A few Days ago died at Charles-Town, of an inflammajory Fever, greatly lamented, Mr. Francis Kir, Clerk of Cacil Goulty; a persteman, shole Carac territough Line has been duly amiable.

Arrived at Landon, the Trial Greek Greek. Extract of a Letter from a Gentleman in Briftol to his Cor-

reffondent in this Province, dated Sept. 7, 1770 at I wrote you a few Days ago of the Appearance of War, which then feemed rather doubtful, but fince that the Favourite Sloop of War is arrived from Falkland's Island, and has brought those all on Peoples the Spaniards having arrived there in June last, with Five Frigates, Land Forces and Artillery, and difoof-felled the Englis. A Courier is differend to Madrid, and unless the Sapniards make Concessions, which it is shought they will note reposite Reuting of the Medica-ger, it is not doubted but that War will be declared in Acres Days.

The Piece Signed Ebeneder Mathie, al isle à l'Bred found by the Merendin du Petowinisch, cante 100 langur let Welt Brazilie; but etill certainly be inserted in miles all the contains the inserted i**se did nexts**. 2011 (1.11) (c. ar a est i sucquise, backi sa

Star . Touris Excellingy a R. O B. E. R. T. E. D. E. N. Efquire, Governor and Commander in Chief in and over the

The humble ADDRESS of the House of Delegates

Alay is pleafe your Extellency, Take Opening of this Seffion you were pleased to fay, "that you had only to request that we would proceed to complete the Buffhets recommendwould proceed to complete the figurest recommendded to us at the Opening of the lail Sellion of Assemis bly. We thall therefore take up that Business as
mearly as can be done, in the same State it was dropp
by the late abrupt Prorogation. We should be wanting in Duly to your Excellency, to the People and to
ourselves, were we to pass over, in Silence, a Measure
from which so many ill Consequences slow. When we
wisw as its Effects, a considerable Charge to the Peoyiew, as its Effects, a confiderable Charge to the Pro-vince; a total Stagnation of Business for several Days; Bills of Importance before both Houses unfinished, that must be taken up anew; the Journal of Accounts Jaying before the Upper House; the Petitions of many People descated, or with Expence and Difficulty renewed; an Inquiry into the Grievances of others stop-ped, and the Partice laid under a Necessity, either of attending at a heavy Expence, or going away unheard; attending at a neavy Expence, or going away unneard; a publick Offender released, and publick Luttice evaded; we cannot but complain of the Prorogation, as an undue and ill advited Exertion of Power, that Power with which your Excellency, as supreme Magistrate, is constitutionally invested for the good of the People.

Whatever might have been your Excellency's Motive, we may be allowed to conjecture, that as the immediate Releasement of Mr. William Stenars was to be the cer-jain Effect, his Commitment was the true Cause of the Prerogation; and as we are unwilling that our Conduct flould at any Time appear to your Excellency in adifadvantageous Light, and think it our Duty to re-present to you the Missehaviour of your Officers, we take the Liberty of presenting you with a Copy of a Report from the Committee of Grievances at the last Seffion, relative to Mr. William Stemart, and of the Re-folves and Proceedings of this House in Confequence of it; by which it will appear, that he, as Cleak of the Land. Office, by Instructions from his Principals, had taken Notes of Hand for the Payment of Fees accor-ding to Proclamation or Regulation, which should ding to Proclamation or Regulation, which should happen; and had allo tendered and administered an Onth not appointed or required by Law . These are Attempts, may it please your Excellency, which, as Guardians of publick Liberty, we are indispensably obliged to take Notice of, and to suppress in their very Beginnings. They are such a Violation of the Law such an Invasion of the Right of the Subject, as cannot

be submitted to by a free People.

The Proportion has no Right, Sir, either by himself or with the Advice of his Council, to establish or reor with the Advice of his Council, to enablish or re-gulate the Fees of Office, and could we perfuside our-felves that you could possibly enterpain a different Opi-nion, we should be bold to tell your Excellency, that the People of this Province ever will oppose the Usurpation of fuch a Right.

pation or inch a Right.

