JOURNALS

OF THE

Commons House of Assembly

OF

South Carolina

FOR 1702

Edited by
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January Wednesday ye 7th: 1701/2
Mr: Speaker & Eight More of the Members mett according to the Adjournment:

Thursday January the 8th: 1701/2.
The House mett:
Present—/
Job Hows Esqr Speaker—
Nicholas Trott Esqr
Ralph Izard Esqr
William Smith Esqr
Capt: Thomas Smith
Mr: Robert Stevens
Mr: John Ashby
Mr: John Croskeys
Mr: James Witter
Mr: Thomas Eliott—/
A Mesuage from ye upper House Requesting Two of the Membrs: of this house to Attend them.—

According Nicholas Trott & Ralph Izard Esqrs Attended ye Uper House & Reports That the Governr: and upper House being Informed that there was Now a Sufficient Number of the Lower House to Adjourne; The Governr: tould them that the upper House Would Informe them by a Message Whether their House Should Adjourne or Whither or noe they Would Prorogue them—

According by a Message of ye upper House by Coll Dearsly one of the Members of ye Same this House was Informed that the upper House Would Adjourne till Next Wednesday the 14th: Instant.—
The House Adjourned to Wednesday
Next ye, 14th: Instant.—

Wednesday Jan: the 14th: 1701
The House mett according to Adjournment—
Ordered that Coll: Tho: Broughton Nich: Trott Esqr Mr Stan-yarne Wm: Smith Esqr: and Mr: Stevens do go of a Message to ye upper House and acquaint them that Several of the Members of Our house are dissatisfyed and do doubt wither or noe we are a house by reason that A Sufficient Numbers of
Members did not meet on Wednesday last according to the adjournm't: to Continue this house by a further adjournm't: That if the upper house were of the Oppinion that this house is Continued notwithstanding the failure of a Sufficient Number of the Members meeting as aforesaid that this house desires a meeting of the whole house with the Said Upper house to hear their Reasons And then ye Members of this house would withdraw to their own house to Consider of them and if this house were satisfied with their reasons that they would proceed upon business And if they were dissatisfied that they would pray a Conferance and give the reasons of their dissatisfaction: The Said Message being returned acquainted this house that the Upper House declared they would Send this house an Answer A Message from the Upper house by Coll: George Dearsley a member of that house were of Oppinion that this house was not dissolved and that they would give their reasons to morrow Morning/

The House Adjourned till to Morrow Morning Eight of the Clock/

Thursday Jan: ye 15th: The House mett according to Adjournm't:
A Message from the Upper house by Cap't: Alex: Parris One of the Members of that house desireing that this house would attend their house to hear their reasons that this house is not dissolved.
This House attended their house accordingly—
The House returneing the Speaker recited the reasons of the Upper house why the not meeting according to the adjournm't: did not worke a dissolution which were were these following Ffirst The Authority of the Lord Cooke in the fourth part of his Institutes Containeing ye Jurisdiction of Courts Chap:i.) of the high Court of Parliam't: page 28 who Asserts that the Parliament Cannot End or be dissolved without the presence of the King either in person or representation. Nehil oriton tam conveniens est Naturali aquitati, unumquodqr dissolvi legamine quo Logatum est Therefore ye house of Commons cannot dissolve them Selves by their non appearance att the day of Adjournm't:
2) If any Courts Council body Poletick or Corporal appointed or Meeting at a day Certain & fail therein this Can Only discharge the Sutors from their Attendance till further Notice but Cannot Operate to a dissolution of that body or Society
If the Absenting of a Certain number on the day wch Number is but a part of the Society or body Poletick could worke a Dissolution there would be but A few Antient Societies at this day It being Easy for designeing Persons to bring that to pass:/If the Absenting of a Certaine Number as above) The Commons of England would not with somuch Industry have struggled with the Court Ever since the long Parliam: (under which the Nation So long groaned in the reigne of Cha: ye 2d:) for a Trianiall Act the maine designe of that Act being to procure a dissolution before designeing Princes and their partyes should have to much Personall Acquaintance with the Commons for reasons English Men are not Ignorant off—
If the absenting as above being but a part of the Comons could dissolve the Parliam: they must have greater Power then the King for he must do something to dissolve it but this is doing Just Nothing but Nothing Cannot Operate/
And Could it; we feare it would be to ye worst End Possible Even to a Dissolution of the fabrick and foundation So that in Our Oppinion nothing Could Ensue, but Anarchy or Arbitrary Govern:./
If the Representative body of the Commons of England Should So degenerate as to act Counter to the true Interest off the Kingdom the People has no remedy but by Petition to the King to dissolve them that they may mend their Choice or waite untill the Trianiel act does it
Uppon Dew Consideracon and Debateing of the above reasons and Authorityes by this house./
Resolved - - - Nemine contradicente./
That this House is Sattisfyed with the above reasons that they are not Desolved but may and will proceed uppon buissiness Ordered that Nich: Trott Wm Smith Esq Mr Robt Steevens and Mr John Ashby attend the Upper house and— Informe them that this house is Sattisfyed with their Reasons and are ready to proceed uppon buissiness/
A Message from the Upper house by Coll- Dearsley that there house should Adjourn till three of the Clock in the afternoon
and then should Consider of ye now urgent affairs & advise accordingly—

The house Adjourn'd till three of the Clock this Afternoon/

The House mett according to Adjournm't:—
Ordered that Coll:- Bull & Mr Whitter do Informe the Upper house that this house is Sett and wait their honrs: Comm'd: reported by The Sd Coll- Bull &c that they would Imeditly advise us—
A Message from the Upper house by Mr Noble one of the Members of Sd house who delivered the following Message./ Viz: Mr Speak'r: & Gentlemen/

Wee Reffer to your Consideracons
That you Inquire into our Stores of Amunitions and that you take Care for what you find wanting.
That you Inquire into our fortifications & Order what Additions may be Necessary: /
That you Inquire if money enough in the Treasury to do what is necessary to be done
That you regulate the Lyst of Juries
That you appoint Commiss'rs: for the highwayes in the Roome of Such as dead or absent, and that you think of a better way to make, and keep them in repair—
That you Consider of a way to remove the abuses done to the Yamasee Indians by them that live among and trade with them, and of makeing them Easie in Our Neighbourhood and friendship, So as that they may not have reason to return to ye Spaniards

That you think of Some way to prevent ye Tallabooses & other Indians now our friends their trade & acquaintance with ye ffrench till some way may be found to secure us from the dangers & Mischiefs which that Trade & acquaintance will bring on us

That you think of Some way to Confirm ye Cussatoes wch live on Ocha-Sa Creek & ye Savannos in the Place they now live in, and to Our friendship they being the Only People by whom Wee may expect Advice of an Inland Invasion/

Ja: Moore—

Uppon the debate of the aboves'd: Order—
Ordered that Cap't Tho: Smith and Mr ffenwick be a Committee
to make Inquiry what store of amunition are in the store and make Report thereof to Morrow morning to this house
Ordered that Mr Ellyott and Mr Whitter be a Committee to view the fortifications and make report thereof What Condicons the same are in to Morrow
Ordered that Cap: Tho: Smith Publick receiv'r do lay before this house his Acc'ts: to morrow morning

The house Adjourn'd till to Morrow morning nine aClock

Friday Jan: 16th: The house mett according to Adjournm't:/
According to Yesterdays Order Cap'': Tho: Smith: &c brought in ye powder acc't &c
Ordered that ye sd acc'ts do ly on the table./
According to yesterdays Order the Public Receiv'r: brought in his acc'ts:
Ordered that the sd: Act's: do ly on the Table
Ordered that the Powder Receiv'r: lay his acc'ts before this house to day & that ye Messinger of this house acquaint him thereof: /
According to Yestersday Order Mr Wm: Ellyott and Mr James Whitter presented to this house the Case of the fortifications that Some Care be taken as shall be thought fitt by this house to prevent the damages thereof by storms &c
Uppon Reading the Petition of Alex: These see Chataignier & John Gendron.
Ordered that this House go on ye sd: Petition to Morrow & that the Messinger of this house Informe the Asserors that be in Town to attend this house to Morrow Morning./
The House Entered Into debate of the other part of Yesterdays Messige from the Upper house
Ordered that Mr Rob't: Steevens & Mr Rob't ffenwick attend the Govern'r to request of him to lay before this house Militia lyst this house being Entered Into the debate of regulateing the lyst of ye Jurrys
reported by the sd: Rob't: Steevens &c that his hon'r: would send them Emediately: /
The House is adjourn'd till three a Clock in the afternoon/

The House mett According to Adjournm't—
Ordered that Cap't Raynor have leave to depart this house being Indisspossed——
Ordered that ye house proceed further on the Jury act to morrow morning—

The House is Adjourn'd till Eight a Clock to Morrow morning

Saturday January. ye: 17th=
The House mett according to Adjournm't:
According to Yesterdays Order Upon reading the Petition of Alex: These, Chataignier & hearing the Reasons of George Logans Esq'r: & Mr Joseph Boone assors for their Ordering an action ag't them
Ordered that Coll: Tho: Broughton Ralph Izard Esqr & Mr ffenwick be a Commite to hear ye sd Chataignier &c can alleage And prove what is sett forth in ye petition & report ye same to this house reported by ye Sd Coll:— Broughton &c that the Said Chataignier &c proved w't is Sett forth in their Sd petition/
Ordered that Coll:— Tho: Broughton Ralph Izard Esqr & Mr Rob't. ffenwick Attend the Govern'r & in the name of this house request him to Order the Attorney Genl— to Enter a Noli Prosequi in the Action ag't the sd Chataignier & Jo.- Genderon
According to yesterdays Order the house proceeded on regulaing the Jury Act—
Ordered that Coll:- Tho: Broughton have leave to depart this house till Tuesday Mornning
Ordered that Ralph Izard Esqr prepare a Bill for Regulateing the Lyst of ye Jury
Ordered that Ralph Izard Esqr Mr John Ashby & Mr Rob't. ffenwick be a Committe to suppervise the Public Receiv'rs: & ye Powd'r Receiv'rs. acct': & make report thereof to this House On Tuesday next
Ordered that Coll:- Stephen Bull Esqr & Mr James Whitter be a Committee to suppvise the limitted acts & see w'h is or near Expireing. /
Ordered that the further debate of the Govern'r's speech be debated On Monday Morning next

The House is Adjourn'd till nine a Clock Monday Morning
Munday: January ye 19th=

The House mett according to adjournm-

The House entering into the Debate of the Highway act that
some Creeks to the Southward be made more navigable
Ordered that Wappoo Creek be new Cutt
That New Cutt Creek be made more navigable and also that
Whatabbots Cutt be made more passable and also that two
New bridges be made over the two north branches of Stonoo
River.

Ordered that Coll- Stephen Bull Esq Mr James Stanyarne Mr
Gilbertson & Capt Wm Davis be a Committe to proportionate ye
Inhabitants of Colletton County for makeing the sd Creeks &
Bridges & Nominateing Comissrs: for makeing & building the
same & report the same to this house to Morrow.—

Ordered that the Debate of ye latter part of the Governrs speech
be refered till to Morrow morning

The House Is Adjourn'd till Nine a Clock to Morrow Morning

Tuesday Jan: 20 The House mett according to Adjournm-
Nicholas Trott Esqr a member of this house moveing this house
that he might be heard In refferance to his being suspended
from his places of Attorney Genr & Naval Officer by the
late Governr & Council

Ordered that ye sd Trott be heard upon the hearing thereof he
haveing produc't his Commissions for sd Offices & a record of
his Suspension & it appeareing by sd record that he was sus-
pended for not prosecuteing the Cole & Bean Gally wch pros-
secution & Judgemt: is since revers'd by the Lords Justices of
England in Council

Ressolved Nemine Contradicenti that the Reasons in ye sd Order
of Council for his suspension are not sufficient

Ordered that ye Governr & the rest of the Membrs of the upper
house be addressd by this house that the sd Trott be restored
Restored to his sd places of Attorney Genr: & Navall Officer
and that an Address be drawne Accordingly

The Governr &e haveing laid before this house an Order of
Council dated the 23d day of Decembr': 1701 In reference to the
Yamasee Traders

Ordered that the Governr be Addressed that Captn Thos Nearn
& the Yamasse Indian Traders be Imedietly Sent for: & that
Mr Speaker In behalfe of this house do address the Governr: ye s^d Traders be Imediately Sent for. and allso such yamasee Indians as he shall think necessary for ye better discovery of ye Traders behaviour
According to Yesterdays Order for debarkeing the latter part of the Governrs speech In Refferance to the Tallabooses & other Indians our friends
Ordered that the debate thereof be refered till to Morrow and that Mr Speaker request the Governr to lay before this house wt Informacon he has receiv^d from ye Tallabooses & Couatau Traders in refferance to the dangers & Mischeiffs we ly under by ye Neighbourhood of the ffrench & Spaniards, & wt Attempts they have made to draw the sd Indians to their Intrest and also to Informe this house of the Misdemeanrs of ye sd Traders among ye sd Indians
Ordered that all Committes do attend the house att the time of the adjournm^t to morrow Morning.

The House is Adjourn'd till to Morrow morning nine a Clock

Wens^d: Ja: 21
The House mett according to adjournm^t—
Reported by Mr Speaker that the Governr: has Ordered Cap^t Neirn with the Yamasee Indian Traders &c. to be sent for: and also that after the Council hath perused such Informacon as he Received from the Tallabooses & other Indians he would lay the same before this house
According to Yeasterdays Order an address as followeth In relation to Nich: Trott Esqr, being brought before this house Ordered that the sd addresse be Ingrossed & that Mr Speaker signe the same
South Carolina/

To the Honble: James Moore Esqr Governr and the rest of the Honble: Memb^rs: of the Upper house./
May it please yo^r Hon^rs:
We the representatives of ye people now mett att Charles Towne for the South West part of this Province haveing heard the Complaint of Nich: Trott Esqr: a member of this house In refferance to his being Suspended from his Offices of Attorney Gen^d–: & Naval Officer of this Province and haveing perus’d an Attested
Coppy of the Record of that Suspension and it Appearing by the Same that ye sd: Nich: Trott was Suspended his sd offices for not prosecuting the Cole & bean Gally (with other alligacons therein Inserted relateing to Edmd Bellinger Esq: w:ch we humbly Conceive have no Refferance to his places) and whereas the prosecution and Decrees in the Court of Admiralty in Carolina being since reversed & declared null & void by order of the Lord Justices in England it is therefore with submission to yo:rs: Hon:rs: ye unanimous request and address of this house that the sd: Nich: Trott may be restored & reinvested in his sd offices of Attorney Gen:II: & Navall officer of this Province. / 
Ordered that Mr Speaker w:th the whole house present the above Address, and that mr Speaker Signe ye Same 
Ordered that Coll:--: Tho: Broughton & Mr ffenwick do move the Upper house that this house have Admittance to deliver the aforesd: Address 
Reported by the sd Coll: Tho: Broughton &c that this house attend ye Upper house w:th they please 
Ordered that mr. Speaker together w:th the rest of the Memb:rs Attend the upper house accordingly 
The House returneing and Mr Speaker reassumeing the Chair Informd ye house that he had delivered the sd Address & his Hon: Inform'd him that they would take it into their Consideracons: The House debateing the report of Mr Ellyott & Mr Whiter in reference to ye fortifications 
Resolved that the reperacons & the further Security of ye sd fortifications be left to the Commiss:rs: for building the fortifications to repair & secure ye Same 
A Messige from the Upper house by Coll:- Robt Gibbs a member of that house haveing laid before to this house such Informacons and Letters as the Gover: has rece'd: from the Southern Traders:--& also Informed this house that they had reffered the Consideracon of the Address till to Morrow they not being a full house 
Ordered that ye Debate of ye Informacons & letters laid before this house by the Gover: be reffered till to Morrow morning & that Notice be Given by the Messingr: of this house that all Committees Attend ye Service of the sd house. / 
The House is Adjourn'd till three of the Clock in ye afternoon
In the afternoon the House Mett according to Adjournm't—
Coln. Stephen Bull and Mr. James Withers the Committe appointed to supervise ye acts with Limitations y't are Expired and neare Expireing makes the following Report/
first That an Act To Appoynt a sworne measurer &c, Expired ye: 5th of December: 1698/
2ly An Act for ye Entry of Vessells Expired the 8th: of October 1701/
3ly An Act for Makeing and mending highwayes &c. Expired ye 8th of October 1701 (if Limieted in its Selfe
4ly An Act to Ascertaine Publick officers fees, Expired the 8th of october 1701/
5ly An Act for Distroying unmarked Cattle/ Expired the 4th of february 1700/1
6ly An Act to Prevent Marrinrs and Seamen Runing into Debt, Expired the 8th of october 1701/
7ly An Act Inhibiting the Tradeing wth Seryts & Slaves, Expired the 16th of March 1700/1
8ly An Act for Ascertaineing the Gauge of Barrs— and for Appoynting a Sworne Packer
Expires the 1st: March 1702/
9 An Act for Registrinig births &c: Expires ye first Sessions of Assembly after the 8th october Next
10ly An Act to Raise a Publick Store of Powdr— Expires the 16th Novembr next
11ly An Act for Regulateing Publick Houses &c/
Expires the 26th august next/
Ordered That Coll- Stephen Bull & Mr J'-Whitter Prepare a bill to Settle a Standard of weights and to Appoynt a Sworne measurer &ca— and Present the same to this House
Coln. Stephen Bull m': James Gilbertson Capt w'm: Davis & Mr James Gilbertson, The Comitte Appoynted to Proportionate the Inhabitants of Colleton County for makeing Creeks and Bridges and Nominating Commissionrs—for makeing and Building the same, Reports (as followeth)
That all the male Inhabitants of the Lady Blakes, Plantation Inclusive are for the Cutting of Wappoo Creke wth the Inhabitants on the north Side of Stonoe River wth the Two Northern Branches and as farr as the Plantation of Henry ffenden Inclusive and upon the South Side of Stono River from the Plan-
tation of Thomas Jones Inclusive with all the Inhabitants Living on Creekes Runing into Stono River unto the Plantation of Joseph Tatnell Inclusive and that James Stanyarne Wm- Elliott John Beamer & Tho: Elliott be Comrs=

And that ye Inhabitants, Liveing on Both sides of Wadmawal River, from the Plantations of Doctr- James Williams and James Gilbertson Inclusive & to ye Plantation of mTho: Stanyarne/ on Bohikett Creeke Inclusive, with all the Inhabitants on Ladenwaw, and Toobedo Creeke with the Plantations of John Ash Esqr & Joseph Boone with all the Inhabitants on both Sides of Puespau River, with all the Inhabitants on the north side of Edistoe Island from the Plantation of Cap: John Hamilton Inclusive to ye Plantation of James Cochran Inclusive are to Cutt ye Creke Called the New Cutt Creke/and that Robert Seabrooke Doctr- James Williams James Gilbertson Cap t John Hamilton be Comissonrs—

And yt all the Male Inhabitants Liveing on the south side of Edistoh Island from the Plantacon of Thomas Daw Inclusive To the Plantacon of Farmer Fripp. Inclusive Together with all ye: Inhabitants that Lives to the Southwards of Walter Abbotts, Cutt, To Cutt the sd Cutt and that William Edwards, Jn° Seabrooke John Whittmarsh be Commissionrs/
The House Adjourned Till Nine a Clock Tomorrow Morning./

Thursday Jan 22: The House mett according to Adjournmt./
According to Yesterdays Order the House Ordered that the Letters & informacons Concerning the Indian Traders be read: Uppon Reading the above sd Letters Concerning ye Indian Traders &c
Ordered that the debate thereof be Reffer'd till the afternoone./ Ordered that Mr Ellyott have leave to depart from ye Service of ye house till to Morrow morning/

The Hous Adjourn'd till three A Clock In ye afternoon

The House Mett according to Adjournmt:
According to ye morning Order the House Entered into the Debate of the Letters Concerning the Indian Traders/
Uppon the sd: Debate Resolv'd that ye sd Trade be regulated & that this house will hear & Consider such proposalls as shall be Offered to this House from any ♂sons Or ♂sons that will ffarme ye same/
Ordered that the further Debate thereof be refer'd till Tuesday Morning next
Uppon Reading the Petition of Joseph Ellicott Ordered that the sd: Joseph Ellicott attend the House to Morrow Morning, & that the Messinger of this House Accquaint all the Assers that are in Charles Town to attend att the same time.
Uppon Reading the Petition of Eliz. Thomas Ordered that Mrffenwick & Cap: Tho: Smith Inquire Into the Circumstances of ye sd: Eliz: Thomas & report the Same
Uppon Reading the Petitions of Francis ffidling & Dove Williamson Ordered that the Consideracons thereof be refered till a Bill be brought in
Uppon Reading the Petition of John Vanderhost Ordered that Coll- Stephen Bull & Mr Robt Steevens be A Committee to view the bridge in ye sd petition Sett forth & report the same on Munday next

