

An Act repealing part of an Act concerning Tobacco thus en- U. H. J.
dors'd viz.

By the Lower House of Assembly November the 1st 1728
Read the first & Second time by an especial Order and will pass.
Signed p Order M Macnemara Cl. lo. Ho.

Read the first time in this House & Ordered to lie on the Table.
The following message is prepared and sent to the Lower House
by John Hall^{Esq}

By the Upper House of Assembly November the 1st 1728
Gentlemen

On reading the Bill sent from your House for regulating Officers fees we find A Clause therein making void all Obligations taken for fees by any Officer since the Act dissent to the Act made for that purpose Anno 1725 and to Oblige all Officers who have received any such fees in money to refund the same to the several persons from whom they have received it, in which we are ready to concur with you so far as to make void all such Obligations provided that all those fees be regulated according to the Act for regulating Officers fees Anno 1719 which we think is reasonable because upon his Lordships dissent to the Act Anno 1725 the Act in 1719 is the next immediate Act for that purpose which had the Assent of the whole Legislative power and therefore the best Rule to Charge the fees by as to the other part of the Clause abovementioned Obliging the Officers to refund what money they have received for fees we think it impracticable and Unreasonable because it will be difficult for the Officers to remember from whom and what sums they have received more money for their fees than the real value of them and if they have in any particular instance extorted more than they ought the parties grieved may have their remedy another way and therefore we cannot consent thereto but propose that A Clause be incerted in the Bill instead of that Above mentioned only making void All Obligations taken for fees since his Lordships dissent to the Law made Anno 1725 as aforesaid and regulating all such fees According to the Act made Anno 1719 to be levied by Execution in the same manner as the other fees regulated in the present Bill and in regard we Observe some fees are Omitted for Services to be done for knowledge of which we refer you to the list herewith sent we desire the same may be supplied and that no Alterations of Expressions may Alter the nature and substance of the fees. p. 383

And we further Observe that you wholly Omit the Examiner Generals fees which we desire may be incerted in the Bill as formerly if your House Concurs with the Amendment herein proposed