MARYLAND GAZETTE,

Containing the fresbest Advices foreign and domestic.

THURSDAY, May 18, 1758.

ROBERT COUDEN, Attorney in Fact for Robert Swan. ASCHEME

in Annapolis, or

TO BE SOLD

Three following TRACTS of LAND merly mortgaged to Mr. Robert Swar yan, late of Somerfet County) lying on

at the Head of Nanticoke River, wiz. ook, containing 260
's Lett, — — 100
's Felly, — — 150
Acres.

son inclinable to purchase all or either acts, may apply for Terms to James

TERY,

ng the SUM of FOUR HUNDRED and y-Five Pounds, for further Securing OCK in Annapolis, and other Public ithin the faid CITY; to confift of 4000 rs, at 15/0 each, 1204 of which are

rst Drawn, not otherwise a Prize 6 ast Drawn, Ditto, - - -

lickets at 15f. each, make 3000 f.

Uses to which the above Sum of 435 l. to be applied, tending to the Public Good ce of the Community, as well without as is City; the best Expedient that could be at this Time for raising that Sum, being RY, and the Scheme thereof calculated to the Advantage of the Adventurers t being Two Blanks and a Half to a Prize, Deduction on the whole not 15 per Cent.) more need be said for its Recommendatil it is not doubted but the Tickets will ll Sold, as near One Thousand of them dy engaged.

the Tickets are dispos'd of, the Drawing in immediately, in the Court House in, in the Presence of Five of the Managers and as many of the Adventurers as shall per to attend.

per to attend.

Managers, viz. Messieurs John Bria,
Bordley, Nicholas Maccubbin, James Dick,
ulany, John Raitt, William Roberts, Lavies, William Reynolds, Jonas Green, Havard, James Johnson, John Clapham, and
bew, are to give Bond and be upon Oath
ithful Discharge of their Trust.

Tof the Prizes to be published in the T of the PRIZES to be published in the

GAZETTE; and Paid off, without any n, as foon as the Drawing is finish'd: e not demanded in Six Months afterwards, med as generously given to the Public, ses above-mentioned

hole to be conducted, as near as may be, ne Manner as State Lotteries in England.

s to be had of any of the Managers.
Fourteen Days Notice, at leaft, will be the GAZETTE, of the Time of Drawing.

Subscriber once more gives this public otice, that those who are indebted to him unt of the Store he lately kept here, at e of Mr. John Winter, and do not immeay off their respective Ballances, or secure Bond or otherwise, to the Satisfaction of eve Buchanan, who now keeps Store at Place, and has full Power to sellect and hose Debts, may depend on being fixed, Loss of Time or Respect of Persons. who have any Demands against the said are likewise desired to bring in their directly, and apply to the said Mr. Bur-Payment.

ALEXANDER DOTHIAM.

is Orrice in Charles-fireet; d. per Year. Adventisefirst Week, and One Shilling To bis Excellency HORATIO SHARPE, Efq: Geverner and Commander in Chief in and over the Province of MARYLAND:

The humble Address and Remonstrance of the House of DELEGATES.

May it please your Excellency, E beg Leave to affure your Excel-lency, that nothing less than the Regard we owe to the Prefervation of the Lives, Liberties, and Properties of the good People of this Province, could induce us to trouble you with a Representation so disagreeable to us, as what we are obliged to make to you, on the late March of Two Companies of the Militia, one from Quent Azze's County, which we are informed were stati-ened at Baker's Fort, on the Western Frontier, for a confiderable Time, and the other from Kent County, who, in an Attempt to cross the Bay in their Way thither, were drove back from Patassco, by a violent Storm, into Cheffer River, their Vessels for-ced ashore, great Quantities of their Provisions Iost, and the Men exposed to the most extreme Hard-ships. This we thought our indispensible Duty at our last Meeting; but, tho' we look'd upon it as a Matter of a very interesting Nature, yet we gave a Bill for his Majesty's Service, and the Security of our Frontiers, the Preserence in our Proceedings, and thereby (to our great Surprize and Conings, and thereby (to our great Surprize and Concern) made Way for your Excellency's sudden Prorogation (foon after the Upper House had passed after the World will judge, to deprive us of an Opportunity of laying before your Excellency what we had determined, not only upon that, but on several other Subjects; in order, as much as in us lay, to put a Stop to those Hardships. So rein us lay, to put a Stop to those Hardships, so ru-inous to the Properties, and to avert the Consequences, so destructive to the Liberties of the Peoe, which naturally must flow from a Pursuit of Measures in the Administration of Government, which feem at present too much to prevail.

