15616 Minute Book March 1791

15616

The State of Maryland Montgomery County Court, at a County Court begun and held at the Court house in and for the County aforesaid on the second Monday of March 1791

A new Commission being produced and Openly read in Court — Commissioning Richard Potts Esquire chief Justice of the fifth District of the State of Maryland — whereupon the said Richard Potts was qualified as such by Taking the several Oaths required by the laws of the said State of Maryland and the Constitution Thereof — at the same Time Jeremiah Crabb Commissioned One of the Associate Justices of the ~~said~~ County ~~District~~ Qualified as such by Taking the several Oaths required by the Constitution and laws of this State — Benjamin W Jones Clk

B. Beall Clk

The Sheriff being called upon for the returns the Pannel of Jurors being by him this day returnable out of which the following persons are appointed to Serve on the Grand Jury Court.

Thomas Turner
Elias Harding Sr
John Hough
Samuel Hardesty
John Berger's Jun.
Edward Willett Jun.
Richard Jones
John Anderson
John Young

William W. Whittaker
Sw. Bailiff

John Ray
Nathan Musgrove
Thomas Kelly Sr
Thomas G Greenfield
Richard Anderson
Daniel Beall
Samuel Horker
Josiah Clagett
Nicholas Hocker

who being duly summoned and sworn retired to consider and soon after the following presentments Pourt. No. 1. 2. 3. 4. 5. 6. 7

The State of Maryland
a
Charles Lansdale
Henry Brookes } 6000 lbs Tobacco
John G Hamilton
} for Lansdale's keeping a public house of Entertainment
£ 6/4 paid

On motion of Baker Johnson Esqr. for Admittance as an Attorney of this Court - the same ~~motion~~ was granted and licence of Admission granted him £ 3 pd. Ch.

On motion of John G Hamilton Esqr. for admittance as an attorney of this Court - the said motion was granted and licence of Admission granted him £ 3 paid Ch.

On motion of William Wall Esquire for Admittance as an Attorney of this Court - the said motion was granted and licence of Admission was granted him - £ 3 paid Ch.

On motion of William Hammond Dorsey Esquire for Admittance as an Attorney at Law of this Court. the said motion was granted and licence of Admission Issued him - £ 3 paid Ch.

The Court adjourns Till tomorrow 9 O'Clk.

The Court met according to Adjournment

Present the Worshipfull Richard Potts Esqr. Chief Justice and Jeremiah Crabb associate Justice

On motion of Walter Brooke Esqr. for Admittance as an Attorney at law of this Court. the said motion was granted and licence of Admission Issued him £ 3 paid Ch.

Benjamin Stoddert Esqr. Commissioned one of the Associate Justice of the 5th Montgomery County ~~Cirkuit in the State of Maryland~~ appears in Court and Qualifies as such by Taking the several Oaths required by the laws and constitution of the ~~said~~ State and sat as such

The Court adjourns Till half past 2 O'Clk.

The Court met accordingly

Present the Worshipfull

Richard Potts Esqr. Chief Justice Benjamin Stoddert and Jeremiah Crabb Esqrs. Associate Justices

On motion of William Pitt Ilemt Esqr. for admittance as an Attorney at Law of this Court the same was granted and licence of Admission Issued him £3 paid (Ch.)

The State of Maryland
a
Thomas Beatty Junr.
Samuel W. Magruder
Henry Brookes
} £150 } For Beatty's keeping a public Ferry over Potowmack river at Geo Towne
4/ paid

The Court adjourns Till Tomorrow 9 O'Clk

The Court met Accordingly

present the same Justices as Yesterday

On motion of Lenox Martin Esqr. for admittance as an Attorney at Law of this Court the same was granted and licence of admission Issd. him £3 paid (Ch.)

On motion of David Ross Esqr. for admittance as an Atty at Law of this Court the same was granted and licence of Admission Issued him £3 paid (Ch.)

The State of Maryland
vs
Samuel Hardesty
} £300 } in Case Hardesty Shall prevent Nan Marsh from Coming to Court at the next November Court not not prevent Nan Marsh and her Children from

The State of Maryland
vs
Samuel Hardesty } £300 } That he will not Prevent Nan Marsh from attending at the next Nov.r Term — and that he will not Send or Cause to be Sent the Said Nan Marsh or any of her Children Out of this State To any other State untill this Cause Shall be Determined

Ch.d

James Gordon &c
vs
Robert B. Beall } Ch.d } On a motion for a return of the Property
Nathan Clagett Sw.o — Pl.ffs
Benjamin Gittings — do — do (rejected)
John Hough — do — do

The State of Maryland
vs
Geo. Walker

Lydia a free negro girl daughter of Mulatto Suke aged 12 years Next June brought into Court and ~~bound~~ with the Consent of her mother bound unto John Clark (also present in Co.t) untill She arrives to the age of Sixteen years Said Clark is to Supply her Sufficient Cloths during the Said Term and to Give her mouths Schooling or to Learn her thro. the new Testament

Ch.d

Court adj.d for an Hour

On motion of John M Gantt for Admittance as an Attorney at law of this Court the same was granted and licence of Admission Issued him

Ch.d

Court adj.d Till 1/2 after 2 O'Clock

The Court met according to Adj.t

The Court

Present the wh.fll Richard Potts Benjamin Stoddert and Jeremiah Crabb

Ch.d Issue Subp.a for Thomas Peak To Test for Davis a Roberts retbl. N.t Ct. (Iss.d)

Wm. Clements
vs
Wm. Cottier } Ch.d } Action upon Assault & Battery
non cul. & Issue } Nad.t for Pl.ffs dam.s 1/2

Richard Mudd Sw.o — Pl.ff
William Mudd J.E. — do
John Hough — do Def.t

Joseph Magruder
Erasmus Perry
Daniel Candler
Thomas Howard
Richard Gartrell
William Dunn
Zadok Perry

Samuel B. Magruder
George F.C. Offutt
Augustus Dunn
Nath.l Offutt of Edw.d
Rob.t B. Beall

Joseph Watkins aged fourteen Years first day of February Last the Son of John Watkins ~~Dec.t into~~ of North Carolina being present here in Court and it appearing to the Court that the Said John Watkins ~~being~~ is out of the State and that Sufficient Sustenance is not afforded by him the Said Joseph Watkins is bound to George Heater of Montgomery County Blacksmith also present here in Court untill he arrives to the age of twenty One years in the Character of an Apprentice during which time his said Master undertakes to teach him the Blacksmiths Trade to Supply him with ~~good~~ comfortable & suitable Clothing and maintenance and at the Expiration of said Time to pay him seventeen pounds ten Shillings current Money

Ch.

