

ing fines sett upon Offenders according as he shall think them fit objects of mercy: which he cannot doe if the Lord Baltimore be intituled to them.

P. R. O.
Maryland
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B. F.

As to the demand of waiftes straves, wilde horses and wilde hoggs; I conceive that such cattle as are mentioned in the representation to be claimed as straves are not in Law such, because they are marked with the marke of the owner, which marke being on record every person is obliged to take notice to whom they belong, and I doe not find that wild horses or hoggs are granted to the Lord Baltimore by the Charter of King Charles 1st and therefore I conceive the right to them is in the Crown as being feræ natura and the property thereof in no particular person. And though there be an Act of the Assembly which gives such goods (to which no person hath the right) to the Lord Proprietor, yet I conceive that Act cannot take away their Maj^{ties} right thereto, unless the royall assent had been given to such Act, which it doth not appear to me was ever obtained.

As to the last demand in relation to Bills Bonds and Records and other writings belonging to his Lordships lands, I conceive that the Bills and Bonds, if the fact be as tis affirmed to mee by the Lord Baltimore that they are his security for the severall sums of money agreed to be paid his Lordship by the Planters upon his granting Land to them and that they were in his custody and seized and taken from his servant there, upon his Lordship being discharged of the Government, the case being so, I think it may be just and reasonable that they should be restored to his Lordship againe, and I doe not see any prejudice can thereby happen to the parties by whom such Bills and Bonds were given, though they have not executed their warrants nor had certificates returned, for the Bonds cannot be put in suit till the Lord Baltimore hath performed the conditions on his part.

But I conceive it proper that the Records which are of publick use to preserve the Inhabitants title to their lands should be kept under the Custody of the Governor.

All which is humbly submitted to your Lordships great wisdom.

Tho: Trevor
Nov^r 2^d 1692.

Memorandum.

My Lord President is desired by the Lords of the Committee of Trade and Plantations humbly to lay before his Majesty the Report of M^r Solicitor General upon the Petition of the Lord Baltimore and the Representation of the Assembly of Maryland touching his Lordships demands in that Province.

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