and Due proofe against the said Philip Thomas to be made to answer unto the said Lord Propry & upon the premisses &c Dulany

Whereupon the said Philip Thomas by William Cumming his Attorney appears & prays liberty untill next Court to answer to the Information aff. And the same Day is given to the said Daniel Dulany Esq. his Lordships Attorny Generall who &c Also.

At which said next Court to wit the 16th Day of May Anno Dom 1739 Comes again as well the said Daniel Dulany Esq. his Lordships Attorney Generall who &c as the said Philip Thomas by his Attorney aff. And the said Philip Thomas by his said Attorney prays further liberty untill next Court to answer to the Information aff. And the same Day is given to the said Daniel Dulany Esq. his Lordships Attorney Genll. who &c Also.

At which said next Court to wit the 17th Day of October Anno Dom 1739 Comes again as well the said Daniel Dulany Esq. his Lordships Attorney Genll. who &c as the said Philip Thomas by his Attorney aff. And the said Philip Thomas by his said Attorney prays further liberty untill next Court to answer to the Information aff. And the same Day is given to the said Daniel Dulany Esq. his Lordships Attorney Generall who &c Also.

At which said next Court to wit the 15th Day of May Anno Dom 1739 Comes again as well the said Daniel Dulany Esq. his Lordships Attorney Generall who &c as the said Philip Thomas by his Attorney aff. And the said Philip Thomas by his said Attorney prays further liberty untill next Court to answer to the Information aff. And the same Day is given to the said Daniel Dulany Esq. his Lordships Attorney Generall who &c Also.

At which said next Court to wit the 16th Day of October Anno Dom 1739 Comes again as well the said Daniel Dulany Esq. his Lordships Attorney Generall who &c as the said Philip Thomas by his Attorney aff. And the said Philip Thomas by his said Attorney prays further liberty untill next Court to answer to the Information aff. And the same Day is given to the said Dan.l Dulany Esq. his Lordships Attorney Generall who &c Also.

At which said next Court to wit the 20th Day of May Anno Dom 1740 Comes again as well the said Daniel Dulany Esq. his Lordships Attorney Genll. who &c as the said Philip Thomas by his Attorney aff. And the said Philip Thomas by his said Attorney prays further liberty untill next Court to answer to the Information aff. And the same Day is given to the said Daniel Dulany Esq. his Lordships Attorney Generall who &c.

At which said next Court to wit the 21st Day of October Anno Dom 1740 Comes again as well the said Daniel Dulany Esq. his Lordships Attorney Generall who &c as the said Philip Thomas by his Attorney aff. And the said Philip Thomas by his said Attorney saith that he cannot deny but that he is guilty of the facts alledged against him in the Information aff. But says that the said facts in the said Information mentioned (as he alledges) are in no wise Criminal or Offensive & that he is not punishable by any Law for the Same.

Whereupon all & Singular the premisses being by the Court here seen heard fully understood & matures Deliberation thereupon had for that it seems to the Court here that the facts mentioned in the Information aff. are not any ways Criminal.

Therefore it is considered by the Justices here that the said Philip Thomas of the Information aff. be altogether Acquit & that he go thereof without Dayes And thereupon the said Philip Thomas is Discharged paying fees

The Lord Proprietary } Memorand.
ag.t } Thos said Richard Dove Sued out his
Richard Dove ..... } Lordships Writ of Certiorari the Tenour whereof follows in
these words viz.:

Maryland ss. Charles absolute Lord & Propry. of the Provinces of Maryland & Avalon Lord Baron of Baltimore &c To Doct.r William Murray & Barthol.w Emmes Esqrs two of Our Justices of our Peace in the County of Dorchester to Keep and divers Felonies Trespasses & Misdeeds in the County committed to hear & determine Assigned Greeting We being willing that all Presentments Indictments Recognizances & Inquisitions concerning certain Trespasses & Contempts against the form & divers of Our Statutes against freeholds Entries & Detainers & other Articles & Offences whereof Richard Dove of the said County stands indicted or Presented before you as it is said shall be heard & determined before the Justices of Our Provincial Court & not elsewhere We command you that all & Singular the Judgments & Presentments aff. with all things Concerning the same by whatsoever the said Richard Dove is called & reputed under your Seals you send before Our Justices of our Provincial Court to be held at Annapolis the third Tuesday of October next & this Writ that our said Justices of our said Provincial Court may do therein that which of Right ought to be done Witness Leonard Gale Esq. Chief Justice of our said Court the 24th Day of May in the 26th Year of Our Dom.n & Anno Dom 1740. (Tenor fs)

Allowed by me this 24th Day of May 1740 Thos Cuselord Clk
Henry Hooper.

At which said third Tuesday of October being the 21st Day of the same Month Anno Dom 1740 And the Day of the return of the aforegoing Writ the Justices to whom the same Writ was directed make return thereof to the Court here as follows (viz.:) Maryland Dorchester County ss. We the Subscribers two of his Lordships Justices of the peace for the county aff. in Obedience to a Writ of Certiorari hereto annexed to us directed do here by certify that upon Thursday the 28th of August 1735 at Wakefield in St. Mary White Chapel Parish in the aff. County the Inquisition hereunto annexed at Suit of the Right Honourable the Lord Propry. was taken before us & that upon the Jury finding Richard Dove Guilty as set forth in the same Inquisition & by us Charged with the same did confess the same & say he was thereof Guilty in manner & form as therein alledged Upon which he was fined by us five Shillings Currency which fine he paid the Sheriff & Restitution awarded John Harris, Our precept to the Sheriff & the Inquisition with the Writ of Certiorari to us directed are hereunto annexed under our hands & Seals this tenth Day of October Anno Dom 1740 Wm Murray (Seal)
Bartl. Emmes (Seal)

Which said Inquisition mentioned in the aforegoing return follows in these Words viz.:

Dorchester County ss.

An Inquisition taken for the Right Honourable the Lord Propry. at Wakefield in Dorchester County the twenty eighth Day of August in the Year of Our Lord Seventeen hundred & thirty five by the Oath of Charles Dickenson John Nicolls John Andrew Tho.s Clark

(George)