Adam Myers aged eight Years the Tenth day of Dec.r Last ~~bo.t into~~ the illegitimate Child of Mary Myers Is with the Consent of his Mother bound unto John Hobbs late of Montgomery County Planter to serve him untill he Shall arrive to the age of Twenty One Years in Planting and Farming during which time to furnish him with comfortable and Suitable Cothing and maintenance and at the expiration of said Time to give (him)

him a good and Substantial Suit of Cloths and Twelve pounds Ten Shillings Current Money

Ch.

in the time of his servitude he is to send him to school untill he learns to read write and to cast up Acc.ts will

The State of Maryland vs Negro. James

Ch.

Indict for a ~~Felony~~ Burglary Verd.t Guilty non cul & Issue

Sim.r W. Magruder Sw. State
Henry C. Sheily d.o d.o
Thomas Beatty Jun.r d.o d.o

Joseph Magruder rejected Samuel B. Magruder
Erasmus Perry
Daniel Candler
Thomas Howard
Richard Gaitheli rejected Geo. H. Offutt
William Dunn
Zadok Perry
Geo. H. Offutt
Augustus Dunn
Mich.l A. Dowden
Zadok Harriss
Thomas Higden
Benjamin Gaither Sw. Bty.

Augustus Dunn
rejected Rath. Offutt of Ed.
rejected Rob.t B. Beall
Mich.l A. Dowden
rejected George Magruder
Zadok Harriss
rejected Zadok Wilson
rejected Lawrence Holt
Tho. Higden

Ind.t That negro James serve and Labour for the Term of 7 years on the public roads of Baltimore County

Ordered that y.e Sheriff convey negro James at y.e expence of the County to y.e [illegible] appointed to raise

Ord.d That the Prisoner be conveyed by the Sheriff to Baltimore and there to Serve the Term of Seven Years at the Wheel Barrow of Criminals of Baltimore County

Criminal valued to £75
(Levyed am.t of valuation)

Joseph Watkins aged fourteen Years first day of February Last the Son of John Watkins ~~Inhabitant~~ of North Carolina being present here in Court and it appearing to the Court that the Said John Watkins is out of the State and that Sufficient Sustenance is not afforded by him the Said Joseph Watkins is bound to George Healer of Montgomery County Blacksmith also present here in Court untill he arrives to the age of twenty One years in the Character of an Apprentice during which time his said Master undertakes to teach him the Black Smiths Trade to Supply him with good comfortable Cloathing and maintenance and at the Expiration of said Time to pay him seventeen pounds ten Shillings current Money

Ch.

Adam Myers aged eight Years the Fourth day of Decr. Last ~~bar~~ the illegitimate Child of Mary Myers Spinster with the Consent of his Mother bound unto John Hobbs late of Montgomery County planter to serve him untill he Shall arrive to the age of Twenty One Years in planting and Farming during which time to furnish him with comfortable and Suitable Cloathing and maintenance and at the expiration of said Time to give him a good and Substantial Suit of Cloths and Twelve pounds Ten Shillings Current Money

Ch.

in the time of his servitude he instructs him to shoot switch he learns to read write and to cast up Acts. will

Ch.

The State of Maryland } Indict for a ~~Felony~~ Burglary
vs } Pled. Guilty Non cul & Issue
Negro. James

Sam. Magruder Sw. State
Henry C. Seely
Thomas Beatty Junr.

Joseph Magruder rejected
Erasmus Perry
Daniel Candler
Thomas Howard
Richard Gatchell rejected
William Lynn
Zadok Perry
Geo. H. Offutt
Augustus Lynn
Michl. Dowden
Zadok Harris
Thomas Higden
Benjamin Gaither Sur. Pltff.

Samuel Bellamacor
Geo. H. Offutt
Augustus Lynn
Ralph Offutt Jr.
Robt. Beall
Michl. Dowden
George Magruder
Zadok Harris
Zadok Wilson rejected
Lawrence Hold rejected
Thos. Higden

Ord. That negro James serve and Labour for the Term of 7 years on the public roads of Baltimore County
Ordered that the said negro James at the expiration of the Term to be publicly sold to pay the Costs

Ordered that the Prisoner be conveyed by the Sheriff to Baltimore and there to Serve the Term of Seven Years at the Wheel Barrow of Criminals of Baltimore County

Criminal valued to £7
(beyond amt. of valuation)

Jonathan Nixon Junr. } Petition for a road
vs Ch.
Henry Clarke } postponed untill Tomorrow morning

Josiah Bean Swo. ~~pote~~ Defr.
Thos. Ormes id pote.
William Dunn id id

Cont.d to the next Court to give Henry Clark and Opportunity of laying down the roads in dispute
Entd. on N Court Exequatt 1791

The Court Adjs. untill Tomorrow 9 O Clk

The Court met According to Adjournment

Present the Worshipfulle

Richard Potts Benjamin Stoddert
Jeremiah Crabb

On motion of Edward Nicholls Esquire for Admittance as an Attorney at Law of this Court the Same was Granted and Licence of Admission granted Him
Do plus Ch.

On motion of Patrick Magruder Esqr. for Admittance as an Attorney at Law of this Court the same was granted and Licence of Admission Issued Him Ch.
L 37.

Simon Nicholls for ye use of William Robertson } Fierifacis
a Ch. } On motion to Quash Exon pulo to shew cause why Exon shall not be Quashed by Thursday 12 O Clock — on consideration the court Determine that this Exon be Quashed
Evan Thomas

Henry Culver — Swo. — Defr.
Richard Jones — id — id

The State of Maryland } Presentment for Neglect as Overseer
a } non cul & Issue } Verdict for State
Benton Moore (Traverser) } fine 500 pounds Tobo.

