

or so many of them as shall have been agreed to by both Houses, should pass into Acts; It is Matter of Surprize, therefore to this House, that the Bill for the better Administration of Justice, &c. with sundry Amendments, and Concessions afterwards made therein, as by our Message of July 26, and 30, (in all which Amendments, and Concessions, you seem to have concurred with us) should be laid asleep, as it were, in your House. And another Bill sent up with your Message, by Mr. Beale and Mr. George, proposing (for the sake of Dispatch) the same Amendments to be made to former Acts of Assembly; which have not in any Manner been negotiated in either of the Two Houses, during this Session; Which Proceeding of Yours, in our Opinion, is very Unparliamentary; and therefore, upon the Question put, in our Opinion, the Additional and Supplementary Act, to the several Acts for the Administration of Justice in Testamentary Affairs, be not received by this House; and have therefore herewith returned it to you, lest the pressing on a Conclusion to this present Session, by such Unprecedented Practice, might hereafter be of mischievous Consequences in Legislation: And seeing that your House, for any Thing that appears in the said Message, have concurred with us in all the Amendments, and Alterations, made to the said Bill, We therefore insist, that the Bill for the better Administration of Justice, with the Amendments, as they now stand, if you have intirely agreed with us thereon, may pass your House.

Mr. George, from the Committee of Laws, delivers to Mr. Speaker, the ingross'd Bill, Intituled, *An Act concerning the Parishes in St. Mary's and Charles Counties.* And a Bill, Intituled, *An Act for the Relief of Thomas Worsley, Hezekiah Clark, and Benjamin Freeman, Prisoners, in Anne-Arundel County Goal.*

The House adjourns until Two of the Clock in the Afternoon.

(Friday, Two of the Clock in the Afternoon.)

The House met according to Adjournment. The Members were called over, and all present as in the Morning.

The Question being put, Whether the Bill, Intituled, *An Act repealing an Act, Intituled, An Act for securing the Rights and Inheritances of sundry the Inhabitants within this Province, against certain Impositions, by Pretence of suspected Deeds,* should have a second Reading, or not? Resolv'd in the Negative.

The following Message being prepared, was order'd to be enter'd thus:

May it please your Honours,

By the Lower House of Assembly, August 1, 1729.

On the 23^d Day of July, this House sent to your Honours a Message, acquainting you, that we were of Opinion it was necessary to have an Agent in Great-Britain, to transact the Affairs of this Province, and had Resolved to appoint one; to which we desired your Concurrence. And having heard nothing from your Honours concerning the same, take Leave to remind you of the said Message, (lest it should be forgotten,) and to desire you would please to acquaint us with your Resolution therein.

Sign'd per Order, M. Macnemara, Cl. Lo. H.

And sent to the Upper House, by Major King, and Mr. Sprigg; who return, and say they delivered the same.

The Bill, Intituled, *An Act for the Relief of Thomas Worsley, Hezekiah Clark, and Benjamin Freeman, Prisoners in Anne-Arundel County Goal,* was read the first and second Time, by an especial Order, and passed; and sent to the Upper House, by Mr. Beale, and Mr. Worthington; who return, and say they delivered the same.

Mr. George, from the Committee of Laws, delivers to Mr. Speaker, a Bill, Intituled, *An Act for the Relief of Christopher Gardiner, a languishing Prisoner in Baltimore County Gaol,* which was read the first and second Time, by an especial Order, and passed; and sent to the Upper House, by Mr. Mathews, and Mr. Scott; who return, and say they delivered the same.

The following Message was order'd to be enter'd thus, viz.

May it please your Honours,

By the Lower House of Assembly, August 1, 1729.

In Answer to your Message of this Day, by Col. Ward, we take Leave to acquaint your Honours, that whatever Notions you may have of the constant Practice of Parliament, or whether you are right or wrong in your Conjecture concerning it, your Honours are certainly mistaken, in imagining, that this House had agreed to all your Amendments and Concessions to the Bill; for the Fact is quite otherwise. But as several Things were agreed to by your Honours and this House, as Amendments, Additions, and Alterations, necessary to be made to the several Acts in Testamentary Affairs, &c. we thought it more advantageous to the Country to pass a Bill, containing what were so agreed to, than to spend the Country's Money and our own Time, in controverting Points, which your Honours had declared, you could not, nor would not concede to, and which we could not depart from, (as we conceive) without doing a great deal of Injury to our Country; And we believe, our Proceeding in that Manner, as well as keeping a Bill begun in our own House, to which your Honours proposed several Amendments we could not agree to, to be agreeable to the Practice of Parliament, as well as our Duty; and that your Honours could not reasonably suppose, that we had agreed to any of your Amendments which the last Bill sent you did not contain. However, if your Honours will still reject a Bill confessedly beneficial to the People we represent, we shall enjoy the Satisfaction which always accompanies the faithful Discharge of Mens Duty, tho hinder'd of enjoying the Fruit of our Labour, and of the great Expence the Country must be at, by the Sitting of this Assembly. Sign'd per Order, M. Macnemara, Cl. Lo. Ho.

And sent to the Upper House, together with the Act, Intituled, *An Additional and Supplementary Act to the several Acts, for the Administration of Justice in Testamentary Affairs,* by Major Hanson, and Mr. Stoughton; who return and say, they deliver'd the same.

The ingross'd Bill, Intituled, *An Act concerning the Parishes in St. Mary's and Charles Counties.*

The ingross'd Bill, Intituled, *An Act for the Assessment of Ten per Poll, on the Taxable Persons in St. Paul's Parish in Queen Anne's and Talbot Counties, &c.* And the Paper Bills thereof, were sent to the Upper House by Mr. Dasbicks, and Mr. Johnson; who return and say they deliver'd the same.

The Bill, Intituled, *An Act to aid the Proceedings of some of the County Courts within this Province,* was read, the first and second Time, by an especial Order and pass'd; and sent to the Upper House, by Mr. George, and Mr. Edmundson; who return, and say they deliver'd the same.

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