

At a Councill, May the 21<sup>th</sup> 1696.

Lib. H. D.

present

His Ex<sup>ncy</sup> Francis Nicholson Esq<sup>r</sup> Cap<sup>t</sup> Gen<sup>ll</sup> &c<sup>a</sup>

The hono<sup>ble</sup> Coll Nicholas Greenberry }  
Coll Charles Hutchins }  
Coll David Brown }

L<sup>re</sup> from Coll Addison together with Depositions touching the Murther &c<sup>a</sup> s<sup>d</sup> Depositions & papers be delivered to M<sup>r</sup> Attorney & Sollicitor Gen<sup>ll</sup> for them to make Report therein as to matter of Law, as also to the Justices of the provincially Court for their perversall & Report likewise, which were accordingly delivered to M<sup>r</sup> Attorney Gen<sup>ll</sup> at the Board together with a Copy of the Articles of peace &c<sup>a</sup>

Produced at the Board a Letter by his Ex<sup>ncy</sup> Rec<sup>d</sup> from the hono<sup>ble</sup> Coll John Addison, together with a couple of Depositions inclosed in Relation to the afores<sup>d</sup> Murther which were Read; Ordered that the

Ordr inde  
Whitehall

The same came Reported as follows, Viz<sup>t</sup>

To his Ex<sup>ncy</sup> the Govern<sup>r</sup> &c<sup>a</sup>

May it please yo<sup>r</sup> Excell

We have consulted these papers relating to the suspected Indian, and as to their weight & efficacy in Law, We conceive that it is not sufficient Evidence in Law to Convict the Indian, though perhaps of weight enough as We conceive with a Grand Jury to find a Bill, but that cannot be done this Court, the Jury being discharged; therefore We conceive he ought to be secured till the Assembly, and in the mean time that Warrant should issue for the securing the other Indian sworn against by Parker & Montray; All which is humbly submitted to your Excell by

Yo<sup>r</sup> obedient Servants

George Plater  
Will<sup>m</sup> Dent

Whitehall

The Justices of the Provincially Court do Concurr with the above Result, and that Care may be taken for the Apprehending and securing of the Annacostin King, who formerly was Comitted into Custody vpon suspicion of being guilty of a Crime of the like Nature.

P. 340  
Whitehall

Signed p Ord<sup>r</sup>

H Wriothsley Clk.

The s<sup>d</sup> Report was Approved off, and Warrant was accordingly issued & sent vnto the hono<sup>ble</sup> Coll John Addison, together with some Instructions how to Act in that affair.