

Lib. X. that the Surveys and Settlements made thereon in right of Pennsylvania by purchases in England above forty years old were made innocently without the least Suspicion that any persons right was invaded by that Settlement and if it prove true that the Local Bounds of it are so uncertain that (as is
 p. 83 alledged) the Lines now Claimed Err by half a mile in their prescribed Distance from Elk River it appears Consonant to reason that those Boundaries when the General Title of the Proprietors to the Lands is settled if they fall to Maryland should be adjusted by disinterested persons and that in the mean time the possessors on pennsylvania rights while they deprive no Marylander of theirs should hold them peacably and be left to make their Terms if the proprietors should fail to make them for them upon the Grand Decision

That as it appears that Isaac Taylor was taken by the Officers of Maryland only for Surveying to the Northward of the Line to which this Province (as has been said always Claimed) some certain Lands at the Request of their possessors that had never been Granted or Surveyed by Maryland and Elisha Gatchell upon an Action Grounded on a Falshood with a design to try them for their Supposed Crimes by a Court of Maryland it is evident that as the whole Controversy turns upon the Boundaries in which neither province can be impartial and therefore are not to be allowed Judges in the Case to press these men to such a tryal is no better than determining it by Force which is inconsistent with all that can be accounted Legal

That the Case being the same in General in all these disputes it is inconsistent with the duty of all those Concern'd in Government to give way to any measures so incompatible with the maintainance of the peace of his Majestys Subjects committed to their care as these proceedings in their nature appear to be that to allow of them wou'd throw both
 p. 84 provinces into a State of Warr the promoters of which must deservedly feel the heavy censures of his Majesty for that the Aggressors must Account for all the ensuing mischief

That it is no new thing in America that the Boundaries of two Provinces should lye for many years undetermined those of New York and New Jersey being so to this day yet this Board never heard that Hostilities or what Amounts to them were Committed in such Cases or that Officers were employed to raise Levies by Force on the Settlements of each other

Upon these Considerations it is the advice of this Board that the Governor would be pleased to state these matters fully to the Governor of Maryland whose good understanding and humanity can never approve of such unfriendly (not to say Hostile) proceedings, that the Governor would also be