

A Message from the Lower House of Assembly by Col<sup>o</sup> U. H. J. Mackall & Capt. Mariarte Viz.

By the Lower House of Assembly October the 29<sup>th</sup> 1724

May it please your Honours

The Bill Assented to by both Houses for securing the rights and Inheritances of sundry the Inhabitants within this Province against certain Impositions by pretence of suspected deeds being what requires the utmost dispatch lest the Person thereby provided against should get notice thereof and Get into his Hands those Deeds from the Clerks that are intended to be enquired into before the Clerks have notice of the Act made We pray your Honours to move his Honour the Governor for the dispatch of that Bill as well as the Bill for the preventing the Exportation of Corn that the Copies of those Acts may be rendered successful by such dispatch.

Signed p Order M. Jenifer Cl. Lo. Ho.

A message from the Lower House of Assembly by M<sup>r</sup> Gant & M<sup>r</sup> Bozman viz.

By the Lower House of Assembly October the 29<sup>th</sup> 1724.

May it please your Honours

In answer to your Message of the 28<sup>th</sup> day of October instant by James Bowles Esq<sup>r</sup> on the Supplementary Act to the Act for Trial of all matters of Fact in the counties where they have arisen &c<sup>a</sup> We hope your Honours will be of Opinion that Bills of Exception ought as well to be Allowed in Criminal Causes that do not affect Life as in Cases that do when you shall have considered that an Honest Mans Reputation (always dearer to him than life it self) may be in Question and that he may suffer such an Injury in it as no time can efface nor anything in the Power of man Efface by the overruling a Just and lawful Challenge and Admitting his Enemies Upon the Jury by the Allowances of incompetent Witnesses, by the Juries (tho impartial) mistaking the Evidence by the Judges Giving a wrong Charge and the Juries being influenced by such a Charge and even the Judge himself being prejudiced or under a Surprize All these Circumstances may possibly Occur in one mans Case and every man is liable to some one of them which as things may be managed may be his own and Families Ruin Now we Apprehend that Bills of Exception will be a Guard against an Innocent persons unjustly suffering by any of the Ways already mentioned and others too tedious to trouble your Honours with and therefore We are of Opinion that should a Guilty person accidentally escape some share of the Punishment