The House is Adjourn'd till Nine A Clock./

Fryday January the 23d 1701/2/
The House Mett according to Adjournm't=
A Message from ye upper House by Alexander Parris Esq'r: in answer to ye address of this House, to y House for Restoreing ye sd Nicholas Trott Esqr to his offices of Att'y- Generall & Navall officer which is as followeth/
Vper House
Mr Speaker and Gen't:
The House haveing Considered yo'- Address on behalfe of mr Trott being very willing to oblige & Give full Satisfaction to ye Hono'ble House of Commons, in all their Reasonable Request and Being Inclinalle y't mr Trott should be Restored to his offices in yo'- sd address mentioned, will Speedily Consider of ways & Means of Doing it.
According to yesterdays Ord's Joseph Ellicott Attended this House/ upon Debate of ye matt'r of ye sd= Joseph Elicotts Petition he confessing his Default The Question is Putt, Whether The sd Elicott shall pay all his fine or Less (Carried y't he pay Less)
The Question is also putt whether yt part of ye sd fine that belongs to the Country shall be Remitted him or not/ Caried in the Affirmative
Resolved that that Part of ye fine wch. Belongs to the Publick be Remitted ye sd Joseph Ellicott. /
Ordrd= that Coll Stephen Bull & mjr Jno: Ashby in the Behalfe of ye House do adress The Governo- and upper House to Concurr wth this House in Remitting yt Part of Joseph Ellicotts fine which Belongs to the Publick. /
The Above members Reports that ye Governo- and upper House would Consider of ye sd Message /
Vpon Reading ye answer from ye upper House to ye address of this House Relateing to Restoreing Nicholas Trott Esq}= to his offices of Att'y Generall and Navall office. /
Ordered That An Adress be Imediately drawn to ye Governor & upper House for ye sd Trotts Imediate Restoration to his sd: offices./ And ye House Agreed to the following forme of an adress /
To ye Honoble James Moore Esq: Governo-: and ye Rest of ye honoble Members of the upper House
May it Please yo Hono/rs=
We the Comons Assembled haveing Recd yojr. Hono/rs= favourable Answer to our address Relateing to mjr Trotts being Restored to his offices of Attorney Generall and Navall officer of this province, Wee are Very Glad ye: yojr Hono/rs: are Enclined to Give full Satisfaction to us in ye affare, But we Take Liberty to Lay before yojr Hono/rs= ye we are Surprized ye an Effectuall ord=r is not allready past for ye sd Mr Trotts Restoracon, And therefore we do againe Humbly Request yojr Hono/rs ye you would be pleased to Give yojr ordrs for ye sd mjr: Trotts Imediate Restoration to his sd offices of Attorney Generall and Navall officer of this province
And as to ye Navall office we humbly Request yt the Honoble= ye Governo- would be pleased to Give his Imediate ord=r to Thomas Broughton Esq: Collector of his Majesties Customes and his Deputy ye they do not Receive ye Entries of any Vessells in ward bound to this Province nor Give them Permitts to unload till they have made their Entries and Reports to the sd mjr Trott as Navall officer, As Allso his ord's to the Secretarie of this Province or his Deputie not to Give any Ship or Vessell their Cleareings outward Bound Till they have Produced Their Clearings from ye sd. Nicholas Trott as Navall officer
Ordrd: That the above Address be Ingrossed by ye Clerke, And
that the same be Presented to the Governor & uper House this afternoone/
According to yesterdays ordr m° Robert Fenwick Reports to this House yt Elizabeth Thomas is Verry Sick, and not Capable of helping her, Selfe and in Necessity./
upon The Debate Thereof, ordrd that Care be Taken yt the Necessities of ye s° Elizabeth Thomas be Supplyed./
An additionall Bill to Provide Indifferen Jury men in all Causes Civill & Criminally Brought into the House by Nicholas Trott Esqr Read the first time & past wth amendm°—
The House Adjourned Till Three a Clock in the afternoone/

In the afternoone, The House Mett According To Adjournm°: Mr°: William Wells a member of this house haveing not Attended ye Service of the Same this Sitting./
Ordrd: That the messenger of this House Go forth with Sumons m° William Wells a member of this house to give his Reasons for his So Long neglecting & absenting him Selfe from the Service of this house, And yt m° Speaker Signe this ordr—
Mr Rob° Fenwick haveing Informed this House yt he acquainted Elizabeth Thomas wth ye ordr of this House, for her Relife, She Returns this House her humble Thanks, And Humbly prays that She may be Sent of/
The Question is putt where ye s° Elizabeth Thomas and her Child Shall have their passage paid & be sent sent off,—Carried in the affirmative
ordrd that Nicholas Trott Esqr° and m° Rob° Fenwick do Treate wth Cap° Mallachi about their Passages & Report ye Same to this House/
Proposialls being made to this House of ye Inconveintness of the Late Balloting box for Juries, Ordrd: that m° Rob° Stevens a member of this Do Give his Directions. According to his owne Proposialls for ye makeing, a more Convenient Balloting Box for Drawing of ye names of Juro°s:/
According to ye order of ye forenoone ye Adress to ye Governo° and ye Rest of ye Members of ye uper house was Ingrossed, And being Read, ordrd that Mr Speaker Signe the Same,
The Question is Putt whether m°: Speaker wth ye attendance of ye whole House Present ye said Adress to ye uper house, or not/
Carried yt m° Speaker present ye Same wth ye attendance of ye whole house/
Ordered yt m'r Rob't Stevens & m'r John Crosskeys do mov'e ye uper House that their House have access to their honors to Deliver ye aforesaid address. Reported by sd M'r Rob't Stevens & m'r John Crosskeys yt the Governo'r & uper House would Consider of ye said message Read ye Humble Petition of several merchants and other Inhabitants in Charles Towne in Reference to building a Bridge, Att the halfe moone and Rejected/

Henry Noble Esq'r A member of ye uper house Delivered this house the following Answer to the message Sent them by m'r Rob't Stevens & m'r John Crosskeys this Afternoone/

In The upper House/

M'r Speaker and Gen'l:
The Request of ye Lower House to Come into ye uper house to Confer with that House about matters not knowne to that house first, we believe not according to usage of Parliaments, we therefore Desire to know what you would Come about, and will advise about yo'r Request when we know the Subject Matter thereof Ja. Moore

Ord'rd: That an Answer be Drawne to the above Message, accordingly ye following answer was Drawn and Ingrossed, To The Honoble= James Moore Esq'r Gover'n'r-- And the Rest of ye Honoble Memb'rs: of ye Vper House/

May it Please Yo'r-- Honors:

By yo'r-- Honors: message in Writeing by Henry LeNoble Esq't a member of yo'r- House, we Believe that yo'r- Honors mistooke our Last Message by m'r Robt Stevens and m'r John Crosskeys members of our House, for we did not Request to Conferr with yo'r- Honors:, But only that the Speaker with the whole House might have access to yo'r Honors:-- which is our undoubted Right, and is one of those fundamentall Rights which our Speaker Claims on Behalfe of ye House upon his presentment, And therefore pray yo'r Honors: yt ye Speaker and ye Rest of ye members may now have access, to yo'r- Honors to Deliver an Address of this House,/ Ordered yt m'r Speaker Signe the above address, And yt Cap't Thomas Smith & Coll- Tho: Broughton Present ye Same to the upper House/

Rob't Gibbes Esq'r a member of ye uper House Delivered ye following message to this House in Answer to their Last address/ (Vizt)
In ye upper House
Mr Speaker and Gentm/
Wee did not mistake yo'r message m'r Stevens deliv'd= to this House which was the following words (Vizt) That he was Commanded by yo'r House to Desire y'r Mr Speaker and yo'r House might be admitted to Come into our house Immediately, he did not Say to address or for what but since you are Pleased to tell us it is to Present to us An address, (That not Requireing an Imediate Answer,) we are now Ready to admitt you to bring to us that address/

Ja: Moore./

Ordered y'r m'r Speaker to Gether wth ye Rest of ye members attend the upper House accordingly,
The House Returning and m'r Speaker Reasumeing the Chaire, Informed the House That he had Deliver'd ye s'd Address And his Hono<r Informed him y'r they would Take it into their Considerations. But y'r this House Could not Reasonably Expect an Answer of ye Same this night,
The House adjourned Till Tomorrow Morning Nine of ye Clock

Saturday Morning Jan'<ry: 24th/
The House mett according to Adjournm':
Ord'd That m'r Rob't Stevens & m'r Jn° Ashby Doe Attend ye Governor and upper house and acquaint them y'r if their Honors'-had Done wth the Examination of ye Yamase Indjans they would send them to this House this House being Ready to Receive them and that they would please to Send this House ye minutes of ye s'd Examination of ye s'd Indjans, taken by them
Reported by ye s'd- memb'rs that ye Governor- and Upper house would have done wth ye Examination of ye s'd Indjans in a Quarter of an hour, And then they would Send them to this House wth the minutes of ye Same, which they Took to that End, George Dearsly Esq' a member of ye upper House presented to this House ye minutes taken by ye s'd House Relateing to Examination of ye Yam's: see Indjans/
The House Entred upon ye Examination of ye abuses done to ye Yama See Indjans by the Indjan Traders
Ordered That the Debate of ye s'd matter be Referred Till the afternoone./
According to an order of this House Mr. Robt Fenwick having Discoursed with Capt. Mallici about ye Passages of Eliz: Thomas and her Child,
Reports That The s'd Capt. Mallaci will Take no Less then 18£: for their Passages,
Ordered y't The Debate on the s'd Report be Defered Till Tuesday next.

The House Adjourned Till 3 of the Clock in ye afternoone/

In The Afternoone The House Met according to Adjournm't=
The House Entred into Examination of the Indjan Traders/
Ord'red: That the Debate of ye Inforrnations Laid before this house by ye Yamase Traders and Indjans, be Referred Till Monday next.

Ord'red= y't mr: Speaker w'th Three members of this House Do Request ye Governo'r that he Do take Such Speedy and Effectuall Care for Takeing Secureing and bringing Down Joshua Binan to Charles Towne to Answer ye Complaynts of of Severall Yannasee Indjans, and Indjan Traders, as to his Hono'r Shall Seeme Meek/

The House adjourned Till munday Morning Nine a Clock/

January Munday the 26th: 1701/2

The House Met according to Adjournm't=
According To Saturdays ord'r mr: Speaker w'th 3 memb'rs- of this House, Acquainted ye Governo'r w'th ye Request of this House/ And Reports y't the Governo'r will send up to ye: Ta: la: Boo: ses to Apprehend the s'd Binan if this house have any apprehension of his Escapeing from Justice, And will ord'r: the Charge there of out of the Publick./
Resolved That The Honob'lc- the Governo'- be Requested to Take Such Speedy & Effectuall Care for the Immediate Apprehending The Body of the s'd Joshua Brinan, And him Soe Taken Cause to be Safely Kept, Till he shall from thence be Delivered by Due Course of Law, he haveing Comitted Severall Abuses to our neighbour and frindly Indjans ye Ja: ma: Sees and w'th all Contentiously Disobeyed the ord'r: of this Governm'=
Ordered that Coll Tho: Broughton & Cap't Wm Davis do in behalf of this house Address ye Governo'r to apprehend ye s'd Josuah Brian according to ye above resolution & that Mr Speaker signe ye same
Ordered That Cap't Thomas Smith Publick Receiver Do Pay out of the Publick money To Peter Painter now Gunner of the fort ye Sum of five Pounds Every 3: months Dureing the time he shall Continue in the sd. office of Gunner for his care & dilligence in performance of ye same./ And that this ordr be Sent to the upper house for their Concurrence And that m't: Speaker Signe the Same

A Bill to Revive the Severall Acts wthin menti— Read ye first Time & past wth amendnts=

An Answer from ye. Governo'r: And Deptys by Sr Nathaniell Johnson, in answer to ye addresses of this House Relateing to ye Restoreing Nicholas Trott Esq'r: to his offices of Attorney Generall & Naval officer./

which is as followeth,

Att the Council Board in Charles Towne, Jan'ry 24th 1701/2

Present The Honoble— the Governo'r:

\[
\begin{align*}
\text{Edmund Bellinger} \\
\text{Rob't Daniell} \\
\text{Robert Gibbes} \\
\text{Henry Noble}
\end{align*}
\]

Deputies

Whereas Nicho— Trott Esq'r was by ye R't Honoble— ye Pall.— & ye Rest of ye true & Absolute Lords & Prop's of ye Province of Carolina Comissionated Constituted, Nominated & Apoynted Att'ly Gene'l= & Navall officer of all ye part of ye Province of Carolina ye Lyth South & west of Cape fy're as by their Commissions beareing Date the 5th Day of February in ye yeare of our Lord 1697/ To ye sd Nicho: Trott for ye sd offices Referance thereunto being had more fully will Appeare. And whereas ye sd Nicholas Trott was by the Honoble— Joseph Blake Esq'r Late Governo'r: Since Deceased, And the Rest of ye Honoble— ye Lords Prop's: Deputies then met in Councill Suspended from ye aforesd offices of Att'ly Generall & Navall Officer for Reasons in an ord'r of Suspension mentioned, which Suspension & Reasons for ye Same Were referred to ye Consideration of ye Pallatine & Prop's— aforesd: for ye Confirmation & approbation or otherwise as to their wisdomes should Seeme meete, to wch- Order of Suspention as aforesaid their Lordships being Buise as we have Reason to beleive in more weighty matters of State, or in their Private and more Imediate affaires have omitted to Give their approbaco or Discent And whereas ye Honoble— the House
of Commons now Assembled have Unanimously addressed the
Hono\^{b}le== ye upper House to Re-Store the s\textsuperscript{d} Nicholas Trott
to the afores\textsuperscript{d} offices which Address hath beene Considered off
in ye Councill whereupon it is ordered That ye s\textsuperscript{d} Nich--: Trott
be restored, And ye s\textsuperscript{d}-- Nich--: Trott is hereby Restored to his
afores\textsuperscript{d}--: offices of Attorney Generall & Navall officer And
made Capable to take & Receive All Such Salleries fees &
\textsuperscript{e}questes which Shall accreue & become Due To ye s\textsuperscript{d}--:
offices And Henry Wigington Esq\textsuperscript{r}: Late Attorney Generall and
John Buckley Esq\textsuperscript{r}: Late Navall officer are hereby Comanded
to surcease the Execucon of the said offices And to Render
& deliver to the said Nicholas Trott All papers Records
Registers & writeings whatsoever to the said offices or either of
them belonging. /

A True Coppy of ye Records Taken out of Councill Book
Examined \textsuperscript{e} me Nath-- Johnson:/
According to Saturdays ord': ye House Entred into Debate of ye
Informations Laid before them by ye Yamassee Traders and
Ind\textj{\textan{a}}ns. /
Resolved That William Greene Pay ye Vallue of ye Cannooe
he forceably Tooke away from one of ye Ind\textj{\textan{a}}ns belonging to
Aromah\texta{a}, or Returne ye Same in good Condition /
That John Seabrooke pay to Okala and his men 12 Hatchets
or the Vallue there of for Building his house
That assendo a Yamassee Ind\textj{\textan{a}}n be Paid for a Cannoe Taken
from him by John Henry and Joshua Brinan, Suposed to be for
the use of ye Late Governo\textsuperscript{r} Blake./ Deceased. /
That Daniell Callahane Give Satisfaction to Hoos: Pau for two
Gunns he forceably Tooke from an Ind\textj{\textan{a}}n Widdow, of his
Towne, to be delivered to the said Widdow.
That William Page Make full Satisfaction to the old Ewhaw of
ye Hoos Pau Towne for a Gunn he forceably tooke from him
That John Roe Pay asendo, for 5 Skinns he owes said Assendo/
That Joshua Brinan make full Satisfaction to Po:ka: Sa:ba's
Son for Killing his hoggs and allso, for Burning a House in s\textsuperscript{d}
Towne in which was Poud\textsuperscript{e} and Corne &c\textsuperscript{a} / And allso ye\textsuperscript{t}
the s\textsuperscript{d} Brinan Pay Phillip for his worke in Rowing his Cannow and
for throwing ye s\textsuperscript{d} Phillips Goods over Board And further that
ye s\textsuperscript{d} Brinan Pay Thom\texte{a}sa for the six Hoggs, Chest, and Goods
he forceably tooke from him/
Ordered That the Honorable—be Requested to Im: Power Capt Tho: Nearne or what other Person he shall think fitt, to see full Satisfaction made by ye several persons to ye Severall Yamasee Indjans as by a Resolution of this House is appointed
Ordered ye Cap: Wm: Davis and m'r James Whitter do Request ye Honorable ye Governo'r, in Behalfe of this House to Putt in Execution w'th all Possible Speed ye Request and Resolution of this House/ Ord'r'd ye M'r Speaker Signe the said ord'r. The House adjourned Till 3 of ye Clock in ye after Noone/

In ye afternoone, The House Mett According to Adjournm't. A Bill to Provide Indifferent Jurymen &ce'ta w'th ye Lists Annexed Read ye Seconnd time & past w'th Amendm'ts= The House Adjourned till 9 a Clock to morrow Morning./

Tuesday the 27th 1701/2 The House mett according to Adjournment/ Ordered ye M'r John Crosskeys have Leve to Depart ye service of ye same. Till to Morrow morning./ According to Last Saturdays Ord' The House Entred into the Debate of ye matter Relateing to Elizabeth Thomas, Resolved ye the said Elizabeth Thomas w'th her Child and neece, be sent of this Province by the first Convenience to England at the Charge of the Publick And ye This order be Sent to the upper House for their Concurrence./ Orde'r'd ye M'r John Cattle have Leave to Depart ye service of this House Till fryday morning
Ordered ye M'r William Baker Attend ye Service of this House to morrow morning and Give his Reasons for His soe Long Absence from ye Service of ye same/ And ye M'r Speaker Signe ye Same.
Ordered ye M'r: William White Attend ye. Service of this House Tomorrow, And give his Reasons for his so Long Absenting the Service of ye Same And ye M'r Speaker Signe the Same M'r Wm: Baker Giveing his Attendance to this House and Giving his Reasons for his So Long Absence from ye Service of the Same./ Upon ye. Debate thereof/ Resolved that the sd Reasons be a Sufficient for his Excuse./
According to Last Thursdays order the House Entered in De-
bate, of ye matter Relating to Receiveing Proposialls from any
Son for farming the Indjan Trade,
upon which Coll.- Thomas Broughton A Member of this House
Presented ye. following Proposialls to this House for their Con-
sideration. Vizt,
Proposialls for farming ye Indjan Trade by Tho: Broughton/
To Pay [break] Annum into the Public Treasury
To pay 20 men And Horse, in Armes to be placed at such places
as Shall be thought most Convenient, for ye security of ye Coun-
try
The Trade to be Extended as farr Southward & westward as ye
same may be done with safety. /
To the Northward as farr as Sax:a : Pah River
Consent to be Oblidged to manage ye trade as by act of Parlia-
ment shall be Provided, undr ye Penalty of being outed of it,
The House Entring into Debat upon the sd Proposall
Ord’d: that the further Debate of ye same, be Referd Till to-
morrow morning And ye this House, will here and Consider
such further Proposall as shall be offered to this House from
any Sons, ye will form ye same or otherwaies /
A Message from ye uper House by Edmund Bellinger Esq: as
followeth /
Mr. Speaker and Gent /
This House Thinks fitt to Recomend to yo’s- Consideration to
Prevent the Monoplise of negroes Imported which you may
Do by a Parragraph in Some Bill, undr yo’s- Consideration
Ja: Moore
Ordered That A Bill be Prepared accordingly
The House Adjourned Till Three of the Clock in ye afternoone /

In the Afternoone The House Mett according To Adjournment, as a new Journall Beginning ye 27th Instant, Appears,
Tuesday
In The Afternoone, Jan’y ye 27th 1701/2
The House mett According To Adjournmt=
A Bill to Revive ye Severall Acts wth in Mentiond Read ye Sec-
ond Time and Past wth Amendmts
A Bill to Prevent Abuses by false weights & measures & to appoynt a Sworne measurer/ Read ye first Time and Past With amendments, 
The House Entring into Debate what Vallue Royalls shall be Raised To
Resolved ye Royalls shall not be Raised, And that a Clause be Aded in The Bill to Preven abuses by false weights and measures That no Person, in any one payment, pay more then one Quarter of ye same in Gold

The House adjourn'd till morrow morning nine of ye Clock.

