

Lib. M. 2. 2<sup>d</sup> Whether there is anything particular in the Nature of the Office of Treasurer of Either Shoar to exempt it from the said Nomination

It does not appear to me that there is anything so particular in the Nature of the Office of Treasurer of Either Shoar, as to take the Right of Nomination to that Office, from the Lord Proprietary, and give it to any other Persons

2. 3<sup>d</sup> Whether a few Precedents in this Case of a Treasurer being appointed by the tripartite Concurrence of both houses of Assembly and the Governor can or do overthrow his Lordships Right

All the Precedents except One being between 1692 & 1716 when my Lord Baltimore was out of Possession, I am of Opinion that they will not overthrow his Lordships Right founded upon such plain Words in the Charter

2. 4<sup>th</sup> Whether the Precedents hereto annexed do divest the Proprietary of his Right of Nomination to the Office of Treasurer or Treasurers, the said Treasurer or Treasurers so nominated giving the security the Law directs

The Treasurer or Treasurers when nominated by the Lord Proprietary must give such Security as the Law directs: To the other Part of this Query I have given an Answer already

J Willes 22<sup>d</sup> January 1736.

At a Council held in the Council Chamber on Tuesday the tenth Day of May in the twenty third Year of his Lordships Dominion Annoq Domini 1737

Present

His Excellency Samuel Ogle Esq<sup>r</sup> Governor

The honourable	{	Benjamin Tasker Esq <sup>r</sup>	}	Edmund Jenings Esq <sup>r</sup>
		Philip Lee Esq <sup>r</sup>		James Hollyday Esq <sup>r</sup>
		Michael Howard Esq <sup>r</sup>		Col Charles Hammond
		George Plater Esq <sup>r</sup>		

His Excellency having communicated to this Board the Reports made to him, by the Judges of Assize of the Eastern and Western Shoares, of the several Malefactors condemned by them at their Circuits in April last, and of the Crimes of which they were convict; and it appearing to this Board, that Francis Atkinson now under Sentence of Death in Ann Arundel County Goal, and Joseph Noy now under Sentence of Death in Queen Anns County Goal are Objects of Mercy

It is therefore the humble Advice of this Board to his Excellency, that he would be pleased to grant a Pardon to the said Francis Atkinson; and that he would be likewise pleased to grant a Reprieve to the said Joseph Noy, with a Clause to be