

carefully to secure all Furniture belonging to the Church, &c. And whether, in the middle of Divine Service, they walk out of the Church to visit Taverns, Alehouses, &c. where Tippling may be used; and to see who are loitering, or exercising any Sports on the Lord's Day.

Precedents for Churchwardens.

THE Churchwardens have no Action at Common Law to recover a Legacy never in their Possession: But for any Goods and Ornaments of the Church, being once in their Possession and Custody, they may maintain an Appeal of Robbery against any one or more Persons that steals them, and an Action of Trespass against him that does, without Right, take them away; even against the Parson or Vicar so offending: And the Damages so to be recovered against such Offenders, shall be converted to the Use of the Parish. But if it so fall out, that those Churchwardens, from under whose Custody the Goods were taken, chance to die before they have brought any such Action, the succeeding Churchwardens have no Right, by Law, to bring an Action for the same Goods.

If a Churchwarden presents, that any Parishioner, certifying his Name, is a Railer, common Disturber, or Sower of Discord among the Neighbours, unless it done in the Church or Churchyard, a Prohibition lies, if the Presentment be made in the Ecclesiastical Court; because it is the Leet, and not the Churchwarden, if the Offence be committed elsewhere, that is to present it.

If any one take the Organs out of the Church, the Churchwardens may bring an Action of Trespass;