

( *Die Veneris, Novembris 1, 1728.* )

**T**H E House met this Day according to Adjournment. The Members were call'd, and all present as Yesterday.—The Proceedings of Yesterday were read over.

*Benjamin Tasker, and Philip Lee, Esqrs.* from the Upper House, deliver to Mr. Speaker, the Bill, entituled, *An Act for Improving the Staple of Tobacco*, thus Indors'd, viz. X

Read the first Time, and ordered to lie on the Table. *By the Upper House of Assembly, October 26, 1728.* And thus,

This Bill being read the second Time, will pass with the following Alterations, viz. The Words, *(at any reasonable Time before or after the said Tenth Day of April, in the 9th Line of the last Sheet)* and the Words, *(which the Debtors shall be unable to pay, in the 18th Line of the same Sheet)* being left out. Which Bill, being read in this House, was pass'd for Ingrossing.

Major *Samuel Perrie* appears in the House this Day.

*Nicholas Lowe, Esq;* from the Upper House, delivers to Mr. Speaker the following Message, viz. X

Gentlemen,

*By the Upper House of Assembly, November 1, 1728.*

In Answer to your Message of Yesterday, by Mr. *George* and Mr. *Robins*, this House concurs with you in your Proposal of paying the Charges of both Houses of Assembly, and the Officers, &c. more than is allowed in the present Journal of Accounts, in Current Money, at Ten Shillings per Hundred.

*Richard Tilghman, Esq;* from the Upper House, delivers to Mr. Speaker, the Bill, entituled, *An Act to supply some Defects in the Act*, entituled, *An Act for the Encouragement of Learning, and erecting Schools, &c.* And also to explain an Act, entituled, *An Act for laying an Additional Duty of Twenty Shillings Current Money per Poll, on all Irish Servants, being Papists, to prevent the Growth of Popery, by the Importation of too great a Number of them into this Province: And also the Additional Duty of Twenty Shillings Current Money per Poll on all Negroes; for Raising a Fund for the Use of Publick Schools within the several Counties of this Province*, thus Indors'd, viz. X

Read the first Time, and ordered to lie on the Table. And thus, *By the Upper House of Assembly, October 31, 1728.*

Read the second Time, and will pass. *By the Upper House of Assembly, November 1, 1728.*

Which Bill being read here, was pass'd for Ingrossing.

The Question being put, Whether a Bill should be brought in this Session, to ascertain the Manner of the County Justices Allowance, or not? Resolv'd in the Negative.

The Question being put, Whether the Allowance for every Hundred Pounds of Tobacco a Hoghead contains, should be Six Pence or Eight Pence. Resolv'd, that the Allowance should be Eight Pence for ever Hundred.

The Ingross'd Bill, entituled, *An Act for the Relief of sundry poor Prisoners in the several Goals of this Province.* The Ingross'd Bill, entituled, *An Act for the better Regulating the Parishes in St. Mary's and Charles Counties: And the Ingross'd Bill, entituled, An Act to prevent the Abuses of concealing convicted Felons, and other Offenders imported into this Province, and for the better Discovery of them; were severally read and assented to by this House; and sent to the Upper House by Major *King* and Mr. *Mackall*, who return and say they delivered the same.*

*Daniel Dulany, Esq;* from the Committee of Laws, delivers to Mr. Speaker a Bill, entituled, *An Act repealing Part of an Act*, entituled, *An Act concerning Tobacco*; made at a Session of Assembly begun and held at the City of *Annapolis*, on *Tuesday* the Tenth Day of *October* 1727, which being read; was ordered to be thus Indors'd, viz.

*By the Lower House of Assembly, November 1, 1728.*

Read the first and second Time, by an especial Order, and will pass.

Sent to the Upper House by Mr. *Knight* and Mr. *Hemby*; who return and say they delivered the same.

*Col. Ephraim Augustine Herman*, delivers to Mr. Speaker a Bill, entituled, *An Act to make and emit fifty four thousand Pounds, Current Money of Maryland, in Bills of Credit; and for easing the Inhabitants in the Payment of Tobacco Debts, and for rendering the Staple of Tobacco more valuable; and to raise a Fund to sink the said Bills of Credit.*

The Question being put, Whether the said Bill should be read, or not?

Resolv'd in the Affirmative. Which being read, was ordered to be thus Indors'd, viz.

*By the Lower House of Assembly, November 1, 1728.*

Read the first Time, and ordered to lie on the Table.

The Question being put, Whether the said Bill should have a second Reading, or not?

Resolved in the Affirmative.

*John Hall, Esq;* from the Upper House, delivers to Mr. Speaker the Bill entituled, *An Act for Limitation of Officers Fees*, thus Indors'd, viz. X

Read the first Time, and ordered to lie on the Table: And the following Message, viz.

*By the Upper House of Assembly, October 29, 1728.*

*By the Upper House of Assembly, November 1, 1728.*

Gentlemen,

On reading the Bill sent from your House, for Regulating Officers Fees; we find a Clause therein, making void all Obligations taken for Fees by any Officer, since the Dissent to the Act made for that Purpose, Anno 1725; and to oblige all Officers, who have received any such Fees in Money, to refund the same to the several Persons from whom they have received it. In which we are ready to concur with you so far as to make void all such Obligations; provided that all those Fees be regulated according to the Act for Regulating Officers Fees, Anno 1719, which we think is reasonable: Because, upon his Lordship's Dissent to the Act Anno 1725, the Act in 1719 is the next immediate Act for that Purpose, which had the Assent of the whole Legislative Power; and therefore the best Rule to charge the Fees by. As to the other Part of the Clause above-mentioned, obliging the Officers to refund what Money