

DL5/24 5 Jas. I 10460 (c. 1608)

*Inter tenentes de Selsyde [qurentes] et tnts de Astwick deff[enden]tes*

Forasmuch as the pls moved this Courte that wheras this matter came to hearinge at their suite and was ordered to a tryall at the Comon lawe wch as this Courte is informed was not soe provided in as the Justices of nisi prius tooke order for that soe manye of the Jurors had not the veiwe (*sic*) of the platiff as was by them appoynted wherupon they moved this Courte for a newe triall wch was ordered to be in such sorte as the former was wth the pls conceived might be preiudiciall to the kings majs title yf the same should passe agaynst them, and yet the boundares of the mores and wastes of the said twoe Lordshippes should not therby come in question wch yf it should fall out for the Complis might doe them litle good And therefore desired to have the matter heard agayne upon the former proofes or ells to be lefte at libertie to take such Courte as they should be advised to by counsell agaynst the defs And for that the Court did not think fitt to heare the matter agayne And therin (?) therfor that mr Shuttleworth whome the title concerned on the defs behalf was wthin age and cometh not to full age till about ij yeares next ensuenge durenge whose nonage the Court thought it not fitt to determyne the matter of the said 2 bounders It is therfore ordered upon the pls....in the presence of the defs Councell that the Iniunction grannted in this Courte for the Complis shalbe dissolved and either ptie to take their remedye as by their Councell they shalbe advysed at Comon lawe

Jo: Breegrave

Xophar [procurator]