

U. H. Journal  
1659-98

Then Came M<sup>r</sup> Frisby and Captain Johnson from the Lower house and Desired the Ordinance Concerning Electing Burgesses, they return and the Same Sent by M<sup>r</sup> Secretary Dar-nall who returns having Delivered the same to the Lower house

Coll Stevens goes to the Lower house to know whether they have any thing further for this house to Night if not this house will Adjourn; He returns and Says the Lower house will send to this house immediately

M<sup>r</sup> Rousby and Captain Peirce from the Lower house with his Lordships Ordinance for Electing Burgesses, And a Bill directing the manner of Electing & Summoning Burgesses Delegates and Representatives to Serve in Succeeding Assemblies, And this Message

Lower house of Assembly October the 5th 1683

This house having Considered of a Vote of the Upper house made the last Sessions of Assembly the 7th of November 1682 and Sent yesterday to this house as also his Lordships Instrument under the great Seal there with sent Cannot Concurr with the Upper house therein for these reasons—

1<sup>st</sup> For that the best and Surest foundation whereon the Peace of the Province Depends is in the making Good and wholesome Laws for the Well Governm<sup>t</sup> thereof which Laws cannot be made without the Consent of the Freemen of this Province by their Deputies Delegates or Representatives in Generall Assembly Assembled, and Since hitherto the form of Assembling the said Freemen their Delegates and Deputies hath been altogether Divers and uncertain, This house Conceive that no better way can be used in this particular for the Settling the Minds of the Freemen and reducing a Matter of this Moment to a Certainty for the future, then to Establish the manner of Electing and Summoning of Burgesses Delegates and Representatives to Serve in Succeeding Assemblies by an Act to be assented to by his Lordship and both houses of Assembly which without their Consent in Assembly may not be Altered or repealed—

And although all due honour and regard ought to be had to his Lordships Ordinances, and Proclamations yet this house  
p. 493 Conceives this present Ordinance Not so Obligatory to his Lordship his heirs or Successors but that the manner & form of Electing Burgesses &c: therein prescribed may be Altered and Abrogated at his and their Wills and pleasures and thereby the same incertainty still remains

2<sup>d</sup> In the Writt in the same Ordinance recited (it is said) as to the Sheriff you shall give Authority to each of them) meaning the Delegates &c: by two Severall Indentures &' which seems