

2^{dly} Your Lordships in all Cases where Application has been made in any matters relating to the s^d province of Maryland have always been so justly indulgent to the s^d Proprietor of this Province, th^t y^r Ld^{ps} have constantly Ordered his being acquainted with such Application before any thing has been done thereon, & have postponed considering the same till his Lordship had first received a Copy of such Application & put in his Answer thereto, that so it might appear whether the same interfered with any of his Lordships Rights & Priviledges.

Calvert
Paper
No. 295½

p. 2

3^{dly} For that the Lord Proprietor has constantly enjoy'd & exercised as his unquestionable Right the Power of Approving or Repealing the Laws of the s^d province of Maryland as absolute Lord & Proprietor of that province, in which Capacity it is humbly presumed y^r Lordships will think the L^d Proprietor's Right too greatly concern'd to be passed over in the Instance complaind of, & am well assured the s^d Jacob Henderson has not made any Application whatever to L^d Baltimore to Repeal any Law whatsoever passed in that Province.

For these reasons & as L^d Balt^{re} is daily expected in England I most earnestly intreat y^r Lordships th^t the s^d M^r Henderson's Petition may not be taken into your Lordships Consideration untill the L^d Balt^{re} returns, nor till he shall have some Notice, or served with a Copy thereof, & a reasonable time allowed him to put in such answer thereto as his Ldsp. shall judge & be advised to be proper. As this humble request is agreeable to natural justice, & to the constant course of y^r Lordships Board, & of all the Judicial Courts of this Kingdom, & as it is a fix'd & an unalterable part of our Constitution th^t no One shall be Affected in the enjoym^t of any Right or Privilege without due notice first given & an opportunity of making his defence, & as it so nearly affects so valuable a privilege, so humbly hope y^r L^{dps} will be of opinion this is both a reasonable & a just request, th^t it will as such be allowed by your Ld^{sps}

N. B Their Ldps. on consideration of the s^d memorial dismiss'd the Complaint to a Farther Hearing

I am my Lords y^r
Lordships & Ca^e
Cecil^s Calvert

By a Committee of the Lords of the Privy Council Dec^{ber}
the 18th 1729

p. 3

His Majesty having been pleas'd by his Order in Council of the 14th of Oct^{ber} last, to Refer unto the consideratⁿ of this Comm^{ee} the Petⁿ of Jacob Henderson Clerk on behalf of himself & of the Clergy of Maryland complaining of an Act passed in that Province the 3^d of Oct^{ber} 1728 whereby one fourth part of what had been granted & established for their Support & maintenance by an Act passed there in