

Was sent to the Upper House, with the Bill, entituled, *An Act Reviving an Act for Trial of all Matters of Fact in the several Counties, &c.* by Major Hanson and Mr. Knight; who return, and acquaint Mr. Speaker, they delivered the same.

The House adjourns 'till Two of the Clock in the Afternoon.

Friday Afternoon, Sept. 3, 1731.

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

Ordered, That Mr. Parks, be allowed his Account claimed from the Publick, if he makes appear to the next Committee for laying the Publick Levy, that he hath delivered all the Books of Laws, that he was obliged to deliver by his Contract with the Publick.

The Question was put, that a Bill to limit Officers Fees, be prepared? *Resolved*, in the Negative.

John Rousby, Esq; from the Upper House, delivered to Mr. Speaker, the Bill, entituled, *an Act for Reviving an Act for the Trial of all Matters of Fact in the several Counties, &c.* and the following Message,

*By the Upper House of Assembly, 3 Sept. 1731.*

Gentlemen,

In Answer to your Message of this Day, by Major Hanson and Mr. Knight, in Relation to the Amendments proposed by your House to the Assize Bill; this House can concede thereto, in no other Manner than as to the Liberty proposed in Favour of any suspected or real Criminal, having the Priviledge of having Five Persons returned as Jurors from the County where the Fact was supposed to be committed, in the same Manner as was usual before the making the Assize Law; and we further agree to the Amendment, for Continuance of Causes, as proposed in your Message: With which Amendments the Bill will pass.

*Sign'd per Order, J. Rofs, Cl. Up. Ho.*

An ingross'd Bill, entituled, *an Act ascertaining the Form of the Oath of Judge or Justice*, was read and assented to; and sent to the Upper House, with the Paper Bill thereof, by Col. Fendall and Mr. Courts; who return, and acquaint Mr Speaker, they delivered the same.

The Question was put, that the House consent to the last Amendments to the Assize Law, proposed by the Upper House? *Resolved*, in the Negative.

Col. Belt, from the Committee of Aggrievances and Court of Justice, delivered to Mr. Speaker, the following Report.

*By the Committee of Aggrievances and Court of Justice, Sept. 3; 1731:*

Your Committee being informed, that several Clerks and Registers, of several of the Courts of Judicature, within this Province, take upon themselves to tax Costs, and issue Execution thereon, according to the Regulation of 1719, without having the Directions from the several Judges of the said Courts. Which is humbly offered by your Committee, as an Aggrievance; and the Consideration thereof referred to the House by your Committee.

*Sign'd per Order, Charles Worthington, Cl.*

Which Report being read, the House unanimously *Resolve*, the Evils therein reported to be an Aggrievance; and refer the Consideration thereof to the next Assembly.

Col. Ward, from the Upper House, delivered to Mr. Speaker, the Bill, entituled, *an Act for the Relief of Richard Smith, &c.* indorsed thus:

*By the Upper House of Assembly, 25 August, 1731.*

Read the First Time, and Ordered to lie on the Table.

*Sign'd per Order, J. Rofs, Cl. Up. Ho.*

And thus:

*By the Upper House of Assembly, 3 Sept. 1731.*

Read a Second Time, and will pass, with the following Amendments: That Richard Smith, James Mason, and John Norwood, be not inserted in the Bill; and that between the Words *are* and *shall*, in the 16th Line of the 10th Page, put the Words, *or have been*.

*Sign'd per Order, J. Rofs, Cl. Up. Ho.*