

Good will in his work he should not Value Digges for that he would hold it under Pensilvania Lib. C. B.

You have not intimated, nor was it ever pretended that Kitzmiller had any Warrant or Authority from Your Government to Slide himself thus Artfully into Possession so that I must own no Imputation lights there, & Even I would further Believe, that if Kitzmiller had made Use of publick Authority for such an indirect purpose before the Order of Council, his behaviour would have been publickly disavowed by the same Authority after that Order. But as it is, Kitzmiller without any other Sanction than what a Clandestine Contract with Lemon who lived on another mans Land, could give him, obtains Possession. This Possession whilst in Lemon was always considered to be under and be actually taken for Several years preceeding as a Taxable of the Maryland Government, And when Transferred to Kitzmiller Could not make any alteration to the Proprietarys Claim of Jurisdiction whatever might happen in that of M^r Digges or Lemons Property; But indeed it must require a rare Stretch of Reasoning to prove, That one getting Possession of anothers Land by an underhand transaction should Divest the first owner of his Claim

You are pleased to Say “That you let me know that Ultimately you must judge of the proofs I shall offer” I Suppose your meaning is not in the utmost Latitude of that Expression. It is true you may against Every proof refuse to make use of the authority of your Government for the Delivery of Kitzmiller into the hands of Justice here, But give me Leave to observe that any Proceedings against Kitzmiller Coram non Iudice can neither prevent a due and Legal prosecution of him Elsewhere nor Possibly a higher Examen of the whole matter as well as of our own Conducts p. 496

I am so greatly desirous of Disembarrassing you and myself from such disagreeable Subjects of Correspondence that it is with the greatest Reluctance I send Inclosed a Copy of a warrant to Collect Taxes in York County to which the Names of Several Persons (I am told) known Inhabitants under this Government are Subjoined, as the necessity of preventing further disturbances Occasions this mention of it, I trust the same Motives will prevaile with you to have an immediate Inquiry and Stop put to what may Incroach on the Rights of this Government & Derogatory to his Majestys Order.

I had almost forgot to assure you that if you are desirous of having the Persons (whose Depositions are already taken) re-examined here in the presence of any authorized, on behalf of your Government or the Prisoner the same shall be Complied with upon such reasonable Notice of what time may be