April Term 1742.

Robert Roberts Samuel Weeks William Brown Charles Hynson & John
Good & lawfull men of the County af. then & there Sworn & Charged to enquire for the
same Lord Proprietary & the body of the County af. the same Bowles Green by the
name of Bowles Green late of Kent County Planter was Indicted for the Felony af. which
Indictment followeth in these Words, to wit. The Jurors for the Right Honourable the Lord
Prop.r of that now is for the body of Kent County upon their Oath do present that Bowles
Green late of Kent County Planter the first Day of March Anno Domini Seventeen
hundred & thirty Eight with force & Arms at the County af. six tame Geese of the price of twenty
pounds of Tobacco each Goose of the Goods & Chattles of Certain Nathaniel Cowley then & there
being found then & there feloniously stole took & bore away against the Peace &c. Against
the form of the Act of Assembly in such case made & Provided &c. Whereupon Command
was given to the Sheriff of the County af. that he should take the same Bowles to Answer &c.
And afterwards to wit the af. twentieth Day of March Anno Domini Seventeen hundred &
thirty & Eight af. at the County Court af. held at Chester Town in the same County before the
af. James Harris Esq.r & his Associates the Peace in the same County to keep & divers
Trespasses Felonies & other misdoings within the same County perpetrated to hear and
determin assigned the same Bowles under the Custody of the Sheriff of the County af. by the
Occasion af. to the Barr there was brought & then & there was committed to the same
Sheriff af. & immediately of the Felony af. in the Indictment last mentioned above
specified was asked by the same Court whom he would be acquitted the same Bowles then
said that he was not there of Guilty & there of of God & evil did put himself upon the Country
And thereupon by the Court af. then & there the Sheriff of Kent County af. was Commanded
that he should immediately cause to come a Jury before the Justices af. there & the Jurors
of that Jury by the Sheriff af. returned & impannelled to wit William Hynson Robert
Lusby Nicholas Massey Nicholas Vansant Martin Potter Francis Barney Bulman
Medford Isaac Freeman Morgan Hart John Clove John Smith & Benjamin Weeks
being exacted came who the truth of & upon the Premisses to Say being elected tryed &
Sworn then upon their Oath did Say that he the same Bowles was Guilty of the Felony
af. in the Indictment af. last mentioned named in manner & form as by the same
Indictment was Alledged as by the Record thereof in its full force strength & Effect
now being & amongst the Records of the af. County Court before the Justices of the same
Court at Chester Town af. remaining among other things in the same Records mentioned
fully appeareth and this he is ready to Verify wherefore he prays Judgment if he to
the same Felony of which he hath been already once convicted to Answer ought to be
compelled with this that the same Bowles will verify that the same Bowles Green in the
af. first mentioned Indictment named & Bowles Green in the af. last mentioned Indictm.
in the County Court af. remaining & in form af. convicted is one & the same person & not
other or different and that the af. Felony in the af. first mentioned Indictment & the af.
Felony in the af. last mentioned Indictment whereof the same Bowles in form af. hath
been Convicted one & the same Felony & not other or different and that the six tame
Geese in the af. first mentioned Indictment & the af. six tame Geese in the af. last
mentioned Indictment for the stealing whereof the same Bowles was in form af. convicted
are the same tame Geese & not other or different & that the af. Nathaniel Cowley in
the af. first mentioned Indictment named as owner of the six Geese therein mentioned
& the af. Nathaniel Cowley in the af. last mentioned Indictment named as owner of the
af. six Geese for the stealing whereof the af. Bowles in form af. was convicted is one
& the same person & not other or different &c.

And Daniel Dulany Esq.r his Lordships Att.y General who for his said Lordship in
(this)

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this behalf Prosecuteth Says that he by anything by the af. Bowles Green in manner & form
af. above by pleading alledged ought not to be precluded from Exhibiting the Indictment af.
thereof against him the said Bowles Green because he Says that the Plea af. contains not in itself
sufficient matter in the Law to preclude the af. Att.y Gen.l who &c. from Exhibiting the Indictment
af. thereof against him the said Bowles Green to which said Plea the af. Att.y Gen.l who &c. is
not necessitated nor by the Law of the Land in any wise bound to answer and this he is ready
to Verify Wherefore in default of a Sufficient Plea in this behalf the same Att.y Gen.l who &c.
prays that the said Bowles Green to the Indictment af. may answer.

And the af. Bowles Green saith that the Plea af. by him the said Bowles in manner
& form af. above pleaded & the matter in the same contained are good & sufficient in the
Law to have precluded him the said Att.y Gen.l from Exhibiting the Bill of Indictment af.
thereof against him the said Bowles which said Plea & the matter in the same contained
he the same Bowles is ready to aver & prove & because the af. Att.y Gen.l hath not answered
to that Plea nor the same hitherto hath any way denied the same Bowles as before prays
Judgment & that the af. Att.y General may be precluded from Exhibiting the Indictment af.
thereof against him the said Bowles & that he may not be compelled to answer thereto.

Whereupon all & singular the Premisses being by the Court here seen heard & fully
understood & mature deliberation thereupon had & for that it seems to the Court here that the
Plea of the af. Bowles Green & the matter in the same contained is not sufficient in the Law
to preclude the af. Att.y General from Exhibiting the Indictment af. thereof against him
the said Bowles. Wherefore it is Ordered by the Court here that the said Bowles Green to the
Indictment af. further Answer, Thereupon the said Bowles Green Says that he is not
Guilty of the matter whereof he stands Indicted & for God & evil pull he put himself upon
God & the Country, & Daniel Dulany Esq.r his Lordships Att.y Gen.l who &c. Says that he
is Guilty & prays that it may be inquired of by the Country in like manner

Whereupon for trying the Peace af. Command is given to the Sheriff of Anne Arundell
that he immediately cause to come here twelve Good & Lawfull Men of his Bailywick by whom &c. who
neither &c. to Recognize &c. because as well &c. Of which said Precept he the said Sheriff
to wit, John Darnall Gent. makes return that he has here ready twelve &c. as by his
said Precept he was commanded, to wit, Thomas Stockel, James Kingsbury, Aaron
Williams, William Sharplef, Alexander Lachie, John Emory Junr., Mordecai Lake
Goodhand, James Bowie, Levin Hicks, Richard Aldorn, Monico Gordons & George
Aisquith Who being duely Elected tryed & Sworn to Say the truth in the Premisses
upon their Oath do Say that the af. Bowles Green is not Guilty of the matter whereof
he Stands Indicted. Therefore it is Considered by the Justices here that the said Bowles
Green from the Indictment & Premisses af. be altogether acquit & that he go thereof
without Day &c.

And it is Ordered that the said Bowles Green from the Recognizance by which he
was bound for his Appearance this Court to Answer the Indictment & Premisses af. be
discharged, who is discharged therefrom Accordingly. It is further Ordered that
the said Bowles Green enter into new Recog.e himself in the Sum of £40 Curr.t
Money with one Security in the like Sum or two Securities in the Sum of £20 like
money each for his the said Bowles Green keeping the Peace & being of Good behav.r
for the space of twelve Months from the Day of the date hereof as also for the Payn.t
of the Several Officers fees Accruing due on this Prosecution But for want thereof he is
Committed to the Custody of the Sheriff of Kent County, to wit, William Harris Gent. Who
(being)