

Pet^r according to the Law in that case made, ffor that your Lib. R. R. R.
Pet^r being altogether ignorant of the construction thereof, and
the Jury not minding the same, it being not read to them, or
that part thereof w^{ch} otherwise (before the verdict) your Pet^r
might have claymed the benefitt of, viz: that in such cases the
Offend^r should be convicted by the oathes of two Evidences
or more, yett notwithstanding that, the Jury (through their p. 257
ignorance of that pte of the law) brought your Pet^r in guilty,
that soe he was convicted by the oath of one onely person w^{ch}
is contrary to the forme thereof, upon w^{ch} the hon^{ble} Justices of
the Prov^l Court could doe noe otherwise then give judgem^t
and thereupon they pronounced the heavy and greivous Sen-
tence of banishm^t upon your pet^r and not onely soe but to
have and receive the severe punishm^t of whipping which is
greivous and will tend to the utter shame and ruine of your
pet^r; unless releived by favour of your Hono^{rs} mercy.

Your pet^r therefore in most humble & submissive manner
supplicates your Hono^{rs} to consider the severity of your pet^{rs}
Sentence, and have compassion on him, & mitigate the afore-
said Sentence, and remitt your pet^r the Corporall punishm^t of
whipping And your pet^r shall use all speedy meanes that
may be to depart the Province to ffulfill the other part of the
Sentence, though much to the greviance of your pet^{rs} wife and
family.

And your pet^r shall ever pray &c.

Ord^r to find good security for his behaviour during life

It is the Opinion of this board that the Jury haveing pro-
ceeded erroneously and brought in their verdict contrary to
Law The pet^r be wholly discharged from the Sentence passed
upon him; But the words by him spoken being of misbeha-
viour and apparently (though not according to Law sufficient
to convict and condemn him upon the Statute) his reall words;
It is Ordered that he be become bound to the Lord Prop^{ty} in the
summe of two hundred pounds sterl together with two good
& Sufficient sureties in each one hundred pounds sterl; for
his good behaviour dureing life.

Notice taken by the board that the Sheriff of Cecill County
had not according to his p^rcept returned the bodys of Swithen
Wells and Samuel Wheeler, wherefore ordered that he be
once more commanded to take them into his custody and
have them before his L^{sps}: Justices of the Prov^l Court at the
next Provinciaall Court to be holden at S^t Maries on the last p. 258
Tuesday in Novemb. next to answer their charge also to sum-
mons M^r Edward English and M^r Edward Jones to testifie ag^t
them, according to the foll precept (viz:)