

U. H. J. To which Message the following Answer is prepar'd and agreed to by the House Viz.

By the Upper House of Assembly

February the 26th 1721

Gentlemen. We are sorry to find you so positively resolv'd not to make any Provision by Oaths to restrain the Exportation of Trashy Tobacco out of this Province; for we do not think any other Expedient can be found that will prove so effectual for doing of it; nor can we foresee any Danger of Perjury in taking Oaths so easy to be complied with as those proposed in our Amendment of the Tobacco Law. But rather than so Beneficial a Law should be entirely lost or continued in such a manner as that many Conscientious Persons cannot comply with it, we are willing that the Explanatory Bill proposed by your House, should pass with a Paragraph added
p. 22 thereunto making the penalties mentioned in the former Law to be recovered, before any two Justices of the Peace Who shall be oblig'd within three Days after Application to them made to go and View such Tobacco And that every Person who shall discover any trashy Tobacco may seize and mark it, and shall exhibit his Information to the Justices within three Days after seizing the same; And that if the owner of such Tobacco shall convey away, or otherwise conceal such Tobacco before the Justices come to view it, he shall be adjudg'd guilty, and forfeit the Penalties of the Law, That the Tobacco so seized, if Condemned by the Justices Who are hereby directed to view the same, shall be applied to the Use of the Informer, and the party offering or paying away such Tobacco shall be obliged to pay his Debt (attempted to be discharged after that manner) over again.

Signed p order Sam^l Skippon Cl. Up. ho.

Which is sent to the Lower House by John Hall, James Bowles and John Rousby Esq^{rs} who return and say they delivered it

A message from the Lower House by M^r John Caldwell & M^r Lambert Wilmer which is as follows Viz.

By the Lower House of Assembly

February the 26th 1721

May it please your Honours.

M^r John Caldwell having mov'd this House that the Gentlemen appointed to compleat the Agreement with him in repairing the Stadt House may have power to give him orders on the