

as are not restrained by words of local Limitation in them, and such Acts of Assembly as were made in the Province to suit its particular Constitution as the Rule and Standard of its Government and Judicature such Statutes and Acts of Assembly being Subject to the like Rules of Common Law or equitable Construction as are used by the Judges in Construing Statutes in England, Which happy Rules have by his Majesty and his Royal ancestors and also by his Lordship and his noble Ancestors or some of them been hitherto approved by the Commissions of Judicature to include Directions of that nature to the several Judicial Magistrates unless those words have at any Time been casually and carelessly omitted by the officers in this Province that drew such Commissions. That therefore whoever shall advise his Lordship or his Successours to govern by any other Rules of Government, are Evil Counsellors Ill-wishers to his Lordship and to his present happy Constitution, and intend thereby to infringe our English Liberties and to frustrate in great measure the Intent of the Crown by the Original Grant of this Province to the Lord Proprietary

U. H. J.

p. 36

Resolved further that the foregoing Resolutions of the House are not occasion'd by any Apprehension that the Lord Proprietary had ever infringed or ever had any intention to infringe the Liberties or privileges of the People, or to govern otherwise than according to the Usage and Custom of the Country since the first settlement thereof, but merely to Assert their Rights and Liberties and to transmit their sense thereof and of the nature of their Constitution to Posterity without the least Design of reflecting upon any person whatsoever.

Signed p Ord<sup>r</sup> M: Jenifer Cl Lo. Ho.

Then the House went upon the supplementary Tobacco Bill, and order'd the following Endorsment to be made thereon (viz.)

By the Upper house of Assembly Oct<sup>r</sup> the 31<sup>st</sup> 1722

Upon reading the within Bill We are of Opinion that the taking away the Limitation of Time for planting, with the repealing of the two Paragraphs in the Act for preventing the making of trashy Tobacco and in that other Act explanatory thereof, wherein certain fines are imposed upon the makers of Trashy Tobacco and in Lieu thereof imposing a severe fine with other Discouragements upon such persons as shall be Assiduous in discovering all unqualified Tobacco will render the good Intentions of the makers of the former Acts ineffectual, and wholly defeat the Legislature in their provident Endeavours for the Improvement of the Staple of