

perly within this Province, begun in, and sent from this House to yours, the third Day of *June* Instant: We therefore pray your Honours to send down that Bill with your Determination thereon.

Signed per Order, *M. Macumara*, Cl. Lo. Ho.

Was sent to the Upper House by Capt. *Travers* and Mr. *Wilson*.

Richard Lee, Esq; from the Upper House, delivers to Mr. Speaker the following Message; viz.

By the Upper House of Assembly, *June 8, 1751.*

Gentlemen,

THE Bill you mention and enquire after, in your Message of this Day, still lies on our Table: But as that Bill contains great Penalties and Incapacities, and that we are not at present apprized of their immediate Necessity, We have deferred the second Reading of that Bill until the last Day of *July* next.

Signed per Order. *J. Ross*, Cl. Up. Ho.

Col. *Hooper* delivers to Mr. Speaker an Address to the Governor; which was read, approved, and ordered to be Ingrossed.

Col. *Hooper*, from the Committee of Laws, delivers to Mr. Speaker the following Address to the Governor, Ingrossed; viz.

To his Excellency SAMUEL OGLE, Esq; Governor of MARYLAND;
The humble ADDRESS of the HOUSE of DELEGATES.

May it please your Excellency,

UPON considering your Excellency's Message of this Date, in Relation to the Oath prescribed by Law to be taken by the respective Clerks, we humbly apprehend it must be strongly presumed, that all Laws made by any Legislature deriving their Power under the *British* Constitution, are made with the greatest Deliberation and Circumspection; and that not only that Branch which more immediately represents the People, but the other two, are equally concerned in forming and perfecting the same; that therefore a Disobedience to such Laws equally reflect upon the whole Legislature.

We apprehend, that the Oath in the Act mentioned is as full and explicit as the Nature of the Case would admit; and we take Leave to assure your Excellency, that upon the strictest Examination thereof, we cannot conceive that any Clerks, or others thereby expressed, meant, or intended, can make any just Exception thereto, provided they are content with the Salary or Wages which their Principals give them; and which was the Intention of the Legislators they should be, without extorting or taking from the People, applying to the respective Offices, other Rewards than are limited and allowed by Law for the principal Officers. Therefore we cannot think any further Explanation of that Oath necessary.

Which was read and assented to, and signed by Order of the House by the Honourable Speaker.

Ordered, That Mr. *Bordley* and Mr. *Mardock* do acquaint his Excellency that this House hath prepared an Address to be presented to him, and desires to know when and where he will please to receive it: They return and acquaint Mr. Speaker, that the Governor signified he would receive the Address immediately in the Conference Chamber.

Ordered, That Col. *J. Henry* and three more do present the Address.

The Governor communicates to Mr. Speaker the following Answer to the Address of this House presented this Day; viz.

Gentlemen of the Lower House of Assembly,

AS you are of Opinion there is no Ambiguity in the Oath prescribed by the Law of 1750, to be taken by the respective Clerks, and are unwilling to make any further Explanation of the same; I own I am at a Loss to know what I can properly do in the Affair, therefore should be very glad of your further Opinion and Advice.

None of the Places in Question are in my Nomination; and if I should order the Attorney General to prosecute them for a Breach of the said Law, I fear that might be the less effectual, as there is no Penalty imposed for not taking the said Oath.

SAM. OGLE.

On reading and considering the Message of this Day from the Upper House by *Richard Lee*, Esq; Resolved, That all Bills that take their Rise in, and go from this House to the Upper House, ought to be returned again to this House with an Affirmative or Negative, or with Reasons for not reading or considering such Bill.

Resolved,