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Tuesday 2^d November 1784

The Hon'ble John Davidson and Aquila Paca Esq^{rs} Attended

November 5
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Friday 5th November 1784

The Council met

Present

His Excellency William Paca Esquire

The Honble John H Stone, John Davidson & Charles Wallace Esq^{rs}

Ordered the Western shore Treasurer pay to Jubb Fowler Fifteen pounds Curr^t Money to be by him expended in the Purchase of Wood for the use of the Governor & Council.—

The Council adjourned till tomorrow Morning 11 o'Clock.—

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Saturday 6th November 1784

His Excellency William Paca Esquire

The Honble John Davidson & Charles Wallace Esq^{rs} attended

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Monday 8th November 1784

The Honble John Davidson Esquire attended.—

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[W^m Paca, Annapolis, To the Honorable The Judges of the General Court.]

I have the Honor of yours of the 6th Instant in answer to mine of the 21 October last past.

Your Construction of the Confederation is very different from my Ideas of it, and I find I have been much mistaken with Regard to the legal Principles of your Proceeding in the Affair of M^r Carbury.—

You are of Opinion that M^r Carbury's Offence abstractedly considered from our Treason Act could not be cognizable here before a Demand of him by the Executive of Pennsylvania. There is nothing I think in the Confederation, which says so, and in my Judgment such a Construction of it would defeat both the Object and Policy of it. M^r Carbury indeed could not be delivered up before a Demand but I cannot conceive why he should not be Arrested and his Offence so far cognizable before such Demand. I see no Ground at all for the Construction that the Executive only of the Offended State can charge the Criminal: I think any Man whatever Conuzant of the Offender's Guilt may charge him and on such Charge if the Evidence affords probable Grounds of Belief the Offender might be arrested.