

obstruct the Recruiting Service, but have a contrary Tendency. Mr Randall's Application was not secret, but open, as other Applications are made, and was openly heard and determined. We do not comprehend what you mean by an ex parte Hearing, we neither did nor do consider you or Hamilton a Party; the State alone could be interested in our Decision. We viewed you in a very different Light from that in which you have been pleased to place yourself, and considered you as having a Right to judge of Randall's Complaint, in the first Instance, such Judgment not conclusive, but subject to our Revision and Controul, upon an Appeal to us. The Suit brought by Randall against Hamilton, cannot be affected by our Determination, and therefore he could not be injured by it, or considered as a Party. We communicated the Testimony in our first Letter, upon which our Request was made, and had no Doubt of your Compliance; you now say it is not conclusive, though you once thought it sufficient, or you would not have agreed to restore the Apprentice, on a Composition. You observe, had Mr Randall applied first to us, and we pointed out the Law that gave us a Power, you would with great Pleasure, have paid Attention to our Order; can that change Randall's Right, or does our Power depend upon the Mode in which Application for Redress is made, and will you admit that nothing but Punctilio prevents you from doing Randall Justice and restoring his Servant? As you have deemed it proper, by Way of elucidating this Case, to mention an Instance in which we have, in your Apprehension, deviated from Propriety; we wish you had preserved your Candour throughout, and recapitulated the other Instances alluded to, in which a Want of Delicacy was discovered by you. Though we feel no Propensity to augment our Power, or stretch our authority beyond the proper Tone, we shall without Reluctance, admit you to be a competent Judge of the Force of your own Observations. We know of no Criterion to ascertain and determine the Motives of Individuals. as public Bodies but their Actions, and this we must, and are willing to abide by, though we cannot flatter ourselves, our Conduct will, in all Instances bear the Scrutiny of the most candid. We should not have been thus prolix, but the Length of your Letter and the Variety of Matter contained therein, rendered it unavoidable. We hope it will not be necessary to enter into a more ample Discussion of this Subject, but that it may be terminated by your discharging and returning Simmonds to his Master.

April 24  
Liber No. 78  
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Friday 26<sup>th</sup> April 1782

Ordered that the western shore Treasurer pay to Joseph Atwell ten pounds, one shilling and eight pence, Matthew Navy eleven pounds thirteen shillings and four pence, Levin Travers seventeen pounds, eight shillings, George Bare five pounds, fifteen shillings, John Allsop sixteen shillings and eight pence, Frederick Green two hundred

April 26  
Liber C. B.  
No. 24  
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