

L. H. J. Cases the fees of all kinds before the Judges of assize shall be no more than those allowed in the County Courts.

And fourthly that Tryalls at the Barr where the nature of the Case and the furtherance of Justice require them are the undoubted Right of the Lord Prop<sup>ry</sup> and of the people by the Laws of England and Consequently that the preventing such a Tryall in any Case would be inconsistent with the Constitution; and we cannot apprehend the least danger of the provinciall Courts allowing any such Tryalls, but where they are Necessary and that the removalls propos'd to the Prov<sup>ll</sup> Court, are not intended to bring frequent Tryalls of matters of ffact thither but only to lay those matters already Given in Evidence before that Court in such a manner as to give the Judges an opportunity of Determining the Law arising upon such ffact in Difficult Cases; which will as well in a Measure prevent peoples being prejudiced by the mistakes or Ignorance of Juries & weakness of their own Council, as give an opportunity of Debateing & adjudging the matter so fully as to save the Expence of many Chancery Suits in civill Controversies. Wherefore we desire your Honours Concurrence and that the Bill may pass.

Sign'd p order M. Jenifer Cl. Lo. Ho.

Which was sent to the upper house with the Bill af<sup>d</sup> by M<sup>r</sup> Beale & Cap<sup>t</sup> Hooper

The House Adjourns till Monday morning nine of the Clock.

Monday, October the 26<sup>th</sup> 1724

The House meets according to Adjournment

Saturday's proceedings are Read

p. 161 On a motion on the Supplementary Bill to the Act for officers fees, The Question was put whether flax shall be rated at nine pence or nine pounds of Tobacco in paying their debts.

Carried by a Majority of voices that it be nine pounds of Tobacco

A Bill repealing part of the Act laying an Imposition on negros and Sundry Sorts of Liquors and Irish Servants &c<sup>a</sup> was read the first and second Times by especiall order and past which was so Endorst and sent to the Upper house by M<sup>r</sup> Dashiel and M<sup>r</sup> Taylor.

They return and say they have delivered it.

On information made to this House that some Abstracts laid before the right Hon<sup>ble</sup> the Lord Prop<sup>ry</sup> by William