

the 5<sup>th</sup> of Jan<sup>y</sup>. What I have ordered the Receiver to advance Mr Evans I propose with your Approbation to replace by the Income arising from the Naval Office of Pocomoke which is held & executed in Mr Chamberlaines name whom I have appointed Naval Officer at Oxford in Succession of Col<sup>o</sup> Lloyd who resigned. I have endeavoured as much as possible to acquaint myself with the Circumstances & Occasion of the Murder committed by Kittsmiller on the disputed Boundaries; Mr Digges & some Witnesses that He brings insist that the identical Spot on which the Fact was perpetrated was included within the Courses ran by the Surveyor when the Land was first taken up, but on having Recourse to the Land Office whither all Land Warrants are after Execution returned & entered it manifestly appears that that Spot is not included within the Bounds as they are there platted & described & Stevenson the Officer who first Surveyed the Land avers that he never ran other Courses than were returned to the Land Office. This is all I can yet discover of the Affair. The Question now in debate is whether some Wittnesses that Mr Digges is to produce will invalidate Stevensons Testimony: Turn that out as it may, yet as the Pensilvanians had procured a Copy of the Land platted from the Maryland Land Office & thereby governed themselves in making Survey of the contiguous Land as lying in Pensilvania before His Majesty's Order in Council; I apprehend we cannot proceed to bring the Murderer to justice in this Province: in 1727 Digges obtained a warrant for 10,000 Acres, part of which Warrant was executed on 6822 Acres at this place, the other elsewhere; it is supposed that under the patent for this 6822 Acres Digges intended to possess & enjoy the whole 10,000 Acres at least as much Land as lay together worth having but afterwards finding the Pensilvanians had or were about to make Surveys on & deprive him of some of the Land on which he had made improvements or as he contends that having then first discovered the Error in the Surveyor's Return He in 1743 applied for a warrant of Resurvey from the Maryland Office to secure his improvements & add to his Tract as it was then entered in the Land Records 3679 Acres more. This warrant the Agent (not being acquainted with the Patentees intention to make an addition to His possessions of Land northward of the Temporary Line & having before given the Surveyor general orders not to make any Surveys beyond such Limits) without hesitation granted, & it was on this additional resurveyed Land that the Murder was committed—I was very uneasy at not being able to transmit the Rental Books more speedily but have taken care to have as many as were compleated sent by this same conveyance & hope the Rent Rolls for the remaining

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