

Not so Obligatory to his Lordship his heirs or Successors but that the manner & form of Electing Burgesses &c. therein prescribed may be Altered and Abrogated at his and their Wills and pleasures and thereby the same uncertainty still remains

2d. In the Writ in the same Ordinance recited it is said (as to the Sheriff you shall give Authority to each of them) meaning the Delegates &c. by two Severall Indentures &c. which seems to make the power (asent &c. in the Delegates Burgesses &c. Derivative from the Sheriff Whereas their power to do and Consent in the Assembly is only from the freemen by their Delegation made by Virtue of such his Lordships Writs -

3d. It is said in the said Ordinance in case any of the Persons so Elected dye or go out of the Province or be otherwise Disabled to Sit or Vote &c. upon Notice given from the Commissioners of the Peace or the Sheriff or the Surviving Deputy or Delegate, to the Secretary or other Officer &c. New Writts shall issue for the supply of the Vacancy of such Person Dead gone out of the Province or otherwise Disabled to Sit or Vote &c.

This house conceives in the first place that such Notice may be neglected or if given not Sufficient to Disable such person not Dead from being and Continuing a Member of Assembly None being more proper Judges of the Disability of such Member of Assembly then the house itself. Besides as the Commerce of our Province depends much upon a Daily Correspondency with our Neighbours of Virginia, New York, Pensilvania &c. a person Member of this house may have Occasion to go about his Necessary affairs in the Intervall of Assemblies, & be absent at the sitting of Assembly yet ought not for that cause only to be removed from being a Member of Assembly or to sit or Vote there when he comes there again

Therefore this house have prepared a Bill for the Electing and Summoning of Burgesses &c. herewith sent and passed this house, to which they desire the Assent of his Lordship and Upper house -

Signed P. Order (Boteler C. of the Lower house of Assembly)

The Debate of the aforesaid Message referred.

And the house Adjourned till to Morrow Morning 9 a Clock.

Saturday 6th October 1683 the house met again Present.

The honourable { Coll Henry Coursey } Coll William Stevens }
 { Coll Vincent Lowe } M^r. Secretary Darnall }
 { Coll Henry Darnall }

Then came Captain Richard Hill and M^r. Leonard Green from the Lower house with this Ensuing Message viz^t.

Lower house of Assembly 6th October 1683

This house understanding that Jacob Young who was the last Sessions of Assembly Impeached by this house, is now brought up by the Sheriff of St. Maries County in Order to the receiving his Tryall at the Barr of the Upper house doth desire to know of the Honourable the Upper house, whether the matter upon the said Impeachment be at such issue that he may receive his Tryall. This