We will not luppose that your Excellency had any Knowledge of or could possibly Countenance these Transactions, and therefore we can with the greater Freedom remonstrate against the Conduct of the Hoquolisable Benedië? Calvert and George Straurs, Efquires, twho hast thus daringly infulted the whole Legislature, at that Time affembled for the very Purpose of regu-tating Officers Fees, by attempting to introduce a Reon of Fees by Proclamation; a Measure odious to the whole Province; to those especially, who can remember the Time when the illegal Project was first upon every Occasion, pay a due Regard to our Conftitutional Rights, and as we cannot but view these Pro-steedings of the Registers of the LandiOffice assvery high Missemeaners, and have thought in our Duty to be medificate against them, we will not entertain a Doubt but that your Excellency, upon this Information of the representative Body, will also consider them as great Infringements of the Rights of the People, and will immediately, call those Officers before you, and figure your Displealure at, and Displyrobation of their Goodney, and it is our Remedi, that without People where Goodney, and it is our Remedi, that without People where Goodney, and it is our Remedi, that without People with the colors of the second People with the colors of the colo

fignify your Displeature at, and Dispersation of, their Coodust, and it is our Request, that upon a Repetition of the Offices, your Excellency will, without Hefitation, displace them from their Office. The appoint of Day, as an Office in Office without the Adthority of Law, as an Office to arbitrary and dangerous in its Nature, that for full submit to your Excellency how product it may be in continue bit. Friend Warring in the highest point of the land of th

OVENDER S. Ambige B. TROBMAN, Speaker. 3 7 7 0.

To which his Explancy was pleased to return the following ANS WER:

That been the bject of my axious Attender, and the my verticer ceft With, to cultivate an amicable bederanding with the Representatives of the People of Maryland; and I am therefore deeply affected with Concern, to be thus driven to express a Disapprobation of the Spirit, by which fome of your Proceeding have been guided, and which prompted your laft Addrefs.

My Buty Lth Malways Teem is to be, Cavoid every Occasion of reasonable Complaint; but I must not forget, that it is my indifernable Duty to check the

forget, that it is my indifpensable Duty to check the Exercise of such Powers, as are incompatible with the indubitable Authority of Government, the permanent security of Property, and the conflictional diberty of the Myself theoretic is no since of the Myself theoretic is no since of the Myself theoretic is no since of early framed, they the most a require an individual state they make they unhappilly excite an importance many the general out Exposituations, tend to accorde a popular Different, and collinate they produce any mach the late though the Milchiefs they Produce any mach to be late though the Milchiefs they Produce any mach to be late they are the content, and collinate they produce any mach to be late they are the mach to be lated to the force of the mach they are the mach they are the mach they are the mach the force of the mach they are they are the mach they are they are the mach they are the mach they are the mach they are the mach they are they are they are the mach they are the they are mented, yet I cannot but derive great Confederion from Reflection, when they Ipring from Pallons, I am non answerable for.

Your positive Affertion, that the last Prorogation was an undue and ill advised Exertion of Pawer, per-

mit me, Gentlemen, to observe, carries with it mit me, Gentemen, to opinion and type any Authority to preclude a Vindication; especially are the Monity to preclude a Vindication; especially are the Monity of tives which influenced ine to apply for the Advice of those, who are appointed by the Constitution to give it, and the Reasons by which they evinced the Propriery of their Orinian, have not been explained to you. When Conjecture is indulged, there is great Danger.

of Deception. Jealouly may raile an Alacus which an acturate information of Circumstances might prevent and, under this Influence, Animadperson may be di rected against the Product of mere Imagination.

Whather it would have been more regular in some Department, to have called for a Detail of those Mortives and Reasons, and arraigned my Gorduct, in the Exercise of an unquestionable Preroga agreeable to your Views, or conformable to your Ideas, than it would be in mise, thould I require an Account of, and, on the fame Ground, condemn your Conduct; when exercised in any peculiar Privilege of your House, I shall not undertake to determine but I must re mark, that a precise information of the Subject ought eded your peremptory Decision upon its especially a Decision derogatory from the Character of those, who are bound by the firstest Fies not to de-

ferve the Reproach it conveys:

I do not mean to shelter, under Forms, the Principles on which I was advised and pursued the Measure of Prorogation, and shall therefore frankly explain them.—When I acted upon them, I acted bu a Conviction that I performed a most incumbent Obliga-tion 1 when I review them, I have great Complacency -When I acted upon them, I acted on a in the firm Perfusion, that I did what I ought; and should have been culpable if I had omitted.

