

August Court . . . . . 1741 . . . . . 147

The same . . . Somerset sh: Memorandum that at a Session of the peace

Rachel Barnett . . . of his Lordship the Right Honourable the Lord Proprietary of the province of Maryland held at dividing Creek in Somerset County the third Tuesday of June (to wit) the sixteenth day of the same month Anno Domini one thousand seven hundred and forty one before his said Lordships Justices the peace in the County aforesaid to keep a signed by the oath of twelve Jurors presented that Rachel Barnett late of All hallow Parish in the County aforesaid the thirtieth day of August in the Year of Our Lord One thousand Seven hundred and forty at the parish aforesaid in the County aforesaid and within the Jurisdiction of this Court did commit fornication with a certain person to the Jurors aforesaid and did permit the same unknown person then and there to beget a bastard Child on the body of her the same Rachel Barnett to the high displeasure of almighty God to the Evil Example of all others in such case Offending Contrary to the peace of the said Proprietary that now is his good rule and Government and against the form of the Act of Assembly in such case lately made and provided &c

Thereupon it was Comanded the sheriffe of the County aforesaid that he should take the said Rachel Barnett if she should be found in his bailiwick and her should safe keep so that he might have her body before the Justices of his Lordships County Court of Somerset to be held at dividing Creek the third Tuesday of August one thousand seven hundred and forty one to answer unto his said Lordship of the Indictment aforesaid

And now to wit at a Court held for the County aforesaid the third Tuesday of August being the Eighteenth day of the same month Anno Domini one thousand seven hundred and forty one before his said Lordships Justices at dividing Creek came the aforesaid Rachel Barnett in her proper person and had a hearing of the Indictment aforesaid and saith that she cannot deny but that she is guilty of the premises aforesaid in the Indictment aforesaid Specified in manner and form as by the Indictment aforesaid above against her supposed and the premises in the Indictment aforesaid Expressly Acknowledgeth and maketh Oath that a certain Gammage Evans is the begetter of the Child she stands indicted for and is willing to pay her fine for the fact aforesaid

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 Rachel Barnett pay unto his said Lordship the Right Honorable Charles Absolute Lord and Proprietary of the province of Maryland for her fine by the Court here imposed for and by occasion of the premises aforesaid whereof for me aforesaid she is Convict thirty shillings Court money of Maryland and that the said Rachel Barnett be taken to satisfy his said Lordship of the fine aforesaid

Whereupon the said Rachel Barnett is Ordered to give good Security for the payment of all fees or fees due on the Indictment aforesaid to any person or persons whatsoever. Thereupon a certain Joseph Lewis of Somerset County planter present herein Court undertook for the said Rachel Barnett to pay all fees or fees due to any person or persons whatsoever on the Indictment aforesaid in case the said Rachel Barnett doth not pay the same &c

Thereupon the said Rachel Barnett is Ordered to give Security for her appearance at the next Court to be held at dividing Creek the third Tuesday of November then next following to give Evidence on behalf of his said Lordship against the aforesaid Gammage Evans