

August Court 1661

do pay unto the said Lord Propriety (towards repaying the Publick (part
of Talbot County aforesaid) the Sum of one Pound ten Shillings current
money for this Term by means of the Premises above upon them
imposed and that the same Richard be taken to satisfy unto the
said Lord Propriety the same Term &c

John Seede

Lord Propriety } Talbot County J^{ts}. At a County Court of the rightable
as } movable the Lord Propriety that now is held for Talbot
Negro Ben Slave } County at the Court House in the same County
Elizth. Oldham } the first Tuesday in August Anno Domini seven-
teen Hundred and sixty one by the Oath of twelve Jurors good
lawfull men of the County aforesaid who being sworn and charged to enquire
for the same Lord Propriety and the Body of the County aforesaid it is presented
that negro Ben late of St. Michaels Parish in the County aforesaid, the Slave of
a certain Elizabeth Oldham of the same County, after the End of a Session
of Assembly, which was begun and held at the City of Annapolis in Mary-
land the tenth Day of July which was in the Year of our Lords one thou-
sand seven Hundred and sixty, with Force and Arms at the Coun-
ty aforesaid the Store House of a certain Edward Lloyd and Henry Kelliey
of the same County feloniously broke and entered and one Silver Stick
Buckle of the Value of twenty Shillings current Money and one neck
Stock made of Cambrick of the Value of ten Shillings like Money
of the Goods and Chattels of a certain Daniel Pellums in the same
Store House being then and there being found, then & there from thence
did feloniously steal take and bear away (which same Negro Man
named Ben then and there to wit on the first Day of August
in the Year of our Lord seventeen Hundred and sixty one aforesaid and
at the Time of the said Negro Man, named Ben his breaking ventring
the Store House aforesaid, as aforesaid, and his feloniously stealing taking
bearing from thence the Stock Buckle and neck Stock aforesaid, was the
Slave of the said Elizabeth Oldham, to wit at Talbot County aforesaid against
the Peace of the said Lord Propriety 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.

Whereupon cometh Here into the Court aforesaid before the Justices aforesaid the Negro
Ben under the Custody of James Lloyd Chamberlaine Gent. Sheriff of
the County aforesaid in whose Custody for the Cause aforesaid he was had and ob-
tained, and the same Ben to the Bar here by the same Sheriff being
led, is committed to the same Sheriffe and immediately being asked
how He of the Felony and Burglary above upon Him imposed
would be acquitted He saith that He is not thereof guilty and that

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of Good and Evil doth put Himself upon the Country. And James Nicks Gent: who for the same Lords Propriety in this Part prosecuteth likewise. Whereupon it is commanded to the Sheriffe of the County of that He should cause to come here before the Justices and immediately twelve G^{ts} who neither G^{ts} to recognize G^{ts} because as well G^{ts} and thereupon the Jurors of that Jury wherof mention is made above being called certain of them to wit Peter Comerford Thomas Weston Jun^r Thomas Loveday John Gibson William Beswick Rich^d Graham Robert Newcomb come and in that Jury are sworn and because the Presidue of the Jurors of that Jury did not appear thereupon others of the Standers by by the Sheriffe of the County of to this are elected and at the Request of the sd James Nicks & by Command of the Justices of of new are appointed whose Names to the Pannell above mentioned are affiled according to the Form of the Statute in such Case yet forth and provided. which same Jurors so of new appointed to wit James Chaplin Joseph Turner William Shippe William Nicks John Markland being called likewise come up to say the Truth of and upon the Premises sd together with the other Jurors first impannelled and sworn being elected tryed and sworn Upon their Oath do say that the sd Negro Ben of the Felony and Burglary sd in the Indictment sd specified is guilty in manner and Form as by the same Indictment above against Him it is supposed and that He the said Negro Ben at the Time of the Felony and Burglary sd in the Form sd committed or ever after had no Goods or Chattles Lands or Tenements to the Knowledge of the Jurors sd upon which it is asked of the said Negro Ben if any Thing for Himself He hath or to say knoweth why the Court here to Judgment of Deaths against Him of and upon the Premises sd to proceed ought not according to Law, who nothing saith more than what at first He had said.

Whereupon all and singular the Premises by the Court here being seen and fully understood, it is considered by the same Court that the sd Negro Ben be taken from Hence to the publick Prison of the County sd and from thence be carried to the place of Execution and then to be hanged by the neck untill He be dead.

John Leeds Clerk

Lords Propriety } Talbot County 3rd At a County Court of the right
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 John Hemmick } Talbot County at the Court House in the same County
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