

By the Upper House of Assembly, November the 4th 1724.

Gentlemen,

WE think we have complied with our promise to you, and our Duty to our Country, so far as it relates to the Differences between the People and the Sheriffs, in passing the *Upper House about Electing Sheriffs.* *Reviving Bill for Officers Fees*, with the Provisions therein made for that purpose. But your Reasons in your Message of *October* the 30th, by Mr. D. and Mr. Y. are not Sufficient to remove the Inconveniencies we apprehend from a popular Election of Sheriffs; for altho' the Charge and Trouble of Electing Delegates must be born with, for Supporting the Rights and Privileges of the People, yet there is not the same necessity for that Charge and Trouble to Elect Sheriffs, in prejudice of the Prerogative; besides, if the Laws in force to prevent the Oppression of Sheriffs will be a Restraint upon them, in so doing, which in your Message you Assent, your chief Reason for a Popular Election fails, and we are of Opinion, that the Laws heretofore, and at this Sessions provided, will very well secure the People from Oppression by the Sheriffs; but if notwithstanding, the Sheriffs should make use of any illegal means so to do, we doubt not but his Honour, the Governour, upon Complaint to him made, will take care to Restrain or Displace them, of whom, we believe, they will be as much afraid, as of the People. To Conclude, if what we have before offered, nor our Observation, that the appointing of Sheriffs, is a Branch of the Prerogative, has not any weight with you, be pleased to take your own Measures to perswade his Honour, the Governour, or the Chief Magistrate for the Time being, that the Peoples Electing of Sheriffs will be an ease to the Prerogative, and we shall rest Satisfied with having done our Duty in this Affair.

Sign'd per Order, S. S. Cl. Up. Ho.

The Consideration whereof is referred till next Sessions, and Resolved, That an Address be then prepared to his Honour, the Governour, according to the reference of the said Message. *Resolved to Address about Sheriffs.*

J. B. Esq; from the Upper House, delivers Mr. Speaker the following *R. House* Message, viz.

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Gentlemen;

BY your Message of the 2d Instant, by Mr. W. and Mr. H. you desire to know our Sentiments of the Resolves of your House, communicated to us in the Year 1722. We therefore acquaint you, That we approve of them, so far as they relate to the Constitution of this Province. *Upper House approve of the Resolves.*

Sign'd per Order, S. S. Cl. Up. Ho.

B. T. Esq; from the Upper House, delivers Mr. Speaker the following Message, viz.

Benjamin Doster