against the Petitioners, for the said Debt, in the said Court of Common Pleas, upon Pretence that the said Colonel Manwareing was in the Petitioners Presence before the Return of the Writ.

“They most humbly beseech your Honours to provide for the Petitioners Indemnity for what they did in Obedience to an

Order of this Honourable House; and that the said Richards may forbear to prosecute his Suit against the Petitioners, and may take his Course, if he please, against the said Colonel Manwareing; being now in Custody, so that they be no farther liable to the Vexations of the said John Richards.

“And they shall humbly pray, &c.

**“Tho. Foote.
John Kendrick.”**

Hide’s Petition, for Colonel Manwaring’s Protection to be withdrawn.

“To the Right Honourable the Lords Assembled in Parliament.

“The humble Petition of *Benjamin Hide*, Gentleman.

“Sheweth:

“That Randolph Manwareing, of London, Esquire, hath owed unto your Petitioner One Hundred and Fifty Pounds Principal-money, upon Bond, for Nine or Ten Years, which your Petitioner hath forborn the longer, because the said Mr. Manwareing was employed in the State’s Service, upon his many Promises that he would faithfully pay the same.

‘That the said Mr. Manwareing, notwithstanding the great Sums of Money and Profits which he hath received, and the great Places he hath had in the Parliament’s Service, having no

Regard to his said Promises, will not pay his said just Debt, but hath forced your Petitioner to take him in Execution.

“May it please your Honours, who are Patrons of Law and Justice, not to privilege or protect him from the Law, who is so able to pay his Debts, and so made able by the Profits and Gains he received in the State’s Service; and to consider your Petitioner’s Condition, that he is like to lose his said Debt, if the said Manwareing should be set at Liberty out of Execution; and to hear your Petitioner’s Counsel, before any Order be made against him.

“And your Petitioner, as most bounden, shall daily pray for your Honours, &c.” 9 JHL 185 (May 11, 1647)

ORDERED, That the Cause between Colonel *Manwaringe* and *Hide*, appointed to be heard this Day, shall be heard to-morrow Morning; and then the said Colonel *Manwaring* shall be brought in person. 9 JHL 189 (May 13, 1647)

ORDERED, that Colonel *Manwaring’s* Business shall be heard To-morrow Morning, the First Cause, at which Time Colonel *Manwaringe* is to be brought; and the Parties Defendants are to have Notice hereof. 9 JHL 198 (May 19, 1647)

The House this Day heard the Counsel of the Creditors of Colonel *Manwaringe*, concerning his Protection which he hath from this House.

And it was alledged, “That Colonel *Manwaring*, being no menial Servant to any Peer or Assistant to this House, nor no Officer to this House; and that he was outlawed, after a

Judgment, before the Date of his Protection granted him by this House:”

Hereupon this House ORDERED, That Colonel *Manwaringe* is left to the ordinary Proceedings which his creditors have against him upon Execution.

Upon reading the Petition against Alderman *Foote* and Alderman *Kendrick*, late Sheriffs of *London*; and hearing what Mr. *Reading* said at this Bar, concerning *Richards*, who sueth them for an Escape of Colonel *Manwaringe*, who hath the Protection of this House:

It is ORDERED, That it is referred to these Lords Committees following, to hear what Proof can be made on both Sides, of the Matter of Fact; and to report the same to this House:

Comes. *Mulgrave*. Comes. *Rutland*.

Comes *Lyncolne*. Ds. *Hunsdon*.

Comes *Warwicke*. Ds. *Willoughby*.

Any Two, to meet when they please; and to adjourn from Time to Time, as they think fit; and to have Power to send for such Persons as they shall think fit. 9 JHL 199 (May 20, 1647)

HLRO, Main Papers, HL Papers, 27 Apr. 1647 to 6 May 1647

Petition of Col. Randall Mainwaring on piece of parchment 12 inches high by 16 inches wide. Text: 6 ¾ inches high by 8 inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Randall

Mainwaring, Col.” “Sheweth”. “for his enlargement”. “And your petitioner shall ever pray, etc.” Signed.

HL/PO/JO/10/1/218

**Petition of Colonel Randall Mainwaring. He has endangered his life, impaired his health, and lost his estate in the public service.
2 December 1646**

HL/PO/JO/10/1/231

Petition of Colonel Randall Mainwaring. 5 May 1647

Petition of Henry Daniell (H.L. 1647), Nov. 18, 1647

Petition

Servant

Discharged

HMC

JHL

HL/PO/JO/10/1/264

HL/PO/JO/10/1/276

HL/PO/JO/10/1/277

HMC 6th 210:

Nov. 18. Petition of Henry Daniel. Complains that, though servant to Lord Craven, he has, in his Lordship's absence beyond seas, been arrested, contrary to ancient custom and privilege. Prays for protection usual in such cases.

Nov. 18. Copy of order for Daniel's protection. L. J., IX. 531. HMC 6th 210

HMC 7th 59:

*** * ***

Annexed:—

1. * * *

2. Copy of order for petitioner's release. 18 Nov. 1647.

*** * * HMC 7th 59**

9 JHL 531:

ORDERED, That *Henry Daniell*, Servant to the Lord *Craven*, being arrested contrary to the Privilege of Parliament, shall be released from his Restraint. 9 JHL 531 (Nov. 18, 1647)

HL/PO/JO/10/1/264

Petition of Henry Daniell. 3 July 1648

HL/PO/JO/10/1/276

Petition of Henry Daniell. 30 October 1648

Similar petition of Henry Daniell. (Undated.)

HL/PO/JO/10/1/277

Petition of Henry Daniell.

Petition of Capt. William Bedwell (H.L. 1647), Nov. 27, 1647

Petition

Arrears

prays for payment of his arrears, or that he may be set at liberty

Nothing on relief

HMC

JHL

HL/PO/JO/10/1/245

HL/PO/JO/10/1/246

HL/PO/JO/10/1/279

HMC 6th 212:

Nov. 27. Petition of Captain William Bedwell, now prisoner in the King's Bench. Has faithfully served the Parliament from the beginning of the war, and above 500£. are due to him for arrears, yet above two years ago, while on actual service, he was arrested by John Juxon, a proctor, upon a bond for 1,000£. for performance of the covenants of a mortgage. Juxon has received more than the worth of the mortgage, holds petitioner's estate worth 600£. per annum, besides goods and growing corn, and yet keeps him in prison, by which he and his family are reduced to great extremity. Petitioner prays for payment of his arrears, or that he may be set at liberty, unless Juxon can show good cause to the contrary. L. J., IX. 545.

9 JHL 545:

Upon reading the Petition of Captain *Wm. Bedwell*, against *John Juxon*:

It is ORDERED, that the said *Juxon* shall have a Copy of the Petition, and return his Answer by *Tuesday* next. 9 JHL 545 (Nov. 27, 1647)

HL/PO/JO/10/1/245

Petition of Captain William Bedwell, son prisoner in the King's Bench. 27 November 1647

HL/PO/JO/10/1/246

Replication of Captain William Bedwell to the answer of John Juxon, recapitulating his former statements, and praying for relief. (Undated.)

HL/PO/JO/10/1/279

Petition of Captain William Bedwell and others to the Lords and Commons. Petitioners have long and faithfully served the State, their arrears being wholly unsatisfied.

Petition of Captain William Bedwell, with certain others, to the same effect as preceding.

Petition of John Donne (H.L. 1648), June 14, 1648

Petition

“To the Right Honorable the Lords in Parliament Assembled”

Servant (Chaplain to Earl of Denbigh)

Prays for discharge

Referred to Committee of Privileges

HMC

JHL

HLRO

HL/PO/JO/10/1/263

HMC 7th 30:

June 14. Petition of John Donne, Doctor of Divinity. Petitioner, who is chaplain in ordinary to the Earl of Denbigh, complains that he has been arrested contrary to privilege by James Vickars. Prays for discharge, and that Vickars may be sent for to answer his contempt. L. J., X. 322.

10 JHL 322:

Upon reading the Petition of Doctor *John Donne*, Chaplain to the Earl of *Denbigh*, who is arrested contrary, to the Privilege of Parliament:

It is ORDERED, That it is referred to the Committee of Privileges, to consider whether he is capable of the Privilege of

Parliament or no, and report the same to this House. 10 JHL 322 (June 14, 1648)

HLRO, Main Papers, HL Papers, 8 June 1648 to 22 June 1648

Petition of John Donne on piece of parchment 15½ inches high by 12½ inches wide. Text: 7¾ inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of John Donne”. “Humbly Sheweth”. Arrested contrary to privilege of Parliament. “And your petitioner shall ever pray etc.” Signed.

HL/PO/JO/10/1/263

Petition of John Donne, Doctor of Divinity. Petitioner, who is chaplain in ordinary to the Earl of Denbigh, complains that he has been arrested contrary to privilege by James Vickars. Prays for discharge, and that Vickars may be sent for to answer his contempt. Lords Journals, X. 322. 14 June 1648

Petition of Capt. John Jessopp (H.L. 1648), June 17, 1648

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

and desires he may have the Privilege of Parliament for his Releasement, in regard the Parliament owes to him Six Hundred Pounds, for Arrears due to him for the Service to the Parliament

Writ of habeas corpus

Return

***John Jesop*, being brought before this House by a *Habeas Corpus*, was ordered to be released; he assigning to his Creditors so much of his Arrears as will satisfy them**

MHL

HMC

JHL

HLRO

HL/PO/JO/10/14/11/3664

11 MHL 474:

20 June 1648. Writ of Habeas Corpus (John Jessopp)

(a) 20 June. Writ of Habeas Corpus, directed to the bailiff of Newgate, to bring John Jessopp before their Lordships immediately. *Dated*, this day. [17 June, upon petition, ordered a writ be issued, L. J., X, 330.]

(b) N.d. Return of the bailiff to the above. [29 June, Jessop brought to the Bar and discharged, *ibid.*, 351.]

HMC 7th 31, 34:

June 17. Petition of Captain John Jessop. Petitioner, who lost a considerable estate, both real and personal, by the late rebellion in Ireland, has served the State under the Earls of Essex and Stamford, for which service there are arrears due to him to the amount of 600£. He has now been arrested for a small sum by Percevall Ebbotson, and remains a prisoner in Newgate. Prays that an order may be made for his release in accordance with the precedent annexed. L . J., X. 330.

Annexed:—

- 1. Copy of order for release of Captain Jasper Hartwell. 2 June 1646.**
- 2. Petition of Elizabeth Ebbotson. Petitioner's husband, Percevall Ebbotson, before the beginning of these troubles, kept one of the greatest inns in the city of Exeter, and maintained himself and family in good fashion. The city was twice besieged, and during those times he was forced to quarter many soldiers, for which he could get little or no payment. Mr. John Jessop, being Marshal General under Lord Stamford, did during the first siege, take up quarters at the inn for himself, his wife, and servants; the reckoning for his expenses and the money borrowed came to 30£., for which, being unprovided with money, as he said, he gave a bill. Petitioner and her husband having no**

means of subsistence, and having pawned and sold all that they had, even to their very clothes, after many entreaties for some satisfaction from Jessop, caused him to be arrested upon the bill. Jessop in order to defraud them of their debt threatens to accuse petitioner's husband of malignancy, though he never took arms or did any act hostile to the Parliament. Petitioner prays that her husband may have free liberty to proceed against Jessop in due course of law for the recovery of his debt. (Undated.) HMC 7th 31

June 29. Draft order for the release of Captain John Jessop on his giving good security for the payment of his debts out of his arrears. L. J., X. 351. HMC 7th 34

10 JHL 330, 351:

Upon petition, ordered a Writ of *Habeas Corpus* be issued. 10 JHL 330 (June 17, 1648)

Upon reading the Petition of Captain *Jessop*; complaining, "That he is arrested, and imprisoned in *Newgate* for Debt; and desires he may have the Privilege of Parliament for his Releasement, in regard the Parliament owes to him Six Hundred Pounds, for Arrears due to him for the Service to the Parliament:"

It is ORDERED, That a *Habeas Corpus* be forthwith granted, to bring the said Captain *John Jessop* to this Bar, *Corpus cum Causa*. 10 JHL 330 (June 20, 1648)

John Jesop, being brought before this House by a *Habeas Corpus*, was ordered to be released; he assigning to his Creditors

so much of his Arrears as will satisfy them. 10 JHL 351 (June 29, 1648)

HLRO, Main Papers, HL Papers, 8 June 1648 to 22 June 1648

Petition of Capt. John Jessopp on piece of parchment 12½ inches high by 15½ inches wide. Text: 6¾ inches high by 6¾ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Capt. John Jessopp”. “Sheweth”. John Jessopp lost considerable estates (real property and personal property) by the late rebellion in Ireland, for which he is due £600 in arrears. Now arrested for small sum by Percevall Ebbotson and remains a prisoner in Newgate. Seeks discharge in accordance with annexed precedent. “that your petitioner may be released of his imprisonment”. “And your petitioner shall ever pray etc.” Signed.

June 2, 1646 discharge order for Capt. Jasper Hartwell. Copy.

HL/PO/JO/10/14/11/3664

Writ of Habeas Corpus, directed to the bailiff of Newgate, to bring John Jessopp before their Lordships immediately. 20 June –

Petition of Stephen Pacye (H.L. 1648), June 20, 1648

Petition

“To the Right Honorable the House of Peers Assembled in Parliament”

Discharge ordered

HMC

JHL

HLRO

HL/PO/JO/10/1/263

HL/PO/JO/10/1/264

HL/PO/JO/10/1/265

HL/PO/JO/10/1/266

HL/PO/JO/10/1/275

HMC 7th 32, 33, 37, 38, 40, 58:

June 20. Petition of Stephen Pacye. Captain Bushell being in London, by order of the House of Commons, concerning the surrender of the Isle of Lundy, and having his Excellency’s pass and protection, was arrested at the suit of one Snellock, and forced to give bail for his appearance. Petitioner, with others, became bail for him, and he not appearing, Snellock caused petitioner to be arrested, notwithstanding his Excellency wrote a letter commanding him to forbear. Prays that Snellock and Gabriel Clinkard, the bailiff who arrested petitioner, may be sent for to answer for their contempt, that Snellock may be ordered to produce his Excellency’s letter, and that petitioner

may be discharged and have good costs and damages for false imprisonment.

Annexed:—

1. Similar petition of same. (Undated.)
2. Copy of letter from Lord Fairfax at Windsor to Snellock desiring him to forbear his proceedings against Captain Bushell's bail. etc. 4 May 1648. HMC 7th 32

June 23. Order for Mordant Snellock to cause Stephen Pacye to be immediately released, or to attend the House to show cause why he does not do so. L. J., X. 345.

June 26. Draft order for the release of Stephen Pacye, bail of Captain Bushell. L. J., X. 347.

Annexed:—

1. Letter from Thomas Lord Fairfax, at Windsor, to the Earl of Manchester. He gave a safe conduct to Thomas Bushell to come to town about the surrender of Lundy Island, and thereupon agreed that he should have protection from arrest for two months, but whilst in London Bushell was arrested by Snellock, and Lord Fairfax desires that he may be set at liberty as the business for the surrender of Lundy is obstructed, and Bushell, if he had not presumed on his safe conduct, would not have exposed himself to arrest. 11 Dec. 1647. HMC 7th 33

July 18. Petitioner of Stephen Pacye [Payce]. He is prisoner as bail for Captain Bushell, late Governor of Lundy Island, who had a protection from the Lord General to come to London to perfect the agreement for the surrender of the

Island; on the 26th of June last the House was pleased to order that petitioner should be released, and the bail bond delivered up. The order was duly served on Snellock, the creditor, King, the bailiff, and Sturmeay, the attorney, but they all refuse obedience. Petitioner prays that they may be apprehended for their contempt, and kept in custody till they give obedience to the order of the House.

Annexed:—

- 1. Order of 26 June referred to in preceding.**
- 2. Affidavit of Thomas Robson that he served the preceding order on Snellock and Sturmeay, and that the former said he would lie in prison all the days of his life before he would obey it. L. J., X. 383. HMC 7th 37**

July 25. Petition of Stephen Pacye [Payce]. The House, on the 26th of June, upon reading the Lord General's letter, stating that he had given a safe conduct to Mr. Bushell, Governor of the Isle of Lundy, to come to town about the surrender of the island, ordered that Snellock, creditor of Bushell, should deliver up his bail bond; but Snellock not obeying, he was ordered on the 18th instant to answer for his contempt within two days; he has again disobeyed, and petitioner still remains in bondage. Prays that Snellock may be committed to custody till he gives obedience to the orders of the House. L. J., X. 394.

Annexed:—

- 1. Copy of order of 18 July referred to in preceding.**
- 2. Affidavit of service of the order. HMC 7th 38**

Aug. 2. Petition of Stephen Pacye; no obedience having been given by Snellock to the former orders of the House for

him to deliver up the bail bond under which petitioner stands bond for Captain Bushell, petitioner once more prays that Snellock, the attorney, and the bailiff may be committed close prisoners. L. J., X. 408.

Annexed:—

1. Copy of order in the case of 26 June 1648.

2. Copy of order of 25 July 1648. HMC 7th 40

Oct. 20. Petition of Mordant Snellock, prisoner in the Fleet. L. J., X. 556. HMC. 7th 58

10 JHL 336, 345, 347, 383, 408, 556:

Upon Complaint made to this House, “That Captain *Bushell* is arrested, by the Bailiff of *Westm.* contrary to the Protection given by the General, according to the Directions of both Houses:”

It is ORDERED, That the said Bailiff do forthwith release him from his present Restraint; or else appear before this House, and shew Cause to the contrary.” 10 JHL 336 (June 20, 1648)

Upon the Oath of *Thos. Robson*, “That he shewed the Order of this House, of the 20 *June* Instant, for releasing of *Stephen Pacy*; but *Snellock* will not give Way to it;”

Hereupon, it is ORDERED, That the said *Snellocke* shall attend this House, the next Sitting, to answer the same. 10 JHL 345 (June 23, 1648)

ORDERED, That *Stephen Pacy*, Bail of Captain *Bushell*, shall forthwith be released of his present Restraint. 10 JHL 347 (June 26, 1648)

Upon reading the Affidavit of *Thomas Robson* this Day in the House:

ORDERED, That *Mordant Snellocke* and *Thos. Sturney* shall attend this House within Two Days next after this Order shall be served, and answer the Complaint of the said Affidavit; and that the serving of this Order upon the Parties, or either of them, or the leaving a Copy thereof at either of their Houses or Lodgings, shall be a sufficient Serving of him or them where it shall be so served respectively: And herein Obedience is to be given, as the contrary will be answered to this House. 10 JHL 383 (July 18, 1648)

Upon reading the Petition of *Steven Pacy*; complaining, “That, by reason of the Prosecution of *Mordant Snellocke*, he cannot have the Benefit of the Orders of this House, for his Releasement;”

It is ORDERED, That the said *Snellocke* shall attend this House on *Thursday* Morning, and shew Cause why he should not be released; and in Default thereof, the said *Snellocke* shall be taken into safe Custody, by the Gentleman Usher attending this House. 10 JHL 394 (July 25, 1648)

Upon reading the Petition of *Steven Pacy*:

It is ORDERED, That *Mordant Snellocke* shall stand committed to the Prison of *The Fleete*, there to remain till he hath given Obedience to the Orders of this House, made in the Cause between him and the said *Pacy*. 10 JHL 408 (Aug. 2, 1648)

Upon reading the Petition of *Snellock*, a Prisoner in *The Fleete*;

Therefore, it is ORDERED, that *Russell* shall forthwith appear before this House; and that the said *Snellocke* shall be put in Bail, and have Liberty for Six Months; provided he appear before this House as he shall hereafter be summoned. 10 JHL 556 (Oct. 20, 1648)

HLRO, Main Papers, HL Papers, 8 June 1648 to 22 June 1648

Petition of Stephen Pacye on piece of parchment 16 inches high by 12½ inches wide. Text: 9½ inches by 5½ inches wide. Superscription: “To the Right Honorable the House of Peers Assembled in Parliament”. “The Humble Petition of Stephen Pacye”. “HUMBLY SHEWETH”. Capt. Bushell being in London by order of House of Commons concerning the surrender of Isle of Lundy and having His Excellency's pass and protection, was arrested at suit of one Snellock and forced to give bail for his appearance. Petitioner, with others, became bail for him and he not appearing, Snellock caused petitioner to be arrested, notwithstanding His Excellency wrote to him to forbear. Seeks discharge. “And your petitioner shall ever pray etc.” Signed.

A second petition of Stephen Pacye.

HL/PO/JO/10/1/263

Petition of Stephen Pacye. 20 June 1648

Similar petition of Stephen Pacye. (Undated.)

HL/PO/JO/10/1/264

Order for Mordant Snellock to cause Stephen Pacye to be immediately released, or to attend the House to show cause why he does not do so. Lords Journals, X. 345. 23 June 1648

Draft order for the release of Stephen Pacye, bail of Captain Bushell. Lords Journals, X. 347. 26 June 1648

HL/PO/JO/10/1/265

Petition of Stephen Pacye [Payce], prisoner as bail for Captain Bushell, late Governor of Lundy Island. 18 July 1648

Petition of Stephen Pacye [Payce]. 25 July 1648

HL/PO/JO/10/1/266

Petition of Stephen Pacye. 2 August 1648

HL/PO/JO/10/1/275

Petition of Stephen Pacye [Payce].

Petition of Henry Daniell (H.L. 1648), Oct. 30, 1648

Petition

Petitioner prays that he may have the benefit of their Lordships' former order for his liberty

Upon the Petition of *Henry Daniell*, Servant to the Lord *Craven*, arrested, as is alledged, contrary to the Privilege of Parliament:

It is ORDERED, That a *Habeas Corpus* be issued out, to bring him *Corpus cum Causa* before the Lords in Parliament forthwith; and the Party concerned to have Notice thereof

This Day *Henry Daniell* was brought to the Bar, by a *Habeas Corpus*; which being read, it appeared that he is in Execution for Five Hundred Pounds

It is ORDERED hereupon, That the Order for the *Habeas Corpus* is hereby revoked; and the said *Daniell* to remain in the same State and Condition he was in before the Order of this House

HMC

JHL

HL/PO/JO/10/1/264

HL/PO/JO/10/1/276

HL/PO/JO/10/1/277

HMC 7th 35, 59, 62:

July 3. Petition of Henry Daniell; petitioner having been arrested by Anthony Whitchurch, the House was pleased to order his release on the 18th of Nov. 1647, but Whitchurch, in contempt of their Lordships' order, proceeded against him at law, and having very indirectly obtained a judgment, violently

seized petitioner by the aid of soldiers of the garrison of Wallingford, and has ever since detained him a prisoner; petitioner prays that Whitchurch may be sent for to answer for his contempt. *See* L. J., IX. 531. HMC 7th 35

Oct. 30. Petition of Henry Daniell. Petitioner, a servant to Lord Craven, having been heretofore arrested at the suit of Anthony Whytchurch, made his humble address to their Lordships, who were pleased to give order for his release. Whytchurch in contempt of this order proceeded at law and obtained judgment against him, and with the assistance of some soldiers belonging to the garrison at Wallingford seized im and carried him from his house at Caversham to the Castle at Oxford, where he has ever since remained a prisoner. Petitioner prays that he may have the benefit of their Lordships' former order for his liberty, and that Whytchurch may be sent for to answer for his contempt. L. J., X. 570.

Annexed:—

1. Similar petition of same. (Undated.)
2. Copy of order for petitioner's release. 18 Nov. 1647.
3. Another copy.
4. Affidavit of Daniell detailing the circumstances of his arrest.
5. Affidavit of Richard Younge.
6. Affidavit of Robert Reeve. HMC 7th 59

Nov. 9. Petition of Anthony Whitchurch; complains that Henry Daniell plundered him of goods to the value of upwards of 400£., for which petitioner has recovered 500£. and odd, but Daniell who has been in execution for a whole year, pretends

that he is a servant to Lord Craven, and thereby endeavours to obtain his discharge, which if obtained will be petitioner's utter ruin; he prays therefore that it may not be granted. L. J., X. 582.

Annexed:—

1. Petition of Henry Daniell; being arrested at the suit of Anthony Whitchurch contrary to privilege, as petitioner is a servant to Lord Craven, the House by order of the 18th of November 1647 ordered his discharge; but he has been again arrested and most uncivilly dragged out of his house by a party of soldiers to the Castle of Oxford, Whitchurch despising the order then shewed to him, and saying, the House had no power to grant such orders; petitioner prays for a further order for his release, and that Whitchurch may be called upon to answer for his contempt. (Undated.)
2. Copy of order of 18 Nov. 1647. HMC 7th 62

10 JHL 570, 580, 582:

Upon the Petition of *Henry Daniell*, Servant to the Lord *Craven*, arrested, as is alledged, contrary to the Privilege of Parliament:

It is ORDERED, That a *Habeas Corpus* be issued out, to bring him *Corpus cum Causa* before the Lords in Parliament forthwith; and the Party concerned to have Notice thereof. 10 JHL 570 (Oct. 30, 1648)

This Day *Henry Daniell* was brought to the Bar, by a *Habeas Corpus*; which being read, it appeared that he is in Execution for Five Hundred Pounds.

And it being objected, “That *Anthony Whitchurch*, the Creditor, hath proceeded in the obtaining an Execution against him, contrary to a former Order of this House, giving Protection to the said *Daniell*, as being a menial servant to the Lord *Craven*;” therefore was moved, “That the said *Whitchurch* may answer his said Contempt to the Order of this House.”

It is ORDERED, That this Business shall be taken further into Consideration To-morrow Fortnight, at which time the said *Daniell* shall be brought again; and the said *Whitchurch* shall have Notice to appear at the same Time. 10 JHL 580 (Nov. 10, 1648)

Upon reading the Petition of *Anthony Whitchurch*; shewing, “That he hath recovered against *Henry Daniell*, Five Hundred and odd Pounds, for Damages, who, being in actual Arms against the Parliament, plundered the Petitioner of Goods to the Value of above Four Hundred Pounds, for which he recovered as aforesaid the Sum of Five Hundred and odd Pounds; and the said *Daniell*, being in Execution, and so hath been a whole Year, at the Petitioner’s Suit, upon the Recovery or Judgement, endeavours to be discharged by this House, pretending himself to be a menial Servant of the Lord *Craven*; the which if obtained, the Petitioner is utterly ruined: Therefore it is desired, that the said *Daniell* may not be discharged out of Execution, until he hath satisfied the Petitioner’s Debt;”

It is ORDERED hereupon, That the Order for the *Habeas Corpus* is hereby revoked; and the said *Daniell* to remain in the

same State and Condition he was in before the Order of this House. 10 JHL 582 (Nov. 9, 1648)

HL/PO/JO/10/1/264

Petition of Henry Daniell. 3 July 1648

HL/PO/JO/10/1/276

Petition of Henry Daniell. 30 October 1648

Similar petition of Henry Daniell. (Undated.)

HL/PO/JO/10/1/277

Petition of Henry Daniell.

Petition of Capt. Bestmey Mason (H.L. 1648), Nov. 7, 1648

Petition

“To the Right Honorable the House of Peers”

Arrears

“to grant him an order for a Habeas Corpus for freeing him”

Writ of habeas corpus

This Day Captain *Bestmey Mason* was brought to the Bar, by virtue of a *Habeas Corpus*.

It is ORDERED, That the said Captain *Bestmey Mason* shall be released; he first giving Security, out of his Arrears, for Payment of the said Fifty Pounds to the said *Perkins*, etc. out of the First Monies he shall receive.

HMC

JHL

HLRO

HL/PO/JO/10/1/277

HMC 7th 61, 62:

Nov. 7. Petition of Captain Bestmey Mason. An execution has been taken out against him to recover 100£., for which he became surety about seven years since at the request of Mr. Gouldsbrough and Mr. Hallum, his tenant; petitioner, who has lost his blood, suffered imprisonment, and set forth horses and arms, and voluntarily lent money to the Parliament, prays that he may be freed by Habeas Corpus, as he verily believes that the other parties, though well able to pay the debt, have combined

to make him pay only for his faithfulness to the Parliament. L. J., X. 580. HMC 7th 61

Nov. 13. Petition of Captain Bestmey Mason; he is taken in executions for a debt for which he is only surety, the principals being well able to pay, though he has suffered much in the Parliament service, and arrears to the amount of 1,000£. are due to him; he prays for release by Habeas Corpus. L. J., X. 587.

Annexed:—

1. Certificate respecting arrears due to Captain Mason. 31 October 1648. HMC 7th 62

10 JHL 580, 587:

ORDERED, That a *Habeas Corpus* be issued forth, returnable *immediate*, to bring Captain *Bestmey Mason* before the Lords in Parliament; he being imprisoned for Fifty Pounds, whereas there is much money due to him from the State. 10 JHL 580 (Nov. 7, 1648)

This Day Captain *Bestmey Mason* was brought to the Bar, by virtue of a *Habeas Corpus*.

And it appeared, “That he did owe, upon Execution, Fifty Pounds to *Edward Perkins* and others.”

It is ORDERED, That the said Captain *Bestmey Mason* shall be released; he first giving Security, out of his Arrears, for Payment of the said Fifty Pounds to the said *Perkins*, etc. out of the First Monies he shall receive. 10 JHL 587 (Nov. 13, 1648)

HLRO, Main Papers, HL Papers, 4 Nov. 1648 to 15 Nov. 1648

Nov. 7 petition of Capt. Bestmey Mason on piece of parchment 15 inches high by 11½ inches wide. Text: 7½ inches high by 6½ inches wide. Superscription: “To the Right Honorable the House of Peers”. “The Humble Petition of Capt. Bestmey Mason”. “Humbly sheweth”. Seeks the House of Lords “to grant him an order for a Habeas Corpus for freeing him”. “And your petitioner shall ever pray etc.” Signed.

Nov. 13 petition of Capt. Bestmey Mason (duplicate of Nov. 7 petition).

HL/PO/JO/10/1/277

Petition of Captain Bestmey Mason. 7 November 1648

Petition of Captain Bestmey Mason. 13 November 1648

Petition of Col. William Herbert (H.L. 1648), Nov. 11, 1648

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Arrears

he prays the House to take some speedy means for his enlargement

Ordered discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/277

HL/PO/JO/10/1/278

HMC 7th 62, 64:

**Nov. 11. Petition of Colonel William Herbert; whilst lying sick in his chamber of wounds received at the taking of Berkeley Castle he was arrested for debt, and though some of his creditors have accepted payment out of his arrears, those who are now troubling him will not do so; he prays the House to take some speedy means for his enlargement. *See L. J., X. 587.*
HMC 7th 62**

Nov. 24. Petition of Colonel William Herbert; on the 14th instant this House ordered that he should be released from imprisonment upon his making an assignment to his creditors out of the arrears due to him; he accordingly tendered an assignment with a copy of the order, to Thomas Vaughan and Henry Kemp but they slighted the order, refused obedience to

it, and still violently prosecute him; he therefore prays the House to take some steps to secure his discharge. L. J., X. 602.

Annexed:—

1. Copy of order of Nov. 14.
2. Affidavit in support of the petition. HMC 7th 64

10 JHL 587, 602:

Upon reading the Petition of Colonel *Wm. Herbert*; complaining, “That he offering to assign to his Creditors his Arrears owing to him by the Parliament, they refuse to accept the same.”

It is ORDERED, That the said Colonel *Herbert* shall have the Protection of this House, to secure his Person from Arrests; and that he make Assignment of his Arrears to his Creditors, to be paid when he receives his Arrears. 10 JHL 587 (Nov. 14, 1648)

The Petition of Colonel *Wm. Herbert*, read.

ORDERED, That *Thomas Vaughan* and others the Creditors of the Petitioner are to appear before the Lords in Parliament, who are to be heard touching the Matter of the said Petition; and the Earl of *Stamford* is desired by the House, to persuade the Petitioner to pay the said Mr. *Vaughan* his just debt forthwith. 10 JHL 602 (Nov. 24, 1648)

HLRO, Main Papers, HL Papers, 16 Nov. 1648 to 28 Nov. 1648

Petition of Col. William Herbert on piece of parchment 16 inches high by 12 inches wide. Text: 8½ inches high by 6½ inches wide. Superscription: “To the Right Honorable the Lords

Assembled in Parliament”. “The Humble Petition of Col. William Herbert”. “Humbly sheweth”. Signed.

HL/PO/JO/10/1/277

Petition of Colonel William Herbert; whilst lying sick in his chamber of wounds received at the taking of Berkeley Castle he was arrested for debt. 1 November 1648

HL/PO/JO/10/1/278

Petition of Colonel William Herbert. 24 November 1648

Petition of Sir Robert Hannay (H.L. 1648), Nov. 13, 1648

Petition

“To the Right Honorable the House of Peers Assembled in Parliament”

It is ORDERED, That the said Sir *Robert Hannay* shall be released from his present Restraint, and have the Protection of his House for his Person; he giving his Creditors Assignments out of his Arrears, for their Satisfaction.

It is ORDERED, That he shall have the protection of the House delivered to him; but is required, and hereby obliged, so soon as the Protection is delivered to him, to assign to his Creditors so much out of his Arrears as will given them Satisfaction

HMC

JHL

HLRO

HL/PO/JO/10/1/277

HMC 7th 62, 63:

Nov. 13. Petition of Sir Robert Hannay; petitioner has been affronted with arrests whilst entrusted by Sir Charles Coote, Lord President of Connaught, to negotiate of the work against the rebels in Ireland, and this, though about 3,000£. are due to him for arrears. He is ready to satisfy all his creditors as soon as it shall be in his power so to do, and prays to be protected from arrest that he may prosecute the public affairs entrusted to him. L. J., X. 586.

Annexed:–

1. Copy of commission from Sir Charles Coote to petitioner to negotiate in England for supplies, etc. for his forces in Ireland. 1 May 1646.

2. Copy of certificate of petitioner's losses and sufferings. 1 November 1647. HMC 7th 62

Nov. 15. Petition of Sir Robert Hannay; he thanks the House for granting him protection, which, however, Mr. Browne will not deliver to him until he has made an assignment to his creditors out of his arrears; he is ready to do so, though a great part of the debt was contracted as surely with Sir Charles Coote, Lord President of Connaught, for provisions for the soldiery there, but no part of his arrears is yet settled to be paid at any place, and no assignment therefore would be valid; he prays the House to order Mr. Browne to deliver him his protection, that he may be able to follow the business of the Province of Connaught, which is greatly suffering by his restraint; and he promises to make assignment to his creditors as soon as his arrears are settled. L. J., X. 591. HMC 7th 63

10 JHL 586, 591:

Upon reading the Petition of Sir *Robert Hannay* Knight, complaining, "That he being sent over by Sir *Charles Coote*, to negotiate Affairs of *Ireland* here, is arrested, contrary to the Privilege of Parliament; he being in actual Service for the Parliament in *Ireland*, and hath many Arrears due unto him:"

It is ORDERED, That the said Sir *Robert Hannay* shall be released from his present Restraint, and have the Protection of his House for his Person; he giving his Creditors Assignments

out of his Arrears, for their Satisfaction. 10 JHL 586 (Nov. 13, 1648)

Upon the Petition of Sir *Rob't Hannah*:

It is ORDERED, That he shall have the protection of the House delivered to him; but is required, and hereby obliged, so soon as the Protection is delivered to him, to assign to his Creditors so much out of his Arrears as will given them Satisfaction. 10 JHL 591 (Nov. 15, 1648)

HLRO, Main Papers, HL Papers, 4 Nov. 1648 to 15 Nov. 1648

Petition of Sir Robert Hannay on piece of parchment. Superscription: "To the Right Honorable the House of Peers Assembled in Parliament". "The Humble Petition of Sir Robert Hannay Kt. Bart." "Humbly Sheweth". Seeks "that he may be protected". "And he shall ever pray etc." Unsigned.

HL/PO/JO/10/1/277

Petition of Sir Robert Hannay. 13 November 1648

Petition of Sir Robert Hannay. 15 November 1648

Petition of Lt. James Lomax (H.L. 1648), Nov. 14, 1648

Petition

“To the Right Honorable the Lords in Parliament Assembled”

Arrears

“for order that your petitioner may be released from his restraints”

It is ORDERED, That the said Captain *James Lomax* shall be released of his present Imprisonment, and assign over to his Creditors so much of his Arrears as will satisfy his Creditors; and shall have the Protection of this House for his Person, to free him from Arrests

HMC

JHL

HLRO

HL/PO/JO/10/1/277

HL/PO/JO/10/1/278

HMC 7th 63, 64:

Nov. 14. Petition of Lieutenant James Lomax, prisoner in the Gatehouse, Westminster; petitioner has faithfully served the State, for which near 300£. are due to him, and has sustained losses, wounds, and hardships, which have brought him into debt to his landlady Anne James for rent, to his brewer Edward Hammond, and to one Richard Bennet, in all to the amount of about 70£.; for this he has been cast into the Gatehouse, though Mrs. James has some security for her rent, and petitioner is ready to make assignments out of his arrears; he prays for

release or that he and his creditors may be heard before their Lordships. L. J., X. 588.

Annexed:—

1. Affidavit in support of preceding. 27 October 1648.
HMC 7th 63

Nov. 23. Petition of Anne James, widow; prays that James Lomax, late alehouse keeper, but now prisoner in the Gatehouse, her debtor for rent, may not receive protection from the House, but that the case may be left to trial at law. L. J., X. 601. HMC 7th 64

10 JHL 588, 601:

Upon reading Petition of Lieutenant *James Lomax*, Prisoner in *The Gate-house*; shewing, “That he hath faithfully served the State, under the Command of the Earl of *Essex* for which there is due unto him much Money for Arrears; for Want whereof, he is much indebted to several Persons, and is imprisoned for Debt upon a Bill of *Midd.*; and therefore desires the Protection of this House.

It is ORDERED, That the said Captain *James Lomax* shall be released of his present Imprisonment, and assign over to his Creditors so much of his Arrears as will satisfy his Creditors; and shall have the Protection of this House for his Person, to free him from Arrests. 10 JHL 588 (Nov. 14, 1648)

A Petition of *Anne James* Widow, concerning one *James Lomax*, read.

