

Elizabeth Spear and Samuel Carter their heirs Executors or any for either of them doe not from time to time and at all times hereafter require discharge and save harmless well the Justices of Somerset County Court for the time being as also the Inhabitants of said County of and from all Costs Charges and burthens whatsoever for or by reason of the birth maintenance nourishing and bringing up of the said Child and of and from all other suits Charges troubles or demands whatsoever touching or concerning of the same &c

Whereupon the said Elizabeth Spear is ordered to give good Security for the payment of all fees or charges due on the Indictment of to any person or persons whatsoever - Thereupon Samuel Carter of Somerset County planter present herein Court undertook for the said Elizabeth Spear to pay all fees or charges due to any person or persons whatsoever on the Indictment of to in case the said Elizabeth Spear doth not pay the same &c



The Same Somerset. Memorandum that at a Court of his Lordship the Right Honourable Benjamin Derison the Lord Proprietary of the province of Maryland held at dividing Creek in Somerset County the third Tuesday of March 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 of to keep asigned by the Oath of twelve Jurors presented that Benjamin Derison late of Allhallows parish in the said County of Somerset planter the fifteenth day of November in the year of our Lord one thousand seven hundred and forty at the parish of in the County of within the Jurisdiction of this Court did commit fornication with a certain Rachel Freeman and of her Body then and there had carnal knowledge and a bastard Child on the Body of her the same Rachel then and there did beget to the high displeasure of Almighty God to the Evil Example of all others in such Case offending contrary to the peace of the right honorable the Lord 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 Command was given to the Sheriff of Somerset County that he should take the said Benj Derison 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 Lordship County Court of Somerset to be held at dividing Creek the third Tuesday of June Anno Domini one thousand seven hundred and forty two to answer unto his said Lordship of the Indictment of &c

And now to wit at a Court held for the County aforesaid the third Tuesday of June being the fifteenth day of the same month anno. Domini one thousand seven hundred and forty two before his Lordships Justice at dividing Creek came the aforesaid Benjamin Derison in his proper person and had a hearing of the Indictment aforesaid and saith that he cannot deny but that he is guilty of the premises aforesaid in the Indictment aforesaid specified in manner and form as by the Indictment aforesaid above against him supposed and the premises aforesaid in the Indictment aforesaid Expressly Acknowledgeth. And forasmuch as it doth appear to the Court here that the aforesaid Benjamin Derison was guilty of adultery and not of fornication he being a married man at the time of