It can hardly, I prefigure, he a Queftion, whether, when a Subject in this Government leading may deprived of his personal Liberty, it is the Duty of the executive Power to relieve him-whather, where the Authority to afford Relief is placed, there the Application for it is regular-where this is cognizable, there the Propriety of it is determinable? The Right of Petition is established for Purpoles to important, and fecured and enforced by Sanctions fo interesting, that the Representatives of free People can never, on any Occasion, dispassionately wish to impair or discountenance it. They would rather be inclined to connive at Improprieties in the Manner of exercifing the Right, than from it with a

View to Centure.

Mr. W. Steart, having been committed, by Order of your House, to the common publick Jail, made his Application to me for Relief against the Oppression of an arbitrary Procedure, claiming that Benefit of Protection, to which he, in common with his Fellow-Suh jects, is entitled. A Copy of his Commitment was laid before me, by which it appears, that on the accumu-lative Charge " of having taken Noves of Hand, as the Clerk of the Land-Office, for the Paymest of Fees contrary to Law; for impoing an Qath, as a judice of the Peace, not appointed and required by Law; and for an high Contempt of your House," he was committed "to be kept fafe and close in the public "Jail, until he should be thence discharged by Order of your House, I required the Consideration and Advance of the Council upon all the Circumfapees of the pice of the Council upon all the Circumfances of the Cafe, and their Opinion was, that you had afformed an unwarrantable Jurisdiction; which, if admitted, would cancel all the Guards and Securities, provided by a wife and free Polity for the Provedien of the Subject; and that, having been illegally deprived of his personal Liberty, Mr. Steam was unfailed to the Relief which is Exertion of the Provocative might afford him. In an Exertion of the Proregative might afford him: In confequence of this Opinion, and the Reafons by which it was supported. I interposed, by prorogaing the General Aliembly from Friday till the Monday next following, after having passed all the Bills heady for my Alient, and flattered myself that a foort Breed (as at Alient, and flattered myfelf that a foort Rreefs (as at had been an other Occasions); would rather be productive of fedate Reflexion, than of the heavy Charge, that I had effectually displifed a public Official from Confinement, oblivable public justice; and in it was of very indefential Braggeration, occasional is chafderable Expanse to the Respices and a time Stagnation of important Business for feveral Dignation in its Vision of important Business for feveral Dignation in Support of their Administrative Responses they advanced in Support of their Administrative Responses, the Period Responses for the Response of the Period Responses for the Indian in the Indian Response of Periods there in Tyring is established, that, under this first Confinement of their premeral in the Imprementation of the Response of the Periods of the Period Response of Periods of the Period Response of Periods of the Period Response of the Period Response of Periods of Periods