Wednesday Jan: 28th: The House mett according to Adjournm':
A Bill to prevent ye monopolizing of Negroes imported into this province Read the first time & past with Amendm'ts:/
Upon Reading the Petition of Jo: Lawrence Ordered that the sd Jo: Lawrence name be Inserted in the Bill to prevent abuses by false Weights & measures &c
According to Yesterdays Order the House Entered into ye De- bate off the Indian Trade
Ordered that the debate thereof be reffered till to Morrow morn- ing
Ordered that the Journall of this house be fairly transcribed Every night by the Clerk of this house & be read Every Morn- ing & attested by him as a true Copy:/
Ordered that Job: Howes M' Nich: Trott Ralph Izard Stephen Bull Wm Smith Esq': Cap' Tho: Smith & M'rffenwick or any four of them Supervise all the Acts of Assembly & such Acts as they shall think necessary to be new drawn shall give such Orders therein to M'r Nich: Trott for drawing the same against the next Sessions.
M'r William white a member of this house giving his attendance here this day and offering his Reasons for his so Long absence upon ye debate thereof Resolved yt his Reasons be sufficient for his excuse

The House is Adjourn'd till Nine A Clock to Morrow morn- ing./

Thursday Jan: 29: The House mett according to Adjour't
Ordered that ye Bill to revive the severall Acts within mencond be Ingrossed
Ordered that the Additional Bill to provide Indifferent Jurymen &c be Ingrossed.
according to ye order of ye Day ye house entered into ye debate of ye proposalls to regulate ye Indian trade
upon ye debate thereof
the Question is whether ye Indian trade shall be farm'd with Limitation or not
Carry'd in ye negative
the question is whether the Indian trade shall be managed by Commissrns: for ye use of ye publick Excluding all others
Carry'd in ye negative
order'd that the further Debate for Regulateng the Indian Trade be Reffer'd till the afternoon
Upon reading the Petition of David Riz
Ordered that ye sd petition be rejected—
Uppon Reading the Petition of George Dearsley Esqr
Ordered that the Sd George Dearsly Esqr. have leave to bring in a Bill persuant to his said petition/
Uppon Reading the Petition of Edward Weekly
Ordered that a Bill be brought in accordingly
The House is adjourn'd till three of the Clock In the afternoon

In The afternoone The House mett according to Adjournm':
An Additionall Bill for mending High Ways &c: Read the first Time and Past wth Amendmts
A Bill to Enable Georg Dearsley Esqr ye only Surviveing Exe- cutor- of Humphry Primate Late of this Province Merch Decesed, to Sell & aliene all and Singular ye Lands Tenements and Hereditamts of which the sd Humphry Dyed Seized and Possessed, Read ye first Time & past wth Amendmts=
A Bill to: Enable Edward Weekely & Elizabeth his wife to sell halfe a Towne Lott belonging to William Dry, Infant Brought into this House
upon Debate of ye sd Bill,
Ordered That the sd Bill be Rejected./
According to ye ord' of this Morning the House Entered into the further Debate for Regulateing ye Indjan Trade.
Vpon Debate thereof Resolved,
That a Bill be Prepared against next Sitting Wherein provission be taken that Indjan Traders shall pay for Lycences and that a Clause be added to send a Commissary or two to the Southward and that there be a particular Care Taken of ye Yam-masees, And allso that there be provission in ye sd act Concerning all Debts of ye Indjans—

According to An ord[r] of this House to Sumon mr Wm- Wells a member of this House, to give his Attendance &c ye mess[ing]' of this House, Reports y[r] ye hath served ye sd ord[r] on ye sd Wells, And ye he Will Attend ye Service of this House to Mor-row, according to the sd ord[r]—

A Bill to Prevent abuses by false weight and Measurs Read ye 2d Time & Past with amendm[ts]

Ord[r]= That Wm: Smith Esq[r] and mr Robt Fenwick be a Comitie to fix and Ascertaine a Stand[r]= of avverdupoise and Troy weights and make Report thereof; to this House/

Ord[r]: that a Bill be Prepared that Every member of Assembly be paid the Sum of for Every day he sitts in ye Assembly

The House Adjourned Till 3 of ye Clock to morrow in ye afternoon

Fryday, Jan[r] ye 30th In ye afternoon

The House mett according to Adjournm[r]

An Adjtionall Bill for makeing and mending High Wayes and pathes and for Cutting of Creeks & Watter Courses Read ye Second Time & past wth Amendments./

A Bill To Enable George Dearsley Esqr to Sell and Aliene the Reale Estate of Humphrey Primate Deceased Read the second Time and Past wth Amendments./

upon ye reading of ye petition of ye inhabitants of Biggin Creek Requesting ye creek may not be cutt.

ordered yt mr Speaker informe ye commissnes for cutting ye sd creek yt they proceed not to summons ye neighbour inhabitants to worke upon ye same till they have further orders from this House; this House Resolving ye next sitting to take into their consideration

upon reading ye account of Capt John Collins in Reference to fetching ye Yamase Indjans and Indjan Traders to Towne and Expences on them in Towne./ Amounting to 4£=7=1½
Ord: That The Publick Recr- Do: Pay out of the Publick money to Capt John Collins ye said Sum of four Pounds Seven Shillings & one Penny Halfe Penny And That This ordr be Sent to the upper House for yr Concurrence, And That m'. Speaker Signe the Same/
Ord: That The Clerke of this House Do Ingroose An additionall Bill for Mending High ways
Ord= that the Clerke Do Ingroose a Bill to Enable Georg Dearsley to sell and Alie ne ye Lands of Humphry Primate

Upon the Debate of ye Clause Relateing to ye payment of Gold Resolved yt the sd Clause shall not be Incerted in the Bill to Prevent Deceipts by false Weights & Measures
Ordered yt the Clerk Ingrosse ye sd Bill—
A Bill to Prevent Monopolizeing of Negroes Imported Read ye 2d Time & Past wth Amendmts=
An Act to Revive ye Severall acts wthin Mentioned Read ye Third Time and Past into a Law./
According to An order of this House Mr William Wells A member of this House Made his Appeareance, And Submitting him selfe to ye Mercy of this House he is Excused paying his fees./ The House adjourned Till Nine of ye. Clock To Morrow Morning

January the 31st: 1701/2
Saturday In the Morning ye House Mett According to Adjournm':
a Clause to be aded to ye Additionall Act to Provide Indifferent Jurymen &cet: Read and ordered to be Ingrossed
an Aordinance of ye Generall Assembly Relateing to the Jury act Sent to the upper House for their Concurrence/
Nicholas Trott Esqr a member of this House Informed the House yt ye Revd. Doctr Thomas Bray hath sent Sundry Books as Addition to ye publick Library Together with another Collection of Books for A Laymans Library
Ordered that the Thanks of this House be given to ye sd Revd Dr Thomas Bray for his care of this province in sending ye sd Books.
And that ye sd Nicholas Trott doe acquaint ye sd Dr Bray by Letters of ye thanks of this House
Upon Reading ye Petition of Col1: Robert Daniel complaining
y't he was kept out of his Pattent for a Landgrave of this Province. Notwithstanding his having payed his Monyes for y'e Same. And that y'c s'd pattent is kept by Mad'm Elizabeth Blake Widdow & Relict of Joseph Blake Esqr: late Governor of this province deceased. And the House being satisfyed by Landgrave Edmund Bellinger the Lords Proprietors Receiver Genl: that y'c s'd Col Daniel had paid him One hundred pounds for y' Lords Proprietors Use for y'e Acots: of y'c s'd pattent. And an Order of Council being layed before this House y't Orders y'c s'd Mad'm Blake to deliver y'c s'd Pattent w'th others to y'c Governor & Council, which Orders y'c s'd- Madam Blake hath not obeyed. Ordered that Co'l- Tho: Broughton & Cap't Tho: Smith two of y'c Members of this House do wait on y'c s'd- Mad'm Blake to know y'c reason why she hath not obeyed y'c s'd Order of Council & delievered y'c s'd pattent.

Read y'c Petition of Mary Verditey, And Rejected, A Bill for y'c more Effectuall Suppressing of Blasphemy & Profaneness Read the first Time and Past w'th Amendments, Ordered That An Ordinance of y'c Generall Assembly, Directing y'c Manner How y'c Jurys shall be Drawne, be Ingrossed, An Act to Enable Georg Dearsley Esqr: y'c only Surviveing Executor of Humphry Primat Deceased, to sell and Aliene all and Singular y'c Reale Estate of s'd Primat Read y'c Third Time & Past into a Law/

Ordered y't: m'r Ja: Wither a Member of this House have Leave to Depart the Service of this House/
The House Adjourned till Three of y'c Clock in y'c Afternoone/

In The Afternoone y'c House mett— According to Adjournment,

An Additionall Act for y'c mending high wayes &c Read y'c 3d Time & Past into a Law./

According to y'c ord'r of this House Co'l- Broughton and Cap't Tho: Smith waited on Mad'm: Eliz'a: Blake And Reports y't s'd: m'd'm: Blake said y't y'c late Governor- had writt home to the Lords &c: for y't:- ord'r: Relateing to a Pattent for a Landgrave's Shipp Belonging to Rob't: Daniell Esqr: And y't She Could not Deliver y'c Same Till Shee hath their Lordshipps further Ordr, and y't Shee had toould Co'l-. Daniell the Same/ Upon Debate of y'c above Report
Resolved yt a Message be Sent to ye Governo r & upper House to acquaint them that it is ye desire of this House yt his Hono r: & ye Rest of their members. Do putt their ord of Councill Relating to Madam Blake's Delivering ye ye Pattent, in Execution & to Oblidge ye sd m l m. Blake to Produce the sd Pattent to ye Governor and Councill—It being ye opinion of this House yt the Pattent being matter of Governm t, ought not to be Kept by madam Blake, in her Capacity as Executrix, She being Executrix to mr Blake in his Private Capacity, & not as Governo r. & therefore yt she ought to Deliver the Pattent up to ye: Governo r & Councill. That so if their Hono rs: thinke fitting they may Deliver ye Pattent to Co ll. Daniell: And this House in all Humillity Lays before their Hono rs: as their opinion yt the sd Co ll. Daniell haveing paid his moneys ought to have his Pattent; And therefore Question not Butt their Hono rs: will Do him Justice/

Ord. d: That Nicholas Trott Esq W m. Smith Esq r: Co ll. Broughton & mr Rob t Stevens wate upon ye Governo r and upper House and acquaint them ye aforesd Resolution/ Reported by mr. Trott yt they Waited upon ye Governo r & upper House And acquainted them of ye before Resolution
The Comitte appoynted to Supervise & Examine ye Acco ts of ye Publick Receiver, Reports that they find Due to ballance (sd Oco ts:) to the Publick ye sum of one Hundred fifty Eight Pounds Eightene Shill and Nine Pence
Ordered yt: mr Speaker Signe ye Ballance of ye sd acco t: in the Publick Receivers Booke/
The Comitte Appoynted to Supervise & Examine Alexand r Parris Esq rs ye Powder Receiver's acco ts: Reports yt there is Due to the Publick Eleven Hundred Sixty and five Pounds of Powder, they haveing transfered (what was Due from ye Late Powder Receiver) to the sd Parris's Powder Acco t: and that there is nothing Due to the Publick from ye sd Late Powder Receiver./

Ord. d: That mr: Speaker Signe ye above acco ts:
An Act To Prevent abuses by false weights and measures, and to Apoynt a Sworne Measurer w th A Clause to Prevent the Scarcity of Salt. Read, the Third Time and Past Into A Law./

The House Adjourned Till 8 a Clock on munday morning next,
Munday In ye morning
February, ye Seccond 1701/2
The House mett According to Adjournm't:
An Additionall Act to Provide Indifferent Jury men in all Causes
Civill & Criminall with a new List Read the Third Time and
Past into a Law./
Entr here ye Ardinance of the Generall Assembly Directing ye
manner How ye Jurys shall be Drawn¹
ord'ed= ye t m'r Speaker Signe ye Same/
The Question for Supressing of Blasphemy &c shall be Read a
Second Time Carried in ye negative
The House Adjourned Till 3 of ye Clock in ye afternoone

In the Afternoone/ The House Mett According to Adjournm't:
Ord'ed: that m'r Rob't: Stevens and m'r John Crosskeys Attend
the Upper House, And Deliver them ye Severall Orders Past
this House, And acquaint them That this House is Ready to
waite on them for Ratification/
The Above members Reports, that ye upper House would ac-
quaint this House When they were Ready for Ratification/
Ordered That the Speaker Signe the Minutes of this House Re-
lateing to Co'il- Daniells Petition to this House about M'dm=Blakes Deteyneing a Landgraves Pattent from him/
Ord'ed: y't m'r Robert Stevens present ye Said Minutes to the upper
House/
According to s'd Ord'ed: m'r Stevens Presented ye same to ye upper
House./
A message from ye upper House by Co'il- Gibbes and Henry
Noble Relateing to an ord'ed: Sent their house/ Relateing to
Elizabeth Thomas/ with other messages, in writeing.
In ye upper House,
Not allowed of But thinke Convenient to Allow her Som-
thing out of ye Publick Treasury for her and her Childs Main-
tanceance till She is able to Gitt her owne Liveing, her Kins-
wooman being now able to Gitt her owne Maintenance./
Ja: Moore—
Mr Speaker and Gen't:/
We Cannot by your ord'ed understand whether you meane Nicho

¹The ordinance was not entered there, however, but it is given in full
in the manuscript copy of Trott's "Laws of the Province of South Caro-
lina", pages 182-186.
Trott Esq't Shall be paid for mending acts allready Past, or for Drawing acts which ye Commission's shall thinke Necessary to be Enacted, nor do we understand you have taken Care for ye. Approbacon of them when done Either by the Commission's or any other son before Payment, we think you should ord're more then Two Commission's: in ye Seaven to draw ye money out of ye Receivers hands mr Trott being a Party/
On behalfe of ye upper House/

Ja Moore/

Ord': ye m'r Rob't Stevens and m'r Rob't Fenwick Do Attend ye upper house w'th ye following Answer to ye above Message/ (Vizt) May it Please yo' Hono'rs:/
It is ye Opinion of this House That neither mr. Trott nor Cap't Tho= Smith Should Signe ye ord'r: for Paying mr Trott for Drawing ye acts, and what acts by the ord'r of the Comission's shall be new Drawn by the said Trott, shall be paid for out of the Publick And not otherwise, But if yo'- Hono'rs. thinke it is not fully Exprest in ye ord'r, Please to Advise us thereof And we are Readey to Concurr w'th yo'- House/.
Reported by m'r Robert Fenwick That they would Consider the Same and Give this House their answer to Morrow Morning./ Mr Speaker and Gent':/
you Press us by your Message sent by m'r Robert Stevens to End this Sessions, We find not in any of yo' ord's- or Acts sent to and Laid before us, you have taken any Care to forward ye finishing of ye fortification to Provide a Sufficient Store of Ammunition, or to secure or Defend us from an Inland Invasion, nor that you are Sure we have money in the Treasury to Supply necessaries, We wanted not Reason before this to Expect a Warr w'th France and Spaine, the Last advise we have by Cap't Carter Gives us Reason to Expect The Warr is Begunn before this/ Wee therefore againe Recomend to you ye Care of ye Publick Safety, And Desire that you will Consider of these things at Least till to morrow morning, I fair That time you take Due Care, to Inquire & Informe yo' Selves of our Circumstances, Relateing to ye Expected Warr, (you for ought we Know) may find It Necessary to Make ye Session a Little Longer

In ye upper House Ja: Moore
Vpon Debate of ye above Message/
Resolved that the Commissionrs: for ye fortification are ordered to Repaire and finish ye fortifications wth all Possible Speed: And ye ye fortifications be piled by ordr of ye s’d Comrs- wthin Tenn foot of ye fortifications/
That ye Receiver have Power to buy 6 Barrils= of Powder or So many as he shall think Necessary not Exceeding Tenn
That we are undr no Apprehention of an Inland Invasion/
That there is money in the Treasury to Supply our present necessities, & therefore our private urgent affairs calling us speedily home we Request their Honrs (our time being too farr spent) to Ratifie these acts (we attending their Honrs commands) ye are past this sitting.

Upon Debate of A Message from ye upper House by m:r Parris Desireing this House to Send down ye bill for ye more Effectuall Suppressing Blasphemy &c/
This Question is Put whether it was ye Sence of this House That the Bill for ye more Effectuall Suppressing Blasphemy &c should be Read againe this sitting Carried that it Should not be Read this Sitting/

The House Adjourned Till To morrow Morning Eight a Clock

Tuesday the 3d Feb’r= 1701/2
In The Morning
The House Mett According to Adjournm’t—
A message from ye upper House by Coln Gibbes Esq:r: with ye Severall acts & ordrs: Sent their House, Acquainting this House ye ye upper House were Ready for Ratification/
Ord’rd: ye m:r- Speaker at the Ratification of ye acts Present to ye Governor first ye Aditionall Act to Provide Indifferent Jury men in all Causes Civell & criminal And when that is Ratified, to Present any other of the publick acts as he shall think fitte, And when that is Ratified present An other, Till they are all Ratified, But if ye Governor & Deputies, Desire to Ratifie any of ye Publick acts., m:r Speaker is hereby Ord’rd= to Present no more, But him wth all ye: members are Inmediately to Returne to the House/
m:r: Speaker wth the Rest of ye members of this House Attended ye upper House wth ye Severall Acts for yr Ratification./
M:r: Speaker wth ye Rest of ye members Returned and m:r Speaker
Reported yt the aforesd. Acts are Ratified by ye Honble— ye Gov
erno & uper House./
A message by alex: parris Esq from ye upper house yt they had adjournd ye assembly to ye 4th of march next upon ye debate thereof ordered yt mr Robert Stevens & mr willm Baker attend ye upper house and acquaint them it is ye opinion of this House to adjourn to ye first wednesday in Septmbr: next mr Stevens Reports yt he had deliverd ye above message, and yt ye governr told him it was ye opinion of yt house yt we ought to adjourn to a shorter time & if there was noe necessity for ye assembly then meeting they would prorogue to a longer time
Ordrd. yt mr- John Cattle A member of this Assembly Pay ye Sum of Twenty Shillings to Cap Tho: Smith for his four Dayes Absenting himselfe from ye Service of this House—

Janry 31st 1701/2
Whereas this House hauing taken into their Considerations ye Humle Petition of Elizabth: Thomas & Severall Inquiries being made into the Circumstances of the Condition of the said Elizabeth Thomas

Ordrd. That ye s'd Elizabeth Thomas wth her Child and Kinswooman be Sent of this Province by Cap Mallachi for England, a Committe of this House hauing a Greed wth said Mallachi for their Passages aforesaid for Eighteen Pounds, to be Paid here

Therefore Cap Tho: Smith Publick Receiver is hereby Ordrd: yt upon the s'd Mallachies Rec on Board his Shipp (of ye said Eliza: Thomas, Child & Kinswooman) Do pay to ye said Mallachi ye Sum of 18£: as aforesaid; And that this ordr be Sent to the upper House for their Currance, Ordrd yt mr Speaker Signe ye Same/
In The Upper House/
Not Allowed of, Butt thought Convenient to allow her Something out of ye Publick treasury for her & her Child's maintenance Till She is able to Gitt her owne Living, her Kinswooman being now able to Gitt her owne Maintenance/

Ja: Moore/
Jan'r 31st 1701/2
Vpon ye Heareing of m'r Joseph Ellicott on his Petition Referred to This House, and he acknowledging his fault for not Giveing his due Attendance as An Assessor in ye Last Assessment./
Ordered yt that Part of ye fine or for feiture he made Belonging to the Publick be Remitted, he paying ye other Part into the Hands of m'r Wigington for ye use of ye Informers, And when ye Same is Paid Prosecution of ye Sute against him be Stopt, And that this Ord'r be sent to ye upper House for their Concurrence/
Ord'r'd: that m'r Speaker Signe ye Same/
Assented to in ye upper House:

Jan'r: 31st 1701/2
Ord'r'd: That The Publick Receiver Do pay out of ye Publick Money to m'r Francis Fidling messenger of this House, The Sum of Three Pounds, And that this ord'r be Sent to ye upper House for their Concurrence/
Ordered yt m'r Speaker Signe ye Same/
Assented to in ye upper House:

Jan'r 31st 1701/2
Ordered That the Publick Receiver Do Pay out of ye Publick money to Cap't John Collins ye Sume of four Pounds Seaven Shillings & Three halfe Pence, for his Bringing ye Yamasee Indians, and Indjan Traders to Charles Towne and for his Ex-pences onthem while they were in Charles Towne, And yt this ord'r be sent to ye upper House for their Concurrence/
Ord'r'd: yt m'r Speaker Signe ye Same/
Assented to in ye upper House:

Jan'r 31st 1701/2
Ordered that the Publick Receiver Do Pay out of ye Publick money to Thomas Rose Clerk of ye House of Comons the Sum Twelve Pounds for his Attendance on ye sd House this Sessions and for Copying and Ingrooseing Severall acts of Asembly, and transcribeing ye Journall of ye Commons, This Sessions, And that this ord'r be Sent to the upper House, for their Concurrence/
Ord'r'd: that m'r Speaker Signe the Same/
Assented to In the upper House/
Jan\textsuperscript{ry}: 31\textsuperscript{th} 1701/2
Ordered That the Publick Receiver Do Pay out of \textsuperscript{ye} Publick money to \textsuperscript{mr}s: Maverick \textsuperscript{ye} Sum of Forty Shillings And that this ord\textsuperscript{rd} be Sent to \textsuperscript{ye} upper House for their Concurrence/ Ord\textsuperscript{rd}: That \textsuperscript{mr} Speaker signe the same/ Assented to In the upper House

