Twenty second day of December in the year of our Lord Christ one thousand seven hundred & Tenn the feare of God before his Lyes not having, but seduced by the Instigation of the Divell & willi force and Armes & an assault upon the body of a certaine Benjamin Allen a Lad of not more then fifteen years old, in the peace of our said Lady the Queen and in a certain place Called the Town Tayland Kitchin Lost in the City parish & County aforesaid there being felonously did make and the same Benjamin then & there did willi fists and staves beat wound and Killy intreat and then & there forcibly and against the order of nature did attempt and endeavor to aid willi the said Benjamin to have Generall practice, and to Committ and perpetrate the most vile and detestable Sinn of Sodomy and the same Benj. to Bugger and Carnally and Sodomitically to know & other Harms to him did to the great displeasure of Almighty God and against her ma.ties Peace & the forme of the Statute in that Case provided & pullished

W Bladen Quitclaim & Dismiss

On the back of the aforegoing Indictment was thus indorsed viz.

A true bill William Ringgold foreman

Whereupon the said Thomas Macnemara appear according to his recog.ce given last Court in the Sum of one hundred pounds Sterl himself willi James Carroll Lord Anthony Drayton his Surities in fifty pounds Ster. each for his appearance this Court and good behaviour &c

Thereupon the said Tom Bladen her ma.ties said attorny General having showed to the Court the Insufficiency of the bill and it is therefore ordered that the said attorny General prepare one other bill and that the attorny Gen.l proceed no further on the bill aforesaid and that the said Macnemara be discharged from his recog.ce aforesaid having made his appearance thereto:

W.m Her majesty — } Maryland ss. The Jurors for our Sovereigne Lady the Queen that
Tho.s Macnemara — } ss. now of Great Britain &c. to wit John Bozman John Sawyer
Nolley Maddox Edward Veazey Tom Denton Arnold Livey William
Willoughby Tom Stevens James Monat Henry Austin Philemon Armstrong
Vogate Peter Joseph Harrison William Sweatman James Heath Joshua Cecile Paul Bussey
Thos Taylor Patrick Dunlin Thos Polly Thos Hace Tho.s Gray Jonathan Bark and
Thomas Price goods and Chattels unknown Yeoman to speak the truth upon
their Oath present that Thomas Macnemara of St Anns parish in the City of Annapolis
in Anne Arundell County Yeoman otherwise called Thomas Macnemara of the parish City
& County aforesaid &c. the feare of God before his Eyes not having but seduced by the
Instigation of the Divell the twenty second day of December in the year of our Lord
Christ one thousand seven hundred and twenty two force and Armes an assault upon
the body of a certaine Benjamin Allen a Lad of not more then fifteen years old in the
peace of our said Lady the Queen and in a certain place called the Town Tayland Kitchin
Lost in the City parish & County aforesaid then being did make & the same Benj. Allen then
and there with fists and staves did beat wound & Killy intreat and then & there the said
the said Benj. forcibly & against the order of nature did attempt & endeavor carnally to know
and with him the said Benj. to have Generall practice and then & there the said Benj. then
and there to Committ & perpetrate the most vile abhorred & detestable Sodomitically sin
of Buggery to the great displeasure of Almighty God & against her ma.ties peace Crown
& dignity &c. W Bladen Att. Gen.l ulterior sollicitor for our Lady the Queen &c

Willm Hy Reed Lewis Benj. Allen Aly. Poulton Edward Rumney

On the back of the aforegoing Indictment was thus indorsed viz. Bill Vera Jn. Bozman foreman

Whereupon the said Thos Macnemara appeared and thereupon the said Thos Macnemara is
ordered to give recog.ce himself in one hundred pounds Ster. & two sureties in the sum of fifty pounds
Ster. each to appear this day from day to day and stand & abide the judgt of this Court upon the
Indictment aforesaid and good behaviour &c. Whereupon the said Thos Macnemara acknowledged of
himself

