by the court here to issue to the sheriff of Charles County against the aforesaid Reverend Charles Neale to answer the Petition aforesaid which accordingly Issued in the words and figures following, to wit, "Charles County to wit, The State of Maryland to the Sheriff of Charles County Greeting; we command you that you summon Charles Neale late of Charles County, agent for the corporation of the Roman Catholic Clergymen in the State of Maryland that all excuses and delays be set aside he be and appear before the judges of our next County Court to be held at Charles Town on the third Monday of August next, to answer the petition of Mary Queen and her two children Charles and Elizabeth preferred against him for freedom. Hereof he is not to fail and fail not at your peril and have you then and there this writ witness John Machall Gantt Esquire Chief Judge of our said Court at Charles Town aforesaid the 31st day of March Anno Domini 1808 –

Issued the 1st day of May 1808 – G.A.C. Jno. Barnes clk"

At which said third Monday of August being the 15th day of the same month in the year of our Lord one thousand eight hundred and eight, and the day of the return of the aforegoing writ, comes into the County Court here the said Mary Queen and her children by Gerard A. Cannon their attorney aforesaid, and the sheriff of Charles County to whom the same writ was made and directed likewise comes and makes return thereof to the court here thus endorsed, to wit, "Sum.d Thos. A. Davis Shff" and the said Charles Neale by Clement Dorsey his attorney comes and defends the complaint aforesaid when and where the said Court shall take the same into consideration, whereupon it is ordered by the court here that the said Charles Neale enter into Recognizance . . . . . in the sum of three hundred pounds current money, not to remove out of Charles County the aforesaid Mary Queen and her children, nor obstruct them from attending this court from time to time in support of their petition for freedom preferred against him, and in the mean time to feed clothe and use the said Petitioners well; Thereupon the said Charles Neale present here in Court acknowledges himself to owe and stand justly indebted to the State of Maryland in the sum of three hundred pounds current money to be levied of his body goods and Chattels lands and tenements to and for the use of the said State, Conditioned that the said Charles Neale do not remove out of Charles County Mary Queen and her children the Petitioners aforesaid nor obstruct them from attending this court from time to time in support of their petition for freedom preferred against him and in the mean time to feed clothe and use the said petitioners well, and the said Charles Neale by his attorney aforesaid prays leave of the court here to imparle until the third Monday of March next, and he hath it, and the same day is given to the said Mary Queen and her children also –

At which said next court, to wit, the third Monday in March being the 20th day of the said month in the year of our Lord one thousand eight hundred and nine, comes again into the County court here, aswell the said Mary Queen and her children by their attorney aforesaid, as the said Charles Neale by his attorney aforesaid, and the said Mary Queen and her children by her attorney aforesaid files in court here the following affidavit, to wit –

Mary Queen
"
Henrietta Sanders
Stephen Queen Nancy Queen & Mary Queen
"
Rev.d Charles Neale

Petition for freedom. Personally appeared before me one of the justices of the peace for Charles County and made oath on the Holy Evangels of Almighty God, that they believe they cannot have a fair and impartial in the court of Charles County in the petition now pending. Sworn before me this 28th March 1809

Henry Hagan

and the said Mary Queen and her children by their attornies aforesaid pray the court to order and direct the record of the proceedings in this cause, to be transmitted to the Judges of any other County Court within the first Judicial District for trial which direction the court refused to give, whereupon the said Mary Queen and her children by their attorney aforesaid tendered to the court here their bill of exceptions, and which was by the court here signed and sealed and which is in form following to wit +

Nancy Queen
Stephen Queen &
Mary Queen
"
Rev. Charles Neale

Petition for freedom –

The petitioners in this case by their Counsel moved the court to direct the clerk that the records and proceedings under the said petitions sh.d be removed by the act of the Gen.l Assembly of Maryland passed in Nov. 1804 Chap. 55 S. 2.nd which direction the court refused to give, to which opinion the Deft. by their Counsel beg leave to except, and pray the court to sign this their Bill of exceptions. which is accordingly done this first day of April eighteen hundred and nine –

Daniel Clark