

U. H. J. Attorneys Should Swear they would not take any fee more than the Act allows, when they had already taken more, or to Suppose certificates of the Clyents Oaths could be returned to the Courts before we had an Act to Direct it so to be; A Judge should determine according to an Equitable Construction for tis madness to suppose Impossibilitys, therefore I cannot think the Act wants any Amendment in this Particular; What Opinion other Courts have been of and what has pass'd therein, You Gentlemen of the severall Countys are best acquainted with.

Another flaw the Gentlemen have found out is that tho'
 p. 3 a Merchant is represented here by his Attorney nevertheless the merchant must swear The Assembly could never Suppose such an Absurd thing, therefore it is equally as mad as the first I have mentioned, and must have been from some Slip of the pen in Transcribing that Act; great hopes are Built upon this Particular, that the Merchants will make Interest to get a Disscent to the Act, however to be out of doubt it is very Easie to draw a new Act with what little Alterations may be thought proper

I cannot help thinking it is A just and good Law for nothing is taken from the Attorneys that was allowed by Law (if it appears otherwise it was not design'd) and the poor are upon an equall footing of Justice with the Rich. The poor cannot raise money, I am sensible of their Condition and it is my Duty to protect them in a more particular manner who are least able to help themselves

At the same time that I am mentioning the hardships on one side, I should be Unjust to the Gentlemen of the Law if I did not take Notice of that part of the Act which allows the Planter at his Election to give an Attorney for his Advice, one hundred pounds of Tobacco or Ten Shillings Currency. If it be reduc'd to A certainty and out of eithers Choice the Objection now rais'd will Cease.

Gentlemen.

I have nothing more to Offer except I have Occasion given in the Course of the Proceedings of this Sessions and shall Conclude with recommending Dispatch that the Country
 p. 4 may be at as little Charge as possible & I must further recommend in Order to put this Law mentioned upon as equall a footing of Justice as Possible that no Generall or Speciall Retainers be Suffer'd and that whoever applys first to an Attorney, that Attorney shall be Obliged to Undertake his Cause, or not be concerned on the other side; this may Create Some Cavalls and the Attorney may Say he will not be Con-