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London 14th August 1704 (Saturday.)

Sir,

On my Letter of the 22d of last Month by the Nonsuch I informed your Excellency that I had failed in my Motion for a Transfer of the Surplus of the Stock beyond all the Claims of Russell, Mess.rs Ewers, and Trustees of Buchanan, on an Objection started by the Lord Chancellor, that the Attorney General of this Kingdom was not a Party to my Bill; and that I had proposed to Mr. Russell to make the Attorney General a Party if he (Mr. Russell) would limit his Claim, or agree that the Hearing on his present Answer should not be considered as an admission of the Value of his Property, and if he would consent to a transfer (before Hearing) of the Stock beyond the Value of £27,000 for the Property in Company, and the Value of his private property as he should estimate it. — To this Proposition I received a Letter of the 26th Ult.o from Mr. Hutchinson, That Mr. Russell "had desired him to give such answer as appeared to him proper, "and that he would not accede to any Proposition or Terms "of Compromise, or think of accelerating a Hearing of the Cause".

On the 20th of last Month my Demurrer to Mr. Russell's Bill was heard before the Lord Chancellor. The Demurrer was general (as mentioned in my Letter of 20th May) because Mr. Russell on his Case stated in his Bill, was not entitled

ARCHIVES OF THE STATE OF MARYLAND.

His Excellency William Pacca Esq.r Gov.r of Maryland.