Thos. Johns sw. & State
Ch. John Holmes id Traverser

Joseph Magruder — Zadok Perry
Alexander Catlett — William Wilson
Daniel Candler — Augustus Dunn
Michael A Dowd — Nathl. Offutt
Richard Gartrell — Robt. S. Beall
William Dunn — Zadok Harris
Thomas Lusted Swo Bldg

Ch. State of Maryland } presentment for an Assault and Battery
a } On the Body of Thomas Tucker
Samuel Bonnifant } Appears and submits Fined £15

Thomas Tucker sworn — State
Joseph Hall — do — do

Sessa N.C. 1792 No. 254
Ch. 59
Mary 100
Cryer 6
165

Ch. Thomas Edmonston Swo — Deft

Alice Day an Orphan Girl the daughter of Daniel Day aged eleven Years next August bro. into Court and bound unto Stephen Holland of Montgomery County untill She Arrives to the age of 16 years Said Holland to find her Sufficient Sustenance and Comfortable Clothing during Said Time To teach her to Spin and to read the Testament and to Give her two Suits of Cloths Suitable for a Girl of her condition at the expiration of Said Time
2/6 paid

On motion of Richard Hall Esquire for Admittance as an Attorney at Law of this Court — the Same was ~~given~~ granted and Licence of Admission granted Him
Ch.
£3 Ch. him in Fee Book 179 & No. 200

The State of Maryland } presentment for an Assault and battery
v } on the Body of Mary Murphey
Mariah Rather } appears & Submits Fine £3

Mary Murphey Wilson — Swo — State
Sessa N.C. 1792 No. 255
Ch. 52
Mary 100
Cryer 3
155

Ch. John Greene — do — Deft

The court adjourns till 20 Ch.

Met accordingly

Present Richard Potts, Benjamin Stoddert
Jeremiah Crabb

State of Maryland
v.
Thomas Tucker (Inv.)

Presentment for a Breach of peace
Committee on the body of Sam. Bonnifant
Verdict Guilty nonsul & Issue
fine 4/3

Samuel Bonnifant Sw. State

Edward Burgess ch. Sw. Pras.
Jeremiah Lewis ch. d. d.
Robert Beall ch. d. d.

Ch.	109
Hill	90
Mly	200
Cryer	3
	402

Scire N.C.
1792 No. 256.

Joseph Magruder
Sephiniah Offutt
Erasmus Perry
Alexander Catlett
Daniel Candler
Jadoh Harriss

Thomas Howard
William Dunn
Jadoch Perry
Augustus Dunn
Nathaniel Offutt
Robert B. Beall

Laurence O. Neale
v.
Bennett Dyson

Renewed N Court 1791 No. 4

The State of Maryland
vs
Stephen Fennall

Indictment for receiving stolen Goods Non cul & Issue
Verdict Guilty

Edward Burgess — Sw. — State
Ann Head — d. — d.
Henry Story — d. — d.
Thomas Wrieden — d. — d.
Geo King — d. — d.
Edward Penn — d. — Def.t
William Bowman — d. — d.
Lewis Duvall — d. — d.

Joseph Magruder
Erasmus Perry
Alexander Catlett
Daniel Candler
Jadoh Harriss
Geo H. Offutt

Thomas Howard
Wm Dunn
Jadoh Perry
Augustus Dunn
Nathl Offutt
Robert B. Beall

On motion in arrest of Jud.t
Jud.t arrested
the Court reverse the Jud.t

Court Adj.s Till Tomorrow morning 9 Oct.

The Court met accouring to Adjournment

Present the whole Richard Potts Esq.r chief Justice
Benjamin Stoddert and Jeremiah Crabb Esq.rs Associate
Justices

The State of Maryland
vs
Solomon Holland
Benjamin Gaither } Tob. 6000 } For Joseph Simms's keeping a public House of Entertainment £6.4 paid

The Gray daughter of Jeremiah Gray of North Carolina aged Seven years ninth day of June Next brought into Court and bound unto James Stewart untill She Arrives to the Age of Sixteen Years - Said Stewart is to furnish her with Sufficient Sustenance and Comfortable Clothing During Said Term - to Cause her to be taught to read the new Testament and to Spin and Knit and at the Expiration of her Apprenticeship to give her two Suits of Cloths Suitable for a girl of her Condition

Ch.

The Court adjourns Till tomorrow morning 9 O Clock

The Court met according to Adjournment.

Present the Worshipfull
Richard Potts Esquire chief Justice & Jeremiah Crabb Associate Justice

Judith Macdonough
a
Nicholas Butt } Petition for freedom dues on a hearing the court adjude the petition to be Dismissed

Michael O. Daniel — Sus. pet.
Samuel Glaze — do do
Elizabeth Prather — do do
Thomas Swearingen — do do

Ordered that Robert Sutton give Security in the Sum of thirty pounds with two Sufficient Sureties in the Sum of fifteen pounds each for his good Behavior to the respective Citizens of this State

Ch.

Court adjourns Till 2 O Clock

The Court met According To Adjournment

Present the Worshipfull

Richard Potts & Jeremiah Crabb

Ordered that John Sutton give Security in the Sum of fifty Pounds with Two Sufficient Sureties in the Sum of Twenty five Pounds each for the Said Ch. John Suttons appearance at the next november term then and there to Attend the Said Court untill she shall be discharged therefrom —

Court Adjourns Till Monday morning morning 9 O Clock

The Court met according to Adjournment

Present the Worshipfull

Richard Potts and Jeremiah Crabb

The State of Maryland } For Houses keep g a public Ferry Over Potomack at George Towne 5/ paid

John House
Thomas Turner } £150 (s)
Fred.k Whetzel

Jeremiah Godman Ch.o } Action for an assault and Battery Issue Joined
a
Charles Hungerford } Verdict pro non pros by non appearance of Pltf

Alexander Catlett — Sam.l B. Magruder
Michael A. Dowden — Geo. H. Offutt
Thomas Howard — Augustus Dunn
Richard Gartrell — Nath.l Offutt of Ed.d
William Dunn — George Magruder
Zadok Perry — Zadok Harriss

Josiah Tunnely — ows. Pltf
Thomas Higdon — do do
William G. Pierce — do do
Solomon Hoggins — do do
Ninian Clagett — do Dept.
Joseph Poole Sr — do do

Jury fee paid by Defendant

Court Adjourns Till 2 O Clock

Grand Jury Discharged & allowed 6 Days

The Court Met according to Adjournment

Present: The Worshipfull

Richard Potts & Jeremiah Crabb Esquires

Jeremiah Godman Ch.o } Action upon the Case
a } Issue Joined
Charles Hungerford } Verdict pro Pltff £30 Dam.s
Jury fee paid by Pltff Infm 21 march 1791

