

Lib. C. B. him, And not restored untill he gives his Excy and the Board the Satisfaction desired.

Upon Applycation of Major Iosiah Wilson Serjeant at Armes that reasonable Fees may be settled upon him for the Execution of his Office It was resolved that fifty pound
 p. 118 of Tob^o be allowed him for Serving an Attachment of Contempt and Sixty pounds of Tob^o for Comitment and Sixty pounds of Tobacco for releasem^t and 30^{ls} tob^o p diem for Imprisonment are reasonable Fees to be taken by the said Officer.

Att a Councill held the 3^d
 day of Aprill 1708.

Present

His Excy the Governour

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| The hon ^{ble} | { | Col ^o William Holland | } | M ^r Iustice Smith | } |
| | | Col ^o Thomas Ennalls | | & | |
| | | M ^r Sam ^l Young | | M ^r Iustice Lloyd | |

M^r Thomas Tench president of her Ma^{tys} Councill being dead and not above Six of that Board remaining Col^o John Contee was Admitted and Sworne of the Councill and tooke his place at the Board.

The proceedings of the last Councill Relating to Richard Clarke were read to the Gentⁿ Present and approved of by them.

His Excy was pleased to ask the Gentlemen present whither the said Clarke being attainted of high Treason and Felony ought to have any day in Court given him to Which her Majestys Councill and the Iustices of the provinciall
 p. 119 Court do say that he ought not to have any. next whether he should be Executed and in what time to which the Boarde Unanimously advise he be Executed pursuant to the Tenour of the Act of Assembly against him and that on Fryday next pursuant to his Excy^s direction to the Sherriff of Ann Arundell County, Exprest in a Warrant for his Execution under the Great Seale and Signed by his Excy the Governour.

Then was read the Deposition of Cap^t Thomas Larkin taken yesterday before his Ex^{ncy} Col Ennalls and Esq^r Young as followeth Viz^t The said Thomas Larkin being sworne upon the holy Evangelists of Almighty God Saith that on Tuesday or Wednesday night the second or third day of March the Depon^t happening into the Court house at Gunpowder River in Baltemore County. A certain John Gay saying to this Depon^t what have you got Clarke among you