Jan\textsuperscript{ry} \textsuperscript{ye} 31\textsuperscript{t}: 1701/2
Ord\textsuperscript{rd}: That Capt Thomas Smith Publick Receiver Do Pay out of the Publick money to Peter Painter now Gunner of \textsuperscript{ye} fort \textsuperscript{ye} Sum of five Pounds Every Three months, Dureing \textsuperscript{ye} time he shall Continue in the s\textsuperscript{d} office of Gunn\textsuperscript{r}- for his Care & Dilligence in Performance of \textsuperscript{ye} Same/. And that this ord\textsuperscript{r} be Sent to the upper House for their Concurrence./ ord\textsuperscript{rd}: that \textsuperscript{mr} Speaker signe the Same./ Assented to In the upper House/

February \textsuperscript{ye}: 2\textsuperscript{d}: 1701/2
Whereas by An order of Assembly beareing Date \textsuperscript{ye} 16\textsuperscript{th} Day of Novembr. 1700 James Risbee Esq\textsuperscript{r}. was to Pay to Joseph Crosskeys then Powder Receiver, one Hundred and Three Pounds of Cleane, Serviceable Gunn Powder which the s\textsuperscript{d} James Risbee Did not pay to the said Powder Receiver before his Decease./ Tis therefore order \textsuperscript{yt} the s\textsuperscript{d} James Risbee Do pay to Allexander Parris Esq\textsuperscript{r}: now Powder Receiver \textsuperscript{ye}- said Quantity, Of one Hundred and three Pounds of cleane Serviceable Gunn Powder, And that this ord\textsuperscript{r}: be Sent to \textsuperscript{ye} Upper House for their Concurrence And that \textsuperscript{mr} Speaker Signe \textsuperscript{ye} Same/ Assented to In the upper House/

February \textsuperscript{ye} 2\textsuperscript{d}: 1701/2
Ordered \textsuperscript{yt}: Cap\textsuperscript{t} Thomas Smith Publick Receiver Do Pay out of \textsuperscript{ye} Publick money to Augustine Smith, the Sum of Twenty Shillings for Ringing \textsuperscript{ye} Bell for \textsuperscript{ye} Assembly, And that this order be sent to \textsuperscript{ye} upper House for Concurrence, and this ord\textsuperscript{r} be sent to \textsuperscript{ye}= upper House for their Concurrence/ And that \textsuperscript{mr} Speaker Signe \textsuperscript{ye} Same/ Assented to In \textsuperscript{ye} upper House/
February ye 2d 1701/2
Whereas by an ord'r of ye Generall Assembly beareing Date ye 28th Day of August 1701 It was Ord'rd that ye Commission'rs of ye Poore should Take into their hands Such Legacies Given to the Poore (And not Appropriated by the Testato'rs=) to Pay them Selves The Sume of Twenty one Pounds & Seaven Shillings, the Ballance of their acco't=
And for as much as Such Legacies Cannot be found to Pay the Disburstments of the said Commission'rs--
Therefore it is ord'rd That Cap't Thomas Smith Publick Recr- Pay unto m'r John Buckly Commission' for the Poore, The Sum of Twenty Three Pounds, nineen Shillings & seven Pence/ The Ballance of their Acco'rs: And that this ord'r be Sent to the upper House for their Concurrence/ And that m'r Speaker Signe the Same/
In the Upper House Assented To/

February the 2d: 1701/2
Ordered ye Cap't Thomas Smith Publick Receiver Pay out of the Publick money to m'r Peter LeChevilier Joyner ye Sume of Thirty Shillings for makeing a Ballating box with the Locks & hinges thereon fixt, And that this ord'r be sent to the upper House for their Concurrence, And that m'r Speaker Signe ye Same/
In the upper House Assented to,

February ye 3d: 1701/2
Whereas Job: Howes Nicholas Trott Stephen Bull Ralph Izard Esq'rs: m'r Robert Stevens, m'r Robert Fenwick & Cap't Thomas Smith all members of this House, are ord'rd= to Supervise all the Bookes of Acts of Parliament, And to ord'r Nicholas Trott to mend or new Draw as many of the said acts as they or any five of them Shall thinke Necessary to be mended or new Drawne, And to Prepare and Draw as many new Bills as the sd Job Howes Nicholas Trott Stephen Bull Ralph Izard Robert Stevens, Robert Fenwick & Thomas Smith or any five of them shall think necessary against the Next Session of Parliament/
Therefore it is ord'rd: That Job: Howes Stephen Bull Ralph Izard, Robert Stevens and Robert Fenwick or any Three of them shall ord'r Thomas Smith Publick Receiver To Pay to Nicholas Trott the Sum of fourty Shillings for Every act and
Bill he shall mend new Draw & Prepare as aforesaid; They the s\textsuperscript{d} Job Howes Stephen Bull, Ralph Izard, Robert Fenwick and Robert Stevens, or any three of them having first perused & Approved y\textsuperscript{e} s\textsuperscript{d} acts and Bills, And the said Thomas Smith is hereby ord\textsuperscript{rd}— to Pay the Same, And that this ord\textsuperscript{r} be sent to the upper House for their Concurrance, And that m\textsuperscript{r} Speaker Signe the Same/
In y\textsuperscript{e} upper House Assented To/

February the 3\textsuperscript{d} = 1701/2
Whereas Thomas Hepworth Clerk was ord\textsuperscript{rd} by this House to Transcribe all the perpetuall and Temporary Lawes in To Sev- erall Bookes, one for the use of the Governo\textsuperscript{-} and Counciell And the other for the use of the Commons,

It is Hereby ord\textsuperscript{rd}: that Nicholas Trott Esq\textsuperscript{r}: m\textsuperscript{r}- Robert Fenwick and m\textsuperscript{r} John Crosskeys Superviseing y\textsuperscript{e} said acts, And Approveing the Same Shall and are hereby Impowred by An Ord\textsuperscript{r} Vnder their hands to the Public Receiver, who is hereby Required to Obey the Same/. To Pay unto the Said Thomas Hepworth Six Royalls for Every Act so Drawne and Approved by them, And also for the Bookes the said acts are Transcribed in; And That this ord\textsuperscript{r} be sent to the upper House for their Concurrance
And that M\textsuperscript{r} Speaker Signe y\textsuperscript{e} Same/
In The upper House Assented to,

February the 3\textsuperscript{d} = 1701/2
Ordered y\textsuperscript{t} the Commission\textsuperscript{rs} for Building y\textsuperscript{e} fortification Do with all possible Speede order y\textsuperscript{e} Repaireing & finishing the s\textsuperscript{d} fortifications, and such or all of them as they shall thinke necessary to be Piled, shall ord\textsuperscript{r} the Pileing the Same, w\textsuperscript{thin} five foot of the said fortification, The Charge Whereof Shall be Paid out of y\textsuperscript{e} Publick Treasury, by an ord\textsuperscript{r} und\textsuperscript{r} their hands or Any three of them To the Publick Receiver who is hereby ordered to Pay the Same, And that this ord\textsuperscript{r} be Sent to the upper house for their Concurrance And that m\textsuperscript{r} Speaker Signe the Same/
In The upper House Assented To/
February the 3rd 1701/2
Ordered ye Capts Thomas Smith Publick Receiver Do Give unto mrs Elizabeth Thomas, ffourty shillings out of ye Publick money to Supply her Present necessities, And that this order be Sent to ye upper House for their Concurrance/ And ye Speaker Signe ye Same/
In the upper House Assented to,

February The 3rd 1701/2
Ordered That Capts Thomas Smith Publick Receiver Do Buy Six Barrels of Gunn Powder, or So many as shall be thought Necessary by the Honooble James Moore Esq Governo: not Exceeding Tenn/ And that this order be sent to ye upper House for their Concurrance/ And ye Speaker Signe the Same/
In the upper House Assented to,

February The 3rd 1701/2
An Ordinance of the Generall Assembly Directing The Manner How the Juries shall be Drawne—
Whereas a new Book by order of ye Generall Assembly hath been made, commonly called a Ballating Box, out of which Shall be drawne Little Scrooles Containeing ye names of ye Juries, which Box Doth Consist of Six Little boxes or Divisions which Divisions are marked, No: one, Two, Three, four, five and Six; And whereas by a Clause In the act Entitled an Additionall act to Provide Indifferent Jury menn in all Causes Civill and Criminally, it is therein Enacted, that ye Juries hereafter to be Drawne Shall be in Such method & forme as shall be Given by an ordinance of the Generall Assembly, It is therefore ordered by ye Concurrance of Both Houses that all the names of the List of the sons that Serves as Grand Jury men be roled up in Little Scrooles and Putt into the Division marked no: one, and ye: ye first Grand Jury which shall be Drawn after the Publication of that Act, be Drawn out of ye Scrooles in the first Little box or Division marked no: one, And being so Drawn out, shall as they are Drawne name by name, be Entred by the Clerke of ye Court in a book. In order to the making an order, to the officer for the Summoning of them to Serve as Grand Jury men, Butt the Little Scrooles or Names as Soone as Entred, Shall Immediately be putt into the next Little Box or Division No:
Two, And so on till all ye names be Drawn out of ye Little Box or Divission no one; And when all ye Names are Drawne out then they Shall begin at the Little Box or Divission no Two, And as they Draw out of that shall Imediately put them into no one, till all ye names or Little Scrooles be drawn out of the Little Box or Divission No:- Two, and then shall begin againe to draw out of no one, and So Successively, And the Two next Little Boxes or Divissions marked No- Three & No- ffoure shall Contane all ye Names or little Scrooles of all Æsons appointed by this act to Serve as Jury men in the Court of Common Please & all Petty Juries whatsoever, And all the Scrooles Contaneing the names Contaned in the Third List in the said act, Entituled a List of the Names of Persons appointed to Serve, at the Court of Please & Petty Juries, shall be putt into the Little Box or Divission No- Three, And out of that Box shall be Drawn the Names of all Such persons as are to be Summoned to Serve as Jury men in the Court of Common Please and all other Petty Juries whatsoever, And Shall as they are Drawn Name by Name be Entred by the Clerk of the Court into a Book In ord⁷ to make an ord⁷ to the officer To Summons them, And Shall then be sealed up in a Paper wth Three seales, (viz) the scale of the Cheife Justice of this Province for the Time being, of the Publick Receiver for the Time being, And of the sheriffe for the time being; and Att the meeting of ye Court In ye Presence of the Cheife Justice, The Generall Receiver & Sheriffe, or Some person Authorized by them in Case of neces-sitie for their Absence; the Little Scrooles Contaneing the names of the Appearers, being Putt into a Little Box for that purpose Provided marked No:- Seaven, out of that Box shall be Drawn ye names of the Æsons, that are to Serve as Jury men at the Court of Common Please, or any Petty Juries, whatsoever and Before the breaking up of the Court, the Little Scrooles Contaneing ye names of ye Persons that were Drawne before the Sitting of the Court, out of ye Little Box or Divission No-. Three Shall be putt into the other Little Box or Divission no:- four, And then they shall proceed to Draw other Names for Jury men for the Common Please or any Petty Jury men whatsoever out of the Little Box or Divission marked No:- Three, Till all the names are Drawn out of No:- Three & then they shall begin to Draw againe at no- four, and when finished be againe Putt into No:- Three Till all ye names on little Scrooles be
drawn out of ye Little Box or Divission n°- four and then shall begin againe at n°-: Three & so successively as is before Directed in the Drawing of Grand Jury men And ye Two next Little Boxes or Divisions Marked n°- five and Six shall Containe all the Scroles Containeing the names of all Persons appointed by this act to Serve as Jury men at all Speciall Courts, and all ye Little Scroles Containeing the names Contained in the Second List in the said act Entituled a List of Jury men for Speciall Courts, shall be putt into the Little Box or Division marked N°- five, and out of that Box shall be Drawn ye names of all Such Persons as are to be Summoned to Serve as Jury men in any Speciall Court, and Shall as they are Drawne Name by Name, be Entred by the Clerke of the Court into a Booke in order to make an order: to the officer to Summon them & Shall then be Sealed up in a Paper with three Severall Seales vizt) the Seal of the Cheife Justice of this Province, of the Publick Receiver & of ye Sheriff for the time being, And at the meeting of ye Speciall Court, the names of the Appearers being putt into the Little Box marked N°- Seaven, out of that Box shall be Drawn the names of ye persons that are to Serve as Jury men at ye Speciall Court, & Before the Breaking up of ye Speciall Court, the Little Scrooles Containeing the Names of the Persons that were Drawn before the Sitting of the Court out of the Little Box or Division Marked N°- five Shall be putt into the other Little Box or Division Marked N°- Six, and when there is occasion for Drawing names of Jury men for an other Speciall Court the Same shall be Drawn out of The Little Box, or Division Marked N°- five Till all ye scrooles or Names are Drawn out of N°- five, And then they shall begin to Draw againe out of N°- Six and when finished be againe putt into N°- five till all the Names or Little Scrooles be Drawn out of ye Little Box or Division N°-: Six, And then Shall begin a Gaine at N°- five and So Successively as is before Directed in ye Drawing of the Juries, for the Court of Common Please/ And it is further Ordered by ye authority aforesaid, That for the Preventing of all mistakes and Confusions in Drawing out of any of the Little Boxes or Divisions and mistakeing one for the other or forgetting which Box to begin at as ye names of the Juries weree Drawn & Entred into the Court Booke by the Clerke, The Number of the Little boxes or Divisions out of which the names are Drawn, shall at the Same time be also Entred by
the Clerk in the said Booke, And that the Said Balloting Box Containeing the said Six Divisions shall have three Severall Locks to itt And three several keys and one Key Shall be Kept by the Cheife Justice of this Province for the time being, the other by the Generall Receiver for the Time being and the other by the Sheriffe for the time being, And the s^d^ Box Shall Never be Locked or unlocked but in the presence of the s^d^ Three Persons or Some ^son^ authorized by them in their absence in Case of necessity and the said Box to be Kept in the Custody of the Sheriffe of Berkly County for the Time being
February the Second day Anno 1701 Job: Howes
Read in the Upper House And Assented Speaker
To/
Ja: Moore
The House adjourned Till ye first Wednesday In September Next./
Att a Generall Assembly Mett att the House of the R't: Honble: the Governor—in Charles Towne The First day of Aprill Anno Dni 1702.—
The Palatine & ye Rest of the true & absolute Lords & prop's—: of the Province of Carolina—
To William Weekley Esqr high Sheriff of Berkley County.—
Wee Comand you to sumon all the free Holders of Berkly County together with all the freeholders of Craven County Qualified for Election of members of Assembly to Convene att Charles Towne on the Eleventh day of March next then and there according to the directions of an Act of Assembly Entituled an Act to Regulate the Election of Members of assembly to Chuse & Elect Twenty members of Assembly to advise Consult and Consent to and w'th: us about the arduous and Great affairs & matters of that P't of this Province that Lyes South and West of Cape Fear which members so Elected you are to Sumons to meet att Charles Towne att the Governrs: House on the first day of Aprill Next 1702 To sitt in a Generall assembly for this part of this Province and this Precept and your Execucion thero'f you are to Return to us att the time & place afores'd. of which you are not to faile Witness our Govern'r & Councill att Charles Towne the Twelfth day of February Anno Dni 1701/2.
Ja: Moore
Robt: Daniell
Edmd: Bellinger
Henry Noble
George Dearsley
Alex: Parris

The Sheriffe of Berkly Countyes Returne/
March ye 31st 1702/
A List of Twenty Gent'men which had the Majority of Votes at the Election for Members of Assembly Begunn at Charles Towne the Eleaventh Instant, And Ended the 14th & are to meete at the Governo's House on the first Day of Aprill next./

Voats

(viz') D'r Charles Burnham — 392
Capt John Guppell . . 357
Majo Chas. Colleton . . 340
Coll Thomas Broughton 250
Cap† Job Howes       .       .       227
merch†: Wm- Smith    .       .       226
mrs John Buckly      —       —       224
CoII- Stephen Bull   .       .       221
Landgrave Tho: Smith .       .       221
Georg Logan Esqr:    .       .       218
Nicholas Trott Esqr: .       .       218
mrs Serurier Smith   .       .       217
Cap† John Godfrey    .       .       217
Cap† James Risbee    .       .       217
Cap†: David Davis    —       —       —  216
Mr: Henry Wigington  .       .       212
mrs Richard Beresford —       —       212
majo: Benj: Wareing  —       —       208
Cap† Georg Smith     —       —       204
Majo: William Smith  .       .       200

Cap† Abra: Eves      .       .       .       199

and Tenn Moore Votes for him and Majo: Wm- Smith which were objected against as unquallified to Vote, which is Humbly Submitted to the House to Judge of whether Quallified or not, Therefore Returne the said Cap† Eve/

William Weekly Sheriffe
of Berkly County./

The Pallatine and The rest of the True and absolute Lords & Proprs: of the Province of Carolina/

To John Fripp, Esqr: High Sheriffe of Colleton County./

Wee Command you to Summon all ye free Holders of Colleton County Together wth all the Inhabitants Dwelling To the South ward of said County Quallified for Ellection of members of assembly to Convene at Willton on ye Eleventh Day of march next Then & there according to the Directions of an act of Assembly, Entituled an act to Regulate ye Elections of Membrs- of Assembly To Cluse & Elect Tenn members of assembly to Advise Consult and Consent to and wth us about the arduous & Great Affairs & matters of that Part of this Province yt Lies South and West of Cape Fear, which membrs: So Elected you are to Summon to meete att Charles Town at ye Governors-House, on the first Day of Aprill next 1702, To Sett in a Gen-
erall assembly for this Part of this Province, and this Precept and yo:r Execution thereof, you are to Returne to us, at the Time and Place aforesaid of which you are not to fayle, Witness our Governor & Councill at Charles Towne the Twelfth Day of February Anno Dom 1701/2

\[
\begin{align*}
\text{Henry Noble} & \quad \text{James Moore} \\
\text{George Dearsly} & \quad \text{Robert Daniell} \\
\text{Alexand'r Parris} & \quad \text{Edmund Bellinger}
\end{align*}
\]

The Sheriffe of Colleton Counties Returne/ Carolina Collenon County According to a Precept to me Directed, und'r ye hands and Seales of ye Honorable James Moore Esqr Governo'r: and the Rest of the Honorable Councill Dated In Charles Town the 12th of Feb'ry: 1701/2 Commanding me to Summons all the free Holders of the County aforesaid To Gether wth all the Inhabitants Dwelling To the South ward of said County Qualified for Election of members of assembly To Convene at Wilton ye 11th Day of march Last Past, Then & there, According to the Directions of an act of assembly Entituled an Act to Regulate the Elections of members of Assembly To Chuse and Elect Tenn Members of Assembly In obediance to the said Precept, I have Sumond all the free Holders of Colleton County wth all ye Inhabitants Dwelling to the South ward of said County and by a Due and fare Election Chosen at Wilton The Day and Yeare aforesaid as followeth,

Votes

\[
\begin{align*}
\text{John Ash Esqr:} & \quad 49 \\
\text{James Stanyarn Esqr} & \quad 49 \\
\text{m: John Stanyarn—} & \quad 48 \\
\text{m: James Gilbertson} & \quad 47 \\
\text{m: Tho: Elliott} & \quad 47 \\
\text{Capt Wm: Brockhust} & \quad 42 \\
\text{m: Thomas Jones} & \quad 43 \\
\text{m: John Raven} & \quad 43 \\
\text{Capt Tho: Bower} & \quad 47 \\
\text{m: Joseph Ellicott} & \quad 34 
\end{align*}
\]

Returned this 1st of aprill 1702/ 0 John Fripp High Sherife of Colleton County
All the aforesaid Members, Present/
Except m: Tho: Jones/
The Question is Putt Whether Job Howes Esq: Shall be Speaker of this House/

Carried By majority of Votes/
That Job: Howes Esq: be Speaker of this House/ who accordingly

Tooke the Chaire

The Question is Putt, Whether Mr: Edward Bourne shall be messenger of this House or not/ Carried y't the s'd Bourne be Messenger of this House

The Question is putt Whether this House upon their Next Adjournmt, Shall Adjourne to Cap't Collins, His House or not/ Carried That The House Adjourne to Cap't Collin's his house

Read the Rules and ord'rs of this House/ and ord'rd

That the Word (House) be Enserted in the Last part of ye 9th Ord': in the Roome of the word Speaker/
accordingly the s'd Word is Enserted./

Mr: John Stanyarne a Member of this House Prays Leave to Depart the Service of ye Same till Munday next, his wife being Dangerously I'll./

