

The Lawyers opinion vpon the Case being herewith sent. Original
Journal.
All the foregoeing proposalls Letters & papers were layd before the house for their Consideracōn.

Brought from the house of Burgesses the following Resolves in answer vnto two proposalls sent from this board Viz^t

By the house of Burgesses May the 29th 1697

Resolved by the house in relacōn to his Ex^{cys} proposall to oblige the masters of Shippes to Change the Country powder. That wee cannot find any way to compell them thereto especially during the warr time powder being layd in for defence & securing themselves & the same being likewise against law

As to his Ex^{cy} the Govern^{rs} appoynting a Justice of peace by warrant made vnder his hand & Seale when any dye or remove out of the Counties without putting the Counties to the charge of a new Comission

This house conceive it much to the advantage & ease of the publick charge but that it would be of dangerous Consequence to make a Law soe Contrary to the knowne lawes of the Kingdome of England Especially considering the Law impowring the Com^{rs} of the County Courts for Tryall of Criminalls which by severall adjudg'd cases of all the Judges of England

Its resolved that all Comissions of that nature ought to be vnder the broad seale and soe consequently noe person in a meaner Capacity capable of sitting Judge of the same

W Bladen Clk Assembly

Munday may 31 1697

The Council againe Sate & were present

His Ex^{cy} francis Nicholson Esq^r Cap^t gen^{ll} &c.

S ^r Thomas Laurence Baronet Sec ^{ry}	} Coll John Addison	}	
Coll Henry Jowles			&
Coll Nicholas Greenberry			Coll John Courts

The severall foregoeing proposalls of the 28th & 29th past Came resolved & answered from the house as follows

By the house of delegates May 31th 1697

Severall proposalls from his Ex^{cy} the Govern^r in Council &c Recomended to the Consideracōn of this house debated.

Voted & Resolved vpon as follows Viz^t

As to the first being a Complaint from Sumerset County that the expense of the County Comission^{rs} there at 80^l of tob. p diem is burthensome & greivous to the Inhabitants of the said County