

appearance, that he used every means in his power to procure Shorts attendance but could not find him, in consequence of which his aforesaid Recognizance was forfeited. The Petitioner states that he pays Rent for land, and has a family of seven Children to support who must suffer severely if he should be compelled to pay the forfeiture. Whereupon the Board considering the low circumstances of the Petitioner and the Expences incurred and having regard to a Recommendation from three of the Justices of the said County in his favor, do order and direct that the said forfeiture of Twenty pounds be and it is hereby remitted.

W. Smallwood
James Brice
John Kilty
John Davidson

The Council adjourned till tomorrow morning 11 o'clock.

[p 247] Tuesday 10th. July 1787

The Council met.
Present His Excellency William Smallwood Esquire.
The Honorable Jeremiah T. Chase
James Brice
John Kilty
John Davidson Esquires.

The Board having received information that the Naval Officers gave different interpretations to the Act of last Session to procure funds for the Payment of Messrs. Vanstaphorsts took up the Consideration thereof and issued their Instructions to the said Officers as follows.

“In Council July 10th. 1787

“Sir,

This Board having been informed that a diversity of Opinion has happened among some of the Naval Officers respecting the Construction of the Act to procure permanent funds for the Debt due from this State to Messieurs Vanstaphorst passed at April Session 1787 some of the Officers having allowed a Draw back of the Duties imposed by the said Act upon reshipping the articles subject to Duty, and others having refused to make such allowance, and it being necessary that the Construction of the said Act should be uniform, that the like justice may be done to all, We have thought proper to interfere and to notify our Opinion to you for your Government, that no Drawback can be allowed of the Duty imposed by the said Act because it is not expressly given. The allowance would certainly