Ordered

That he have Leave to Depart this House till Munday Next/
And that then he do againe Attend ye Service of the Same/
The House Adjourned To meete at the House of Cap't:
John Collins at Two of ye Clock To morrow in the afternoone/

Aprill the Second 1702/ Thursday—
In The afternoone/
The House mett according to adjournmt
A Petition being Delivered to this House by Mr: Tho: Smith: a member of this House, and motion being made for reading ye Same upon ye Debate thereof

The Question is Whether the House Shall proceed upon any matter before the Govern'r: hath Given us the Reason of Calling this Assembly.—

The Question is Whether this shall be the Question or not
Carried in the affirmative
The Question is Whether the s'd Petition deliv'red this house by Cap't Tho: Smith Shall be ord'rd—: to be now Read
Carried in the affirmative
The House Entring into the debate of ye direction of the sd Petition
The Question is Whether the words (To the Honble: Job Hows Esqr Speaker) shall be Incerted in the said Petition before it be read or not

Carried in the affirmative
The Question is Whether the words (to the Honble: Job Hows Esqr Speaker) Shall be Incerted in this house or not/

Carried in the affirmative
Ordrd-: That the said words be Incerted in this house
Ordrd-: That the Petitionrs: do Imediately attend this House to See the sd-: Insertion—

Accordingly Mr: Joseph Boone, mr: Robt:ffenwick and mr: John Croskeys, Petitionrs: Attended this House and allowed of the sd:-: Insertion

Ordrd-: That the sd-: Petition be Read
the said Petition being read Relateing to the Illegall Return of three members of this House by the Sheriff of Berkly County
A Message from ye Uper House by Mr: Secretary Alen Commanding this House Imediately to attend the Governr: and Uper House

Ordrd-: That Mr: Speaker & this House do attend the Governr: and Uper House

Accordingly Mr Speaker with this House attended ye Governr & uper House
Mr: Speaker & the House Returning; Mr: Speaker Reports that his Honr: has beene Pleased to make a most Honble: Speech to this House, And that (to prevent mistakes) his Honr: had delivered a Copy thereof to mr Speaker who presenting ye Same to this house it was Ordrd-: to be Read. And it was Read accordingly

Ordrd-: That the sd-: Speech Lay on the Board
The Question being Putt Whether this House shall adjourn to some Considerable time or not

Carried in the affirmative
Ordrd-: That a Message be sent to the Uper House to acquaint them That this House have thought it Convenient to adjourn to some Considerable time And to Request their Honrs-: to Acquaint this House if they approve of such an adjournm}:
Ord\textsuperscript{rd}: That John Ash & Nich Trott Esq':s deliver the Said message

Ord\textsuperscript{rd}: That the Governrs: Speech be Entered in ye Journal of this House Which is as followeth

Mr: Speaker & Gent\textsuperscript{m}=

Wee have not less Reason now to Expect warr Betweene the Crowne of England & ye Crowns of France and Spaine then we have had six or Eight months past Therefore Recommend to you to Consider of the most Expeditious ways to finish and secure the works allready begun for the defence of Charles Towne. 'Tis a work which Prudent & Providant People would Chuse to do in time of profound Peace, Least if it be to be done after a warr begun the Enemy may fall on us before it can be \textit{effect}ced, nor will be it of greater Charge to \textit{effect} these works \textit{with} Expedition then in a Longer time

Wee Recomend to you a Collection of the Statute Laws of England which already are or easily may be adopted to this Col- lony, and are not allready in force here, Particularly such statutes as are made in England to discourage and punish fornication and to provide for the maintainance of Barstards & Poore Peo- ple, And the Act made in the Kingdome of England for the more Effectuall Suppressing of Blasphemy & profainness A copy of which you have in your House not \textit{effect}ed by ye Late Assembly

Wee Recomend to you to Consider of a Better Way of Keeping of a watch in Charles Town then hath yett been by Law ap- pointed, a Good Watch in Charles Town is Convenient in time of Peace and as Necessary in Time of warr as our Batteries of Great Gunns which \textit{without} a good watch will be of no use to us/

Wee Recomend to you to Consider of ways to Prevent the Na- tion of Indjans Called ye Tallaboosees and others Living to the Southward of ye Savana River from acquainting themselves with the french ye Live on the South Side of ye Bay of Apalache, for \textit{without} Due care be taken to Prevent it they must eilie them Selves to the French or be Distroyed by them, nor can they be friends to them and us at the Same Time. I have advice that a Great many of the French have already Planted them Selves among a Great nation of Indjans which now are & allways have been Enemies to all the Indjans wee trade \textit{with} = And that the French Indjans have allready Killed Some of ye Tal-
labooses, Care must be taken to Prevent Trade with the Indjans on Trust, That a lone in a short Time will force the Indjans to apply them Selves to the french for a Trade, as well as Protection from the Severity of their Creditors, The Same Care ought to be Taken to Reforme the Barbarous, Heathenishe Immorall & Unjust way of Living & Dealeing of ye Persons that Live among and Trade with the Indjans., If Speedy care be not Taken for these things we Feare wee may wish wee had Done itt when it will be to Late,

gentlemen I have the most Numerous Family of Relations and children in the Collony, And to settle them as they Grow up have Laid out a Great Part of what I have in Settleing Plantations for them, And Those in the most Inland Parts of the Collony (wherefore (If for want of Timely Care to Prevent it) any mischeife fall on us, from the Indjans I have Reason to Expect to be the first and Greatest sufferer, Therefore Beleiving it better for my Selfe and family to prefer ye Saveing of what we have already to the Prospect of gitting more by yt Trade which without a Seasonable Regulation will be the undoubted occation of Looseing as well What I have already as what I may Gitt by it, I will Readily Consent to any Law you shall make for ye Regulation of that Trade and the Prevention of yt mischeife which we may Expect from the Trade of our Indjans wth the ffrench, Even to the Ceasing to trade wth the Indjans or to be Concerned any way Relateing to it Whilst I am Governo:r; If you thinke that fitt, Provided the Laws you shall make Relateing to that matter shall Aime at nothing but the Publick Safety/

Wee allso Recomend to yo:- Consideration the Last Constitutions sent hither by the Proprs: which if you shall not Thinke fitt to Pass into a Law, That you would appoynt a Committee of yo:- House to Consult wth a Committee of our House to make such amendments and Additions as may be thought for the Good and Safety of the Province./

The House Adjourned Till Eight a Clock tomorrow Morning/

Aprill ye: 3d: 1702/
Fryday in the Morning, The House mett according to adjournm't: A motion being made by John Ash Esq'r a Memb'r: of this House
Nicholas Trott Esqr Lay before this house 2 Letters which he sent into Colleton County before ye late Election accordingly m'r Trott Laid before this house 2 Letters he sent to m'r Thomas Nerne & m'r Edward Hext, And an other Letter he Rec'd: from sd Nerne before ye sd Election, Desireing ye same may be read allso,

ordrd: ye ye sd 3 Letters be read

Upon the Debate of ye matter of ye sd Letters.

The Question is Whether the sd Letters Writt by sd Nicho Trott a member of this House are an Infringment on the Liberties of this house

Caried in the Negative

A Motion being made by Co'il- Thomas Broughton, That the Thanks of this house be given to ye reverend Edward Marston for his Yesterdays sermon Preached before this house/

The Question is Whether the Reverend Edward Marston Incumbent of Charles Towne shall have the Thanks of this House for his yesterdays Sermon Preacht before this house/

Caried in the Affirmative

Ordrd

That Co'il- Thomas Broughton Capt Ja: Risbee, major- Benja: Wareing & m'r Hen: Wigington Returne the sd Reverend Edward Marston the thanks of this House for his sd Sermon/

A message from ye upper house by m'r Secretary Allen That upper House was Ready to Receive The Message from this House ordrd- to be Delivered them yesterday,

Accordingly John Ash & Nicho. Trott Esqrs Apoynted to Deliver the said Message, Attended ye ye upper House/

John Ash Esqr: Reports ye he had Delivered ye ye sd message and ye ye Governor & upper House would Consider of ye Same/

Upon ye motion of John Ash Esqr for Reading an ord made ye Last assembly Relating to nicho: Trott Esqrs: Drawing or mending New acts.

The sd ord was Read,

The Messenger Informing this house of a Message from ye upper House/

Ordrd

That the sd Message be Rec'd:

A message from ye upper House by Alexandr Parris Esqr & m'r Secretary Allen in Answer to the message Sent them this Day,
Ord\textsuperscript{rd}: That the s\textsuperscript{d} Answer be Read, and Entred in the Journall of this House/ Which is as followeth
Mr Speaker And Gentl\textsuperscript{mn}= In Answer to yo\textsuperscript{-} Message about an Adjournm\textsuperscript{t}: Wee have ye Same Reasons to Press you to Continue this Sessions and to Expedite bills to be Passed in to Laws for doeing those things we have alreadly Recomended to you as Necessary to be Done for the Safety of the Country as we had to Call you to gether and Expect you will Goe upon ye= Said matters/ ye House, Having Debated the said message,/

The Question is Whether this House Shall Adjourne or Nott, Carried in the Negative/

Upon The Motion of John Ash Esq\textsuperscript{r}: That this House Resolve it Selve into a Comitte of ye Whole House to Examine into Priv-eledges and Elections

The Question is Whether this House shall now Resolve into a Grand Comitte to Examine into Priviledges & Ellections or not Resolved

That this House Resolve it Selve into a Grand Comitt\textsuperscript{ee},

The Question is Whether Capt James Risbe shall be Chaire man of the s\textsuperscript{d} Comitte, Carried in ye affirmative/
Mr Speaker Resigned the Chaire/ and Capt James Risbe Assumed the same/
The Question is whether this Comitte shall Imediately Examine into the Priviledges & Elections, or adjourne, Caried for adjourning

This Grand Committe adjourned till 8 of the Clock Tomorrow morning./

Aprill the 4\textsuperscript{th} 1702

Saturday The Comitte mett according to adjourment.
The Comitte entering into the Debate of Elections
Motion being made, whether the Returne of ye Sheriffe of Berkly County Shall be first Debated—

Ord\textsuperscript{rd}: that the s\textsuperscript{d} Returne be first Read/
Accordingly the s\textsuperscript{d} Returne was Read.
Upon the Debate thereof/
The Question is Whether This Comittee Shall proceed upon the Returne of ye Sheriffe of Berkly County first, or on the Petition of Jos: Boone Robert Fenwick & Jn°: Crosskeys,
Caried To Proceed on the s° Petition/

Resolved
That the s° Petition's be ord° To Attend This Grand Comittee Imedjately to make good their objections Sett forth in the s° Petition./

Ordered
That the Messenger Do acquaint ye s° Petition's- of the Same/ Motion being made That ye High Sheriffe of Berkly County Do Attend this Grand Comittee Imedately and Lay before them all the votes and Papers Relateing to the Late Election of members of Assembly for Berkly County

Accordingly the s° Sheriffe Laid before the Committee the s° votes and other Papers Relateing thereto,
Joseph Boone Robert Fenwick and John Crosskeys Pet's- as aforesaid, Attended ye Comitte & Laid before them their objections Relateing to the said Petition/ And then the said Pet's-: were Ordered To with draw/
Upon ye debate of the said Objections/

Ordered
That The s° Pet's: Do againe Attend the Committee, And Assigne their objections Specially
Accordingly ye s° Pet's, Attended the Comitte
And first And Principally they Assigne,

That Severall French men are nott Quallified according to An act for ye makeing Aliens free of This Part of this Province, And for Granting Liberty of Conscience To all Protestants, Because they have not Registered Their Certificates in the Secretaries office of this Province

Upon The further Debate of the s° Petition
The Question is Whether this following Question Shall be the Question Carried in the Affirmate.

The Question is Therefore whether The Three members Petitioned against as unduly Returned (vizt) majo:-: Benja: Wareing, majo:-: Wm- Smith & m° Richard Beresford, shall withdraw while the s° matter in s° Petition is Debateing,
Carried in the affirmative
According The sd Members With Drew/
A Motion being made That Mr Henry Wigington and Cap't Georg Smith, members of the House of Common should with Draw allso while the said matter is in Debate,
The Question is whether the sd Cap't Georg Smith shall with Draw/ while ye sd matter is in Debate
Carried in the affirmative
Accordingly ye sd Georg Smith with Drew/
The Question is Whether Mr Henry Wigington shall with Draw While the sd matter is In Debate, Carried in the negative,
A Motion being made y't the aforesd Act for makeing aliens ffree &ceter: might be Read,
Resolved That the said act be Read/
Accordingly the said act was Read/
After which The aforesaid Petitionrs were further ord'ed: to Attend the Committee and Lay before them what other Matter they had to allege to make good their objections, sett forth in their said Petition,
Accordingly ye sd Pet'rs—: Attended the Comitte and Laid before them the aforesd act for Makeing aliens free &ceter: and the matter therein as sufficient Reasons why the sd Aliens which they had objected against Ought not to vote for memb'rs- of Assembly at ye late Ellection of memb'rs of Assembly for Berkly County,
The Comitte Entered into the Debate of the sd- act/ On which Debate/ The Question is Whether Aliens not haveing Taken out their Certificates, Pursuant to the before Recited act for makeing aliens free &c are Quallified to vote by the sd act./ Carried in ye Negative/
Upon further Debate of ye sd matter/
The Question is Putt whether ye Persons objected ag'nt: by the afore said Petition'rs—, as unquallified to vote for Members of Assembly, Shall be summoned to Attend the Grand Comitte, to Defend, and make good their Right to voteing,
Carried In ye Affirmative/
The Question is Likewise Putt whether Roman Catholicks have Right to Vote in Elections for memb'rs- of Assembly,/
Ord\textsuperscript{rd} That
Mr.- Speaker Reas:ume ye Chaire
And Cap\textsuperscript{t} James Risbee Chaireman of ye Grand Committe, Rep-
ported/
That upon Consideration of the aforesaid Petition, Relating to
the Elections, That The Committe were of opinion that the Sev-
erall Persons whose Right to Vote was Questioned, Ought to
Attend this House To Shew what Right they have to voteing:
Resolved
That all the sd Persons Objected against Bee accordingly Sum-
moned./
Resolved/
That on Monday morning next the House will againe Resolve
it Selfe into a Grand Committe of the whole House To Con-
sider further on the said Petition Relating to ye Elections/
Ordered/
That The Messenger of This House Do Summon
Mathew Gurin,„
John Bonneau„
Peter Mailhet„
Abraham Dupont„
Jacob Lapotre„
John Strawn„
Wm.- Smith Dr\textsuperscript{t})
Ellis’ man { „
Rob\textsuperscript{t} Gibbes Jun\textsuperscript{t}„
James Buttler„
William Allen„
& Paull LaMoche
To Attend This House on Munday morning next, And Bring
with them all such Papers or Powers which they have, for Qual-
ifying them to have Right to vote for Members of Assembly.
Ordered/
That The Messeng\textsuperscript{r}- of this House Do Summon
John Devo/„
Theoder Verditty„
John Cuttin„
John Junie„
James Dumoe,\, "John Buttler/
Nicho: Bonoit,\, "Richd: Edghill
James Layware,\, "Black Natt,
Samuell Dugue,\, "Peter Filleaux.
Peter Dutart,,\, "Peter Videau
Edward Pennant,\, "Benja: Marrion

To Attend This House on fryday next, and Bring with them all such Papers or Powers which they have for Quallifieing them To have Right to vote for members of Assembly./

A Petition Delivered into this House by Cap\textsuperscript{t} Thomas Smith from Severall Inhabitants in Charles Towne Relateing to undue Elections

Ord\textsuperscript{d}/

That the said Petition be Read, And Lye on The Table./

And Then The House Adjourned Till munday Morning next, at Tenn of the Clock

Munday The 6\textsuperscript{th} of
Aprill 1702/

The House Mett according To Adjournm\textsuperscript{t}/
The House Adjourned for halfe an Hour/

The Hous Mett according To Adjournm\textsuperscript{t}=*

A message from the uper House by Alex Parris: Esqr: acquainting ye: house that it was the opinion of ye uper House yt if ye members of this house would not Attend ye service of the same, (as mr Speaker wth part of the house, had Informed them thereof) That then they doe adjourne the fifth of may next.)

The Question is Whether This House Shall adjourne Till the fifth day of May Next/

It Past in the affirmative

Accordingly The House adjourned Till ye fifth day of May Next./
May the 13th 1702/
The House Mett according to Prorogation
Ordrd That Cap't Tho: Smith and Mr Henry Wigington Do Attend ye Governo'r & uper House & acquaint them that this House is Mett according to their Honors Prorogation
Mr: Henry Wigington Reports that they have Acquainted the Governo'r & uper House of the sd Message/
And that The Governo'r. Desires this House to Proceed on the Buisness formerly Recomended to this House,/
The House Adjourned Till 8 of ye Clock To Morrow Morning./

Thursday the 14th May 1702/
The House Mett according to Adjournm't/
ordrd= That The Governo'rs Speech be Read—
Read the sd Speech.
And motion being made that The Resolutions of This House before the Last adjournm't may be Read/
Resolved yt the sd Resolutions be Read/
Accordingly ye sd Resolutions were Read
Resolved that this House will Goe upon no other Buisness Till the matter of Priviledges & Elections be determined
Motion being made by a memb'r— of this House That the House Resolve it Selfe into a Grand Comitte To Examine into Priviledges and Elections,
The Question is Whether The House shall Resolve into a Comittee of ye whole House to Examine into The Priviledges & Elections,
Caried in the Afirmative
Te Two following Petitions were P'ranted to this House And ordered to be Read/
Read the Petition of Majo'r— Benjamin Wareing, Majo'r— Wm: Smith & Richard Beresford Relateing to undue Elections ordered yt it be Recomended to the Consideration of ye Grand Comittee
Ord'd: that ye sd Pet'r's: do Attend This Comitte To morrow morning to make good the matter of the sd Petition
Read The Petition of John wright Wm. Williams and Georg Canty Relateing to undue Elections Ordered that it be also Recomended to the Consideration of the Grand Comittee
Ord'd: that the sd Pet'r's Do Attend this Comitte Tomorrow Morning to make good ye matter of the sd Petition/
Resolved That This House Resolve it selfe into a Committe of ye. whole House to Consider and Examine into the s<sup>d</sup> Priviledges & Elections, And that they have Power to Send for Persons Papers & Records/
The Question is Whether Cap<sup>t</sup> James Risbee shall be Chaireman of the s<sup>d</sup> Committe/

Carried in the Negative

The Question is whether Dr Charles Burnham Shall be Chaireman of the s<sup>d</sup> Committe,

Carried in the Afirmative./

Mr- Speaker Resigned the Chaire, And Doct<sup>r</sup>- Charles Burnham Chairman Assumed ye Same/
The Comitie Entering into Debate of Priviledges and Elections upon Severall Petitions Laid before them Relating to the Elections

Ord<sup>rd</sup>: That the Messenger of this House Do Summon

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<td>Tho: Slaughter</td>
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<td>Rob&lt;sup&gt;t&lt;/sup&gt; Bradshaw Gon off</td>
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John Lawrence
John Rivers
To Attend This House To Morrow at nine of ye Clock and Bring w<sup>th</sup> them all Such Papers or Powers which they have for Quallifieing them to have Right to Vote for members of Assembly
Ordered/
That the Messenger of this House Do Summon—

John Devo | Mons<sup>r</sup>: Marbeust | Ja: Lasad |
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<sup>t</sup>Stricken out.
John Cattin  David Faur  Henry Carren
John June  John Buttler  Samuel Loule
James Dumoe  Richd: Edghill  Ja: Ellis
Nich: Bonoit,  Black Natt  Roger Sumner
Ja: Layware  Peter Filleneaux  Mathew Beard
Samuell Dugue  Peter Videau  John Stocks Junr:
Peter Dutart  Peter Lesad Senr-  Wm: Adams
Edward Penemt  Anthony Potvine  Tho: Rivers
Peter Portvine  Jos: Atwell
William Wilkinson  Robt Cole  Henry Midleton
Tho: Drayton  John Parsons  Sam Blundell
Edgar Wells  John Ellis
Tho: Nash  James Lawree
Nicholas Bohus  Tho: Holden
William Rouser  Georg Russell
Isaac Brunson  Edward Westbury
Charles Treadwell  Wm= Hutchinson
David Batcheler  Daniell Tresvan
John Greene
Samuell Scriven

To Attend this House on Wednesday next And bring wth them all such Papers or Powers which they have for Quallifieing them to have Right to vote for members of Assembly/ Ordered/ .
That The High Sheriffe of Berkly County Lay before The Grand Comitte all Such Precepts votes and other Papers which he hath Relateing to the Late Election of members of Assembly for Berkly County To Morrow morning 9 of ye Clock And yt the messenger of this House serve him wth this order Ordrd-
That the High Sheriffe of Colleton County Lay before ye Com- mitte All such Precepts Votes and other Papers Wh he hath Relateing to the Late Election of Memb'rs- of Assembly for Colleton County on next Saturday come seven night And yt ye Messenger of this House Do Give the sd High Sheriffe notice of the same/ Ordrd= That all Persons who have Presented Petitions To this House Relateing To: undue Elections Do Attend The Grand
Comitte Tomorrow Morning 9 of the Clock,
Ord\textsuperscript{rd}: That m\textsuperscript{r}- Speaker Reasume the Chaire,

