

May 20
Liber No. 78
p. 461

cial Capacity, and not as the Commissioners of your Executive: the Act of Council which you mention seems to have had a different Object and refers only to taking Measures to bring M^r Carbury to your State for Trial.

When your Executive shall think proper to exercise their Authority in the present Case and make a Demand of M^r Carbury we shall immediately order him to be delivered up and removed to your State. But we do not think that we can be justified in the exercise of any Authority over him beyond the Limits of this State: he must be delivered by our Officers at the Limits and there received by yours. If he is to pass thro' Delaware we conceive the Executive and Judicial Authority there should be made acquainted with the Affair, and their Ministerial Officers ordered to receive him of ours, and conduct him to your Limits where your Officers will take charge of him and carry him to such Goal in your State as you may think proper to direct.

Not having had the Honor of any Communication from your Executive in Answer to our Address on this Subject we can say nothing of their Intentions, and it does not become Us to repeat the Information by Another Letter as the one we have already wrote has been received.

We have the Honor &^{ca}

May 21
Liber C. B.
No. 24
p. 494

Friday 21st May 1784.

The Council met

Present the Honorable Gabriel Duvall, John Davidson & Charles Wallace Esquires.

A Petition from Mary Johnson, Widow of Lemuel Johnson late of Worcester County deceased, was presented to the Board setting forth that her late Husband in his lifetime was fined by Sentence of a Court Martial the Sum of Twenty pounds Current Money for Non Attendance as a Militia Man which Sentence is now about to be executed by Distress and Sale of the Goods of the Petitioner; that she has four small Children and very little property to support them, and therefore praying a Remission of the fine aforesaid; and the Board taking the same into Consideration, and the Allegations in said Petition being certified to be true by a number of respectable Gentlemen acquainted with the Circumstances of the Case, are of Opinion for the reasons aforesaid, and because it is unjust that the innocent should be punished for the Transgressions of the Guilty in Cases of this Nature, that the Said Fine should be remitted and do remit the Same accordingly.—

G Duvall
John Davidson
Charles Wallace

The Council adjourned 'till tomorrow Morning 11 °Clock.—