

On reading the aforesaid Report; the Question was put, Whether the House should proceed to examine into the Commissions mentioned in the said Report this Session, or not? Resolv'd in the Affirmative.

*Benjamin Tasker, Esq;* from the Upper House, delivers to Mr. Speaker the following Message, viz.  
By the Upper House of Assembly, August 5, 1729.

Gentlemen,

This House concurs with you in your Message of this Day by Major *Hinson*, and Mr. *Gordon*, in Relation to a Repository for the old Records. Sign'd per Order, *John Ross, Cl. Up. Ho.*  
The House adjourns until Two of the Clock in the Afternoon.

( Tuesday, at Two of the Clock in the Afternoon. )

The House met according to Adjournment. The Members were call'd over, all present as in the Morning.

The ingross'd Bill, Intituled, *An Act for the Relief of Thomas Worsley, &c.* was read and assented to. And sent to the Upper House by Mr. *Beale* and Mr. *Warfield*, who return and say they deliver'd the same.

The Question was put, Whether this House is of Opinion that the Fees settled by Act of Assembly, pass in the Year 1725, on the several Officers within this Province, are full and ample Rewards for the several Services to be done for the said Fees? Resolv'd, *Nemine Contradicente*, that this House is of Opinion, that the Fees settled by Act of Assembly in the Year 1725, on the several Officers within this Province, are full and ample Rewards for the several Services to be done for the said Fees.

The Question was put, Whether the preceeding Question, and the Resolution of the Houses thereon, should be enter'd on the Journal of this House, or not? Resolv'd in the Affirmative.

It is offer'd to the Consideration of this House, Whether it is not an Aggrievance to the whole Province, and of dangerous Consequence to his Majesty's Subjects within the same, that the Conditions of Plantations, upon which they hold their Estates, are not made publick?

Resolv'd, *Nemine Contradicente*, That it is an Aggrievance to the whole Province, and of dangerous Consequence to his Majesty's Subjects therein, that the Conditions of Plantations, upon which they hold their Estates, are not made publick.

Order'd, That the Commissioners appointed to put the Act for repairing the Damages already sustained in the Records of the Land, Secretary's, and Commissary's Office in Execution, take care that the Undertakers for transcribing the Records, make a compleat Collection of all the Conditions of Plantations into one Book, and lay an Account of their Proceedings therein, before the next Assembly.

Col. *Rider*, from the Upper House, delivers to Mr. Speaker, the Bill, Intituled, *An Additional and Supplementary Act to the several Acts for the Administration of Justice in Testamentary Affairs.*

Indors'd thus:

By the Upper House of Assembly, August 4, 1729.  
Read the first Time, and order'd to lie on the Table. Sign'd per Order, *John Ross, Cl. Up. Ho.*

And thus:

By the Upper House of Assembly, August 5, 1729.  
Read a second Time, and will pass, with the following Amendment, that in the 2d Line of the 6th Page, the Words after *Commissary General*, to the End of the 4th Line, be left out.

And the following Message, viz.

Sign'd per Order, *John Ross, Cl. Up. Ho.*  
By the Upper House of Assembly, August 5, 1729.

Gentlemen,

In Answer to your Message of August the first, by Mr. *Hanson*, and Mr. *Stoughton*, We think our selves obliged, by a Resentment becoming the Candour of this House, to signify our Detestation of all such Practices as have any Tendency towards obstructing that perfect Harmony and good Correspondency which ought always to subsist, and be reciprocally cultivated between the two Houses, in Order to the better Dispatch of Publick Affairs: Wherefore, We take this Occasion of telling you, that we think ourselves very ill used, in your Message, by an airy and drolling Way of expressing a great deal of Indifferency, whether this House be in the Right or the Wrong; ev'n tho' in Matters of the lightest Consequence, in Relation to the Order and antient Custom of Proceedings in Legislation, which We think to be injurious to our selves, and a Neglect of our happy Constitution.

As to the rest of your Message, We can very truly assert, that we were not mistaken; neither, as you affirm, can the Facts be quite otherwise than we apprehend them to be; for if your House intended the Amendments said to be agreed upon, to relate to any thing at all, they must strictly relate to the Bill for the better Administration of Justice, &c. sent down to your House, with the Amendments, and to no other, or former Acts, relating to Testamentary Affairs. But whether you concurred with us, or no, in the Concessions made in our Message, by *John Hall*, and *Benjamin Tasker, Esqrs;* appeared then to be uncertain, your House having been silent thereon: And inasmuch as none of the other Amendments, in the Nature of them, can have any possible Analogy or adequate Relation to any of the former Testamentary Acts, We had Reason to apprehend the Amendments said to be agreed to (in the Manner whereof you were best acquainted) by both Houses, had had Relation to the Bill began this Session.

However, if your House had thought fit to have acquainted us, by your former Message, that you could not concur in the rest of the Amendments, or that the Bill would not pass your House, there would not have been any Occasion then of multiplying Messages, nor of controverting Points, to the great Delay of Business, and a vast Expence to the Country.

But as soon as ever this House understood by your Message of the first of August, that you had not agreed to our Amendments, and in Consequence thereof, that the Bill would not pass; this House took the Additional and Supplementary Bill into serious Consideration: And as it is a Bill which may be beneficial to the People of this Province, this House, in Relation thereunto, and to any other Bill, which tend to promote the Publick Good, will, at all Times, be ready to do their Parts, without obstructing any Man in the Enjoyment of the Fruits of his Labour.

Sign'd per Order, *John Ross, Cl. Up. Ho.*

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