And Doctor Charles Burnham Chaireman having Reported
The foregoeing Resolutions of the Comitte Moved This House
That this House would Resolve it Selfe into a Grand Comitte
of y\textsuperscript{e} Whole House tomorrow
Resolved
That this House will Resolve into a Committe of y\textsuperscript{e} Whole House
To morrow morning at 9 of y\textsuperscript{e} Clock, to Examine further into
Priviledges & Elections
And then the House Adjourned Till Tomorrow Morning Eight
a Clock./

Fryday In the Morning the 15\textsuperscript{th} of May 1702/
The House mett according to adjournm\textsuperscript{t}/
A message from y\textsuperscript{e}: Governo\textsuperscript{r}-: and uper House by alexand\textsuperscript{r}
Parris & Henery Noble Esq\textsuperscript{rs} Commanding m\textsuperscript{r} Speaker w\textsuperscript{th} this
House to Attend them Imediately
Ord\textsuperscript{rd}= That m\textsuperscript{r} Speaker w\textsuperscript{th} this House Do Attend the Govern\textsuperscript{r}-
and uper House accordingly./
Mr Speaker and y\textsuperscript{e} House Returned
And m\textsuperscript{r} Speaker Informed the House of the Govern\textsuperscript{rs}- Speech
which was Read & is as followeth,
Mr Speaker and Gentlemen/
Wee were Glad to see how unanimously you mett on Wednesday
according to the Prorogation, When you Sent us Word that
your House was mett and Receive our orders, We Sent you
word in Answer to yo\textsuperscript{r}- message That we thought it Necess-
ary you Should Proceed upon the Business that we be-
fore Recommended to you But Instead of that wee under-
stand by yo\textsuperscript{r} Journall, that which we (are much Sur-
prized at) you Postpone the Buisness of the Country That Wee
Recomeded unto you which Requires Expedition to the Buis-
ness of Elections, which in England is So Managed as Never
Retards Publick Buisness But is Settled by a Committe for that
Purpose appoynted and not by a Committe of the whole House;
which If Done by the whole House aforesaid Wee fore See Can-
not Take up Time Then Two or Three weekes,
Gentlemen Wee have Reason to beleive That by this Time Warr
is Begunn in Europe, and it is well Knowne to you in what a
Bad Condition this Country is to Defend it Selfe against an
Enemie and in Order to Putt ye Country into a Posture of Defence was the Maine Reason of our Calling you. Therefore we Do Desire of you that you will Immediately Go upon the Buisness wee Recommended to you, And Particullarly That of the fortifics: which are now in So Bad a Condition That Some of them are Ready to fall Down, that they are not mended, Whether it be want of Money in the Treasury or the Commission's Neglect, We Desire you will Inquier & Take Care the Platt formes Do not Sinke undr ye Gunns, We Are Convinced That the Things Wee Recomended to you are of Such absolute necessity for the Publick Safety, as that we will & must take Such methods as will Most Speedily Effect the same. The House Entred into the Debate of the Mater of his Honors Speech, Vpon Debate thereof, The Question is whither this House shall Proceed upon the Fortifications according To his Honors Speech Carried in ye affermative accordingly The House Proceeded on the sd- matter of fortifications To Examine into what Reperations are wanting to the sd Fortifications Ord= That a Comitte be Appoynted to Supervise the sd Fortifications and make Report thereof To this House what Condition the sd Fortifications are in, Ord= That Cap' James Risbee John Ash Esq': Georg Logan Esq': Maj= Wm- Smith, Coll-. Ste: Bull & Cap': Georg Smith be a Comitte To Supervise The sd Fortification and make Report To this House, what Condition the sd fortifications are in Mr: Spekr Acquainted the House of yesterdays Resolution of the House to Resolve it's Selfe into a Grand Committe This Day to Examine into Priviledges and Elections/ According to yesterdays Resolution The House Resolved it Selfe into a Grand Committe of the whole House to Enquier into ye matter of Priviledges and Elections, And that they Have the Same Powers, The Question is Whether Doetr Burnham Shall be Continued Chaireman of the sd Comittee Caried in the affirmative Mr Speaker Resigned the Chair & m' Chairman Assumed the Same/
According to yesterday's order Mr. High Sheriff of Berkly County, Layd before the Committee all ye votes and Papers relating to the Late Elections for members of Assembly. Mr. = William Williams, Georg Canty and Mr. John Wright delivered their objections against several persons unqualified to vote for members of Assembly and ordered to withdraw upon Debate thereof.

Ordered - That Mr. John Wright do attend this Committee, and inform them whether he be qualified to sit as a member of Assembly.

Accordingly ye said Wright attended ye Committee and acknowledged he was borne out of the Kingdom of England and prayed he might have time to inform ye Committee of his qualification to sit as a member of Assembly.

Ordered that he have leave till to-morrow Morn to inform this Committee of the same.

And then ordered to withdraw.

This Committee having not determined ye matter of Elections Ordered that Mr. Chaireman inform the House thereof and desire leave to sit again to-morrow morning.

Ordered - That Mr. Speaker assume the Chaire. Doctor Charles Burnham Chairman of ye Grand Committee reports that the Committee having not determined the matter of Elections, desires leave of the House that they may sit again tomorrow morning.

Ordered: That the sd. Committee have leave to sit tomorrow morning.

Ordered: That the Messenger of this House do acquaint ye several sons called to appear here this day to make good their right of voting to attend the Grand Committee to-morrow morning eight of ye Clock.

The House adjourned till to-morrow morning eight of the Clock.

May ye: 16th 1702/

Saturday in the morning the House met according to adjournment.

According to yesterday's order.

The Committee ordered to supervise the fortifications. Report that the fortifications ought immediately to be repaired and piled. The charge thereof will amount to one hundred pounds. But before the breaches of the sd. fortifications are repaired...
Piles ought to be Drove before them, which ought to be filled up with Stone & what other materials, as the Commission or this House Shall direct which filling up with Pine Brush oyster Shells and Stones will Amount to Twenty Pounds More/

This House haveing ordered a Committe to Supervise The fortifications & they Haveing Reported that the said Fortifications ought Imediately to be Repaired

upon the debate thereof/

T'tis ord'd that the said Fortifications be Imediately Repaired and Secured, And that the Commission of the fortifications and front Line or any three of them Do Repaire ye s'd Fortifications and secure the same by Piles and such other Materialls as by them Shall be Thought most fitt, And That they or any Three of them have Power To finish and Repaire from time to time ye same And Allso under their hands or any three of them to Draw out of the Public Treasury So much mony as will Defray The Charge of the Reperation of the said Works, And that This Ord'r be Sent to ye upper house for their Concurrence/

Ordered That Mr Speaker Signe the Same/

ord'd= That John Ash & Georg Logan Esqrs: Deliver ye s'd: ord'r to the Governo'r & upper House for their Concurrence/ John Ash Esq'r: Reports that they had Delivered the said ord'r to the Governo'r- & upper House/ John Ash Esq'r Presented to this House a Petition from Robt Stevens Wm- Elliott & James Whitter, Relating to an undue Returne of Three Members of this House (vizt) Capt James Risbe Georg Logan Esq'r & Mr Surrurier Smith

ord'd= That Mr Speaker Receive the Same

Motion being made that the s'd Petition be Read,

Ord'd/ That the s'd Petition be Read/

Accordingly the s'd Petition was Read/

Ord'd= That The severall * sons ord'd: to Attend the House this Day, Doe Attend This House againe on Monday morning next,

The Question is Whether this House shall Adjourn

Caried in the Affirmative

The House Adjourned Till one a Clock on munday next In ye afternoon

Monday May 18

The house mett according to Adjournment
Ordered that A Bill for ye more Effectuall Suppressing of Blasphemy and Prophaness be Read—
A Message being brought from ye upper house when ye House was in Debate on ye said bill and ye memb.rs: of the upper house return'd before they delivered it—
Ordered that the following Message be Sent
May it please yo'r Hon.rs:/
This House was in Debate & a memb.r: ye^n— Speaking w'n our Messing:r: gave us Advice of A Message from yo:r: Hon.rs: but as Soon as ye Membr:r: had done Speaking (wch was not as we Suppose above 4 minuits) we gave Ord.rs: to Our Messing:r: to Informe ye Hon.bl: Membr.rs: of yo:r: House ye t we were ready to receive them but uppon his returne he advised us Contrary to our Expectation ye t they were return'd to yo r Hon.rs: uppon wch Mr Speaker Ordered ye Messenger if ye membr.rs: of the upper House were in Sight to Advise them but when he againe return'd he Inform'd this House ye t he had delivered his Message & the Gentlemen of ye Upper house told him they had attended long Enough and now were returneing to their House were they Should be ready to receive us, wherefore we now advise yo:r: Hon.rs: we are ready to receive yo r Hon.rs Message./
Ordered that Jo: Ash & James Risbee Esq's attend the Upper House & Carry the above Message
The Messing's returneing acquainted this House that they had delivered the above Message;
Mr Speaker being informed of a message from ye upper house advised ye house thereof
ordered yt it be receivd
Mr: Speaker & Gentlemen./
The ord'r of your House of may the Sixteenth Relateing to ye Repaireing and Pileing &c:rs: the fortifications hath no more in it then was in an ord'r:— of both houses made the 3d of February 1701, which hath not been observed, nor have we Reason to Expect this will to more Purpose then that hath been. The Same and no other Commission being appoynted to see it Done, wee hope you will Enquier into the Reason of the neglect of so necessary a Thing, and Take Effectuall Care that it may be done with all Possible Speed—
In The uper House                  Ja. Moore
We Desire that all messages you send to us hereafter may be in
writeing and That you will Send to us yo'r- message of Saturday Last Relateing to this matter in Writeing,
The House adjourned Till Eight of y'e Clock To morrow Morning./

Tuesday, May ye 19th 1702/
The House Mett according to adjournmt,
A message from ye upper House, by Secretary Allen Comanding this House to Attend them Imedjately,
Ord^rd: That m'r Speaker & this House Doe Accordingly Attend ye upper House, And that m'r: Speaker Read the Message to the upper House sent them Verbally on Saturday Last, from this House/ vizt) May it Please yo'r- Hono^rs-=
The following message is what was ordered to be Delivered To yo'r- Hono^rs. on Saturday Last, when ye ord^r: was Sent for yo'r Concurrance, That to avoyd any Misapprehentions we are Ready to Dispatch wht= yo'r- Hono^rs= have Recomended to us if it Shall appeare for the Benifitt of this Collony./

Wednesday
August The 19th 1702/
The House Mett According to Prorogation
Ord^rd: That Wm: Smith & Georg Logan Esq^rs: Do Attend ye Governo^r- and upper House, And acquaint them That this House is mett according to his Hono^rs- Prorogation./
Wm Smith Esq^r Reports yt ye Governo^r- and upper House would Send to this House Imediately./
A message from the upper House by Edward Mosely Dep^vy Sec^ry acquainting this House that the Governo^r- and upper House would Consider of some Buisness to Lay before this House To-morrow morning/
   The House Adjourned Till Tommorrow
   morning nine of the Clock

Thursday, August the 20th 1702/
The House mett according to
Adjournmt
A message by Edw^d: Moosely Dep^vy Sec^ry- from ye upper House Comanding m'r Spek^r: and this House to Attend them Imediately
Accordingly m'r Spek'r: and This House Attended ye upper House/
m'r Speaker and the House Returned
And m'r Speaker Informed ye House That His Honor: had Delivered him his speech in writeing
Ordered That the sd Speech be Read,
Read the sd Speech
ordrd: That ye Same be Entred in the Journall of this House, which is as followeth
M'r: Speaker and Gent:
Wee doubt not but you have heard (wth: Reason enough to beleive) That our Queene Ann hath beene pleased to proclaime warr against ye Crowns of France & Spain and their subjects.—
Which gives us Reason to Recomend to yo': Consideracon The takeing of S': Augustin before it be strengthened with french forses. and if ye by you as it is by us) be thought necessary & possible to Consider of the best & speediest ways of doing it.—
This wee beleive will open to us an easie & plaine way to Remove ye French (and less dangerous Enemy in time of peace then warr) from their settlement on the south side of the Bay of appalatia.—
These being done by us (we have Reason to beleive will make us so knowne & Recomend us to her Ma'tie: that with the Consideracon of the Dutys we already pay to the Crowne and the prospect of their augmentation and our being the fronteere Colony of all her Ma'ties: Plantations on the Maine in america) wee may hope her Ma'tie will (think us worth the Continuance of her protection & Royall Aide.—
Wee Recomend to you as highly Necessary the Repairing & finishing the Batteries of great Guns & ye placing Cannon Basketts thereon or some other sort of defence from small arms for ye men ye shall manage the Guns.—
To Enquire into our Stores of Amunition and Armes.—
To make the watch in Charles towne more usefull as well in peace as this time of warr, wch: we beleive may be done wth: Less charge to ye Inhabitants then now it is.—
To consider off & prepaire a Bill for ye Regulateing Militia during ye war (that act wee have already not being adapted for such times, wee have not power to Compell a Son fitt for it to take an office; Sevral Companys want
drumers, and tho= in evry Beat there are men enough quallified for it yett few or none will doe it./
To Consider of the Number of men necessary to keepe watch on the sea Coast, the Number by your former act for that End made being Limitted to Tenn which we think not Enough.—
To Provide boats, Canoes Pereaugoes for transportation of men from place on the appearance of An Enemy to the South ward with oares sailes &c And to direct the most Convenient places to Kpee them in./
Wee hope Gent that the weightiness of these things & the necessity of having them done together with ye Consideracon That if they be not speedily done we may never have the Like oportunity to doe them will prevaile on you to postpone all other things to these and to lay aside all Differences & opolitan Interests./
As the Estate of our Militia & watches now are wee are not Capable but by marshall Law to Enforce the doing of that which is necessary to be done for ye defence of the Country./
Marshall Law we doe not desire to Live under. Tho most of her Maties: Governs: in the west Indies have done soe from the first apprehentions of warr. And his Late Maties: Advice to the sev'all Governs: to take Care of his Plantations./
But if for want of that or some better means (wch: is your part to provide) for to preserve this Collony, Itt happen to be Lost Wee Cannot answer it to her Matie: the Lords proprs--; our fellow Subjects, or our posterities Therefore you Cannot but Expect (if you Neglect it, or preferr other business to it) That we shall think it Necessary to Consider of some other most safe and Speedy waies of makeing the Collony Safe, from such Invasions and attempts we may Expect from such an Enemy as the French and Spainyard.—
Wee Recommend to you the same things wee Recommended to you att the first opening of this Parliament, And which are not provided for by you./
The House Entred in to Debate upon ye matter of the said Speech, Paragraph by Paragraph
First Resolved That Care be taken to Secure this Collony for a Defensive warr before we make a Offensive warr against ye Spanyards,
ordered ye debate of ye 4 first paragraphs of ye Governrs speech be referrd to ye Consideration of this House when this
house hath debated ye other part of ye governrs speech
upon ye Debate of ye fortification of Charles Town—
2dly Resolved yt a Comitte be appoynted to Consider of a more
Expeditious way of Building ye front Line or Wharfe wall (it
being part of ye fortification) then is already Provided by an
Act to Prevent the Seas further Enchroachment upon ye wharfe
of Charles Towne, And Report thereof to make to this House/
Ordrd: That Wm== Smith & Nicholas Trott Esqrs, Doctr: Charles
Burnham & Cap: Ja: Risbee be a Committee to Consider of
ye same, and make Report to this House/
Vpon Debate of ye Provideing Canon Basketts on ye Batteries
or Some way to Secure ye Cannon Eare from ye Enemies Small
Shott/
3dly Resolved That a Committee be appoynted to Enquire into
our Stores of Amunition and Armes, And to Consider of a way
to secure ye Cannon Eares upon ye Battryes from ye Enemies
small shott by Cannon Basketts or other wise, and Report the
Same to this House,
Ordrd= That Co:— Steven Bull m: Serurier Smith and majo:—
Wm= Smith be a Comitte to Enquier and Consider of ye same
and make Report to this House/
Ordrd yt Majorraine Colleton Cap: Jno Gupell and Cap: David
Davis be a Comitte to Supervise ye act for Regulateing ye
Millitia and to Consider of ways to Compell ysons fitt to Take
offices in this Time of warr, ye: Late act for ye Millitia haveing
not fully provided for ye same and Report ye Same To this
House
A message to ye uper House/
May it Please yo:— Honors—
This House haveing Taken into their Consideration yt Part
of yo: Honors— Speech Relateing to makeing ye watch in Charles
Town more usefull/
Request yo: Honors: to Communicate to us what methods you
Thinke may be taken to Settle the said watch wth more Security
and Less Charge to the Inhabitants of Charles Town/
Ordrd: That John Ash Esqr m: Tho. Bowers, m: Tho Jones and
m: Ja: Stanyarne be a Comitte to Consider how many watches
are Necessary to be Kept on ye Sea Coast betweene Ashly &
ye Savana Rivers And other Places wthin Land and what Num-
ber of Persons are Sufficient for Each watch And allso ye manner
and method of Carying on allarams from Each Watch And
further to Consider what Boats Canoes and Periaugers ye watches, in Case of Allarams, And Report ye Same to this House To morow morning/
Ord\textsuperscript{rd}. That ye- Last Part of ye Governo\textsuperscript{rs} Speech be debated To morow Morning
The House adjourned Till 9 A Clock to morrow Morning,

Fryday
August the 21\textsuperscript{st} 1702/
The House Mett according to Adjournmt,
The Committe Apoynted to Consider of ye most Expeditious way of Building ye front Line or wharfe wall &c\textsuperscript{ta} Reports That The Brick wall of the front Line for ye fortification be built from bottome to Topp at the Charge of the Publick And That the frontiers be att the Charge of Pileing and filling up from the wall to the Piles, And of filling up from ye Houses to the wall w\textsuperscript{th}: Earth/
The Committe appoynted to Examine into the Stores of Amunition and Armes &c\textsuperscript{ta}: Reports that they have not fully Inquired into ye Same, And prays further Time Till Tomorrow morning ordered that they have Leve Acordingly to bring in the said Report Tomorrow morning/
The Comitte Apoynted to Supervise ye Millitia act &c\textsuperscript{ta}, Reports That it Is necessary That a Store of Ammunition & armes be Kept in Some Parts of the Country for the use of ye Country That Severall men haveing not Armes, there be Armes and Amunition Laid in Every Capt\textsuperscript{s} Hands to be ready upon all occations of an Allaram That there be boxes made by ye Publick for to be In Convenient Places for the Centryes/
That all persons whatsoever shall Take what Comissions the Governor shall think fitt, And y\textsuperscript{t} all Inferior officers as Serjents, Corporaels and Drumers Shall be Compelled To Take office as their Cap\textsuperscript{t} Shall thinke fitt/
That the Governo\textsuperscript{r} shall be Impowered to Sett Such Guardes as he from time to Time shall thinke fitt
That any Souldier that shall Disobey any Commission officer shall be Punished as ye field officer shall think fitt,
That in Such Cases be punished as ye field officer shall thinke fitt
That there be Two Good Perriaugers to be Ready at ye most Convenient Place of Rendezvous on James Island for the Transpor
tation of the Company in Case of an Allaram./
The Report of ye Committee for ye Watches to be Enter'd here. upon ye ye debateing of ye Report of ye Committee for consider-
ing ye most expeditious way of building ye front Line of Charles Towne

The question was putt
whether ye front Line of Charles Towne to be built with Brick shall be built at ye Charge of ye publick

Carry'd in ye negative

upon ye motion of several members of this House yt are con-
cerned in building ye front Line yt ye expence of building ye front Line being so great pray this House to take ye same into consideration & Consider of some method to Ease them of part of yt great charge; on ye debate thereof resolv'd for ye more expediting ye sd front line

yt an act be drawn to Ease them of one third part of ye Charge which must be defrayd by ye publick

ordered yt nicholas Trott Esq: & Captn James Risby be a Committee to draw ye sd act & present ye Same to this House on monday morning next—

ordered yt ye Report of ye Committee for superviseing ye militia act be debated to morrow morning

The House entering into ye debate of ye report of ye Com-
mittee to consider How many watches are necessary resolved yt there be five watches kept between Ashly River & ye Savanna River viz: one on ye north side of ye Savanna River at a ye white point with 4 white & 8 Indians with two small Connooes one on Santalena Island with 2 white men four Indians & one Conooe one on Edestoe Island with two white men two Indians & one Conooe, one on Ky:e:wah Island with two white men & two Indians & one Conooe & one on Folly Island with two white men two Indians & one Conooe Resolved also yt their be two Watches kept on ye. Sea-Coast to ye. Northward of Sullivant's Island to Seawee-Bay, viz: One, on Long Island, by two White-Men, two Indians & One Canoe, & the other, on ye. South point of Bull's Island, by two white-
men, two Indians & One Canoe
Resolved that ye Method already Ascertan'd for Carrying on Alarms be for the future observed.

