

Liber J J
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whereupon the Clarke called to the said James Sall to hold up his hand, which he doing the Clarke said Thou art here indicted by the name of James Sall of Elke River in the County of Baltamore laborer late servant of John Hawkins of Elke River aforesaid. John the Negro, hold up thy hand, thou art also here Indicted by the name of John the Negro Laborer being also a servant of the aforesaid Hawkins. Robert Warry hold up thy hand, thou are here indicted by the name of Robert Warry laborer being also servant to the aforesaid John Hawkins Robert Speare hold up thy hand, Thou art here indicted by the name of Robert Speare laborer being also servant to the aforesaid John Hawkins, and also Tony the Negro hold up thy hand, thou art here indicted by the name of Tony the Negro being also servant to the aforesaid John Hawkins. for that you the sixteenth day of ffebruary in the nine and thirtieth yeare of the Dominion of Caecilius &t^e in and upon the said Hawkins then your Master by force and arms &c that is to say with certain Axes of the vallue of forty pence which you the said James Sall John the Negro Robert Warry Robert Speare and Tony the Negro then and there did Severally hold in your hands, and upon the forenamed Hawkins then your Master then and there in the peace of God and the Lord Proprietary being volluntarily of your mallice before thought of did make an assault and the same Hawkins then your Master then and there with the said Axes feloniously and Traytorously upon his head strongly and stoutly did Severally strike so that by the said stroakes the head of the said Hawkins then yo^r said Master was then and there broke giving unto him a mortall wound upon the Right side of the head nigh to the Crowne breaking in severall peices the skull of the head of him the said Hawkins of the Depth of Three Inches and the breadth of One Inch and the length of One Inch and halfe whereupon the body of him the said Hawkins did imediately fall to the Earth and the said Hawkins instantly of the said Blowes died so that you the said James Sall John the Negro Robert Warry Robert Spcare and Tony the Negro at Elke River aforesaid of your mallice aforethought of the said Hawkins yo^r said Master in manner and forme aforesaid volluntarily and wickedly feloniously and Traytorously did Kill against the peace of the Lord Proprietary his Rule and Dignity.

what sayest thou James Sall art thou guilty of this petty Treason or not guilty.

The said Sall answered (not Guilty)

Then the Clerke Demanded of him how he would be Tried.

The said Sall Replied by God and his Country.

Then the Clerke Demanded of John the Negro if he were guilty of that Petty Treason or not guilty.

Who likewise pleaded (not guilty) and for his Tryall put himself upon God & the Country.