Court Court before the Justices thereof — And thereupon
the said Henry Wharton and Joe Wilkinson by their attorney
pray Leave till next Court to answer the premisses and
which is granted them, and the same Day is given to the
said Wm Bladen for Mary the said attorney Gent (who for her
said Mary in this behalfe prosecuteth) also

All which said last Court to wit the 8th Day of June
Anno Dni 1709 came again as well the said Wm
Bladen for Mary the said attorney Gent (who for her said Mary
in this behalfe prosecuteth) as the said Henry Wharton and
Joe Wilkinson by their attorney and, thereupon the said Henry
Wharton and John Wilkinson by their attorney pray further
Leave until next Court to answer the premisses and, which is
granted them, and the same Day is given to the said Wm Bladen
for Mary the said attorney Gent (who for her said Mary in this behalfe
prosecuteth) also

All which said last Court to wit the
12th Day of October Anno Dni 1709 came again the said
Wm Bladen for Mary the said attorney Gent (who for her said Mary
in this behalfe prosecuteth) as the said Henry Wharton and
Joe Wilkinson by their attorney and, thereupon the said Henry
Wharton and John Wilkinson by their attorney pray further
Leave until next Court to answer the premisses and, which is
granted them, and the same Day is given to the said Wm Bladen
for Mary the said attorney Gent (who for her said Mary in this behalfe
prosecuteth) also

All which said last Court to wit the
15th Day of October Anno Dni 1709 came again the
said Wm Bladen for Mary the attorney Gent (who for her said
Mary in this behalfe prosecuteth) and prayes that the said Henry
Wharton and Joe Wilkinson may make their personall
appearance here and give bond to answer the above Indictment
But the said Henry Wharton and Joe Wilkinson also
Solemnly Called came not — nor
or their said writ of Scire facias further prosecuted but made default
It is therefore Commanded by the Justices here the same
Day and year that the said Henry Wharton and Joe Wilkinson
in the premisses and, as of the said writ of Scire facias
herein last issued any thing in the said writ of Scire facias contained
to the contrary thereof notwithstanding

Mary
ag.
Martin Kenny

Mary Lewis for the Queen doth pray
Leave that the Queen may have process against
their said Dec present Martin Kenny of
Talbot county planter for that the said Martin the

(Dec)

Court 1709

Dec of the said Queen not having, but by misprision of the Clerk, the
Twenty Ninth Day of July in the first year of the Reigns of Our Sovereign
Lady Anne by the Grace of God of Great Britain France and Ireland Queen
Defender of the Faith, between the hours of ten and eleven in the forenoon
of the same Day, at the Town of Oxford in Talbot County aforesaid and
by force and arms, the house of a Planter called Jeremiah Parker
there feloniously and burglariously did break and the Goods and Chattels
Goods of them the said Parker to the value of Five Pounds and Ten
Pounds of Money of the value of Five Pounds of the goods of Margaret
Robert Grundy Wife and Thomas the Son of the said Robert Grundy
did take steal and bear away against the peace of our said Lady the
Queen her Crown and Dignity and against the form of Divers Statutes
thereof made and provided — Recd Fees & Mensk of Clerk

Cole Jayes
Clerk Walk — On the Back of the aforesaid Indictment was this Endorse
ment a true Bill Cole Foreman Jarman

Whereupon Command is given to the Sheriff of Amerandel County to
take the said Martin Kenny the prisoner at the Bar of this Court who
thereupon appeared (as also Wm Bladen for the said Mary the Queen
for her said Mary in this behalfe prosecuteth) and the said Martin Kenny
being presented Demanded how he would acquit himself of the premisses
above charged upon him saith that he is not Guilty thereof
and thereof for Trial puts himself upon God and his Country
Whereupon Command is given to the Sheriff of Amerandel County
that he immediately Cause twelve Good and Lawfull Men of
his Bailiwick to come before the Justices of our Lady the Queen
at Court to be held for the said County on the Morrow to wit Thomas Dawson
Gent Mark Nutter Gent Richard Tilghman Gent Anthony
Dixey Joe Woodall John Trippe Joe Hopkins Robert Hooper Wm Brewer
Betty Bufford Thomas Richard Marsh Richardson and Wm Bayne
who being duly Elected Tried and Sworne to well and truly try and true
Deliverance make between our Sovereign Lady the Queen and the said
Martin Kenny prisoner at the Bar according to their Evidence upon their
Oaths do say that the said Martin Kenny is not guilty of the
Matter with which he stands Indicted

Wherefore it is Considered by the Justices here the 1st Day of
October Anno Dni 1709 that the said Martin Kenny of the
Indictment aforesaid be acquitted and that he go thereof without Day &c
and Order that the said Martin Kenny be discharged of his Imprisonment
and thereupon prosecution being made that of any person and persons
the said Fees to the attorney Gent of any Malefactors Convicted or Clerks
of the said Martin Kenny that he cause the said Fees and the said
Fees Costs to be paid to the said Martin Kenny and Discharged
being Bail, but for what thereof is Committed into the Custody of
the Sheriff of Amerandel County there to remain until
and afterwards the said Martin Kenny is Remanded into the Custody
of the Sheriff of Talbot County to wit Dan Richardson Gent the Sheriff
place of the said County there to remain as aforesaid

(and)