

for stealing in the month of September last  
a Mare and Colt. Value Eleven pounds  
five shillings; the property of Jesse Dalry-  
mple Brother in law of the Petitioner. and  
whereas it is set forth in the said Petition  
that the property so charged to be stolen  
was left in the care of the said Race when  
in September last the Petitioner the  
said Dalrymple and Mrs Dalrymple  
the Petitioner's sister leaving Baltimore  
to avoid the disease prevailing there and  
that in their absence a report was prop-  
agated that they were all dead, which  
being believed by the said Negro Race,  
he thought he had the best right to the  
Property left in his custody and sold  
the property which he is now charged  
with having stolen; which circumstances  
the Petitioner alleges in extenuation  
of the offence and therefore prays that  
a Noli prosequi may issue in favour  
of the said Negro Race and the owner  
of the Mare and Colt having joined  
in the said application. I have therefore