As our feveral Addresses, requesting your Ex-cellency would be pleased to inform us explicitly cellency would be pleased to inform us explicitly by what Law or Authority, the Two Companies of Militia from Kent. and Quen-Anna's Counties were ordered to march, have proved ineffectual, we must proceed upon a Prelumption that your excellency gave your Orders for that Purpose, by Virtue of the Law for the Ordering and Regulating the Militia of this Province, for the batter Desence and Security thereof, which possibly you may be of Opinion is in Force; but by your Excellency's saying so much, in your several Messages on this Subject about the Conduct of the late Lower House, we think our selves laid under a Necessity, in the first Place, to recapitulate the Affair relative to the Marching and Service of the Militia, or rather those who have gone out as Volunteers under that Denomination, at different Times, since the Commencement of Hostilities with his Majesty's Enemies; and to represent, how widely different Enemies; and to reprefent, how widely different the Circumstances of our unhappy Frontier People were, when those Volunteers went out for the March of Part whereof your Excellency applied for and had the Approphation of that House) from what they were applied to the Approphation of the House from what they were under when the Militia of Queen Anne's and Kens Counties were lately marched.

. Some Time about the latter End of August 1756, a Party of the Enemy, supposed to be about Sixty or Seventy, made an Incursion in several Divisions, fell on the Settlement of Compcocheagus within this Pravince, and killed and captivated, as it was reported, near Twenty Persons; on the Second Day after, they made their Retreat. As they were returning, a Prisoner, who understood some French, escaped from them, and informed the People, that the Enemy had determined in a Council of War, to return immediately to Fort Duquesne, and then to make another Incursion into Conococheague. Settlement, in about Twenty Days,

About the same Time, Fort Granville in Pennfivania, we are informed, was taken and destroyed by the Enemy, and the Garrison, which confished of about Thirty Men, mostly, if not all,

killed or captivated. At the Opening of the Session in September 1756, your Excellency was pleased to lay before the then House, a Letter from the Earl of Loudeun, then Commander in Chief of all his Majesty's Forces in North-America, informing you of the "Loss of Ofwego, with all it's Stores and Ammunition," and the Train placed there; and that the Gar"rifon was made Prifoners of War, and our Na"val Power on the Lake destroyed." And his Lordship was pleased, on that Occasion, to shew his Sense of the imminent Danger hanging over this Province, by expressing himself in the following Words: "I must put you on your Guard, "against every ill Consequence of such an unhapmy Event; and as you may now expect the "Weight of the French Indian Power on your "Back, I must caution you to put your Frontiers "immediately in the best Posture of Defence you are able: as, from the Condition and Number are able; as, from the Condition and Number of Troops left to me, when I came to my Com-" mand, I can scarce hope to do more than to re" fist the French Power in these Quarters." The House, deeply affected, no Doubt, by the melan-choly Situation of their Fellow-Subjects on the Frontiers, were moved to approve a Measure, which they little thought at that Time (tho) they might even then esteem it a Stretch of Power) would be drawn into Precedent for the future, much less at a Time when there should be an armed Force in the Pay of this Province on the Frontiers, more than sufficient, were they compelled to do their Duty, not only to protect the Inhabitants, but to make them easy and quiet. And abstracted from all Considerations, whether there be any Law in Force to compel the Militia to march or not. the Gentlemen that were of that House, who are now of This, are now more unanimous in disapproving your Excellency's Orders for the March of the Militia from Queen-Anne's, Kent, and Calvert Counties, than they were in approving those relative to the March of the Companies from Baltimare and Prince-George's. And it is not without great Concern they reflect, that what was done at a Time when they believed the Frontiers were under imprison to Dancer from feveral concurrent der imminent Danger, from several concurrent Circumstances (besides your Excellency's talling them in your Message of the 25th of September 1756, "Nothing less than ordering Detachments if from the Militia of Baltimore and Prince-George's County thinker to cover the Inhabitance and County thither, to cover the Inhabitants, and encourage them to remain on their Plantations, would prevent the fine Settlement of Conoco-cheague being intirely broke up, and all that Part of the Country abandoned") should be made use of, as a Precedent, for ordering the Militia out at a Time when scarce a Person could be found, who could truly say, he was apprehensive

of any Danger at all.