The Question is Putt, whether there shall be Six Perriaugers provided at the Publick Charge.

Carried in ye Affirmative

Resolved that Six Perriaugers 40 ft. long & 5 ft. wide with Seventy Eight pair of Oars, be provided with all Expedition at ye Charge of ye. Publick, to be kept, One in North-Edistoe River, two near the Head of Stonoe and three at or near Charles-Town, for the Carrying of Men in Case of Invasion Order'd that the latter part of ye. Governrs. Speech be taken into ye. Debate of this House to morrow morning

The House adjourn'd 'till to-morrow morning Nine oth' Clock

Saturday august ye 22d, 1702/
The House Mett according to adjournm't/ according to the ord'r of the day The House Entred into the Debate of ye. Report of ye: Committe Appoynted to supervise ye. militia act.
The House Entering into the Debate of ye said Report/
Resolved that a House be built at mr. Christop'r: Smiths at ye Publick Charge To Secure ye Country's amunition in Case of An Invation/
Resolved That 200 Small armes be bought by ye Publick for ye use of Such Prsions as have not armes of their owne/

The Question is whether the said Armes shall be Lodged in ye Magazine

Carried in the negative/

The question is
whether part of these armes to be purchased shall be Lodged in ye hands of ye Capt of each Respective company and part in ye magazen
Carryd yt part shall be logd in ye captns hands & part in ye Contry magazen

Resolved That no man Shall be Compelled To Take A Millatery Commission/
Resolved ye Each Respective Cap't in his Company have Power To Press any Prsions In his said Company Quallified To Serve as Serjts: Corporalls and Drumers, Excep Such person as was assessed at the Last Assessm't ye Sum of 100£: and upwards or that will Serve, that he is worth ye said Sum of 100£, or more
Ordered That Co^ll– St^e Bull: major Smith major–: Warein major Colleton Capt^t Guppell Capt^t Davis and Capt^t William Brockhust be a Committe To Consider ye^e manner & Method of Punishing all persons offending in the Millitia In time of actual Warr, And make Report to this House on Monday morning next

Resolved That a Timber House of Tenn foot Wide & fifteen feet Long w^th a Brick Chimney Be built on ye^e most convenient Place near the white Poynt at Charles Town at the Publick Charge for A Guard House

According To the Order of this House yesterday The House Entred into the Debate of ye^e Latter Part of the Governor^rs Speech/

Whereas the Honorable the Governor In a Parragraph in his Speech hath Implicitaly Charged This House w^th differences & conflicting intrests by Desireing them to Lay aside all Differences and particular Interests.

Resolved That this House will on Monday morning next take Some proper method To Cleare them Selves from ye^e seeming Imputation./

motion being made by a member of This House Relateing to Somthing he herd Mr^r Jos: Boone Say Co^ll– Daniell Spooke in Company Touching ye^e Setting up martiall Law/

Ord^rd: That The Messenger of this House Do Comand m^r Joseph Boone To Attend the House Imediately To acquaint them what he Kows Relateing To Co^ll– Daniells Saying Publickly That we should or there would be martiall Law Sett up if ye^e assembly would not agree/

accordingly ye^e sd Boone Attended ye^e House And Informed Them That he being in Company w^th Co^ll– Daniell and others, sometime befor ye^e sitting of this Assembly heard Co^ll– Daniell Say ye^t if this Assembly did not agree wee Should or there would be martiall Law Sett up,

Ordered That Georg Logan Esq^r Do Request Co^ll– Rob^t Daniell to Attend This House on munday Morning next,

The House Entring into Debate of ye^e Things Recomended to This House in ye^e Governors speech ye^e first opneing of this Assembly

Ordered That Nicholas Trott Esq^r m^r Henry Wigington & Coll– Steven Bull Capt^t Ja: Risbee Be a Comitte to examine ye Last Constitutions Sent hither by ye^e Lords Prop^rs: and to make such
additions Namementms as Shall be thought fitt by them and offer ye Same to this House on Thursday next,  
The House Takeing into their Consideration ye Debatinge ye matter of Priviledges and Elections/
Resolved That they do Enter into the said Debate on Tuesday next,  
The Question is Whether This House Shall advise ye Honoble ye Governo To Proclaime her majestie Queen Ann (Carried In the Afirmative  
The Question is Whether This House shall Advise ye Honoble- ye Governo. To Proclaime Warr against the French and Spanyards/

Carried in the negative
The Question is Whether The following Question shall be the Question Carried In the affirmative/
The Question is That Any member of This House Dissenting from a Question Carried may have Leave to Enter the Reason of his Dissent  Carried in ye affirmative

The House Adjourned Till one of the Clock on Munday Next In ye afternoone/

August the 24th 1702/

Munday in ye afternoone
The House mett According to adjourt
According To The ord of ye Day
The Committe Appoynted to Consider ye manner and method of Punishing all persons offending in ye militia (In Time of Warr) made Report,
The House Entring into ye Debate of the s'd— Report and upon Reading ye s'd Report and ye militia act/

The Question is
Whether there Shall be any further viss made in this Junc-ture in ye militia act for ye Defence of this province./
Carried in the Affirmative
Resolved ye t ye fines & forfeitures for non appearances at Private and Gener— Musters is sufficiently vided for in ye militia act Resolved That the forfeiture for sons not appearing Complete armed at Musters be five Shillings.
The Question is Whether the following Question Shall be Now Putt./
Carried in ye affirmative
The Question is Whether any person ought to be Commanded out of his County in time of an Allaram when ye Enemie is not Landed nor Within the Barr of any River/
Carried in the Negative
The Question is Whither The Millitia act hath fully provided for fines on Allarams/
Carried In the Affirmative
Ord^rd^rd^rd^rd ye Debate of Keeping ye watch in Charles Towne be Referred Till Tomorrow Morning
Ord^rd^rd^rd^rd That The further Debate of ye Report of ye aforesaid Comitt be Referred Till Tomorrow Morn
According to ye ord^rd of this Day Georg Logan Esq^rd: Reports That Co^ll^l Danielle Told him ye if it Consists wth ye Honors of their House he would Attend this House/
Ord^rd^rd^rd^rd^rd^rd That John Ash and Georg Logan Esq^rs be a Committe To Draw up An Address To the Hono^ble^ble^ble^ble^ble ye Governo^r^r^r^r & uper House, To Cleare this House from ye Seming Imputation This House was Implicitly Charged wth in his Hono^rs^rs Speech And also that Relating to the Answer Returned This House by Co^ll^l Danielle and Lay ye Same before this house Tomorrow morning
The House Adjourned Till Tomorrow Morning
Morning Nine oth Clock
August the 25th:
Tuesday Morning The House Mett according To Adjournmn^t^t^t according to the ord^r^r^r^r of the day ye House Entred into ye Debate of Keeping the watch in Charles Town
Ord^rd^rd^rd^rd That the following Message be Sent upper House/
May it Please Yo^r^r- Hono^rs^rs
Wee once more Request yo^r^r Hono^rs^rs To Comunicate To this House what Methods you thinke may be taken to Settle ye Watch wth more Security and Less Charge To the Inhabitants of Charles Towne/
Ord^rd^rd That m^r^r Speaker Signe ye Same/
The Committe Appoynted to Examine into ye Stores of Amunition and armes &c^ta Reports,
That there is in the hands of Alex: Paris Esq 1656 w^t^t of Powder
and in ye Hands of Landgrave Smith 650 wt: more Due to ye Gunner from Sev' all about 50 more
In all—2306 wt more of Gunpowder/
In the fort and in ye Possesion of Peter Painter Gunner vizt, 218 Demi Culverin shott
90 Middle Sagar shott
148 Low Sagar shott
15 Demy Culvarin high
10 Minion shott
15 Great and small unsorted

496 In all wch: makes 20 pounds for all the great Guns Except the minions—
Mentioned in ye Sev'all forts half moones and &c
28 Great Guns all Ready for service.
47 Granado shells Ready w'h: their fewzes
360 Carteriges Ready Made
4 Powder hornes with Ramers and Spunges
500 wt: of Tewzer Bulletts In the hands of Thomas Smith Receiver—[I]

That Instead of Cannon basketts It will be better to use halfe Inch Board Casses filld with Marsh or other Ingrediences to sett on the wall—
Neare a Hogshed of Match in the Guners possession/
The House Entring into the Debate of the said Report,
Resolved yt The Quantity of Powder now in store is Sufficient for this Pr'sent Time/
Resolved That the 496: Great Shott now in Store is not Sufficient for the Defence of this Collony./
Ord'd That the Publick Receiver Do buy for the Publick use fower Thousand wt of sizeable Great Shott for the Great Gunns,
Resolved That the 28 Great Gunns now mounted is not Sufficient for the Defence of the Country
The Question is Whither
There Shall be 25 Great Gunns more
Bought for the Publick Defence of ye Country
Caried in ye affirmative
Ord'd: That There be 25 Great Gunns more Bought for the Publick use
Viz't/ [12 of sd Gunns of 24 pounders,]
   { 6: of — — 18 Pounders}
   { 7 of — — 12,.Pounders}
Ord^d That there be Procured by ye first Convenience by ye Publick Receiver 40 Dozen of Granada shells for the Publick use/
Resolved That 360 Cartridges already made is Sufficient,
Ord^d That Powder Horns: Rammers wires & Spunges be Provided for Each Great Gunn/
Resolved That no further Provission be made for Partridge Shott for ye Great Gunns,
Resolved That there be Cases made wth Inch Board in the stead of Cannon Basketts
Ord^d= That the publick Receiver Provid a Sufficient Store of Match for the Great Gunns,
According To the ord^e of the Day
The House Entering into the further Debate of ye Report of ye Committe Appoynted to Consider of ye method of Punishing all persons offending in the millitia in Time of Warr/
Resolved That all persons Refuseing to obey their Superior officer In time of musters shall be Lyable to a fine,
And all Persons Refuseing to obey their Superior officers as aforesaid In time of allaram shall be Lyable to Corporall punishment /
And Every Person Refuseing to obey their Superiour officers as aforesaid in Time of an actuall Invatisation, Shall be subject to ye Law Martiall
While ye House was in Debate of ye aforesaid Report m^t Speaker was Informed yt there was a message from ye upper House/
Ord^d= That the same be Rece^d/ and Read which is as followeth
To Rend^r The Watch in Charles Towne more usefull & Effectuall tis Necessary/
That ye Towne be made a Regular Precinct^t & Constantly Supplied wth Stocks Whipping Posts and Especially a House

^t"The whole Province shall be divided into Counties each County shall consist of eight Signiories, eight Baronies and four Precincts: each Precinct shall consist of six Colonies, each Signiory, Barony and Colony shall consist of twelve thousand acres ye^s. eight Signiorys being ye^s. share of ye^s. eight Proprietors, and ye^s. eight Baronies of ye^s. nobility both which shares being each of them one fifth part of ye^s. whole are to be perpetually annexed the one to ye^s. Proprietors and the other to ye^s. Hereditary nobilityt leaving ye^s. Colonies being three fifths amongst ye^s. people, that so in setting out and planting ye^s. Lands ye^s. Ballance of ye^s. Government may be preserved"

^t"In every Precinct there shall be a Court consisting of a Stuward & four Justices of ye^s. Precinct being inhabitants and having three hundred
of Correction, which will much Lesson ye Number of Rogues Vagabonds and other Idle Sons Which in a Great Measure makes a Watch in Peaceable Times Necessary/

That in Time of Profound Peace, Six or Twelve men according To the Circumstance of Time be Hired at A Certaine Price To watch in Charles Towne./

And That Dureing This Present Warr Twenty Good men be hired Month Att a Certaine Price To watch in Charles Towne,

That Persons Discreete and of Good Interest in Towne be Nominated To Looke After these watches, And that Enough be so named as may make it Easie to them, that the Same men have power to Assess this money on ye Inhabitants of Charles Town according to the Valuе of their Estates in Charles Towne which will make it Equall or according to ye Number of Persons They used to find to watch.

That a Certaine fine or Corporall Punishmetsy be Inflicted on persons negligent &c.: And that Sons appoynted to take Care of This watch have power to See ye Same Executed./

Then the House Entred into further Debate on ye aforesaid Report/

Resolved That any Person ye shall be Drunke upon ye Guard in Time of Allaram, Shall be Subject to a fine, And upon non-payment Shall Suffer Corporall Punishmety/

Resolved That any person Sleeping on ye Centinall shall be Lyable To Corporall Punishmety/

Resolved that any Person Running from his Coulours after advise beeing Given of an Emenys Being Landed or wth=in the barr of any River, shall be Tryed by a Court Martial/

Resolved ye any Person Refuseing to Carry on Allarams Shall be Lyable To a fine of five Pounds/

A membry of This House haveing Informed ye House That the Pylotts of this Harbour do neglect Their Duties in the s'd office/ Ordetd that the Messengry of this House summon all & Every

Acres of Freehold within ye. s't.- Precinct who shall Judge all Criminall Causes except for Treason Murther or any other offences punishable with death and except all Criminall Causes of ye. nobility shall judge also all Civill Causes whatsoever & in all personall Actions not exceeding fiftye Pound sterling without appeal but where ye. cause shall exceed ye. value or concern a paying five pounds starling to ye. Lord proprietors use shall have liberty to appeal to ye. County Court—Fundamental Constitutions of Carolina, third set, July 12, 1682. (See Records in the British Public Record Office Relating to South Carolina, 1663-1684, 177, 193-194.)
of the s\textsuperscript{d} Pylotts to Attend the House Tomorrow Morning. / The House Entering into ye debate of ye Message sent from ye upper House Relating To ye Regulating The Watch in Charles Towne / The Question is Whether This House Doth Concurr wth the said message

Carried In ye affirmative

The Question is whether a Cap\textsuperscript{t} shall be Added To the Twenty men mentioned in ye aforesaid message /

Carried In the negative

Resolved That one of the Twenty men be Cap\textsuperscript{t} of ye Guard

The Question is Whether the Precincts of the Towne shall be Limeted to the Grand Platt,

Carried In the Negative,

The Question is whether ye Precincts of Charles Town shall Reach as farr as m\textsuperscript{r} Christopher Smiths and m\textsuperscript{r} Thomas Perrimans Inclusive,

Carried in ye Affirmative

Ord\textsuperscript{d}: That Co\textsuperscript{ll}- Bull m\textsuperscript{r} John Buckly & Wm\textsuperscript{m}: Smith Esq\textsuperscript{r} be a Committe To Prepare a Bill to make ye watch in Charles Town more usefull and Effectuall, and Lay the Same before this house on Thursday Next, According to ye ord\textsuperscript{r} of ye day

The Comitte Apoynted To Draw up an address to the Hono\textsuperscript{ble}- ye Governo\textsuperscript{r} and upper house to Cleare this House from ye Seem\texting Imputation this House was Implicitly Charged wth in his Hono\textsuperscript{rs} Speech, Laid the Same be fore This House /

Ord\textsuperscript{rd}: That the Same be Read.

The Question is Whether the s\textsuperscript{d} Adress Shall be Presented to the upper House

Carried in the Affir

=mative

ord\textsuperscript{rd}: That the Clerke Ingroose the Same And Entre the Same in The Journall of this House/ And that m\textsuperscript{r} Speaker Signe the same

Ord\textsuperscript{rd}: That John Ash Nicholas Trott Georg Logan Esq\textsuperscript{rs} & Doct\textsuperscript{r}: Charles Burnham Do Reade & p\textsuperscript{sent} the same to the upper House/ To morrow morning

The representation & Address of ye House of Comons

To The Hono\textsuperscript{ble}= James Moore Esq\textsuperscript{r}. Governo\textsuperscript{r} and ye Rest of ye Hono\textsuperscript{ble}=: Members of ye upper House May it Please yo\textsuperscript{r}--
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Hono\(^2\): Since none can Lay aside what he never had, wee cannot but thinke our Selves Charged with having persued particular Interests, and having had differences amongst us to y\(^e\) Delay of y\(^e\) Care of y\(^e\) Publick wellfare, by yo\(^r\) shewing us in yo\(^r\) Speech y\(^t\) the weightiness of the Present affaires would prevaile with us to postpone all other things, And to Lay aside all Differences and Particular Interests, Now this is Such an Imputation as being true would Render us unworthy y\(^e\) Least Esteeme, To free our Selves Therefore from it, we think it Proper to Represent the whole matter to yo\(^r\) Hono\(^rs\) at one Vew: Tis True that being by yo\(^r\): Hono\(^rs\) conven\(^d\) on y\(^e\) first of aprill Last, the busiest time for the Planter of the whole yeare, Wee Did on aprill y\(^e\) 6\(^th\) adjourne to may y\(^e\) 5\(^th\)= following. But we may Conclude that Small Delay did threaten no Great danger, since it was prolonged by yo\(^r\) Hono\(^rs\) Proroguing us to may y\(^e\) 13\(^th\)= At which time we mett, And to y\(^e\) best of our Power Endeavoured to Dispatch both what yo\(^r\) Hono\(^rs\) had Recomended to us & Enquire into y\(^e\) Cause of those many Complaynts that Lay before us of y\(^e\) Great Infringments made the Last Election on the Peoples liberties in freedome in Elections, a few weekes would have dispatched these matters of soe Great moment; But we had satt but few dayes But yo\(^r\) Hono\(^rs\): thought fitt to Prorogue us, and afterwards to Continue that Prorogation to the 19\(^th\) of this Instant august. Now we hope yo\(^r\) Additionall delay will cover our first adjourn\(^m\): And of this Last delay It's plaine we are wholy Cleare, But this Charge is not our Greatest trouble from y\(^t\) Speech for that threat (other we Cannot call it) of useing martiall Law is a Superlative one Oh how is y\(^t\) Sacred word law profaned when Joyned with Marshall/ Can we Say the ffrench King Rules by Law, who Rules by a Will that hath no Law or bounds Sett to it; What from such Rule we may Expect, aske the french Refugees; English Kings & Governo\(^rs\): make us happy in Ruleing by those Laws the People forme; But that this Arbitrary Rule denies; as y\(^t\) Great Lawyer noy Shewed; Who when that unhappy Prince Charles y\(^e\) first Thought it fitt to be putt in Practise, in Sending an Army against the Scotts, declared the Courts of Westminster must be Shutt when such Rule was Practised. Nay our most arbitrary & unhappy Prince the Late King James never presumed to be so absolute, But prosecutied some he had taken who had deserted in y\(^e\) Common Courts of Justice for stealeing his Cloath their
Coats. But what need wee Colour this Pointe; yo*r Hono*rs: owne noble Endeavo*r: to vindicate our Liberties when Governo*r Colleton sett up this arbitrary Rule shews you fully in our Sense, and at the same time y't: these paragraphs Could not flow from yo*u Excelent Judgm*t: But must have been forced on you by some Rash and Slavish nature, Nor are wee at Loss to Guess y't mann; for Saturday Last we were Informed that Just before our meeting on y*e 19th Instant, Robert Daniell Esq*r a memb'r- of yo*r Councill, Did Publicly Declare at y*e House of majo*r- Smith, That if the Assembly did not now agree, martiall Law should or would be used, now y't y'e assembly (considering m'r Speakers Decideing vote) can disagree in Law makeing is An Absurdity that A Councillor cannot Sure be Guilty of, his Sense must be therefore if the assembly will not make such Laws and Grant such powers as you Desire of them, you would Assume all Power. How inconsistent that is w't our Peace and y'e Great Esteeme yo*r- Care and Love of us hither-to shewn hath Raised in us is Plaine.

