

Religion, especially among the poorer sort in this Province: And Whereas nothing is more likely to promote the Practice of Christianity and Virtue, than an early and pious Education of Youth:—And Whereas many Poor People are very desirous of having their Children taught, but are not able to afford them a Christian and useful Education:—We whole Names are underwritten, do hereby Promise and Agree, to pay yearly during Pleasure the several Sums of Money or Tobacco, over against our Names respectively Subscribed, for the setting up a Charity School in the Parish of St. Peter's in Talbot County for Maintaining and Teaching Poor Children to read, write, and reckon, and Instructing them in the Knowledge and Practice of the Christian Religion, as protested and taught in the Church of England, and such other Things as are suitable to their Condition and Capacity, according to the General Plan and Rules hereunto annexed.

DECREE in CHANCERY, relating to the Boundaries of PENNSYLVANIA and MARYLAND.

LORD CHANCELLOR.

Tuesday, May 13, 1750.

Penn. } *Car.* **D**ECLARE, That the Articles of Agreement of the 10th of May, 1722, are valid and obligatory upon the several Parties who executed the same, or the Incorments thereupon, and their Heirs and Assigns; and that the said Articles ought to be specifically executed and performed, by and between the said Parties respectively, notwithstanding that the several Periods of Time thereby limited, for doing and performing divers Matters and Things therein mentioned and agreed upon, are elapsed: But that the said Articles do not bind or prejudice any Prerogative, Property, Title or Interest of the Crown, in or to the Territories, Districts or Tracts of Land, comprised in the said Articles, or any Part thereof; nor any Estate, Right, Interest or Possession of any of the Planters, Proprietors, Tenants or Occupiers of any Lands or Tenements, within the said Territories, Districts or Tracts, of, in or to any Lands, Tenements, or Hereditaments, lying within the same, which the Parties aforesaid had not a Right, or Power, by Virtue of the respective Charters or Grants under which they claim, to bind or conclude. *Therefore Decree*, That the said Articles of the 10th of May, 1750, and the several Matters and Things therein contained, be performed and carried into Execution, by and between the said Parties, and every of them; and to that End, let the Plaintiffs, *Thomas Penn*, and *Richard Penn*, the Father, in their own Right, and as standing in the Place of *John Penn*, deceased, and the Defendant, the Lord *Baltimore*, respectively, before the End of three Calendar Months from this Day, execute under their Hands and Seals, two several proper Instruments, appointing and authorizing proper Persons, not more than seven on each Side, with full Powers to the said seven Persons respectively, or any three or more of them, for the actual running, marking and laying out the Part of a Circle, and the several Lines in the said Articles mentioned: And such Commissioners are to give due Notice to each other, and to fix and agree upon a Time or Times, to begin and proceed in the running, marking and laying out the same: And let the same be begun, at the furthest, sometime in the Month of November next, and be proceeded in according to the said Articles: And let the said Lines be marked out by visible Stones, Posts, Trees, Pillars, Buildings, Land-marks, or other certain Boundaries, which may remain and continue: And let such Boundaries be marked on one Side with the Arms of the said Defendant, the Lord *Baltimore*, and on the other Side with the Arms of the Plaintiffs: And let such Lines be completely so run, marked and laid out, on or before the last Day of April, 1752. And when so done, let a true and exact Plan and Survey thereof, with the best, and most exact and certain Descriptions that can be given of the same, be made up, signed and sealed by the said Commissioners on both sides, and by their Principals, and be entered in all the public Offices in the Provinces of *Maryland* and *Pennsylvania*; and the three Lower Counties of *Delaware*, *Kent*, and *Sussex*: And let a true Copy of such respective Instruments, for appointing Commissioners, when prepared, be delivered by the Solicitor of the one Party, to the Solicitor of the other Party; and in case the Parties shall differ about such Instruments, or either of them, let the Master settle the same. And two Questions in particular, having been raised in *America*, by the Commissioners formerly appointed by the Defendant, the Lord *Baltimore*, and being now made in this Cause; *viz.* Where the Center of the Circle agreed by the