This shews us the Danger of even being silent, whenever Power may exceed it's plain and express Limits; and teaches us, that notwithstanding in such a Case there may be a plansible Appearance of present Good, yet we ought to inspect some latent Evil is intended, and guard well against every bad Consequence which may possibly flow from a Stretch of Power beyond it's due Bounds. The Seventh of Odober last, your Excellency was pleased to send to us the following Message:

"I think proper to inform you, that upon the Appearance

"I think proper to inform you, that upon the Ap"I plication of Capt. Chaptine, a Member of your
"House, and a great Number of our Frontier Inhabitants, I did, the Third of August 1ast, order Capt. Delassomats and Capt. Moses Chapling to march Part of their respective Companies, " and to patrole on the Frontiers for their Protection. The Time for which they were ordered aut, is now expired; but they tell me, that

if other Parties are not sent to relieve them, the Settlement of Conococheague will, in all Probability, be immediately broke up, the People being thrown into the greatest Consternation by an Account that they have received from the Mouth of Opeccan River in Virginia, near which Place 'tis faid, that Seventeen Persons were killed and captivated by a large Party of *Indians* the Thirtieth of last Month, while the Garrison at Fort Frederick is too weak and sickly to send out fo many and such large Parties, as the Inhabitants think necessary for their Security. I do not choose, at this Time, to order out any "more of the Militia without your Advice; but
if you think it necessary, I will issue Orders for
that Purpose." That Message was taken into
Consideration the Eleventh of the same Month, and on that Occasion, those Gentlemen of this House, who were of the late House, seem to have afted under a Caution, which the Use they began to find was to be made of their former Approbation of your Excellency's Conduct, in fending out the Militia, had taught them; when they joined the other Members of this House in an unanimous Resolve the same Day, that there was no Necessity then of sending out the Militia, as there were Forces then in the Pay of this Province more than fufficient to guard the Frontiers thereof, and in Consequence of that Resolve, on the Fourteenth, sent your Excellency the following Address: "We are greatly concerned to find by your Message of the Seventh Instant, that while there have " been a Number of Troops kept up under your "Command, in the Pay of this Province, on the Frontiers thereof, more than sufficient for the immediate Defence and Security of the back Inhabitants, there should be Application made to you by Capt. Joseph Chapline, and a Number of those People, for Protection against their Savage Enemies: And we cannot but be of Opinion, that if even a Part of those Troops had been put under and punctually performed the Duty clearly enjoined them by the Law, by which they were raifed and supported, there would not have been any Room for those Applications, or the least Pretence for ordering out
any Part of the Militia in Confequence thereof.
And this Opinion we are confirmed in by the
Sentiments of Captain Joseph Chapline, now a
Member of our House, and several other back
Inhabitants. And therefore, as the ordering
out the Militia is a Measure we cannot approve "of, as to what has past, so we think it would be wrong for the present." We presume, if your Excellency had then obtained the Approbation of this House, for sending out the Militia on that Occasion, you would not, in order to have prevented the Settlement of Conococheague being immediately broke up, and to have quieted the People, then in a Consternation by the Account of the Death and Captivation of Seventeen Persons at Opeccan, have ordered out the Militia of Queen-Anne's and Kent Counties, or even Cakvert, tho' it was then a mild Season of the Year: Why then would your Excellency, contrary to the Opinion of this House, at the most severe Season of the Year, and at a Time when not so much as a Re-Year, and at a Time when not so much as a Report of an Incursion was stirring, send out the Militia of Queen-Anne's and Kent Counties, far distant from the Frontiers, and on the Eastern Side of the Bay? Or, Why the Militia of Calvert now, when may be added to these Circumstances, the Protection we all expect from the Party of Cherakees, who, your Excellency knows, are well encouraged by a proper Present made them this Session, and have engaged to act offensively in our Interest, and other numerous Parties, which, 'tis said, are now on, and coming to, our Frontiers, probably for the same Purpose? Indeed your Excellency was pleased, in your Message of the 23d of February last, in Answer to our Address of that Day, to say, "You had good Reason to apprehend, that the Soldiers