ORDERED, That *Lomax’s* Protection be taken off, and made void, as to the said *Anne James*. 10 JHL 601 (Nov. 23, 1648)

HLRO, Main Papers, HL Papers, 4 Nov. 1648 to 15 Nov. 1648

Petition of James Lomax on piece of parchment 15½ inches long by 11½ wide inches. Text: 7 inches high by 10 inches wide. Superscription: “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of James Lomax, Prisoner in the Gatehouse, Westminster”. “Humbly Sheweth”. “for order that your petitioner may be released from his restraints”. “And he shall ever pray etc.” Signed.

HL/PO/JO/10/1/277

Petition of Lieutenant James Lomax, prisoner in the Gatehouse, Westminster. 14 November 1648

HL/PO/JO/10/1/278

Petition of Anne James, widow; prays that James Lomax, late alehouse keeper, but now prisoner in the Gatehouse, her debtor for rent, may not receive protection from the House, but that the case may be left to trial at law. Lords Journals, X. 601. 23 November 1648

Petition of John Appleton (H.L. 1648), Nov. 16, 1648

Petition

“To the Honorable the Lords Assembled in Parliament”

**Upon reading the Petition of Doctor *Appleton*, Doctor of Physic,
“being committed to *The Newe Prison*, at *Clarkenwell*, by the
Justices of the Peace for the County of *Midd.* for his Recusancy;
therefore desires to have Liberty to go beyond the Seas:”**

**It is ORDERED, That it be recommended to the said Justices
of the Peace, that if the said Dr. *Appleton* shall give good
Security to go out of the Kingdom within a convenient Time,
that then they do release him.**

HLRO

HMC

JHL

HLRO

HL/PO/JO/10/1/278

HMC 7th 63:

**Nov. 16. Petition of John Appleton, Doctor of Physick; he
is by nation an Englishman, by religion a Roman Catholic, and
therefore suspected of being dangerous to the State, and for no
other cause he has been committed prisoner to the new prison,
and has there remained for eighteen months deprived of all his
goods to the ruin of himself, his wife and children; he prays for
an immediate order for his enlargement that he may return to
the open practice of physick, giving security sufficient to clear
him from any act or attempt prejudicial to the State for the time**

to come, or rather than let him perish in prison that the House would order him to his adventure in some foreign country. L. J., X. 592.

Annexed:–

1. Copy of order of Justices of Middlesex for the commitment of Appleton for confessing himself a Roman Catholic and refusing the oath of allegiance.

10 JHL 592:

Upon reading the Petition of Doctor *Appleton*, Doctor of Physic, “being committed to *The Newe Prison*, at *Clarkenwell*, by the Justices of the Peace for the County of *Midd.* for his Recusancy; therefore desires to have Liberty to go beyond the Seas:”

It is ORDERED, That it be recommended to the said Justices of the Peace, that if the said Dr. *Appleton* shall give good Security to go out of the Kingdom within a convenient Time, that then they do release him. 10 JHL 592 (Nov. 16, 1648)

HLRO, Main Papers, HL Papers, 16 Nov. 1648 to 28 Nov. 1648

Petition of John Appleton on piece of parchment 15¼ inches high by 12 inches wide. Text: 7¾ inches high by 6¼ inches wide. Superscription: “To the Honorable the Lords Assembled in Parliament”. “The Humble Petition of John Appleton, Doctor of Physick”. “Sheweth”. “order for his present enlargement . . . or to some foreign country”. “And your petitioner shall ever pray etc.” Signed.

Warrant of commitment for being Roman Catholic and refusing to take the oath of allegiance and is within lines of communication contrary to parliamentary ordinance. Copy.

Order referring to Committee on Petitions.

HL/PO/JO/10/1/278

Petition of John Appleton, Doctor of Physic. 16 November 1648

Petition of Col. Arthur Hill (H.L. 1648), Dec. 20, 1648

Petition

“To the Right Honorable the Lords in the High Court of Parliament Assembled”

Arrears

“to grant him his present release from the said arrest”

It is ORDERED, That the said Colonel *Hill* shall be released from his present Restraint, and have the Protection of this House for his Person in the future, until the Parliament do pay him his

Arrears

HMC

JHL

HLRO

HMC 7th 67:

Dec. 20. Petition of Colonel Arthur Hill; petitioner having faithfully served the Parliament since the first eruption of the rebellion in Ireland was ordered by Colonel Monck and other officers in Ulster to attend the Parliament as their agent; petitioner’s demands for satisfaction of money expended by him for the State were referred by the House of Commons to the Committee at Derby House; but before report was made to the House, petitioner, hardly able to subsist, much less to pay his own debts, has been arrested and cast into prison for a debt for which he is bound with Lord Chichester, and must unavoidably perish unless speedily relieved; he prays not only for release, but

for protection for the future until he shall have received the money due to him from the State. L. J., X. 635.

Annexed:—

1. Report from the Committee at Derby House upon Colonel Hill's claims. 8 Sept. 1648.

10 JHL 635:

Upon reading the Petition of Colonel *Arthur Hill*; shewing, “There are many Sums of Money owing to him by the Parliament, for his Arrears; for Want of which, he cannot maintain his Family, and pay his such Debts as he owes; and that now he is arrested, for a Debt which he stands bound with the Lord *Chicester* to Sir *Wm. Sambach*:”

It is ORDERED, That the said Colonel *Hill* shall be released from his present Restraint, and have the Protection of this House for his Person in the future, until the Parliament do pay him his Arrears. 10 JHL 635 (Dec. 20, 1648)

HLRO, Main Papers, HL Papers, 30 Nov. 1648 to 1648 (undated)

Petition of Col. Arthur Hill on piece of parchment 13½ inches high by 18 inches wide. Text: 13 inches by 8¾ inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament Assembled”. “The Humble Petition of Col. Arthur Hill”. “Humbly sheweth”. “to grant him his present release from the said arrest”. “And he shall ever pray etc.” Signed.

Petition of Capt. John Walker (H.L. 1648)

Petition

“To the Right Honorable the Peers Assembled in Parliament”

Arrears

“may be released from his imprisonment”

Nothing on relief

HMC

HLRO

HL/PO/JO/10/1/265

HL/PO/JO/10/1/279

HMC 7th 68:

[1648.] Petition of Captain John Walker, sometime Scoutmaster General to Sir William Brereton. Petitioner at the beginning of these wars disbursed a very considerable estate in raising men and horse for Parliament. He faithfully discharged his services, and now in his attendance upon Parliament for some part his just disbursement and arrears he is arrested and imprisoned in the Compter in Wood Street, at the suit of Peter Lee and another for 80£., which he is unable to pay by reason that he has exhausted his estate, and there is due to him above 3,000£.; prays for his release, and that his creditors may be ordered to receive their debts in such sort as petitioner shall receive what is due to him from the State.

Copy of the preceding.

**HLRO, Main Papers, HL Papers, 30 Nov. 1648 to 1648
(undated)**

Petition of Captain John Walker on piece of parchment 15 inches high by 11 inches wide. Text: 7½ inches high by 7 inches wide. Superscription: “To the Right Honorable the Peers Assembled in Parliament”. “The Humble Petition of Captain John Walker, Sometimes Scoutmaster to General Sir William Brereton”. “Sheweth”. “may be released from his imprisonment”. Unsigned.

HL/PO/JO/10/1/265

Draft order for payment of £500 to Colonel Arthur Hill. Lords Journals, X. 393. In extenso. 24 July 1648

HL/PO/JO/10/1/279

Petition of Colonel Arthur Hill. 20 December 1648

Editor’s Note: The House of Lords was abolished on February 6, 1648/9 and was not reinstated until the Restoration in 1660.

CALENDAR OF DOCUMENTS RELATING TO
HABEAS CORPUS PROCEEDINGS IN THE HOUSE OF
LORDS, 1603-1716

Reign of Charles II, 1660-1685

Petition of Thomas Weaver (H.L. 1660), June 1, 1660

Petition

“To the Right Honorable the House of Lords of Parliament”

Prays for enlargement

Nothing on relief

HLRO

HMC 7th 83, 93:

May 14. Petition of Henry Millett; he and a ship of which he is owner and commander were on the 1st of September last surprised by the inhabitants of Lee [Leigh, Essex], and he sent prisoner to London, and there imprisoned in Lambeth House for 12 weeks, upon suspicion of combination with Sir George Booth, and his party; he prays that his detained ship may be restored, and some command conferred upon him to repair his losses. L. J., XI. 26.

Annexed:–

1. * * *

3. Draft order for the attendance of Thomas Weaver, a prisoner in the Compter in Wood Street as a witness in the cause. 25 May.

*** * * HMC 7th 83**

June 1. Petition of Thomas Weaver, merchant, complains that he has been arrested, and is now imprisoned in the Poultry Compter at the unjust suit of Thomas Hayes and others, and being a stranger is unable to procure bail. Prays for his enlargement. HMC 7th 93

11 JHL 49, 58:

ORDERED, That the Keeper of *The Compter in Wood-street* do bring *Thomas Weaver* before the Lords Committees for Petitions on *Friday*

Morning next, at Nine of the Clock in the Morning, to give his Testimony concerning *Millett*. 11 JHL 49 (May 30, 1660)

ORDERED, The Keeper of *The Poultry Compter* do bring *Weaver* before the Committee for Petitions, from Time to Time, as often as there shall be Occasion, to give his Testimony in the Cause of *Millet*. 11 JHL 58 (June 9, 1660)

HLRO, Main Papers, HL Papers, May (undated 1660) to 11 June 1660

Petition of Thomas Weaver on piece of parchment 10 inches high by 7¼ inches wide. Text: 10 inches high by 7¼ inches wide. Superscription: “To the Right Honorable the House of Lords of Parliament”. “Humbly sheweth”. Unsigned.

Petition of Thomas Weaver (H.L. 1660), June 13, 1660

Petition

“To the Right Honorable the Lords Assembled in Parliament”

Prays for enlargement

Nothing on relief

HLRO

HMC 7th 100:

June 13. Petition of Thomas Weaver, merchant. Has been arrested at the suit Thomas Hayes, and being a stranger cannot in any way find bail. Prays for enlargement.

HLRO, Main Papers, HL Papers, 13 June 1660 to 23 June 1660

Petition of Thomas Weaver on piece of parchment 7½ inches high by 11 inches wide. Text: 7¼ inches high by 9½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Thomas Weaver”. “Humbly sheweth”. Seeks to have Hayes summoned before their Lordships “to show just cause for my imprisonment.” “to do me all the justice you can for my enlargement”. “And your poor prisoner shall ever pray etc.”

Petition of Roger Portington (H.L. 1660), June 26, 1660

Petition

“To the Right Honorable the Lords Assembled in Parliament”

“will please to discharge the petitioner from his imprisonment or otherwise grant such relief therein”

It is ORDERED, To be referred to the Committee for Petitions; who, having heard all the Parties therein concerned, are to make Report thereof to this House

HLRO

HMC 7th 109:

June 26. Petition of Roger Portington, a prisoner in execution in the King’s Bench. In 1649 petitioner was at the suit of Richard Dawson and Richard Thompson, and upon the false evidence of Robert Everett, condemned in heavy damages on account of the carrying off of certain cattle by the King’s troops in the year 1648 for the support of the garrison of Pontefract. Petitioner had several witnesses to disprove Everett’s oath, but neither they nor he dare attend the trial, being threatened to be clapt in prison for disobeying a proclamation then made for restraining persons of the King’s party from going above five miles from their houses. Everett has since been convicted of his perjury, and has fled, but petitioner cannot obtain a new trial, and has been a prisoner in execution for nine years. He has expended in prison and been damnified in his estate in addition to 2,000£. paid for his sequestration. Prays for his discharge and that some relief may be granted to him. L. J., XI. 75.

Annexed:–

- 1. Order referring preceding to the Committee for Petitions. L. J., XI. 75.**

2. Draft proviso to the Bill for confirmation of judicial proceedings to except the judgment complained of in the petition, etc.

3. Another draft. HMC 7th 109

11 JHL 75:

Upon reading the Petition of *Portington*;

It is ORDERED, To be referred to the Committee for Petitions; who, having heard all the Parties therein concerned, are to make Report thereof to this House. 11 JHL 75 (June 26, 1660)

HLRO, Main Papers, HL Papers, 25 June 1660 to 2 July 1660

Petition of Roger Portington on piece of parchment 12 inches high by 15 inches wide. Text: 10 inches high by 7½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Roger Portington, a Prisoner in execution in the King’s Bench”. “Most humbly sheweth”. “will please to discharge the petitioner from his imprisonment or otherwise grant such relief therein”. Unsigned.

Petition of William Jones (H.L. 1666), Nov. 22, 1666

No Petition

Servant

be forthwith discharged of his present Restraint caused by the said Arrest

HMC

JHL

HMC 8th 103:

Nov. 22. L. Hatton's Privilege.—Application for an order for release of Wm. Jones, Lord Hatton's servant, arrested at the suit of George Wynn, contrary to privilege. L. J., XII. 33.

Annexed:—

(a) 5 Dec. Petition of Samuel Gardiner and William Salsbury, officers belong to the Sheriff of London. Being employed by George Wynn, they arrested Wm. Jones, but released him on finding he had a protection from Lord Hatton. For this, Wynn threatens to amerce the Sheriff 500£., which will fall upon petitioners, whilst they have been committed to the Fleet by order of the House. They pray for pardon for their great crime, for which they are heartily sorry, and for release from their imprisonment. L. J., XII. 40.

12 JHL 33, 35, 40, 41:

Upon Complaint made to this House, "That *William Jones* Gentleman, domestic Servant and Steward to the Lord *Hatton*, a Peer of this Realm, is (sitting in the Parliament) arrested by *Samuell Gardiner* and *Clayton*, Serjeants at mace under the Sheriffs of *London* and

***Midd.* at the Suit and by the Practice of *George Wynn*, contrary to the Privilege of Parliament:”**

It is therefore ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *George Wynn*, *Samuell Gardiner*, and *William Clayton*, be, and are hereby, required, forthwith upon Notice hereof, to appear at the Bar of this House, to answer their said Offences; and further, that the said *William Jones* be forthwith discharged of his present Restraint caused by the said Arrest: And this shall be a sufficient Warrant on that Behalf.

**To the sheriffs of *London* and *Midd.*
the Secondaries of *The Compters*, their
Deputy and Deputies, and all others
whom it may concern. 12 JHL 33 (Nov. 22, 1666)**

Jones, Ld. Hatton’s Servant’s Arrest.

Upon Oath made at the Bar of this House, “That *Samuell Gardiner*, One of the Serjeants at Mace to the Sheriffs of *London* and *Midd.* did not only arrest *William Jones*, domestic Servant and Steward to the Lord Hatton, a Peer of this Realm, sitting the Parliament, contrary to the Privilege of Parliament, notwithstanding that a Protection signed and sealed by the Lord Hatton was shewed to the said *Samuell Gardiner*; but he the said *Samuell Gardiner* also said, that he cared not for the Lord Hatton, nor for any Lord in England; and that he would arrest any Lord, if the Party employing him would pay him well.”

Gardiner committed to The Fleet.

It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Samuell Gardiner* shall stand committed to the Custody of the Warden of The Fleete, during the

Pleasure of this House: And this shall be a sufficient Warrant on that Behalf.

Salisbury, alias Clayton, committed to The Fleet.

Upon Oath made at the Bar of this House, “That William Salisbury, alias Clayton, was present, and assisting unto Samuell Gardiner, One of the Serjeants at Mace to the Sheriffs of London and Midd. at the arresting of William Jones, domestic Servant and Steward to the Lord Hatton, a Peer of this Realm (sitting the Parliament), contrary to the Privilege of Parliament; and notwithstanding that a Protection signed and sealed by the Lord Hatton was shewed to the said William Salisbury, alias Clayton, he, together with the said Samuell Gardiner, arrested and detained the said William Jones in Custody:”

It is therefore ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said William Salisbury, alias Clayton, shall stand committed to the Custody of the Warden of The Fleete, during the Pleasure of this House: And this shall be a sufficient Warrant on that Behalf.

Winn to be attached.

Upon Complaint made to this House, “That William Jones, domestic Servant and Steward to the Lord Hatton, a Peer of this Realm, was arrested (sitting the Parliament), contrary to the Privilege of Parliament, at the Suit, and by the Appointment, of Georg Wynne:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Serjeant at Arms attending this House, or his Deputy, shall forthwith attach the Body of the said George Wynne, and bring him in safe Custody to the Bar of this House, to answer his said Offence: And for so doing, this shall be a sufficient Warrant.

Ld. Rockingham, Privilege. 12 JHL 35 (Nov. 26, 1666)

Ld. Hatton, Privilege: Gardiner and Salisbury, who arrested Jones his Servant, released.

Upon reading the humble Petition of Samuell Gardiner and William Salsbury, Officers belonging to the Sheriff of London, now Prisoners in The Fleete, expressing their hearty Sorrow for arresting of William Jones, menial Servant to the Lord Hatton, a Peer of this Realm, and humbly begging the Pardon of this House for the great Crime by (fn. *) them committed therein:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled (the Lord Hatton having declared his Willingness thereunto), That the said Samuell Gardiner and William Salsbury be, and are hereby, discharged from their present Imprisonment in The Fleete, paying their Fees to the Officers of this House: And this shall be a sufficient Warrant in that Behalf. 12 JHL 40 (Dec. 5, 1666)

L. Hatton, Privilege: Winn, who arrested Jones his Servant, released.

Whereas George Wynne, being in the Custody of the Gentleman Usher of the Black Rod attending this House, for causing William Jones, Servant to the Lord Hatton, a Peer of this Realm, to be arrested (sitting the Parliament), contrary to the Privilege of Parliament, was this Day brought to the Bar; he there expressing his hearty Sorrow for his said Offence, and humbly begging the Pardon of this House for the same:

It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled (the Lord Hatton having signified his Willingness thereunto), That the said George Winne be, and is hereby, discharged from his present Restraint for his said Offence, paying his Fees: And this shall be a sufficient Warrant on that Behalf.

Adjourn. 12 JHL 41 (Dec. 6, 1666)

Petition of William Baud (H.L.1666), Nov. 26, 1666

No Petition

Servant

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Sir *John Lenthall*, or his Deputies, shall bring the Body of the said *William Baud* unto the Bar of this House, on *Thursday* Morning next, at Ten of the Clock: And this shall be a sufficient Warrant in that Behalf

Brought to the bar

That the said *William Baud* be forthwith discharged of his present Imprisonment; and this shall be a sufficient Warrant on that Behalf

HLRO

HMC 8th 104:

Nov. 26. Letter from the Marchioness of Worcester to Sir John Lenthall at the Marshalsea, desiring the release of William Band, otherwise she must appeal to the House of Peers, and claim privilege. [Written below her letter is an answer from Sir John Lenthall, desiring her to appeal to the Lords, whose orders, if they please to discharge her servant, he will humbly obey.] See L. J., XII. 36.

12 JHL, 36, 38:

Upon Complaint made to this House, “That *William Baud* Esquire, menial Servant to the Marquis of *Worcester*, a Peer of this Realm, is detained in the Prison of the King’s Bench, by Sir *John Lenthall* Knight, Keeper of the said Prison, or his Deputies, contrary to the Privilege of Parliament.”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Sir *John Lenthall*, or his Deputies, shall bring the Body of the said *William Baud* unto the Bar of this House, on

***Thursday* Morning next, at Ten of the Clock: And this shall be a sufficient Warrant in that Behalf. 12 JHL 36 (Nov. 27, 1666)**

Whereas *William Baud* Esquire, menial Servant to the marquis of *Worcester*, a Peer of this Realm, being arrested, at the Suit of *Katherine Pulton* Widow, contrary to the Privilege of Parliament, and detained a Prisoner in the King's Bench, was, by Order of this House, directed to the Keeper of the said Prison, brought to the Bar; it appearing that the said Arrest was upon an Original Action:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *William Baud* be forthwith discharged of his present Imprisonment; and this shall be a sufficient Warrant on that Behalf. 12 JHL 38 (Nov. 29, 1666)

HLRO, Main Papers, HL Papers, 26 November 1666 to 29 December 1666

Letters.

Petition of George Mangie (H.L. 1666), Dec. 12, 1666

No Petition

Petition to Duke of Buckingham

“To His Grace George, Duke of Buckingham”

Servant

Writ of habeas corpus cum causa

Return (discharge noted thereon)

Discharged

HLRO

HMC 8th 105-06:

Dec. 12.—D. Bucks Privilege. Petition of George Mangie, now prisoner in the King’s Bench, to the Duke of Buckingham. Has been arrested, though he produced his protection as servant to the Duke. Prays that he may be restored to his liberty. L. J., XII. 45.

Annexed:—

- (a.) List of persons who would not allow Mangie protection.**
- (b.) 7 Nov. 1667. List of persons who arrested Captain Mangie at Oxford, with application to have them sent for. L. J., XII. 131.**
- (c.) 7 Nov. 1667. Application to the Duke of Buckingham to have the above persons committed.**
- (d.) 11 Nov. 1667. Letter from William Wright, Mayor of Oxford, and others, to the Earl of Berks, Lord High Steward, entreating him to assist in procuring the release of Mr. Carter and Mrs. Burnham, late bailiffs, and their officers, who are a second time summoned to appear before the House of Lords for detaining in prison one Mangy, after he produced a protection from the Duke of Buckingham, though they had order to detain him both from the Lord Treasurer**

and also from the King and Council, it being His Majesty's concern on which he was arrested. *See* L. J., XII. 131.

(e.) 23 Nov. 1667. Petition of Sir John Lenthall, Knight, Marshal of the King's Bench. On the 21st inst. the House ordered the discharge of George Mangy, a servant of the Duke of Buckingham. Mangy was committed to petitioner's custody by the Court of King's Bench in November 1665, and has since been charged with actions for several great sums of money, which petitioner will be liable to pay unless Mangy is discharged according to the strict rules of law. Petitioner prays for some further order for his indemnity. [The House this day ordered a writ of *Habeas Corpus cum causa* to be awarded, and directed Sir J. Lenthall to bring Mangy to the Bar on the 29th inst. L. J., XII. 146.]

(f.) List of sums with which Mangy stands charged since his commitment. [Appended to (e).]

(g.) Precedents of prisoners carried up to the House of Lords by *Habeas Corpus*. [Appended to (e).]

(h.) Affidavit of Richard Wilson that he went to the King's Bench Prison with the order for release of Mangy, but was refused speech with Sir John Lenthall, and was thrust down the stairs by his servants.

(i.) Copy of order of 21st November 1667 for release of Mangy. [Dated 20 Nov. L. J., XII. 143.]

(k.) 27 Nov. 1667. Writ of *Habeas Corpus* directed to Sir John Lenthall, Marshal of the King's Bench prison, commanding him to bring George Mangie before the Lords in Parliament on Friday the 29th November. *See* L. J., XII. 146, 150.

(l.) Return to the above Writ, brought in to the House of Lords on 29 Nov., and with Mangie's discharge noted thereon, on 2 Dec. *See* L. J., XII. 153.

(m.) 2 Dec. 1667. Of Richard Carter, Thomas Burnham, and others. Petitioners arrested George Mangie at the suit of Walter Strickland for money of His Majesty, not knowing that Mangie had any protection from the Duke of Buckingham. They were commanded both by the late Lord High Treasurer, the Earl of Southampton, and by His Majesty himself to detain him, for which they are in custody of the Serjeant-at-arms. They have attended several days to be heard, and pray for discharge. L. J., XII. 153.

(n.) 2 Dec. 1667. Petition of Walter Strickland, Esq^{re}. Petitioner being Receiver-General of the royal aid for the county of York, returned 300£. for His Majesty's use by bills of exchange by George Mangie, a goldsmith of York, who is since broke, has long absented himself, and is now in custody, but has produced a protection upon which he is to be released today. Petitioner prays the House (as it is His Majesty's interest) that Mangie may be detained. L. J., XII. 153. [Noted by the Earl of Southampton that it is fit to be detained until His Majesty's pleasure be known; and the bailiffs are to observe this on their peril.]

12 JHL 45, 131, 143, 146, 150, 153:

Upon Complaint made to his House, "That *George Mangie*, Servant to the Duke of *Bucks*, was arrested, in the Beginning of *November*, 1665, within the Time of the Privilege of Parliament, by *Daniell Prince* and *Thomas Warland*, Serjeants at Mace, under Mr. *Thomas Burwell* and Mr. *Richard Carter*, late Bailiffs of the City of *Oxford*, notwithstanding the Protection of the said Duke under his Hand and Seal granted to the said *George Mangie* was produced, but would not be allowed by the said Bailiffs nor Serjeants, nor by Mr. *John Paynton*, Town Clerk of the said City:"

It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Mr. *Thomas Burwell Richard Carter*, Mr. *John Paynton*, *Daniell Prince*, and *Thomas Warland*, be, and they are hereby, required to make their personal Appearance at the Bar of this House, on *Wednesday* the Nineteenth Day of this Instant *December*, to answer for their said Offence. And hereof they may not fail. 12 JHL 45 (Dec. 12, 1666)

Whereas Mr. *Thomas Burnham*, Mr. *Richard Carter*, Mr. *John Paynton*, *Thomas Warland*, and *Daniell Prince*, of the City of *Oxford*, were, by Order of this House, dated the 12th Day of *December*, 1666, summoned to appear at the Bar, on the 19th Day of the said *December*, for arresting *George Mangy*, menial Servant to the Duke of *Bucks*, in the Beginning of *November*, 1665, within the Time of Privilege of Parliament; who, accordingly attending the Pleasure of the House, did, upon the 20th Day of *December*, give their respective Bonds of Twenty Pounds apiece to the Clerk of the Parliaments, conditioned for their personal appearing at the Bar of this House within Six Days next after Summons to that Purpose shall be given to them respectively, or left at their respective Dwelling Houses within the said City of *Oxford*:

It is this Day ORDERED, That the said *Thomas Burnham*, Mr. *Richard Carter*, Mr. *John Paynton*, *Thomas Warland*, and *Daniell Prince*, shall appear at the Bar of this House within Six Days after Notice of this Order as aforesaid: And hereof they may not fail. 12 JHL 131 (Nov. 7, 1667)

Whereas *George Mangy*, menial Servant to the Duke of *Bucks* (and so owned by his Grace), is under Restraint, by Imprisonment and in the Prison of the King's Bench, occasioned by his being arrested in the Beginning of *November*, 1665, within the Time of Privilege of Parliament:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *George Mangy* be forthwith discharged from his present Restraint and Imprisonment: And this shall be a sufficient Warrant in that Behalf. 12 JHL 143 (Nov. 21, 1667)

Whereas, upon an Order of this House, dated the 21st of *November*, Instant, directed to the Keeper of the King's Bench Prison, for the Discharge of *George Mangy*, menial Servant to the Duke of *Bucks*, a Peer of this Realm, being under Restraint in the said Prison, occasioned by his being arrested, in the Beginning of *November*, 1665, within the Time of Privilege of Parliament contrary to the Privilege of Parliament, Sir *John Lenthall* Knight, Marshal of the said Prison, hath, by his Petition, shewed to this House, "That the said *George Mangy* is since charged with several great Actions and Executions, to the Satisfaction whereof the said Sir *John Lenthall* is liable, as he has been informed; and therefore prays that he may be indemnified in such Manner as this House shall think meet:"

It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That His Majesty's Writ of *Habeas Corpus cum Causa* be awarded, and directed to Marshal of the King's Bench Prison, commanding him to bring the body of the said *George Mangy* before the Lords in Parliament, on *Friday* the Twenty-ninth Day of this Instant *November*, at Ten of the Clock in the Morning. 12 JHL 146 (Nov. 23, 1667)

Whereas, by His Majesty's Writ of *Habeas Corpus cum Causa*, directed to the Marshal of the King's Bench Prison, commanding him to bring the Body of *George Mangy*, a Prisoner in the said Prison, before the Lords in Parliament this Day, he was accordingly brought to the Bar:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Marshal of the King's Bench Prison shall return the said *George Mangy* to the King's Bench Prison, and bring him again to the Bar of this House on *Monday*, the Second Day of *December* next, together with the Writ abovementioned, and the Return thereof; And this shall be a sufficient Warrant on that Behalf. 12 JHL 150 (Nov. 29, 1667)

D. of Bucks, Privilege: Carter & al. who arrested Mangy his Servant, discharged.

Whereas Richard Carter and Thomas Burnham, Gentlemen, late Bailiffs of the City of Oxon, John Paynton Gentleman, Town-Clerk of the said City, Daniell Prince and Thomas Warland, Serjeants of the Mace of the said City, being, by Order of this House, dated the 12th Day of December, 1666, summoned to appear at the Bar, for arresting George Mangy, menial Servant to the Duke of Bucks, on the 6th Day of November, 1665, within the Time of Privilege of Parliament, contrary to the Privilege of Parliament, who then attending the Pleasure of the House, gave their respective Bonds to the Clerk of the Parliaments, dated the 20th Day of December, 1666, by Order of the late Lord Chancellor, for appearing again within Six Days after Summons to that Purpose, and have accordingly appeared at the Bar this Day; where acknowledging the said Arrest, they likewise by their humble Petition shewed, “That, so soon as they knew of the Duke of Bucks his Protection granted to the said George Mangy, they were ready to release him; and had released him accordingly, had they not been charged by a Warrant under the late Lord Treasurer the Earl of South’ton’s Hand longer to detain him, as they would answer the contrary at their own Perils; and that they are sorry for their having offended this House:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Richard Carter, Thomas Burnham, John Paynton, Richard Prince, and Thomas Warland, be, and are hereby, discharged from any further Attendance upon this House concerning this Matter; and that their Bonds given to the Clerk of the Parliaments as aforesaid are hereby appointed to be canceled and delivered up.

Judges to give their Opinions concerning the Remedy Mangy's Creditors have, to secure their Debts.

Whereas *George Mangy*, being a menial Servant to the Duke of *Bucks*, a Peer of this Realm, and having his Grace's Protection expressing the same, was arrested at *Oxford*, in the Beginning of *November*, 1665, at the Suit of *Walter Strickland* Esquire, with the Time of Privilege of Parliament, contrary to the Privilege of Parliament, and was afterwards removed to the *King's Bench Prison*, where several Actions and Executions for Debt by several other Persons were laid upon him; he the said *George Mangy* being brought this Day to this Bar, by his Majesty's Writ of *Habeas Corpus cum Causa*, and there discharged of his said Imprisonment according to the Privilege of Parliament:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That it be referred to all the Judges, to consider what Remedy the Persons who have laid on the said Actions and Executions may have by Law for securing their said Debts; and if they have none, then to set down such Means as they shall judge requisite for securing thereof; and to make Report to this House on *Wednesday* morning next.

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *George Mangy* be, and is hereby, discharged of his present Imprisonment, according to the Privilege of Parliament: And this shall be a sufficient Warrant on that Behalf. 12 JHL 153 (Dec. 2, 1667)

HLRO, Main Papers, HL Papers, 26 Nov. 1666 to 29 Dec. 1666

Petition of George Mangie on piece of parchment 6¾ inches high by 5¾ inches wide. Superscription: "To His Grace George, Duke of Buckingham". "The Humble Petition of George Mangie Now Prisoner in the King's Bench Although Your Grace's Menial Servant". "Sheweth". Seeks protection and liberty. "shall ever pray etc." Unsigned.

Petition of Sir John Lenthall on piece of parchment 12½ inches high by 6¼ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal Assembled in Parliament”. On Nov. 20, the Honorable House of Lords ordered George Mangie’s release. Seeks indemnity.

Nov. 20, 1667 discharge order for George Mangie signed, “J. Browne”: “Whereas George Mangie, menial servant to the Duke of Bucks . . . is under restraint by imprisonment in the Prison of the King’s Bench occasioned by his being arrested in the beginning of November 1665 within the time of privilege of Parliament contrary to privilege of Parliament. It is ordered by the Lords Spiritual and Temporal in Parliament assembled that the said George Mangie be forthwith discharged from his present restraint and imprisonment. And this shall be a sufficient warrant on that behalf.” Addressed “To Keeper of King’s Bench or his deputy and deputies and all others whom it may concern.” Copy.

A second petition of Sir John Lenthall on piece of parchment 15½ inches high by 15 inches wide. Text: 15 inches high by 7½ inches wide.

Nov. 23 writ of habeas corpus on parchment strip 2½ inches high by 14 inches wide. Partially illegible. “coram nobis magnatibus” “in supiori domo”.

Return on piece of parchment 13½ inches high by 12½ inches wide. Discharge order dated Dec. 2 at foot of return signed, “J. Browne.” Partially illegible.

Petition of Richard Mason (H.L. 1667/8), Feb. 13, 1667/8

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

Servant

“humbly prays that your Lordships will be pleased to grant an order to the sheriffs of the City of London commanding them to set your petitioner at liberty from his imprisonment”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, that the said *Richard Mason* be, forthwith upon Sight of this Order, discharged of his present Imprisonment caused by the said Arrest: And this shall be a sufficient Warrant on that Behalf.

Letter from Sir D. Gauden to John Browne, Clerk of the House of Lords. Richard Mason is in custody on an execution for 20,000£., which sum is so considerable that the writer fears that he and his brother, now Sheriffs of London and Middlesex, will lie under great hazard unless Mason is discharged in the ancient way by the House awarding a *habeas corpus* to bring him to the bar, and there discharging him. This the writer prays Browne to procure, or to advise him what is fit to be done
Writ of habeas corpus cum causa

Return

“Whereas *Richard Mason*, being arrested, on the 12th Day of this Instant *February*, at the Suit of *Bold Boughey* Esquire, Warden of *The Fleete*, and now a Prisoner in the Prison called *The Compter of Woodstreet, London*, was this Day brought to the Bar of this House, by His Majesty’s Writ of *Habeas Corpus cum Causa*, directed to the Sheriffs of *London*: it appearing to this House, that the said *Richard Mason* was arrested within the Time of Privilege of Parliament, contrary to the Privilege of Parliament, he being a menial Servant to the Duke of *Newcastle*, a Peer of this Realm: It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Richard*

Mason be, and is hereby, discharged of is present Imprisonment, according to the Privilege of Parliament.

Discharged

HLRO

HMC 8th 116:

Feb. 13. D. Newcastle's Privilege.—Petition of Richard Mason. Petitioner, a menial servant of the Duke of Newcastle, employed both in London and in the country for the management of the Duke's affairs, was yesterday arrested and imprisoned at the suit of Bold Boughey, Warden of the Fleet, contrary to privilege. Petitioner prays for an order to the Sheriffs of the City of London to set him at liberty. L. J., XII. 183.

Annexed:—

(a.) 13 Feb. Letter from Sir D. Gauden to John Browne, Clerk of the House of Lords. Richard Mason is in custody on an execution for 20,000£., which sum is so considerable that the writer fears that he and his brother, now Sheriffs of London and Middlesex, will lie under great hazard unless Mason is discharged in the ancient way by the House awarding a *habeas corpus* to bring him to the bar, and there discharging him. This the writer prays Browne to procure, or to advise him what is fit to be done. L. J., XII. 184.

(b.) Copy of writ *capias ad satisfaciendum* against Mason for 20.000£. and 40s. costs.

(c.) 15 Feb. Writ of *Habeas Corpus* directed to the Sheriffs of London, commanding them to bring Richard Mason before the Lords in Parliament on Monday the 17th Feb. See L. J., XII. 184-6.

(d.) Return to the above writ, brought in to the House of Lords on 17th Feb., with Mason's discharge noted thereon that day. L. J., XII. 186.

(e.) 17 Feb. Petition of John Hill, Sergeant-at-mace. Petitioner is in custody for arresting Richard Mason, which he did in ignorance that mason was a servant of the Duke of Newcastle, as Mason produced no protection or proof. Prays the House to accept his hearty contrition for his offence, and to order his speedy discharge. L. J., XII. 187.

12 JHL 183, 184, 186-87:

Upon Oath made at the Bar of this House, by *John Hutton* and *Thomas Hodgson*, “That *Richard Mason*, menial Servant to the Duke of *Newcastle*, a Peer of this Realm, was arrested, by *John Hill*, Serjeant at Mace belonging to the Prison now called *Woodstreet Compter* in *London*, and *Thomas Osborne* his Deputy, and carried to Prison, notwithstanding that they were told at the time of the said Arrest that the said *Richard Mason* was the Duke of *Newcastle’s* Servant, and claimed Privilege accordingly:”

Which being a Breach of the Privilege of Parliament, it is ORDERED,

by the Lords Spiritual and Temporal in Parliament Assembled, That the Serjeant at Arms attending this House, or his Deputy, shall forthwith attach the bodies of the said *John Hill* and *Thomas Osborne*, and bring them in safe Custody to the Bar of this House, to answer their said Offences: And this shall be a sufficient Warrant on that Behalf.

Upon Oath made at the Bar of this House, by *John Hutton* and *Thomas Hodgson*, “That *Richard Mason*, menial Servant to the Duke of *Newcastle*, a Peer of this Realm, was Yesterday arrested, at the Suit of *Bold Boughew* Esquire, Warden of *The Fleete*, and is detained Prisoner in *Bishops-Gate*, now called *The Compter of Woodstreet, London*, contrary to the Privilege of Parliament;”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, that the said *Richard Mason* be, forthwith upon Sight of this Order, discharged of his present Imprisonment caused by the said

Arrest: And this shall be a sufficient Warrant on that Behalf. 12 JHL 183 (Feb. 13, 1667/8)

This House being this Day informed “That *Richard Mason*, menial Servant to the Duke of *Newcastle*, a Peer of this Realm (being on *Wednesday* the 12th Instant arrested, at the Suit of *Bold Boughey* Esquire, Warden of *The Fleete*, contrary to the Privilege of Parliament), is detained under Execution in the Prison now called *The Compter of Woodstreet, London;*”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, that His Majesty’s Writ of *Habeas Corpus cum Causa* be awarded, and directed to the Sheriffs of *London* and *Midd.*, commanding them to bring the Body of *Richard Mason* before the Lords in Parliament, on *Monday* the 17th Day of *February* Instant, at Ten of the Clock in the Forenoon. 12 JHL 184 (Feb. 14, 1667/8)

This Day *Richard Mason*, Servant to the Duke of *Newcastle*, who was arrested on *Wednesday* morning last, and imprisoned in the Prison called *The Compter of Woodstreet, London*, at the Suit of *Bold Boughey*, Warden of *The Fleete*, contrary to the Privilege of Parliament, was brought to the Bar of this House by virtue of Writ of *Habeas Corpus*, by which it appeared that the said *Richard Mason* was in Execution for the petended Sum of Twenty Thousand Pounds.

