

(196)

The House adjourned till to Morrow Morning ten o'clock  
Tuesday 11<sup>th</sup> December 1708

The House not attending to Adjournment Being called over were present as  
Yesterday (said what was done Yesterday)

The Message last Night by (Mr) Greenfield and Philip Lynes Esq; Read and  
Ordered the following Message to be prepared thereto

By the House of Delegates 11<sup>th</sup> December 1708

In Answer to your Message by (Mr) Greenfield and Philip Lynes Esq; Yesterday  
intimating that this House had misrecited his Excellency's Order in Council  
concerning the Admission of Attorneys &c. this House did not recite the said Order  
and are satisfied that there is a Saving to all such who had ever been of the  
Inns of Court or Chancery &c. And notwithstanding such Saving are of Opinion  
it is an Aggravation; and altho' this House are not so well acquainted with the  
Practices of the Courts in Great Britain yet they are well satisfied the Sergeants  
at Law are called by the Quoniam's Writ and that the Attorneys are <sup>never</sup> sworn  
or admitted by any Master or Prothonotary of any Court without the Knowledge or  
Consent of the Justices of those Courts and altho' the Infancy of this Province cannot  
in some Persons Opinion plead Prescription, yet it appears to this House that ever  
since the Seating the Province no Attorney has been admitted without the Consent  
of the Courts and by them solemnly of Ocaasion required and the contrary Practice  
is an Aggravation to the whole Province. And the House desire the Honble Council  
not to continue their Message as if they were Sutors for any particular Person  
but for the whole Province in General and the Lives and Fortunes of the present  
Inhabitants thereof, and their Posterity, and therefore move the Honble Council  
to concur with the Bill proposed for settling the same. As to the other Part  
relating to the Merchants selling Goods at Downs this House did not, by their  
Message desire any Prosecution for any Offence past against the Act for Downs  
but only inform the Honble Council what Constructions were put on their Proceedings  
in the Country and represented to this House as an Aggravation and hope the  
same will be prevented for the future Signed & Order Richd. Dallam (Mr) Secy

Resolved That the Act for the Encouragement of Tillage and Relief of poor  
Debtors be revived for three Years or to the End of the next Session of Assembly  
which shall first happen.

Additional Act to the Supplementary Act for Downs Road and committed for  
Amendment.

The Honble William Young Courcy and Samuel Young Esq; from the Council  
enters the House and delivers Mr Speaker the following Bills. Bill for  
Relief of poor Debtors and languishing Prisoners, in case, Eadem Die Read the  
second Time and will pass Signed & Order M Bladen (Mr) Secy