

7. The governor of this state, for the time being, shall receive at the rate of 1000l. current money for his salary, and the same shall be paid quarterly out of the annual supplies—1785, c. 28.

8. For the power of the governor to issue commissions of oyer and terminer and gaol delivery, see *oyer and terminer*, art. 1.

9. For the power of the governor in granting pardons to offenders capitally convicted—see *pardons*, art. 1, 2.

10. The governor shall have full authority, whenever sentence of death is pronounced against any criminal by the judgment of any court of this state, to issue, under his hand, a warrant to the sheriff of the county, who by such judgment ought by law to execute the same, to order and direct the said sheriff to execute the said judgment, at such time as in his warrant he shall appoint, pursuant to such judgment—1795, c. 82, § 1.

11. The governor shall, in his discretion, commute or change any sentence or judgment of death, passed on any criminal by any court of this state, into other punishment of labour, or to banishment of such criminal from this state, upon such terms and conditions, and for such period as he shall think expedient, and if such criminal be a slave, against whom any such judgment or sentence is or may be passed, to commute and change the said judgment into transportation and sale in some foreign country, for the benefit of the state.—*ibid.* § 2.

12. For the power of the governor in granting *noli prosequi*, see *noli prosequi*.

See *chancellor*, 1—*disabled and maimed officers*, &c. 11—*embargo*, 1—*fugitive criminals*, 2, 3, 5, 6, 7—*governor and council*, 3—*judges*, 1—*legislature*, 13—*oath of office*, 5, 7, 10, 11, 18—*office*, &c. 7—*pilots*, 21—*quarantine*, 2, 3, 7, 10, 11—*register of wills*, 6—*sheriffs*, 28—*university*, 1, 2, 3.

## GOVERNOR AND COUNCIL.

1. **T**HE senators and delegates, on the 2d Tuesday of Nov. 1777, and annually on the 2d Tuesday of Nov. for ever thereafter, shall elect by joint ballot, in the same manner as senators are directed to be chosen, five of the most sensible, discreet and experienced men, above 25 years of age, residents in the state above 3 years next preceding the election, and having therein a freehold of lands and tenements, above the value of 1000l. current money, to be the council to the governor, whose proceedings shall be always entered on record, to any part whereof any member may enter his dissent, and their advice, if so required by the governor,