But *John Hill*, the Serjeant that arrested the said *Mason*, being brought to the Bar as a Delinquent, humbly acknowledged his said Offence, and confessed that he arrested him upon a Mean Process; but so soon as *Mason* was brought into the Prison the same Day, an Execution was laid upon him for Twenty Thousand Pounds, at the Suit of the said Warden of *The Fleete*, which was proved upon the Oath of *Thomas Hodgson* to be a Debt upon no Consideration, but only a collateral Security for the true Imprisonment of Sir *John Digby*, and the Payment of his Chamber Rent so long as he should continue a Prisoner in *The Fleete*; and the said Sir *John Digby* being immediately after His Majesty’s coming into England released, but the bond of the said *Mason* not being taken up, the Warden of *The Fleete* hath brought his Action

for a Debt of Two Hundred Pounds, owing to him for the Chamber Rent since his being discharged out of *The Fleete*.

Hereupon this House made these Orders following:

“Whereas *Richard Mason*, being arrested, on the 12th Day of this Instant *February*, at the Suit of *Bold Boughey* Esquire, Warden of *The Fleete*, and now a Prisoner in the Prison called *The Compter of Woodstreet, London*, was this Day brought to the Bar of this House, by His Majesty’s Writ of *Habeas Corpus cum Causa*, directed to the Sheriffs of *London*: it appearing to this House, that the said *Richard Mason* was arrested within the Time of Privilege of Parliament, contrary to the Privilege of Parliament, he being a menial Servant to the Duke of *Newcastle*, a Peer of this Realm: It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Richard Mason* be, and is hereby, discharged of is present Imprisonment, according to the Privilege of Parliament. 12 JHL 186-87 (Feb. 17, 1667/8)

HLRO, Main Papers, HL Papers, 13 Nov. 1667 to 29 Feb. 1667/8

Petition of Richard Mason on piece of parchment 9 inches high by 13½ inches wide. Text: 9 inches high by 6¾ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Richard Mason”. “Sheweth”. “contrary to privilege of Parliament”. “humbly prays that your Lordships will be pleased to grant an order to the sheriffs of the City of London commanding them to set your petitioner at liberty from his imprisonment”. “And your petitioner shall ever pray etc.” Dated Feb. 12, 1667. Signed.

From the Feb. 13 letter it appears that House of Lords ordered Sheriffs of London and Middlesex to release Richard Mason. The sheriffs feared to release him unless “in the ancient way by the House awarding a Habeas Corpus Petition to bring him to the bar, and discharging him there.”

Writ of habeas corpus on parchment strip 2¼ inches high by 4 inches wide. “coram nobis magnatibus et proceribus in supiori domo parlamenti apud Westm”. Signed, “H. Barker”. Partially illegible.

Return on piece of parchment 4½ inches high by 13½ inches wide. Discharge order at foot of return signed, “ J. Browne”. Partially illegible.

Petition of John Prosser (H.L. 1669), Oct. 29, 1669

No Petition

Servant (to Lady Dowager, a Peeress)

**And it is further ORDERED, by their Lordships, that His Majesty's Writ of *Habeas Corpus* be awarded to the Warden of *The Fleete*, for the bringing of the Body of the said *John Prosser* to the Bar of this House
Writ of habeas corpus cum causa**

Return

Relief granted in part and denied in part

HMC 8th 136:

Oct. 29. Affidavit of John Prosser, servant to the Lady Elizabeth Dowager Abergavenny, that he has been arrested and imprisoned, contrary to privilege, by Griffith Gwilliam and others. L. J., XII. 258.

12 JHL 258, 260:

Upon Information given at the Bar of this House, by *Hugh Hawker*, "That *John Prosser*, menial servant to the Lady Dowager *Abergaveny*, a Peeress of this Realm, was, on the 27th Day of *November* last, within the Time of Privilege, arrested, contrary to the Privilege of Parliament, by *William Pinkford*, *Day*, and *Hull*, at the Suit of *Griffith Gwilliam*, and within a Day or Two after by *Richard Dawson*; and that both the said *Gwilliam* and *Dawson* would not allow of the Privilege claimed by the said Lady *Abergaveny*; and that afterward the said *John Prosser*, being so detained Prisoner, had an Execution laid upon him by Mrs. *Carnaby*:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *William Pinkford*, *Day*, and *Hull*, as also the said *Griffith Gwilliam*, *Richard Dawson*, and Mrs. *Carnaby*, are hereby required to appear at the Bar of this House on *Thursday* the

Fourth Day of *November* next, at Ten of the Clock in the Forenoon, to answer to the said Information, and hereof they may not fail: And it is further ORDERED, by their Lordships, that His Majesty's Writ of *Habeas Corpus* be awarded to the Warden of *The Fleete*, for the bringing of the Body of the said *John Prosser* to the Bar of this House on the said *Thursday* the Fourth of *November* next, at the Hour aforesaid. 12 JHL 258 (Oct. 29, 1669)

Whereas, upon Complaint made to this House, "That *John Prosser*, a menial Servant to the Lady Dowager *Abergaveny*, a Peeress of this Realm, was, on the Twenty-seventh of *November* last, within the Time of Privilege, arrested, contrary to the Privilege of Parliament, at the Suit of *Griffith Gwilliams*, and within few Days after at the Suit of *Richard Dawson*, during the same Privilege, and Proceedings to Executions had thereupon," His Majesty's Writ of *Habeas Corpus cum Causa* was awarded to be directed to the Warden of *The Fleete*, requiring him to bring the said *John Prosser* this Day to the Bar:

It appearing, by the Oath of *Hugh Hawker*, "That the said Arrest, so had as aforesaid, were contrary to the Privilege demanded by the said *John Prosser*, which was not obeyed, but denied by the said *Griffith Gwilliam* and *Richard Dawson*, who afterwards proceeded to Execution upon the said Suits;" upon Consideration had thereof, it is ORDERED and Adjudged, and the Lords Spiritual and Temporal in Parliament assembled do order and adjudge, that the said *John Prosser* be, and is hereby, discharged of his Imprisonment for or in respect of the Suits of the said *Griffith Gwilliam* and *Richard Dawson*, prosecuted contrary to Privilege of Parliament.

But whereas it likewise appeareth, by the Return of the said Writ of *Habeas Corpus*, "That the said *John Prosser* is detained Prisoner upon Execution also at the Suit of Mrs. *Carnaby*, which Execution was laid on him in *May* last, without the Time of Privilege of Parliament," It is ORDERED and Adjudged, That the Warden of *The Fleete* shall and may detain the Person of the said *John Prosser* in his Custody, in the Prison of *The Fleete*, until he shall give Satisfaction unto the said Mrs.

***Carnaby* for the taking off of the said Execution; and this shall be a sufficient Warrant on that Behalf. 12 JHL 260 (Nov. 4, 1669)**

Petition of Elizabeth Harby (H.L. 1670/1), Jan. 27, 1670/71

Petition

Prays for writ of habeas corpus

Her Majesty's Servant (One of Privy Chamber to HM)

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, that the Lord Keeper of the Great Seal of *England* do issue out a Writ of *Habeas Corpus*, awarded to the Warden of *The Fleete*, for the bringing of the Body of the said Dame *Elizabeth Harby* to the Bar of this House

Nothing on relief

HMC 8th 160-61:

Jan. 27. Petition of Dame Elizabeth Harby, one of the Privy Chamber to Her Majesty; complains of arrest upon pretence to search for goods that had not paid His Majesty's customs. Prays their Lordships to grant her a writ of habeas corpus to bring her from the Fleet prison to the bar of the House.

12 JHL 415:

Upon reading the Petition of Dame *Elizabeth Harby*; complaining, "That being the Queen's Majesty's Servant, she was on the 12th Day of *December* last arrested upon a Mean Process, at the Suit of *Thomas Norton*, and afterwards charged in Execution, at the Suit of *Thomas Ireton* and *Mathew Boucheret*, and is now a Prisoner in *The Fleete*:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, that the Lord Keeper of the Great Seal of *England* do issue out a Writ of *Habeas Corpus*, awarded to the Warden of *The Fleete*, for the bringing of the Body of the said Dame *Elizabeth Harby* to the Bar of this House on *Tuesday* next, being the One and Thirtieth Day of *January*

Instant, at Ten of the Clock in the Forenoon. 12 JHL 415 (Jan. 27, 1670/1)

Petition of Robert Meldrum (H.L. 1676/7), Mar. 2, 1676/7

No Petition

Servant

Whereas *Robert Meldrum*, Servant to the Earl of *Anglesey* Lord Privy Seal, is arrested, and now detained in the Prison of *The Counter*, in *The Poultry*, in *London*, at the Suit of Mr. *Cannon*, now sitting the Parliament, contrary to the Privilege of Parliament:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Robert Meldrum* be forthwith set at Liberty, and discharged from his said Imprisonment; and this Order shall be a sufficient Warrant on that Behalf

13 JHL 57:

Upon Oath made at the Bar of this House, by *Bryan Wade*, “That *Robert Meldrum*, Servant to the Earl of *Anglesey* Lord Privy Seal, is arrested, sitting the Parliament, by *Richard Cole* Serjeant of the Mace, and *Hammond* his Yeoman, at the Suit of Mr. *Cannon* of *Dublin*, prosecuted by Mr. *John Adams* his attorney, and is detained in the Prison of *The Counter*, in *The Poultry*, in *London*, notwithstanding the Protection of the Lord Privy Seal given to the said *Robert Meldrum*:”

All which being contrary to the Privilege of Parliament, it is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, that the Serjeant at Arms attending this House, or his Deputy, do forthwith attach the Bodies of the said *John Adams*, *Richard Cole*, and *Hammond*, and bring them in safe Custody to the Bar of this House, for their said Offence; and this shall be a sufficient warrant in that Behalf.

To the Serjeant at Arms attending

This House, or his Deputy

Whereas *Robert Meldrum*, Servant to the Earl of *Anglesey* Lord Privy Seal, is arrested, and now detained in the Prison of *The Counter*,

in *The Poultry*, in *London*, at the Suit of Mr. *Cannon*, now sitting the Parliament, contrary to the Privilege of Parliament:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Robert Meldrum* be forthwith set at Liberty, and discharged from his said Imprisonment; and this Order shall be a sufficient Warrant on that Behalf.

To the Sheriffs of *London* and
Midd. and to all the Officers
belonging to the said Compter,
every one of them. 13 JHL 57 (Mar. 2, 1676)

Petition of Henry Killigrew (H.L. 1679), Apr. 26, 1679

Petition

“To the Lords Spiritual and Temporal in Parliament Assembled”.

HM Servant (Groom of the Bedchamber)

“May it therefore please your Lordships to order your petitioner’s release”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Henry Killigrew* be forthwith discharged from his present Restraint, by reason of the said Arrest contrary to Privilege; and this shall be a sufficient Warrant on that Behalf.

HLRO

HMC 11th 128:

April 26. H. Killigrew’s Privilege.—Petition of Henry Killigrew, one of his Majesty’s Grooms of his Bedchamber, complaining of being arrested. Prays for an order for his release, and that the parties may be punished. L. J., XIII. 542.

Annexed:—

**(a.) 30 April. Petition of Thomas Price, Milliner. Killigrew became indebted to petitioner in 1662 for 80£. for wares sold to him. Petitioner, after waiting in vain for payment, promised to abate 10£. if the residue were paid within a year, and accordingly Killigrew gave him a bond for 70£. Petitioner, still not being paid, petitioned the Lord Chamberlain of the House-
hod for leave to proceed at law, but his Lordship declined to allow him without the King’s express order. Thereupon petitioner petitioned the King, and on 9 June 1676 his Majesty in Council ordered Petitioner to apply once more to Killigrew for payment, and gave him leave, in case he failed to get the money, to take his remedy at law. Petitioner applied again to Killigrew, but in vain, and**

thereupon arrested him, and recovered a judgment against him, which, upon a writ of error by Killigrew, was afterwards affirmed in King's Bench; but Petitioner forebore to sue out execution at the earnest request of Killigrew, who promised to pay 100£. by September last. This promise he has never kept, and Petitioner, being in extreme want, was forced to take out execution, but failed to arrest Killigrew till 26 April last. Killigrew in his petition for release pretended untruly that he was taken without leave, and withheld the facts from the House. Prays that he may have the benefit of his execution against Killigrew, and that his Attorney may be discharged of contempt. The second page contains a copy of the Order of the Privy Council referred to. L. J., XIII. 547.

(b.) 8 Nov. 1680. Petition of Essex Strode, Esq., High Bailiff of the Liberty of Westminster. Petitioner, in obedience to their Lordships' order of 26 April 1679, set Mr. Killigrew at liberty. For so doing, he has had an action of escape brought against him by Price, and judgment has been entered against him for for 164£. debt and costs. He has also had to spend more than 80£. in writs of error to stave off being clapped in prison. Prays for relief. L. J., XIII. 654.

(c.) Affidavit of same, in support of his petition, and appended thereto. Sworn 29 Oct. 1680.

(d.) Copy Order of the House of 26 April 1679.

13 JHL 542, 547, 553, 654, 658, 659, 661:

Upon reading the Petition of *Henry Killigrew*, One of the Grooms of His Majesty's Bedchamber; shewing, "That, contrary to the Privilege of Parliament, he is arrested (the Parliament now sitting) and detained Prisoner in Custody at the House of *Moulton*, at the Suit of *Thomas Price*, *Milliner*:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Henry Killigrew* be forthwith discharged from his present Restraint, by reason of the said Arrest contrary to Privilege; and this shall be a sufficient Warrant on that Behalf.

**To the Head Bailiff of the City and
Liberties of *Westm.* and all his
Under Officers whom this may
concern. 13 JHL 542 (Apr. 26, 1679)**

Killigrew, Groom of the Chamber, versus Price, Privilege.

Upon reading the Petition of Thomas Price, Milliner, now in the Custody of the Serjeant at Arms attending this House, for arresting Henry Killigrew, One of the Grooms of His Majesty's Bedchamber, contrary to Privilege, as was suggested; which Petition setteth forth the Case, as the Petitioner states it, between him and the said Henry Killigrew:

It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That this House will hear the said Case opened on both Parts, at the Bar, on Monday next, being the Fifth Day of May, at Ten of the Clock in the Forenoon: And it is further ORDERED, That the Party whom this House shall thereupon judge faulty shall bear and pay the whole Charge that hath been occasioned thereby. 13 JHL 547 (Apr. 30, 1679)

Killigrew, Groom of the Chamber, versus Price, Privilege:

Whereas this Day was appointed, to hear the State of the Case opened, which is between Henry Killigrew One of the Grooms of His Majesty's Bedchamber, and Thomas Price, Milliner, now in the Custody of the Serjeant at Arms, for arresting the said Henry Killigrew:

It being moved, on Behalf of the said Henry Killigrew, That the said Hearing may be put off for some “Time;” it is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That this House will hear the said Case opened, on Friday next, at Ten of the Clock in the Forenoon: And it is further ORDERED, That in the mean Time the said Thomas Price, and such other Persons as are in Custody by Reason of the said Arrests, be forthwith discharged of their present Restraint for that Cause, paying their Fees; and this shall be a sufficient Warrant on that Behalf.

To Sir Geo. Charnock Knight, Serjeant at Arms attending this House, his Deputy and Deputies, and every of them. 13 JHL 553 (May 5, 1679)

Sir J. Butler, Privilege. Strode reprimanded, and released.

Whereas Essex Strode Esquire, Head Bailiff of the City of Westminster, in Obedience to an Order of this House made Yesterday, appeared at the Bar this Day; and, there kneeling, humbly asked Pardon of the King’s Majesty, and of this House, being very sorry for what he had done; which Submission of his the House accepted of:

It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Essex Strode be, and is hereby, discharged from any further Attendance concerning the same. 13 JHL 654 (Nov. 8, 1680)

Killegrew, King’s Servant, Privilege (in Execution), discharged; and Action of Escape brought against the Bailiff.

Upon hearing Thomas Price and John Ince this Day at the Bar, upon the Complaint of Essex Strowde Esquire, Head Bailiff of Westm’r, concerning their sueing him upon an Action of Escape, for delivering Henry Killigrew, One of the Grooms of His Majesty’s Bedchamber, who

was discharged by Order of this House, being arrested upon Mesne Process in Time of Privilege, contrary to Privilege, but was afterwards before his Delivery charged in Execution by the said Thomas Price:

Killegrew to attend.

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Henry Killigrew be, and is hereby, required to attend this House on Thursday next, being the Eleventh Day of this Instant November, at Ten of the Clock in the Forenoon, to shew Cause why he doth not pay the Debt by him owing unto the said Thomas Price, and give Security for the indemnifying of the said Essex Stroude from any Prosecution at Law had, or to be had, against him for the same. 13 JHL 658 (Nov. 9, 1680)

Sir J. Butler, King's Servant, Privilege, versus Strode, High Bailiff of Westm. for arresting him.

Upon reading the Petition of Sir James Butler Knight; shewing, "That, being a sworn Servant to the King and Queen, with Fee and Wages, as Steward of His Majesty's Palace Court, and Marshalsea of His Household, and Attorney General to Her Majesty, which was and is well known to Essex Stroude Esquire, Head Bailiff of Westminster, and to John Lister, John Kinge, and others, his Under Bailiffs, the said Bailiffs Yesterday arrested him (as he was going on the Service of Their Majesties and this House), for no other Cause, that the Petitioner knoweth of, but out of Malice the said Essex Stroude beareth to him, for discharging his Duty according to Law, in restoring the Possession of his Dwelling House in Yorke Buildings to the Envoy Extraordinary of the Duke of Savoy; and therefore praying, that he may be discharged from the said Arrest:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Sir James Butler be, and is hereby,

discharged from the said Arrest; whereof the said Essex Stroude and his Followers, and all other Persons concerned, are hereby required to take Notice, and discharge him accordingly; and further, That the said Essex Stroude do attend the Pleasure of this House To-morrow Morning. 13 JHL 659 (Nov. 10, 1680)

Essex Stroude was called.

Sir J. Butler, Privilege. Strode reprimanded, and released.

Whereas Essex Strode Esquire, Head Bailiff of the City of Westminster, in Obedience to an Order of this House made Yesterday, appeared at the Bar this Day; and, there kneeling, humbly asked Pardon of the King's Majesty, and of this House, being very sorry for what he had done; which Submission of his the House accepted of: It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Essex Strode be, and is hereby, discharged from any further Attendance concerning the same. 13 JHL 661 (Nov. 11, 1680)

HLRO, Main Papers, HL Papers, 20 April 1679 to 4 May 1679

Petition of Henry Killigrew on piece of parchment 11½ inches high by 15 inches wide. Text: 9½ inches high by 10¾ inches wide. Superscription: "To the Lords Spiritual and Temporal in Parliament Assembled". "The Humble Petition of Henry Killigrew One of His Majesty's Grooms of the Bedchamber". "Showeth". "That your petitioner contrary to the privileges of this Honorable House is arrested without cause given." "May it therefore please your Lordships to order your petitioner's release". "And he shall ever pray etc." Signed.

Apr. 26 discharge order: "Upon reading the petition of Henry Killigrew one of the Grooms of His Majesty's Bedchamber showing that contrary to the privilege of Parliament he is now sitting and detained prisoner in custody . . . It is ordered by the Lords Spiritual and

Temporal in Parliament Assembled that the said Henry Killigrew be forthwith discharged . . . by reason of the said arrest contrary to privilege. And this shall be a sufficient warrant on that behalf.” Addressed to bailiffs. Copy.

Petition of Sir James Butler (H.L. 1680), Nov. 10, 1680

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant

“your petitioner humbly prays your Lordships’ justice in discharging him from his present imprisonment”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Sir *James Butler* be, and is hereby, discharged from the said Arrest

HLRO

HMC 11th 193-94:

Nov. 10. Sir James Butler’s Privilege.—Petition of Sir James Butler, Knt., complaining of his arrest by the order and at the suit of Essex Strode, Esq., Head Bailiff of Westminster. Prays to be discharged, and that the offenders may be punished. L. J., XIII. 659, almost *in extenso*. The Petition adds to the Journal entry that Petitioner was arrested while returning from having delivered to the House an account of all the inmates and lodgers within his division, as one of the Justices of Middlesex; and that Strode had, with a great number of his bailiffs, forcibly broken open and entered the envoy’s house in York Buildings.

13 JHL 659:

Upon reading the Petition of Sir *James Butler* Knight, shewing, “that, being a sworn Servant to the King and Queen, with Fee and Wages, as Steward of His Majesty’s Palace Court, and Marshalsea of His Household, and Attorney General to Her Majesty, which was and is well known to *Essex Stroude* Esquire, Head Bailiff of *Westminster*,

and to *John Lister, John Kinge*, and others, his Under Bailiffs, the said Bailiffs Yesterday arrested him (as he was going on the Service of Their Majesties and this House), for no other Cause, that the Petitioner knoweth of, but out of Malice the said *Essex Stroude* beareth to him, for discharging his Duty according to Law, in restoring the Possession of his Dwelling House in *Yorke Buildings* to the Envoy Extraordinary of the Duke of *Savoy*; and therefore praying, that he may be discharged from the said Arrest.”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Sir *James Butler* be, and is hereby, discharged from the said Arrest; whereof the said *Essex Stroude* and his Followers and all other Persons concerned, are hereby required to take Notice, and discharge him accordingly; and further that the said *Essex Stroude* do attend the Pleasure of this House To-morrow Morning. 13 JHL 659 (Nov. 10, 1680)

HLRO, Main Papers, HL Papers, 10 Nov. 1680 to 21 Nov. 1680

Petition of Sir James Butler on piece of parchment 14½ inches high by 11½ inches wide. Text: 12¼ inches high by 8¾ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Sir James Butler”. “Humbly Sheweth”. “a breach of the privilege of the King and Queen's majesties and of your Lordships in Parliament”. “your petitioner humbly prays your Lordships’ justice in discharging him from his present imprisonment”. “And your petitioner shall ever pray”. Signed.

CALENDAR OF DOCUMENTS RELATING TO
HABEAS CORPUS PROCEEDINGS IN THE HOUSE OF LORDS,
1603-1716

Reign of William and Mary, 1689-1694; William III, 1694-1702

Reddish v. Ewers (H.L. 1690), Oct. 6, 1690

Petition

HM Servant (Groom of Their Majesties Ewry)

Prays for discharge

Discharged

HMC 13th 110-11:

Oct. 6. Reddish v. Ewers (Privilege).—Petition of Edward Reddish. Petitioner was, on the settlement of their Majesties family, sworn groom of their Majesties Ewry in Ordinary, and has duly pursued his duties. Many years ago, he was security for this father and brother in some debts, which he is unable to pay, the fear of which caused him to enter his certificate of his being their Majesties' servant in the Sheriff's Office. Being in waiting on their Majesties, and having a great charge of their Majesties' table linen in his hands, Petitioner was arrested on 22 September last at the suit of Thomas Ewers, of Richmond, Gent., and carried to Newgate, without leave first obtained from the Lord Steward of the Household, or the Board of Greencloth, contrary to the privilege of their Majesties' servants. Prays to be discharged and that Mr. Ewers and others may be punished. L. J., XIV. 516. [On 9 Oct. Mr. Ewers and Mr. Tisaard the Under-Sheriff were called in. *Mr. Ewers*: I employed Mr. Barnard, but I know nothing of the method. I gave him no particular directions. *Mr. Tissard*: There was a general writ of *utlegatum* against his body and goods, and I desired him to keep out of the way. I know nothing of this execution upon the mesne process. At the suit of Samuel Phaire 200£. laid on him. *Mr. Ward* (Counsel for Petitioner): Opens Mr. Reddish's case and says he was in May 1689 sworn a King's servant. On 22 Sept. last he was taken in execution by Ewers and Tissard. *Tissard*, asked if he was not Under-Sheriff then, says he was. *Mr. Barnard*: Knows not that he was King's servant. 1 Jac. I., c. 13. *Mr. Fordish* says he acquainted Mr. Bernard that he was the

King's servant. The Statute 1 Jac, I., ch. 13. Ordered as in L. J. XIV. 519. The Statute read 1 Jac. I., c. 13. Ordered as in L. J., XIV. 519. Reddish was again arrested in Oct. 1691. L. J. XIV. 630, 632.]

Annexed:—

(a.) 9 Oct. Petition of Thomas Ewer, Esq. Reddish, an apothecary, became bound about ten years since with others to Petitioner in a bond for payment of 100£. and interest. Reddish left his trade about years since and absconded and Petitioner, not knowing how to recover his debt, employed Mr. Barnard, an Attorney, to endeavour to get it paid, and now finds that Reddish is a menial servant to their Majesties. Petitioner was in no way privy to Barnard's proceedings, beyond giving him a general authority, as an Attorney, to manage the concern. He is sorry for having fallen under their Lordships' displeasure, and prays forgiveness. [Read this day, and Ewer ordered to be discharged. L. J., XIV. 519.]

(b.) 13 Oct. Petition of John Barnard. Petitioner having in Trinity Term last sued out a writ against Reddish at the suit of Ewer, the writ was inadvertently lately executed on Reddish, in breach of privilege, while Petitioner was absent on the Western Circuit. Petitioner is sorry for his offence and prays to be discharged. [Read this day, and Barnard reprimanded and discharged. L. J., XIV. 521.]

(c.) 21 Oct. Petition of Jacob Broad. Petitioner, when arresting Reddish, did not apprehend that he was their Majesties' servant, having found, on search, that he was lately a prisoner for a debt of 400£. in the King's Bench, whence he had escaped and had been outlawed. Is sorry for having offended in ignorance and prays to be discharged to prevent his family from being ruined and become chargeable to the parish. [Read this day, and Broad reprimanded and discharged. L. J., XIV. 527.]

14 JHL 516-17, 519-20, 521, 527:

Upon reading the Petition of *Edward Redish*; shewing, “That he being in Waiting on Their Majesties in his Place, as Groom of Their Majesties Ewry in Ordinary, he was on the 22th Day of *September* last, arrested, at the Suit of *Thomas Ewres* of *Richmond* Gentleman, by *Jacob Broad* of *Clement’s Inn* Bailiff, by Warrant from *James Tizard* Gentleman Undersheriff, and *John Barnarde* of *Clifford’s Inne* the Plaintiff’s Attorney; and praying to be discharged, and that the said Persons may be brought to condign Punishment, for their Offence and Contempt.

Ewers, Broad, & al. sent for.

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Thomas Ewers, James Tizard, John Bernard, and Jacob Broad, be, and are hereby, required to attend this House on Wednesday next, at Ten of the Clock in the Forenoon, to answer the Breach of Privilege, in having arrested the said Edw. Redish; and hereof they may not fail, as the contrary will be answered to this House 14 JHL 516-17 (Oct. 6, 1690)

Whereas *Edward Redish*, sworn Groom of Their Majesties Ewry in Ordinary, was arrested, and taken by Virtue of a Warrant from the Sheriff of *Midd’x*, upon a Bill of *Midd’x*, at the Suit of *Thomas Ewre* Esquire; and whereas he is since charged in Execution of one *Samuell Thayer*, and upon several other Actions; it being this Day made appear to this House, that he was arrested and imprisoned in *Newgate* within the Time of Privilege of Parliament, contrary to the Privilege of Parliament, he being actually in Their Majesties Service when arrested:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Edward Redish* be, and is hereby, discharged from his present Imprisonment in *Newgate*, according to the Privilege of Parliament, without paying any Fees for the same; and this shall be a sufficient Warrant on that Behalf.

To the Keeper of *Newgate*, his

**Deputy and Deputies, and to
all Mayors, Sheriffs, Bailiffs,
And others whom it may concern.**

Bernard and Broad to be attached, for arresting him; and Ewre and Tissar discharged.

Upon reading the Petition of Thomas Ewre Esquire, and hearing what he and Mr. James Tissar Undersheriff of Midd'x said at the Bar, in their own Behalves, in their having arrested Edward Redish, Groom of Their Majesties Ewry in Ordinary, in Time of Privilege of Parliament, contrary to the Privilege of Parliament:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Thomas Ewre Esquire and James Tissar Gentleman be, and are hereby, discharged from any further Attendance on this Business.

Upon Oath made at the Bar, ‘That John Bernard Attorney at Law, and Jacob Broad Bailiff, did arrest Edward Redish, Groom of the Ewry in Ordinary to Their Majesties, at the Suit of Thomas Ewre Esquire, within the Time of Privilege of Parliament, contrary to the Privilege of Parliament:’

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Gentleman Usher of the Black Rod do forthwith attach the Bodies of the said John Bernard and Jacob Broad, and bring them in safe Custody to the Bar of this House, to answer for their said Offence; and this shall be a sufficient Warrant on that Behalf.

To Sir Thomas Duppa Gentleman Usher of the Black Rod attending this House, his Deputy and Deputies, and every of them. 14 JHL 519-20 (Oct. 9, 1690)

Bernard discharged.

Upon reading the Petition of John Bernard, Attorney at Law, now in the Custody of the Gentleman Usher of the Black Rod attending this House, humbly acknowledging his great Offence, and his deep Sorrow, in his having issued out a Writ against Edward Reddish, One of Their Majesties Grooms of the Ewry in Ordinary (whereupon he was imprisoned), contrary to the Privilege of Parliament; who being brought to the Bar, and reprimanded for the same, and begged Pardon for his Offence:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said John Bernard be, and is hereby, discharged from his present Restraint, paying his Fees; and this shall be a sufficient Warrant on that Behalf.

To Sir Tho. Duppa, Gentleman Usher of the Black Rod, his Deputy and Deputies, and every of them. 14 JHL 521 (Oct. 13, 1690)

Broad discharged.

Upon reading the Petition of Jacob Broad; humbly begging the Pardon of this House, for his having arrested Edward Reddish, One of the Grooms of Their Majesties Ewry in Ordinary:

Who being sent for in, and reprimanded for his said Offence, and asked the Pardon of this House:

It is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Jacob Broad be, and is hereby, discharged, paying his Fees, from the Restraint he lies under; and this shall be a sufficient Warrant on that Behalf.

To Sir Tho. Duppa, Gentleman Usher of the Black Rod, his Deputy and Deputies, and every of them. 14 JHL 526 (Oct. 21, 1690)

Petition of Sir James Caldwell (H.L. 1690), Oct. 13, 1690

Petition

HM Servant (Gentleman of Privy Chamber)

Prays to be discharged

Discharged

JHL

14 JHL 521:

Upon reading the *Petition of Sir James Caldwell Baronet*; shewing, “That he was, on the 25th of *September* 1690, sworn One of the Gentlemen of His Majesty’s Privy Chamber in Ordinary, as appeared by a Certificate under the Hand and Seal of the Lord Chamberlain of His Majesty’s Household; and that he was, on the 2d Day of *October* last, at the Suit of *Susanna* his Wife, arrested, and is still detained in Custody in *The King’s Bench*, in the Time of his Waiting an Duty on His Majesty, without Leave from the Lord Chamberlain; and praying to be discharged, he being committed in Time of Privilege of Parliament, contrary to the Privilege of Parliament:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Sir James Caldwell Baronet*, be, and is hereby, discharged from his Imprisonment in *The King’s Bench*, which he now lies under; and this shall be a sufficient Warrant on that Behalf.

To the Keeper of *The King’s Bench*

Prison, his Deputy or Deputies,

And every of them, and to all

Attornies, Mayors, Sheriffs, Bailiffs,

Serjeants, and other Officers whom

it may concern. 14 JHL 521 (Oct. 13, 1690)

Petition of Peter Stepkin (H.L. 1690), Dec. 16, 1690

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of HM Privy Chamber)

“humbly beseech your Lordships to afford your petitioner such relief as your Lordships have done in like cases”

Discharged

HMC

JHL

HLRO

HL/PO/JO/10/1/430/362

HMC 13th 218:

Dec. 16. Privilege of King’s Servant (Peter Stepkin).—Petition of Peter Stepkin, Esq., complaining of arrest and praying for relief. L. J., XIV. 592. *In extenso*. MS. Min. of date.

14 JHL 592:

Upon reading the Petition of *Peter Stepkin*; shewing, “That he is One of the Gentlemen of His Majesty’s most Honourable Privy Chamber in Ordinary; and that, on the 5th Day of this Instant *December*, he was arrested, at the Suit of one *John Hill*, in an Action of Debt, and committed to *Woodstreeete Compter*; and that the said *Hill* refuses to discharge him, though he hath had Notice that he is His Majesty’s Servant in Ordinary;” and upon Oath made at the Bar of the Truth of the abovementioned Particulars, and that he was arrested within the Time of Privilege of Parliament:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Peter Stepkin* shall be, and is hereby,

discharged from his Imprisonment in *Woodstreete Compter*; and this shall be a sufficient Warrant on that Behalf.

To the Keeper of *Woodstreet Counter*, his Deputy and Deputies, and every one of them, and all other Persons whom it may concern. 14 JHL 592 (Dec. 16, 1690)

HLRO, Main Papers, HL Papers, 6 Dec. 1690 to 23 Dec. 1690

Petition of Peter Stepkin on piece of parchment 15 inches high by 11½ inches wide. Text: 7½ inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Peter Stepkin, Esq.” “Sheweth”. “humbly beseech your Lordships to afford your petitioner such relief as your Lordships have done in like cases”. “shall pray”. Signed.

HL/PO/JO/10/1/430/362

Petition of Peter Stepkin, complaining of arrest and praying for relief. Lords Journals, XIV. 592. In extenso. MS. Min. of date. 16 Dec. 1690

Petition of James Cockayne (H.L. 1691), May 26, 1691

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Equerry)

“prays for your Lordships’ order for his release”

Discharged

HLRO

HMC 13th 253:

May 26. King’s Servant’s Privilege (Cockayne)–Petition of James Cockayne, servant to their Majesties and sworn Equerry in Ordinary. Petitioner was arrested and detained in prison since the last adjournment by Thomas Sheppard, John Wood and Francis Rouse, Attorneys, and Thomas Greenfield, — Kettleby, Francis Naylor, and Cornelius Jones, Bailiffs, at the suits of Edward Basse, Robert Palgrave, Henry Warner, Tho. Maning and Robt. Watson, contrary to Privilege. Prays for release and that the offenders may be punished. *Endorsed* as read this day and be discharged. L. J., XIV. 620.

14 JHL 620:

Upon reading the Petition of *James Cockayne*, sworn Equerry in Ordinary to Their Majesties; shewing, “That he is now arrested and detained in Prison since the last Adjournment, in Custody of the Sheriff of *Midd.* upon an Outlawry, after Judgement, and several other Mean Process, contrary to the Privilege of Parliament, within the Time of Privilege of Parliament:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *James Cockayne* shall be, and is hereby,

discharged from his Imprisonment; and this shall be a sufficient Warrant on that Behalf.

**To the Sheriff of the County of *Midd.*
and his Under Sheriff, and to all Gaolers
and Keepers of Prisons whatsoever, etc. 14 JHL 620 (May 26,
1691)**

HLRO, Main Papers, HL Papers, 26 Nov. 1690 to 22 Oct. 1691

Petition of James Cockayne on piece of parchment 12 inches high by 16½ inches wide. Text: 12 inches high by 8½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of James Cockayne”. “Sheweth”. Petitioner was arrested and detained “in manifest breach of Privilege of this House”. “prays for your Lordships’ order for his release”. “And your petitioner shall ever pray etc.” Signed.

Notation on side margin of petition: “read 26 May 1691 and be discharged”.

Petition of Edward Reddish (H.L. 1691), Oct. 6, 1691

Petition

HM Servant (Groom of Ewry)

**and praying that he be set at Liberty, pursuant to the former Order
Discharged**

14 JHL 630, 632:

Upon reading the Petition of *Edward Reddish*; sheweth, “That he, being sworn Groom of Their Majesty's Ewry in Ordinary, and actually in Waiting, was, in *September*, 1690, arrested and imprisoned at Suit of *Thomas Ewre* Esquire, and afterwards charged in Execution at the Suit of *Samuel Thayre*, and, by Order of this House, discharged from his Imprisonment; and that, notwithstanding, in Contempt of the said Order, the Petitioner, on the Eighth of *June* 1691, within the Time of Privilege, was re-taken, by *Daniell Richards* a Scrivener, with a Constable, by virtue of the said Execution of the said *Samuell Thayre*, and is now, and hath been ever since, detained in *The King's Bench Prison*; and praying that he be set at Liberty, pursuant to the former Order.

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Samuell Thayre* and *Daniell Richards* do, and they are hereby, required to attend this House To-morrow, at Ten of the Clock in the Forenoon. 14 JHL 630 (Oct. 30, 1691)

Whereas this Day was appointed for *Sam'll Thayre* and *Daniell Richards* to appear, upon the Petition of *Edward Reddish*, sworn Groom of Their Majesties Ewry in Ordinary, actually in Waiting when arrested and imprisoned, at the Suit of the said *Samuell Thayre*, within the Time of Privilege of Parliament:

After hearing Counsel, this Day at the Bar for the said *Edward Reddish*, as also for the said *Samuel Thayre* and *Daniell Richards*, the House being of Opinion that it was a Breach of Privilege of Parliament,

he being taken within the Time of Privilege of Parliament; it is thereupon ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Edward Reddish* shall be, and is hereby, discharged from the Imprisonment he now lies under in *The King's Bench Prison*; and this shall be a sufficient Warrant on that Behalf.

To the Marshal or Keeper of *The King's Bench Prison*, his Deputy and Deputies, and every one of them. 14 JHL 632 (Oct. 31, 1691)

Petition of Robert FitzGerald (H.L. 1692), Nov. 9, 1692

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

Petitioner seeks to be “set at liberty”

Discharged

HLRO

HMC 14th 91:

Nov. 9. Privilege of King’s Servant (R. FitzGerald).—Petition of Robert FitzGerald, Gentleman of the King’s Privy Chamber for the last 30 years, complaining of having been arrested at the suit of John Pye and others, and praying to be set at liberty. L. J., XV. 107. The truth of the Petition is certified by Dorset, 31 Oct 1692. [The Committee for Privileges, after reading the Petition and the Certificate from the Lord Chamberlain, as well as the precedents of Thayre and Redish and Stepkin (Priv. Book, 21 Nov.), reported on 22 Nov. that Fitzgerald had privilege in the case, and the House, thereupon, ordered him to be discharged. (L. J., V. 121.)]

