

U. H. J. By the House of Delegates December the 14th 1708

In answer to your message by Col Greenfield and Philip Lynes Esq' yesterday Intimating that this House had misrecited his Excell order in Council concerning the admission of Attorneys &c

This House did not recite the said order and are Satisfyed that there is a Saving to all such who had ever been of the Inns of Court or Chancery &c

And notwithstanding such saving are of opinion It is an Aggrievance And altho this House may not be so well acquainted with the practice of the Courts of Great Brittain yet they are Satisfyed the Serjeants at Law are called by the Queen's Writt & that the Attornys are never Sworn or admitted by any Master or Prothonotary of any Court, without the Knowledge and Consent of the Justices of those Courts and altho the Infancy of this Province cannot in some person's opinion plead prescription yet it appears to this House that ever since the seating the Province no Attorney has been admitted without the Consent of the Courts, And by them silenced if Occasion required and the contrary practice is an Aggrievance to the whole Province And this House desire the hon:ble Council not to censure their message as if they were Suitors for any particular persons but for the whole Province in general and for the Lives & Fortunes of the present Inhabitants thereof and their Prosperity. And therefore move the hon:ble Council to Concur with the Bill proposed for Settling the same as to the other part relating to the merchants Selling goods at Towns this House did not by their message desire any prosecution for any offence passed against the Act for Towns but only to inform the honble Council what Constructions were put upon their proceedings in the Country & presented to this House as an Aggrievance and hope the same will be prevented for the future

Signed p order R Dallam Cl Ho Del.

The af<sup>d</sup> message and the Bill proposed for ascertaining fees to Attorneys & Practitioners of the Law in the Courts of this Province being read at the Board.

Resolved the following message be sent to the House Viz.

P. 595 By the Council in Assembly December the 14th, 1708

Upon reading the message ascertaining Attorney's fees &c We recommend that the Sum of four hundred pounds of Tob<sup>o</sup> in Lieu of two hundred be to all Attorneys prosecuting and defending any Cause plaint or Action of what nature