

Maurice A. Deane School of Law at Hofstra University

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9-23-1749

### Judgment Book of Superior Court, Vol. A, Aug. 1744--[June 1750], at 341-42, New Hampshire State Archives - Bird Order

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SUPERIOR  
COURT



AUG. 1744  
*through*  
AUG. 1748



Whereas at this Court of Grand Jury found an Indictment against John Mitchell & William Blair with others to the Jury: *CH. J. W. M. W. J. B.* Pero known for sending menacing Letters to Sotham Odiorne Esq<sup>r</sup> to obtain a sum of money of him as particularly set forth in the said Indictment on which Indictment of said John was cr<sup>o</sup>t to trial in which trial Pero a Mollatto or Negro man belonging to the said William was called to give Evidence thereto Relating for the King and whereas process was Issued against the said William to bring him to trial which Process it was probable would be served before the Ending of the said Court and thereupon of Court ordered that the said Pero should be detained in of Custody of of Sheriff till farther Order but of Buifness of of said Court being now finished for this term and the said Process not served it is ordered by of Court that the said Pero be dismissed out of the Sheriff's Custody and that if the Sheriff or his Deputy Prison keeper has any Demand for his Support that he carry his Bill for the Same from the time of the allowance in the Court taxed against Mitchell to this day to the general Assembly for allowance & Payment this order past of twenty third of September 1749.

*Eliz<sup>a</sup> Bird*  
Complaint

*Eliz<sup>a</sup> Bird*  
Widow (in forma Pauperis) Complainant— the Complaint sheweth that a Son of the Complainant named John Bird a minor of about fourteen years of age now doth and for about seven years last past hath lived with Richard Winter of Portsmouth a foresaid Rope maker and as the said Richard suggesteth the said John Bird is by Indentures an Apprentice to him the said Richard for a time not yet Expired and that the said John Bird was bound unto him the said Richard as the said Richard suggesteth by Benjamin Bird late husband of your Complainant now Deceased that the said Richard hath for a long time since been



and now is Confined in the Goal in Portsmouth aforesaid where his wife keeps with him - that the said Richard hath for years past neglected and now doth neglect to provide suitable and sufficient meat Drink Lodging and Cloathing for y<sup>e</sup> said John neither hath the said Richard permitted the said John to attend any place of publick worship for five years past that your Complainant has reason to think that if the said John her Son be not taken from him the said Richard it will be to the Ruin of both Soul & Body of her said Son - wherefore your Complainant most Humbly prays the adjuvment of this Court on the Premises & that your Complainant may have some Relief in the Premises - The said Richard Winter being brought into Court to answer to said Complaint Shewed an Indenture with some Crafments in the Same and nothing made to appear that the said Servant had ever been provided for as in said Indenture mentioned and the particular facts Complaines of Appearing to be true & further that the said Richard is not in a Capacity to teach the said Servant the trade or give him any learning which has hitherto been neglected even so much as to read - and the said Richard refusing to give good Security for the better providing for and instructing the said John - It is therefore <sup>Ordered</sup> ~~Confined~~ that the said John be and hereby is discharged from his said Apprenticeship that the said Eliz<sup>th</sup> Bird shall take her said Son under her own Care and put him to some other person as an Apprentice to learn to read and write & some suitable Calling

#### Continued Actions

Proprietors of Chester Appellants against Joseph Brown Appellee Continued for that there was a Venire Issued to the Coroner to Summon a Jury for this Cause and no Return thereof made the Sheriff being a Proprietor of Chester