

Lib. H. D. The Court upon due consideration of the Arguments & allegations & the Authorities produced on both sides, the Court gave their severall opinions Viz^t

Mr Will^m Hatton was of the opinion that by the reading only & not swearing of the new Comission it was not an absolute discharge of the old Comission.

Mr Jn ^o Pollard	} Cap ^t Phillip Hoskins	} were of the		
Mr ffran ^s Ienckins			Cap ^t Thom ^s Tasker	} same opinion.
Mr Thom ^s Staley			Cap ^t Rich ^d Hill	
Maj ^{or} John: Thompson	} were of opinion th ^t the old Comis-	} sion was discharged by the Read-		
Maj ^{or} John Hammond			} ing & promulgating of the new	
Rob ^t Smith Esq ^t				ing & promulgating of the new

in full County.

Whereupon the Court proceeded to give Judgment and it was by the Court hereby the Majority of Voices adjudged that the old Comission afores^d was not determined by the reading of the new without the new Comission had been complied wth, according as by the said Comission & dedimus was directed.

Chr: Gregory Ck.

The s^d Report is approved off & Ordered th^t the s^d Comission be given to his Maj^{ty}s Lawyers for them to consult whether it is best th^t a new Comission issue or that the Dedimus in the same be only altered. Whereupon was brought in the following answer Viz^t

To his Ex^{ncy} the Govern^r & the Hono^{ble} the Council &^{ca}
 p. 554 In obedience to yo^r Ex^{ncy}s Com^{mands} We have perused the Commission for Som^rsett County and are of Opinion that for the prevention of any disputes the same wth the dedimus issue forth a new under the great Seale, and th^t the dedimus be directed to all or any of the Justices, which is humbly submitted to by yo^r Ex^{ncys}

Most obedient Servants
 George Plater
 Will^m Dent.

Octob^r 20th 1697.

The following Ord^r was indorsed Viz^t

By his Ex^{ncy} the Govern^r & Council

Ordered th^t a new Comission of the peace issue out of the Hono^{ble} the Sec^{rys} office for Som^rsett County pursuant to the within directions, and that the Dedimus run Generally and