

and Council desire this House to explain themselves whether they sent Richard Dallam to his Excellency for his Approbation as Clerk of this House and then withdrew. Thereupon the following Message was sent to his Excellency and Council by M^r Hunt and M^r Vanderheyden. L. H. J.

By the House of Delegates September 28th 1708

This House humbly recommend Richard Dallam to his Excellency for his Approbation to be their Clerk

Signed Thomas Smithson Speaker.

They return and say they delivered their Message and that his Excellency will send an Answer M^r Cheseldine from the Council enters the House and delivers M^r Speaker the following Message

By his Excellency the Governor and Council in Assembly
September 28th 1708.

M^r Speaker. Tho' we are very well satisfied 'tis her Majesty's Royal Prerogative to appoint proper Officers to attend the Assembly and that you have no Right to the Election of any but what shall be approved of by this Board, we are willing, rather than the Country's Business should be delayed to admit the Clerk nominated by you pro hac vice salvo Jure, but resent it that you rejected the Clerk appointed by his Excellency without giving any Reason

Signed p Order
Evan Jones Cl. Con^t

Thereupon Col^o John Coode and Captain John Franklin p. 320
were sent up to the Council together with the said Richard Dallam to his Excellency and Council with the following Message Viz.

By the House of Delegates September 28th 1708

This House humbly thank his Excellency for his favourable Condescension in approving of the Clerk by us recommended and desire he may be qualified by taking the usual Oaths

Signed Thomas Smithson Speaker

They return and say they delivered their Message and have seen the said Richard Dallam qualified

The House adjourns till two O'Clock in the Afternoon