637

Her maj^ty } Memd: the said John Rogers sued out her maj^ty's writt of Capt. against the
vs. } humor of wch follows in these words Viz^t:
John Rogers }

Maryland ss: ANNE by the grace of God of Great Britaine France and
Ireland Queen defend^r of the faith &c to our Justices of our peace in the County of Charles to keep
and divers felonys trespasses & misdeeds in the same County committed to hear & determine assigned Greeting We being
willing that all & singular the Judicial presentm^ts and Inquisitions whereby John Rogers of Your
County Gent Stands Indicted or presented before you or any of you should be heard and determined
before the Justices of our prov^cial Court and not elsewhere Command you that y^u have the body of the
said John Rogers by whatsoever name he be called in the same presentm^t or Inquisition as legally as
cause of his Capt. detainer & all things thereunto relating before the Justices of our prov^cial Court to be
held at Annapolis the first tuesday in October next that the Justices of our prov^cial Court may further
proceed therein as to Justice appertaineth and hereof fail not at your peril and have you then there this
writt Witness Tom Holland Esqr Chief Justice of our said Court the 21st day of July Anno Domi 1711

Jo Bale Clk

att: Fol: of ye said Corp. was thus written

July 21st 1711 allowed by Philip Lloyd Justice found as

All which said first tuesday of October to wit the second day of the same month Anno Dom
1711 the Justices of the said County Court in Complyance with the said writt Certifies to the Justices
of her maj^ty prov^cial Court here the following record Viz^t

Charles County ss At a County Court of our Sovereigne Lady Anne by the grace of God of Great
Britaine France and Ireland Queen defender of the faith &c held at Portobacco in said County for
the second tuesday and fourteenth day of the same month in the tenth year of the reigne
of our Lady the Queen Anno Domi 1711 Justices Present

The worship^ll Philip Hoskins Gent Chief Justice
Col^o Wm Herbert } Col^o Robt Gale
Capt. Thos Crabb } Capt. Thos Beall
Gerard Fowke } Edward Howard

Mannering Sheriff

Amongst the record of said Courts proceedings it is Contained Viz^t

Charles County ss Memd: that on the twelfth day of June last by the Oaths of sixteen Jurors was
presented John Rogers Navall officer for taking an obligation of James Debrosse Merchant for
the delivery of sundry goods as one Barrell of sugar and barrell of two Gallons Rum & then
Bushell of salt the 14th day of May last past as a bribe about as a bribe before he would Entrade
Certaine Coop Seal or Consider and the said James Debrosse from now year by the Information of
Mr Dwd Sanders Coaster of ye Debrosse

Jno Stone Foreman

And now here this day Came John Rogers in his proper person to wit the said 14th day August
Found to the Court here but may ye writt of Capt. Corp^s in those words Viz^t

Maryland ss: ANNE by the grace of God of Great Britain France and Ireland Queen defend^r
of the faith &c to our Justices of our peace in ye County of Charles to keep and divers felonys
trespasses and misdeeds in the said County Gaols hear and determine assigned Greeting we
being willing that all & singular the Indicted presentm^ts and Inquisitions whereby John Rogers
of the said County Gent Stands Indicted or presented before you heavy of you should be heard
and determined before the Justices of our prov^cial Court and not elsewhere Command you
that you have the body of the said John Rogers by whatsoever name he be called in the Indictm^t
or presentm^t as legally as the day & cause of his Caption and detainer and all things
thereunto relating before the Justices of our prov^cial Court to behold at Annapolis the first
tuesday of October next that our Justices of our prov^cial Court may further proceed therein
as to Justice appertaineth & hereof fail not at your peril and have you then & there
this writt Witness Tom Holland Esqr Chief Justice of our said Court the 21st day of July
Anno Domi 1711

Jo Bale Clk

July 21st 1711 allowed by Philip Lloyd Just^s found

which said writt being read ordered that the Clk make a transcript of the proceedings
according to the directions of the writt under the seal of the said County wch is accordingly
done

Jno Rogers Clk

Whereupon Wm Bladen her maj^ty's said attorney Gen^ll who for her said maj^ty in this behalf prosecuteth

(prefered)

638

prefered a bill of Indictm^t in the premisses aff^d the tenor of wch follows in those words Viz^t

