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T H E

T R Y A L S

O F

The Persons who Committed the Barbarous and
Inhumane Murther upon the Body of

Thomas Thynn, Esq;

On the 12th of this Instant February, 1681.

Who were Tryed, Cast and Condemned, at the *Sessions*
House in the *Old-Bayly*, on the 28th. of the aforesaid Instant.

Being a True Account of the most material Passages that
happened during the said *TRIALS*.

Together, *With the Particulars of the TRIAL of*
Count Conningmark,

Suspected as the principal Contriver of the said *Murther*, &c.

THE Session of *Oyer and Terminer*, which began on *Fryday* the 24th of this Instant *February*, and continued till the 25th of the same, being Adjourned to the 28th, in order to the Tryal of the Murtherers of *Thomas Thynn*, Esquire; the Bills being found against them at *Hicks's-Hall*, they were this Morning brought to the *Old-Bayley* from the County-Goal of *Newgate*, where they have continued ever since the 13th past; when a while after the Court was sat, they were called to the Bar and Arraigned; Upon which the Jury (Half *English*, and Half *Forraigners*) being Impaneled, were Sworn, and their Indictment Read; the purport of which were as followeth: *viz*: That *George Boroskie*, *Christopher Fratz*, and *Iohn Stern*, as *Actors*, *Aiders*, and *Abetters*, and *Charles Iohn Conningmark*, as *Principal Contriver of the said Murther*.

The Prisoners at the Bar, had (by the Investigation of the Devil, out of their malice afore-thought) Felloniously and Maliciously Conspired the Death of Thomas-

Thynn, Esq; And that they on the 12th of February, in the 34th Year of His Majesty, in the Parish of St. Martins-in-the-Fields, with a certain Gun Charged with Powder and Bullet, shot him in his Coach, giving unto him several wounds, of which he languishing, lived until the 13th. and then dyed of the same, &c.

After the Indictment was Read, the Prisoners pleaded *Not Guilty*, the Count *Conningmark* having made Exceptions against Nineteen or Twenty of the Jury, the Counsel for the King, who where *Sir Francis Withens*, *Sir Francis Winnington*, *Mr. Williams*, and others, opened the heinousness of the Fact, upon which, the Witnesses for the King were called and Sworn, the first being one *William Cole*, Servant to *Squire Thynn*, who Deposed upon Oath, That on Sunday the 12th. of Feb. his Master coming from a Person of Quality, and upon his return as he was coming into the *Pall-Mall*, three Persons rid by the Coach side a while, and then one of them riding before, cryed, a *Halt or Stop*, which was no sooner said, but a *Musquet*

soon was shot into the Coach, and Esquire Thinn cryed out, He was murthered; which the Witnesses hearing, looked back, and saw three Men riding away as fast as possible, the which he pursued till breathless: to the same purpose swore William Elers and another of his Servants; the Chirurgeon being called gave evidence he took Four Bullets out of the Body of the Deceased, which Bullets were produced in Court. Then their Examinations that were taken before Sir John Rishie, and Mr. Justice Bridgman, were produced; which the afore-said Justices swore to. The Substance of which were, that George Boriskie Confessed he shot the Piece into the Coach at the request of Captain Uratz under whom he had served; when on the contrary the Captain confessed that he only took him along with him, as intending to fight Esq; Thinn, and that he carried them so armed to secure his escape if he should kill him; and that he did not bid him shoot: as soon as he said he knew not of the design; but was 10 paces behind the Coach when the Piece went off, upon this the Court asked them what they could object against the Evidence; but in conclusion, they could not deny the fact.

This being over, the Count was brought upon his Tryal, and the Witnesses sworn against him; first, his Brothers Governour related that the Count about three weeks since came into England, and that he went disguised, and had several times shifted his Lodging; and that the Fryday before the Murther was committed, Boroskie the Polander came to his Lodging, and was ordered to be entertained at his Charge, and that on the next day, the Count ordered the Governour to buy him a Sword; which he received the Sunday Morning the Murther was committed.

Frederick Harder, at whose house Uratz was taken, gave Evidence that the Count had lain at his house, and that upon the account of curing the breaking out of heat in his body, for which he had given him Physick; and that the occasion of his so often removing his Lodging, and going by strange names, was because he would not discover himself to such as had formerly known him, lest they should oblige him to drink to his damage. Mr. How-good the Sword-Cutler, swore that the Sword was bought of him which the Polander had; Robert French swore that the Count Lodging (at his house in the Hay-Market, Captain Uratz used to be conversant with him, and come thither often to visit him; the like was attested by Ann. Prince, a servant to the said French: but the Evidence

that came nearest that of Francis Wats, who was retained as his servant, who swore that Boriskie lay at his Masters Lodgings all Saturday night, and on Sunday Morning went thence with Boots under his Arme; and further, that within half an hour after the Murther was done, Uratz came and had discourse with the Count; and that the next Morning the Count forsook his Lodging, and pretending to go for Windsor, as it afterwards appeared by other Evidence; he went to a Sweeds house at Rederiff: and there changing his apparell, took Boat for Gravesend, being three days upon the Water: of which, notice being given to Mr. Gibbons and others, they procured the Records Warrant, and pursued him so swift, that they Landed almost as soon as he, where seizing him, they carryed him before the Mayor, who sent him up by Water with two Files of Souldiers; after he was apprehended, he told them that it would stain his blood, but that one noble Action in Warr or Lodging in a Counterscarp: would obliterate it; and upon Mr. Gibbons his saying that he was suspected of the Contriving the Murther of his very good Master Esquire Thinn, who had been killed basely in his Coach, and that had not Providence prevented it, they had perhaps killed a deare Friend, and Maister meaning His Grace the Duke of Monmouth, he said, he did not think they intended any harm to the Duke.

It was further Sworn, that he should send to the Sweedish Envoy remaining in England, to ask his Advice, whether if for some Affronts that Mr. Thinn had put upon him, he should go about to require Satisfaction of him, how the Laws of England stood in that Case, or to that purpose. To this Evidence he pleaded by his Interpreter, first, That his cause of coming over into England was to buy Horses, and that he had sent over for thht purpose 1000 Pistols; and that he lay disguised upon the account of his Distemper. That Boriskie had been his Uncles and Fathers Groom; and that he sent for him to retain him for his Service: That Uratz had been a Captain under him; that his cause of flying was for fear of being pull'd to pieces by the people upon the Brute that he was concerned in the Murther: After this, the Jury having received their Charge, went out, and after an Hours stay, brought in George Boriskie, Christopher Uratz, and John Stern Guilty of Wilful Murther, who instantly received Sentence of Death: But the Count they Acquitted.

F I N I S.