15 JHL 107, 121:

Upon reading the Petition of *Robert Fitz Gerald* ; shewing, “that the Petitioner, the Nineteenth of *November*, One thousand Six Hundred Ninety-one, was a sworn and admitted His Majesty’s Servant, in Place and Quality of Gentleman of His Majesty’s Privy Chamber; and that, about Two Months since, and during Privilege of Parliament, he was arrested and detained, at the Suit of *John Pye* and others; and praying to be set at Liberty:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Petition shall be, and is hereby, referred to the Lords Committees for Privileges, to consider of this Petition, and what Precedents there are of this Nature; and report to the House. 15 JHL 107 (Nov. 9, 1692)

The Earl of *Stamford* reported from the Lords Committees for Privileges, “That their Lordships have considered the Petition of *Robert Fitzgerald* Esquire; and are of Opinion, that he hath Privilege in this Case, and ought to be discharged from his Imprisonment.”

To which the House agreed.

Upon report from the Lords Committees for Privileges:

It is ORDERED, That *Robert Fitzgerald*, One of the Gentlemen of His Majesty’s Privy Chamber in Ordinary, having been arrested within the Time of Privilege of Parliament, shall be, and he is hereby, discharged and set at Liberty from the Imprisonment he now lies under in *The King’s Bench*, without paying any Fees to the Officers there; and this shall be a sufficient Warrant on that Behalf.

To The Marshal or Keeper of *The King’s Bench Prison*, his Deputy and Deputies, Turnkeys, and other Officers, and every of them. 15 JHL 121 (Nov. 22, 1692)

HLRO, Main Papers, HL Papers, 4 Nov. 1692 to 17 Nov. 1692

Petition of Robert Fitzgerald on piece of parchment 11 inches high by 16 inches wide. Text: 9¼ inches high by 8 inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Petition of Robert Fitzgerald”. “Sheweth”. Petitioner was arrested two months ago during privilege of Parliament. Petitioner seeks to be “set at liberty”. “And your petitioner shall ever pray etc.” Signed.

Notation on reverse side of petition: “Nov. 22, 1692 discharged”. Petition of William Killigrew (H.L. 1692), Nov. 14, 1692

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

Prays their Lordships to relieve him, by supporting the privilege of his Majesty’s Servants

Discharged

HLRO

HMC 14th 94-95:

Nov. 14. Privilege of King’s Servant (W. Killigrew).—Petition of William Killigrew. Petitioner, a Gentleman of the Privy Chamber to his Majesty and in actual waiting, was arrested in the City on 9 August last, without leave from the Lord Chamberlain, by one Sparkes, a Serjeant of the Poultry Compter, in an action of 100£. at the suit of Abraham Beake, whose name was made use by Thos. Joyner, a pretended creditor. After his arrest, Joyner laid an action of 100£. in his own name for the said debt, pretending that he had paid 50£. twelve years ago for Petitioner, and refused to discharge him though he had produced a certificate of being sworn a Gentleman of the Privy Chamber. Petitioner was thereupon turned over to the King’s Bench, where he is now a prisoner, on two 100£. actions, as appears by the paper annexed to his Petition. Prays their Lordships to relieve him, by supporting the privilege of his Majesty’s Servants. L. J., XIV. 110. [Killigrew was discharged on 22 Nov. on report from the Committee of Privileges (Priv. Book, 21 Nov.) that he had privilege in the case. (L. J., XV, 121.)]

Annexed:—

(a.) 14 Nov. Copy of Actions, referred to in Petition, as appended thereto. *Noted* as taken out of the Book by the Clerk of King’s Bench.

15 JHL 110 , 121:

Upon reading the Petition of *William Killegrew*; shewing, “That he, being a Gentleman of the Privy Chamber of His Majesty, and in actual Waiting, was, on or about the Ninth Day of *August* last (without Leave from the Lord Chamberlain), arrested, by one *Sparks* a Serjeant of *The Poultry Compter*, in an Action of One Hundred Pounds, at the Suit of *Abraham Beake*, whose Name was used for *Thomas Joyner* a pretended Creditor; and praying Relief herein:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Consideration of the said Petition, shall be, and is hereby, referred to Lords Committees for Privileges. 15 JHL 110 (Nov. 14, 1692)

The Earl of *Stamford* reported from the Lords Committees for Privileges, “That their Lordships have considered the Petition of *William Killegrew* Esquire; and are of Opinion, that he hath Privilege in this Case, and ought to be discharged from his Imprisonment.”

To which the House agreed.

It is ORDERED, that *William Killegrew* Esquire, One of the Gentlemen of the Privy Chamber to His Majesty, who was arrested (and is now detained a Prisoner in *The King’s Bench*), within the Time of Privilege of Parliament, in £. 200 Action, shall be, and he is hereby, discharged from the Imprisonment he now lies under in *The King’s Bench*, without paying any Fees to the Officers there; and this shall be a sufficient Warrant on that Behalf

To The Marshal or Keeper of *The King’s Bench Prison*, his Deputy and Deputies, Turnkeys, and other Officers, and every of them. 15 JHL 121 (Nov. 22, 1692)

HLRO, Main Papers, HL Papers, 4 Nov. 1692 to 17 Nov. 1692

Petition of Henry Killigrew on piece of parchment 9 inches high by 14 inches wide. Text: 9 inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. Petitioner wants Lords to relieve him herein, by supporting the privilege of His Majesty’s servants.

Notation on side margin of petition: “Made Nov. 14, 1692 now Nov. 22, 1692 be discharged”.

Petition of Thomas Waller (H.L. 1692), Dec. 10, 1692

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

“to grant him his discharge”

Discharged

HLRO

HMC 14th 254:

Dec. 10. Privilege of King’s Servant (T. Waller).—Petition of Thomas Waller. Complains of having been arrested, being one of the Gentlemen of the Privy Chamber in Ordinary to the King, and charged in execution at the suit of Miles Sandys, Esq., and others. Prays for his discharge from the King’s Bench. L. J., XV. 141. [On the 21st, on report from the Committee for Privileges (Priv. Book, 20 Dec.), Waller was ordered to be discharged, without paying his fees. (L. J., XV. 160.) An expunged entry in MS. Min. of 26 Nov. 1692 states: “A Petition of Thos. Waller, Gentleman of the Privy Chamber, praying to be discharged.” Nothing under date in L. J.]

15 JHL 141-42, 160:

Upon reading the Petition of *Thomas Waller*; shewing, “That he was sworn and admitted One of the Gentlemen of the Privy Chamber to His Majesty, the Fourth of *April*, One Thousand Six Hundred Ninety-two, and charged in Execution during the Time of Privilege of Parliament; and praying to be discharged:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Petition of *Thomas Waller* shall be, and is

hereby, referred to Lords Committees for Privileges. 15 JHL 141-42 (Dec. 10, 1692)

Upon Report from the Lords Committees for Privileges, “That they have considered the Petition of *Thomas Waller*, One of the Gentlemen of the Privy Chamber in Ordinary to His Majesty; and that the Committee are of Opinion, That Mr. *Waller* ought to have Privilege in this Case, and be discharged from his Imprisonment:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Thomas Waller* shall be, and is hereby, discharged from the Imprisonment he now lies under, without paying any Fees; and this shall be a sufficient Warrant on that Behalf.

To the Master, Marshal, or Keeper of
The King’s Bench Prison, his Deputy
and Deputies, and every of them. 15 JHL 160 (Dec. 21, 1692)

HLRO, Main Papers, HL Papers, 8 Dec. 1692 to 12 Dec. 1692

Petition of Thomas Waller on piece of parchment “12 inches high by 17 inches wide. Text: 12 inches high by 8½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Thomas Waller Esq.” “Sheweth”. “arrested during the time of the privilege of Parliament”. “depriving him of the Privilege of Parliament”. “incapable of attending his said duty”. “to grant him his discharge”. “And your petitioner shall ever pray etc.” Signed.

Notation on margin of folded side of petition: “read 10 Dec. 1692 and referred to Committee for Privileges”. “21 Dec. . . . be discharged”.

Petition of John Harrington (H.L. 1692), Dec. 30, 1692

Petition

“To the Most Honorable the Lords Spiritual and Temporal in this Present Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

Petitioner seeks discharge from imprisonment

Discharged

HLRO

HMC 14th 284:

Dec. 30. Privilege of the King’s Servant (J. Harrington).— Petition of John Harrington, Esq. Petitioner, a gentleman of his Majesty’s Privy Chamber in ordinary, as by the Certificate, annexed to the Petition, appears, was committed on 5 Dec. to the King’s Bench prison in execution at the suit of Bullen Reymes, Esq. Prays for his discharge. [Read this day and Petitioner discharged. L. J., XV. 166.]

Annexed:—

(a.) 30 Dec. Certificate of E. Dorset that John Harrington is sworn as one of the Gentlemen of his Majesty’s Privy Chamber in ordinary, by virtue of which place his to enjoy all rights and privileges thereto belonging. His person is not to be arrested or detained whatever, nor be impannelled on any inquest or jury, nor warned to attend at assizes or sessions, whereby he may pretend excuse to neglect his Majesty’s service. *Dated* 14 May 1691. [Appended to preceding.]

(b.) 30 Dec. Extract from Records of Court as follows: —“Johannes Harrington reddidit se in Custod. Marescall. in exoneratione manucaptoroum suorum ads Bullen Raynes, Ar., 21 Januarii, 1691. Burleigh. W. Dolben.

M. (92) Et postea in Executione ads Bullen Rymes, Ar., p. 2000£. & 40s. Ettrick. C. Jones.” [Appended to above.]

15 JHL 166:

Upon reading the Petition of *John Harrington* Esquire; shewing, “That he is One of the Gentlemen of His Majesty’s Privy Chamber in Ordinary (as by a Certificate annexed appears); and yet nevertheless he was committed Prisoner to *The King’s Bench*, in Execution, at the Suit of *Bullen Rymes* Esquire, the Fifth of *December*, One Thousand Six Hundered Ninety-two, contrary to the Privilege of Parliament; and praying to be discharged:”

It is ORDERED, by the Lord Spiritual and Temporal in Parliament assembled that *John Harrington* shall be, and he is hereby, discharged from the said Imprisonment he now lies under; and this shall be a sufficient Warrant on that Behalf.

To the Master or Keeper of *The King’s Bench Prison*, his deputies and Turnkeys, or other Officers, and every one of them. 15 JHL 166 (Dec. 30, 1692)

HLRO, Main Papers, HL Papers, 29 Dec. 1692 to 3 Jan. 1692/3

Petition of John Harrington on piece of parchment 14½ inches high by 11¾ inches wide. Text: 7 inches high by 6 inches wide. Superscription: “To the Most Honorable the Lords Spiritual and Temporal in this Present Parliament Assembled”. “The Humble Petition of John Harrington Esq.” “Sheweth”. “Contrary to the Ancient Rights and Privileges of Parliament.” Petitioner seeks discharge from imprisonment. “And your petitioner shall ever pray”. Signed.

Notation on reverse side of petition: “read 30 December 1692 and discharged”.

Petition of William Laycock (H.L. 1692/3), Feb. 17, 1692/3

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

“will be pleased to grant unto your petitioner your Lordships’ order directed to the Marshal or Keeper of the said prison requiring him forthwith to discharge your petitioner out of custody as is usual and as your Lordships have in your great wisdom and justice been pleased to grant this session to other Gentlemen of the same quality and under the same circumstances as your petitioner”

Discharged

HLRO

HMC 14th 357:

Feb. 17. Privilege of King’s Servant (W. Laycock).—Petition of William Laycock, Esq. Petitioner, one of the Gentlemen of his Majesty’s Privy Chamber, is Prisoner in the King’s Bench Prison, having been arrested at the suit of one Robert Winter. Prays the Marshal or Keeper may be ordered to discharge him. [Read and ordered as prayed this day. L. J., XV. 233.]

15 JHL 233:

Upon reading the Petition of *William Laycocke* Esquire; shewing, “That the Fourteenth Day of *June*, One Thousand Six Hundred and Ninety, he was sworn and admitted One of Gentlemen of His Majesty’s Privy Chamber in Ordinary, as appears by the Lord Chamberlain’s Certificate annexed to his Petition; and that he was arrested at Suit of one *Robert Winter*, and is now Prisoner in *The King’s Bench Prison*,

which is contrary to the Privilege of Parliament; and praying to be discharged:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *William Laycock* shall be, and is hereby, discharged from the Imprisonment he now lies under in *The King's Bench Prison*; and this shall be a sufficient Warrant on that Behalf.

To the Marshal or Keeper of *The King's Bench Prison*, his Deputies and Turnkeys,
and every of them. 15 JHL 233 (Feb. 17, 1692/3)

HLRO, Main Papers, HL Papers, 7 Feb. (continued) 1692/3 to 18 Feb. 1692/3

Petition of William Laycock on piece of parchment 16 inches high by 14½ inches wide. Text: 16 inches high by 8½ inches wide. Superscription: "To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled". "The Humble Petition of William Laycock Esq." "Sheweth". "Forasmuch as all these proceedings are in violation of the Honor, Rights, and Privileges of Parliament". "will be pleased to grant unto your petitioner your Lordships' order directed to the Marshal or Keeper of the said prison requiring him forthwith to discharge your petitioner out of custody as is usual and as your Lordships have in your great wisdom and justice been pleased to grant this session to other Gentlemen of the same quality and under the same circumstances as your petitioner". "And your petitioner will ever pray etc." Signed. Copy.

Notation on reverse side of petition: "Read 17 Feb. 1692 and be discharged".

Petition of Marke Smith (H.L. 1692/3), Feb. 18, 1692/3

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Waterman)

Prays to be discharged

Discharged

HLRO

HMC 14th 362:

Feb. 18. Privilege of King’s Servant (Mark Smith).—Petition of Mark Smith. Petitioner, one of his Majesty’s Watermen in Ordinary, as appears by a certificate of E. Dorset, is a prisoner in the King’s Bench Prison, at the suit of Sir Thomas Fowles and Rawlinson, formerly Sheriffs of London, on a pretended bail bond, at the procurement of one Abraham New, with whom and another Petitioner was bail some years ago for one Tompkins, since deceased. Tompkins left estate sufficient to pay his debts, but New has got the bond assigned to him, and has charged Petitioner in execution with the whole debt of 250£. to excuse himself. Prays to be discharged, that his family may be kept from perishing. [Read this day and Smith ordered to be discharged. L. J., XV. 235.]

15 JHL 235:

Upon reading the Petition of *Marke Smith*, sworn and admitted One of His Majesty’s Watermen in Ordinary, the Seventeenth Day of *May*, One Thousand Six Hundred Eighty-nine, where he has always attended, and since continues the said Office, as by a Certificate of the Lord Chamberlain’s appears, “That he was charged in Execution, within the Time of Privilege of Parliament, and now is a Prisoner in *The*

King's Bench Prison, at the Suit of Sir *Thomas Powis* and Sir *Thomas Rawlinson*, formerly Sheriffs of *London*, which was done by the Procurement of one *Abraham New*; and praying for discharge.”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Marke Smith* shall be, and is hereby, discharged from the Imprisonment he now lies under in *The King's Bench Prison*; and this shall be a sufficient Warrant on that Behalf.

To the Marshal or Keeper of *The King's Bench Prison*, his Deputies and Turnkeys,
and every of them. 15 JHL 235 (Feb. 18, 1692/3)

HLRO, Main Papers, HL Papers, 7 Feb. (continued) 1692/3 to 18 Feb. 1692/3

Petition of *Marke Smith* on piece of parchment 13 inches high by 17½ inches wide. Text: 13 inches high by 8½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of *Marke Smith*”. “Sheweth”. “to grant your order for your petitioner's discharge”. “And your petitioner shall ever pray etc.” Signed.

Notation on reverse side of petition: “read 18 February 1692”.

Petition of Sir John Ashfeild (H.L. 1692/3), Feb. 21, 1692/3

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Servant of Privy Chamber)

Discharged

HLRO

HMC 14th 366:

Feb. 21. Privilege of King’s Servant (Sir J. Ashfeild).—Petition of Sir John Ashfeild, Bart., one of his Majesty’s servants of the Privy Chamber in Ordinary, is in the custody of the Marshal of the King’s Bench, having been arrested during the time of Parliament, without leave or knowledge of the Lord Chamberlain. Prays for his discharge. [Read this day and ordered as prayed. L. J., XV. 242.]

15 JHL 242:

Upon reading the Petition of Sir *John Ashfeild* Baronet; shewing, “That in *July* One Thousand Six Hundred Eighty-nine, he was sworn One of His Majesty’s Servants, in the Place and Quality of the Privy Chamber in Ordinary to His Majesty, as by Certificate appears; and that he was arrested, and is now a Prisoner in *The King’s Bench*, within the Time of Privilege of Parliament:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Sir *John Ashfeild* shall be, and is hereby, discharged from the Imprisonment he now lies under in *The King’s Bench Prison*; and this shall be a sufficient Warrant on that Behalf.

**To the Marshal or Keeper of *The King’s Bench Prison*, his Deputies and Turnkeys,
and every of them. 15 JHL 242 (Feb. 21, 1692/3)**

HLRO, Main Papers, HL Papers, 20 Feb. 1692/3 to 7 Nov. 1693

Petition of Sir John Ashfeild on piece of parchment 11½ inches high by 15 inches wide. Text: 9 inches high by 7¼ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Sir John Ashfeild, Bart.” “Sheweth”. “this being done in time of the sessions of Parliament, contrary to the ancient privileges, that your Lordships will be pleased to order his discharge out of confinement.” “And your petitioner shall ever pray etc.” Signed.

Notation on the side margin of the petition: “read on 21 February 1692 and discharged”.

Petition of Robert Hargrave (H.L. 1692/3), Mar. 4, 1692/3

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

Seeks “liberty and discharge out of prison”

Referred to Committee on Privileges; no further proceedings

HLRO

HMC 14th 381:

March 4. Privilege of King’s Servant (R. Hargrave).—Petition of Richard Hargrave, Esq. Petitioner on 16 Jan. 3 W & M. was sworn and admitted as one of the Gentlemen of the Privy Chamber in Ordinary to his Majesty, as appears by the Lord Chamberlains’s certificate, and has ever since so continued. He has been arrested, within the privilege of Parliament, at the suit of Robert Richardson, Eliz. Thomas and Charles Napier. Petitioner has had to procure bail for his appearance in the suits of Richardson and Napier, and by force of his arrest in the suit of Eliz. Thomas he is now a prisoner in the Fleet. Prays for his release and for the discharge of his bail. [Referred this day to the Committee for Privileges. L. J., XV. 274. No further proceedings.]

15 JHL 274:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Petition of *Richard Hargrave* shall be, and is hereby, referred to the Lords Committees for Privileges. 15 JHL 274 (Mar. 4, 1692/3)

HLRO, Main Papers, HL Papers, 20 Feb. 1692/3 to 7 Nov. 1693

Petition of Robert Hargrave on piece of parchment 8½ inches high by 14 inches wide. Text: 8½ inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Robert Hargrave, Esq.” “Sheweth”. Arrested within time of privilege of Parliament. Seeks “liberty and discharge out of prison”.

Notation on side margin of petition: “referred to the Comm for Privs: 4 March 1692”.

Petition of Peers Mauduit (H.L. 1693), Nov. 14, 1693

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Windsor Herald at Arms)

Seeks “to be set at liberty”

Discharged

HLRO

1 MHL 10:

Nov. 14.—Privilege of King’s Servant (P. Mauduit).—Petition of Peers Mauduit. Petitioner, who is Windsor Herald of Arms, under Letters Patent of 16 Feb. 1690-1, and by a Warrant to D. Norfolk, was arrested, about a month ago, at the suit of Mary Deeble and others, and prosecuted by her Attorney, Wm. Fothergill. Prays to be discharged. Signed by Petitioner: Countersigned by D. Norfolk, who certifies, on 13 Nov. 1693, that the contents of the Petition are true. [Read this day and referred to the Committee for Privileges (L. J., XV. 299.)] In Committee on 20 Nov., E. Macclesfield in the Chair, *Counsel* for Petitioner, being called in, prays privilege for Mauduit as a menial servant to the King. Mauduit is not only a Patent servant, but has wages and livery from the King, and the Heralds formerly had a table and lodging in the King’s house. The Heralds are not taxed in their parish, but as belonging to Whitehall. They receive fees of honour at Whitehall, and are bound to attend the King when the Earl Marshal or Lord Chamberlain gives orders. Fitzgerald, Reddish, Stepkins, Waller and Killigrew, the King’s servants, have been discharged from the restraint they had been under in time of Privilege. Mauduit was arrested 21 Oct. 1693. *Ordered* to report that Mauduit ought to be allowed Privilege (Priv. Book). Report made 21st Nov., and Mauduit discharged (L. J., XV. 303).]

15 JHL 299, 303:

Upon reading the Petition of *Peers Mauduit*; shewing, “That he is *Windsor* Herald of Arms, and sworn and admitted Their Majesties Servants; that he was, within the Time of Privilege of Parliament, arrested and detained at the Suit of *Mary Deeble* and others; and praying to be set at Liberty:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Consideration of this Petition shall be, and is hereby, referred to the Lords Committees for Privileges; who are to consider thereon, and report to the House. 15 JHL 299 (Nov. 14, 1693)

Upon Report from the Lords Committees for Privileges, to whom was referred the Petition of *Peers Mauduit* Herald at Arms, “That their Lordships have considered the said Petition; and are of Opinion, that he ought to be allowed Privilege of Parliament, as being One of the King's Servants:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Peers Mauduit* shall be, and he is hereby, discharged from the Imprisonment he lies under, at the Suit of *Mary Deeble* and others; and this shall be a sufficient Warrant on that Behalf.

**To the Sheriffs of *London* and *Midd’x*,
the Keeper of *Woodstreet Compter*
and all other officers whom this
may concern. 15 JHL 303 (Nov. 21, 1693)**

HLRO, Main Papers, HL Papers, 14 Nov. 1693 to 7 Dec. 1693

Petition of Peers Mauduit on piece of parchment 16 inches high by 11½ inches wide. Text: 8 inches high by 6½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Peers Mauduit”. “Sheweth”. “during privilege of Parliament was arrested and detained from execution of his duty at the suit of Mary Deeble and

others”. “to be set at liberty”. “And your petitioner shall ever pray etc.” Signed.

Notation on reverse side of petition:

“Peers Mauduit to be discharged

read 14 Nov. 1693

Nov. 21 resolved and to be discharged”.

Petition of Thomas Carter (H.L. 1693), Nov. 22, 1693

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

“will please to order his discharge”

***Endorsed* as read this day and nothing ordered on it**

[No entry of any proceedings on the Petition this day, either in L. J. or MS. Min.; but it appears from the MS. Min. that was read the next day, and gave occasion to the Order refusing to receive any Petitions for protecting their Majesties’ servants

HLRO

1 MHL 31:

Nov. 22.—Privilege of King’s Servant (T. Carter).—Petition of Thomas Carter, Esq., one of the Gentlemen of his Majesty’s most Hon. Privy Chamber in Ordinary. Sir John Carter, of co. Denbigh, Wales, died greatly in debt, which debts Petitioner cannot pay but by sale of the estate, for which an Act of Parliament is necessary, the estate being entailed on his marriage. Petitioner is preparing a Bill accordingly, but has been arrested by Mr. Edward Lisle, Mr. Henry Bourn, and Mr. Edward Brewerton, thee of the creditors, and is kept in close custody in the house of one Murrall, a Bailiff in Wych St., St. Clement Danes, notwithstanding his privilege. Prays their Lordships to order his discharge, as was done in the case of Fitzgerald and others. *Endorsed* as read this day and nothing ordered on it. [No entry of any proceedings on the Petition this day, either in L. J. or MS. Min.; but it appears from the MS. Min. that was read the next day, and gave occasion to the Order refusing to receive any Petitions for protecting their Majesties’ servants. (L. J., XV. 305.)] On 29th Nov. House moved concerning the

Protestations in this case, and the Lords signing it ordered to attend on the following day, when, after debate, the 5th Reason was expunged. (Ib. 309, 310; MS. Min., Nov. 29, 30.)]

15 JHL 305, 310:

A Debate arose, “Whether this House shall receive any Petition for protecting Their Majesties Servants?”

And this Question was proposed, “Whether it shall be resolved, and ordered, That this House will not receive any Petition for protecting Their Majesties Servants; and that this Order be added to the Roll of Standing Orders?”

Then this Question was put, “Whether these Words shall be added to the Question, “in Cases where they can have Relief elsewhere”?

It was Resolved in the Negative.

Then the main Question was put,

And it was Resolved in the Affirmative.

It is Resolved, and this Day ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That this House will not receive any Petition for protecting Their Majesties Servants; and that this Order be added to the Standing Orders of this House.

“Against which Order, the Lords whose Names are subscribed do enter their Protestations, for these Reasons.

- 1. That it hath been usual in all Times to relieve the King’s Servants, in these Cases, upon their Petition in Parliament.**
- 2. That this Order seemed to us to be grounded upon a Mistake; which was, That the King’s Servants in Ordinary were relievable otherways; that is, the Servants above Stairs, by the Lord Chamberlain; and those below, by the Lord Steward and the Board of Greencloth: Which is found impracticable; for neither the Lord Chamberlain’s Order nor the Order of the Board of Greencloth can discharge any of the King’s Servants that are imprisoned for Debt: All**

that they have ever done, or can do, is to commit those who do arrest them to safe Custody, who may relieve themselves (and have often done) by *Habeas Corpus* the next Day. And consequently the Servant left without Remedy.

3. Whereas it hath been suggested that at least Four Hundred of the King's Servants may claim Freedom from Arrests, and consequently this House be too much burthened with their Petitions; that Number seems to comprehend the Extraordinary Servants also, who claim no Privilege, and are declared by an Order of Council, made in King *Charles* the Second's Time, to be incapable of Protection from their just Debts: Whereas the Servants in Waiting are a far less Number; and Experience hath shewed us, that this House hath not been troubled with above Two or Three of their Petitions, at most, in any one Session.

4. It seems unreasonable to us, that the King (who is the Head of the Parliament) should have his Servants in Ordinary taken from him, more that is suffered to any Member of either House of Parliament.

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NORFOLK & MARSHALL.
NEWPORT.

WESTMORELAND.

MACCLESFELD.

P. WINTON.

EDW. WIGORN. JO. OXON.

SY. ELIENS.

J. NORWICH.

THO. LINCOLN." 15 JHL 305 (Nov. 23, 1693)

The reasons for the Protestation of the Three and Twentieth instant were read.

And, after Debate concerning the expunging some Parts thereof:

This Question was put, "Whether the whole Fifth Reason Shall be put out of the Journal?"

It was resolved in the Affirmative. 15 JHL 310 (Nov. 30, 1693)

HLRO, Main Papers, HL Papers, 14 Nov. 1693 to 7 Dec. 1693

Petition of Thomas Carter on piece of parchment 11½ inches high by 10½ inches wide. Text: 10½ inches high by 7¼ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Thomas Carter”. “Sheweth”. “will please to order his discharge”. “And your petitioner shall ever pray”. Signed.

Petition of Ezekiel Castanet (H.L. 1693), Dec. 21, 1693

**No Petition
Servant
Discharged**

1 MHL 298-300:

Dec. 21.—E. Portland’s Privilege (Castanet).—Complaint in French, that on 9 Dec. 1693 Ezekiel Castanet, an officer of E. Portland, had been arrested by John Brown, a Bailiff, at the suit of John Carter, a Tailor, for goods ordered by Marie Delon, his wife, for payment whereof she holds the receipt of Mary Carter, wife of the said John, Carter, who cannot himself either read or write. Ezekiel, to leave prison, has been forced to find two sureties, vizt., Jean Boudet and Pierre Gally, both Ministers. Carter lives in Newport Court, and Brown in More Street, in the parish of St. Anne. [Bail discharged this day, and Brown and Carter ordered to be attached. L. J., XV. 426.]

Annexed:—

(a) 2 Jan. 1693-4.—Petition of John Brown and John Carter. Petitioners did not know that Castanet was a servant of the Earl. They have begged pardon of the Earl, who has granted it. Pray to be discharged. Signed, Jno. Carter, John Brown. L. J., XV. 331. [Appended to preceding.]

(b) 20 Feb. 1693.—Petition of Lancelott Emmott, Deputy to the Serjeant-at Arms attending the House.—Brown, in going from the Bar, made his escape without paying his fees, and Petitioner was forced to pay out of his own pocket the fifth part of the fees due to the House, although he never received a farthing of day fees. Petitioner, being informed on the 9th inst. that Brown was at Uxbridge, went there with one Wadbrooke and re-took him, but he was taken away from Petitioner by Edward Browne, Nicholas Mercer’s wife, Mary

Brown, and John Brown's wife with several others, who said they cared not for their Lordships' Order. The constable present refused to assist Petitioner without an order from a Justice of the Peace, and Brown rode away on Mercer's horse. Prays for such an Order as their Lordships shall think meet. Signed, Lan: Emmott. Endorsed as read this day. L. J., XV. 376.

(c) Undated.—Note containing as follows: "John Brown, Sen., and his wife, Edward Brown and his wife. The Constable of Uxbridge."

(d) 24 April 1695.—Petition of Lancelot Emmott. Petitioner, in arresting Brown, was assaulted and wounded by him and others who assisted him, and in defending himself, wounded Brown and another. He was arrested on the 5 June following in the Marshal's Court, at Brown's instance, for an assault, and gave bail to the action, and on the same day, he was taken by Sir James Butler's warrant at the complaint of Anne Brown, the said Brown's wife, and Sir James, although shown their Lordships' Order against her, bound Petitioner over to the Sessions, who appeared and for want of prosecution discharged his recognizance, and in January, by the advice of Mr. Wm. Leighton, one of the Clerks of the Crown Office, John and Ann Brown indicted Petitioner for an assault, and Leighton drew and filed the indictment, and Petitioner is outlawed thereon, as informed by the Exigenter for the County of Middlesex. Prays for relief. Signed, Lancellott Emmott. Endorsed as ready this ready. L. J., XV. 565.

(e) 27 April 1695.—Petition of William Leighton, Gent., in custody of the Serjeant-at-Arms attending the House. Petitioner was never concerned in any prosecution of Emmott by order of John and Ann Brown, any further than drawing two indictments for assault, both of which were

returned by the Grand Jury into the Court's of King's Bench; but Petitioner never made any process on the indictments, nor is he outlawed. Petitioner was wholly ignorant that Emmott was executing any Order of the House. Is sorry for offending the House, and prays to be discharged. *Signed*, W. Leighton. *Endorsed* as read this day. L. J., XV. 571.

(f) 27 April 1695.—Petition of Sir James Butler, Knt., Steward of the Marshalsea of his Majesty's Household. Petition of Sir James Butler, Knt., Steward of the Marshalsea of his Majesty's Household. Petitioner surrendered himself to Sir Fleetwood Sheppard, Gentleman Usher of the Black Rod, and is sorry to fall under their Lordships' displeasure. John Brown's wife complained to Petitioner on oath, that Emmott on June 4, meeting her in the street, drew his sword upon her and threatened her life. Emmott never showed Petitioner any Warrant or Order of their Lordships, nor was he then in execution of his office of messenger or Deputy Serjeant. *Signed*, Ja: Butler. *Endorsed* as read this day. L. J., XV. 580. [On 29 April, when this Petition was considered (according to order of this day), *Sir James Butler* and *Mr. Emmott* were (on motion) called in, and their Petitions were read, and they were heard. *Mr. Grives* (sworn) said that in February Mr. Brown went along with him, and had a javelin in his hand. Mr. Emmott drew his sword. *Ann Nixon* saw Mr. Brown take up the bar and strike at Mr. Emmott. I thought they would have murdered him. *Robert Mims*: There was a Warrant to arrest. Mr. Emmott showed him the paper, and told Mr. James it was the paper, and told Sir James it was the Order of the House of Lords. *Mr. Sincoke*: Shewed Sir James the Order in his Chamber. *Micha. Rooton*: Saw no riot by Mr. Emmott. She did not complain of any wounding. Others were sworn, but not heard. *Richard Lane* says

Brown's wife came and swore before Sir James she went in danger of her life. I saw no paper showed by master. (*Blank*), *Constable*: I served the Warrant on Emmott. He submitted to it, and went with me, and when he came to Sir James, he had bail. I saw no (*sic.*) *Edward Meredith*: I was present when Emmott was brought. I saw no paper offered. *Anne Brown* sworn and heard. *Sir James Butler* was called in, and discharged with a reprimand. (MS. Min.; L. J., XV. 581).]

15 JHL 326, 331, 376, 571-72:

Upon Oath made at the Bar of this House, "That *Ezekiel Castenet*, menial Servant to the Earl of *Portland*, a Peer of this Realm, was arrested, and held to Bail, by *John Browne* Bailiff, at the Suit of *John Carter* Taylor, within the Time of Privilege of Parliament, contrary to the Privilege of Parliament:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Bail entered into for the said *Ezekiel Castenet* shall be, and is hereby discharged; and that the Serjeant at Arms attending this House, his Deputy or Deputies, shall forthwith attach the Bodies of the said *John Browne* and *John Carter*, and bring them in safe Custody to the Bar of this House, to answer for their Offence; and this shall be a sufficient Warrant on that Behalf. 15 JHL 326 (Dec. 21, 1693)

Upon reading the Petition of *John Carter* and *John Browne*; shewing, "That they humbly beg Pardon for having arrested *Ezekiel Castenet*, menial servant to the Right Honourable the Earl of *Portland*, a Peer of this Realm;" they were called in, and at the Bar, reprimanded for their Offence.

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, that the said *John Carter* and *John Browne* shall be, and they are hereby, discharged (paying their Fees); and this shall be a sufficient Warrant on that Behalf.

**To Sir *Thomas Duppa*, Gentleman Usher
Of the Black Rod attending this House,
his Deputy and Deputies,
and every one of them. 15 JHL 331 (Jan 2, 1693/4)**

*** * * 15 JHL 376 (Feb. 22, 1693)**

*** * * 15 JHL 565 (Apr. 24, 1695)**

*** * * 15 JHL 571-72 (Apr. 27, 1695)**

*** * * 15 JHL 580 (Apr. 27, 1695)**

*** * * 15 JHL 581 (Apr. 29, 1695)**

Petition of Henry Killigrew (H.L. 1695), Dec. 10, 1695

Petition

“To the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Gentleman of Privy Chamber)

Dismissed

MHL

JHL

HLRO

2 MHL 118:

Dec. 10.—King’s Servant’s Privilege (Killigrew). Petition of Henry Killigrew, Esqre., one his Majesty’s Gentlemen of the Privy Chamber in ordinary. Complains of having been arrested at the suit of Mrs. Ann Pope and imprisoned in Newgate, contrary to Privilege of Parliament. [Read this day and dismissed. L. J., XV. 609.]

15 JHL 609:

A Petition of *Henry Killigrew* Esquire was read.

And thereupon it was ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Petition shall be dismissed. 15 JHL 609 (Dec. 10, 1695)

HLRO, Main Papers, HL Papers, 7 Dec. 1695 to 27 Dec. 1695

Petition of Henry Killigrew on piece of parchment 7¾ inches high by 12½ inches wide. Text: 7¾ inches high by 6¼ inches wide. Superscription: “To the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Henry Killigrew”. “Sheweth”. “And your petitioner being the King’s Servant and by that having the privilege of Parliament”. Signed.

Notation on reverse side of petition: “read and dismissed 10 Dec. 1695”.

Petition of Thomas Davis (H.L. 1695/6), Mar. 11, 1695/6

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

HM Servant (Messenger)

Notation on reverse side of petition:

“Read 11 March 1695

12 March agreed that nothing be done on his petition further”

2 MHL 223:

March 11.—King’s Servant’s Privilege (Thomas Davis). Petition of Thomas Davis, who is one of the Messengers to the King, and employed at present in serving Warrants against several persons for High Treason. While actually serving one of the said Warrants against several persons, he was arrested by Edward Boyce, a Bailiff, at the suit of Joseph Whiston and John Benn his Attorney, and taken to Newgate, whence he removed himself by Habeas Corpus to the Fleet, where he now remains, for want of room in Newgate. The Lord Chamberlain issued out his warrant on Petitioner’s behalf, but they brought a Habeas Corpus and have still proceeded against him. Prays he may be discharged. [Read this day, and Whiston, Benn, and Boyce ordered to attend. But on the following day the Standing Order against protecting the King’s Servants was read, and the persons attending were ordered to be discharged, and nothing further done. No entry to be made of the Order yesterday. (MS. Min., March 11 & 12, where the above entries appear cancelled.)]

Annexed:—

(a) The Case of Thomas Davis, touching the pretended demand of Joseph Whiston. Davis joined Whiston in building two house, which cost 100£., and for his share of 50£. mortgaged his house to Whiston, and gave him a bond

besides. Has paid the money on a fair account, but Whiston has entered upon the premises and receives the rent of 9£. Davis, to be at peace from suing, has offered to pay the 60£. still claimed by Whiston by instalments of 20£. a year. [Enclosed in preceding.]

HLRO, Main Papers, HL Papers, 10 Mar. (continued) 1695/6 to 31 Mar. 1696

Petition of Thomas Davis on piece of parchment 8½ inches high by 14 inches wide. Text: 8½ inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Thomas Davis”. “Sheweth”. Seeks discharge. “And your petitioner shall ever pray etc.” Signed.

Notation on reverse side of petition:

“Read 11 March 1695

12 March agreed that nothing be done on his petition further”.

Petition of John Smith (H.L. 1698/9), Mar. 24, 1698/9

**No Petition
Servant
Discharged
HLRO**

3 MHL 394:

March 24. D. Northumberland's Privilege (John Smith).—Affidavit of John Smith, of the parish of St Martin's-in-the-Fields, co. Middlesex. Deponent, a domestic and menial servant, is employed as head groom of the stables to D. Northumberland. He was arrested on 12 July last at the suit of Thomas King, wine cooper of London, by one Jacob Broad, bailiff or agent to the Sheriff of Middlesex, notwithstanding Deponent's telling him who he was. The Duke sent his steward with a letter demanding his discharge, but Deponent was kept in custody three days after, and was forced to bring to bring a *Habeas corpus* to be removed to the Fleet, where he still remains. Sworn by John Smith 22 March 1698-9 before S. Keck. L. J., XVI. 416. [D. Northumberland acquainted the House this day of the breach of privilege committed upon his groom in his livery. *Matthew Howel* gave evidence as to the use of opprobrious words against the Duke by Broad, the bailiff. *Ordered*] that Broad, bailiff, and King be attached, and Smith discharged. MS. Min.]

