

Sworn the truth to speak upon the issue joined returned a verdict in these words to wit. "We of the jury find the defendant Robert Gray not guilty." Therefore it is considered by the Court that the said defendant Robert Gray go thereof without day & recover against Jeremiah Wester the prosecutor in this case his costs by him about his defence in this behalf expended.

The Commonwealth

against

Patrick Pond & Thomas R Gray

Pond costs

\$16.74

This day came as well the Attorney for the Commonwealth as the defendants by their Attorney and thereupon came a jury to wit. Matthias Williams, John Williams, Johnson Pope, John Barnatt, Robert Ricks, Alexander Myrick, Joseph M. Fairchild, Joel Williams, Charles Cummings, John Leav, John Harris & James Milliken who being elected tried and sworn the truth to speak upon the issue joined returned a verdict in the following words to wit. "We the jury find the defendant Patrick Pond not guilty." Therefore it is considered by the Court that the defendant Pond go thereof without day and recover against Jonathan Wester the prosecutor in this case his costs by him about his defence in this behalf expended. And the jury not having agreed in their verdict as to the defendant Gray were adjourned till tomorrow morning Ten O'clock.

The Commonwealth

against

Edwin Gray, Thomas R Gray, Patrick Pond & Francis S Williamson. After

Costs

\$88.35.

This day came as well the Attorney for the Commonwealth as the defendants by their Attorney and the defendant Pond saith he is not guilty in manner and form as in the Indictment against him is alleged and of this he putteth himself upon the Country and the Attorney for the Commonwealth likewise. The Attorney for the Commonwealth with the assent of the Court saith he will not further prosecute against the said Williamson upon the Indictment aforesaid. Therefore it is ordered that the same be dismissed as to the said defendant Williamson. and thereupon came a jury to wit. Richard B Day, Samuel Wallace, Joshua Harrod, John M. Smiley, Dixon Ferguson, Robert Goodwyn, Cooper Williams, Davis Bryant, Lewis S. Truitt, Holliday Revell, Giles Barnatt. who being elected tried and sworn the truth to speak upon the issue joined as to the other defendants returned a verdict in the following words to wit: "We of the jury find the defendant Edwin Gray guilty and assess the fine to \$500 and find the defendants Patrick Pond & Thomas R Gray not guilty." Whereupon on the motion of the defendant Edwin Gray it is ordered that the verdict rendered against him be set aside and that he pay the costs of this trial and that a new trial against the said deft. Edwin be had at the next quarterly Term. And as to the defendants Thomas R Gray & Patrick Pond it is considered by the Court that they go thereof without day and recover against Jeremiah Wester the prosecutor in this case the