

236 VOTES AND PROCEEDINGS, NOVEMBER 1769.

" By the Upper House of Assembly, December 18, 1769: Read the Second Time, and will pass, with the following Amendment, viz." Strik out the Names of "William Lock, Joseph Miller, John Rourke, John Smyth, Moses Barney, Thomas Waters, John Browne and Isaac Danion, of Baltimore County, and Charles Kedwards, of Anne-Arundel County." U. SCOTT, Cl. Up. Ho."

*Signed by Order,*

Which Amendment was agreed to, and the Bill passed for engrossing.  
Also the following Message:

By the UPPER HOUSE of ASSEMBLY, December 18, 1769.

GENTLEMEN,

UPON Representations made to the House since the Petitions of William Lock, Joseph Miller, John Rourke, John Smyth, Moses Barney, Thomas Waters, John Browne, and Isaac Danion, of Baltimore County, and Charles Kedwards, of Anne-Arundel County, were referred to your Consideration, we think the above-named Persons are not proper Objects of Relief, and have therefore, by our Amendment to the Bill, entitled, *An Act for the Relief of certain languishing Prisoners in the several Jails therein mentioned*, proposed to strike out their Names.

*Signed by Order,*

U. SCOTT, Cl. Up. Ho.

The Bill, entitled, *An Act to aid the Navigation on the River Patowmack*, read the Second Time, and will pass.

The Bill, entitled, *An Act for imposing a further additional Duty of Ten Pounds per Poll on all Negroes imported into this Province*, read the Second Time, and will pass.

*The House adjourns 'till To-morrow Morning IX o'Clock.*

TUESDAY, DECEMBER 19.

THE House met according to Adjournment. The Members were called, and all appeared as on Yesterday. Mr. Tyler appeared in the House.

The Proceedings of Yesterday were read.

Mr. Hollyday brought in, and delivered to Mr. Speaker, the engrossed Address to his Excellency, which was read and assented to, and signed by Order of the House by the honourable Speaker.

ORDERED, That Mr. Hollyday, and Mr. Grahame, do wait upon his Excellency, and acquaint him that this House hath prepared an Address to be presented to him, and desires to know when and where he will be pleased to receive it.

They return, and acquaint Mr. Speaker they delivered the Message, and that his Excellency was pleased to signify he would receive the Address Half an Hour hence, in the Conference-Chamber.

ORDERED, That Mr. Edward Tilghman, and Seven more of the Committee of Grievances, do present the Address.

Mr. E. Tilghman brought in, and delivered to Mr. Speaker, the following Report:

By the COMMITTEE of GRIEVANCES and COURTS of JUSTICE.

YOUR Committee beg Leave to report to your honourable House, that upon the Complaint of William Clements, of Charles County, of excessive Charges, in Bills of Costs, made out by Philip Richard Fendall, Clerk of that County; your Committee examined such Bills of Costs as were laid before them, and find it a Practice with that Clerk, in making out Bills of Costs for Plaintiffs, to charge Executions, if required, Nine Pounds of Tobacco on every Judgment. The Evil and Iniquity of this Charge must be very apparent, because, upon the Delivery of such Bill of Cost to the Defendant, he will, in most Cases, pay it whether Execution issues or not, though the Plaintiff may perhaps not pay it unless Execution issues, though it would seem more probable that he always pays it.

Your Committee also find a Charge of Search and short Copy of Judgment, upon which Writs of *Scire Facias* are to be made out, which your Committee are of Opinion is unjust, illegal, and oppressive, and not warranted by the Table of Fees in the Inspection Law; the Clerks of the County Courts, having, by the said Law, a full Compensation for making out the said Writ, and resorting to the Record of the Judgement in Order to do it, is a Matter merely incidental to the Performance of this Duty.

Your Committee cannot but look upon the beforementioned Charges as unwarrantable, under the Establishment of Officers Fees within this Province, and oppressive to the good People thereof, but more particularly to those of Charles County aforesaid, and humbly submit the whole to the Consideration of the honourable House.

*Signed by Order,*

HENRY GASSAWAY, Cl. Com.

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