Magistrate, neither House of Assumbly the Vision the Administration of existing Laws, without a dangerous Infringement of the Constitution—that, of the legislast to you and the Constitution—that, of the legislast to the Legislast to the Light of the component of the Laws and the Laws are the Laws as the Laws are more or less than the just Proportion rannot be aftertained that your rigorous Commitment was bottomed as the Laws as the La Principle, that to you belongs the Authority of punish ing any Deviation from the Line of your Opinion-that if a precise Rule had been regularly pre-ordained by the Law, an Offence against it ought to be profe. cuted in a legal, ordinary fedicatory that a Profice.
tion and Punishment in a different Course are highly opprefive to the Subject affected thereby—that, in the ordinary regular Moministration of Justices our Poly bas Applied various innorticus Persantions forthe protection of the Subjecting and Topary making mention tedrich of lahr. Subjecting timer in party, awhich would be it from the best if your Head shift infirited possession to pour have introceeding, the risk party in the charged in not built to this life what hay could be be be being the best possession of the life of the best party and the best party and the limit of Perialty-subjection of the light on the best party and the best party best party and the best party best part perfects in there be fendonable Crime to suffer of the tealify any trailed to ferverous be jury; collected the leave to the large is conferred bid the jury to the parallel and the jury to the parallel and the jury to the parallel and the jury trailed to the parallel and the parallel be controlled by the Discernment of recently like as the first are punituable, for are the Witnesia if ic. juredellthe Fact is eried att que Wayselleiten it die termined in anotherwise there are britiste sto good against the Injuries of corpus and mistaken Verdick arenhere against the Oppression of paraille PILC neous Judgmentses Judgestate upon Outlite de Equi Right and Juffice to all Persons—they are personable Corruption-their Decisions are not conclusire in for Corruption—their Decisions are not conciunte in the first Instance but are subject to Revision, for which important Purpost is Grandindor of guildisticid if pointed—the Party's and diable to be distributed by the cond Profecution for the fame Matter; Astheticumiand Securities are of thick admirable Emission in the tecting the Property; Reputation; and berional alterif of the Subject; and to which suit; Subject white it or out of Office), is as well entitled as any; to other the to be realously and thingly unbinethisted at and if the Mrs. fure proper for their Defence should occasionally supped the Transaction of bother stifairs for a mides binger Term than a Day to Twoy the comparatively infiguracant Interruption would met deferven Moment's Dellberation-that thefe Guards and Securities, to efectial to the Stability of Property; and the personal Libers of the People, upon which to great undinvaluable in terests depend, would become prescribes indeed, if, through the Acquiescence or Inartention of Gorm-ment, your Houseissould be permitted to assume an execute the Power you claimed.——You are not from execute the Power you claimed. ——You are not form to determine according to Evidence; to do equal Ripk and Juffice to all Men indifferentiately—the Withdia examined before you, in a Caré of this Nature, would be liable to no Protecution; if perfored—there would be no diffined Cognicate of Parts in the Chillenge Illowed to nevert Parts in the constitution of Francisco. lenge allowed to prevent Partia ity-no Examination of your Conduct, however improper, in any other fail diction—ad new Trial; Writ of Eiron or appeal-Sour Determination, whether of Acquired of Courie would be no Bar to a Teesard Profession in a hi gal Judicatory. On these Grounds I was advised, and purfued the Step which I am convinced was the fitutional, which the Oceanish required and which the general Security demanded, and an extremely fort that it has proved to be so effective to you.

Mr. Steuart has already severely suffered for my foregularity he may have committed. Dy a vigorous and ignominious Imprisonment—to infinite south Paills and the Lame Delinquency is not consistent with the equitable Spirit of our Confliction, though he may ha tiable to it.

Blis Lordship's Authority has not yet interposed in my Regulation of the Fees of Officers, nor have I my Regulation of the Fees of Officers, nor have I my Regulation to imagine that feisfull interpole in facts a Minker, as to juffity a regular opposition to it. So far is I may be conterned in may finish Printing. I finish take good Care to action matture Confidentials and what I finish judge to be right and judg; will be the only Distate by makets Titall be interposed.

: Me. Cafeers and Mr. Steams have been mide stqualitied with your Complaint against them, and I call you their Answer; by which you will entirely the thousand programmed the programmed referring to any Programmed Reference and specting their Dues, how so I perceive any Bregularity an their Conduct, as I am of Opinion rivey were not dround; to do the Services without an immediate Payment of, or Security for, their Fees: The Rate which had obtained under Act of Allembly for more than IT. 21 red 4 Day of Ochlei hill, ifeens: to be the most miexception

Day of October hill, ileans: to be the most unexceptionable they could follow. His Lordship has, I think, the theatest Right to dispose of his real Estate, upon such Terms as he may think proper to direct the formal Observances in making Titles to his Grant, and to settle and regulate the Rewards his Officers in the Department may derhand and receive.

Be assured, Gentlemen, that I shall, on every Occasion, hay a due Regard to your Rights; that I shall be've counterpance the illegal Exactions of any Officers, nor submit to may Illuspanish, which may effectively endinger that conditions as Balance of countersting Powers, so needlary to the Protection of the People, and the Ereservation of the publick Peace.

: Cinth 23103 This single is your Address you hould have received fooner, but I didle tritles to latte I temporary Imputation; that that your Arrentess hould be diverted from the drope important objects of the deposition miles and the manufacture of the deposition of the deposi ROBERT EDEN. Allers bly and Month; would that the Fees militari, and militari in the committee of the committee pas it by th oblerve stale beine to die a Right to di be granted, mis fullit to du gent to the Payment of the Affembl count to affi finity pay I had been pro-Should his being; think we final have til then find nobs. W

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