

back well Laid on According to Law and that he be Taken etc. and thereupon as to the Corporall punishment af^d. Command is given to the Sherr of Ann^l County af^d by the Court here that he Do Immediate Execution by Setting the Said W^m Vernon into the Pillory one hour and by Whipping the Said W^m Vernon wth Twenty one Lashes at the Publick Whipping Post on his bare Back Afterw^{ds} in the Same Court the Said Sherr makes return that he has made Exccution According as he was Commanded as to the Corporall Punishment.

Thereupon the Said W^m Vernon is Committed unto the Custody of the Sherr of Ann^l County Untill he give Security for the Paym^t of the four fold af^d unto the Said Nehemiah Birkhead and for the Payment of the Severall officers fees Accruing Due by Occasion of the Premisses af^d And the Said W^m Vernon is Ordered to give Recognizance One hundred pounds Sterling himself with Two Securitys in fifty Pounds Sterling Each for his Appearance next Court and being of good behaviour but for want thereof he is Committed into the Custody of the Sherr of Ann^l County there to remain Untill etc. and the Said Sherr being Present took Charge of the Said W^m Vernon Accordingly

In Testimony that the aforegoing is a true Copy taken from the Prov^l Records. I have hereunto Set my hand and affixed the Seale of the Said Court this 13th Day of Feb^{ry} 1727.

Vachel Denton C^l Cur Provin

Afterw^{ds} To Witt on the Second Day of July Anno Dom Seventeen hundred and Twenty Eight Comes here into Court the af^d W^m Vernon by Edmond Jennings his Attorney And Says that in the Record and Process af^d As also in rendering the Judgment af^d it is manifestly Erred. In this that in the Record af^d it appears that the Judgment af^d was rendered Was rendered [sic] that the Said W^m Vernon Should Pay unto the Said Nehemiah Birkhead the party Grieved four fold of the Value of the Said Horse Amounting to the Sum of Eighteen Pounds Current money the Said Horse being Valued at four Pounds ten Shillings by the Said Court. And that the Said W^m Vernon Should be put in the Pillory one hour and that he Should receive Twenty One Lashes On his bare Back well Laid on and that he Should be taken etc. and also that he Should be [731] Committed into the Sherr of Ann^l County Untill he Should give Security for the Payment of the four fould and the Severall Officers fees and Likewise that he Should give Security for his Appearance at the then Next Prov^l Court and for being of good behaviour.

Whereas for the Insufficiency of the Indictment and the Venire facias Juratores and Proceedings af^d the Judgment Ought to have been rendered that the Said W^m Vernon Should go thereof without Day and that he the Said W^m Vernon Should be Discharged and this he is ready to Verifye wherefore he prays that the Judgment af^d for the Errors af^d and in the others in the Record and process being be reversed Annulled and altogether held for