

[Council to J. Rogers.]

C. C.  
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Annapolis In Council 17<sup>th</sup> Sept<sup>r</sup> 1778

Sir.

We have wrote M<sup>r</sup> Hooe that we do not consent to the Sale of the Gen<sup>l</sup> Smallwood, and have desired him to give her up to you; we request you will bring her to this Place as soon as possible

We are &<sup>ca</sup>

Cap<sup>t</sup> John Rogers

[Council to Prest. Laurens]

In Council Annapolis 17<sup>th</sup> Sept<sup>r</sup> 1778

Sir.

Yesterday the Governor received your Letter of the twelfth, covering the Resolution of Congress of the eleventh Instant. We are sorry that Congress should esteem any such Resolution necessary; the End would have been fully answered by communicating the Information received; the Person who gave that Information to Congress, could not have the least Reason to imagine that the same Information to us, would not, without the Intervention of Congress, have been properly attended to, nor could he but suppose that the sooner we were apprized of an Infraction upon the Embargo, the greater the Probability would be of the Offenders suffering due Punishment. As soon as we had any Intimation that a Breach of our Act was committed, vigorous Measures were taken, many outward bound Vessels were strictly searched, in one of them 32 Barrels of indifferent Flour, more than we judged necessary was discovered, she is an armed Vessel of considerable Force, is owned by Gen<sup>t</sup> of So. Carolina & S<sup>t</sup> Eustatia, she was ordered to load with Tobacco, the Owners & Consignee, we are satisfied, were entirely innocent and the Cap<sup>t</sup> did not appear to us to be blameable further than for not having an Eye strict enough on his Sailors who, we believe, stowed it in the Vessel without his Knowlege, for their own Ventures; we therefore thought Proper to remit the Forfeiture of the Vessel, on the thirty two Barrels of Flour being given up. From the Searches which have been made under our Orders and this being the only Instance of an Excess worth any Notice, we are induced to conclude that the Practice of eluding the Prohibition has not been so common as was represented to us and, we suppose, to Congress. Two Bermudian Vessels which were said to have been loaded principally with Flour, came from Baltimore and missed the Officer we sent up; we sent a Galley after them, but without Success. In Consequence of the Resolusion of Congress,