

Milton; Consider Atherton, of Stoughton; Jacob Cushing, Jr., Josiah Lane, and Jonathan Burr, of Hingham.^{6a}

The Clerk. You the prisoners at the bar, these good men, which were last called and do now appear, are those who are to pass between our sovereign Lord the King and you, upon the trial of your several lives; if therefore you will challenge them, or any of them, you must challenge them as they are called to be sworn, before they are sworn, and you shall be heard.

The Jurors being sworn.

The Clerk. Prisoners hold up your hands. Gentlemen of the Jury, look upon the prisoners, and hearken to the charge. Upon each and every of these several indictments the prisoners at the bar have been arraigned, and upon their arraignment have pleaded not guilty, and for trial have put themselves upon God and their country, which country you are, your charge therefore is, to inquire whether they or either of them be guilty of the felony and murder whereof they stand indicted, or not guilty. If they or either of them are guilty, you are to say so; if they or either of them are not guilty, you are to say so and no more. Good men and true, stand together and hearken to your evidence.

Robert Treat Paine⁷ and Samuel Quincy⁸ for the Prosecution.

John Adams,⁹ Josiah Quincy, Jr.,¹⁰ and Sampson Blowers,¹¹ for the Prisoners.

the murder of one Samuel Maverick; and the said Thomas Preston, William Wemms, William M'Cauley, James Hartegan, Hugh White, William Warren, John Carroll, and Hugh Montgomery, for being present, aiding, helping, abetting, and assisting the said Matthew Killroy, to do and commit the felony and murder aforesaid.

And at the same Court the said John Carrol, was indicted for the murder of one James Caldwell; and the said Thomas Preston, William Wemms, William M'Cauley, James Hartegan, Hugh White, William Warren, and Hugh Montgomery, for being present, aiding, helping, abetting, and assisting the said John Carrol to do and commit the felony and murder aforesaid.

And at the same Court the said Hugh White, was indicted for the murder of one Patrick Carr; and the said Thomas Preston, William Wemms, James Hartegan, William M'Cauley, Matthew Killroy, William Warren, John Carrol, and Hugh Montgomery, for being present, aiding, helping, abetting, and assisting the said Hugh White to do and commit the felony and murder aforesaid.

^{6a} Every juryman from the town of Boston being challenged for cause and set aside, there was not an inhabitant of that town on the jury.