Nathaniel Porter sws Pltff
Solomon Hoggins — do do
Honore Martin — do do
Joseph Poole Jr — do do
Thomas Hayden — do do
William Pierce — do do
Ninian Elagett sws Ch.o
John F. Thompson — do do
John Vinson — do do
Josiah Tennely — do do

Joseph Magruder
Erasmus Perry
Daniel Candler
Michael A Dowson
Hezekiah Thomas
Thomas Howard

Richard Gartrell
William Dunn
Zadok Perry
Sam.l B Magruder
George H Offutt
Augustus Dunn

Henry Culver Sns Pltff

The Court Adjourns Till Tomorrow 9 O Clk

The court met according to Adjournment

Present The Worshipfull

Richard Potts & Jeremiah Crabb

Charles Hungerford } Action for an Assault and Battery
Ch.o a } Verdict pro Pltff do. 4/.
Jeremiah Godman } Jury fee paid by Pltff

Thomas Higden sws Pltff

Sam B Magruder
Nath.l Offutt of Edw.d
Zadok Hurrey
Thomas Howard
Kinsey Gittings
Augustus Dunn
George Magruder

Hezekiah Thomas
Nacy Waters
George H Offutt
William Dunn
Samuel Bonnifant

Court Adjourns for 72 An Hour

Court met According to Adjournment

Present Richard Potts & Jeremiah Crabb

Clement Biddle } action upon the Case — Tryal —
a
Leonard Wheeler } Ch. Verdict pro pltff

Ch.

Edward Wheeler sws Defr. Erasmus Perry — William Wilson
Ilezekiah Thomas — Geo. Il Offutt
Jury fee paid by pltffs Thomas Howard — Nacy Waters
Kinsey Gittings — George Magruder
Augustus Dunn — Michl. A Dowden
Richard Gartrell — Laurence O Holt

The Court adjourns Till Tomorrow Seven O Clk

The Court met according to Adjournment

Present The worshipfull

Richard Potts & Jeremiah Crabb

Anthony Gooler } Action for words spoken (Tryal)
a
Thomas Brennan } Joshua Jones ~~[illegible]~~
Ch.
Verdt. pro pltffs Ds. £12.. 10
Jury fee pd. by pltff

Chas. Pierce sws pltff

George Il Offutt — Richard Gartrell
Nacy Waters — Kinsey Gittings
Thomas Howard — George Magruder
Ilezekiah Thomas — Zadok Harriss
Laurence Holt — William Dunn
William Wilson — Thomas Hayden

Muddox Dyson and his wife } Action for words spoken - Tryal -
a } Ch. } Plea not guilty
Josiah Tonnoly } Verd. pro pltffs D. £20

Zadok Perry - swo - pltffs
Stephen Wannon - do - do

Jury fa p. by pltff

George H Offutt — Kinsey Gittings
Nacy Waters — Zadok Harriss
Thomas Howard — William Dunn
Philip Dyson - do - Dt.
Samuel Dyson - do - do
Laurence Holt — Thomas Higdon
William Wilson — Samuel B Magruder
Richard Gartrell — Daniel Candler

The Court Adjourns for 1/2 an Hour

The Court Met accordingly

Present The Worshipfull

Richard Potts & Jeremiah Crabb

The State of Maryland } for Fawn's keep. g a public house of Entertainment
a } £6 - 4/ paid
Abraham Faw }
Laurence O Neale } 6000 lbs. Tob.
Daniel Whalen }

same } Presentment for a Breach of Peace committed on the Body of Kinsey Beall
a } app. and submits fined 2/6 - Kinze Gittings secy
William Bond }

Kinsey Beall - swo - state

Nicholas Paull } Action for an assault and Battery
a } son assault Demesne and Not Guilty and Issue Joined
Edward Harding } Ch. Verd. pro pltff £10

John S Prather swo - pltff
Chas. Hungerford do - do
James Wallace do - do

Erasmus Perry
Alexr. Catlett
Thomas Howard
Richard Gartrell
Samuel B Magruder
William Wilson

Jury fa p. by pltffs atty
George H Offutt
Nathaniel Offutt
George Magruder
Nacy Waters
Kinsey Gittings
Laurence Holt

Henry Culver swo pltff

State of Maryland } pres. for a Breach of peace
a } App. and submits fined £5 - Edw. Harding secy
Robt. B. Crawford }

Thos. G Greenfield swo State
John Burgess Junr. do - do

6th - 56
Allg 100
Cryer - 6
162

Sessa N.C. 1792
No. 257

M

Ordered that Bench Warrant issue against Zadok Wilson to answer unto what shall be Objected against him returnable immediately — Ifo.

The State of Maryland } Presentment for a Breach of peace comm. on Anthy Ricketts
a
Henry Brookes } appear. & Submits fined £3 Thomas Turner Secy

Anthy Ricketts — sworn — State
Joseph Hall — do — do
Walter Brooks do — do

Seife N6 1792
No 252

Clk	71
Mr	100
Cayers	12
Witness	120
	303

Court adjourns till 20 Clk.

met accordingly — present — Richard Potts
Jeremiah Crabb and Benjamin Stoddart —

Rules and Regulations adopted in This Court

Ordered that the Criminal Business commence with the meeting of the Court and be proceeded on as early as the circumstances of each case will Admit —

That all subpeanas for witnesses to attend upon Trials be returned on the first day of the Court by the Sheriff or Other Officer, and that in criminal Tryals the Subpeana requires the attendance of witnesses on the first day of the Court and in civil cases on the Second day of the court, and that in case of nonattendance of the Witnesses at 10, Clk of the Day on which they were required to Attend that Attachments Issue on That Day on application to the Court — and that no Tryal be postponed for the Nonattendance of a Witness, unless an Attachment shall have been prayed for On the day on which such witness ought to have Attended —

Ordered that if any cause that can continue be continued after notice of Tryal or if any cause that cannot continue without Affidavit be continued the party Applying therefor pay the Costs of the Term except where a cause shall be continued under affidavit of the inability of a Witness to attend Whose Deposition has been Taken in the Presence of the adverse party and filed in court in Which case the party so refusing the Admission of the Deposition and also refusing to Take the deposition of Such Absent witness on interrogatories to be exhibited in Writing shall not be entitled to his costs of the Term as of course —

