His Lordship } We of the grand Jury do Present Joseph Holder for feloniously taking away two
ag.t } Hoggs belonging to Edward Cudworth the Sixteenth of Feby: in Stoprey Parish against
Jos: Holder } the form of an act of assembly of this Province and against the Peace &c. — James Rowsed foreman

Jos.h John Ricketts Constable —

Thereupon Command was given to the Sherif of Somerset County that he should take the said Joseph Holder if &c. to answer &c. And now here at to wit this Nineteenth day of March Anno Dom. One thousand Seven hundred and twenty two Comes the said Joseph Holder in Custody of the Sherif aforesaid in to whose Custody before that day was Committed for the Cause aforesaid, and the said Joseph Holder being Sett to the Bar in Thereupon Instantly demanded how he would acquitt himself of the felony aforesaid Saith that of the felony aforesaid he is not wilfully thereof, and therefore prays that upon the Country and William Farewell who for his said Lordships in this Part Prosecutes in like manner —

Thereupon Command is given to the Sherif of Somerset County that Immediately he Cause to Come here twelve &c. by whom &c. who neither &c. to Inquire &c. Because as well &c. of the truth of the said Fact upon the said Sherif to wit Joseph Mc Cleslan Gent makes Return that he has here ready twelve &c. as by his said Precept he was Commanded and the Jurors therein Impannelled being Called Come to wit William Lane, John Dennis Senr. Ebenezer Stanly, John Scarbrough John Rivards Richard Tyler John Bratton Samuel Turner Samuel Alexander William Lewis John Allington Henry Ayers who being duly Elected tryed and Sworn to Say the truth in the premises upon their Oath do Say that the said Joseph Holder is guilty of the felony as above is Imposed upon him — Whereupon the Court have valued the two Hoggs in the Presentment aforementioned to Six Shillings — Wherefore it is Considered by the Justices here that the said Joseph Holder pay unto the said Edward Cudworth the party Injured four fold of the Value of the two Hoggs aforesaid amounting in the whole to the Sum of Twenty four Shillings — and that the said Joseph Holder be whipt with twenty Lashes on the Bare Back well Laid on until the Blood appear and that he Stand in the Pillory a quarter of an hour and that he be taken &c. and thereupon as to Corporall Punishment aforesaid Command is given to the Sherif of Somerset County that he do thereof Immediate Execution according to the Judgment aforesaid rendred by whipping the said Joseph Holder at the Publick whipping post with twenty Lashes on the Bare Back well Laid on until the Blood appear and by Setting him in the Pillory a quarter of an hour and afterwards in the same Court the Sherif returns that he has done the Execution of the Judgment aforesaid as to Corporall Punishment as he was Commanded — But for that the Justices here as yet are not advised in the Complexion of their Judgment aforesaid upon the premises aforesaid day is therefore given the said Joseph Holder in Custody of the Sherif to hear their Judgment until the last Tuesday of April next for that the Justices as yet are not &c. At which said last Tuesday of April Anno Dom. One thousand Seven hundred and twenty three, being the thirteenth day of the same month Comes the said Joseph Holder in Custody as aforesaid, and for as much as the said Joseph Holder has not Sufficient goods and Chattles to Satisfie the four fold aforesaid and the Publick Officers their fees due to them by action of the premises aforesaid as also the fine and fees that accrued against the said Joseph Holder on a tryall at Suite of his Lordship for an Judicatum for an Escape, and the said Joseph Holder being a minor so that Court Could not dispose of him to Satisfie the four fold fine and fees aforesaid according to law

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