

June Court . . . . . 1741 . . . . . 104.

His Lordship . . . Somerset & Memorandum that at a Session of the peace of his Lordship the right Honble the Lord  
Francis Tate . . . Proprietary of the province of Maryland held at dividing Creek in Somerset County the third Tuesday of  
march to wit the seventeenth day of the same month Anno Domini one thousand seven hundred and forty before  
his said Lordships Justices the peace in the County aforesaid to keep assigned by the Oath of twelve Jurors being presented that  
Francis Tate late of Stepney parish in the said County of Somerset planter the twentieth day of December in the year of our Lord  
one thousand seven hundred and forty with force and arms at the parish aforesaid in the County aforesaid the Cabin of a certain Indian Singus  
then and there did break and Enter and five undressed Deer skins of the value of five hundred pounds of tobacco of the goods and  
Chattles of the said Indian Singus then and there feloniously did steal take and bear away contrary to  
the peace of the said Lord Proprietary that now is his good rule and Government and against the form of the act of Assembly  
in such case lately made & provided &c.

Whereupon it is Comanded the Sheriff of Somerset County that he should  
Take the said Francis Tate if he should be found in his bailiwick and him should safe keep so that he might have his  
body before the Justices of his Lordships County Court of Somerset to be held at dividing Creek the third Tuesday of  
June then next following to answer unto his said Lordship of the Indictment aforesaid &c.

And now to wit the sixteenth day of June Anno Domini One thousand Seven hundred and forty One at a Court  
then held at dividing Creek in and for the County aforesaid before the Justices thereof since the aforesaid Francis Tate  
in Custody of the Sheriff of the County aforesaid in whose Custody before that time for the cause aforesaid was committed and  
to the bar now here &c. in his proper person and being instantly asked how he of the felony aforesaid as by the  
Indictment aforesaid above upon him imposed with thereof acquitt himselfe says that he is in nocent thereof  
Guilty and hereupon of good and Evil he puts himself upon the Country . . . Therefore it is Comanded the  
Sheriff of the County aforesaid that immediately he should Cause to before his Lordships Justices here at dividing Creek twelve  
&c. and by whom &c. who neither &c. to be sworn &c. and the Jurors of that same Jury by John Handy Gentleman Sheriff  
of the County aforesaid to this Impanelled to wit Edmund Hough Joshua Caldwell, John Delmi<sup>r</sup>, Joseph Miller  
Michele Boner Knelt Nutten John Evans John Stiles Solomon Long Robert Michele Daniel Jones and Wm.  
Brown being called came who to say the truth of the premises and being Sworn upon their Oath say that  
the aforesaid Francis Tate is not Guilty of the felony aforesaid in the Indictment aforesaid above specified in manner &  
form as the aforesaid Francis Tate for himselfe above by pleading alleged

Whereupon all and singular the premises being seen and by the Court here fully understood It is Considered  
by the Court here that the aforesaid Francis Tate be quiet and goe thereof without day also it is Considered by the  
Court here that the said Francis Tate give Security for the payment of all fees or charges by means of the premises and  
Indictment aforesaid to any person or person whatsoever; but for want thereof the said Francis Tate is Comitted unto the  
Custody of the Sheriff of the County aforesaid, there to remaine the said Sheriff to wit John Handy Gent being present took Charge  
of the said Francis Tate accordingly &c.

