

Calvert
Papers.

years ago from the County to the Provincial Bench, where it may be presumed it will be thought proper to continue him; And thus, there will be three wanting to make up the number 5. There may it is true, be some difficulty in filling these three Seats as they ought to be, but it is far from being impossible. The first thought is to keep clear from persons, that are of Impenetrable Ignorance, & the silly Affectation of popularity & unaccountable prejudice against his Lordships Rights, which have for some years past been too predominant there; And it is Evident that it is much easier to provide and secure three out of five, than five out of Nine 2^{ly} a Sound Lawyer ought by all means to fill that chair, 3^{ly} To induce persons well qualified for such an important service as a Judge, who must have & be furnished Judicaly in the points of Law to sit in a Court of Judicature for Trying Causes especially of real property. The temptation of acceptance is Rewards; not only the renown by just Decission but also by Reward in Money. The latter in Life is by all States allowed as a Noun Substantive & the Executive Means of Government & protection of a Civil State. Of this Latter Reward, Maryland by what I learn has been & is most absurd with regard of Proffit to the Judges of the Provin^l Court of Judicature, the Supreme Court of Law concerning property, the Decissions thereof Yeilding hardly a recompence & therefore furnished with Judges Mean & of no Acquired Abilities; the Direful Event of Ignorance or corrupt Judgement; As addition of recompence to gain Men of Stability with Submission is proposed, their Succession from that Bench to the Council, it is regular from thence being to the Court of Appeals; And all Necessary Reward ought to be contrived & bestowed till there arrival there, & this to themselves, sons or Relations & this invioble complied with, would fill the Judgement seat at the Prov^l Courts with able & Singular Just Men.

I have now done with the Important Points of this long Epistle; and hope if this Plan or one something like this is laid down Inviolably adheard to & Speedily put in Excecution, the Goverment will not only be carried on with Ease & quiet to itself, & Honour to his Lordship & all concerned; But also his Lordships rights & those of the people will meet with a fair Decision.

His Lordship directs these points to your consideration & Judgement. The Movements are with you, you have the Polity & can keep a good look out, choose able Steermen & your Vouage will be prosperous to your Proprietor. You have a good Polit. M^r Attorney Bordley. May all Health & Happiness attend you.

Y^{rs} truly
Cæcil^s Calvert