

## The Case of Sir John Eliot (March and April 1628)

Walter Yonge, Sir John Eliot, Sir Miles Hobart,  
Sir Peter Heyman, Denzil Holles and Charles I

### Transcript

British Library, Additional MS 35331, ff. 28r–29v

#### 28r

The p[ar]liam[en]t p[ri]soners have bynn div[er]se tymes examined but litle or nothinge cann bee wrested from them./ Fryday the xvijth of m[ar]che the Lordes wente w[i]th a Com[m]ission to examine them *de novo*. Mr Valentyne p[ro]tests hee will answeere nothinge. that soe hee bee not ensnared w[i]th his words.

Mr. Seldon will giue answeere to nothinge but by wrytinge.

S[i]r Io[hn] Elyott replies, what hee did or spake yf yt were in p[ar]liam[en]t hee ought not to bee questioned for yt. yf after hee desires witnesses & a legall tryall.

#### 28v

{gap: elision}

It is saide also that the kinge will seise upon all land morgaged or solde to any w[hi]ch were crowne landes. *dictu[m]* Egidij Carpenter de Lyme PR.

{gap: elision}

#### 29r

There came forth a declaration from the kinge, specifyinge the causes w[hi]ch moved the kinge to dissolve the p[ar]liam[en]t./

Saterday xxviiij.th of m[ar]che 1629.

[*Left margin:* p[ro]clamac[i]ons ] There came out 3. p[ro]clamac[i]ons one for app[re]hendinge of Mr Longe of Wilshire late sherife, & M:r Strode, both p[ar]liam[en]t men. { A seconde p[ro]clamac[i]on was for app[re]hendinge of one Smithe a Iesuite: for whome hath bynn a former p[ro]clamac[i]on halfe a yere since, yt is saide hee was in Courte when the kinge signed the p[ro]clamac[i]on for him att firste. } A thirde p[ro]clamac[i]on p[ro]hibitinge mutteringes concerninge the p[ar]liam[en]t to the disharteninge of m[er]chants to goe on in tradinge.

The same daye the m[er]chantes were before the Lords aboute there Tonnage & Poundage, there answeere was they woulde paye none, because the declarac[i]on reported the last daye in p[ar]liam[en]t, had declared such to bee enemyes to the State that shall paye the same, beinge the remonstrance w[hi]ch S[i]r Iohn Eliott threw out att the dissolution.

The gentlemen of the laste p[ar]liam[en]t are closely imp[ri]soned.

{gap: elision}

Aprill 1629.

The Lorde Treasurer S[i]r Ric[hard] Weston increaseth in favor w[i]th the kinge his is a greate opposite of the Lorde keepers & its sayde that the Keeper was out of his office some 6. or 8. howers, for refusinge to assente to somethinge w[hi]ch was required of him to doe./

{gap: elision}

The Dutche refuse to lende the somes required of them by o[u]r kinge.

{gap: elision}

Others reporte of a peace concluded betweene us and France, but yt may bee coniectured it is given out to encorage o[u]r m[er]chaunts to trade, all trades beinge nowe very deade by meanes of the kinges demaunde of Tonnage & Poundage

## 29v

The examinac[i]ons and answeres of some of the p[ar]liam[en]ts prisoners

S[i]r Peter Hayman./ beinge demaunded wherfor hee reprovved the Speaker in the lower house of p[ar]liam[en]t saith hee was there Speaker & so the servante of the house, and one that ought to have applied [*Left margin: his offence./*] himselfe to the howses com[m]aunds

Mr hollys demaunnded wherfore hee the same morninge that the tumulte was in the house placed himselfe [*Left margin: his offence./*] above div[er]se of the privy councill by the chayre: saith hee did so also att other tymes: and saith hee took yt to bee his due in all places excepte att the councill boade

S[i]r myles hubbart, questioned about the shutting of the dore of the p[ar]liam[en]t howse: saith hee desired to knowe [*Left margin: his offence./*] by what authority hee was examined of actions done in p[ar]liam[en]t w[hi]ch hee thought was w[i]thout p[re]sidente, & noe courte or Com[m]ission coulde tak notice therof. But for answer hee did yt by the com[m]aunde of the howse./ hee beinge (In Iune 1632) travelynge in his coyche betweene Highgate and London, his horses beinge affrighted toke a run[n]inge, hee to p[re]vente danger leapte out of his coyche ag[ains]t a stake & was killed by the run[n]inge over of his coyche:/

S[i]r Jo[h]n Eliott questioned whether hee had not spoken such wordes in p[ar]liam[en]t and shewed forthe such a paper. saith: what hee did & there hee did as a publik man & a member of the howse, where yf hee were questioned hee woulde mak answer & in the meane tyme would not trouble his thoughts about yt./

## Other manuscript witnesses

- Alnwick Castle, MS 543, ff. 1r–82v
- British Library, Additional MS 48054, ff. 85r–87v, 92r–189r
- British Library, Additional MS 70639, ff. 56v–64v
- British Library, Harley MS 39, ff. 375r–382r
- British Library, Harley MS 4619, ff. 180r–204v
- British Library, Harley MS 6846, ff. 233r, 431r, 432r–v
- British Library, Lansdowne MS 491, f. 183v
- British Library, Lansdowne MS 93, ff. 138r–v
- British Library, Additional MS 12511, ff. 76r–108r
- British Library, Additional MS 70639, ff. 56v–64v
- British Library, Harley MS 2217, ff. 88v–101v
- British Library, Harley MS 2234, ff. 245r–277v

- Beinecke Library, Osborn fb220, Vol II, item 3
- Beinecke Library, Osborn fb57, ff. 309–314
- Bodleian Library, MS Perrott 4, ff. 134r–191v
- Bodleian Library, MS Tanner 395, ff. 3r–12v
- Bodleian Library, MS Tanner 72, ff. 331r–332v
- Cambridge University Library, MS Mm.5.1, ff. 74r–93v
- Cambridge University Library, MS Mm.6.57, ff. 120r–124r
- Folger Shakespeare Library, MS V.a.116, ff. 70r–71r, 82r, 83r–118v
- Folger Shakespeare Library, MS V.a.121, ff. 82r–118v
- Houghton Library, fMS Eng 1082, ff. 60r–75r
- Houghton Library, fMS Eng 981, ff. 86v–97r
- Lambeth Palace Library, MS 1252, ff. 62r–132v
- Lambeth Palace Library, MS 4267, ff. 49r–50r
- London Society of Antiquaries, MS 78, ff. 37r–68r
- Lincoln's Inn, Maynard MS 59, ff. 225r–253r
- Longleat House, MS 112, ff. 19–54
- Northamptonshire Record Office, FH82
- Queen's College, MS 121, ff. 322–342
- Suffolk Record Office, B/100/1/35
- Woburn Abbey, MS 23, pp38–43

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<https://mpese.ac.uk/t/EliotCase1629.html>