Maryland ss: October 2^d 1711

The Jurors of our Sovereigne Lady the Queen of Great Britaine &c that now
upon their Oath for our said Lady the Queen present that John Rogers of Charles County Gent
Navall Officer of the district of Potomack Richard Called Jno Rogers of the County aff^d Gentleman
the thirty first day of May in the tenth year of the reigne of our said Lady the Queen &c in the
year of our Lord Christ one thousand seven hundred and eleven at portobacco in Charles County
aff^d then and there being and officiating as Navall Officer of the aff^d district and accordingly
employed by the Honble the Lord Esqr President of her maj^ty's Council within the province
in and about the affairs of our said Lady the Queen Customs and Subsidys in the said district
did then and there Colorliously take and receive from James Debrosse Merch^t then and there
trading within the district aff^d one Obligation from under the hand and Seale of the same
James Debrosse to deliver unto the aff^d John Rogers then and there imployed as aff^d in
about the affairs of our said Lady the Queen Customs in the district aff^d one barrell of
sugar twenty gallons of rum and tenn bushells of salt of the value of twelve pounds
Curr^t money of this province as a bribe recompence or reward before he the said John Rogers
would admit a certain Robt Jarvis Marner in master of the ship Diamond of Norwich
then & there in the said district Contrary to the aff^d James Debrosse to make Entry in the said
port of the same ship in great Contempt of our said Lady the Queen her Crown and dignity
Statute in ye particular of our said Sovereigne Lord Charles the second therefore the Jurors
aff^d pray Judgment against the said John Rogers in this like Case provided &
and that in ye thirteenth & fourteenth year of his Reigne

Wm Bladen Gen^ll for the said Lady the Queen

Witnesses Dwd Sanders - Mr Lewis
Jno Gullrick Mary Gale

On the back of the aforegoing bill was the endorsement

Billa Vera John Hoccanum Foreman

Whereupon the said John Rogers being Called appeared and thereupon the said John Rogers is ordered
to give recognizance in forty pounds sterl^g himself with two sufficient in the sum of twenty pounds
sterl^g for his appearance to answer unto the aff^d Indictm^t & then found and good bond
Whereupon the said John Rogers acknowledge himself to owe & stand Justly indebted unto our Lady
the Queen Anne &c in the sum of forty pounds sterl^g to be levied on his goods and Chattels Lands and tenements
to the use of our said Lady the Queen Anne &c if he shall not make his appearance at the next County Court
to be held for Charles County aff^d and shall not depart the Court without Leave of the Court and
also acknowledge themselves to owe & stand Justly indebted unto our said Lady the Queen Anne &c in the sum of twenty pounds sterl^g
and all of them acknowledge that the said goods and Chattels Lands or tenements of them severall & severally
of their and every of their body & goods and Chattels Lands or tenements to be levied to the use of her said
Majesty her heirs or Successors in Case the said John Rogers do not make his personal appearance
at the next prov^cial Court to be held for this province & Maryland to answer unto the aff^d Indictm^t
against him found and in the meantime be of good behaviour as well towards her said Majesty
all & Singular her liege people &c And thereupon the said John Rogers by his Counsel Mr Gundle
attorney aff^d prays Leave to answer unto the aff^d Indictm^t until the Court sitting for the said
it And the said day is given to Wm Bladen her maj^ty's said attorney Gen^ll who for her said
maj^ty in this behalf prosecuteth also &c

Which said next Court to wit the 2^d day of April Anno Domi 1712 Comes again as well
said Wm Bladen her maj^ty's said attorney Gen^ll who for her said maj^ty in this behalf prosecuteth &c
as the said John Rogers in his proper person who in order his appearance according to the recog
And thereupon the said John Rogers by his attorney aff^d Defendeth the force & injury when &c
saith he is not guilty of the premisses in the Indictm^t aff^d above imposed against him & thereof
for trayall puts himself upon the Country And the said Wm Bladen her said Maj^ty's attorney
Gen^ll &c for her said Maj^ty in this behalf prosecuteth &c doth the like

Thos Gantt and Jno Greenfield

Witness Thos Cornish and Jno Greenfield

Jno Rogers

Witnesses Jno Hoccanum Jno Cadially Cause to come here twelve good & lawful
men of Anne Arundell County that are not Jurors Cadially Cause to come here twelve good & lawful
men of Anne Arundell County that are not Jurors Cadially Cause to come here twelve good & lawful
whomsoever who &c to recognize &c because &c well &c Whereupon said precept the said
sheriff makes return that he has here ready twelve &c as by his precept he was commanded
(to wit) Christopher Vernon John Bowie John Roberts Thos Holmes Tom Orrick Thos
Hockett Tom Gibbens Jacob Young Thos Johnson Jno Collins Henry Carlton Jno
Hawkins Junr who being duly Sworn tried and Sworn to say the truth in the

(premisses)