

Writts for Supplying the Vacancies of their Members according to their request which they may Please to Enter on their Journall— U. H. Journal
1659-98

Col Tailler is Sent with the Examination of Cholicke's Wife relating to the Murder at Point Lookout to the Lower house for their perusal Sign,d by the Clerk of the Council—

M^r Carvile and Col Burgess from the Lower House return the Paper last Sent them relating to the Indians which they have perused and are Ready Some of their Members to Join with Some of the Members of this House, in a Committee for further Consultations thereupon and likewise present the following Paper from the Lower house in behalf of Cap^t Coode Viz^t

Lower house of Assembly the 26th Aug^t 1681—

This house unwilling to Err in any Dutyfull respect to your Lordship and yet to preserve the Rights and Priviledges of this House, have caused a Diligent Search of Such Records and Authorities as might best inform us of the Rights and Priviledges of the Same: The best of which in being are those of Our own Country, upon due Examination whereof we find, that only Felony Treason and refusing to give Security for Breach of the Peace Can Divest any Member of this house of his Priviledge of Sitting in this House as a Member thereof, and not a bare breach of the Peace, much Less an Accusation only of the Breach of the Peace—

Therefore this house Humbly Beseech that the Restauration of the Said Member may be with Your Lordships Good will and Likeing or to Express such Cause as may not infringe the Priviledges of this house

Signed p^r Order of this House

C: Boteler Cl Assistant to the Lower house of Assembly—

Upper house August the 26th 1681.

This house by his Lordships Order do say that Cap^t Iohn Coode being a Member of the Assembly and a Iustice of the Peace did at a County Court held for S^t Maries County Carry himself So Debauchedly & Profanely that The said Court made an Order that he should find Sureties for the Peace and Good Behaviour which Order the Said Coode Contemptuously tore & Disobeyed and for that is to Answere his Lordships Iustices at the next Provincial Court and for this his Lordship Caused him to be put out of the Commission of the Peace in revenge of which the said Coode hath from time to time persisted to Machinate the Ruin of the Publick peace by forgeing and Sprcading false Scandalous reports Uttering Mutinous and Seditious Speeches threatning force of ten thousand Men to p. 313