of them; here the words spoken in questions
by Sr. John Wentworth and in Counsell by
Sr. John Hollis, may bee very well inter=
preted, that they could have Westons
grand mouth the disgrace of Justice the
point of his last will and Testament, Mr.
Lumsden here gathers proposes of
Westons Arraignment in the Starrcke, rendith
it to say, it intends Reformation thereof
to his Matie which is the most odious
Phantasme that one hee heard of to informe
a King out of so weake a ground &
therein to informe untruly and slande=
rously of the proceeding of so high
Judges of matter of the Crowne crowded
in so ambiguous a mouth and place as
the Guildhall, this was a grayment Error
and assorted ignorance of the truth
and Verritie of the fact, but omnis casti=
gatio debet esse mensurata, but as for
the proceeding with Weston by my Lord
Chiefe Justice, hee had erred in Judgment
if hee had not used some words of ex=
hortation in his owne person, and by some
grave and learned man afterwards
to have drawne Weston to have pleaded
and for the Interrupcion that was made
by him, it was because hee did incerpt
a Judge, during whose speech silence
ought to bee kept. As for the offence
of questioning by a young man who
made this questioning ore tenus, and
know not

know not how to make it warily, and
therefore the more pardonable, and yet
the same is an offence against lawe.
for if men should try offences by the
parties owne speech after the triall, then
lett them get from the barr to the grave
to bee informed of Malefactors in criminall
matters; Sr. John Hollis his offence is
greater, because mee man may delive his
opinion to the judicie of Justice before
or after it is done to the scandall of it
now if Weston here had denyed that
hee had beene guiltie, then perhaps a
common fame could have grounde, that
hee dyed unworthily / The Counsell and
the question both were of curiositie fu
36. E. 3. there was a Statute made
that whosoever did arrest another unjustly,
hee should beare the same punishment if
the partie should have done, if his
accusation had beene true; but this
Statute was before to grie the same
Lex Talionis, and therefore the same
was repealed the yeare following in ye
37. E. 3: but it is still left to the pon=
ishment of Pyne and Ransome, and
therefore this slanderous action of
Sr. Lumsdens, being against the high
a Judge in a matter of so high
a nature deserves the greater punism.
And so hee rewarded with the Pyne and
Imprisonment sett by Sr. Tho: Lake,
Coke Chiefe Justice of the Kings
Benche said, that hee would say of this
business