

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

Gentlemen,

Rebuttal of the Upper House about Judges Oath.

WE are sorry to find such a Disposition in your House to Clamour at and asperse Ours, as appears in almost all your Messages, a fresh Instance whereof you have given us in your Message of Yesterday, by Mr. T. and Col. W. relating to the Oath of a Judge, wherein you represent us, as Persons Acting such things as tend to the Subversion of the Constitution. This, Gentlemen, is a very heavy Charge indeed, and we cannot think it otherwise designed than to endeavour to render the Upper House of Assembly (a part of the Legislature) odious in the Eyes of the People, a Practice which tends much more to the Subversion of our Constitution, than any thing you can justly charge us with; and to avoid which, we are obliged to Protest and declare, That according to the best of our Knowledge and Ability, we always have, and always will endeavour to Support our Constitution. with a just regard to the Prerogative and the Liberties and Priviledges of the good People of this Province.

But in order to Reconcile the Difference between our House and yours, if possible, we propose the following Alteration, viz. That instead of the Clause (according to the Laws, Statutes and reasonable Customs of England, and the Acts of Assembly and Usage of the Province of Maryland,) This Clause be inserted in the Oath, (according to the Laws, Statutes and reasonable Customs of England, and the Acts of Assembly, Usages and Constitution of this Province) with which if your House concurs, the Alteration may be made accordingly.
Sign'd per Order, S. S. Cl. Up. Ho.

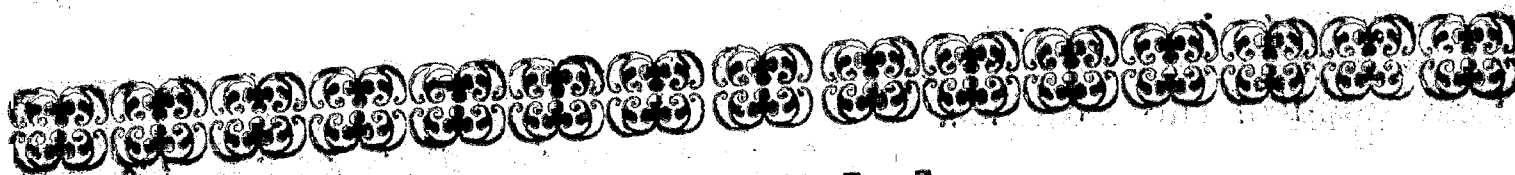
Issue Joyn'd. With which this House Concurs, and thereupon the following Message is prepared, viz.

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

May it please your Honours;

WE concur with the Form of the Oath proposed by your Honours Message by Mr. T. and desire, that the Alteration may be made accordingly.
Sign'd per Order M. J. Cl. Lo. Ho.

And Sessions ends. Which was sent to the Upper House by Col. M. and Col. W. and they are ordered to acquaint his Honour, the Governour, That nothing of publick Business remains before this House unfinished. They return, and say, They delivered their Message.



F I N I S.

