

L. H. J. Philemon Lloyd Esq<sup>r</sup> from the Upper House Delivers M<sup>r</sup> Speaker  
 p. 392 the following Message. [The text of this message is printed at  
 page 395.]

The following Message [The text of this message is printed at  
 page 396.]

The Engrost Bill for the Tryal of all Matters of fact in the several  
 Countys where they have Arisen or shall Arise the Continuance of  
 Causes in the Provincial Court and Adjournment of that Court, was  
 read and Assented to, And sent to the Upper House by M<sup>r</sup> Crabb.  
 M<sup>r</sup> Hemsley M<sup>r</sup> Hammond & M<sup>r</sup> Dashiel.

They return and say they Delivered the same

The following Address being Prepared was Ordered to be Entred  
 thus.

To His Excellency Sam<sup>l</sup> Ogle Esq<sup>r</sup> Governour of Maryland. The  
 Humble Address of the Lower House of Assembly  
 May it Please y<sup>r</sup> Excell<sup>cy</sup>

It Appears by a Report made to this House by the Committee of  
 Aggreivances that they are of Opinion it is an Aggreivance that the  
 Justices of Dorchester County at their Court held there in August  
 Court One thousand Seven hundred and twenty Eight took upon  
 them to make a Rule of Court Wherein Among other things they  
 ruled that the Sherriffs fees for Serving and Levying any Attach-  
 ment or Execution should be Charged to the Plaintiff in such At-  
 tachment or Execution and that the Clerk do Compute the same  
 in the Plaintiffs bill of Cost together with the other Cost, wherein  
 this House has Concurred because we Conceive that the said Justices  
 have Assumed a much greater power than they can derive from any  
 Law in being in making a rule of Court to bind the property of the  
 Subject and to Oblige him to pay at All Events what is ever payable,  
 but where there is an Actual Condemnation or Service of an Execu-  
 tion and then only for the Sum Condemned upon Attachment or  
 Levy'd upon Execution, which Arbitrary proceedings may not only  
 be very Injurious to all Parties & such as become Special bail but may  
 be Also of Dangerous Example & Distructive of the Liberty & Prop-  
 erty of the Subject.

p. 393 May it please Your Excellency It is the Indispensive Duty of us  
 the Representatives of the People to guard against all Innevation  
 & Imposition hurtful to those We represent And We Apply to your  
 Excellency in the present Case Praying that the most Effectual  
 Measures may be taken to relieve such as may have Suffered by the  
 Execution of the said Arbitrary Rule of Court and to prevent Other  
 rules of the like Nature being made with the Greatest Assurance of  
 your doing every thing on this, And all Occasions, to secure all  
 his Majesty's Subjects under your Government in their Just Rights

Signed by Order of the House p John Mackall Speaker