

the premisses they have thought it Absolutely necessary to Original
Compose a Law to Regulate the high Court of Chancery for Journal.
these reasons.

1st That his Maty by his Royall Comission to his Ex^{cy}
haveing enjoyed him to be keeper of the Seale of this pro-
vince is thereby Chancello^r and that by Virtue of a former
Law is a particular and Distinct Court And that the Gov^r and
Council for hearing of Writts of Erro^r and Appeals from the
Provintiall Court is an Other distinct Court, so that the Gov-
erno^r and Council will be one and the same Iudges in both p. 53
Courts.

2^{dly} That by the former Law, if any person upon the Chan-
cellory Decree or Determination of any Matter, thought him-
selfe aggrieved he should pray to the Governo^r and Council
for reviveing and Rehearing the same so that they are still the
Same Iudges.

To p^rvent which Inconveniency we humbly offer these our
opinions to this hon^{ble} house that they will make Some Law or
p^rscribe other means as they shall think most Necessary

Signed p Order
C. Lomax Cl Comitte

On the Backside whereof was thus Endorsed Viz^t

By the house of Delegates Iuly the 8th 1699.

May it please Yo^r Ex^{cy}

We have rec^d the Reporte of the Comittee Appointed to
Consider of the Composing of a Law for regulateing the
Chancery proceedings this house Concurr in opinion that all
the Inconveniencys mentioned in the said Reporte will fall
upon us by the Same individuall persons being Iudges in
Chancery & Appeals, And in reviews we are not Willing to
Offer yo^r Ex^{cy} any temporary Act being Contrary to his Matys
inclinations and Instructions nor are we willing to be bound
by a perpetuall Act to Inconveniencys which we cannot diserne
But make our Addresses to yo^r Ex^{cy} you will soe dispence
Your Comissions with the Advice of his Matys honble Coun-
cill that the three differring Authoritys mentioned in the said
Reporte may not Interfere one with another nott that the Same
individuall persons be Iudges in the Same Cases.

Signed p Order
Chr: Gregory Cl house Del.

in Answer to the Above Message Reporte & Indorsement was p. 54
this sent as follows Viz^t by Col Iohn Addison and Thomas
Brook Esq^r