

March Court 1729

on the back of the preceding Indictm^t was under st^d at Gold^d by a true bill of the Hon^{ble} Justices
And the sd John Underhill in his proper person cometh and saith that he is in no
sort guilty of the premises and upon this Indictm^t as by the sd Indictm^t it is alleg^d
ed and sheweth he putteth himself upon the Country in Underhill in p^{er}son
and he who followeth for the sd property in like manner saith he is guilty

Thereupon Command was given to the Sheriff of Kent County that he immediately
cause to come here to be tried. Because as well he. to Quagmire de who neither de
By whom he. off which said prept the Sheriff of Kent County to wit Joseph
Young Gent now here at this day to wit at the Court House in the Town of Chester in
said County on the third day of March being the seventeenth day of said Month.
Anno Domini seventeenth hundred and twenty nine makes return that he hath here
ready to be tried as by the prept he was Commanded and now here afterwards
to wit the day and Year last mentioned came against the sd property by his
attly and as the sd John Underhill in his proper person as sd and the Jurors of
that Jury being called likewise came. Robert Dunn Thomas Wilkin Samuel
Andrew John Ashley William Deane John Wall Christopher Bellman Thomas
Hatchinson Matthias Day Thomas Massey Joseph Trulock & William Hynson
who being duly elected tryd and sworn to say the truth in the premises upon their
oath do say that the sd John Underhill is guilty of Stealing the Wheat and by
Robert Dunn therefor as do say Wherefore it is considered by the Justices here
to wit all the Court House in the Town of Chester in said County the same day and Year
last mentioned that the sd John Underhill stand in the pillory the space of half
an hour and then to receive at the public whipping past twenty and last he will
laid on his bare back till the blood appeare and a punishment for the crime of
the committing the felony and according to the force form and effect of the verdict
of the Jurors and also it is considered that he pay the Sum of One hundred &
forty four pounds of Tobacco being the four fold of the sd goods stolen and also pay the
Sum of Eleven hundred Seventy and pounds of Tobacco Cost Accruing on the premises
and to the officer of this Court

It is also considered by the Court here to wit the same day and Year last mentioned
that the Sheriff of Kent County take the sd John Underhill into his custody and execute the
punishment in the Judgment as specified and afterwards to bring him into Court again
off which prept the said Sheriff to wit Joseph Young Gent Esq^r Sheriff of Kent County
make return on the day & Year last said that he hath executed the said Judgment and
also hath here the said John Underhill before the Court

Edw^d Ayeroff proves that he attended the sd cause at an end ^{Monday} days.
ordered by the Court here that there be paid to the said Edw^d Ayeroff for the
same Allow^d two hundred and Seventy pounds of Tob^o

ordered by the Court here that the Sheriff of Kent County keep the sd
in custody until the four fold and Costs shall be satisfied

ordered by the Court that he be in custody until surety be given for his appearance
The sd John Underhill by a name of John Underhill sum^{ed} at last
Hounst Court putt into recognizance in the sum of twenty pounds
sd. for his appearance at this Court to answer unto the sd Indictm^t and that
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