

not his Journall by saying that they themselves
That the House of Delegates have not Power sufficient to try punish or determine on Oath
any Person under the Qualification of a delegate and therefore must refer such proceedings
which by their Journall appears some time ago transacted in the case of Richard Clark about
his taking a House out of the picture

A Letter from the Commissioners of his Majesty's Customs directing Provision to be made of
the Tench's Navigation Bond was ordered to be laid before the House for their perusal
Saturday May the 29 1697 The Council again sat and were Present
His Excellency Francis Nicholson Esq Captain General &c
Sir Thomas Laurence's Secretary Thomas Tench Esq Col Henry Tontie
Col Charles Hutchins Col Nicholas Knentony Col John Lewis
Proposed that the Offices in the State House be put finished the same being likely to be
first wanted

That the fore Door be altered and a Pediment placed over each of the cut doors as the ho-
nourable Col Hutchins shall direct and the Shingling secured from leaks
To see whether it may not be necessary to have the same Tanned two or three times over
that the House be painted Round and squared a House of Office built and convenient made
for Hanging Horses on
His Excellency is pleased to say that he has sent for a log of pine and a broad plank
for the use of the State House

Proposed that some person be Impowered to Agree with Workmen and find materials
for accomplishing all the foregoing matters and making convenient Shelves and Boxes
for the Offices where writing and about making and setting up a pair of Stocks, Sillory and
Whipping Post

That the House give their opinion whether it may not be convenient to have the same
to be sent for in Shingling
That a way be found out to Change the publick Bonds pursuant to a former proposal
without which the same will be totally lost

It is Debated whether the House has sent any petition or address for England in relation
to the Navigation Bonds that if the House can find out a way to stay execution upon those
Judgments Obtained by his Majesty against those persons concerned in the said Bonds without
putting the Judgments to be enforced by Scire facias his Excellency will be willing that execu-
tions shall be kept at present but otherwise cannot

The lawyers opinions upon the case here with sent
All the foregoing Proposals letters and papers now laid before the House for their consideration
Brought from the House of Burgesses the following Resolves in answer unto two Proposals
sent from this Country By the House of Burgesses May the 29 1697
Resolved by the House in relation to his Excellency's proposal to Oblige the Masters of
Ships to Change the Country powder that we cannot find any way to Compell them thereto es-
pecially during the War time powder being laid in for defence and securing themselves and
the same being likewise against Law

As to his Excellency the Governour appointing a Justice of peace by warrant made under
his hand and seal when any day or Remove out of the Country without putting the Counties
to the charge of a new Commission

This House conceive it much to the advantage and ease of the publick Charge but that
it would be of dangerous consequence to make a Law so contrary to the laws of the Kingdom
of England especially considering the Law empowering the Commissioners of the Court
for Trial of Criminals which by several antient Cases of all the Judges of England

It is Resolved that all Commissions of that nature ought to be under the Great Seal &c
so consequently no Person in a meer capacity capable of sitting Judge of the same

W Bladen Chamberly