16 JHL 416-17:

Upon Oath made, at the Bar of his House, "That *John Smith*, a menial Servant to his Grace George Duke of *Northumberland* was arrested, within the Time of Privilege of Parliament, contrary to the Privilege of Parliament, at the Suit of *Thomas King* Citizen and Wine-cooper of *London*, by one *Jacob Broad*, Bailiff to the Sheriff of *Middl'x*, who spoke very opprobrious Words against the said Duke:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That *John Smith*, menial Servant to his Grace the Duke of *Northumberland*, shall be, and is hereby, discharged from the Bail or Imprisonment he now lies under; and this shall be a sufficient Warrant on that Behalf

**To the Keeper of *The Fleet Prison*, his Deputies
and Turnkeys, and all others who
are concerned herein. 16 JHL 416-17 (Mar. 23, 1698/9)**

HLRO, Main Papers, HL Papers, 21 Mar. 1698/9 to 24 Mar. 1698/9

Affidavit of John Smith.

Petition of William Phillips (H.L. 1700/1), Mar. 6, 1700/1

**No Petition
Servant
Discharged
HLRO**

4 MHL 212:

March 6. E. Macclesfield's Privilege (Phillipps).—Paper endorsed, Browne's affidavit, stating that Mr. John Browne will prove that William Phillipps, a menial servant to E. Macclesfield, was arrested yesterday at the suit of one Richard Wilford. The bailiffs' names are Charles Wapshott and William Elderton. Phillipps is in their custody in a spunging house. Wilford and the bailiffs refused to discharge him. [On 6 March *John Browne* (sworn) said he [Phillipps] was arrested yesterday morning at the suit of Richard Melford [Wilford]. He eats and drinks at E. Macclesfield's: I told them he was my Lord's servant. He said, if it costs him 500£., he would stand it out. *E. Macclesfield* assured the House he was his servant. *Ordered* that the Plaintiff and bailiffs be attached and Phillipps discharged. MS. Min. L. J., XVI. 614. On 6 May 1701 Wilford and the bailiffs asked pardon of the House and E. Macclesfield and were discharged, paying their fees. MS. Min. L. J., XVI. 669.]

16 JHL 614, 669:

The House being informed, upon Oath, "That *William Phillipps*, a menial Servant to the Earl of *Macclesfield*, a Peer of this Realm, was Yesterday arrested, at the Suit of *Richard Wilford*, by *Charles Wapshot* and *William Elderton* Bailiffs, contrary to the Privilege of Parliament:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Serjeant at Arms attending this House, his Deputy

or Deputies, do forthwith attach the Bodies of the said *Richard Wilford* and *Charles Wapshot*, and *William Elderton*, and bring them in safe Custody to the Bar of his House; and this shall be a sufficient Warrant on that Behalf.

The House also being informed, upon Oath, at the Bar, “That *William Phillips*, a menial Servant to the Earl of *Macclesfield*, is detained in Custody, by *Charles Wapshott* and *William Elderton* Bailiffs, at the Suit of *Richard Wilford*:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *William Phillips* shall be, and he is hereby, discharged from the Restraint he lies under; and this shall be a sufficient Warrant on that Behalf.

To all Sheriffs, Bailiffs, and other Officers

whom this may concern. 16 JHL 614 (Mar. 6, 1700/1)

This Day *Richard Wilford*, *Charles Wapshott*, and *William Elderton*, were brought to the Bar, in Custody of the Serjeant at Arms, for a Breach of Privilege committed by them against the Earl of *Maclesfeld*, a Peer of this Realm; where they acknowledged their Fault, and asked the Pardon of the House, and the Earl of *Maclesfeld*:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Richard Wilford*, *Charles Wapshott*, and *William Elderton*, shall be, and they are hereby, discharged, paying their Fees; and this shall be a sufficient Warrant on that Behalf.

To the Gentleman Usher of the Black Rod

attending this House, his Deputy or Deputies,
and every of them. 16 JHL 669 (May 6, 1701)

HLRO, Main Papers, HL Papers, 4 Mar. (continued) 1700/1 to 11 Mar. 1700/1

Paper endorsed “Brown’s affidavit”.

Petition of Thomas Sheperd (H.L. 1701/2), Jan. 7, 1701/2

**No Petition
Servant
Discharged
HLRO**

4 MHL 417:

Jan. 7. L. Mohun's Privilege (Sheperd).—Affidavit of Thomas Sheperd, of Gawsworth, Cheshire, Gent., steward to L. Mohun ever since the date of the late E. Macclesfield, that he was arrested on 15 Dec. last, at Macclesfield, by Henry Royle and Samuel Thornicroft, bailiffs, at the suit of Fitton, E. Macclesfield, in an action of trespass upon the case to the damage of 100£. John Houghton was the attorney for the plaintiff. Petitioner was lodged in the common prison, in the custody of Henry Grantham, the gaoler. He has remained there, a close prisoner, though he often has demanded his liberty. He believes the action was brought at the instigation of John Hamond, clerk, and William Buckingham, Gent., agents to the Earl, without his knowledge. *Signed* T. Shepard. *Sworn* at Birmingham, before Roger Manwaring, Justice of the Peace, on 1 Jan. [Read this day. *Ordered* that Sheperd be released. L. J., XVII. 12-13.]

17 JHL 12-13:

The House being informed, by the Lord *Mohun*, “That *Thomas Sheperd*, his Steward and domestic Servant, was arrested, and is now in Prison in the Borough of *Maclesfeld* in *Cheshire*;” as also upon reading the Affidavit of the said *Thomas Sheperd* asserting the same:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Thomas Sheperd* shall be, and he is hereby

discharged from the Imprisonment he lies under; and this shall be a Sufficient Warrant on that behalf.

**To the Keeper of Gaol or Prison at
Maclesfield, his Deputy or Deputies, and every
of them. 17 JHL 12-13 (Jan. 7, 1701/2)**

HLRO, Main Papers, HL Papers, 27 June 1701 to 22 Jan. 1701/2

Affidavit of Thomas Sheperd.

Notation on reverse side of the affidavit: “7 Jan. 1701 Ordered that he be discharged”.

CALENDAR OF DOCUMENTS RELATING TO
HABEAS CORPUS PROCEEDINGS IN THE HOUSE OF LORDS,
1603-1716

Reign of Anne, 1702-1714

Petition of Lord Mordington (H.L. 1707), Dec. 6, 1707

Privilege of Peerage

Petition

“To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”

Prays “such consideration and relief as their Honorable Lordships shall think fit.”

Discharged

7 MHL 348:

Dec. 6. Lord Mordington (Privilege).—Petition of George, Lord Mordington, to be delivered from prison by reason of his Privilege as a Peer of Great Britain. *Signed* Mordington. L. J., XVIII. 354. [This petition was referred to the Committee for Privileges on the same day. There is no record that this Committee ever sat, but on 22 Dec., the House after considering the petition, ordered that Lord Mordington should be discharged. L. J., XVIII. 399.]

18 JHL 354, 399:

Upon reading the Petition of George Lord *Mordington*; shewing, “That his Grandfather was by King *Charles* the Second created a Peer of *Scotland*, by the Name of *William* Baron of *Witch-Isle*, which Baronage is descended to your Petitioner; in Right whereof, since the

First Day of *May* last, he is become a Peer of *Great Britain*; notwithstanding which, ever since the said First Day of *May*, he hath been detained as a Prisoner, upon a *Capias ad Satisfaciendum*, executed upon him before the said First Day of *May*, at the Suit of one *John Farington* (Sheriff's Bailiff), on Pretence of Charges of a former Arrest for a Contempt in Chancery; which, he humbly conceives, and is advised, is a Breach of the Privilege of Peerage, according to the late Act of Union; and praying such Consideration thereof, and Relief therein, as this Honourable House shall think fit:"

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said Petition be, and is hereby, referred to the Lords Committees for Privileges; who are to consider thereof, and report their Opinion to the House. 18 JHL 354 (Dec. 6. 1707)

The House taking into Consideration the Petition of George Lord *Mordington* presented to this House the Sixth Instant; and it appearing that his Lordshp is a Peer of *Great Britain*:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said George Lord *Mordington* shall be, and he is hereby, discharged from the Imprisonment and Restraint he now lies under.

To the Warden of *The Fleet*, and
all other Officers and Persons
whatsoever in whose Custody
the Lord *Mordington* now is. 18 JHL 399 (Dec. 22, 1707)

HLRO, Main Papers, HL Papers, 1 Dec. (continued) 1707 to 13 Dec. 1707

The petition of Lord Mordington is in the form of a 3-page letter. Writing on front and reverse sides of first two pages and on front side of third page. Each page is 11½ inches high by 6½ inches wide. Superscription: "To the Right Honorable the Lords Spiritual and

Temporal in Parliament Assembled”. Prays “such consideration and relief as their Honorable Lordships shall think fit.” Ever pray.

Notation on reverse side of third page of letter: “read 5 Dec. 1707 and referred to the Committee on Privs. 22 Dec. 1707 Lord Mordington discharged”.

Petition of John Rockett (H.L. 1712), May 22, 1712

**No Petition
Servant
Discharged
HLRO**

9 MHL 245:

22 May. Lord Osborne (Privilege)

(a) 5 May. MS. Min. House informed of a breach of privilege committed against John Rockett, a *valet de chambre* of the Lord Osborne, a peer of the realm. Thomas Brown sworn. Joseph Seplow sworn. Henry Mack sworn. *Thomas Brown* said: Rockett has been my Lord's servant ever since January last. He constantly attends my Lord from 23 Jan. last. *Thomas Clarke*, bailiff: I was sent to demand him. Clarke said he did not value my Lord at all. He left on 23 Jan. His brother carries on the trade for him. *Mould* says: I went with Brown to demand him. Clarke said he could not obey. He said he would hold him though my Lord came himself. He offered to lay wagers that he should not be touched. Rockett's employment I know not. Clarke's son let him go. Joseph Seplow: I know John Rockett. I have been acquainted with him three or four months. Rockett comes every morning to attend my Lord. He did keep a house. His brother keeps the house. *John Shuttleworth* sworn: I happened to be at my Lord's when he said I was arrested. I went to the officer to tell him he was my Lord's servant. Clarke's son said if he is my Lord's servant I have nothing to do with him. They withdrew. *My Lord (Osborne)* declared he was his servant and he paid him 20£. per annum. He was a tailor and gave of his trade, and is his *valet de chambre*. Thomas Clarke to be attached and Rockett discharged. L. J., XIX, 438.

(b) 22 May. Petition of Thomas Clarke. Petitioner arrested John Rockett through inadvertancy . Since 5 may has been in custody of Black Rod. He begs pardon, acknowledges his offence and prays to be discharged without fees. *Endorsed* as read this day. Reprimanded and discharged. *Ibid.*, 457.

19 JHL 438, 457:

Upon Oath made, at the Bar of this House, “That *John Racket*, menial Servant to the Lord *Osborne*, a Peer of this Realm, was arrested, by *Thomas Clarke* Bailiff, within the Time of Privilege of Parliament:”

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Gentleman Usher of the Black Rod attending this House, his Deputy or Deputies, do forthwith attach the Body of the said *Thomas Clarke*, and keep him in safe Custody until further Order of this House; and this shall be a sufficient Warrant on that Behalf.

**To Sir *W’m Oldes*, Gentleman Usher of
the Black Rod, his Deputy or Deputies,
and every of them.**

Whereas *John Racket*, menial Servant to the Lord *Osborne*, having been arrested, and is now detained in Custody, contrary to the Privilege of Parliament:

It is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled that the said *John Racket* shall be, and is hereby, discharged from the Restraint he now lies under; and this shall be a sufficient Warrant on that Behalf.

**To the Sheriffs of *London* and *Midd’x*, or
either of them, and all others whom
these may concern. 19 JHL 438 (May 5, 1712)**

Upon reading the Petition of *Thomas Clarke* Bailiff, in Custody of the Gentleman Usher of the Black Rod , for arresting *John Rocket* , menial Servant to the Right Honourable the Lord *Osborne*; expressing

his Sorrow for the said Offence, and begging Pardon for the same; and praying to be discharged out of Custody:

Whereupon, the Petitioner being called in, and, on his Knees, reprimanded at the Bar by the Lord Keeper; it is ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the said *Thomas Clark* shall be, and he is hereby, discharged (paying his Fees); and this shall be a sufficient Warrant on that Behalf.

**To Sir *William Oldes*, Gentleman Usher of the
Black Rod, his Deputy
or Deputies, and every of them. 19 JHL 457 (May 22,
1712)**

HLRO, Main Papers, HL Papers, 5 May 1712 to 16 June 1712

CALENDAR OF DOCUMENTS RELATING TO
HABEAS CORPUS PROCEEDINGS IN THE HOUSE OF LORDS,
1603-1716

Reign of George I, 1714-1727

Petition of Peter Sunmans (H.L. 1715), Sept. 8, 1715

**No Petition
Servant
Discharged
HLRO**

12 MHL 236-37:

14 Sept. E. of Clarendon (Privilege)

[9 Sept., according to an order of 8 Sept., the keeper of the Poultry Compter attended with Peter Sunmans, a servant to E. of Clarendon arrested during time of privilege by John Williams, a serjeant of the compter. Sunmans was discharged, Williams was indemnified, and Jos. Ormston, Wm. Wriglesworth, and Ric. Blake keeper of a sponging house—who were all concerned in the arrest—were ordered into the custody of Black Rod, *L. J.*, XX, 226, 227.]

(a) 14 Sept. Petition of Wm. Wriglesworth, an attorney in the Court of Common Pleas. Petitioner acknowledges the heinousness of arresting, while Parliament was actually sitting, a servant of E. of Clarendon, for a debt owing by bond since 1707-8. Asks pardon of the earl and the House and begs his speedy discharge. *Signed:* Wm Wriglesworth. *Endorsed* as read this day. Ordered to be brought to the bar tomorrow. [*L. J.*, XX, 230.] To be brought to the bar in order to be discharged “at the desire of the lord concerned”, MS. Min. (52). 15 Sept., Wm. Wriglesworth at the bar reprimanded and discharged, paying his fees, *L. J.*, XX, 231.]

(b) 15 Sept. Petition of Jos. Ormston. He did not know that Sunmans was a servant of E. of Clarendon. Prays to be discharged. *Signed:* Joseph Ormston. *Endorsed* as read this day. Ordered to be brought to the bar tomorrow. [*L. J.*, XX, 231. 17 Sept., Jos. Ormston

(Quaker–M.S. Min.) At the bar was reprimanded and discharged, paying his fees, *ibid.*, 232.]

(c) 6 Oct. Petition of Ric. Blake of St. Mildred Poultry, victualler. Though Williams brought Sunmans to into Petitioner's house for one night, Petitioner took no money from Sunmans. Begg pardon for having spoken disrespectful words of E. of Clarendon and prays his discharge, having nothing to support his family but his daily labour. *Signed:* Richard Blake. *Endorsed* as read this day. Reprimanded and discharged, paying his fees. *L. J.*, XX, 238.

20 JHL 226, 227, 230, 231, 232, 238:

Complaint being made to the House, "That *John Williams* Serjeant, *Moor* Yeoman, and *Richard Blake* who keeps a Spunging-house, have been concerned in arresting *Peter Sunmans*, menial Servant to the Right Honourable the Earl of *Clarendon*, during the Time of Privilege of Parliament:"

It is thereupon ORDERED, That the said *John Williams*, *Moor*, and *Richard Blake*, do attend this House To-morrow, at Twelve a Clock; and that the Keeper of *The Poultry Compter* do also attend this House at the same Time, and bring with him the said *Peter Sunmans*, said to be arrested, and now in his Custody. 20 JHL 226 (Sep. 8, 1715)

The Keeper of *The Poultry Compter* attending (according to Order), with *Peter Sunmans* a menial Servant to the Earl of *Clarendon*; and *John Williams*, a Serjeant of the said *Compter*, who arrested the said *Sunmans*, also attending:

They were called in; and the said *Peter Sunmans* was examined, upon Oath, at the Bar, touching the Matter; as was also *Cesar Gregory*, another of the said Earl's Servants; and likewise the said *John Williams*.

And then they withdrew.

And it appearing, that *Joseph Ormston*, *William Rigglesworth* an Attorney, and *Richard Blake* who keeps Spunging-house, were

concerned in arresting the said *Peter Sunmans*, and detaining him in Custody, during the Time of Privilege of Parliament:

It is therefore ORDERED, by the Lords Spiritual and Temporal in Parliament assembled, That the Gentleman Usher of the Black Rod, his Deputy or Deputies, do forthwith attach the Bodies of the said *Joseph Ormston*, *William Rigglesworth*, and *Richard Blake*, and keep them in safe Custody until further Order of this House; and this shall be a sufficient Warrant on that Behalf.

To Sir *W'm Oldes*, Gentleman Usher of
the Black Rod attending this House,
his Deputy or Deputies, and every
of them.

ORDERED, That the said *Peter Sunmans* be forthwith discharged out of Custody; and that the Keeper of *The Poultry Compter* be indemnified for so doing.

Then the said *John Williams* being called in, and reprimanded, on his Knees, at the Bar, by the Lord Chancellor, for arresting the said *Peter Sunmans*, was discharged from any further Attendance. 20 JHL 227 (Sept. 9, 1715)

Upon reading the Petition of *William Wriglesworth* * * * 20 JHL 230 (Sept. 14, 1715)

William Wriglesworth , an Attorney of the Court of Common Pleas, in Custody of the Gentleman Usher of the Black Rod for a Breach of Privilege, in being concerned in arresting a menial Servant of the Earl of *Clarendon*, was this Day (according to Order) brought to the Bar; where he, on his Knees, receiving a Reprimand from the Lord Chancellor for his Offence, was discharged (paying his Fees).

Upon reading the Petition of *Joseph Ormeston*, in Custody of the Gentleman Usher of the Black Rod, for a Breach of Privilege, in causing *Peter Sonmans*, a menial Servant of the Earl of *Clarendon*, to be arrested; expressing his Sorrow for falling under the Displeasure of the said Earl, as well as the Displeasure of this House: and praying to be discharged out of Custody. 20 JHL 231 (Sept. 15, 1715)

*** * * 20 JHL 232 (Sept. 17, 1715)**

*** * * 20 JHL 238 (Oct. 6, 1715)**

HLRO, Main Papers, HL Papers, 25 Aug. 1715 to 10 Jan. 1716

Petition of Timothy Holdway (H.L. 1715/6), Jan. 31, 1715/6

**No Petition
Servant
Discharged
HLRO**

12 MHL 259-60:

31 Jan. Earl of Portland (Privilege)

(a) 31 Jan. MS. Min. (52). “A motion being made of breach of privilege in arresting and detaining in custody a servant of the E. of Portland, [viz.] in arresting Timothy Holdway his menial servant, Adam Mills was examined on oath; said that two officers brought the E. of Portland’s servant to his house, that he was told he was the E. of Portland’s servant, but that he could [?] protect but one servant. Soloman Smith examined on oath whither he was a servant of the E. of Portland [said] that he went last night to see him and he was then in custody. James Holdway examined to the same effect. Ordered that Timothy Holdway be discharged out of custody without paying any fees. Ordered that William Watkins be taken into custody of the Black Rod. Ordered John Purcill of Clifford’s Inn do attend tomorrow at 12 o’clock.”

(b) 1 Feb. MS. Min. (52). “John Purcell the plaintiff in the action against Timothy Holdaway, servant of the E. of Portland, attended, according to order, and was called in; aid he did make out the action but then did not know he was as servant of the E. of Portland. Asked whether any body by when he bid the balyffe discharge him, he said he meet him in the street and nobody by. Soloman Smith called in and examined on oath what Purcell said to him relating to the discharge of Holdaway; said he promised him to do it but did not.

Ordered the said John Purcell be taken into custody of the Black rod for a breach of privilege in causing Timothy Holdaway, menial servant of the E. of Portland, to be arrested and detained in custody. *L. J.*, XX, 281.

(c) 11 Feb. Petition of John Pursell. Tim. Holdaway, Edw. Backhouse and Th. Browne, chairmen, employed Petitioner to draw up by-laws for hackney chairs and chairmen. He delivered these to them to be signed according to the act 9 Anne [ch. 16 in Fol. Ed.] but, as they neglected to pay him his fee of 15s., he made out an attachment of privilege against them on 28 Jan. last and instructed Gwatkin junior and Moore his follower to get a warrant thereon. Without consulting Petitioner further, Gwatkin arrested Holdaway and carried him to the Gatehouse. Petitioner learned too late that Holdaway was E. of Portland's servant or he would have attached one of the other men, but admits that he was at fault in not immediately discharging Holdaway. Petitioner is a young man with a large family and is dependent on his practice as an attorney. Begs pardon and hopes he may be excused his fees and discharged from custody. *Signed:* John Pursell. *Endorsed* as read this day. Ordered he be brought to the bar on Monday next in order to be discharged, paying his fees. [*L. J.*, XX, 290. 13 Feb., Pursell was reprimanded at the bar of the House, and discharged, paying his fees, *ibid.*]

(d) 13 Feb. MS. Min. (51). "A complaint being made that [*blank*] Moore, a bailiff's follower, was concerned in arresting Timothy Holdaway, a menial servant of the E. of Portland's, John Bennet and Robert Spencer were sworn and examined to the fact, and it thereupon appearing to the House that the said Moore was concerned therein, ordered the said Moore be taken into custody for a breach of privilege." *L. J.*, XX, 291.

(e) 22 June. Petition of Th. Moore. He has been a prisoner in the Gatehouse for 10 weeks for the breach of privilege in arresting E. Portland's servant, though only the bailiff's follower. He has suffered much since his imprisonment, having laid on bare boards and subsisted

on charity, while his wife and children were starving. Begs pardon and prays that he may be discharged being unable to pay his fees. *Signed: Thomas Moore. Endorsed as read this day. Ordered he be brought to the bar tomorrow in order to his discharge. [L. J., XX, 392. 23 June, Moore was reprimanded at the bar of the House and discharged, paying his fees, *ibid.*, 393.]*

20 JHL 280, 281, 290, 291, 392, 393:

Complaint being made to the House, and Oath made at the Bar, “That *Timothy Holdaway*, menial Servant to the Earl of *Portland*, was arrested by *William Gwatkins* a Bailiff, and detained in Custody after he knew the said *Holdaway* to be the said Earl’s menial Servant, during the Time, and contrary to the Privilege, of Parliament,” and it being alledged , “That his Lordship’s said Servant is now in *The Gatehouse, Westminster:*”

It is ORDERED, that the said *Timothy Holdaway* be forthwith discharged from the Restraint he now lies under, without paying any Fees; and the Gentleman Usher of the Black Rod, his Deputy or Deputies, do forthwith attach the body of the said *William Gwatkins*, and keep him in safe Custody until further Order of this House; and this shall be a sufficient Warrant on that Behalf.

To Sir *William Oldes*, Gentleman Usher
of the Black Rod, his Deputy, or
Deputies, and every of them.

ORDERED, That *John Purcell*, an Attorney of *Clifford’s Inn*, and Plaintiff in the said Arrest, do attend this House To-morrow, at Twelve a Clock. 20 JHL 280 (Jan. 31, 1715/6)

John Purcell, an Attorney, Plaintiff in the Arrest of *Timothy Holdaway*, menial Servant to the Earl of *Portland*, attending (according to Order):

He was called in; and examined, at the Bar, upon Oath, in relation to the said Complaint.

And being withdrawn;

ORDERED, That the Gentleman Usher of the Black Rod attending this House, his Deputy or Deputies, do forthwith attach the Body of the said *John Purcell*, for arresting or causing the said *Timothy Holdaway* to be arrested and detained, during the Time of Privilege of Parliament; and keep him in safe Custody, until further Order of this House: And this shall be a sufficient Warrant on that Behalf.

**To Sir *William Oldes*, Gentleman Usher
of the Black Rod, his Deputy, or
Deputies, and every of them. 20 JHL 281 (Feb. 1, 1715/6)**

*** * * 20 JHL 290 (Feb. 11, 1715)**

*** * * 20 JHL 291 (Feb. 13, 1715)**

*** * * 20 JHL 392 (Jun 22, 1716)**

*** * * 20 JHL 393 (June 23, 1716)**

HLRO, Main Papers, HL Papers, 12 Jan. 1716 to 13 Apr. 1716

Miscellaneous Related Cases

Petition of William Vaughan (H.L. 1601), Dec. 1, 1601 (Writ of Privilege)

2 JHL 238, 239, 240, 241:

Vaughan, Earl of Shrewsbury's Servant, Privilege.

Memorandum, That whereas the Lords Spiritual and Temporal of the High Court of Parliament were this Day informed, That one William Vaughan, Servant to the Earl of Shrewsbury, was of late arrested (contrary to the Privilege of the said Court) by the Procurement of one William Crayford, of Mongeham, in Kent, and committed to the Prison of Newgate, where he yet remaineth; it was therefore Ordered by the said Court, That a Serjeant at Arms shall be sent to the Keeper of that Prison, and require him, in their Lordships Names, to bring the said William Vaughan before their Lordships, in his Company, into the Upper House of Parliament, To-morrow, the 2d of this Instant, by Nine of the Clock in the Morning; and that the said Serjeant at Arms shall also bring before the Lords, at the Time and Place prefixed, the said William Crayford, together with such other Persons as did either arrest or assist the Arrest of the said William Vaughan.

Memorandum, That the Serjeant at Arms was sent this Day for the Parties abovementioned, in like fort as the Gentleman Usher had been formerly sent for others. And for as much as the Committees that were appointed (videlicet, 14 Novembris) to decide the Question between them in this Behalf, had not yet performed the same; it was therefore Comanded by the House, That a Remembrance should be made, that the sending for any Parties before the Lords, at this Time, or heretofore,

by the Gentleman Usher or Serjeant at Arms, should not be prejudicial to either of their Rights, until the said Committees should have convenient Time to consider of, and decide, this Question betwixt them.
2 JHL 238 (Dec. 1, 1601)

Secundo die Decembris. Earl Shrewsbury's Privilege.

This Day, William Crayford (by whose Procurement and Assistance William Vaughan, the Earl of Shrewsburie's Servant, was arrested and committed to Newgate) was brought into the House by the Serjeant at Arms, together with the Keeper of Newgate, and one Millington, an Attorney, the said Crayford's Master, as also the Under Sheriff of Middlesex, and another Person that was Fellow Bailiff with Crayford in arresting the said William Vaughan; all which Persons having been heard particularly by the Lords; and the said Millington, the Under Sheriff, and Crayford's Fellow Bailiff, protesting that they knew not the said Vaughan to be a Man privileged by the Parliament at the Time of his Arrest; it was Ordered by the Court, That the said Millington, the Under Sheriff, and the said Bailiff, should be dismissed for that Cause; but for as much as, by the Confession of the Under Sheriff, it did plainly appear to the Lords, that the said Crayford had very maliciously, and upon unnecessary Suits (that did not concern himself), prosecuted the serving and laying of sundry Executions upon William Vaughan, it was thought meet, and so Ordered, That he should be committed to the Prison of The Fleet; and because also the Keeper of Newgate, having seen their Lordships Order, by the Hands of the Serjeant at Arms, for the bringing of the said Prisoner, did not perform the same (pretending that he could not with his Safety remove him out of Prison, being in Execution), he was in like sort committed to The Fleet, for neglecting the said Order: And for the said Prisoner William Vaughan, the Lords Resolved to enter into some further Consideration for the bringing of him before them into the House; and thereupon their Resolution

concerning the same was respited till some other Time. 2 JHL 239 (Dec. 1, 1601)

3 die Decembris. Earl Shrewsbury's Privilege.

A Copy of this Order subscribed by the Clerk of the Parliament, was delivered to the Lord Keeper for making out of the Writ.

Memorandum, That whereas it was formerly Ordered, That the Keeper of the Prison of Newgate, having in his Custody William Vaughan, Servant to the Earl of Shrewsbury, upon Execution, should bring the Person of the said William Vaughan on Wednesday, the 2d of this Instant, before the Lords Spiritual and Temporal, into the Upper House of the High Court of Parliament; of the which Order the said Keeper, having taken Notice by a Serjeant at Arms, did notwithstanding refuse to bring the said Prisoner into the Court; and, for the said Refusal and Contempt, was the same Day, by Order of the Court, committed to the Prison of The Fleet; and Order likewise was given, That such Precedents as could be found, touching the Proceeding of the Court upon like Case of Arrest in Execution, should be produced at the next Sitting of the said Court; it is therefore (upon the View and Consideration of divers Precedents, and Remembrances produced this Day, and differing for the Manner of Proceeding) Ordered by the said Court, That the Lord Keeper shall forthwith make out a Writ of Privilege of Parliament to the Sheriffs of London and Middlesex, to have the Body of the said Prisoner, William Vaughan, with the Cause of his Imprisonment, before the said High Court, at the Upper House, To-morrow, the Fourth of this Instant December, by Eight of the Clock in the Morning. 2 JHL 240 (Dec. 3, 1601)

4 die Decembris.

E. Shrewsbury's Privilege.

Whereas Order was taken, at the last Sitting of the Court of Parliament, videlicet, 3 die Decembris, That a Writ of Privilege of Parliament should be made out, by the Lord Keeper, unto the Sheriffs of London and Middlesex, for the having of the Body of William Vaughan (Prisoner in Newgate), together with the Cause of his Imprisonment, before the said Court, this present Day; the said Writ having been thereupon made out, by the Lord Keeper; and the same, together with the said Prisoner, and the Causes of his Imprisonment, being returned and brought this Day into the Court, by the Under Sheriff of the County of Middlesex, and the said Prisoner William Vaughan having there made Declaration of the notorious Frauds and Practices used, by William Crayford and others, for the arresting the said Vaughan; and likewise the said Crayford having been heard what he could say for himself in that Behalf; forasmuch as it appeared to the Lords, that, besides the Breach of the Privilege of the said High Court, the said Crayford had fraudulently and maliciously taken out, and laid upon the said Vaughan, divers Writs of Execution and Outlawry of very many Years past, and utterly without the Privity and Knowledge of most of the Parties to whom the said Suits appertained, of which Parties some were avowed to have been a good while since deceased; it is therefore Agreed and Ordered, by the general Consent of the Court, That the said William Vaughan shall be forthwith discharged out of Prison and Execution; and the said Sheriffs shall be free from any Trouble, Damage, or Molestation, for his said Discharge; and it is likewise Ordered, That, for Satisfaction of any such Debts as shall be found due to be paid by the said Vaughan, upon the Arrests mentioned and recited in the foresaid Return of the Sheriff's Writ, he the said Vaughan shall enter into sufficient Bond, to stand to such Order as shall be set down by certain of the Lords of the Parliament; namely, the Earl of Worcester, the Earl of Pembroke, the Lord Bishop of Durham, the Lord Bishop of Winchester, the Lord Windsor, and the Lord St. John; to whom, by the Court, the Ordering thereof is committed; and moreover it is Ordered, That the said Crayford shall be returned to the Prison of The Fleet, and there kept

close Prisoner, until farther Direction be given for his Enlargement; and that the Keeper of Newgate, lately committed to The Fleet, for not bringing the Prisoner into the Court, shall be presently discharged. 2 JHL 241 (Dec. 4, 1601)

Petition of Robert Treswell (H.L. 1601), Dec. 3, 1601

HM Servant (Herald at Arms)

2 JHL 240:

Somerset Herald Privilege.

Memorandum, That the Lords were this Day informed, by the Earl of Worcester, of an Arrest made on the Person of Robert Treswell, Somersett, One of Her Majesty's Heralds at Arms in Ordinary, at the Suit of one Margerie Fitchett, of London; whereupon it was Ordered by this Court, That the Serjeant at Arms should be sent for the said Margery Fitchett, and for William Smith and William Lane, that made the Arrest, and should bring them before the Lords, into the Higher House, To-morrow, being the 4th of this Instant; and that the said Serjeant should also bring Robert Treswell himself, at the Time and Place prefixed. 2 JHL 240 (Dec. 3, 1601)

Petition of William Trussell, Apr. 14, 1604 (Writ of Privilege)

**No Petition
Writ of Privilege
Return**

2 JHL 277, 278:

Memorandum, That Trussell, Servant to the Earl of Devonshire, having been of late arrested by the Bailiffs of Northampton, at the Suit of Sir William Skeffington, as he was coming in his Journey towards London, to give his Attendance on his Lordship; and having been sithence removed from thence, by a Writ of Privilege of Parliament, was this Day called before the Lords into the House, together with the Bailiffs that arrested him; the which Bailiffs, protesting that they knew not the said Trussell (at the Time of the Arrest) to be the Earl of Devonshire's Servant, were discharged by the Court; and the Prisoner likewise was discharged, his Arrest being only upon Mesne Process; the Tenor of which Writ of Privilege, and the Sheriff's Return thereupon, is set down in the next Page. 2 JHL 277 (Apr. 14, 1604)

**The Tenor of the Writ of Privilege of Parliament
for William Trussell, Gentleman**

JACOBUS, Dei Gratia, Anglia, Scotia, Francia, et Hibernia Rex, Fidei Defensor, etc. Majori et Balivis Villa North'ton, Salutem.

Vobis precipimus, quod Corpus Willielmi Trussell Generosi, quocumque nomine censeat, captum, et in Prisonsa Nostra, sub Custodia vesta, ut dicitur, detentum, habeatis coram Nobis, in Parlamento Nostro, apud Civitatem Nostram Westm. immediate post Receptionem hujus Brevis, una cum Causa Captionis et Detentionis ipsius Willielmi in Prisonsa predicta. Et hoc nullatenus omittatis; et habeas if hoc Breve. Teste Meipso, apud Westm. 7 die Aprilis, Anno Regno Nostri Anglia, Francia, et Hibernia Secundo, et Scotia 37."

The Return of the Mayor and Bailiffs of *North'ton* to the said Writ.

“Excellentissimo in Christo Principi et Domino Nostro *Jacobo*, Dei Gratia, *Angliae, Scotie, Franciae, et Hibernia Regi, Fidei Defensori, etc.* in Parlamento suo, apud Civitatem suam *Westmr.* certificamus, quod ante Adventum hujus Brevis, *scilicet*, tertio die Aprilis, Annot Regnidicti Domus Regis *Anglie, Franciae, et Hiberniae* Secundo, et *Scotiae* 37th, *Willielmus Trussell*, in dicto Brevi nominatus, captus fuit apud Villam *North'ton* infra Jurisdictionem Curiae ejusdem Villae at Sectam cujusdam *Willielmi Skeffington*, de Placito, quod reddat eidem *Willielmo Skeffington* Noningentas Libras, quas ei debet, et injuste detinet, ut dicitur; ac etiam idem *Willielmus Trussell*, die et annis supradictis, similiter captus fuit apud dictam Villam *North'ton* ad Sectam ejusdem *Willielmi Skeffington*, ad respondendum eidem *Willielmo Skeffington* de Placito Transgressionis super Casum, *etc.* Et ulterius idem *Willielmus Trussell* postea, *scilicet*, quinto die Aprilis, Annis regni dicti Domini Regis supradictis, similiter captus fuit apud dictam Villam *North'ton*, infra Jurisdictionem predictam, ad Sectam *Willielmi Skeffington*, Militis, Executoris Testamenti, sive ultimae Voluntatis, *Thomae Skeffington*, Armigeri, nuper Patrial sui, defuncti, de Placito, quod reddat ei Noningentas Libras, quas ei debet, et injuste detinet, ut dicitur. Et hae sunt Causae Captionis ejusdem *Willielmi Trussell*, et no aliae. Cujus quidem Corpus coram Regia Majestate Vestra, prout per Breve praedictum nobis praecipitur, paratum habemus.”

2 JHL 278 (Apr. 14, 1604)

Petition of John Sampson (H.L. 1604), May 19, 1604

2 JHL 302:

Upon Complaint this Day made by the Lord Bishop of *Elie*, in the Behalf of the Lord Bishop of *Durham*, That one *John Sampson*, an ordinary Servant of the said Lord Bishop of *Durham*, hath been lately arrested, at the Suit of one *William Smethes*, upon a Writ out of the Chancery; and that the said *Sampson* doth remain under Bail, for the answering of the said Suit in the Chancery, contrary to the Privilege of the said High Court; it is Ordered, That the Lord Chancellor shall give present Direction for the Discharge of the said *John Sampson* of the Bail taken of him for that Cause, so as he may give his Attendance on the said Bishop of *Durham*, in his Place of Service, without further Trouble or Restraint. 2 JHL 302 (May 19, 1604)

Petition of Francis Lord Deyncourt (H.L. 1628/9), Jan. 29, 1628/9

HMC 4th 20:

1628-9, Jan. 29.—Petition of Francis Lord Deyncourt, complaining of his arrest for contempt of a decree of the Court of Chancery made in his suit against Lady Lecke; prays for discharge on the ground of privilege. L. J., IV. 16.

Annexed,

- 1. Affidavit of William Swinscoe that he showed the writ of Lord Deyncourt during the time of Parliament. 7 May 1628.**
- 2. Order of Court of Chancery for his arrest. 2 December 1628.**
- 3. Statement of the serjeant-at-arms touching his arrest. 10 December 1628.**

4 JHL 16:

*** * ***

Their Lordships, considering hereof, were satisfied with the proceedings in Chancery touching the Decree, and the shewing of the Writ of Execution thereof; but they were doubtful whether the Person of a Peer of the Land be subject to an Arrest.

