

August 16
Liber C. B.
No. 24
p. 323

August Court next. That a Robert Johnson was likewise on the said 24th Day of February 1781 Recognized by the said Philip Thomas in the Sum of fifty Pounds specie for his appearance at the then next County Court to be held for the said County of Frederick to Testify on Behalf of the said State against the aforesaid Hugh Kelly and not to depart etc. who also appeared but (from my memory) not before the Grand Jury were discharged, which occasioned as well his as the aforesaid Recognizances to be respited, and he neglecting afterwards to appear his recognizance was respited from Term to Term 'till march Court last when it was also called and forfeited and Execution hath likewise Issued returnable to August Court next. And that no Information or Presentment hath been made or is depending on behalf of the State against the said Hugh Kelly for any Criminal Matter in Frederick County Court since the Date of the Recognizances aforementioned.

As Witness my Hand and seal of Office this 27th Day of July 1782. W^m Ritchie Clk Fred Coty Court

The following Petition was presented to the Board by Henry Miller.

To his Excellency Thomas Sim Lee Esq^r Governor of Maryland.

The Petition of Henry Miller of Frederick County humbly sheweth That your Petitioner became bound in Recognizance with a certain Hugh Kelly in the sum of One hundred Pounds specie each for the Appearance of the said Hugh Kelly at March Court 1781. That the said Hugh Kelly appeared and attended at that Court and your Petitioner ignorant of the mode to be pursued for his own Discharge from the Recognizance and not knowing that it was continued from that Court, apprehended it was complied with by Kelly's appearance; and never knew or heard that it was continued on the Docket and Kellys further Appearance necessary, until the Sheriff of this County served an Execution on him for the recovery of one hundred Pounds returnable to the next August Court.

Your Petitioner humbly Prays that the forfeiture may be remitted him, as it was not incurred by any Crime of his own, but a neglect proceeding from his being unacquainted with the mode of discharging himself at the Court to which the recognizance was returned and as the Public have received no loss from that involuntary neglect, the Principal not being presented or any Prosecution instituted against him. And your Petitioner as in Duty bound will pray.

Henry Miller.

The following was endorsed on the back of the above Petition.

To his Excellency Thomas Sim Lee Esquire Governor of Maryland.

The Subscribers Justices of Frederick County Court beg Leave to represent the Case of the within Petitioner as one deserving your Excellencys favorable Interposition. The petitioner is not at all con-