

The Carrying on the Business of Brewing to the great
Prejudice of the Neighbourhood is Reputed a Common
Nuisance *Rand. lib. 510.*

That the punishment of Common Nuisances, it is said
that a Common Trade is punishable by being put in the
Lucking Stock; and there is no doubt that whoever is
Victor of another Nuisance, may be fined and Imprisoned
Rand. lib. 510. pl. 8. l. 1. ch. 7. § 14. They may may pull
down or otherwise Destroy a Common Nuisance; *Rand.*
lib. 512. And the Author of such a Nuisance may
have Judgment to Remove it at his own cost *Rand.*
lib. 514.

Amoyances to the Interests of particular persons
are not punishable, by a public Prosecution, as
Common Nuisances, but are left to be Redress'd by the
private Actions of the party aggrieved by them
Rand. lib. 52.

Chap. 11.
Of High Crimes and Misdemeanors.

Having gone through the Crimes whereby the Sovereign
Authority, Government and public Peace of the King
are Offended immediately Struck at, I come now to
those which more directly touch private persons.

Book

Book 4.
Of Crimes that directly touch private
persons.

Crimes that directly touch private persons, are com-
mitted either against their Persons, or against their fame
and honour, or against their Estates, goods and possessions.
Crimes and offences committed against the Body concern
either the life, or are those which by the Body is a witness, or
is Maim'd or Maim'd. Crimes against the life do
either take it away, as Homicides; or put it in imminent
Danger, as Swelling, and the giving or decaying a Challenge
to fight. The Body is abused by several kinds of Maiming,
Vices, as Sodomy or Buggery, Incest, Tyranny, Non-Resistance,
Maiming, Bawdry, and Rapes. The Body is Maim'd. Maim-
ment by offences which Mutilation and Maiming
of all which I shall treat in order as they shall
be fit.

Chap. 1.

Concerning Homicides.

Homicides (q. d. Homicidæ) in general is the killing
a Rational Creature by it self or by another. Which Crime
is too frequent in this Degraded age, is fit to be Reckon'd
as a Grievous Offence, and Deadly Sin. — So far as the Com-
mitter Destroys and Defaces the Image of God, *Rob. 1. l. 10.*
Common Wealth of a Member, and the sovereignty of a Subject
and therefore it is punishable not only by the Jewish Law
Gen. 9. l. 17. Lev. 24. 17. Exod. 21. 23. Matth. 26. 52. Lev. 12. 10.
But also by the Laws of all Nations. Some hold it to be
More heinous than Adultery, because it spoils a Person
in the eyes of the Dialogues, and hath been Worn down, fitly Dis-
covered by the finger of God pointing out the offender,
when ordinary Humane Evidence failed.

The Respect of persons is to be had in the punishing
Homicides, Men and Women are treated alike, *Lev. 24. 17.* Poor
Lev. 24. 17. and Corn do fear the Noble and *Exod. 21. 23.*
and poor are to be served with the same Maiming. *3. C.*
de Episc. et d. 17. Gen. 9. 6. Levit. 24. 17. Matth. 26. 52.
The Lord was with King David, that the sword
should never Depart from his thigh for the Murderer