

That forasmuch as most of the Trustees in the Act named are dead and departed  
 the proper Doctor Governor and Visitors be such with the Addition of one out of those  
 Counties where there are none already. That the Money now in the Treasurers  
 hands belonging to the freed school be called in and let out on good Land Security to  
 such Persons as will take the same at a reasonable Interest not for less than four  
 years and a Year's Notice to pay or call in the same. That the Treasurers pay forth  
 of the Money as they have received in Bills of Exchange or Money paid in the same Spain  
 and so much as in Money Current and in that specie and make Oath to their Auct.  
 That the Treasurers or those that shall receive the Duties for the Time being give good  
 Security to answer the same. That the Accounts of the freed Schools be yearly laid  
 before the House for their Inspection

The aforesaid Proposals delivered to Major Hammond to carry the same to  
 the Doctor and Governor of the freed School, who returns says he delivered them  
 Colo Emalls and Col. Fulgham from the Council onto the House and deliver Mr. Speaker  
 the following Bills vizt. A Bill to restrain the ill Practices of Sheriffs & Judges  
 By the Council in Assembly Nov. 5<sup>th</sup> 1713 On Consideration of this Bill this Board  
 is of Opinion that the latter Part obliging the Creditors to take Goods at full Value  
 that none will give shows so great Injustice to Creditors and will necessarily dis-  
 courage Trade that we cannot agree to the Bill. Signed by Order of the Council  
 Read and debated and Resolved it be answered as follows

By the House of Delegates 5<sup>th</sup> Nov. 1713 If we cannot have this Bill with others  
 of absolute necessity pass this Session we know not what we were called together for  
 and this Bill being of absolute necessity we cannot agree to lay it by or refer it for  
 that it tends wholly to quiet the Minds of her Majesty's Subjects here who in many  
 Places are ready to mutiny for want thereof there being a Law to the same Effect in  
 some in Virginia our Neighbouring Colony. Neither can we see wherein it will discour-  
 age Trade or be any Injustice to Creditors; wherefore we pray your Honours to agree  
 to the Bill and that we may not now as we have for this four Years past spent the  
 Country's Money and Tobacco and do them no Service. If your Honours have any  
 Amendments to propose to the Bill (whom we know them, if we can) we shall agree  
 to them or give our Reasons to the contrary. Signed by Order of the House

Sent to the Council by Mr. Tyler, Mr. Worthington, Mr. Blay, Mr. Garrett, Mr. Manatt, Mr. Jr.  
 Tristly, Mr. Ward, Major Hammond, Mr. Dewra and Capt Jones. They return & say they deliver  
 the same. A Bill permitting the Inhabitants of this Province to issue out Writs in their  
 own proper Persons. Indorsed by the Council in Assembly Nov. 5<sup>th</sup> 1713

We are of Opinion if this Bill should pass it would introduce a great deal of Confusion  
 in the Courts of Common Law But as to the Liberty of conferring Judgment in  
 their proper Persons after Bail given tis so reasonable we are told it was always so  
 practised in the Provincial Courts and most of the County Courts but if any of the  
 County Courts refuse to admit thereof this Opinion of our Board with the Consent  
 of your House shoud be a means to rectify it and therefore we think it our duty  
 to send it to the Council