said Articles to be drawn about the Town of *Newcastle*, therein mentioned, ought to be fixed; and whether the said Circle ought to be of a Radius, or Semidiameter, of twelve Miles, or only of a Periphery of twelve Miles: And a third Question being also made in this Cause, *viz.* At what Place the Circle, called in the said Articles *Cape Henlopen*, is situated; *Decree*, That I am of Opinion, that, according to the true Intent and Construction of the said Articles, the Center of the said Circle ought to be fixed in the Middle of the Town of *Newcastle*, as near as the same can be computed; and that the said Circle ought to be of a Radius, or Semidiameter of twelve Miles; and that *Cape Henlopen* ought to be deemed and taken, to be situated at the Place where the same is laid down and described, in the Map or Plan annexed to the said Articles, to be executed accordingly. And after the said Limits and Boundaries shall be so set out and ascertained by the said Commissioners, let the Plaintiffs, *Thomas Penn*, and *Richard Penn*, the Father, in their own Right, and as standing in the Place of the said *John Penn*, deceased, and the Defendant, the Lord *Baltimore*, respectively, release and convey to each other, and their Heirs, their respective Rights, Titles, Interests, Power, Prerogatives, Claims, Demands and Pretensions, in or to the respective Territories, Districts and Lands, severally allotted to them, according to the terms Article contained in the said Articles of Agreement, at the Costs and Charges of the Parties or Persons, to whom such Release and Conveyance shall be made: And let the Master settle such Releases and Conveyances, if the Parties differ about the same; and let all proper Parties join in such Releases and Conveyances, as the Master shall direct. But this Decree is to be without Prejudice to any Prerogative, Power, Property, Title or Interest, of his Majesty, his Heirs and Successors, in or to the said Territories, Districts or Tracts of Land, or any Part thereof, and also to any Estate, Right, Interest or Possession, of any of the said Planters, Proprietors, Tenants or Occupiers of, in, or to, any Lands, Tenements or Hereditaments, lying within the same, which the Parties to the said Articles had not a Right or Power, by Virtue of the respective Charters or Grants, under which they claim to bind or conclude. And in case his Majesty, his Heirs or Successors, shall insist upon any Power, Title or Right whatsoever, either on Behalf of his Majesty, his Heirs or Successors, or of any of his or their Subjects residing in, or being possessed of, or interested in any Lands, Tenements or Hereditaments, lying within any of the said Territories, Districts or Tracts of Land, so as to hinder, obstruct or interrupt the effectual Execution or Performance of the said Articles, or any Part thereof, then, and in every such Case, let any of the Parties be at Liberty to apply to this Court from Time to Time, as they shall be advised; and reserve the Consideration of any further, or other Directions, to be given, as between the Plaintiffs and the Defendant, the Lord *Baltimore*, and the Defendants claiming under *William Penn*, Esq; deceased, upon any such Application. And let the Plaintiffs pay unto the Defendant, the Earl *Penn*, his Costs of this Suit, to be taxed by the Master: And let the Defendant, the Lord *Baltimore*, pay unto the Plaintiffs their Costs of this Suit to this Time, to be taxed by the Master; and reserve the Consideration of the subsequent Costs, and of all further Directions, until the Time herein before limited for Performance of the said Articles shall be expired. And any of the Parties are to be at Liberty to resort to the Court, as they shall be Occasion.

A N N A P O L I S.

On Thursday last the Lady of his Excellency our Governor, was happily Deliver'd of a Daughter.

The same Day his Excellency in Council, was pleased to Issue his Proclamation, proroguing the General Assembly of this Province (which stood prorogued to the 9th of October next) until Tuesday the 14th of May next.

We have certain Information, that on the 31st of last Month a Hoghead of Tobacco was brought to one of the Inspection Houses in *Queen Anne's County*, which weighed 1724 Pounds Neat, the Hoghead somewhat under the Gauge, and the Tobacco in good Order.

Monday last arrived here from *Bladeford*, the Ship *Catharine*, Capt. *Marshall*, with 60 Convicts.

Capt. *Walter Smith*, in the *Nerwall*, is arrived in *Patuxent* from *Glasgow*, but last from *Hamburg*.

We had a vast deal of Rain on Sunday Night and Monday last, which we hear has done considerable Damage in many Parts of the Country, by overflowing Mill Dams, and carrying away Bridges, &c.