ORDERED, The Committee for Privileges to consider whether a Serjeant at Arms may arrest the Person of a Peer (out of Privilege of Parliament), upon Contempt of a Decree of the Chancery. 4 JHL 16 (Jan. 29, 1628)

Habeas Corpus by Both Houses of Parliament

Petition of John Squire (H.L. 1642), May 1642

Petition

“To the High Court of Parliament”

Nothing on discharge

HMC

HLRO

HMC 5th 26:

[May .] Petition of John Squire, merchant, now prisoner in the King’s Bench; in consequence of the protection granted by their Lordships to Edward Abbotts and Agmondesham Pigars (Pickayes), debtors to petitioner, he has been unable to satisfy his creditors, and has himself been arrested; prays for release and for liberty to prosecute his suit against Abbotts and Pigars. *See L. J., V. 78.*

Annexed:–

- 1. Similar petition of same.**
- 2. Another petition.**

HLRO, Main Papers, HL Papers, 19 May 1642 to 3 June 1642

Petition of John Squire on piece of parchment. Superscription: “To the High Court of Parliament”. “The Humble Petition of John Squire a Poor Prisoner in the King’s Bench”. “showeth that”. “may obtain his liberty speedily, whereby”. “And your petitioner shall ever pray etc.” Unsigned. Copy.

A second petition of John Squire on piece of parchment 15 inches high by 12 inches wide. Text: 7½ inches high by 5¾ inches wide. Unsigned.

A third petition of John Squire on piece of parchment 15 inches high by 12 inches wide. Text: 7½ inches high by 5¾ inches wide. Unsigned.

1. Petition of Susanna Bastwicke, Wife of John Bastwicke, Doctor In Physic (H.L. 1642), Aug. 11, 1642

Note: Habeas Corpus Petition addressed to House of Lords only, but orders entered by both houses

HMC 5th 42:

Aug. 11. Order for the issue of writs of habeas corpus for the production of John Bastwicke, Robert Ludlow, and Lieutenant Rawlins, confined at York for performing the orders of the two Houses of Parliament. L. J., V. 283. *In extenso.*

Annexed:—

1. Petition of Susanna Bastwick, wife of John Bastwick, Dr. In Physic. On the 22nd of July last petitioner's husband with two other gentlemen engaged on the service of Parliament were violently arrested whilst riding peaceably on the highway by some of the King's cavaliers, who could show no warrant but their cocked pistols. They were first imprisoned at Leicester, and then carried on three lame jades, their own horses having been taken from them, to York, where they are now in prison, and threatened with indictment. Petitioner prays that measures may be taken to free her husband from imprisonment, that he may be sent up to Parliament, the honour and authority of which is concerned in the matter, with the warrant under which he was arrested. *See L. J., V. 283.*

5 JHL 283:

“Whereas *John Bastwicke, Robert Ludlowe, Lieutenant Rawlins,* have been lately employed in the Service of the Two Houses of Parliament, for the Execution and Performance of the orders of those

Houses, and, by Occasion thereof, have been arrested and imprisoned, and otherwise proceeded against as Malefactors; and the said *John Bastwicke*, *Robt Ludlowe*, and Lieutenant *Rawlins*, now remain Prisoners at *Yorke*, or elsewhere in the County of *Yorke*: It s therefore now ORDERED, by the Lords and Commons in Parliament assembled, that the Chief Justice of the Court of King’s Bench shall forthwith issue several Writs of *Habeas Corpus cum Causa*, for the said Three several Persons, directed to the Sheriff of the County of *Yorke*, thereby commanding the Bodies of the said Three several Persons respectively to be brought before the King, in His Bench, the First Day of the next Term: And, to the intent that the bringing in of the Bodies of the said several Persons, according to the Returns of the said writs, may not be prevented, and the Causes of their Imprisonments may be examined, and whether their Imprisonment were any Breach of the Privilege of Parliament, occasioned by the Performance of any of the Orders of the said Houses of Parliament; it is therefore further ORDERED, by the said Lords and Commons, That the Bodies of the said *Jo. Bastwicke*, *Robt. Ludlow*, and Lieutenant *Rawlins*, shall be forthwith brought up to the House of Commons, by the several Sheriffs, or other Officers, in whose custody they now remain; and that, in the mean Time, and until further Order shall be therein taken by the said Lords and Commons, all Judges, and Justices, and other Officers, and all His Majesty’s Subjects whom it shall concern, shall forbid and hinder all Proceedings which shall be endeavoured or attempted against the said *Jo. Bastwicke*, *Robt. Ludlow*, and Lieutenant *Rawlins*, or any of them, in Performance of, or Obedience unto any Order or Command of both or either Houses of Parliament.” 5 JHL 283 (Aug. 11, 1642)

HLRO, Main Papers, HL Papers, 10 Aug 1642 to 26 Aug. 1642

Petition of Susanna Bastwicke on piece of parchment. Superscription: “To the Right Honorable the House of Peers Now Assembled in Parliament”. “The Humble Petition of Susanna Bastwick

wife of John Bastwicke Doctor in Physick Prisoner in Yorke”. On July 22 last her spouse and two other gentlemen while in the special service of Parliament and while on King’s Highway were seized without warrant at gunpoint by King's Cavaliers and now have been imprisoned in Yorke. To be put on trial. If he is not enlarged, justly fears greater violence for him, even taking away of his life. “may it please this Honorable house seriously to consider how contrary to the laws and liberties of the subject” (violently seized, wrongly imprisoned, likely to be unjustly tried) and only for observing the orders of both Houses of Parliament; prays that “you will be pleased to send for the sheriff and command him to free him from his imprisonment”. “And your petitioner shall pray”.

Aug. 11 order for the issuance of writs of habeas corpus for the production of John Bastwicke, Robert Ludlow, and Lt. Rawlins, confined at York for performing the orders of the two Houses of Parliament. “Whereas John Bastwicke, Robert Ludlow, and Lt. Rawlins have lately been employed in the service of the two houses of Parliament . . . and have been arrested and imprisoned and otherwise proceeded against as malefactors . . . It is therefore now ordered by the Lords and Commons in Parliament Assembled that the Chief Justice of the Court of King’s Bench shall forsooth issue forth several writs of Habeas Corpus Cum Causa for the said persons directed to the Sheriffs of the County of York, and to the Sheriffs of the city . . . thereby commanding the bodies of the said three several persons . . . to be brought before the King in his bench the first day of the next term.”

And so that the bringing of the bodies shall not be prevented and the cause of their imprisonment may be examined and whether their imprisonments were a breach of privilege of Parliament, or occasioned by the performance of duties of any of the orders of the said Houses of Parliament, it is further ordered that the bodies of the three shall forthwith be brought up to the House of Commons by the sheriffs or other officers in whose custody they remain, and in the meantime and until further order no proceedings shall be endeavored against the three

for any acts or things done by them for any matter in performance of any order of both or either House of Parliament.

Petition of William Sykes (H.L. 1648), June 10, 1648

Petition

“To the Right Honorable the Lords and Commons Assembled in Parliament”

Arrears (Merchant)

Doesn’t specifically seek discharge from custody, only that some course be taken

ORDERED, that it be sent to the House of Commons, with Recommendations, that some speedy Course may be taken for his Satisfaction.

**“ORDERED, by the Lords and Commons assembled in Parliament,
* * ***

ORDERED, by the Lords and Commons assembled in Parliament, That it be referred to the Committee at *Habberdash’s Hall*, to use the best Means they can, to discharge the said *Wm. Sykes* out of Execution; he being in Execution for Interest for Money procured by him for the Parliament.”

HLRO

HMC 7th 30, 41:

June 10. Petition of William Sykes, of Kingston-upon-Hull, merchant. Petitioner has disbursed great sums of money for the use of the Parliament, and his accounts have been duly audited. He has already suffered twelve weeks of imprisonment at the suit of one of his creditors, and is again threatened with arrest. Prays that some course may be taken for his satisfaction. L. J., X. 316.

Annexed:–

1. Certificate of the Committee of Accounts as to the sum due Sykes. 30 July 1647. HMC 7th 30

**Aug. 2. Draft order for payment of 350£. to Wm. Sykes. L. J., 413.
*In extenso.***

**Aug. 2. Draft order for discharge of Wm. Sykes out of execution.
L. J., X. 413. *In extenso.* HMC 7th 41**

10 JHL 316, 413:

Upon reading the Petition of Sykes, Merchant of *Hull*; shewing, “That he, having disbursed great Sums of Money for the occasions of the Parliament, is arrested, and laid in Prison, for those Debts:”

It is ORDERED, that it be sent to the House of Commons, with Recommendations, that some speedy Course may be taken for his Satisfaction. 10 JHL 316 (June 10, 1648)

**“ORDERED, by the Lords and Commons assembled in Parliament,
* * ***

ORDERED, by the Lords and Commons assembled in Parliament, That it be referred to the Committee at *Habberdash’s Hall*, to use the best Means they can, to discharge the said *Wm. Sykes* out of Execution; he being in Execution for Interest for Money procured by him for the Parliament.” 10 JHL 413 (1648)

HLRO, Main Papers, HL Papers, 8 June 1648 to 22 June 1648

Petition of William Sykes on piece of parchment 12½ inches high by 15½ inches wide. Text: 11½ inches high by 8¾ inches wide. Superscription: “To the Right Honorable the Lords and Commons Assembled in Parliament”. “The Humble Petition of William Sykes of Kingston upon Hull”. “Sheweth”. Doesn’t specifically seek discharge from custody, only that some course be taken. “And your petitioner shall ever pray etc.” Signed.

Petition of Peter De la Salle (Parl. 1644/5), Jan. 18, 1644/5

HMC 6th 41, 43, 44, 48, 49:

Jan. 6. Petition of Peter de la Salle, merchant stranger. By mistake or perjury of two or three seamen, who understood not French, a verdict was lately obtained against the Duke of Espernon, for 8,500£. and costs, for which petitioner, as one of the Duke's bails, is now a prisoner. The verdict against the Duke was obtained by surprise, and he has never been able to obtain a commission for examination of witness in France, where the matter was acted. Prays that a commission may be issued, and that he may have liberty to attend to his own affairs.

See L. J., VII. 145.

Annexed:—

1. Another petition of same. That a commission of bankruptcy taken out against him may be stayed until the referees to whom his case has been referred have heard the same. (Undated.) HMC 6th 41

Jan. 18. Petition of Peter De la Salle, merchant stranger, bail for the Duke of Espernon, and now in prison by a judgment unduly obtained by one Pickering and others, who have further obtained, by false suggestions, a commission of bankruptcy against petitioner; the Commissioners have not only seized his books and papers, but have intercepted letters coming from his foreign correspondents, to his great damage and discredit, and still detain him prisoner. Prays that his letters may be delivered to him, the Commission stayed, and that he may have liberty by writ or rule to follow his business. L. J., VII. 144.

Annexed:—

1. Copy of order of the Commons referring the matter to the Commissioners of the Great Seal. 10 Jan. C. J., IV. 15.
2. Copy of order for the creditors to show cause why the commission of bankruptcy should not be superseded. 14 Jan.

Jan. 21. Petition of Peter De la Salle. Prays to see his letters now in the custody of the House, that so he may opportunity to met the requirements of his correspondents. L. J., VII. 149. HMC 6th 43

Jan. 25. Petition of Peter De La Salle, merchant stranger. Thomas Smith and others last week intercepted the letters from his correspondents, on pretence that he was a bankrupt, when the House ordered that the letters should be placed in the hands of Mr. Browne, Clerk of the Parliaments, till the question of bankruptcy should be determined; they have again intercepted this letters this week in order to disgrace and ruin him. Prays that these letters also may be placed in Mr. Browne's hands, and that he may see them in order to reply to his correspondents. L. J., VII. 157.

Annexed:—

1. Application from Smith and others, creditors of De La Salle, that the letters may be sent to the Commissioners in Bankruptcy to peruse. HMC 6th 44

Feb. 22. Petition of Peter De La Salle, and Peter Mathews, French merchants, on behalf of themselves and the most excellent Prince Bernard Duke D'Esperton in the Kingdom of France. Pray for a hearing of the case between them and the owners of the ship Unity. L. J., VII. 231. HMC 6th 48

March 4. Petition of Peter de la Salle, merchant stranger. The House ordered that petitioner should have such letters as were directed to him from beyond the seas, but when he showed the order to Mr. Browne, Clerk of the Parliaments, he said the order was to Mr. Witherings, the postmaster, and Mr. Witherings refused to deliver up the letters in his custody. Prays for redress. L. J., VII. 263.

Annexed:—

1. Order referred to in preceding. 28 Jan. 1644-5. HMC 6th 49

7 JHL 144, 145, 149, 157, 231, 263:

Upon reading the Petition of Monsieur *De Sall*; complaining, “That he hath a Packet of Letters stayed and detained from him, which came out of *France*; and the keeping of the Letters from him is a Business of very great Inconveniency to him;” Hereupon this House ORDERED, That the said Packet of Letters be brought, and delivered to the Clerk of the Parliament; and then this House will give further Directions herein: And it is further ORDERED, That the Clerk of the Parliament shall open the Packets; and if any be directed to the Lord *Bruce*, he shall deliver them. 7 JHL 144 (Jan. 18, 1644/5)

7 JHL 145:

* * * 7 JHL 145 (Jan. 18, 1644)

7 JHL 149:

* * * 7 JHL 149 (Jan. 18, 1644)

7 JHL 157:

It was moved, “That the letters of *Peter De Salles*, a *French Merchant*, might be brought, and delivered to the Clerk of the Parliament, as they were the last week;” but the House was of Opinion, that the Post-master should deliver them according to the usual Manner. 7 JHL 157 (Jan. 25, 1644)

7 JHL 231:

Upon reading the Petition of *Peter De La Salles*: It is ORDERED, That this House will hear the Counsel on both Sides, touching the Business between him and *Pyckeringe*, and others, on *Tuesday* next come Sevensnight, at this Bar. 7 JHL 231 (Feb. 22, 1644)

7 JHL 263:

*** * ***

*** * * it was Resolved, upon the Question, That this Cause shall be dismissed this House. 4 JHL 263 (Mar. 4, 1644)**

4 JHC 15:

The humble Petition of *Peter de la Salle*, Merchant Stranger, was this Day read: And

It is *Ordered*, That this Petition, and the whole Business thereupon depending, be referred to the Commissioners of the Great Seal, the Judges, and the Master of the Rolls, to certify the true State of the Business to the House. 4 JHC 15 (Jan. 10, 1644)

[HLRO, Main Papers, HL Papers, 1 Jan. 1644/5 to 23 Jan. 1644/5 ?]

“To the Right Honorable the Lords and Commons in Parliament”.

Petition of Captain William Bedwell and Others (H.L. 1648)

HMC 7th 70:

[1648.] Petition of Captain William Bedwell and others to the Lords and Commons. Petitioners have long and faithfully served the State, their arrears being wholly unsatisfied. They are ready to perish in prison, being there restrained, some for trivial debts, others for feigned actions, their arrears being far beyond their debts and engagements. Pray that their creditors may be ordered to accept assignments out of their several debentures and that petitioners themselves may have their liberty.

Petition of same, with certain others, to the same effect as preceding.

HLRO, Main Papers, HL Papers, 30 Nov. 1648 to 1648 (undated)

Petition of Captain William Bedwell on piece of parchment 9 inches high by 14 inches wide. Text: 9 inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords and Commons Assembled in Parliament”. “The Humble Petition of Captain William Bedwell and Others”. Signed by 7 persons.

Second petition by Captain William Bedwell on piece of parchment 9 inches high by 14 inches wide. Text: 9 inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of Captain William Bedwell and Others”. Signed by 12 persons.

Petition of Captain William Bedwell and Others (H.L. 1648)

HMC 7th 70:

[1648.] Petition of Captain William Bedwell and others to the Lords and Commons. Petitioners have long and faithfully served the State, their arrears being wholly unsatisfied. They are ready to perish in prison, being there restrained, some for trivial debts, others for feigned actions, their arrears being far beyond their debts and engagements. Pray that their creditors may be ordered to accept assignments out of their several debentures and that petitioners themselves may have their liberty.

Petition of same, with certain others, to the same effect as preceding.

HLRO, Main Papers, HL Papers, 30 Nov. 1648 to 1648 (undated)

Habeas Corpus Petition. 9 inches high by 14 inches wide. Text: 9 inches high by 7 inches wide. “To the Right Honorable the Lords and Commons Assembled in Parliament”. “The Humble Petition of Captain William Bedwell and Others”. Signed by 7 persons.

Second Habeas Corpus Petition. 9 inches high by 14 inches wide. Text: 9 inches high by 7 inches wide. “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of Captain William Bedwell and Others”. Signed by 12 persons.

Habeas Corpus by Order of House of Commons

Petition of Sir Thomas Shirley (H.C. 1603/4), Mar. 22, 1603/4

1 JHC 149, 155, 167, 200:

1 JHC 149 (Mar. 22, 1603/4)

1 JHC 155 (Mar. 27, 1604)

1 JHC 167 (Apr. 11, 1604)

1 JHC 200 (May 7, 1604)

Petition of William Breres (H.C. ca. 1603-1625)

11 MHL 171:

[?temp. Jac. I.] William Breres (H.C. Petition)

*** * ***

Petition of Thomas Upchurch (H.C. post-1619)

11 MHL 133

HL/PO/JO/10/14/2/3336

11 MHL 133:

[*post* 1619.] Thomas Upchurch (H.C. Petition)

Peticion of Thomas Upchurch, a poore distressed prysoner in the hold or Common gaole of his Majesties prison of the Bench, to H.C.

HL/PO/JO/10/14/2/3336:

Thomas Upchurch (H.C. Petition) HL/PO/JO/10/14/2/3336 [Early 17th century]

**Petition of Sir Robert Howard (H.L. 1624/5), Mar. 10, 1624/5
(House of Commons)**

11 MHL 169:

**10 March 1624/5. Sir Robert Howard
(Privilege H.C.)**

(a) 10 March 1624/5. Draft Order. * * *

(b) 8 March 1624/5. Certificate. * * *

(c) 10 March 1624/5. Return made by the Warden of the Fleet to the Lord Keeper stating that Sir Robert Howard was committed to the Fleet by a warrant of the Court of High Commission, dated 5 March 1624/5, "for his notorious contempt against his Majesty's supreme power and authority in matters and causes ecclesiastical." [Possibly brought in during enquiry into false imprisonments by Committee of H.L., appointed 26 Nov. 1640, L. J. IV, 98; case of Howard mentioned, 21 Dec. 1640, *ibid.*, 114-4.]

4 JHL 113-14:

*** * * 4 JHL 113-14 (Dec. 21, 1640)**

**HLRO, Main Papers, HL Papers, 24 Nov. 1624 to 23 June 1625
Addenda**

**Return. 5½ inches high by 13½ inches wide. Partially faded.
Recites High Commission warrant.**

Petition of Joan Burdett, the Wife of Richard Burdett, carpenter, close prisoner in Newgate (H.C. 1643), Dec. 18, 1643

HMC 5th 117:

Dec. 18. Petition of Joane Burdett, the wife of Richard Burdett, carpenter, close prisoner in Newgate, to H.C.; in commiseration of petitioner's sad condition the House on the 13th instant ordered that alderman Pennington should take bail for her husband, but the keeper of Newgate refuses to set him free on that order, and a writ has been procured for taking away his goods; she prays for further consideration as her husband is sickly, and she and his friends are denied access to him. C. J., III. 344.

3 JHC 344:

The humble Petition of *Joane Burdett, the Wife of Rich. Burdett. Carpenter, close Prisoner in Newgate, detained upon a Writ out of the King's Bench.*

It is *Ordered*, That the Clerk of the Crown, in the King's Bench, do forthwith grant a Writ of Supersedeas to the said Writ: And that Mr. Alderman *Penington* do bail him, according to former Order.

***Resolved, etc.* That *Heaton and Griffith*, the Prosecutors in this Cause, be forthwith sent for, as Delinquents: And referred to the Examination of the Committee for Examinations, to examine who set them upon this Prosecution. 3 JHC 344 (Dec. 18, 1643)**

HLRO, Main Papers, HL Papers, 2 Dec. 1643 to 20 Dec. 1643

“To the Honorable the House of Commons in Parliament Assembled”.

HABEAS CORPUS PETITIONS FILED
BY IMPRISONED INDIVIDUALS IN THE HOUSE
OF LORDS WHERE THE WRIT OF HABEAS CORPUS
WAS ISSUED BY THE HOUSE OF LORDS

1. Sir Henry Fynes, Apr. 26, 1621 Released
2. William Cowse, Nov. 24, 1621 (HCP in JHL) Unknown
3. Benjamin Crokey, Nov. 26, 1621 Released
4. William Whorewood, Nov. 30, 1621 Released
5. Abraham Watts, Dec. 12, 1621 Released
6. George Hume, Dec. 17, 1621 Released
7. Sir Francis Browne, Nov. 9, 1626 Unknown
8. Thomas Willoughby, Apr. 2, 1628 Released
9. William Brockettt, May 1, 1628 Released
10. Humphrey Lewes, May 3, 1628 Released
11. Robert Yeo, May 30, 1628 Unknown
12. Allan Boteler, Mar. 4, 1641/2 Released
13. Robert Walsh, Apr. 29, 1642 Released
14. William Marsh, May 4, 1642 Released
15. Ralph Oldham, Nov. 29, 1644 Released
16. Peter Alston, Feb. 13, 1644/5 Released
17. Peter Stepkin, Mar. 29, 1645 Released
18. John Eaton, May 17, 1645 Unknown
19. Col. Simon Rugeley and Col. Lewis Chadwicke, June 7, 1645
Chadwicke Released
20. Col. Vermuden, June 24, 1645 Unknown
21. Col. Randall Mainwaring, June 6, 1646 Relief Denied
22. Col. Francis Thompson, Oct. 23, 1646 Released
23. Capt. Edward Trelawney, Nov. 3, 1646 Released
24. Capt. Jasper Hartwell, June 17, 1648 Released
25. Capt. Bestmey Mason, Nov. 7, 1648 Released
26. Henry Daniell, Oct. 30, 1648 (revoked)
27. George Mangie, Dec. 12, 1666 Released

28. **Richard Mason, Feb. 13, 1666/7 Released**
29. **Elizabeth Harby, Jan. 27, 1670/1 Unknown**

**CASES WHERE THE HOUSE OF LORDS
ISSUED A WRIT OF HABEAS CORPUS**

1. **Thomas Rush, Mar. 31, 1604 Unknown**
2. **William Allome, Apr. 26, 1604 Remanded**
3. **John Pigott, May 10, 1604 Unknown**
4. **Robert Quinell, May 15, 1604 Unknown**
5. **Nicholas Reading, May 28, 1604 Released**
6. **Marmaduke Redmaine, June 7, 1604**
7. **Thomas Musgrove, Mar. 30, 1607 Released**
8. **Nathaniell Butler, May 16, 1607 Released**
9. **John Foster, May 20, 1607 Released**
10. **John Danson, May 28, 1607 Relief Denied**
11. **William Heylocke, May 5, 1610 Unknown**
12. **William Lodar, May 23, 1610 Released**
13. **George Belgrave, Apr. 18, 1614 Released**
14. **Sir David Wood, May 30, 1614 Released**
15. **Richard Taylor, May 31, 1614 Released**
16. **Solomon Browne, Feb. 23, 1620/1 Released**
17. **John Robinson, Feb. 26, 1620/1 Released**
18. **Sir Henry Fynes, Apr. 26, 1621 Released**
19. **Francis Broade, Apr. 17, 1621 Released**
20. **John Nonne, May 12, 1621 Released**
21. **John Nanton, May 16, 1621 Released**
22. **Originall Ballamye, May 29, 1621 Released**
23. **Richard Dyke, Nov. 22, 1621 Released**
24. **William Cowse, Nov. 24, 1621 Unknown**
25. **Benjamin Crokey, Nov. 16, 1621 Released**
26. **William Whorewood, Dec. 1, 1621 Released**
27. **Henry Lucye, Dec. 6, 1621 Released**
28. **Abraham Watts, Dec. 14, 1621 Released**

29. **George Hume, Dec. 17, 1621 Released**
30. **John Phillipps, Mar. 5, 1623/4 Released**
31. **Sir Edward Osbaldeston, Mar. 13, 1623/4 Released**
32. **Welsbourne Sill, May 14, 1624 Released**
33. **Richard Culpeper, May 28, 1624 Released**
34. **Sir Francis Browne, May 9, 1626 Unknown**
35. **Thomas Willoughby, Apr. 2, 1628 Released**
36. **Jeremy Bygatt, Apr. 28, 1628 Released**
37. **Richard Colley, Apr. 29, 1628**
38. **William Brockett, May 2, 1628 Released**
39. **Humphrey Lewes, May 5, 1628 Released**
40. **Culpeper, May 23, 1628**
41. **Robert Yeo, May 30, 1628 Unknown**
42. **John Coore, June 18, 1628 Released**
43. **Richard Tempest, Jan. 27, 1628/9 Released**
44. **Allan Boteler, Mar. 4, 1641/2 Released**
45. **Robert Walsh, Apr. 29, 1642 Released**
46. **William Marsh, May 4, 1642 Released**
47. **Ralph Oldham, Nov. 29, 1644 Released**
48. **Peter Alston, Feb. 13, 1644/5 Released**
49. **Peter Stepkin, Mar. 29, 1645 Released**
50. **John Eaton, May 17, 1645 Unknown**
51. **Col. Simon Rugeley and Col. Lewis Chadwicke, June 7, 1645
Chadwicke Released**
52. **Col. Vermuden, June 24, 1645 Released**
53. **Col. Randall Mainwaring, June 6, 1646 Relief Denied**
54. **Col. Francis Thompson, Oct. 23, 1646 Released**
55. **Capt. Edward Trelawney, Nov. 3, 1646 Released**
56. **Capt. Jasper Hartwell, June 17, 1648 Released**
57. **Capt. Bestmey Mason, Nov. 7, 1648 Released**
58. **Henry Daniell, Oct. 30, 1648 (revoked)**
59. **George Mangie, Dec. 12, 1666 Released**
60. **Richard Mason, Feb. 13, 1666/7 Released**
61. **John Prosser, Oct. 29, 1669 Relief Denied**

62. Elizabeth Harby, Jan. 27, 1670/1 Unknown

HABEAS CORPUS PETITION FILED
WITH LORD KEEPER, WHO ISSUED
A WRIT OF HABEAS CORPUS

1. **Alexander Auchtmouty, June 17, 1624 Released**
2. **James Gilbert, June 28, 1624 Released**
3. **John Wrenham, Nov. 24, 1624 Released**
4. **Bartholomew Giffard, Mar. 1, 1624/5 Released**
5. **Alexander Stevenson, Mar. 12, 1624/5 Released**
6. **Arthur Porter, Mar. 7, 1624/5 Released**
7. **Robert Davison, Mar. 11, 1624/5 Released**
- 8.

APPENDIX A
HOUSE OF LORDS CASES IN WHICH A WRIT
OF HABEAS CORPUS ACTUALLY ISSUED

James I 33
Charles I 25 [1625-1642: 13; 1643-1660: 12]
Charles II 04
Will. III 00

Total 62

- 1. Petition of Thomas Rush (H.L. 1604), Mar. 31, 1604**
- 2. William Allome (H.L. 1604), Apr. 26, 1604**
- 3. Petition of John Piggott (H.L. 1604), May 10, 1604**
- 4. Petition of Robert Quinell (H.L. 1604), May 15, 1604**
- 5. Petition of Nicholas Reading (H.L. 1604), May 28, 1604**
- 6. Petition of Marmaduke Redmaine (H.L. 1604), June 7, 1604**
- 7. Petition of Thomas Musgrove (H.L. 1607), March 30, 1607**
- 8. Petition of Nathaniell Butler (H.L. 1607), May 16, 1607**
- 9. Petition of John Foster (H.L. 1607), May 20, 1607**
- 10. Petition of John Danson (H.L. 1607), May 28, 1607**
- 11. Petition of William Heylocke (H.L. 1610), May 5, 1610**
- 12. Petition of William Lodar (H.L. 1610), May 23, 1610**
- 13. Petition of George Belgrave (H.L. 1614), Apr. 16, 1614**
- 14. Petition of Sir David Wood (H.L. 1614), May 30, 1614**
- 15. Petition of Richard Taylor (H.L. 1614), May 31, 1614**
- 16. Petition of Solomon Browne (H.L. 1620/1), Feb. 23, 1620/1**
- 17. Petition of John Robinson (H.L. 1620/1) Feb. 26, 1620/1**
- 18. Petition of Sir Henry Fynes (H.L. 1621), Apr. 26, 1621**
- 19. Petition of Francis Broade (H.L. 1621), Apr. 17, 1621**
- 20. Petition of John Nonne (H.L. 1621), May 12, 1621**
- 21. Petition of John Nanton (H.L. 1621), May 16, 1621**
- 22. Petition of Originall Bellamy (H.L. 1621), May 29, 1621**
- 23. Petition of Richard Dyke (H.L. 1621), Nov. 22, 1621**

24. Petition of William Cowse (H.L.1621), Nov. 24, 1621
25. Petition of Benjamin Crokey (H.L. 1621), Nov. 26, 1621
26. Petition of William Whorewood (H.L. 1621), Nov. 30, 1621
27. Petition of Henry Lucye (H.L. 1621), Dec. 6, 1621
28. Petition of Abraham Watts (H.L. 1621), Dec. 12, 1621
29. Petition of George Hume (H.L. 1621), Dec. 17, 1621
30. Petition of John Phillipps (H.L. 1623/4), Mar. 5, 1623/4
31. Petition of Sir Edward Osbaldeston (H.L. 1623/4), Mar. 13, 1623/4
32. Petition of Wellsbourne Sill (H.L. 1624), May 14, 1624
33. Petition of Richard Culpeper (H.L. 1624), May 28, 1624
34. Petition of Francis Browne (H.L. 1626), May 9, 1626
35. Petition of Thomas Willoughby (H.L. 1628), Apr. 2, 1628
36. Petition of Jeremy Bygatt (H.L. 1628), Apr. 28, 1628
37. Petition of Richard Colley (H.L. 1628), Apr. 29, 1628
38. Petition of William Brockett (H.L. 1628), May 1, 1628
39. Petition of Humphrey Lewes (H.L. 1628), May 3, 1628
40. Petition of Culpeper (H.L. 1628), May 23, 1628
41. Petition of Robert Yeo (H.L. 1628), May 30, 1628
42. Petition of John Coore (H.L. 1628), June 18, 1628
43. Petition of Richard Tempest (H.L. 1628), Jan. 27, 1628
44. Petition of Robert Walsh (H.L. 1642), Apr. 29, 1642
45. Petition of Agmondesham Pickayes (H.L. 1642), May 4, 1642
46. Petition of William Marsh (H.L. 1642), May 4, 1642
47. Petition of Ralph Oldham (H.L. 1644), Nov. 29, 1644
48. Petition of Peter Alston (H.L. 1644/5), Feb. 13, 1644/5
49. Petition of Col. Peter Stepkin (H.L. 1645), Mar. 29, 1645
50. Petition of John Eaton (H.L. 1645), May 17, 1645
51. Petition of Col. Symon Rugeley and Col. Lewis Chadwicke (H.L. 1645), June 7, 1645
52. Petition of Col. Vermuden (H.L. 1645), June 24, 1645
53. Petition of Capt. Trelawney (H.L. 1646), Nov. 3, 1646
54. Petition of Col. Francis Thompson (H.L. 1646/7), Jan. 29, 1646/7
55. Petition of Lt. Col. Edward Allen (H.L. 1646/7), Mar. 19, 1646/7
56. Petition of Col. Randall Mainwaring (H.L. 1647), May, 5, 1647

- 57. Petition of Capt. John Jessopp (H.L. 1648), June 17, 1648**
- 58. Petition of Capt. Bestmey Mason (H.L. 1648), Nov. 7, 1648**
- 59. Petition of George Mangie (H.L. 1666), Dec. 12, 1666**
- 60. Petition of Richard Mason (H.L. 1667/8), Feb. 13, 16667/8**
- 61. Petition of John Prosser (H.L. 1669), Oct. 29, 1669**
- 62. Petition of Elizabeth Harby (H.L. 1670/1), Jan. 27, 1670/1**

WRITS OF HABEAS CORPUS IN HLRO FILES
(House of Lords Cases, 1603-1702)

James I	17
Charles I 09	[1625-1642: 4; 1643-1660: 5]
Charles II	02
Will. III	00
TOTAL	28

Reign of James I

- 1. Petition of Solomon Browne (H.L. 1620/1), Feb. 23, 1620/1**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2½ inches high by 11 inches wide. Partially illegible. “Coppins” and other words on reverse side.
A second writ of habeas corpus on parchment strip 1¾ inches high by 11½ inches wide. Faded. Partially illegible. “in supiori domo parlamenti”. Signed, “Edmondess”. “Coppins” and other words on reverse side.
- 2. Petition of John Robinson (H.L. 1620/1), Feb. 26, 1620/1**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2½ inches high by 12 inches wide. Partially illegible. “coram nob magnatibus et proceribus in domo supiori parlamenti apud Westm. assemblat”. Signed, “Edmondess”.
- 3. Petition of Sir Henry Fynes (H.L. 1621), Apr. 26, 1621**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2½ inches high by 11½ inches wide. Partially illegible. “coram nob magnatibus et proceribus

in supiori domo parlamenti apud Westm. assemblat". Signed, "Edmondess".

4. Petition of Francis Broade (H.L. 1621), Apr. 17, 1621

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2½ inches high by 12 inches wide. Partially illegible. Signed, "Edmondess".

5. Petition of John Nonne (H.L. 1621), May 12, 1621

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2 inches high by 12½ inches wide. "coram nobis". Signed, "Edmondess".

6. Petition of John Nanton (H.L. 1621), May 16, 1621

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2½ inches high by 11 inches wide. Partially illegible. "coram nobis". Signed, "Edmondess".

7. Petition of Originall Bellamy (H.L. 1621), May 29, 1621

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2 inches high by 12½ inches wide. Partially illegible.

8. Petition of Richard Dyke (H.L. 1621), Nov. 22, 1621

HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Writ of habeas corpus on parchment strip 2 inches high by 13½ inches wide. Partially illegible.

9. Petition of Benjamin Crokey (H.L. 1621), Nov. 26, 1621

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda
Writ of habeas corpus on parchment strip 2 ½ inches high by 12½ inches wide. Partially illegible. "coram nobis". Signed, "Edmondess".

10. Petition of William Whorewood (H.L. 1621), Nov. 30, 1621

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

Writ of habeas corpus on parchment strip 2½ inches high by 12½ inches wide. Partially illegible. “coram nobis”.

11. Petition of Henry Lucye (H.L. 1621), Dec. 6, 1621

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2 inches high by 13½ inches wide. Partially illegible. “coram nobis”. Signed, “Edmonds”.

12. Petition of Abraham Watts (H.L. 1621), Dec. 12, 1621

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 12½ inches wide. Partially illegible. “coram nobis magnatibus et proceribus in supiori domo parliamenti apud Westm”.

13. Petition of George Hume (H.L. 1621)., Dec. 17, 1621

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 12½ inches wide. Partially illegible. Signed, “Edmonds”.

14. Petition of John Phillipps (H.L. 1623/4), Mar. 5, 1623/4

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2½ inches high by 13½ inches wide. Partially illegible. “coram nobis”. “supiori domo parliamenti”. Signed, “Edmondess”.

15. Petition of Sir Edward Osbaldeston (H.L. 1623/4), Mar. 13, 1623/4

**HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda**

Writ of habeas corpus on parchment strip 2¾ inches high by 14 inches wide. Partially illegible. “coram nobis ”. “in supiori domo parliamenti apud West”.

16. Petition of Wellsbourne Sill (H.L. 1624), May 14, 1624

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda

Writ of habeas corpus on parchment strip 1½ inches high by 13 inches wide. Partially illegible. “coram nob”. “domo parliamenti”. Signed, “Edmondess”.

17. Petition of Richard Culpeper (H.L. 1624), May 28, 1624

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda

Writ of habeas corpus on parchment strip 2½ inches high by 12 inches wide. “domo parliamenti”. Signed, “Edmondess”. Copy.

Reign of Charles I

18. Petition of Thomas Willoughby (H.L. 1628), Apr. 2, 1628

HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda

Writ of habeas corpus on thin strip of parchment.

19. Petition of Jeremy Bygatt (H.L. 1628), Apr. 28, 1628

HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda

Writ of habeas corpus on parchment strip 2 inches high by 12 inches wide. Partially illegible. Signed, “Edmondess”.

20. Petition of Humphrey Lewes (H.L. 1628), May 3, 1628

HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda

Writ of habeas corpus on parchment strip 1½ inches high by 13 inches wide. “coram nobis magnatibus et proceribus huius Regni in Anglia in superiori domo parliamenti apud Westminster assemblat”. Signed, “Edmondess”. Copy.

21. Petition of John Coore (H.L. 1628), June 18, 1628

**HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda**

Writ of habeas corpus on parchment strip 1½ inches high by 11½ inches wide. Partially illegible. “coram nobis magnatibus and proceribus huis regni in Anglia in supiori domo parlamenti at Westminister assemblat”. Signed, “Edmondos”.

English Civil War Period

22. Petition of Ralph Oldham (H.L. 1644), Nov. 29, 1644

**HLRO, Main Papers, HL Papers, 7 Nov. 1644 to 4 Dec. 1644
Dec. 5 writ of habeas corpus to bring Ralph Oldham before the Court. HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648**

Writ of habeas corpus on parchment strip 1½ inches high by 13½ inches wide. Illegible.

23. Petition of Peter Alston (H.L. 1644/5), Feb. 13, 1644/5

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Feb. 25 writ of habeas corpus on parchment strip 11½ inches high by 14½ inches wide. Illegible.

24. Petition of Col. Peter Stepkin (H.L. 1645), Mar. 29, 1645

**HLRO, Main Papers, HL Papers, 10 Mar. 1644/5 to 31 Mar. 1645
Apr. 17 writ of habeas corpus for production of Col. Peter Stepkin on piece of parchment 1¾ inches high by 14 inches wide. Text: 7½ inches high by 5½ inches wide.**

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Apr. 17 writ of habeas corpus for production of Col. Peter Stepkin on parchment strip 1¾ inches high by 14 inches wide. “magnatibus and

proceribus in supiori dom parliamenti apud Westm assemblat". Signed, "Bolles, J.". Faded. Partially illegible.

25. Petition of Col. Symon Rugeley and Col. Lewis Chadwicke (H.L. 1645), June 7, 1645

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Writ of habeas corpus to bring Lewis Chadwicke before the Upper House of Parliament on parchment strip 1¾ inches high by 13½ inches wide. "coram nobis magnatibus and proceribus in supiori domo parliamenti apud West assemblat". Signed, " Bolles, J." Partially illegible.