Ordered that the sheriff return all writs Together With the bail pieces executions and other process in the morning of the Day at Which the same were returnable and before the meeting of the Court —

2d Ordered that the appearance — Judicial Trial and continance Docquetts be called over in The order in which they here stand and settled as far as may be in the first and second Days of the Court

That the Court Will again call over the Tryal and Continance Docquetts early On the Wednesday morning and if a cause be called for Tryal and either side be not ready that such cause be postponed untill all The Actions appointed for Tryal be Determined. and if the Delay be Owing to any Neglect that the intermediate expences of the Witnesses of the party Offering Trial be paid by the party not ready from neglect

Ordered by the Court that in all cases where in a motion shall hereafter be made in Which an Affidavit shall be required the Attorney or party making such motion shall file an Affidavit of the Ground and reason of such motion

That all motions in Arrest of Judgement be made during the Term When the Verdict Was Given. and within Two Days after Verdict including the Day upon which verdict shall be found and That The party making such motion file reasons in Writing at the Time of Such motion and if on the hearing of the motion he Shall Suggest Additional reasons These reasons shall be Filed in Writing and a further hearing shall at the Discretion of The Court be postponed

Ordered that for regulating the practice of Taking Bail in future no Officer of this Court or any Deputy of an Officer shall be Admitted as bail in Any Action commenced or to be commenced in This Court —

Ordered that in all cases where rules are laid to plead in Cases Where Declarations where sent with the writs or filed within the three first Days of such Term the Rule Day shall be first Day of September and first day of February next following the Term to which the writs were sewed — And in cases Where Declarations are not Filed at the Issuing of the writs or within ye three first Days. the rule shall be extended to the 2d day of the Succeeding Court if the Situation of the cause will admit of it if Otherwise to be At the Discretion of the Court

That the rule Days for filing declarations shall be the same unless Otherwise particularly directed by the Court

Ordered that the Sheriffs make a return to the Court the first day of each Term of all persons that have been committed to his Custody since the preceding Term With the Dates And Causes of their Imprisonment

Retailers from November Term 1790 Pinclusing March Court 1791

Philip Jenkins paid B. Wm Jones Shff	£2
Thomas P. Wilson	2
Henry Simmons	2
Thomas Barclay & Co	2
Thomas Beatty & Co	2
Alexander Greer	2
Richard Aber	2
Alexander Smith	2
Benjamin Edwards	2
George Snell	2
Willett S. Flemming	2
Caleb Summers	2
Matthew Reed	3
Thomas Turner	3
Philip Jenkins	3
Henry F. E. Gaither	3
Walter Fitzgerald	3
Copy Sent by Mr. W. Deakins	39

Ordinary Keepers from Novr. 1790 Pinclusing March Term 1791.

Joseph Wilson	£3
Bryan Doyley	3
John Tennely	3
William Culver	1.10
Charles Lansdale	6
Joseph Simms	6
Abraham Faw	6
John Suter	6
David Geddes	6
Copy Sent by Col: Deakins	40.10

Fines and forfeitures incurred 1791

Thomas Crawford Retg Liquor	£6	p. Shff
William Bond Breach of Peace	2.6	Security
Barton Moore Neglect as Overseer		500 Tob:
Samuel Bonnifant B. of Peace	15	
Azariah Prather do	1.3	
Thomas Tucker do	1.3	
Robt. B. Crawford do	5	
Henry Brookes do	3	
Geo. Wilson do	5	
Copy Sent by Col: Deakins	34.5	500 Tob:

Walter Fryer Trustee of
~~George Ja~~
James Artis (Ch.)
a
Laurence Oneal and Alec
Casey Ecrs of Philip Casey

Action Brot. for a Continental money Bond (Royal)

Verdict pro Deft.
Jury Reqd. by Defo.
Co 501 3/6 pounds Tobo.

Thos. Crumphin — sws — Pltff
Henry Oneale — do — do

George H Offutt
Nancy Waters
Thomas Howard
Laurence Holt
William Wilson
Richard Gatrell

Kinsey Gittings
Zadok Hawks
William Dunn
Thomas Higdon
Sam B Magruder
Daniel Candler

William Oneale — do Dt.
John G Hamilton — do — do

Henry Culver Swo Pltff — [illegible]

George F Magruder } £100
Thomas Howard

On motion of Thomas Plater Esquire for admittance as an attorney at Law of This Court the Same was Granted and Licence of Admission Issued him he having Qualified agreable to Law £2.19.2

Ch.

Balance [illegible] Book
1791 in Folio 200

rdered that the records be removed — and that any further Additions that may be required by the Clerk Shall be made —

Court Adjourns To 15th June Next

The court met According To Adjournmen
Present The Worshipfull —
Jeremiah Crabb —

The court adjourns to the secon
Tuesday in August

The Court met According to Adjournments

Present The Worshipfull
Benjamin Stodded — Jeremiah Crabb and Richard Potts

The State of Maryland vs
John Suter
John Beckwith
Ra.s Campbell
} 6000 lbs Tob.s
} for Suters keeping a public house of entertainment £6..4 paid —

Same a
David Geddes
William Sing
Richard Ober
} 6000 lbs Tob.s
} for Geddes's keeping a public house of entertainment £6..4 paid

Same a
Matthew Reed
George F. Magruder
Thomas Howard
} £100
} for Reeds retailing Spirituous Liquor £3 paid Shff 5 ft

On motion of Thomas Plater Esquire for admittance as an attorney at Law of This Court the Same was Granted and Licence of Admission Issued him he having Qualified agreable to Law £2.19.2

Ch.

Balance [illegible] Book
1791 in Folio 200 —

Ordered that Summons issue returnable immediately for John Ward To answer The complaint of Mary Winegar (Ss) Sum.d Ch.

Elizabeth Hickman Ad.d on the Estate of Wm Hickmane

Stephen Winchester Exr of William Winchester a Charles Cattero } Henry Brookes Sp Ba

Wm B for Def.t ent.d

William Berry vs Isaac Lansdale } Issue Casa A A County

State of Maryland vs Samuel Thomas 3d Walter Clagett } £100 } for Thomas Turner relg &c £ 3 p. Sh.ff 5 Ctk

Negro Edward aged Ten years the Son of Negro Henney now dead Brought into Court and Bound unto Jacob Wilson untill he arrives to the Age of Twenty one years. during which Time Said Wilson is to Learn him the Art and Mystery of a Planter. to Learn him to read the New Testament and after the Expiration of Servitude he is to give him a good Coarse cloth Coat. Two Shirts and Two pair Shoes

1/2 p.t paid D Ch.