himself to owe and stand justly indebted unto our Sovereigne Lady the Queen Anne in the sum of one
hundred pounds Ster. Likewise Dan.l Dulany & James Lloyd Esq.rs of this place & County to
owe and stand justly indebted unto our said Sovereigne Lady Queen Anne in the sum of fifty pounds Ster. a.d
and all of them acknowledge that of the severall premises be levied respectively on their and every
their respective goods or Chattels Lands or Tenements to the use of her ma.ty Queen Anne in case the
said Thomas Macnemara does not appear here from day to day & stand & abide the judgt of this Court
upon the Indictment aforesaid in the meantime be of good behaviour as well towards her said ma.ty & all
other her Liege people &c. — Afterwards in this same Court comes the said Thos Macnemara
in his own proper person & defends the force & injury when &c. & says that he is not guilty of the
Indictment in Manner & form as it is above suppose against him and thereof for trial puts himself upon
the Country — And the said Tom Bladen her ma.ty said attorny General also for her said ma.ty in this behalf
prosecuteth says he is guilty &c. & prays it may be inquired into by the Country likewise — Whereupon by
said Thos Macnemara in his proper person and by relinquishing his abrument in this plea and by him acknowledged
say that he cann in no wise deny the Indictment aforesaid as to the assault only & puts himself in Mercy of the
Court Wherefore it is considered by the Court here this 7 day of October Anno Domini 1712 that the said
Thos Macnemara be fined to our Sovereigne Lady the Queen in the sum of fifteen hundred pounds
of tobacco for the assault aforesaid and be committed of his body goods or Chattels Lands or Tenements &c. and be
kept in Gaol Arrest. And as to the attempt of Buggery & residue of the Indictment aforesaid that he go hereof
Quitt paying fees &c. And thereupon the said Thos Macnemara is discharged from his recog.ce aforesaid

Witnessed

W.m Thomas Bruff — } W.m Macnemara Dep.t
Samuel Wilkes

Att. George Spurr — } 330 sed Vid. & sed
W.m Vincent Beall — } Mary Spurr Ex.x & Att. & sed

Att. Charles Carroll — } 50 sed & sed
James Dysing

Att. Joseph Howard ad W.m Burroughs & Thos Chappell Exr
W.m Robt Wolfe

W.m Henry Carter — } 600 lbs & sed
Att. John Hutchison

Att. Anthony Drew — } replevin
W.m John Browne

Att. Mary Cecile Ex.x Rob.t Cecile & his Cust. sed for Dam. & Att. Ricky
Clo. Tom Code

Att. Tom Lane — } 1 ... 5 ... & sed
Thomas Ricketts Jun.r — } ord. sed & sed

Att. Nic.s Greenbourne & Rach. his wife } 12 Co
Ex.x Robt Prater
W.m Jam.s Phillips Ex.x Jam.s Phillips

W.m David Dennis — } 12 Co
Att. Jn.o Israel ad Deb. non of Edw. Dorsey

W.m Stephen Coston — } Summ.
Jud. Peter Benson & Comfort his Jane Coston Wife

Those above severall actions are continued until next Court

W.m Tom Bladen for her ma.ty — } 200 lbs sed & sed
Att. Wm Ringgold & Edw. Scott Ex.x of Nic.s King — } Judg. & Exec. sed

W.m Att. Hezekiah Linthicum — } 4 lbs & sed
Clo. James Crooke

Att. Geo. Charles Kilbourne — } 4 sed Cost. 500
W.m Daniel Norwood

Att. Micajah Perry & Co — } 220 sed & 710 lbs tobacco & sed
W.m Dan.l Norwood — } mutuly all at Corr

W.m Roger Bradberry & Mary his wife Ex.x & Edw. Mary — } Summ. & Plea
Ad. Jn.o Needler & Eliz. his wife

Att. Jn.o Longsley Esq. — } 111 ... 5 ... & sed
Thomas Macnemara — } Playe & condays

Att. Henry Wharton — } Cos
W.m Henry Lanmor

Att. Jn.o Lettsey Esq. & Dennis Conseadine — } 12 Co
George Walker Esq.

W.m W.m Jn.o Alkey

W.m Marg.t Beach — } 12 Co
Att. Lalla Palmer ad Thos Palmer

Att. Gilb.t Huggerson — } 260 sed & 50 Jug.
W.m Thomas Ricketts

Att. Jn.o Mayhew & Comp. — } 12 Co Cost
Jn.o Coode

Att. Ed. Lane — } 12 Co Cost
The same