26. Petition of Col. Vermuden (H.L. 1645), June 24, 1645

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Writ of habeas corpus on parchment strip 2 inches high by 16½ inches wide. Illegible.

Editor's Note: The House of Lords was abolished from Feb. 6, 1648/9 to the Restoration in 1660.

Restoration Period (Charles II)

27. Petition of George Mangie (H.L. 1666), Dec. 12, 1666

HLRO, Main Papers, HL Papers, 26 Nov. 1666 to 29 Dec. 1666

Nov. 23 writ of habeas corpus on parchment strip 2½ inches high by 14 inches wide. Partially illegible. "coram nobis magnatibus" "in supiori domo".

28. Petition of Richard Mason (H.L. 1667/8), Feb. 13, 1667/8

HLRO, Main Papers, HL Papers, 13 Nov. 1667 to 29 Feb. 1667/8

Writ of habeas corpus on parchment strip 2¼ inches high by 4 inches wide. “coram nobis magnatibus et proceribus in supiori domo parlamenti apud Westm”. Signed, “H. Barker”. Partially illegible.

RETURNS TO WRITS OF HABEAS CORPUS
IN HLRO FILES

James I	17
Charles I	10 [1625-1642: 5; 1643-1660: 5]
Charles II	02
Will. III	00
Total	29

Reign of James I

- 1. Petition of Solomon Browne (H.L. 1620/1), Feb. 23, 1620/1**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Return on piece of parchment 9¾ inches high by 11½ inches wide.
Illegible.
Return to second writ of habeas corpus on piece of parchment 9¾ inches high by 12½ inches wide. Illegible.
- 2. Petition of John Robinson (H.L. 1620/1), Feb. 26, 1620/1**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Return on piece of parchment 11 inches high by 11½ inches wide.
Partially illegible.
- 3. Petition of Sir Henry Fynes (H.L. 1621), Apr. 26, 1621**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Return on piece of parchment 7 inches high by 11 inches wide.
Apr. 26 discharge order at foot of return signed, “L Curiam parli”.
- 4. Petition of Francis Broade (H.L. 1621), Apr. 17, 1621**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Return on piece of parchment 11 inches high by 11 inches wide.
Partially illegible. Apr. 28 discharge order at foot of return signed, “L curiam parliament”.

- 5. Petition of John Nonne (H.L. 1621), May 12, 1621**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Return on piece of parchment 6 inches high by 11½ inches wide.
May 14 discharge order at foot of return.
- 6. Petition of John Nanton (H.L. 1621), May 16, 1621**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda

Return on piece of parchment 3¾ inches high by 10½ inches wide.
May 26 discharge order at foot of return.
- 7. Petition of Originall Bellamy (H.L. 1621), May 29, 1621**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Return on piece of parchment 8 inches high by 9 inches wide.
Partially illegible. June 4 discharge order at foot of return.
- 8. Petition of Richard Dyke (H.L. 1621), Nov. 22, 1621**
HLRO, Main Papers, HL Papers 1556 to 22 Nov. 1621 Addenda
Return on piece of parchment 6 inches high by 11 inches wide.
Nov. 26 discharge order at foot of return.
- 9. Petition of Benjamin Crokey (H.L. 1621), Nov. 26, 1621**
HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda
Return on piece of parchment 4½ inches high by 14 inches wide.
Nov. 28 discharge order at foot of return signed, “H. Elsynge”.
- 10. Petition of William Whorewood (H.L. 1621), Nov. 30, 1621**
HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda
Return on piece of parchment 8½ inches high by 11½ inches wide.
Partially illegible. Dec. 3 discharge order at foot of return.

11. Petition of Henry Lucye (H.L. 1621), Dec. 6, 1621

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

Return on piece of parchment 12 inches high by 12½ inches wide. Partially illegible. Dec. 8 discharge order at foot of return signed, “H. Elsynge”.

12. Petition of Abraham Watts (H.L. 1621), Dec. 12, 1621

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

Return on piece of parchment 4¼ inches high by 11 inches wide. Partially illegible. Dec. 15 discharge order at foot of return signed, “H. Elsynge”.

13. Petition of George Hume (H.L. 1621), Dec. 17, 1621

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

Return on piece of parchment 12½ inches high by 10½ inches wide. Dec. 18 discharge order at foot of return.

14. Petition of John Phillipps (H.L. 1623/4), Mar. 5, 1623/4

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

Return on piece of parchment 12½ inches high by 13 inches wide. Partially illegible. Mar. 3 discharge order at foot of return signed, “H. Elsynge”.

15. Petition of Sir Edward Osbaldeston (H.L. 1623/4), Mar. 13, 1623/4

HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624

Addenda

Return on piece of parchment 6½ inches high by 11½ inches wide. Mar. 16 discharge order at foot of return signed, “Per curiam Elsynge”.

16. Petition of Wellsbourne Sill (H.L. 1624), May 14, 1624
HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda

Return on piece of parchment 7¼ inches high by 12½ inches wide.
Partially illegible. May 15 discharge order at foot of return signed, “H. Elsynge”.

17. Petition of Richard Culpeper (H.L. 1624), May 28, 1624
HLRO, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624
Addenda

Return on piece of parchment 3½ inches high by 11½ inches wide.
Partially illegible. May 29 discharge order at foot of return.

Reign of Charles I

18. Petition of Thomas Willoughby (H.L. 1628), Apr. 2, 1628
HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda

Return on piece of parchment. May 6 discharge order at foot of return signed, “H. Elsynge”.

19. Petition of Jeremy Bygatt (H.L. 1628), Apr. 28, 1628
HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda

Return on piece of parchment 8½ inches high by 11½ inches wide.
Partially illegible.

20. Petition of Humphrey Lewes (H.L. 1628), May 3, 1628
HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda

Return on piece of parchment 6½ inches wide by 13 inches wide.
Discharge order at foot of return signed, “H. Elsynge.”

21. Petition of John Coore (H.L. 1628), June 18, 1628

**HLRO, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641
Addenda**

Return on piece of parchment 10 inches high by 11½ inches wide. Partially illegible. June 20 discharge order at foot of return signed, “H. Elsynge”.

English Civil War Period

22. Petition of William Marsh (H.L. 1642), May 4, 1642

**HLRO, Main Papers, HL Papers, 12 Nov. 1641 to 13 July 1642
Addenda**

Return on piece of parchment 5¼ inches high by 13 inches wide. Illegible. Note: Petition and Return, but no Writ of habeas corpus.

23. Petition of Ralph Oldham (H.L. 1644), Nov. 29, 1644

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Return on piece of parchment 8¼ inches high by 13½ inches wide. Return on piece of parchment is addressed to “magnatibus and proceribus in supriori dom parliamenti apud Westm assemblat”.

24. Petition of Peter Alston (H.L. 1644/5), Feb. 13, 1644/5

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Return on piece of parchment 4½ inches high by 14½ inches wide. Return is addressed to “magnatibus and proceribus in supriori dom parliamenti apud Westm”.

25. Petition of Col. Peter Stepkin (H.L. 1645), Mar. 29, 1645

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Return on piece of parchment 8½ inches high by 10 inches wide. Partially illegible.

26. Petition of Col. Symon Rugeley and Col. Lewis Chadwicke (H.L. 1645), June 7, 1645

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Return on piece of parchment 7½ inches high by 10½ inches wide. Illegible.

27. Petition of Col. Vermuden (H.L. 1645), June 24, 1645

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Return on piece of parchment 12½ inches high by 12¾ inches wide. Illegible.

Editor's Note: The House of Lords was abolished from Feb. 6, 1648/9 to the Restoration in 1660.

Restoration Period (Charles II)

28. Petition of George Mangie (H.L. 1666), Dec. 12, 1666

HLRO, Main Papers, HL Papers, 26 Nov. 1666 to 29 Dec. 1666

Return on piece of parchment 13½ inches high by 12½ inches wide. Discharge order dated Dec. 2 at foot of return signed, "J. Browne." Partially illegible.

29. Petition of Richard Mason (H.L. 1667/8), Feb. 13, 1667/8

HLRO, Main Papers, HL Papers, 13 Nov. 1667 to 29 Feb. 1667/8

Return on piece of parchment 4½ inches high by 13½ inches wide. Discharge order at foot of return signed, "J. Browne". Partially illegible.

PETITIONS IN HLRO FILES

Reign of James I

1. Petition of William Cowse (H.L. 1621), Nov. 24, 1621 *HC HLRO*, Main Papers, HL Papers, 24 Nov. 1621 to 28 June 1624 Addenda

Petition of William Cowse on piece of parchment 15½ inches high and 12½ inches wide. Text: 8 inches high by 5½ inches wide. “To The Right Honorable the Lords Spiritual and Temporal of His Majesty’s High Court of Parliament Assembled”. “The Humble Petition of William Cowse”. “May it therefore please”. “And your petitioner shall daily pray for your happiness”. Nov. 24 order for writ of habeas corpus at foot of the petition.

Reign of Charles I

2. Petition of Jeremy Bygatt (H.L. 1628), Apr. 28, 1628 *HC RG HLRO*, Main Papers, HL Papers, 3 Feb. 1627/8 to 4 Nov. 1641 Addenda

Petition of Jeremy Bygatt on piece of parchment. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in the High Court of Parliament Assembled”. Apr. 29 discharge order at foot of petition signed, “Elsynge”.

3. Petition of William Brockett (H.L. 1628), May 1, 1628 *HC RG*

HLRO, Main Papers, HL Papers, 1 May 1628 to 31 May 1628

Petition of William Brockett on piece of parchment 17 inches high by 12 inches wide. Text: 8½ inches high by 5¾ inches wide. Superscription: “To the Most Honorable the Lords of the Upper House of Parliament”. “to free both him and his said goods”. May 1 order for writ of habeas corpus at foot of petition. Copy.

A second petition of William Brockett on piece of parchment 17 inches high by 12 inches wide. Text: 8 inches high by 6¾ inches wide. Copy.

4. Petition of Humphrey Lewes (H.L. 1628), May 3, 1628 *HC RG*

HLRO, Main Papers, HL Papers, 1 May 1628 to 31 May 1628

Petition of Humphrey Lewes on piece of parchment 16 inches high by 8 inches wide. Text: 11¾ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal Assembled in the Upper House of Parliament”. “The Humble Petition of Humphrey Lewes of Chesterton in the County of Oxon”. “that the petitioner may be enlarged”. “shall daily pray for your Ldshpps”. Unsigned. May 3 order for writ of habeas corpus at foot of petition signed, “H. Elsynge”. Copy.

5. Petition of Robert Yeo (H.L. 1628), May 30, 1628

HLRO, Main Papers, HL Papers, 1 May 1628 to 31 May 1628

Petition of Robert Yeo on piece of parchment 16 inches high by 8 inches wide. Text: 11 inches high by 6 inches wide. Superscription: “To the Lords Committee for Grievances in the

High Court of Parliament”. Prays Lords Committee “to grant the petitioner a habeas corpus cum causis in forma pauperis to attend your lordships”. “And the petitioner shall . . . pray for your lordships’ eternal happiness”. Signed, “R. Yeo.” May 30 order for writ of habeas corpus at foot of petition: “Agreed that . . . Habeas Corpus {be} granted as it is desired”. Copy.

A second petition on piece of parchment 8 inches high by 5 ½ inches wide. Seeks “a habeas corpus”. “Shall invoke heaven for your lordships’ {souls} and eternal felicities.” Signed, “R. Yeo”. Copy.

A third petition on piece of parchment 8 inches high by 5¾ inches wide. “to grant the petitioner a Habeas Corpus cum causis in forma pauperis to attend your honors”. May 24 order for writ of habeas corpus at foot of petition: “24 May 1624. The Lords Committee . . . Habeas Corpus Cum Causa be granted . . . H. Elsynge”. Copy.

English Civil War Period

6. Petition of Allan Boteler (H.L. 1641/2), Mar. 4, 1641/2 RG HLRO, Main Papers, HL Papers, 28 Feb. 1641-42 to 19 Mar. 1641-42

Mar. 4 petition of Allan Boteler on piece of parchment 16 inches high by 7½ inches wide. Text: 10½ inches high by 5½ inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament Assembled”. “The Humble Petition of Allan Boteler, Esq. Cupbearer to Her Sacred Majesty”. “And for your Lordships’ honor as in duty bound shall daily pray etc.” Copy.

HLRO, Main Papers, HL Papers, 15 April 1642 to 30 April 1642

Apr. 15 petition of Allan Boteler on piece of parchment 16 ½ inches high by 8 inches wide. Text: 11¾ inches high by 6½ inches wide. “To the Right Honorable the Lords in the High Court of Parliament Assembled”. “Sheweth”. “shall daily pray”.

7. Petition of James Cocks (H.L. 1641/2), Mar. 7, 1641/2

HLRO, Main Papers, HL Papers, 28 Feb. 1641-42 to 19 Mar. 1641-42

Petition of James Cocks on piece of parchment 11 inches high by 15½ inches wide. Text: 11 inches high by 7 inches wide. Superscription: “To the Right Honorable Lords and Others for Grievances in this Present Parliament Assembled”. “The Humble Petition of James Cocks Merchant Prisoner in the Fleet”. “Sheweth”. Seeks discharge from custody. “And your petitioner shall ever pray”. Copy.

8. Petition of John Pulford (H.L. 1642), Apr. 15, 1642 *RG*

HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642

Petition of John Pulford on piece of parchment 16 inches high by 12 inches wide. Text: 8 inches high by 6 inches wide. Superscription: “To the Most Honorable the Lords in the High Court of Parliament Assembled”. “The Most Humble Petition of John Pulford His Majesty’s Servant”. Copy.

9. Petition of Herbert Finch (H.L. 1642), Apr. 28, 1642 *HC RG*

HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642

Petition of Herbert Finch on piece of parchment 18 inches high by 11½ inches wide. Text: 7½ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament Assembled”. “give order for the enlargement of your petitioner who as in duty bound shall ever pray”.

**10. Petition of Robert Walsh (H.L. 1642), Apr. 29, 1642 *HC RG*
HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642**

Petition of Robert Walsh on piece of parchment 18 inches high by 7¾ inches wide. Text: 13 inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament”. “The Humble Petition of Robert Walsh Esq.” “In all humility sheweth”. “may be enlarged by order of this high court”. “And your petitioner shall daily pray for the prosperous success of this parliament”. Copy.

11. Petition of Joseph Sanders (H.L. 1642), Apr. 1642
HLRO, Main Papers, HL Papers, 15 Apr. 1642 to 30 Apr. 1642

Petition of Joseph Sanders on piece of parchment 18 inches high by 12 inches wide. Text: 7¾ inches high by 6 inches wide. Superscription: “To the Right Honorable the Peers in the High Court of Parliament”. “The Humble Petition of Joseph Sanders One of His Majesty’s Servants”. “Humbly Sheweth:”. “give order for his present release”. “And he shall ever pray etc.” Copy.

12. Petition of Agmondesham Pickayes (H.L. 1642), May 4, 1642 *HC RG*

HLRO, Main Papers, HL Papers, 2 May 1642 to 5 May 1642

Petition of Agmondesham Pickayes on piece of parchment. Superscription: “To the Right Honorable the Lords and Peers Now Assembled in Parliament”.

HLRO, Main Papers, HL Papers, 6 May 1642 to 18 May 1642

Petition of Agmondesham Pickayes on piece of parchment 15 inches high by 11½ inches wide. Text: 7¾ inches high by 6 inches wide. Superscription: “To the Most Honorable the Lords Assembled in the High Court of Parliament”. “The Humble Petition of Agmondesham Pickayes”. “Humbly showing”. “give order for his enlargement”. “And Agmondesham Pickayes will ever pray etc.” Copy.

13. Petition of William Marsh (H.L. 1642), May 4, 1642 *HC RG*

HLRO, Main Papers, HL Papers, 12 Nov. 1641 to 13 July 1642 Addenda

Petition of William Marsh on piece of parchment 12 inches high by 14 inches wide. Illegible.

14. Petition of Thomas and Symon Ostbaldston (H.L. 1642), May 30, 1642

HLRO, Main Papers, HL Papers, 19 May 1642 to 3 June 1642

Petition of Thomas and Symon Osbaldeston on piece of parchment 9 inches high by 7½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Thomas Osbaldeston, One of His Majesty’s Serjeants at Arms, and of Symon Osbaldeston, Another, Who Humbly Show”. “pray . . . your petitioners may be enlarged”. “And they will ever pray for the good success of all your honorable proceedings”. Signed by both petitioners. Copy.

Annexed to the petition is a copy of an undated Petition of David Ramsay, Esq., which is on a piece of parchment 12½ inches high by 16 inches wide. Text: 10 inches high by 9½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of David Ramsay, Esq. One of His Majesty’s Servants in Ordinary”. “Humbly Sheweth”. “And your petitioner shall ever pray for the good success of all your honorable proceedings”. Signed. Copy.

15. Petition of John Squire (H.L. 1642), May 1642

HLRO, Main Papers, HL Papers, 19 May 1642 to 3 June 1642

Petition of John Squire on piece of parchment. Superscription: “To the High Court of Parliament”. “The Humble Petition of John Squire a Poor Prisoner in the King’s Bench”. “showeth that”. “may obtain his liberty speedily, whereby”. “And your petitioner shall ever pray etc.” Unsigned. Copy.

A second petition of John Squire on piece of parchment 15 inches high by 12 inches wide. Text: 7½ inches high by 5¾ inches wide. Unsigned.

A third petition of John Squire on piece of parchment 15 inches high by 12 inches wide. Text: 7½ inches high by 5¾ inches wide. Unsigned.

**16. Petition of Edward Sanderford (H.L. 1642), Aug. 25, 1642
HLRO, Main Papers, HL Papers, 10 Aug. 1642 to 26 Aug. 1642**

Petition of Edward Sanderford on piece of parchment 15 inches high by 11½ inches wide. Text: 11½ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords Assembled in the High Court of Parliament”. “The Humble Petition of Edward Sanderford Prisoner in the Fleet”. “Most Humbly Sheweth”. “And the petitioner shall ever pray”. Unsigned.

A second petition of Edward Sanderford on piece of parchment. Addressed to Robert, Earl of Essex.

17. Petition of Philip Thomas (H.L. 1643), Sept. 20, 1643

HLRO, Main Papers, HL Papers, 9 Sept. 1643 to 30 Sept. 1643

Petition of Philip Thomas on piece of parchment 11 inches high by 14 $\frac{3}{4}$ inches wide. Text: 7 $\frac{1}{2}$ inches high by 6 $\frac{1}{2}$ inches wide. Superscription: “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of Philip Thomas”. “Sheweth”. “pleased to give order for his your petitioner’s enlargement”. “And I shall ever pray etc.”

18. Petition of John Hart (H.L. 1643), Oct. 10, 1643

HLRO, Main Papers, HL Parchments, 8 Mar. 1643/4 to 24 Oct. 1648

Petition of John Hart on piece of parchment 15 $\frac{1}{2}$ inches high by 11 $\frac{3}{4}$ inches wide. Text: 7 $\frac{1}{2}$ inches high by 6 $\frac{1}{2}$ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of John Hart, one of His Majesty’s Bargemen.” “Shewth That”. “will be pleased to grant him his Privilege of Parliament”. “And your petitioner shall ever pray for your Lordships etc.”

20. Petition of Ralph Oldham (H.L. 1644), Nov. 29, 1644 *HC RG*

HLRO, Main Papers, HL Papers, 7 Nov. 1644 to 4 Dec. 1644

Petition of Ralph Oldham on piece of parchment. Superscription: “To the Right Honorable the Lords Assembled in Parliament”.

21. Petition of David Ramsey (H.L. 1644/5), Jan. 8, 1644/5

HLRO, Main Papers, HL Papers, 1 Jan. 1644/5 to 23 Jan. 1644/5

Petition of David Ramsey on piece of parchment 15½ inches high by 7½ inches wide. Superscription: “To the Honorable the Lords Assembled in the High Court of Parliament”. “Most humbly wants your Lordships’ order for his enlargement”. “And he will ever pray”. Signed.

22. Petition of Peter Alston (H.L. 1644/5), Feb. 13, 1644/5 *HC RG*

HLRO, Main Papers, HL Papers, 10 Feb. 1644/5 to 19 Feb. 1644/5

Petition of Peter Alston on piece of parchment 15½ inches high by 11½ inches wide. Text: 8 inches high by 6½ inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament Assembled”. “The Humble Petition of Peter Alston, Prisoner in Newgate.” “and grant him an order for his enlargement”. “And as in duty bound shall ever pray etc.” Signed.

23. Petition of John Copley (H.L. 1644/45), Feb. 24, 1644/5 *RG*
HLRO, Main Papers, HL Papers, 20 Feb. 1644/5 to 7 Mar. 1644/5

Petition of John Copley on piece of parchment. Superscription: “To the Right Honorable the Lords Assembled in Parliament”.

23. Petition of Col. Peter Stepkin (H.L. 1645), Mar. 29, 1645 *HC RG*

HLRO, Main Papers, HL Papers, 10 Mar. 1644/5 to 31 Mar. 1645

Petition of Peter Stepkin on piece of parchment 14³/₄ inches high by 11¹/₂ inches wide. Text: 7¹/₂ inches high by 5¹/₂ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Peter Stepkin, a Prisoner in the Compter in Wood Street”. “Sheweth”. “give order for his present enlargement”. “And as in duty bound he shall pray etc.” Unsigned.

**24. Petition of Michael Gatward (H.L. 1645), Mar. 29, 1645 *RG*
HLRO, Main Papers, HL Papers, 10 Mar. 1644/5 to 31
Mar. 1645**

Petition of Michael Gatward on piece of parchment 10¹/₂ inches high by 16 inches wide. Text: 10¹/₂ inches high by 8 inches wide. Superscription: “To the Right Honorable the Lords Assembled in the House of Peers in the High Court of Parliament”. “The Humble Petition of Michael Gatward Servant to the Right Honorable Basill Earl of Denbeigh”. “Sheweth”. Seeks enlargement. “And your petitioner shall pray etc.”

**25. Petition of William Wells (H.L. 1645), Apr. 2, 1645
HLRO, Main Papers, HL Papers, 1 April 1645 to 14 Apr.
1645**

Petition of William Wells on piece of parchment 16 inches high by 11³/₄ inches wide. Text: 7³/₄ inches high by 5³/₄ inches wide. Superscription: “To the Right Honorable the House of Peers in Parliament Assembled”. “Humbly Sheweth”. “His humble request that your Lordships would be pleased to send for the said Arnold before your Lordships and to order him to take the said security or to otherwise take order for your

petitioner's discharge out of prison". "And he shall ever pray etc."

26. Petition of Capt. Peter Cannon (H.L. 1645), Apr. 9, 1645

HLRO, Main Papers, HL Papers, 1 April to 14 April 1645
Petition of Captain Peter Cannon on piece of parchment 16 inches high by 12½ inches wide. Text: 7¾ inches high by 5¾ inches wide. "To the Right Honorable the Lords Assembled in Parliament". "The Humble Petition of Captain Peter Cannon". "Sheweth". "Humbly therefore prays your good lordships to give special order for your petitioner's enlargement". "And he shall as in duty bound ever pray for your Lordships etc." Signed.

27. Petition of Edward Herbert (H.L. 1645), Apr. 11, 1645 RG
HLRO, Main Papers, HL Papers, 1 April 1645 to 14 Apr. 1645

Petition of Edward Herbert on piece of parchment 7 inches high by 11¾ inches wide. Text: 7 inches high by 5¾ inches wide. Superscription: "To the Right Honorable the Lords in Parliament Assembled". "The Humble Petition of Edward Herbert Esq." "Sheweth". "to grant him libertie according to the privilege of Parliament to attend his Lordship's affairs". "And he shall pray etc." Signed twice.

28. Petition of Lt. Col. James Acheson (H.L. 1645), Apr. 23, 1645 RG

HLRO, Main Papers, HL Papers, 15 Apr. 1645 to 30 Apr. 1645

Petition of Lt. Col. James Acheson on piece of parchment 11³/₄ inches high by 14³/₄ inches wide. Text: 7³/₄ inches high by 5³/₄ inches wide. Superscription: “To the Right Honorable The Lords Assembled in Parliament”. “The Humble Petition of James Acheson Lt. Col.” “Sheweth”. “humbly prays your Lordships to discharge him out of prison and that he may receive his arrears”. “And your petitioner shall pray etc.” Signed.

29. Petition of John Eaton (H.L. 1645), May 17, 1645 *HC*

HLRO, Main Papers, HL Papers, 1 May 1645 to 17 May 1645

Petition of John Eaton on piece of parchment 8¹/₂ inches high by 12¹/₂ inches wide. Text: 7 inches high by 6¹/₂ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “Sheweth”. “Humbly prayeth . . . before your lordships and that your petitioner may be discharged and returned to his employment.” “And your petitioner shall ever pray”. Signed. Copy.

30. Petition of Benjamin Worsley (H.L. 1645), May 30, 1645

HLRO, Main Papers, HL Papers, 19 May 1645 to 4 June 1645

Petition of Benjamin Worsley on piece of parchment 14¹/₂ inches high by 11¹/₂ inches wide. Text: 7¹/₂ inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords in the High Court of Parliament Assembled”. “The Humble Petition of Benjamin Worsley”. “Humbly Sheweth”. “May it please your lordships”. “Humbly move it may be your

Lordships' pleasure to order . . . or issue out a command for his deliverance". Signed. Copy.

31. Petition of Capt. Edward Trelawney (H.L. 1645), June 14, 1645

HLRO, Main Papers, HL Papers, 5 June 1645 to 23 June 1645

Petition of Edward Trelawney on piece of parchment 8 inches high by 12 inches wide. Text: 8 inches high by 6 inches wide. Superscription: "To the Right Honorable the Lords in the High Court of Parliament Assembled". "The Humble Petition of Capt. Edward Trelawney Prisoner in Newgate". "Sheweth". "He therefore most humbly implores your Lordships that you would be graciously pleased to grant an order to your petitioner for a Habeas Corpus cum causa . . . for his enlargement." "And as in duty bound shall ever pray etc." Signed.

32. Petition of Capt. James Forrett (H.L. 1645), Oct. 13, 1645

HLRO, Main Papers, HL Papers, 25 Sept. 1645 to 13 Oct. 1645

Petition of Capt. James Forrett on piece of parchment 10½ inches high by 16 inches wide. Text: 8 inches high by 7 inches wide. Superscription: "To the Right Honorable the Lords Assembled in Parliament". "The Humble Petition of Capt. James Forrett". "Sheweth". Prays that upon his giving assignments, he may have your order for his enlargement. "And he (as in duty bound) shall ever pray etc." Signed.

33. Petition of Capt. Henry Somarster (H.L. 1646), Apr. 28, 1646

HLRO, Main Papers, HL Papers, 28 Apr. 1646 to 21 May 1646

Petition of Captain Henry Somarster on piece of parchment 15 ½ inches high by 11¾ inches wide. Text: 7½ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Capt. Henry Somarster”. “Sheweth”. Arrears in amount of £800 are due him, but he has been arrested for a small sum in spite of protection from Lord Nicholls. Seeks enlargement and that debts be paid from arrears. “And as in duty bound he shall ever pray etc.” Signed.

**34. Petition of Capt. William Mercer (H.L. 1646), May 1, 1646
HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646**

Petition of Capt. William Mercer on piece of parchment 7½ inches high by 11½ inches wide. Text: 7½ inches by 6 inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Capt. William Mercer”. “Sheweth”. “give order he may be released from his bondage”. “Shall now be duty bound to pray”. Unsigned.

**35. Petition of John Denham (H.L. 1646), May 4, 1646
HLRO, Main Papers, HL Papers, 28 April 1646 to 21 May 1646**

Petition of John Denham on piece of parchment 14½ inches high by 8¾ inches wide. Text: 7½ inches high by 5¾ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “Humbly Showing”. “your

lordships will order a habeas corpus to bring him with his causes before your Lordships to be discharged according to former precedents”. “And your petitioner shall humbly pray etc.” Signed.

Annexures: Cases of Robert Walsh and Agmondisham Pickayes.

**36. Petition of Capt. Peter Cannon (H.L. 1646), May 23, 1646
RG**

HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646

Petition of Capt. Peter Cannon on piece of parchment 16 inches high by 12 inches wide. Text: 8 inches high by 6 inches wide. Superscription: “To the Right Honorable the House of Peers in Parliament Assembled”. “The Humble Petition of Capt. Peter Cannon”. “HUMBLY SHEWETH”. “The premises considered, the petitioner humbly prays your honors to be pleased to direct your Lordships’ order to the Sheriff of London for your petitioner’s enlargement”. Unsigned.

**37. Petition of Capt. Jasper Hartwell (H.L. 1646), June 1, 1646
RG**

HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646

June 1 petition of Captain Jasper Hartwell on piece of parchment 11½ inches high by 14½ inches wide. Text: 11½ inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords and Commons Assembled in Parliament”. “The Humble Petition of Captain Jasper Hartwell.” “Humbly sheweth”. Prays “that he may be released from the present

arrest and imprisonment until such time as he can receive his arrears”. “And he shall ever pray etc.” Signed.

**38. Petition of Capt. Lysent Lloyd (H.L. 1646), June 2, 1646 *RG*
HLRO, Main Papers, HL Papers, 22 May 1646 to 2 June 1646**

Petition of Capt. Lysent Lloyd on piece of parchment 13 inches high by 11½ inches wide. Text: 7¼ inches high by 6½ inches wide. Superscription: “To the Right Honorable the Peers Assembled in Parliament”. “The Humble Petition of Capt. Lysent Lloyd”. “Sheweth”. “order for his enlargement” “And your petitioner will pray etc.” Unsigned.

39. Petition of Lt. Col. Edward Allen (H.L. 1646), Aug. 13, 1646 *RG*

HLRO, Main Papers, HL Papers, 13 Aug. 1646 to 30 Aug. 1646

Petition of Lt. Col. Edward Allen on piece of parchment. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Lt. Col. Edward Allen”. “Humbly Showeth”. “to grant order for his enlargement”. “And he shall ever pray etc.” Unsigned.

40. Petition of Lt. Col. Edward Allen (H.L. 1646/7), Mar. 19, 1646/7 *HC RG*

HLRO, Main Papers, HL Papers, 11 Mar. 1646/7 to 23 Mar. 1646/7

Petition of Lt. Col. Edward Allen on piece of parchment 13½ inches high by 12 inches wide. Text: 7 inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords

in Parliament Assembled”. “The Humble Petition of Lt. Col. Edward Allen”. “Sheweth”.

HLRO, Main Papers, HL Papers, 24 Mar. 1646/7 to 6 April 1647

Petition of Lt. Col. Edward Allen on piece of parchment. Superscription: “To the Right Honorable Lords in Parliament Assembled”. “The Humble Petition of Lt. Col. Edward Allen”. “Sheweth”. Arrested for debt, discharged by House of Lords, but now rearrested by same creditor. Prays discharge and not to be further molested till £800 arrears paid. Not signed. Edward Allen filed his previous petition on Aug. 13, 1646.

41. Petition of Col. Randall Mainwaring (H.L. 1647), May 5, 1647 *HC*

HLRO, Main Papers, HL Papers, 27 Apr. 1647 to 6 May 1647

Petition of Col. Randall Mainwaring on piece of parchment 12 inches high by 16 inches wide. Text: 6 ³/₄ inches high by 8 inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Randall Mainwaring, Col.” “Sheweth”. “for his enlargement”. “And your petitioner shall ever pray, etc.” Signed.

42. Petition of John Donne (H.L. 1648), June 14, 1648

HLRO, Main Papers, HL Papers, 8 June 1648 to 22 June 1648

Petition of John Donne on piece of parchment 15¹/₂ inches high by 12¹/₂ inches wide. Text: 7³/₄ inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords in Parliament Assembled”. “The Humble Petition of John

Donne". "Humbly Sheweth". Arrested contrary to privilege of Parliament. "And your petitioner shall ever pray etc." Signed.

**43. Petition of Capt. John Jessopp (H.L. 1648), June 17, 1648
*HC RG***

HLRO, Main Papers, HL Papers, 8 June 1648 to 22 June 1648

Petition of Capt. John Jessopp on piece of parchment 12½ inches high by 15½ inches wide. Text: 6¾ inches high by 6¾ inches wide. Superscription: "To the Right Honorable the Lords Assembled in Parliament". "The Humble Petition of Capt. John Jessopp". "Sheweth". John Jessopp lost considerable estates (real property and personal property) by the late rebellion in Ireland, for which he is due £600 in arrears. Now arrested for small sum by Percevall Ebbotson and remains a prisoner in Newgate. Seeks discharge in accordance with annexed precedent. "that your petitioner may be released of his imprisonment". "And your petitioner shall ever pray etc." Signed.

44. Petition of Stephen Pacye (H.L. 1648), June 20, 1648 *RG*

HLRO, Main Papers, HL Papers, 8 June 1648 to 22 June 1648

Petition of Stephen Pacye on piece of parchment 16 inches high by 12½ inches wide. Text: 9½ inches by 5½ inches wide. Superscription: "To the Right Honorable the House of Peers Assembled in Parliament". "The Humble Petition of Stephen Pacye". "HUMBLY SHEWETH". Capt. Bushell being in London by order of House of Commons concerning the surrender of Isle of Lundy and having His Excellency's pass and

protection, was arrested at suit of one Snellock and forced to give bail for his appearance. Petitioner, with others, became bail for him and he not appearing, Snellock caused petitioner to be arrested, notwithstanding His Excellency wrote to him to forbear. Seeks discharge. "And your petitioner shall ever pray etc." Signed.

A second petition of Stephen Pacye.

**45. Petition of Capt. Bestmey Mason (H.L. 1648), Nov. 7, 1648
*HC RG***

HLRO, Main Papers, HL Papers, 4 Nov. 1648 to 15 Nov. 1648

Nov. 7 petition of Capt. Bestmey Mason on piece of parchment 15 inches high by 11½ inches wide. Text: 7½ inches high by 6½ inches wide. Superscription: "To the Right Honorable the House of Peers". "The Humble Petition of Capt. Bestmey Mason". "Humbly sheweth". Seeks the House of Lords "to grant him an order for a Habeas Corpus for freeing him". "And your petitioner shall ever pray etc." Signed.

Nov. 13 petition of Capt. Bestmey Mason (duplicate of Nov. 7 petition).

**46. Petition of Lt. James Lomax (H.L. 1648), Nov. 14, 1648 *RG*
HLRO, Main Papers, HL Papers, 4 Nov. 1648 to 15 Nov. 1648**

Petition of James Lomax on piece of parchment 15½ inches long by 11½ wide inches. Text: 7 inches high by 10 inches wide. Superscription: "To the Right Honorable the Lords in Parliament Assembled". "The Humble Petition of James Lomax, Prisoner in the Gatehouse, Westminster". "Humbly

Sheweth”. “for order that your petitioner may be released from his restraints”. “And he shall ever pray etc.” Signed.

47. Petition of John Appleton (H.L. 1648), Nov. 16, 1648

HLRO, Main Papers, HL Papers, 16 Nov. 1648 to 28 Nov. 1648

Petition of John Appleton on piece of parchment 15¼ inches high by 12 inches wide. Text: 7¾ inches high by 6¼ inches wide. Superscription: “To the Honorable the Lords Assembled in Parliament”. “The Humble Petition of John Appleton, Doctor of Physick”. “Sheweth”. “order for his present enlargement . . . or to some foreign country”. “And your petitioner shall ever pray etc.” Signed.

**48. Petition of Col. William Herbert (H.L. 1648), Nov. 11, 1648
*RG***

HLRO, Main Papers, HL Papers, 16 Nov. 1648 to 28 Nov. 1648

Petition of Col. William Herbert on piece of parchment 16 inches high by 12 inches wide. Text: 8½ inches high by 6½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Col. William Herbert”. “Humbly sheweth”. Signed.

49. Petition of Col. Arthur Hill (H.L. 1648), Dec. 20, 1648 *RG*

**HLRO, Main Papers, HL Papers, 30 Nov. 1648 to 1648
(undated)**

Petition of Col. Arthur Hill on piece of parchment 13½ inches high by 18 inches wide. Text: 13 inches by 8¾ inches wide. Superscription: “To the Right Honorable the Lords in the

High Court of Parliament Assembled”. “The Humble Petition of Col. Arthur Hill”. “Humbly sheweth”. “to grant him his present release from the said arrest”. “And he shall ever pray etc.” Signed.

50. Petition of Capt. John Walker (H.L. 1648)

HLRO, Main Papers, HL Papers, 30 Nov. 1648 to 1648 (undated)

Petition of Captain John Walker on piece of parchment 15 inches high by 11 inches wide. Text: 7½ inches high by 7 inches wide. Superscription: “To the Right Honorable the Peers Assembled in Parliament”. “The Humble Petition of Captain John Walker, Sometimes Scoutmaster to General Sir William Brereton”. “Sheweth”. “may be released from his imprisonment”. Unsigned.

Editor’s Note: The House of Lords was abolished from Feb. 6, 1648/9 to the Restoration in 1660.

Restoration Period (Charles II)

51. Petition of Thomas Weaver (H.L. 1660), June 1, 1660

HLRO, Main Papers, HL Papers, May (undated 1660) to 11 June 1660

Petition of Thomas Weaver on piece of parchment 10 inches high by 7¼ inches wide. Text: 10 inches high by 7¼ inches wide. Superscription: “To the Right Honorable the House of Lords of Parliament”. “Humbly sheweth”. Unsigned.

Note: June 1. Petition of Thomas Weaver, merchant, complains that he has been arrested, and is now imprisoned in

the Poultry Compter at the unjust suit of Thomas Hayes and others, and being a stranger is unable to procure bail. Prays for his enlargement. HMC 7th 93

52. Petition of Thomas Weaver (H.L. 1660), June 13, 1660

HLRO, Main Papers, HL Papers, 13 June 1660 to 23 June 1660

Petition of Thomas Weaver on piece of parchment 7½ inches high by 11 inches wide. Text: 7¼ inches high by 9½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Thomas Weaver”. “Humbly sheweth”. Seeks to have Hayes summoned before their Lordships “to show just cause for my imprisonment.” “to do me all the justice you can for my enlargement”. “And your poor prisoner shall ever pray etc.”

