

Liber II. II.

and taken vp before onely inhabited (as hee saith) by a Certaine Barbarous people the Indians. Vpon which ground his Royall Ma<sup>ty</sup> did grant and Confirme the said Pattent

But now whereas our Sowth River of Ould called Nassaw River of the New Netherlands (by the English sirnamed Delaware) was taken vp appropriated and purchased by vertue of Commission and Grant from the High and mighty States Generall of the vnited provinces long before. Therefore is his Royall Ma<sup>ties</sup> intention and Justice not to haue given and Granted that parte of a Countrey which before was taken in possession and seated by the Subiects of the High and Mighty States Generall of the vnited Provinces as is declared and manifested heretofore. Soe that the Claime my Lord Baltimores Pattent speakes of, to Delaware Bay or a part thereof, in severall other respects and punctuality is inuallid. Of which wee desire that Notice may be taken actum as aboue  
Augustin Herman  
Resolved Waldron.

Which being read the said Augustin was asked whither they had here any Pattent or Cobby of a Pattent from the States Generall of the new Netherlands or not, to which hee answered hee had not any. Wherevpon the Councell resolved to take  
p. 59 noe notice of that paper, and ordered the answeere to be engrossed, and so aiourned till next Day three of the Clock afternoone.

October the 8<sup>th</sup>

Present As yesterday.

The answeere was tendred to the Councell but there being some Errors in the Clarkes Copy aiourned till next morneing

October the 9<sup>th</sup> present as the 7<sup>th</sup>

The Embassadors being come the letter was signed by the Governor, and by the appointment of the Councell by the Secretary, in their name and Dated (vizt). Given at Patuxent the 9<sup>th</sup> of October 1659, and soe delivered to the said Embassadors.

[Correspondence with Virginia.]

Gentlemen.

Coll<sup>ll</sup> Scarburghes  
lère to the Governor. The Governor Comanded me transmitt his Letter, and giue yow notice how I intended to procede in the present warr. That if yow also procede therein