instantly demanded by the Court here of the said Thomas Robinson if he hath any thing for himself to say why the same Court should not proceed to pass sentence of Death against him according to Law, But the said Thomas Robinson saith nothing more than that he is not Guilty as he hath before said. Therefore it is Considered by the Justices here that the said Thomas Robinson for the crime aforesaid be taken from the Barr of the Court here to the prison from whence he came from thence to the place of Execution and there be hanged by the neck until he be Dead. And thereupon the said Thomas Robinson is Committed to the Custody of the Sheriff of Baltimore County aforesaid there to remain until &c who being present took Charge of him accordingly — Test. R Ghiselin Cl.

Lord Proprty — Recognizance for their appearance at Baltimore County Court next to testify on behalf of his Lordship against Negro Tom the property of Charles Ridgely &c —

William Wilkinson £20. Daniel Campbell £20. } Thereupon they the said William Wilkinson and Daniel Campbell present here in Court severally acknowledge themselves to owe and stand justly indebted to his Lordship the Right Honble the Lord proprty in the sum of twenty pounds Current Money each to be made & Levied of their Goods & Chattles Lands & Tenements to the use of his said Lordship his heirs and successors. On Condition that if they the said William Wilkinson, and Daniel Campbell do shall make their personal appearance at the next County Court to be held at Baltimore Town in and for Baltimore County, on the first Tuesday of November next & then and there to testify on Behalf of his Lordship against the said Negro Tom & shall not depart the same Court without Leave thereof then this recog to be void otherwise of Force —

The Lord Proprty } Baltimore County to wit, The Jurors for the Right Honorable the Lord proprietary that now is for the body of Baltimore County upon their Oath do present that —

Andrew Windfield } Andrew Windfield late of Baltimore County aforesaid Labourer not having the fear of God before his Eyes but being moved and seduced by the Instigation of the Devil and the twenty third day of June in the year of our Lord Seventeen hundred and sixty Eight with force and Arms at Baltimore County aforesaid in and upon one Negro man named Davey in the peace of God and of the said Lord proprietary then and there being feloniously wilfully and of his Malice afore thought did make an assault and that the said Andrew Windfield to the Feet of the said Negro Davey then and there wilfully feloniously and of his Malice afore thought two Iron weights did tye and fasten and the said Negro Davey with the weights aforesaid so as aforesaid tyed and fastened to the feet of the said Negro Davey he the said Andrew Windfield with a certain Club of the value of one penny Current Money and with a certain whip of the value of one penny Current Money which he the said Andrew Windfield in his right hand then and there had and held in and upon the head Stomach, Back, and Sides of him the said Negro Davey then and there feloniously wilfully and of his Malice afore thought did strike beat & bruise giving to the

said Negro Davey by striking beating and bruising the said Negro Davey in and upon the head Stomach, Back & Sides of him the said Negro Davey with the Club and whip aforesaid in manner aforesaid several Mortal Bruises of which said several Mortal Bruises the said Negro Davey then and there instantly dyed, and so the Jurors aforesaid upon their Oath aforesaid do say that the said Andrew Windfield the said Negro Davey in manner and form aforesaid feloniously, wilfully and of his Malice afore thought did kill and murder against the peace of the said Right Honorable the Lord proprietor his good rule & Government.

Thos Jenings pro pro ff.

Witnesses Benj Boyce, Wm Davis, Walter Tolly, Joseph Allender, Mt sworn to Gd Jury.

Test. R Ghiselin Cl.

On the Back of the aforegoing Bill was thus Endorsed to wit.

True Bill N. Orrick foman

And the aforesaid Andrew Windfield being called upon appears at the Barr of the Court here and being demanded how he of the premisses in the Indictment aforesaid above on him imposed well & equit himself says that he is in no wise thereof Guilty and for trial thereof he puts himself upon God and the Country and Thomas Jenings Gent who for his said Lordship in this behalf prosecutes likewise. Whereupon for trying the Issue aforesaid, Command is given to the Sheriff of Baltimore County that he immediately cause to come here twelve good and lawfull men of his Bailiwick by whom &c who neither &c To recognize &c, Because as well &c Of which said precept the said Sheriff to wit Daniel Chamier Esq makes return that he has here ready twelve &c as by his said precept he was Commanded to wit, Samuel Owings, William Maccubbin, Thomas Talbott, Samuel Worthington, Samuel Owings Jun, Andrew Buchanan, Amos Garrett, John Ensor Jun, Alexander Stewart, William Lux, Thomas Bond Jun of Jn and Cornelius Howard who being duly elected tryed and sworn to say the Truth in the premisses upon their Oath do say that the said Andrew Windfield is not Guilty of the premisses in the Indictment aforesaid above on him imposed in manner and form as therein Charged, But is Guilty of Manslaughter; Thereupon it is instantly demanded of the said Andrew Windfield by the Court here if he hath any thing to say why the Court shall not proceed to Judgment against him according to Law. — Whereupon the said Andrew Windfield moves in arrest of Judgment; Thereupon for that the Court here are not advised of their Judgment of and upon the Verdict and premisses aforesaid, Judgment is referred to be given on the said Verdict to the Consideration of the next Provincial Court to be held at Annapolis the third Tuesday of October next and the same day is given to the said Andrew Windfield to hear thereof his Judgment of and upon the Verdict aforesaid and premisses then there &c, and it is Ordered that the said Andrew Windfield give Security in the sum of one hundred pounds Current Money for his appearance at the next provincial Court of and upon the premisses in the mean time to keep the peace and be of good behaviour and not to depart the same Court without leave thereof. Thereupon Corbin Lee of Baltimore County present here in Court in his proper person acknowledges himself to owe and stand justly indebted unto his said Lordship in the sum of one hundred pounds Current Money to be levied on his Goods and Chattles Lands and Tenements to the use of his said Lordship his heirs and successors