

An Answer to the last Message of this house touching the Vote of the Lower house concerning Deserted Plantations is returned by Mr. Deane Viz^t This house humbly Desires his Excellency that the answer to this Paper Delivered to this house by the Secretary by Word of Mouth may be sent to this house in Writing

Voted by the Lower that the Act for Proceedings at Law be amended and that it comprehend all cases as well Criminal as Civil the Lower house wholly depending to the Bill for Proceedings in Criminal Cases and that upon Amendment of the former Law there be a saving made for the Act concerning Religion now of force in this Province and all other Laws that are now or shall be hereafter of force in this Province not Repugnant to the Laws of England

Signed J. Order Rob^t Bidgley

Baker Brooke Esq^r. Desired to go with the following Message to the Lower House Viz^t As to the desire of the Lower house that this house will give in writing their reasons for not concurring with them in the Vote sent in touching the Act for Deserted Plantations and their request thereupon, It is conceived by this house that no Expedient can be found by his Lordship how his rents shall be so effectually secured as they are and have been by this Act for Deserted Plantations and that to supplicate his Lordship to Repeale this Act which was formerly Procured & passed for the Good and at the only request of the People of this Province, which since through the Neglect and Carelessness of several Persons concerned in Lands hath given his Lordship some considerable Advantage would be a great Presumption in the Governor and this house and be very ill taken and Resented by the Proprietor from his Son this house having nothing from the Lower house to Deliver to his Lordship to Induce him to receive Requests of this Nature This in Answer to the first Second and third request in that Paper

As to the fourth this house doth conceive that the Proclamation issued out in Secretary Boughtons time was sufficient favour to such as made use thereof while it was in force, And that the Governor cannot Answer the Dispensing with his Lordships Conditions of Plantations for any omission of People since that Proclamation expired

For Answer to the last the Governor doth assure the Lower house that all Instructions Directed from the Proprietor to him concerning Land for the future shall be Published according to their Desires

Signed J. Order Richard Boughton

The Petition of John Lytshington Exhibited to this house sent to the Lower house with the Indorsement as followeth Viz^t This house doth conceive the Province is Obliged to pay the Petitioner Lytshington the Tobacco and Monneys recovered by him against Maulby because there was no Prison provided in this Province for securing Prisoners for Debt, therefore do Desire the Lower house to concur with this house in raising the said 20000^{li} of Tobacco & 120 Ster^l by an equal assessment upon the People of the Province

Signed J. Order Richard Boughton