Mary Winegar a Ch.d John Ward } Complaint to the Court for Freedom dues —

On hearing the Court Adjudge that John Ward pay the said Mary Winegar a Waiscoat and peddicoat of new half Thick — or Pennistone a new White Linen Shift — Shoes and Stockings a blue Apron Two white linen Caps and Three Barrells of Indian Corn —

(Copy of the above given)

The Court Adjourns Till Tomorrow 9 O Ctk

The Court met Accordingly

present The Worshipfulle

Richard Potts, Benjamin Stoddert and Jeremiah Crabb

The State of Maryland vs Philip Jenkins Thomas Rawlings Ashford D Hailey } 100 £ } for Jenkins's relg &c 3 p. paid Sh.ff 5/ Ctk

The Commissioners appointed under the Act of Assembly entitled "An act to Straighten and amend the Several Public roads in Several County and for other Purposes therein mentioned, returned Surveys, plots and Explanations of the Several roads of this County Pointed out in the Said Act" and the following alterations and amendments were directed to be made Point in the road from the mouth of Monocasy to Benjamin Edwards from the most convenient place after leaving the mouth of Monocasy to Welshe's Store, from thence with the Old road, (Straightening it where it can be done with Convenience and Little expence) to Benjamin Edwards's Store from Benjamin Edwards's, lay out the most convenient road to the Court house paying attention to the expence, from Gung Town to Fred.k County road Persue the old road as nearly as possible and attempt Little more than to Straighten that where it can be Done to Advantage —— (copy given)

Adjudged by the Court that the Sum of two Shillings current money on every hundred pounds of Assessable Property in Montgomery County is hereby Levied under the Act of Assembly entitled "An Act to Straighten and amend the several Public roads in Several Counties and for other Purposes therein mentioned" to be collected as directed by the Said Act That one half of the Said monies So to be collected after paying the Compensation to be allowed the Commissioners shall be appropriated to the fifteenth road mentioned in the said Act. And the other half to Sixteenth road mentioned in said act

The Court Appoint Charles Perry Supervisor of the roads in Montgomery County under the Act "entitled" An Act to Streighten and amend the Several Public roads in Several Counties & for other Purposes ——

Ordered that he give Bond with Security agreable to Said Act (vide Bond filed in Pet. Bundle)

Ordered that Caleb Summers be appointed for erecting a Well on The Court house Lot. and That he call upon William Robertson collector in the year Seventeen hundred and eighty nine for the Sum of Twelve Pounds Ten shillings being the Sum Assessed for that Purpose in that year ——

The Court adjourns Till On the first monday in September Next being the 5th day of the Same month

The Court met Accordingly

Present the Wdhfte

Jeremiah Crabb and Benjamin Stoddert

The State of Maryland
vs
~~Henry & Ephraim Gaither~~
Solomon Holland
Benjamin Gaither
£100

Jno Henry & Ephraim Gaithers retg be L. 3 p. Stff & 5/ Ctk

Same
vs
~~William Fitzgerald~~
Solomon Holland
Benjamin Gaither
£100

Jno. Walter Fitzgerald's retg be £3 p. Stff 5/ Ctk

The commissioners under the Act of the General Assembly of Maryland "Entitled" An Act to Straighten and Amend the Several Public roads in Several Counties and for other Purposes — returned Surveys Plots and Explanations of the Several roads of this County Pointed Out in Said Act the following parts of Said Roads was approved of by the Court and the residue thereof Suspended untill the Next Term — Viz. The road from George Town to the mouth of monocacy and from thence to the Court house So far as from George Town to Captain John Bridge. — and the Court also approve of the road from George Town to the Termination of this County road So far as from George Town to the Court House and they appropriate of the [illegible] Shillings Tax, One hundred pounds to the first mentioned [illegible] and three hundred pounds to the last mentioned road — a petition of John M. Mahfield, George Hater, Benjamin Hodges Wm M. Lowell, Thomas Rawlings, Henry Chaple, Michael Delany Thomas Wilson of Henry, Benjamin Ricketts, Merchant Ricketts was filed a petition of John Ray &c was also filed. — ~~[illegible]~~ The Court ~~[illegible]~~ Continued Generally

The Justices of the County Court hereby appoint the following roads and also appoint the following persons overseers thereof

1	from the top of the Stoney Hill above John Threlkeldo to Michael Rogendufo's	Daniel Gaither
2	the road from the Forks near Joseph Belts to Captain John run above James Offutts Mill	Nicholas Magruder the colonel
3	from the fork of the road above William Bayley's plantation to rock creek Bridge by Charles Jones's and from Said bridge to Aaron Lanhams and Charles Jones's gate and from Michael Rogendufos to rock creek ford thence to the County line on the road that leads to the Church —	
4	from Captain Johns run including the Bridge and Causeway near James Moore's to the Court House	Michael Fulton Rt. Blackburn Wm. Dawson
5	from the Court House to rock creek bridge near James Smiths former plantation from the Court house to rock creek bridge near William Beckwiths plantation from rock creek Chappell untill it Intersects the George Town road and from the fork below said Chappell to rock creek bridge below James Beall's —	
6	from Michael Rogendufos to Captain Johns run near James Moore's, and from new Port mill to the main road that leads by Said James Moore's	
7	from Captain John meeting house to the Plantation of William Neadham —	

8	from the Court house to Henry Clagetts. from the Court house to muddy branch from the Court house to Joseph Wilsons and up to Luke Bernards road —	Sam Hardy & Alex Beall
9	from Sligo to Mistress Carrolls plantation thence to the County line on the Church road and out of that road to Sligo to Walter Bealls mill and out of the first road to rock creek bridge near Charles Jones's plantation	
10	from Sligo near John Lees on the road to Bladensburgh to the County line and from John Lees to the Cross road below Thomas Crchinghms plantation and from the North West by Walter Bealls mill on the direct road to the Church to Sligo Branch — —	Abey Pelings
11	from the muddy branch to Benjamin Edwards from above Thomas Packs plantation on the roads that leads to Said Edwards and by the south side of the Quince Orchard hill till it intersects the Old road that leads Thos. Abraham Hollands plantation and by and with the Old road till it intersects a road that leads through Abraham Hollands ~~plantation~~ lane and with that road to Zacharial Wilkins mill	Benjamin Williams
12	from Thomas Fletchalls to John Wilsons old road —	John Wilkins Jun. Wall Silas Wilson
13	from the eastermost side of the Branch where the bridge is near Charles Hayes's plantation to Seneca and from Charles Hayes's bridge to Wilsons old road —	
14	from monocacy to the east side of the bridge near Chas. Hayes's plantation	

