

June 1708

Standing for Trial came the said Plaintiff by Richard Hunter his Attorney and the said  
 Defendant by his Attorney and the said Plaintiff by his Attorney declared  
 Kent County - Philip Keenard of the said County Merchant was attached to a Justice  
 in Maryland by John White in a plea of Trespass on the Case  
 And Whereupon the said John by Richard Hunter his Attorney Complaines for that whereas  
 the said Philip in the year of our said 1705 at Kent County within the Jurisdiction  
 of this Court did unlawfully & perjured a Servant woman of him the said  
 John called Sarah Kimball to grant him the said Philip the use of her body whereby  
 the said Sarah became with Child of a bastard begotten by him the said Philip Con-  
 trary to a certain Act of a Assembly of this Province in that behalf made & now in force  
 intituled an Act for Regulating Slaves & Servants to Wit that any Servant woman  
 having a bastard Child & not able sufficient to prove the party charged to be the  
 Begetter of such Child in every such case if mother of such Child shall be only  
 liable to satisfy the damage so sustained by servitude or otherwise as the Court  
 before whom such Matter is brought shall see convenient Provided that where  
 the mother of any such Child as aforesaid does prove her Charge by sufficient Testa-  
 mony of Witnesses Confession of the party charged or frequent Circumstances  
 agreeing with her Deed in her extremity of her pain or throws of Travell &  
 her oath taken by some Magistrate before the time of her delivery of every  
 such bastard Child or after her delivery then the party charged if a Servant  
 shall satisfy halfe the said Damage if a freeman he shall satisfy the  
 whole damage by servitude or otherwise as the Court before whom such Matter  
 is brought shall think fit and altho the said Philip was a freeman at the  
 time of the begetting of the said Child and hath so continued ever since and  
 well knowing the pain & penalty in the said Act of a Assembly contained and  
 that he the said Philip was the Begetter of the said bastard Child on the body of  
 the said Sarah as she the said Sarah as well before as after her delivery of the  
 same did declare NEVER THE LESS the aforesaid Philip did not any wise make  
 Satisfaction unto the aforesaid Plaintiff for the damage as the aforesaid Act of a Assembly  
 in that behalf doth provide altho the same to him he hath been thereunto by  
 the aforesaid John Requested to Wit upon the tenth day of June Anno Domini 1707 at  
 Kent County aforesaid within the Jurisdiction aforesaid but to make Satisfaction for the aforesaid  
 damage unto the aforesaid John without he hath denyed and Refused and as yet doth deny  
 & Refuse to the damage of the aforesaid John Two Thousand pounds of Tobacco and of this  
 the Court saith &c

Hunter pro Quer. Pledg. &c. Richard Hunter

Not Guilty of Felony Philipson Defendant

AND the Plaintiff saith he is guilty, in like maner prays it may be required  
 of Country Hunter pro Quer

Thereupon