

L. H. J. his faith &c: that he believes it would be lookt upon as Impertinent in him to goe about it before that Board and yet at the same time he might have made such profession.

To the third Querie how he came to take upon him the office of Escheator Gen^l in this Province (which is an office of Record) and the office of Navall officer as well as receiver generall of the publick revenue of this Province when he knew his Intention of not takeing the oath of Abjuration Enjoyed by the Act of Assembly of this Province which has been since tendered to him and he has refused to take and subscribe, He answers that he took offices upon him in the Quere mentioned Because he has for some years past been trusted with all of them which lay in the Prop^{ty}s Ancestors to grant without being in the least called in Question on any act while the Governm^t was Immediately in the Crown—When at the same time it is known to all the public officers here that he never was appointed or exercised the offices of Escheator Gen^l Navall officer Generall or the receiver Generall (of the Lord Prop^{ty} Excerciseing the Governm^t of this Province) before he obtained the present Comission by which he now claimes those offices.

It is further Remarked that as to the Act of Assembly which requires all officers here to take the oath of abjuration mentioned in the said Querie the time of Enacting the said law is in the said Querie mistaken It being (as he answers) Enacted in the first year of the Reigne of his present Ma^{ty} he does not take the law to be any Barr to his Excerciseing those offices, It not haveing been (as he says) under his Ma^{ty}s consideration before he was Graciously pleased to reinstate his Lordship, By which position if granted all the laws of this province Enacted the last Sessions are of no Effect tho they were Enacted under the Authority of his Ma^{ty}s great Seal of great Brittain, and before any Judicial notice of his Matys gracious pleasure to restore the Lord Prop^{ty} to the Governm^t here which does not appear to be before the 1st day of July 1715 before which time the said laws were Enacted under the Com^{on} and Instructions from the Crown by which former laws had been usually made and which were usually deemed to be in force, here till his Ma^{ty}s pleasure Known to the Contrary neither does their Efficacy comence directly from his Matys consideration of them but from the time of their being past here, as to the latter part of his answer to the said Querie it is purely a panegerick upon his own deserts.

p. 192 To the fourth Querie which M^r Carroll thinks fitt to Subjoyne to the third who are the present Surveyors Gen^l of this Province and who are to be their Deputys, His answer is that