53. Petition of Roger Portington (H.L. 1660), June 26, 1660

HLRO, Main Papers, HL Papers, 25 June 1660 to 2 July 1660

Petition of Roger Portington on piece of parchment 12 inches high by 15 inches wide. Text: 10 inches high by 7½ inches wide. Superscription: “To the Right Honorable the Lords Assembled in Parliament”. “The Humble Petition of Roger Portington, a Prisoner in execution in the King’s Bench”. “Most humbly sheweth”. “will please to discharge the petitioner from his imprisonment or otherwise grant such relief therein”. Unsigned.

54. Petition of Richard Mason (H.L. 1667/8), Feb. 13, 1667/8 *HC RG*

HLRO, Main Papers, HL Papers, 13 Nov. 1667 to 29 Feb. 1667/8

Petition of Richard Mason on piece of parchment 9 inches high by 13½ inches wide. Text: 9 inches high by 6¾ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Richard Mason”. “Sheweth”. “contrary to privilege of Parliament”. “humbly prays that your Lordships will be pleased to grant an order to the sheriffs of the City of London commanding them to set your petitioner at liberty from his imprisonment”. “And your petitioner shall ever pray etc.” Dated Feb. 12, 1667. Signed.

**55. Petition of Henry Killigrew (H.L. 1679), Apr. 26, 1679 *RG*
HLRO, Main Papers, HL Papers, 20 April 1679 to 4 May 1679**

Petition of Henry Killigrew on piece of parchment 11½ inches high by 15 inches wide. Text: 9½ inches high by 10¾ inches wide. Superscription: “To the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Henry Killigrew One of His Majesty’s Grooms of the Bedchamber”. “Showeth”. “That your petitioner contrary to the privileges of this Honorable House is arrested without cause given.” “May it therefore please your Lordships to order your petitioner’s release”. “And he shall ever pray etc.” Signed.

**56. Petition of Sir James Butler (H.L. 1680), Nov. 10, 1680 *RG*
HLRO, Main Papers, HL Papers, 10 Nov. 1680 to 21 Nov. 1680**

Petition of Sir James Butler on piece of parchment 14½ inches high by 11½ inches wide. Text: 12¼ inches high by 8¾ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Sir James Butler”. “Humbly Sheweth”. “a breach of the privilege of the King and Queen's majesties and of your Lordships in Parliament”. “your petitioner humbly prays your Lordships’ justice in discharging him from his present imprisonment”. “And your petitioner shall ever pray”. Signed.

Reign of William and Mary

**57. Petition of Peter Stepkin (H.L. 1690), Dec. 16, 1690 RG
HLRO, Main Papers, HL Papers, 6 Dec. 1690 to 23 Dec. 1690**

Petition of Peter Stepkin on piece of parchment 15 inches high by 11½ inches wide. Text: 7½ inches high by 6 inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Peter Stepkin, Esq.” “Sheweth”. “humbly beseech your Lordships to afford your petitioner such relief as your Lordships have done in like cases”. “shall pray”. Signed.

**58. Petition of James Cockayne (H.L. 1691), May 26, 1691 RG
HLRO, Main Papers, HL Papers, 26 Nov. 1690 to 22 Oct. 1691**

Petition of James Cockayne on piece of parchment 12 inches high by 16½ inches wide. Text: 12 inches high by 8½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The

Humble Petition of James Cockayne". "Sheweth". Petitioner was arrested and detained "in manifest breach of Privilege of this House". "prays for your Lordships' order for his release". "And your petitioner shall ever pray etc." Signed.

Notation on side margin of petition: "read 26 May 1691 and be discharged".

59. Petition of Robert FitzGerald (H.L. 1692), Nov. 9, 1692 RG HLRO, Main Papers, HL Papers, 4 Nov. 1692 to 17 Nov. 1692

Petition of Robert Fitzgerald on piece of parchment 11 inches high by 16 inches wide. Text: 9¼ inches high by 8 inches wide. Superscription: "To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled". "The Petition of Robert Fitzgerald". "Sheweth". Petitioner was arrested two months ago during privilege of Parliament. Petitioner seeks to be "set at liberty". "And your petitioner shall ever pray etc." Signed.

Notation on reverse side of petition: "Nov. 22, 1692 discharged".

60. Petition of William Killigrew (H.L. 1692), Nov. 14, 1692 RG HLRO, Main Papers, HL Papers, 4 Nov. 1692 to 17 Nov. 1692

Petition of Henry Killigrew on piece of parchment 9 inches high by 14 inches wide. Text: 9 inches high by 7 inches wide. Superscription: "To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled". Petitioner wants Lords to relieve him herein, by supporting the privilege of His Majesty's servants.

Notation on side margin of petition: “Made Nov. 14, 1692 now Nov. 22, 1692 be discharged”.

**61. Petition of Thomas Waller (H.L. 1692), Dec. 10, 1692 *RG*
HLRO, Main Papers, HL Papers, 8 Dec. 1692 to 12 Dec.
1692**

Petition of Thomas Waller on piece of parchment 12 inches high by 17 inches wide. Text: 12 inches high by 8½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Thomas Waller Esq.” “Sheweth”. “arrested during the time of the privilege of Parliament”. “depriving him of the Privilege of Parliament”. “incapable of attending his said duty”. “to grant him his discharge”. “And your petitioner shall ever pray etc.” Signed.

Notation on margin of folded side of petition: “read 10 Dec. 1692 and referred to Committee for Privileges”. “21 Dec. . . . be discharged”.

**62. Petition of John Harrington (H.L. 1692), Dec. 30, 1692 *RG*
HLRO, Main Papers, HL Papers, 29 Dec. 1692 to 3 Jan.
1692/3**

Petition of John Harrington on piece of parchment 14 ½ inches high by 11¾ inches wide. Text: 7 inches high by 6 inches wide. Superscription: “To the Most Honorable the Lords Spiritual and Temporal in this Present Parliament Assembled”. “The Humble Petition of John Harrington Esq.” “Sheweth”. “Contrary to the Ancient Rights and Privileges of Parliament.” Petitioner seeks discharge from imprisonment. “And your petitioner shall ever pray”. Signed.

Notation on reverse side of petition: “read 30 December 1692 and discharged”.

**63. Petition of William Laycock (H.L. 1692/3), Feb. 17, 1692/3
RG**

**HLRO, Main Papers, HL Papers, 7 Feb. (continued) 1692/3
to 18 Feb. 1692/3**

Petition of William Laycock on piece of parchment 16 inches high by 14½ inches wide. Text: 16 inches high by 8½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of William Laycock Esq.” “Sheweth”. “Forasmuch as all these proceedings are in violation of the Honor, Rights, and Privileges of Parliament”. “will be pleased to grant unto your petitioner your Lordships’ order directed to the Marshal or Keeper of the said prison requiring him forthwith to discharge your petitioner out of custody as is usual and as your Lordships have in your great wisdom and justice been pleased to grant this session to other Gentlemen of the same quality and under the same circumstances as your petitioner”. “And your petitioner will ever pray etc.” Signed. Copy.

Notation on reverse side of petition: “Read 17 Feb. 1692 and be discharged”.

**64. Petition of Marke Smith (H.L. 1692/3), Feb. 18, 1692/3 RG
HLRO, Main Papers, HL Papers, 7 Feb. (continued) 1692/3
to 18 Feb. 1692/3**

Petition of Marke Smith on piece of parchment 13 inches high by 17 ½ inches wide. Text: 13 inches high by 8½ inches

wide. Superscription: "To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled". "The Humble Petition of Marke Smith". "Sheweth". "to grant your order for your petitioner's discharge". "And your petitioner shall ever pray etc." Signed.

Notation on reverse side of petition: "read 18 February 1692".

**65. Petition of Sir John Ashfeild (H.L. 1692/3), Feb. 21, 1692/3
RG**

HLRO, Main Papers, HL Papers, 20 Feb. 1692/3 to 7 Nov. 1693

Petition of Sir John Ashfeild on piece of parchment 11½ inches high by 15 inches wide. Text: 9 inches high by 7¼ inches wide. Superscription: "To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled". "The Humble Petition of Sir John Ashfeild, Bart." "Sheweth". "this being done in time of the sessions of Parliament, contrary to the ancient privileges, that your Lordships will be pleased to order his discharge out of confinement." "And your petitioner shall ever pray etc." Signed.

Notation on the side margin of the petition: "read on 21 February 1692 and discharged".

66. Petition of Robert Hargrave (H.L. 1692/3), Mar. 4, 1692/3

Petition of Robert Hargrave on piece of parchment 8½ inches high by 14 inches wide. Text: 8½ inches high by 7 inches wide. Superscription: "To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled". "The Humble Petition of Robert Hargrave, Esq." "Sheweth".

Arrested within time of privilege of Parliament. Seeks “liberty and discharge out of prison”.

Notation on side margin of petition: “referred to the Comm for Privs: 4 March 1692”.

67. Petition of Peers Mauduit (H.L. 1693), Nov. 14, 1693 RG HLRO, Main Papers, HL Papers, 14 Nov. 1693 to 7 Dec. 1693

Petition of Peers Mauduit on piece of parchment 16 inches high by 11½ inches wide. Text: 8 inches high by 6½ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Peers Mauduit”. “Sheweth”. “during privilege of Parliament was arrested and detained from execution of his duty at the suit of Mary Deeble and others”. “to be set at liberty”. “And your petitioner shall ever pray etc.” Signed.

Notation on reverse side of petition:

“Peers Mauduit to be discharged

read 14 Nov. 1693

Nov. 21 resolved and to be discharged”.

68. Petition of Thomas Carter (H.L. 1693), Nov. 22, 1693 HLRO, Main Papers, HL Papers, 14 Nov. 1693 to 7 Dec. 1693

Petition of Thomas Carter on piece of parchment 11½ inches high by 10½ inches wide. Text: 10½ inches high by 7¼ inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Thomas Carter”. “Sheweth”. “will please

to order his discharge”. “And your petitioner shall ever pray”.
Signed.

Reign of William III

69. Petition of Henry Killigrew (H.L. 1695), Dec. 10, 1695

HLRO, Main Papers, HL Papers, 7 Dec. 1695 to 27 Dec. 1695

Petition of Henry Killigrew on piece of parchment 7¾ inches high by 12½ inches wide. Text: 7¾ inches high by 6¼ inches wide. Superscription: “To the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Henry Killegrew”. “Sheweth”. “And your petitioner being the King’s Servant and by that having the privilege of Parliament”. Signed.

Notation on reverse side of petition: “read and dismissed 10 Dec. 1695”.

70. Petition of Thomas Davis (H.L. 1695/6), Mar. 11, 1695/6

HLRO, Main Papers, HL Papers, 10 Mar. (continued) 1695/6 to 31 Mar. 1696

Petition of Thomas Davis on piece of parchment 8½ inches high by 14 inches wide. Text: 8½ inches high by 7 inches wide. Superscription: “To the Right Honorable the Lords Spiritual and Temporal in Parliament Assembled”. “The Humble Petition of Thomas Davis”. “Sheweth”. Seeks discharge. “And your petitioner shall ever pray etc.” Signed.

**Notation on reverse side of petition:
“Read 11 March 1695**

12 March agreed that nothing be done on his petition further”.

**RELIEF GRANTED WITHOUT ISSUANCE
OF WRIT OF HABEAS CORPUS**

James I	02
Charles I	28
Charles II	05
William III	17
TOTAL	52

Grounds for Relief:

Servant:	16	
HM Servant:	18	
Arrears:	15	(14 soldiers, 1 nonsoldier) (1645/6-1648)
Misc.:		
Son of Peer	01	
Fairfax Prot.	01	
Priv. Peerage	01	
TOTAL	52	

Reign of James I

1. Petition of James Bynd (H.L. 1614), May 16, 1614

Servant. Came personally before the Lords (although apparently not by order of House). Discharged.

2. Petition of Edward Terynham (H.L. 1624), May 14, 1624

Servant. A Warrant signed by the Clerk was directed to Serjeant at Arms to bring the body of Edward Terynham

before their Lordships. Brought to bar by the Serjeant at Arms attendant on this Court and discharged.

English Civil War Period

3. Petition of Robert Stevens (H.L. 1641), Nov. 26, 1641, cited in Petition of Thomas Clarke (H.L. 1641), Dec. 3, 1641

Servant. Brought to bar by order of House, and on the next day by order discharged, all without any writ of habeas corpus.

4. Petition of Allan Boteler (H.L. 1641/2), Mar. 4, 1641/2

HerM Servant. Discharged (apparently without being brought to bar of House).

5. Petition of John Pulford (H.L. 1642), Apr. 15, 1642

HM Servant. Discharged (apparently without being brought to bar of House). And this shall be a sufficient warrant. To Sheriff.

6. Petition of Herbert Finch (H.L. 1642), Apr. 28, 1642

HerM Servant. Discharged (apparently without being brought to bar of House).

7. Petition of Ralph Skipworth (H.L. 1642), May 27, 1642

HM Servant. Discharged (apparently without being brought to bar of House).

8. Petition of John Copley (H.L. 1642), Aug. 15, 1642

Servant. Discharged (apparently without being brought to bar of House). Directed to Keeper of Gatehouse.

- 9. Petition of Bartholomew Baker (H.L. 1643), July 22, 1643
Servant. Discharged (apparently without being brought to bar of House).**
- 10. Petition of John Copley (H.L. 1644/5), Feb. 24, 1644/5
Servant. Discharged (apparently without being brought to bar of House).**
- 11. Petition of Michael Gatward (H.L. 1645), Mar. 29, 1645
Servant. Discharged (apparently without being brought to bar of House).**
- 12. Petition of Edward Herbert (H.L. 1645), Apr. 11, 1645
Son of peer and appointed by father to solicit and follow father's affairs. Discharged (apparently without being brought to bar of House).**
- 13. Petition of Lt. Col. James Acheson (H.L. 1645), Apr. 23, 1645
Soldier. Arrears. Discharged (apparently without being brought to bar of House).**
- 14. Petition of Francis Sneesby (H.L. 1645), June 16, 1645
Servant pressed for a soldier. Discharged (apparently without being brought to bar of House).**
- 15. Petition of Capt. Gerrard Booth (H.L. 1645/6), Feb. 4, 1645/6
Soldier. Arrears. Discharged (apparently without being brought to bar of House).**

- 16. Petition of Lt. George Hume (H.L. 1645/6), Mar. 13, 1645/6
Soldier. Arrears. Discharged (apparently without being brought to bar of House).**
- 17. Petition of Maj. Jonathan Newcomen (H.L. 1646), May 2, 1646
Soldier. Arrears. Discharged (apparently without being brought to bar of House).**
- 18. Petition of Capt. Peter Cannon (H.L. 1646), May 23, 1646
Soldier. Arrears. Discharged (apparently without being brought to bar of House).**
- 19. Petition of Capt. Jasper Hartwell (H.L. 1646), June 1, 1646
Soldier. Arrears. Discharged (apparently without being brought to bar of House).**
- 20. Petition of Capt. Lysent Lloyd (H.L. 1646), June 2, 1646
Soldier. Arrears. Discharged (apparently without being brought to bar of House). And this shall be a sufficient warrant.**
- 21. Petition of Lt. Col. Edward Allen (H.L. 1646), Aug. 13, 1646
Soldier. Arrears. Discharged (apparently without being brought to bar of House). Ordered released from imprisonment in The Compter in Wood Street, and this order shall be a sufficient warrant to the Sheriffs of London for the discharging of Mr. Allen upon sight hereof.**
- 22. Petition of Capt. Powell (H.L. 1646), Nov. 26, 1646**

Soldier. Arrears. Discharged from imprisonment (apparently without being brought to bar of House).

23. Petition of Lt. Col. Robert Wilshire (H.L. 1646), Dec. 11, 1646

Soldier. Arrears. Discharged (apparently without being brought to bar of House). And that this order shall be a sufficient warrant

**24. Petition of Robert, Lord Rich (H.L. 1646), Dec. 31, 1646
Privilege of Peerage. Discharged (apparently without being brought to bar of House).**

**25. Petition of Henry Daniell (H.L. 1647), Nov. 18, 1647
Servant. Discharged (apparently without being brought to bar of House).**

**26. Petition of Stephen Pacye (H.L. 1648), June 20, 1648
Bail for Capt. Bushell, concerning the surrender of Isle of Lundy. Discharged (apparently without being brought to bar of House).**

**27. Petition of Col. William Herbert (H.L. 1648), Nov. 11, 1648
Soldier. Arrears. Discharged (apparently without being brought to bar of House).**

**28. Petition of Sir Robert Hannay (H.L. 1648), Nov. 13, 1648
Nonsoldier. Arrears. Discharged (apparently without being brought to bar of House).**

29. Petition of Lt. James Lomax (H.L. 1648), Nov. 14, 1648
Soldier. Arrears. Discharged (apparently without being brought to bar of House).

30. Petition of Col. Arthur Hill (H.L. 1648), Dec. 20, 1648
Soldier. Arrears. Discharged (apparently without being brought to bar of House).

Editor's Note: The House of Lords was abolished from Feb. 6, 1648/9 to the Restoration in 1660.

Restoration Period (Charles II)

31. Petition of William Jones (H.L. 1666), Nov. 22, 1666
Servant. Discharged (apparently without being brought to bar of House). Ordered discharged, and this shall be a sufficient warrant on that behalf. To the Sheriffs of London.

32. Petition of William Baud (H.L. 1666), Nov. 26, 1666
Servant. Brought to bar by jailer and discharged (apparently without being brought to bar of House). And this shall be a sufficient warrant in that behalf.

33. Petition of Robert Meldrum (H.L. 1676/7), Mar. 2, 1676/7
Servant. Discharged (apparently without being brought to bar of House). Ordered discharged, and this Order shall be a sufficient warrant. To the Sheriffs of London and Midd.

34. Petition of Henry Killigrew (H.L. 1679), Apr. 26, 1679

HM Servant. Discharged (apparently without being brought to bar of House). Ordered to be discharged, and this shall be a sufficient warrant in that behalf. To Head Bailiff of the City and all his under officers.

35. Petition of Sir James Butler (H.L. 1680), Nov. 10, 1680

HM Servant. Discharged (apparently without being brought to bar of House).

Reign of William and Mary

36. Reddish v. Ewer (H.L. 1690), Oct. 6, 1690

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from Newgate, according to Privilege of Parliament; and this shall be a sufficient Warrant on that Behalf. To the Keeper of Newgate.

37. Petition of Sir James Caldwell (H.L. 1690), Oct. 13, 1690

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment in King's Bench, and this shall be a sufficient warrant on that behalf.

38. Petition of Peter Stepkin (H.L. 1690), Dec. 16, 1690

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment in Wood Street Compter, and this shall be a sufficient warrant on that behalf. To Keeper of Wood Street Counter.

39. Petition of James Cockayne (H.L. 1691), May 26, 1691

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment, and this shall be a sufficient warrant on that behalf. To the Sheriff of Midd. and to all Gaoles and Keepers of Prisons whatsoever.

40. Petition of Edward Reddish (H.L. 1691), Oct. 6, 1691

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment in King's Bench Prison, and this shall be a sufficient warrant on that behalf. To the Marshal or Keeper of the King's Bench Prison.

41. Petition of Robert Fitzgerald (H.L. 1692), Nov. 9, 1692

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment in King's Bench, and this shall be a sufficient warrant on that behalf. To the Marshal or Keeper of the King's Bench Prison.

42. Petition of William Killigrew (H.L. 1692), Nov. 14, 1692

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment in King's Bench, and this shall be a sufficient warrant on that behalf. To the Marshal or Keeper of the King's Bench Prison.

43. Petition of Thomas Waller (H.L. 1692), Dec. 10, 1692

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment, and this shall be a sufficient warrant on that behalf. To the Master, Marshal, or Keeper of the King's Bench Prison.

44. Petition of John Harrington (H.L. 1692), Dec. 30, 1692

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment, and this shall be a sufficient warrant. To the Master or Keeper of the King's Bench Prison.

45. Petition of William Laycock (H.L. 1692/3), Feb. 17, 1692/3

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment in King's Bench Prison, and this shall be a sufficient warrant on that behalf. To the Marshal or Keeper of the King's Bench Prison.

46. Petition of Marke Smith (H.L. 1692/3), Feb. 18, 1692/3

HM Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment in King's Bench Prison, and this shall be a sufficient warrant on that behalf. To the Marshal or Keeper of the King's Prison.

47. Petition of Sir John Ashfeild (H.L. 1692/3), Feb. 21, 1692/3

HM Servant. Discharged (apparently without being brought to bar of House). Discharged (apparently without being brought to bar of House). Ordered discharged from

imprisonment in King's Bench Prison, and this shall be a sufficient warrant on that behalf.

48. Petition of Peers Mauduit (H.L. 1693), Nov. 14, 1693

HM Servant. Discharged (apparently without being brought to bar of House). Discharged (apparently without being brought to bar of House). Ordered discharged, and this shall be a sufficient warrant on that behalf. To the Sheriffs of London and Midd., the Keeper of Wood Street Compter.

49. Petition of Ezekiel Castenet (H.L. 1693), Dec. 21, 1693

Servant. Discharged (apparently without being brought to bar of House). Ordered discharged.

Reign of William III

50. Petition of John Smith (H.L. 1698/9), Mar. 24, 1698/9

Servant. Discharged (apparently without being brought to bar of House). Ordered discharged from imprisonment, and this shall be a sufficient warrant on that behalf. To the Keeper of the Fleet Prison.

51. Petition of William Phillips (H.L. 1700/1), Mar. 6, 1700/1

Servant. Discharged (apparently without being brought to bar of House). Ordered discharged, and this shall be a sufficient warrant on that behalf. To all Sheriffs, Bailiffs, and other Officers whom this may concern.

52. Petition of Thomas Sheperd (H.L. 1701/2), Jan. 7, 1701/2

Servant. Discharged (apparently without being brought to bar of House). Ordered discharged, and this shall be a sufficient warrant on that behalf. To the Keeper of Gaol or Prison at Maclesfeld.

**HOUSE OF LORDS CASES IN WHICH A WRIT
OF HABEAS CORPUS ACTUALLY ISSUED:
RELIEF GRANTED OR DENIED;
GROUNDS FOR RELIEF**

James I	33	RG: 26
Charles I	25	RG: 18
Charles II	04	RG: 03
Will. III	00	

Total	62	Total: 47
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RG:		47
RD:		03
NOTHING:	12	
TOTAL:		62

Grounds for Relief Granted

Servant:	31	
HM Servant	05	
Misc.		
Arrears	05	
SOP		03
Misc.:		
Broade	01	
Dyke	01	
Crokey	01	
TOTAL	47	

1. **Petition of Thomas Rush (H.L. 1604), Mar. 31, 1604 N**
2. **William Allome (H.L. 1604), Apr. 26, 1604 RD**
3. **Petition of John Piggott (H.L. 1604), May 10, 1604 N**
4. **Petition of Robert Quinell (H.L. 1604), May 15, 1604 N**
5. **Petition of Nicholas Reading (H.L. 1604), May 28, 1604
HMS (Composition)**
6. **Petition of Marmaduke Redmaine (H.L. 1604), June 7,
1604 S**
7. **Petition of Thomas Musgrove (H.L. 1607), March 30, 1607
S**
8. **Petition of Nathaniell Butler (H.L. 1607), May 16, 1607 S**
9. **Petition of John Foster (H.L. 1607), May 20, 1607 S**
10. **Petition of John Danson (H.L. 1607), May 28, 1607 RD**
11. **Petition of William Heylocke (H.L. 1610), May 5, 1610 N**
12. **Petition of William Lodar (H.L. 1610), May 23, 1610 S**
13. **Petition of George Belgrave (H.L. 1614), Apr. 16, 1614 S**
14. **Petition of Sir David Wood (H.L. 1614), May 30, 1614 S**
15. **Petition of Richard Taylor (H.L. 1614), May 31, 1614 S**
16. **Petition of Solomon Browne (H.L. 1620/1), Feb. 23, 1620/1
S**
17. **Petition of John Robinson (H.L. 1620/1) Feb. 26, 1620/1 S**
18. **Petition of Sir Henry Fynes (H.L. 1621), Apr. 26, 1621
HMS**
19. **Petition of Francis Broade (H.L. 1621), Apr. 17, 1621 MISC**
20. **Petition of John Nonne (H.L. 1621), May 12, 1621 S**
21. **Petition of John Nanton (H.L. 1621), May 16, 1621 S**
22. **Petition of Originall Bellamy (H.L. 1621), May 29, 1621
HMS**
23. **Petition of Richard Dyke (H.L. 1621), Nov. 22, 1621 MISC**
24. **Petition of William Cowse (H.L.1621), Nov. 24, 1621 N**

25. Petition of Benjamin Crokey (H.L. 1621), Nov. 26, 1621
MISC
26. Petition of William Whorewood (H.L. 1621), Nov. 30, 1621
S
27. Petition of Henry Lucye (H.L. 1621), Dec. 6, 1621 S
28. Petition of Abraham Watts (H.L. 1621), Dec. 12, 1621 S
29. Petition of George Hume (H.L. 1621), Dec. 17, 1621 S
30. Petition of John Phillipps (H.L. 1623/4), Mar. 5, 1623/4
HMS
31. Petition of Sir Edward Osbaldeston (H.L. 1623/4), Mar. 13,
1623/4 S
32. Petition of Wellsbourne Sill (H.L. 1624), May 14, 1624 S
33. Petition of Richard Culpeper (H.L. 1624), May 28, 1624 S
34. Petition of Francis Browne (H.L. 1626), May 9, 1626 N
35. Petition of Thomas Willoughby (H.L. 1628), Apr. 2, 1628 S
36. Petition of Jeremy Bygatt (H.L. 1628), Apr. 28, 1628 S
37. Petition of Richard Colley (H.L. 1628), Apr. 29, 1628 N
38. Petition of William Brockett (H.L. 1628), May 1, 1628 S
39. Petition of Humphrey Lewes (H.L. 1628), May 3, 1628 S
40. Petition of Culpeper (H.L. 1628), May 23, 1628 N
41. Petition of Robert Yeo (H.L. 1628), May 30, 1628 N
42. Petition of John Coore (H.L. 1628), June 18, 1628 S
43. Petition of Richard Tempest (H.L. 1628), Jan. 27, 1628 S
44. Petition of Robert Walsh (H.L. 1642), Apr. 29, 1642 HMS
45. Petition of Agmondesham Pickayes (H.L. 1642), May 4,
1642 S
46. Petition of William Marsh (H.L. 1642), May 4, 1642 S
47. Petition of Ralph Oldham (H.L. 1644), Nov. 29, 1644 S
48. Petition of Peter Alston (H.L. 1644/5), Feb. 13, 1644/5 SOP

49. **Petition of Col. Peter Stepkin (H.L. 1645), Mar. 29, 1645
SOP**
50. **Petition of John Eaton (H.L. 1645), May 17, 1645 N**
51. **Petition of Col. Symon Rugeley and Col. Lewis Chadwicke
(H.L. 1645), June 7, 1645 ARREARS; SOP**
52. **Petition of Col. Vermuden (H.L. 1645), June 24, 1645 SOP**
53. **Petition of Capt. Trelawney (H.L. 1646), Nov. 3, 1646 N**
54. **Petition of Col. Francis Thompson (H.L. 1646/7), Jan. 29,
1646/7 ARREARS**
55. **Petition of Lt. Col. Edward Allen (H.L. 1646/7), Mar. 19,
1646/7 ARREARS**
56. **Petition of Col. Randall Mainwaring (H.L. 1647), May, 5,
1647 RD**
57. **Petition of Capt. John Jessopp (H.L. 1648), June 17, 1648
ARREARS**
58. **Petition of Capt. Bestmey Mason (H.L. 1648), Nov. 7, 1648
ARREARS**
59. **Petition of George Mangie (H.L. 1666), Dec. 12, 1666 S**
60. **Petition of Richard Mason (H.L. 1667/8), Feb. 13, 16667/8
S**
61. **Petition of John Prosser (H.L. 1669), Oct. 29, 1669 S**
62. **Petition of Elizabeth Harby (H.L. 1670/1), Jan. 27, 1670/1
N**

SUPERSCRPTIONS

To the Lords Spiritual and Temporal in Parliament Assembled

Petition of Henry Killigrew (H.L. 1679), Apr. 26, 1679

Petition of Henry Killigrew (H.L. 1695), Dec. 10, 1695

**To the Right Honorable the Lords Spiritual and Temporal
Assembled in the Upper House of Parliament**

Petition of Humphrey Lewes (H.L. 1628), May 3, 1628

**To the Right Honorable the Lords Spiritual and Temporal in
Parliament Assembled**

Petition of Richard Mason (H.L. 1667/8), Feb. 13, 1667/8

Petition of Sir James Butler (H.L. 1680), Nov. 10, 1680

Petition of Peter Stepkin (H.L. 1690), Dec. 16, 1690

Petition of James Cockayne (H.L. 1691), May 26, 1691

Petition of Robert FitzGerald (H.L. 1692), Nov. 9, 1692

Petition of William Killigrew (H.L. 1692), Nov. 14, 1692

Petition of Thomas Waller (H.L. 1692), Dec. 10, 1692

Petition of William Laycock (H.L. 1692/3), Feb. 17, 1692/3

Petition of Marke Smith (H.L. 1692/3), Feb. 18, 1692/3

Petition of Sir John Ashfeild (H.L. 1692/3), Feb. 21, 1692/3

Petition of Robert Hargrave (H.L. 1692/3), Mar. 4, 1692/3

Petition of Peers Mauduit (H.L. 1693), Nov. 14, 1693

Petition of Thomas Carter (H.L. 1693), Nov. 22, 1693

Petition of Thomas Davis (H.L. 1695/6), Mar. 11, 1695/6

To the Right Honorable the Lords in Parliament Assembled

Petition of Philip Thomas (H.L. 1643), Sept. 20, 1643

Petition of Edward Herbert (H.L. 1645), Apr. 11, 1645

Petition of Col. Symon Rugeley and Col. Lewis Chadwicke (H.L. 1645), June 7, 1645

Petition of Edward Herbert (H.L. 1645), Apr. 11, 1645

Petition of Lt. Col. Edward Allen (H.L. 1646/7), Mar. 19, 1646/7

Petition of John Donne (H.L. 1648), June 14, 1648

Petition of Lt. James Lomax (H.L. 1648), Nov. 14, 1648

To the Right Honorable the Lords Assembled in Parliament

Petition of Thomas and Symon Ostbaldston (H.L. 1642), May 30, 1642

Petition of John Hart (H.L. 1643), Oct. 10, 1643

Petition of Ralph Oldham (H.L. 1644), Nov. 29, 1644

Petition of John Copley (H.L. 1644/5), Feb. 24, 1644/5

Petition of Col. Peter Stepkin (H.L. 1645), Mar. 29, 1645

Petition of Capt. Peter Cannon (H.L. 1645), Apr. 9, 1645

Petition of Lt. Col. James Acheson (H.L. 1645), Apr. 23, 1645

Petition of John Eaton (H.L. 1645), May 17, 1645

Petition of Capt. Henry Somarster (H.L. 1646), Apr. 28, 1646

Petition of Capt. William Mercer (H.L. 1646), May 1, 1646

Petition of John Denham (H.L. 1646), May 4, 1646

Petition of Lt. Col. Edward Allen (H.L. 1646), Aug. 13, 1646

Petition of Col. Francis Thompson (H.L. 1646/7), Jan. 29, 1646/7

Petition of Col. Randall Mainwaring (H.L. 1647), May 5, 1647

Petition of Capt. John Jessopp (H.L. 1648), June 17, 1648

Petition of Col. William Herbert (H.L. 1648), Nov. 11, 1648

Petition of Thomas Weaver (H.L. 1660), June 13, 1660

Petition of Roger Portington (H.L. 1660), June 26, 1660

To the Right Honorable the House of Lords of Parliament

Petition of Thomas Weaver (H.L. 1660), June 1, 1660

To the Right Honorable the Lords in this Present Parliament Assembled

Petition of Lt. Col. Edward Allen (H.L. 1646), Aug. 13, 1646

To the Right Honorable the Lords and Peers Now Assembled in Parliament

Petition of Agmondesham Pickayes (H.L. 1642), May 4, 1642

To the Right Honorable the Lords and Peers of Parliament

Petition of Lt. George Hume (H.L. 1645/6), Mar. 13, 1645/6

To the Right Honorable the House of Peers in Parliament Assembled

Petition of William Wells (H.L. 1645), Apr. 2, 1645

Petition of Capt. Peter Cannon (H.L. 1646), May 23, 1646

To the Right Honorable the House of Peers Assembled in Parliament

Petition of Lt. Col. Robert Wilshire (H.L. 1646), Dec. 11, 1646

Petition of Stephen Pacye (H.L. 1648), June 20, 1648

Petition of Sir Robert Hannay (H.L. 1648), Nov. 13, 1648

To the Right Honorable the House of Peers

Petition of Capt. Bestmey Mason (H.L. 1648), Nov. 7, 1648

To the Right Honorable the Peers Assembled in Parliament

Petition of Capt. Lysent Lloyd (H.L. 1646), June 2, 1646

Petition of Capt. John Walker (H.L. 1648)

**To the Right Honorable the Lords Spiritual and Temporal in
the High Court of Parliament Assembled
Petition of Jeremy Bygatt (H.L. 1628), Apr. 28, 1628**

**To the Right Honorable the Lords Spiritual and Temporal in
the High Court in His Majesty's High Court of Parliament
assembled
Petition of William Cowse (H.L. 1621), Nov. 21, 1621**

**To the Right Honorable the Lords in the High Court of
Parliament Assembled
Petition of Allan Boteler (H.L. 1641/2), Mar. 4, 1641/2
Petition of Herbert Finch (H.L. 1642), Apr. 28, 1642
Petition of Lt. George Hume (H.L. 1645/6), Mar. 13, 1645/6**

**To the Right Honorable the Lords Assembled in the High Court
of Parliament
Petition of Edward Sanderford (H.L. 1642), Aug. 25, 1642**

**To the Right Honorable the Lords in the High Court of
Parliament
Petition of Robert Walsh (H.L. 1642), Apr. 29, 1642**

**To the Right Honorable the Lords in the High Court of
Parliament Assembled
Petition of Peter Alston (H.L. 1644/5), Feb. 13, 1644/5
Petition of Capt. Edward Trelawney (H.L. 1645), June 14, 1645
Petition of Col. Arthur Hill (H.L. 1648), Dec. 20, 1648**

**To the Right Honorable the Lords of the High Court in
Parliament Assembled
Petition of Capt. John Erlysmen (H.L. 1646/7), Mar. 5, 1646/7**

**To the Right Honorable the Lords Assembled in the House of
Peers in the High Court of Parliament
Petition of Michael Gatward (H.L. 1645), Mar. 29, 1645**

**To the Right Honorable the Peers in the High Court of
Parliament
Petition of Joseph Sanders (H.L. 1642), Apr. 1642**

**To the Honorable the Lords Assembled in the High Court of
Parliament
Petition of David Ramsey (H.L. 1644/5), Jan. 8, 1644/5**

**To the Most Honorable the Lords in the High Court of
Parliament Assembled
Petition of John Pulford (H.L. 1642), Apr. 15, 1642
Petition of Benjamin Worsley (H.L. 1645), May 30, 1645**

**To the Most Honorable the Lords Spiritual and Temporal in
this Present Parliament Assembled
Petition of John Harrington (H.L. 1692), Dec. 30, 1692**

**To the Most Honorable the Lords Assembled in the High Court
of Parliament
Petition of Agmondesham Pickayes (H.L. 1642), May 4, 1642**

To the Most Honorable the Lords of the Upper House of Parliament

Petition of William Brockett (H.L. 1628), May 1, 1628

To the Right Honorable Lords and Others for Grievances in this Present Parliament Assembled

Petition of James Cocks (H.L. 1641/2), Mar. 7, 1641/2

To the Honorable the Lords Assembled in Parliament

Petition of John Appleton (H.L. 1648), Nov. 16, 1648

To the Lords Committee for Grievances in the High Court of Parliament

Petition of Robert Yeo (H.L. 1628), May 30, 1628

To the Right Honorable and Right Reverend Father in God John Lord Bishop of Lincoln, Lord Keeper of the Great Seal of England

Petition of Alexander Auchtmouty (H.L. 1624), June 17, 1624

To John Lord Bishop of Lincoln Lord Keeper of the Great Seal

Petition of Sir John Savage (H.L. 1625), Apr. 1, 1625

To the Right Honorable the Lords and Commons Assembled in Parliament

Petition of Capt. Jasper Hartwell (H.L. 1646), June 1, 1646

DATES OF HABEAS CORPUS PETITIONS
FILED WITH THE LORD KEEPER

Petition of Alexander Auchtmouty (H.L. 1624), June 17, 1624

Petition of James Gilbert (H.L. 1624), June 28, 1624

Petition of John Wrenham (H.L. 1624), Nov. 24, 1624

Petition of Bartholomew Giffard (H.L. 1624/5), March 1, 1624/5

Petition of Alexander Stevenson (H.L. 1624/5), Mar. 2, 1624/5

Petition of Arthur Porter (H.L. 1624/5), Mar. 7, 1624/5

Petition of Robert Davison (H.L. 1624/5), Mar. 11, 1624/25

Petition of William Gibbons (H.L. 1625), Mar. 30, 1625

Petition of Thomas Hayne (H.L. 1625), Mar. 30, 1625

Petition of Sir John Savage (H.L. 1625), Apr. 1, 1625

Petition of Giles Thistlethwaite (H.L. 1625), May 11, 1625

Petition of James Everard (H.L. 1625), May 24, 1625

Petition of William Mackreth (H.L. 1625), May 24, 1625

Petition of Anthony Cage (H.L. 1625), May 30, 1625

MISCELLANEOUS

Petition of Thomas Kinge (H.L. 1641) (Aug. 9, 1641)

The Petition of *Thomas Kinge* was read, Servant to His Majesty, complaining “That he was arrested, at the Suit of *John Simes*, by one *Salter* a Serjeant of *The Poultry Compter*, contrary to the Privilege of Parliament:” Hereupon it is ORDERED, That the said *Thomas Kinge* shall be released from his present Restraint or Imprisonment; and that *Simes* and *Salter* be sent for, to appear before this House, to answer the same. 4 JHL 353 (Aug. 9, 1641)