1 15	from Seneca bridge near John Calhoons to the fork of the road near Brick Mr. Boyds and down the fork to the fordon Seneca above Richard Waters plantation from Zachariah Mr. Gibbons mill by and with the old road till it intersects the road that leads by Basil Roberts's	Basil Waters Richard Waters
16	from Joseph Wilsons to the bridge on Seneca near John Calhoons	
17	from the Bridge on rock Creek to the Cross roads that leads by Mrs. Carrolls plantation and from Thomas Williams's mill to the watery branch near Edward Garretts plantation —	
18	from Creek Bridge going to the Chappell untill it intersects the road to Swinfords bridge downward and with said road untill it intersects the main road at Henry Wilsons — — — — — — —	
19	from the Bridge near George Snellis to the fork of the road below Richard Thomas's and from thence to Cross Hawlings river to intersect the road near Greens Bridge — — — — — — — —	
20	from Greens bridge to the fork of the road commonly called Bucys road near Joshua Dogoey's Quarter	
21	from the County line near Jonathan Nacons to Walter Bealls mill from said Mill to the fork of the road near Jeremiah Duckers Shop from said place cross to the north West Branch to the fork of the road near Richard Thomas's Quarter —	Richard Jones

22	from the North (West side of Captain Johns run on the new road to the Center of Watts Branch from Thomas Cliffutts to the meeting house from said meeting house to the road by the widow Clagetts leading to the Court House —	Wm Duvall Esq. Capt Lowth Esq. Capt Johns Wm Brooke
23	from O Neill and Deakins mill On Seneca to the Center of the Causeway near Walters in the Sugarlands —	
24	from the Center of the Causeway near Walters in the Sugarlands to Thomas Fletchall's upper gate and from thence to intersect the old road	
25	from Rock Creek near Benjamin Ricketts to George Robertson's Bridge and the roads that leads from William Beckwith's Plantation to Williams's mill	
26	from the Bladensburgh road near John Trundles to the George Town road near John Clagetts from the road where the Same leads off to George Town below Allen Bowie's near Mrs Carroll's and from new port mill to the main road that leads by Andrew Heughes's and from said mill to intersect the road at Thomas Nicholls plantation	
27	from the road that leads from O neill and Deakins's mill on Seneca till it intersects the road from the little monocacy by Hendrey Allisons	
28	from the Country line near Thomas Richardson's Tavern to Snowdens manor from Snowdens manor to the fork of the road near Luckers Shop from Snowdens manor to the fork of the road above Richard Thomas's quarter	
29	from the fork of the road below Seneca to the fork of the road above Richard Thomas's quarter	Nacy Waters Geo Hampshire Benjamin Wm B. Williams
30	from the Comty line above Henry Ridgeleys quarter down to the fork of the road commonly called Bucys road	
31	from the easternmost side of Jacob's Bridge untill it intersects the Sugarland road leading from O Neill and Deakins's mill on Seneca	
32	from Nathan Magruder's to George Wilcoxen's lower gate and from George Robertson's bridge over rock creek down the Said road till it intersects the Chappell road Edward Gates's and from Mrs Williams's Shop to intersect the main road by Richard Thomas's quarter —	
33	from the mill fork above Basil Magruder's and with the Same by Queary's mill untill it comes nearly opposite to James LackLands plantation then in the Line of the said Lackland Archibald Orme and Elisha Williams till it comes opposite to Evans's gate	James Lackland
34	from the fork near Seneca Bridge to Beall and Johns's mill	Archibald Orme Elisha Williams
35	from the fork of the road near Brock Mizerjo to the Comty line above Little Bennetts Creek	
36	from Conrod Myerse's Ferry on Potomack river to the road commonly known by the name of Wilcoxens road to intersect the road from Benjamin Edwards to the mouth of monocacy	Wm B. Williams John Williams

37	from Benjamin Edwards's to Seneca Bridge by Thomas Cramphin's plantation and from said Edwards's to Oneill and Deakin's mill on Seneca	Wm Fields Nathan Log Co Wm G Pierce John Taylor Peter Nic Chas Tracey
38	from Seneca to the East Side of Rock Creek near Benjamin Ricketts and from Benjamin Ricketts to intersect the main road leading by Jeremiah Crabb's	
39	from the Lick on Wilcoxen's to intersect the road Leading from Benjamin Edwards to the mouth of Monocasy	
40	from Thomas Fletchall's upper gate to Conrod Myers gate	
41	from the road from Watts branch to Seneca Bridge	
42	from the east Side of Watts branch to Brooke Beall's mille	

Warrants made out & Sent

The Justices of the County Court here Assertain the rates for Tavern keepers and are as follows

A holt diet for a Gentleman with Cyder or Small beer	h.	2
A Cold ..... Do ..... Do	"	[illegible]
A hott diet for a Servant	"	[illegible]
A Cold ..... Do ..... Do	"	[illegible]
Madeira Wine per quart	"	7/6
Port ..... Do ..... Do ..... good	"	5
Claret ..... Do ..... Do ..... good	"	6
All low wines ..... per quart	"	3
Porter per quart	"	[illegible]
Country Strong beer ..... per quart	"	5
Country Small ..... Do	"	4
Cyder per quart	"	6
Spirit per gill	"	6
Rum Do	"	6
Spirit made into Toddy with Loaf Sugar pr Gill	"	8
Rum ..... Do ..... Do	"	8
Gin per gill		6
Punch made with Spirit & Loaf Sugar pr qt		2/6
Oats or corn per Gallon	"	10
Stablage and Hay 24 Hours	"	2/6
Pasturage 24 Hours	"	6
Lodging with Clean Sheets	"	9

Jas B Beall Clk.

