

At a Council held in the Council Chamber on Friday the 20th day of October in the Nineteenth year of his Lordship's Dominion Anno Domini 1769.

Lib. C. B.
No. 20
p. 74

Present

His Excellency Robert Eden Esq^r Governor.

The Honble { Daniel Dulany Esq^r John Beale Bordley Esq^r
 { John Ridout Esq^r George Steuart Esq^r

Read the Transcript of the Conviction of Elizabeth Horner Condemned at the last Assize Court held in and for Somerset County for having feloniously Stole taken and lead away one dark Bay Coloured Mare of the Price of Ten Pounds Current Money of Maryland of the Goods and Chattels of a certain Levin Ballard. Read also the following Representation from the Judge relative to the said Conviction.

Somerset County Assizes Sept^r 1769.

The Evidence produced in behalf of the Lord Proprietary against Elizabeth Horner proved that the Mare was Stole out of the Pasture of Levin Ballard and was found in her Possession That the said Elizabeth was the forepart of the Night of the Stealing Twenty Miles from the Pasture afs^d and early the Morning after the same distance so that if she was Guilty of the Felony she must have traveled forty Miles that Night some Goods were also proved to have been Stole the same Night within a Mile of the Pasture aforementioned, which Goods were also found in her Possession She alledged that she received the Goods and Mare of a Person who absconded about the time of her being apprehended. As there appeared to the Judge a Possibility of her Innocence he begs leave to recommend her to his Excellency the Governor for Mercy, But on Condition that if his Excellency should exercise this divine attribute upon this occasion that it be with the condition of her leaving the Province

Dan of S^t Tho^s Jenifer

Whereupon Consideration of the Premises His Excellency with the Advice of this Board was pleased to Order that a Pardon Issue for the said Elizabeth Horner on Condition of her leaving the Province on or before the First day of January next, never to return again, or giving Security before two Justices of the Peace for her Good Behaviour for Seven Years. Which Pardon issued accordingly.

Read the following Papers and Depositions relative to a Riot committed, in Chester County Pennsylvania.