

To His Ex<sup>cy</sup> Francis Nicholson Esq<sup>r</sup> Cap<sup>t</sup> Gen<sup>ll</sup> and his Original  
Maj<sup>ty</sup>s Hon<sup>ble</sup> Councill Journal.  
The Humble address of the House of Delegates

May It please yo<sup>r</sup> Ex<sup>cy</sup>

It being Evident to this House that M<sup>r</sup> Philip Clarke one of the members of this House is now deteyned in prison, and it falling under Consid<sup>ac</sup>ōn to inquire for what Crime the said Philip Clarke was soe detayned and whether under such Convictions as debarrd him from the seruice of this House, In order whereunto Inquire was made of the Sherriff by what and for what Crime the said Philip was by him detained His answer was that he was deteyned by virtue of a Capias ad Satisfaciendum ffor six thousand pounds of tob due to the King but could produce noe such precept, and haueing examaned former p<sup>r</sup>sidents in the like Case doe find that noe member ought to be restreynd from the service of the House but for treason ffellonye or denying surety for the peace Therefore doe humbly Conceive his being present here is our undoubted Right and Priviledge and for this Reason doe humbly pray your Ex<sup>cy</sup> that the said Philip Clark may be permitted to come p. 9 and Sitt in this House as being esteemed an Usefull member thereof

Signed p Ord<sup>r</sup>  
C Gregory Clk house Delg<sup>ts</sup>

His Ex<sup>cy</sup> is pleased to say that he Cannot but wonder at the Extravagant humour of the House of Delegates Who run head-long upon Heats and private piques not at all regarding or intending the busieness for which they are mett, And is pleased to take Notice that although M<sup>r</sup> Speaker had not the manners to wayte upon his Ex<sup>cy</sup> as it was his Duty yet he could wayte upon Clarke a person Convicted upon the Oath of a Grand and petit Jury for for raising great Disturbance within the Province.

Therefore he will send for M<sup>r</sup> Speaker and the House, and again acquaint them for what the s<sup>d</sup> Clarke stands Cōvicted and now imprisoned And will declare any such persons as shall attempt to open the Kings prison Rebels to his most Sacred Maj<sup>ty</sup> The Hon<sup>ble</sup> Colonel John Addison and Thomas Brooke Esq<sup>r</sup> sent to acquaint the house that his Ex<sup>cy</sup> Comands them and the Speak: to attend him imediately in Councill

Colonel Addison and M<sup>r</sup> Brooke Returne and say that the house are up

The said Gent<sup>n</sup> are sent to M<sup>r</sup> Speaker to tell him that his Ex<sup>cy</sup> wonders he adjourned the house and rose after they had sent