Eighty & five & the other by her late Majesty Queen Anne in Council in the Year Seven hundred & Nine from all Pretentions to that half of the Peninsula lying towards the Bay of Delaware & the Eastern Sea within which Bounds the Plantation & Lands upon which the Thos. Thomas Rothwell Junr. & Gerard Rothwell &c Dwell & from thence they were Taken & Dragged in a Violent manner as if they had been Male factors are Manifestly known to lye nor is it less certain that the Dwelling Plantation of the Thos. Thomas Rothwell Junr. & Gerard Rothwell lyes Considerable to the Eastward of the Place where the Line will Fall which is agreed to be run by the Thos. Lord Baltimore & the Proprietors of Pensylvania as a Boundary between the Thos. Province of Maryland & the Counties of Newcastle Kent And Sussex on Delaware &c. by their Articles of Agreement between them Made in the Year Seventeen hundred thirty & two which Line is agreed to begin half way across between Cape Henlopen & the Bay of Chesapeak & so to run North up the s.d Peninsula till it Shall so touch the Western Part of the Periphery of the Circle in the s.d Articles Likewise agreed to be run & Marked at the Distance of Twelve English Statute Miles from the Town of New Castle

Wherefore the same Thomas Rothwell Junr. & Gerard Rothwell &c Humbly conceive themselves to be very much Grieved & Oppressed by their being Taken from their Own habitation within the Government of the Proprietors of Pensylvania in Open Defiance of two Solemn Regal Decisions & in Violation of that Agreement made between the Proprietors of Maryland & Pensylvania as aforesd and the Thos. Thomas Rothwell junr. & Gerard Rothwell do further humbly beg leave to Say that they cannot Apprehend it to be Agreeable to the Principles of British Subjects & the Principles of Natural Equity to be called to Answer in the Court of any Subject Whose right is in Question in whose name the Prosecution is Carried on & whose Property is to be tryed but more especially where the Controversy is about the Bounds & Limits of two Provinces Equally Independent of one another Wherefore they Pray to be Relieved from the hardships they Lye under in being Obliged to an Unreasonable Attendance in another Government at a great Expence Seventy Miles from their Own Houses to the Utter ruin of themselves & families they having Nothing but the Labour of their hands to Support them

Thos. Rothwell Junr.
Gerard Rothwell

Which Petition being read & no Plea pleaded to the Information of the Defts. as also James Calder of Counsel for the Thos. Thos. & Gerard Rothwell being by the Court Asked to plead to the Information & refused so to Doe

Whereupon the Thos. Thos. & Gerard Rothwell being Asked what they have to Say why Judgment & upon the Premisses aforesd against them Should not be Given & did alledge nothing more than before they have said

Therefore it is Considered by the Court here this Eighth Day of July Anno Domini Seventeen hundred & thirty five that they the Thos. Thomas & Gerard for the Offence aforesd be fined to his Lordship the Lord Proprietary in the Sum of Ten Pounds Each & that they be Taken &c Whereupon it is ordered that the Thos. Thos & Gerard Enter into Recog.ce in the Sum of Twenty Pound Each for their Keeping the Peace & being of Good behaviour for twelve Months from this Day

Whereupon the Thos. Thomas & Gerard Rothwell Acknowledged themselves

(to)

To owe & Stand Justly Indebted to his Lordship the Lord Proprietary the Sum of Twenty Pound Current money Each and Each now Did pray that the Said Sums Should be Levied on Each of their Bodys Goods or Chattles Lands or Tenements to the use of the Said Lord his heirs & Successors In Case they the Said Thos. & Gerard Rothwell do not keep the Peace & be of Good behaviour as well towards his Lordship as all his Lordships Good People for the Space of Twelve Months from this Day — Ent Rich.d Tilghman Cl.

D The Lord Proprs. } Memorandum / Issued, the Tenour whereof follows in these Words Viz.t
H John Dickenson } Maryland ss.t Charles Absolute Lord & Proprietary of the Province of
Maryland & Avalon Lord Baron of Baltimore &c To Our Justices of
The Peace in Prince Georges County to keep & Divers Felonys Trespasses & Misdeeds in the
Same County Committed to hear & Determine assigned & to Alexander Contee Hoyle Clerk of
the Same County Greeting We for Certain Causes being willing to be Certified of the Record
& Certain Conviction & of John Dickenson for Profanely Cursing & Swearing Contrary to the Act
of Assembly in Such Case made & Provided whereof he is Convicted as it is Said before
You to be by You sent before us Command You that the Record & the s.d Conviction with
Every thing thereunto relating You send in a full & Ample Manner as they now
Remain before You by whatsoever Name the Thos. John Dickenson Shall be Called therein
Under your Seals to Our Justices of Our Provincial Court to be held at Annapolis the third
Tuesday of May &c And this Writ that our Said Justices of Our Said Provincial
Court may do therein that which of Right is to be Done Witness Levin Gale Esqr.
Chief Justice of our Said Provincial Court the 29th. Day of October in the 20th Year of
Our Dominion & Annoq. Domini 1734 — Wm. Ghiselin Cl.
Allowed by me this 28th. Day of Jan.y 1734 — H Clark)

George Dent } On the Back of the Progoing Writ at the time of the
Issuing was this Indorsed Viz.t
This is to Certify that I have Taken a Recognizance in the
Sum of Twenty Pounds Sterl.g from the within Named John
Dickenson with two Sureties to the Lord Proprietary in Case the
Conviction Should be Confirmed and Procedendo Granted.
Geo: Dent

And now here at this Day to wit the 8th Day of July Anno Domini 1735 (And the
Day to which the Court by Adjournment from the Third Tuesday of May by Act of Assembly for
that Purpose made was Adjourned) Comes into this Lordships Court here Daniel Dulany
Esqr his Lordships Attorney Genll & the Justices & Clerk of Prince Georges County in Pursuance
of the Writ aforesd to them Directed make return of the same Writ thereunto Indorsed Viz.t
Prince Georges County ss. These by Certify to the Justices of this Provincial Court
within mentioned that among the Informations made to & the Convictions before
John Beall Junr. Gentn. one of this Lordships the Lord Proprs. Justices of Prince
Georges County Court for Profane Cursing & Swearing to me by him returned

(Under)