

feſſed; but by a Bill in Chancery they may recover them: But if once they were poſſeſſed of the Goods, they may have an Action of Treſpaſſ if they are taken away, and recover Damages to the Uſe of the Pariſhioners: They may likewise have an Appeal of Robbery if ſtolen, but they cannot ſell them without Leave of the Pariſh; if they do, the Pariſhioners may chuſe new ones, who may bring an Action of Accompt againſt thoſe who ſold them.

They are choſen by Vertue of the Canon made *Anno 1 Jac.* by the joint Conſent of the Miniſter and the Pariſhioners; and if they cannot agree, then the Miniſter is to chooſe one, and the Pariſh the other; and this is to be done every Year in the *Eaſter Week*, unleſs there is a Cuſtom to the contrary.

If he is choſen by a *Cuſtom*, tho' againſt the Canon, and the Archdeacon ſhould reſuſe to ſwear him, a *Mandamus* will lie to compel him: And if he ſhould reſuſe one who is choſen, and appoint another againſt the Conſent of the Pariſh, the Court of King's Bench will grant a ſpecial Writ of *Mandamus* to the Biſhop to ſwear the Perſon duly choſen, or to ſignify the Cauſe why he doth not.

When he is choſen and hath taken the Oath, he is to ſee that the Pariſhioners come to Church every Sunday and Holy-Day, and muſt preſent to the Ordinary the Names of thoſe who abſent, or levy one Shilling for every Offence.

If he find any Perſons in an Ale-houſe in time of Divine Service, the Forfeiture is 3 s. 4 d. and the Maſter of the Houſe 10 s.

The Churchwardens may bring an Action for defacing a Monument in the Church or Church-yard; and ſo may the Heir by Diſcent; but if any Thing