

2dly, That the Colonel, Lieutenant-Colonel, Majors, and Captains, have it in their Power to deliver Arms to such Persons as they shall think proper.

3dly, That a Clause be added, to prevent Lifting Servants amongst the Militia, unless upon an Emergency, to be judged of by the Field Officers.

4thly, That the Fees of the Sheriff for Execution, in Compliance of this Act, be Thirty Pounds of Tobacco, besides Imprisonment Fees; and the Clerks, Six Pounds of Tobacco, for issuing Execution; and that the same be levy'd on the Body, Goods, &c. of the Offender.

5thly, That the Colonels of the several Counties be obliged to return to his Excellency the Governor, or Commander in Chief, a List of such Arms as are lodged in the several Counties, with the Condition they are in.

6thly, That no Officer be made liable to pay for any Arms, where the Person intrusted with them, shall lose, sell, or destroy them, and prove insolvent, or run away, or die insolvent.

7thly, That Provision be made, that the Arms be all mark'd, and a Penalty laid upon any Person that shall sell or dispose of any Publick Arms; and likewise, upon any Person that shall purchase any, knowing the same to be such.

8thly, That Provision be made, that no Member of the Upper House of Assembly, be obliged to serve in the Militia.

All which is humbly submitted to the Consideration of both Houses.

Sign'd per Order, Archibald Mcpherson, Cl.

On reading the said Report, it was referred for Consideration on Monday.

A Bill, intituled, *An Act for the erecting a Town on the North Side of Sassafras River, in Cæcil County, for laying in Lots, Thirty Acres of Land, on a Point known by the Name of Penington's Point, or the Prizing Point*, was read the first and second Time, by especial Order, and passed; and sent to the Upper House, by Col. Ward, and Mr. Wood.

Mr. Speaker communicates to the House, His Lordship's Answer to their Address.

Gentlemen of the Lower House of Assembly,

*I Desire you will be assured, that I never will countenance any illegal Proceedings; the Liberties of the People being no ways less dear to Me, than the Preservation of My just Prerogative: And I will give such Directions in the present Case, as will, I hope, answer the End desired.*

The House adjourns until Monday Morning, Eight of the Clock.

Monday Morning, March 26, 1733.

THE House met according to Adjournment.

A Bill, intituled, *An Act for erecting a Town at and about the Landing, called the Elk-Ridge Landing, near the Head of Patapsco River, in Anne-Arundel County*, was read the first and second Time, by especial Order, and passed; and sent to the Upper House, with the following Message: *By the Lower House of Assembly, March 26, 1733.*

*May it please your Honours,*

On reading the Petition of the Inhabitants of the Upper Parts of Anne-Arundel County, to both Houses of Assembly, praying, That a certain Quantity of Land might be laid out for a Town, at and about the Elk-Ridge Landing, sent down to this House, by Mr. Attorney; and conceiving, that the Indorsement made by your House thereupon, not to answer the End or Intention of the Prayer of the said Petitioners: This House hath proceeded upon an Enquiry into the Allegations of the Petitioners, and find, as is therein set forth, the Place prayed for the laying out a Town at the Elk-Ridge Landing, the most convenient and commodious of any upon Potapsco River, for the Back Inhabitants of

Anne-