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Constables	Hundreds		who Appointed
John Darbey	upper pt. New Foundland	1	Daniel Gaither
Nathaniel Beall	Lower pt. New foundland	2	Nicholas Hocker
Andrew Nicholls John Chambers	Upper pt. Potowmack	3	Andrew Nicholls
William Lodge	Middle pt. Potowmack	4	Levin Offutt ~~[illegible]~~
Walter Clagett	Lower pt. Potowmack	5	Edward Magruder
Thomas Rawlings	Seneca	6	Thomas Rawlings
Zachariah Beall	North West	7	Zachariah Beall
Jeremiah Berry of Jer.	Rock Creek	8	James Beall
Bennett H Clements	Sugarlands	9	Bennett H Clements
Leonard Hays	Sugarloaf	10	Edward Owen ~~[illegible]~~
Amon Riggs	Linganore	11	Amon Riggs
Joseph Hall	Cot. house Hundred	12	Joseph Hall

Warrants made out & Sent

John Beaton	Benjamin D Penn	Basil Windsor	10	Dt. ch.
Richard Mudd	Wm Clements	Wm Collier	1	off ch.
Jacob Perry	Matthew Dyson Junr.	Josiah Tennely	7	D ch.
Edward Jeans	D	D	3	D ch.
Stephen Wanman	D	D	3	D ch.
John Vinson	D	D	14	D ch.
Philip Dyson	D	D	4	Dt. ch.
Samuel Dyson	D	D	2	D ch.
Thomas Weeden	Benjamin D Penn	Basil Windsor	1	off ch.
Wm Condom	D	D	5	D & 2 off ch.
Simon Nicholls	~~Lawrence~~ Henry Oneal	Alexr. Catlett	19	off ch.
Francis Valdaneu	John Matthews	Michl. Rogendorfer	11	D ch.
Aaron Lanham	John Matthews	Michl. Rogendorfer	4	D ch.
as per Certificate Filed				
Fredk. Wetzel	D	D	9	D ch.
D				

Witnesses Sworn to Attendance

John Tucker	Jeremiah ~~[illegible]~~ Turner and Josiah Turner	Thomas Waters	13	[illegible]
Henry O Reily	State	Edward Waters	3	State
Same	do	Negro James	2	do
Elisha Fowler	do	Thomas Crawford	10	do
Thomas Johns	do	Barton Moore	6	do
John Holmes	do	do	1	Deft ch.
Samuel Offutt	do	Philip Murphy	14	State
George King	do	Stephen Tennell	3	do
Ann Head	do	do	6	do
Henry Stay	do	do	5	do
Francis Perry	do	do	6	do
John Attridge	Henry Ridgely	Thomas Waters	5	Off ch.
Jonathan Nixon	do	do	5	do ch.
Henry Oneale	Thomas S Wootton	William Davis	10	Deft ch.
Zachariah Dowden	Nathan Ellis	Thomas Braddok	25	Off ch.
Thomas Nicholls of Simon	do	do	26	do ch.
William Maud	William Clements	William Collier	3	do ch.
Joseph Ward	Alexr Catlett	Henry Oneale	10	do ch.
Chas Gassaway	Philip R Tindall	Simon Nicholls	16	Off ch.
Caleb Pepper	Wm Dawkins	Benjn D Penn	5	do ch.
Anthony Ricketts	State	Henry Brookes	3	State
Zach. Ellis	Bernard Hoff	Conrad Myers	6	Deft ch.
Benjn Hugman	Joshua Hunter	Joshua Shelton	4	Off ch.
John S Peather	Nichs Paull	Edwd Harding	6	do ch.
Chas Hungerford	do	do	9	do ch.
Thadeach Ellis	Bernard Hoff	Conrad Myers	5	Deft ch.
James Wallace	Nichs Paul	Edwd Harding	3	Off ch.
Henry Jones	Henry Oneal	Alexanr Catlett	10	do ch.

March Court 1791

Richard Hoggins	Thomas Drury Jun.	Simon Reeder	2	Off ch.
		Robert Greene	2	do ch.
Michael O Daniel	Judith McDonough	Nichs Butt		
Jn Gatton	Brooke Beall	Alexr Adams	5	Ct ch.
Benjamin Kelly	Nichs Paull	Edwd Harding	1	Off ch.
Nicholas Jenkins	James Read	Edward Barber	6 & 1 Ft.	Deft ch.
Josiah Tennely	Jeremiah Godman	Charles Hungerford	4	do ch. Off
Daniel Whalen	Lamach Beckwith	Leonard Hogenderfer	7	do ch.
Samuel Turner	Joseph West	Laurence Oneal, Alice Casey	7	do ch.
Nathan Clagett	John Lee Jun.	John Beall	4	do ch.
Nixon Clagett	Charles Hungerford	Jeremiah Godman	14	Off ch.
John F Thompson	same	do	14	do ch.
Joseph Poole Jr	do	do	11	do ch.
Wm G Pierce	Jeremiah Godman	Chas Hungerford	11	Off ch.
Solomon Hoggins	do	do	1	do for A. & Battery ch.
Thomas Higden	do	do	4	do ch.
Margaret Keigan	State	Robert Sutton	7	State
John Randall	do	do	7	do
Thomas Weeden	Benjamin D Penn	Basil Windsor	9	Off ch.
Joshua Owen	William Deakins	Benjamin D Penn	1	do ch.
	Alice Casey	Wm Magrath	17	Dt ch.
[illegible]n	do	do	15	do ch.
	Benjamin D Penn	Basil Windsor	7	Off ch.
[illegible] Ward	Alexr Catlett	Henry Oneal	1	do ch.
[illegible] Garrett	do	do	5	do ch.
[illegible] L Dawson	do	do	10	do ch.
Henry ~~[illegible]~~ Jones	do	do	2	do ch.
Kinsey Beall	State	Wm Bond	3	State
Michael Litten	Alice Casey	William Magrath	19	Off in No. 15 ch.
Charles Fierer	Anthony Cooler	Thomas Bowman	3	do ch.
[illegible]m Ward	Nathl Porter	Henry Oneale	6	do ch.

William Moore
Anthony Ricketts
Mary Wilson
Henry O Reily
Laurence Hewlo
Benjamin Gaither
Thomas Beatty Junr
Joseph Hall
Thomas Tucker
Thomas Rawlings
Solomon Hollaw
Jeremiah Berry of Jeremh
Samuel Bonnefont
Rebecca Harrison
Henry Oneale
Margaret Keigen
John Randall
Ann Hedley
~~[illegible]~~
Samt Offutt
Thomas Nicholls (Cryn)

2/4
1/3/4