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Dum die 10. Anno Domini 1691.



At a Court hold by their Majties Justices viz.

M. Francis Jervis. M. Robert. King. M. James. Baskin. M. Thomas. Howbold. M. James. Round. M. Samuel. Stopford. M. Thomas. Jones. Cap. John. King.

Their Majties
James: English

Compt. Emly for the Jurors for their majties at a Grand Jury hold for the body of this Emly the second tuesday in March last past being sworn upon the holy Evangelists do present and find that James English of this Emly Blount, together with one Wm. Mafon upon the fourth day of May Anno Domini 1690 did upon a point known by the name of

Samphur point in the County of Dorset within the Jurisdiction of this Court, steal and carry away four hogs belonging to and of the proper mark of Elmer and widow of the value of nine hundred and nine pounds of tobacco being not only a great damage, detriment and injury to the said Elmer but also to all the good people of this Province. Notwithstanding of the sacred and divine Law of God expressed in the right Commandment, in these positive words, thou shalt not steal. and in contempt of the good laws and institutions of this their Majties Province, thereby dishonouring Almighty God, giving scandal and evil example to all the good people of this Province, and against the public peace. Therefore their Majties Attorney traved judgment may made and provided. against such offenders. etc. Ja. King. Sr. C. Just.

The Indictment being read to which the said James English pleaded not guilty and for his tryall put himself upon the Country and the Sheriff's Command was given to the Sheriff to summon twelve good and lawfull men of this Virginiya that the matter might be the better understood. whereupon came John. Emmott. John. Smith. Wm. Anderson. Wm. Drifson. Wm. Noble. M. G. Gray. Edward. Cook. Thos. Hudson. Wm. Bryan. Wm. Thomas. Cull. James. Longwell. Aaron. Bishop. 12. who being duly returned, impanelled and sworn having deliberated heard the Indictment and also the Oath of the Jurors and returned fairly examined by Richard. Spibb. Thomas. Royall. John. Royall. James. Corril. Amos. Mason. John. Bozman. John. Renshaw. John. Johnson. Paston. Bartlett. and having read their charges and put forth to determine the same. and being sworn being now returned in Court being unanimously agreed do returne their following verdict. the Oath being called, is ordered to be read and followeth (viz) we of the Jury find the defendant guilty of the Indictment. John. Emmott. for man. where verdict was as above, by this Court to be returned.

This Courts judgment thereon was ordered. that the said James English pay to Elmer and the half of the four fold. viz. fourteen hundred thirty five pounds of tobacco. and also ordered that the said English be lashed at the whipping post upon his bare back to be well laid on. and also that the said English give good security for his good behaviour during the Courts pleasure. whereupon came the said English with his two attorneys (viz) Thomas. Carey & John. Johnson. and the said English did by Estroquiquet in open Court confess himself to be indebted to the said Elmer in the sum of four hundred and thirty five pounds of tobacco and the said Carey and Johnson in five pounds like money a piece to be laid on their good and Chastell's hands and commitments for their Majties. and the condition of which Estroquiquet is such that if the above bounden James English be of the good behavior and abarant to all their Majties Liege people of this Province during the Courts pleasure do also pay Court charges then the Estroquiquet void, else to remain in full force and virtue.

upon his submission to Court.