

Butler Chertaw Co^d October 15th 1858

To His Excellency

Gov A. B. Moore

Sir -

At the present term of the Circuit Court James G. Slater sheriff of this county was convicted under sections 782 & 783 of the Code and fined one hundred dollars. It appeared from the Execution docket of the sheriff that he had received for the county two dollars and on the defendant's offer to explain this, the court decided that the issue was immaterial, and therefore the verdict of the jury did not show that he had received any thing. The jury were under the law as charged necessarily obliged to render a verdict of guilty, but the fine seems greatly disproportioned to so small an oversight.

The County Treasurer testified that the defendant told him during the spring term that he had forgotten to render the statement on account of the small amount received and that he was then ready to pay it. There was in this an implied admission of a receipt of something, but when it is known that he did not keep his books ^{himself}, it is probable that he did not know certainly what he had received.

The treasurer further testified that the defendant had often proffered to pay whatever was due the county, but he had refused to receive it because the sworn statement was not proffered with the money.

Under these circumstances I recommend the case to the exercise of your Executive clemency, and hope your Excellency will see fit to remit the fine.

I am Respectfully
Your obedient servant
Robert B. Armstrong

To His Excellency
Gov. A. B. Moore

