

Lib. H. D. Boseman and M^r John West of the County of Somerset Gent. fit to serve the County in the Office of high Sherriff.

ffr: Jenckins
 Geo: Layfield
 Tho: Newbold
 Tho. Dixon
 Steph: Horsey
 Edm^d Howard
 Arnold Elzey.

Then Read a letter by his Ex^{ncy} rēcd from M^r ffrancis Jenckins dated the s^d of this Instant July wherein is set forth that by Virtue of his Ex^{ncys} Ord^r which he Rēcd: not till the 29th of June at Evening, he immediately writt Sumon's's and sent Messingers to give Notice to every Justice of the County to meet at the Court House on the Second of this Instant, pursuant to that Order, who all accordingly appear'd; only two that were absent out of the County, to witt M^r James Round gone for England, and Mr. Thomas Jones, for the Horekill and two more, Viz^t Coll: John Winder, and M^r Roger Woolford, impeded by indisposition of Body, Setting forth likewise, that the Representation in the Ord^r mention'd never appear'd in Court and that one ffrancis Thoroughgood one of the Principal men of that Grand Jury utterly denies his having any knowledge of the last Clause thereof touching the Continuation of the s^d Maj^r Whittington in the Sherriffs Office.

Then was by Ord^r Inspected what Justices are in the Commission of Peace for that County, whereby it appears that M^r Matthew Scarborough, and M^r Sam^l Hopkins (two of yo^r s^d Justices) are taken no Notice off, neither in the foremention'd Return nor M^r Jenkins Letter, and it being observed likewise that two of the Justices Signing that Return are parties Complainants, and that the rest of the Subscribers are but ffive in Number, w^{ch} is not one half of the Commission and further that the time assigned for the Justices meeting, being adjudged too short, so that it was scarce possible they should be all of them got together by that time, all w^{ch} inducing this Board to believe that the said matter might not be altogether so fairly Carryed on and as if the party Accused had not Equall Justice done him; Whereupon M^r Thomas Dixon one of the Complainants and Maj^r Whittington the party Accused (attending without) were Called for, who Came accordingly. The s^d M^r Dixon is acquainted with the foregoing Observations made upon the s^d Return, and Letter, and is asked why there was no motion made of M^r Scarborough nor M^r Hopkins, who makes answer, they were Dissent^{rs} Maj^r Whittington being asked what he had to say p^rsents to the Board a