

But in as Much as the said Office is now claimed by Doct<sup>r</sup> Payne on pretence to Raise a fortune for his Brothers Daughter but really to take the most of the profits to himselfe And that he hath Authorized one M<sup>r</sup> Richard Royston & M<sup>r</sup> Henry Denton to Execute the said Office as his Deputyes w<sup>ch</sup> by the Law of England & of this province he cannot doe nor Justify, And in as much as the said Royston who dyed at Sea lately comeing in, was a person altogether uncapable of Executeing the same both for his Ignorance in all learning and for his life & actions notoriously Scandalous in this province, And in as much as the said M<sup>r</sup> Denton does think himselfe not Qualified thô Lawfully authorized to performe the Same, and hath refused to Concerne himselfe in it. Therefore wee humbly desire the Concurrence of his Ex<sup>ncy</sup> of the Burgesses of Assembly that this Matter may be Represented to his Sacred Maj<sup>ty</sup> by the Hon<sup>ble</sup> & Right Reverend the Lord Bishop of London whoe is hereby humbly requested to addres his Ma<sup>ty</sup> That he will please to Establish & confirme the said Office upon some sober & Learned person whoe may reside in This Province and Execute the same as Judge in Causes Testametary and as Suffragan or Commissary to the Lord Bishop of London to the Glory of God the Hono<sup>r</sup> of their Ma<sup>ts</sup> and to the Gen<sup>l</sup> good and Benefit of the Church of England already so prosperously founded by their Great Goodness & Grace in this Province. Original Journal. p. 76

Answer Received to the same from the house is as follows:  
Viz<sup>t</sup>

By the Burgesses of Assembly Octob<sup>r</sup> 18<sup>th</sup> 1694:

In Answer to the last Message Sent by y<sup>r</sup> Ex<sup>ncy</sup> the Govern<sup>r</sup> and Councill Concerning a Suffragan wee are in this house agreed that the Office of Com<sup>missary</sup> Gen<sup>l</sup> is fitt to be bestowed on such of his Lsps Suffragans if their Maj<sup>ties</sup> sees fitt gratuitously soe to Appoint it with this humble proposition that this Province is not able to raise any further Support at present for such a Suffragan. And humbly prays that if your Ex<sup>ncy</sup> & Covncill will vse yo<sup>r</sup> Intrest w<sup>th</sup> his Lopp to send one on these tearmes you will highly Obleidge us therein.

Signed p order  
C Lomax Clk Assembly.

The Hono<sup>ble</sup> their Maj<sup>ties</sup> Councill agree to the Same.

His Ex<sup>ncy</sup> is pleased to propose to the Board that they would advise w<sup>t</sup> way is best & most proper for the Service of their Ma<sup>ts</sup> & intrest of the Countrey, to Settle the Land Office & ffees thereof And w<sup>th</sup> all that they would State the Case how that