

U. H. J. Col Mackall & Seven more Delegates brought from the Lower House the following Message Viz.

By the Lower House of Assembly
July 26th 1716

May It please your Honours—

On reading the latter part of your Message of the 25th Instant by the honble John Hall Esq^r about the supplementary Bill to the Act relieving the Inhabitants of this Province from some Aggrievances in the prosecution of Suits at Law We are of opinion that since the Legislature of this Province has thought it for the Advantage of the Inhabitants by that Act to restrain any Plaintiffs from suing their Debtors being Inhabitants in the Provincial Court Where the Debt & Demand does not Exceed 5000^l tob^o or £20 Sterl that there is as much Reason by the Supplementary Bill proposed to restrain the Defendants from removing such suits by Habeas Corpus to the Provincial Court in order to gratify their Litigious Temper & weary out the Plaintiff with great Charges & long Attendance Who is obliged to bring his Action in the County Court & not else where and where the Plaintiff not foreseeing the Removal must be presumed to have provided for Tryal And that therefore the Supplementary Bill proposed cannot be thought a greater Invasion of the Birth Right of the Subject Whereby the Def^t is to be restrained from removing the suit before
p. 207 Tryal than to prevent the plaintiff from bringing it where he pleases

And therefore hope your Honours will agree to the Supplementary Bill proposed

Signed p order Tho^s Macnemara Cl Lo Ho.

On Consideration whereof the following Answer was sent by Col Coursey Col Whittington & Col Tilghman Viz.

By the Upper House of Assembly
July the 26th 1716.

Gentlemen—

In answer to your Message by Col Mackall & others It is the opinion of this House that altho the Legislature of the Province to redress a General Aggrievance complained of and represented from all parts of this province have (giving way to the hard Circumstances of the Inhabitants) thought fit to oblige the Plaintiffs in any Action not exceeding 5000^l tob^o or twenty pounds Sterl to sue in the County Courts, & not else where, yet we cannot think this Aggrievance proposed