

notwithstanding the said Acquittal, Upon Motion of his Lordships Attorney General in October Provincial Court 1738 the said Verdict was set aside, and a new Trial ordered, altho' your Petitioner hoped, and was assured by his Council that the said Verdict was sufficient for your Petitioners Acquittal in the Premises

That in pursuance of the said Order a new Trial was accordingly had before his Lordships Justices of the Provincial Court in October 1739 and a special Verdict found in the favor which yet remains before the said Justices undetermined; But your Petitioner humbly conceives that altho' Omission of not entering up the said Records may appear by the said Verdict, yet that such Omission cannot be interpreted to proceed from any criminal Intention of your Petitioner

That your Petitioner during the Continuance of the Prosecution of and even before the first Trial of the Information of. had at his very great Expence procured the Records and other Proceedings of. to be completely made up, entered by which means no Person what ever could suffer, and forasmuch as the End of such Prosecution is (as he humbly presumes) effectually answered there by and that your Petitioner has been at a vast Expence in the premises He most humbly hopes Your Excellency and Honour will be pleased to take his Case into Consideration and put such a Stop to any further Proceedings against your Petitioner as to Your Excellency and Honour shall seem proper

And he'll pray  
of Dutton

This Board taking the said Petition into Consideration do humbly advise that no Judgment be prayed by the Attorney General on the said Verdict, but that a Nolle prosequi be entered in the said Prosecution of which the Attorney General is to have Notice and to act accordingly

Ordered by his Excellency the Governor that the present General Assembly which stands prorogued to the third Tuesday in November next be further prorogued to the second Tuesday in March next, and Proclamations issued accordingly

The Sheriff of Queen Anns County appearing according to an Order of this Board at their last Meeting on the 26th of September, and acquainting them, that his Under Sheriff who received the Letter directed to the

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