That therefore this Esteeme of you may not only Continue but be Increased, wee humbly Desire you to Remove from yo*r- Councill as many as you Know are Guilty of haveing Given Such advice./

The House Entring into y*e Debate of y't part of y*e Governo*rs speech Relateing To the Attaqcing and Takeing S: Augustine, Ord*rd: That Co*ld-: Ste: Bull Cap*t James Risbee m'r James Stan-yarne John Ash Esq*rs= Cap*t Georg Smith & Doct*er Burnham & m'r Serurier Smith be a Comittee of this house to mete w't a Comittee of y*e uper House at 5 of y*e clock this after noone if y*e upper house think fitt to Consider of such wayes and methods for the Attaqcing & Takeing of S*: Augustine or any of our Enemies of y'e Crowne of France and Spaine, and to compare the Charges of y*e Same/ And make Report thereof to: morrow Morning,

Ordered That The Debate of Priviledges and Elections be Re-fered Till Thursday next,

The House Adjourned Till 9 o't'h Clock To morrow Morning

Wednesday, August y*e 26th 1702 The House mett According to Adjournm*t:
According To y*e ord*r of the Day
Ord\(^d\): that ye persons Appoynted to Read & Present ye Representation & Address of ye House of Commons to ye upper House, do Read & Present ye Same,
The sd Members Returned And Report yt they have Read & Delivered ye above Representation and Address to ye upper House/ According to the ord\(^r\) of ye Day The severall Pilotts Attended This House/
The House Entering into ye Debate of ye matter Relating to the sd Pylott neglecting Their duty & for better settleing ye pylottage
Resolved
That there be Two Impowred able Pylotts to officiate as Pylotts, which will be sufficient to discharge the sd office/
Motion being made by a Member of this House, Since ye Proclamation or Declaration of Warr made in this Province, In the name of her Majestie Queen Ann, Against ye Crown of ffrance & Spaine, That the Members of this house ought now to Take the oaths
Ord\(^d\)
That ye Messenger of this House Do Inmediately Summon all ye members that are in town to Attend the Service of the House
Accordingly the sd Members Attended ye- Service of ye house/ And ye members following Tooke the oathes according to an Act made in ye Kingdome of England Entituled An act for abrogateing of the oaths of Supremacy and allegiance, And Appoynting other oathes/
Sworne/
Job How Esqr Spekr/ Col\(^n\) Ste: Bull
Nicholas Trott Esqr- Cap\(^t\) Tho: Smith
Dr Charles Burnham
Wm- Smith Esqr- majo\(^r\): Benja: Wareing
Cap\(^t\) David Davis
Cap\(^t\) John Godfrey
m\(^r\) Serurier Smith
m\(^r\) Henry Wigington
Cap\(^t\): Georg Smith
m\(^r\) Richard Beresford
Sworne according to ye forme of their Proffession
John Ash Esqr
James Stanyarne Esqr
m\(^r\) Ja: Gilbertson
m\(^r\) Tho: Elliott
m\(^r\): Tho: Jones
m\(^r\) John Raven
majo: Cha: Colleton
majo: Wm: Smith
Capt John Guppell
m: John Bucly
Georg Logan Esq
Capt Wm Brockhust
Capt Tho: Bowers
m: Joseph Ellicott
James Risbee Esq

To the Question what method That is shall be stronger
Both by sea and Land 300 men, by Land 80—The 300 men to be
sent in six vessels proper for yt purpose, besides these, then
Vessells as many as shall be thought fitt

To the question what the Expence

£

The men $\mathcal{O} 20^\ell$: by two months— 700
Provision ................................................................. 200
Amunition ................................................................. 100
Shiping Saile 10 att $\mathcal{O}$ month 250$^\ell$ .................. 500
Small Armes 100 ....................................................... 300

Security against Chanch of warr— 1800

The House Entring into the Debate of ye s\textsuperscript{d} Report,
The Question is Whether there shall be speedy $\mathcal{O}$vision made
to Attack and Remove the Spanyards from St: Augustine,
Carry'd in ye affermative
Resolved that Speedy Provission be made for the Attacking
and Takeing St Augustine./

Ord\textsuperscript{rd}: That Co\textsuperscript{ll}— Bull Capt James Risbee m: James Stanyarne
John Ash Esq Capt Georg Smith Dr Charles Burnham & m: Serurier Smith be a Committe of this House to meete w\textsuperscript{th} a
Committe of ye uper House as Soone as they thinke fitt To
Consider of ye: most Speedy wayes and meanes to Attack St
Augustine, and Compute ye Charges thereof, And they to meete
de die en diem Till the matter is Determin'd/

ord\textsuperscript{rd}: That ye following message be p'sented to ye uper House,
May it Please yo: Hono,
upon ye Debate of ye Report of ye Committee yt mett the Com-
mitte of yo: House yesterday It is Resolved That Speedy Pro-
vision be made to Attack and Remove the Spanyards from St
Augustine; Wee therefore Request yo: Hono\textsuperscript{rs} To meete a Com-
mitte of our House as Soone as you Thinke fitt, to Consider of ye most Speedy wayes & means to Attack the sd Place, And Compute the Charges thereof, And they to meete de die in Diem Till the matter is Determined./

Ordrd That mr Speaker Signe the said message, And ye John Ash Esqr & Doctor Burnham Present ye Same to ye upper House.

The House Adjourned Till 9 ot'h Clock To morrow Morning,

Thursday Morning
August ye 2th: 1702/
The House Mett according To Adjournm't=
A membr: of This House Informeing the House ye The Resolution of this House yesterday, Relating to ye attacking of St augustine, hath been Discoursed Publickly And thereby Sever'd of ye mast' of Vessells now in ye Road are makeing all possible hast to be Gone, to Prevent their Vessells being Stopt/
Ordrd: That the following message be sent to ye Governor: and upper House/ viz:

May it Please yo' Hono'ds:
This House Haveing Resolved ye attacking of St Augustine, of which it is Possible, masters of all Vessells in this Harbour have advice, and may occation their Suddain Departure, Wee therefore Request and advise yo' Hono'ds: to Lay an Imbargoe on all vessels boats and Cannoes, To Prevent the Enemies Knowledge of our Designe, And to make us more Capable to offend our Enemies & defend our Selves,/ Ordrd: That John Ash Esqr & Doctor Charles Burnham Do prevent the sd message to ye upper House/ And that mr Speak're Signe ye Same/
motion being made by a Memb'r of this House that one mr Seares might be Sent for to Attend this House, And Informe them what he Knows of St Augustine &c:
Ordrd: That The sd Seares be sent for to Attend This House, And ye mr Speaker Signe An ord'r for That Purpose, John Ash Esqr & Doctor Burnham Reporte yt They have delivered yesterdays message and also this Days message to ye upper

3"in the Streets" stricken out.
2Should have been "present".
house And That ye upper House tould them they would in a short Time Send An Answer To the sd Messages/ upon ye Motion of Severy members of this House that Severall persons Suspected that they will Desert this Government. & Give our Enemies notice of our Present designe ags ye Spanyards may be stopt from Giving notice thereof

Ord that ye following message be sent to ye Governor and upper House

vizt

May it Please yo: Honrs:

For as much as there are resident in some southward parts of this Province divers persons whom we have very great occasion to suspect will desert this settlement and by their desertion may not only give Advice to ye french or Spanyard of our present Expedition against St Augustine but also aid and assist them in their defence And we haveing particularly in Suspition Joshua Brinan Dan: Callahan & Charles Morgan. Do therefore request yo: Honrs: yt ye fore menconed persons & all other persons whom there may be any occasion to mistrust be sent for forthwith, before yo Honrs & yt you will be pleased to take such ordrs: with them to prevent any their Ill designes.

Ord: yt m Speaker Signe ye Same,

Ord That Col Bull & Capt Geo: Smith Present the same to the upper House/

Motion being Made by Severall Members of this House yt: one Ann fernando hath Lately been in St Augustine, And It's Possible may Give this House Information of ye force & fortifications of sd Place,

Ord= That The sd Ann Ferdinand be sent for to Attend This House on Saturday next And that m Speaker Signe an ord for the same/

Col: Ste Bull & Capt Georg Smith Reports that they have Delivered ye upper House ye message Sent by them, And yt ye Governor & upper house tould them they would Consider of sd message, Ord yt the following Message be Sent to ye upper House

May it Please yo: Honors, Wee Request yo: Honors: yt you would be pleased to Expedite ye Conferrance Relating to our Preparations agst St Augustine The Committe of our House Expecting nothing but ye time yo Honors Shall appoynt to write them, which ye Sooner it bee, ye Sooner this house will have it
before ym-, being willing to lay all other Busines aside Till that be Determined,

Ord rd= That m Speaker Signe the said message, 
And that Nicholas Trott Esq and mr Henry Wigington Present the Same to ye upper House/

Ordered That The Debate of ye matter Relating To Privelidges & Elections be Referred Till munday next, 
Nicho: Trott Esq & mr Wigington Reports, That have delivered yr Message, And yt ye= Governr Told them they were about Appoynting a Commitee, according to the sd Message and yt they would Send a Message Imediately to this House./ 
Mr: Speaker being Informed of a Message from ye upper House by mr Mossy, 
Ord rd yr ye Same be Recd 
Which was Recd And Read, 
Vizt 
Mr Speaker We have Appoynted a Committee of our house to meete yo: Commitee, To Consider of ye best wayes and meanes &c: to Attack St Augustine in the Counciill Chamber at 12 of ye Clock this day, 
Wee have Given necessary Ordrs to Secure Joseph Brinan Daniell Callahan and Charles Morgan, And the Counciill hath ord rd that all Vessells be Imbargoed, 
Ord rd: That The Commitee Appoynted to Super Vise ye Last Constitutions &c make Their Report To: morrow morning 
The House Adjourned Till 9 oth Clock To morrow morrow morning, 

Fryday Morning ye 28th August 1702, 
The House mett According to adjournmt= 
Read the Petition of Josias Smith Relating to Gitting leave to depart this Port, 
Resolved that the sd Petition be Rejected, 
The House Haveing Recd Information yt John Cock Junr & Anthony mathews are not Willing to accept ye Pilotage on ye Conditions resolv'd by this House 
The House Entring Into ye Debate of ye sd matter/ 
Ord rd: yt ye Pilot act now in force, be Read 
upon Reading ye sd act/ 
Resolved 
That The Pilotage be Left open/
And That a Bill be Prepared for that Purpose yt all pylotts licence’d by ye governr shall be under such Limitations & Restrictions as ye former pylotts & undr such further Restrictions as Resolved by
And yt George Logan Esqr. & Capt Georg Smith, the Comitte appoynted to prepare a Bill to Settle ye Pylotage & Repeale ye former acts of Pylotage, doe prepare a Bill according to ye Resolution of this House
According to ye ord of ye House mrs Sears Atteided ye House & Gave them what Information he knew of St Augustine./ The Comittee that went to meet wth. ye Comittee of ye. upper House do make this following Report.
Vizt that these following Persons are thought fit to be Commanders on the present Expedition/
Coill– Robt Daniell Cheife
Lt: Col– Georg Dearsley
majr– will Smith
Capt James Risbee
Capt wm– Davis
Capt Robt Daniell
Coll– Stephen Bull Commander of ffty men and the Indjans
To be Raised/
Capt David Davis
Capt John Guppell
or any Such Seaven of those that are willing/
The Numbr of soldiers in all 350 men, if fall Short of yt Number, Then to have Power to make up ye Number Some other way;
The Encouragement to be free Plunder and share of all Slaves,/ That Care be taken about those that shall Enlist & afterwards Abscond Loyter or Desert,
To Consider of ye Number and Quallity of ye Vessells fitt for ye Expedition, And whether Tenn Vessells be nott Necessary That Provission be made for Perriangores and Canoes by Land thereto appoynted,
That Speedy Care be taken to Secure all ye amunition & Armes in the Country for ye Publick
The House Entring into ye Debate of ye s’d Report,

The Question is whether Col– Robt– Daniell is a Proper Person to Go Comandr in Cheife of our forces To St Augustine Carried in the Negative/
On ye further Debate who is a fitt Person to Goe Command in Cheife of ye s'd forces to St Augustine/
Resolved that the Rt Honorable James Moore Esq Governor be Addressed by this House, to Goe Commander In Cheife on the s'd Expedition and yt m'r Henry Wigington Draw ye same,
The House Entering into further Debate of yt Report/
Resolved
That no Less Then 350 white menn are thought fitt to Go upon this Expedition/
Ordred yt: ye- Debate of ye method how to Raise menn, if the s'd numb'r of 350 fall Short, Be Referred To Munnday next
Resolved/
That all persons that Goe on this Expedition have an Equall Share of all Plund'r: Taken by them, And that no Command'r, have more then a Common Share/
Resolved/
That any Absconding or deserting after he hath Enlisted him Selfe to Goe on s'd Expedition, be fined in the Sum of Tenn Pounds— And in Case he be not able to Pay the s'd fine to be Sold Serv't Till the s'd Sum of Tenn Pound be Raised,
Resolved/
That Tenn Vessells at Least are Sufficient for this Expedition,
Resolved/
That there be Power in the act for Pressing Shipps, Vessells, Boats, Periaugrs, Canoos amunition and armes, wth Spades, Shovells, and all other habilliments of warr necessary for the s'd Expedition/
Resolved/
That if the money Raised for this Expedition fall Short, that further Care Shall be taken to Raise money to Pay for ye Charges of the Same,
The Question is whether the Sum of Two Thousand Pounds Shall be Raised To Carry on this Expedition/
Carried In ye affirmative,
Resolved that the s'd Sum of 2000£ be Leaveyd on Reall and Personall Estates, and on Places & offices of Trust/
Resolved That a Bill be drawne accordingly And yt w'm= Smith Esq'r and m'r Henry wigington Do Prepare ye s'd Bill, and Present the same to this House on munday next,
m'r: Henry Wigington ordered to Draw up an address to ye governor Presented the s'd Address to this House
Ord\(^d\): That the same be Read, ordered \(y^t \ ye \ s^d\) address be engross'd and Entred in the Journall of this House, and \(y^t \ Mr\) Speaker Signe \(y^e\) Same,

To \(y^e \ Honble\): Jam: Moore Esq: Governr: of all \(y^t\) part of the Province of Carolina that Lies South & west of Cape Fear

The humble Addres of the house of Commons.

May it pleas yo\(^r\) hon\(^r\):

Pursuant to our firm & Constant Resolucon of vigorously Carrying on our designe against \(S^t\): Augustine we have taken into our Serious Consideracons the Qualifications absolutely necessary and which are to be Required in a \(\mathbb{P}\)son who shall go Comander in Chiefe over the parties of men who are to be Imployed in the afores\(^d\)— Expedicon And haveing tur'd our Eyes Round about us we can find no \(\mathbb{P}\)son so every way Capable as your Hon\(^r\): If your Hon\(^r\): think fitt to be our Cheife Comander in this p'sent \(Vnde\)takeing; Yo\(^r\): Hon\(^rs\): Courage Experience and Conduct, on which in affairs of this Consequence depends no less than the preservation of this hopeful Colony, Sufficiently prompts us to address you at this Juncture & being so well assured of the Justice of our Cause, we cannot in the Least doubt of all Imaginable Success

and for \(y^e\) other officers, we leave them to be appointed by yo\(^r\) Hon\(^r\):—

Ord\(^d\): That the Committe, Appoynted to meete \(w^th\) a Committe of \(y^e\) uper House, Do Present the \(s^d\) Address/

Ord\(^rd\)= That The Committe, Appoynted to Supervise \(y^e\) Con-stitutions, Make Report thereof to To morrow Morning/

The House adjourned Till 9 oth' Clock to morrow Morning

Saturday, August \(y^e\) 29\(^th\) 1702

The House mett according to adjournm\(^t\):

The Messengr Informed m\(^r\) Speaker of A Message from \(y^e\) Governo\(^r\)— by m\(^r\) Mosely

Ord\(^r\): that the \(s^d\) Message be Rec\(^d\): & Read

Read the \(s^d\) Message, from \(y^e\) Honobl\(^e\) \(y^e\) Govern\(^r\)— in answ\(^r\): to \(y^e\) address Sent his honor yesterday

Ord\(^rd\) \(y^t \ y^e \ s^d\) Message be Entred in the Journall of this House/ Mr: Speaker & Gent:

I hartily thank you and very much Value my selfe for the good opinion by yo\(^r\): Adress of yesterday you have been pleased to lett me know you have of me, but am much troubled that
my Circumstances in the Governm: will not permit me to Comply with you, for on an unquestionable Right of Governm: (which in my absence I can see no Certain Rules for) depends the defence & Safety of this Colony as much as on the Success of ye Expeditions against St.: Augustin; Men enough of prudence, Loyalty, Courage, Conduct and Interest offer themselves for this Service And none but such, you may be assured I will intrust in any office, Its: my Right as Comander in Chief; to appoint all Military officers And I have no Reason to doubt but you acquiese in it, Pleas gent to beleive that its no Respect to my fson or private Interest but the Insuparable difficulties of the Governm: that forces me not to Comply with you. If any fson or member of your House Inform’d you that I sent to you the Names of the Officers for the Expedition; That you might approve or disapprove of any of them; They misinformed you; Nor did the Comitte tell me they desired that List of me for that End—

Ja Moore—

The House Entering into the debate of said Message,
The Question is whether the following Question shall be ye Question/ Carried in ye negative./
The Question is whether this house Shall address ye Governo to name ye Commandr in Cheife, in this Expedition, before this house Proceed further in Raiseing money to Carry on ye Same/
The Question is whether this House shall cied upon ye Buis-ness of ye Expedition against St.: augustine Leaveing it to ye Governo. to Name the Commander in Cheife. Carried in ye affirmative
John Ash Esq: Capt Thomas Smith Mr Georg Smith & James Gilbertson
Dissents from ye fore Goeing Question for These Reasons, vizt The House yesterday Resolved yt Coill- Daniell was not fitt to be Commandr: in Cheife, now Should his honor not wth Standing think fitt to make him So, we shall be oblidged to Go on in the Engauging our money our Lives & Liberties undr ye Con-duct of a man whome we have thought unfitt therefore, And not only wee but the Last Assembly (for his Insolence and voy-olence as they Say) thought unfitt Either to be a Coill- of a millitia, or to Sitt at the Councill Boards,
Ord: That The Committe Apoynted to Supervise ye Con-
stitutions, make Report To this House on Munday next.
The House adjourned Till Two ot'h Clock in ye afternoone on
Munday next/

Munday August The 31st: 1702/

The House mett According to adjournment.
Ann fferdinando according to order Gave Information to this
House of Her Knowledge of St: Augustine—
Mr Trott & Mr Wiginton ye Committee to Supervise ye Con-
stitutions &c Reports as followeth/

Wee find that our late Sovereign Lord King Charles 2d, in his
Royall Charter, bearing date the 30th- day of June in the 17th:
yeare of his Reign, Did Give and grant unto the Honoble:
the Lords Prop.rs— of the Province of Carolina Ample Rights, Juris-
dictions, Privilidges, Prerogatives, Royalties, Liberties, Imuni-
ties and ffrenchises for the Good and happy Goverment of the
Said Province and ye: people there inhabittting or to inhabitt;
and of his Especiall Grace towards ye. Sd. People in the Said
Charter hath made Provision, That the Said Lords Prop.rs—, have
full power and Authoritye to make and Enact and under ye:
hands and Seales to publish any Law & Constitutions whatsoever
Either appertaininge to the Publick State of ye. Said whole
Province or to the Privite Utility of particular persons accord-
ing to their best discretion by and wth- ye. advice, assent and
approbation of ye. ffreemen of ye. s'd. Province—

That ye. Said Originall Charter is ye. only true Basis from
by and according to which other Laws, methods and Rules of
Goverment which any wayes Concerne the Peoples Lives and
their Liberties, ffreeholds, Goods or Chattles of ye. Inhabit-
tants of this Province, Ought or Legally can be taken Derived
and Enacted.

That the Said Charter particularly and Expressly provides for
our Civill Liberties ffreedom in matters of Religion and Con-
sience is thereby Given to us, by and under the Lords Prop.rs.
Consent.—

That the Constitutions of which we are to Consider make
(and) Sett up an Estate Different and distinguished from the
Lds— Prop.rs— & the Comons House without whose Consent noe
Law shall or may be Enacted, which is Called in the Said Con-
stitutions, the Upper House, Consisting of the Landgraves and
Casiques, who being Created by yr. Lordshipps Letters Pattents, Are also a middle State between the Lords and Comons, which Constitution we Cannot find that it any wayes Contradicts the Said Charter

We find that the 22d Article in yr. Constitutions, manifestly Interferes wth- our Jury act, now in fforce

That all other articles in the Constitutions are as neare & agreeable as may be to the Said Charter or at Least, no wayes Repugnant to it/
The House entred into ye debate of ye s'd report & ordered ye Charter to be Read which was Read accordingly

The House ordered ye Last Constitutions sent here by ye proptrs to be Read which were Read accordingly

The Question is Put whether This House is of opinion that the Constitutions Now before us Are valid being Enacted by us Since Severall of the Proprs-- are Dead that Signed the Same.

Carried In The affirmative

Ordered that the Said Constitutions be Read Again And De-bated parragrafe by parragrath to morrow morning

Ordered that the debate of Priviledges and Elections be referred till Thursday

Ordered that all Comittees To whome bills were committed Lay the S'd— bills Before this house to morrow—

The House Adjourned Till Nine of the Clock to morrow morning

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Tuesday/ Septemb'r ye first 1702/

The House mett according to adjournment

The Comitte Appoyned to Prepare a Bill To Raise ye Sum of 2000£ for ye Expedition agst S't Augustine Presented The Same to This House And was Read The first Time & Past wth Amendm'ts

Ordrd That Cap't James Risbee & m'r Serurier Smith & maj'r- w'm— Smith Present ye Same to ye governr & councill

m'r Speaker Informing this House that The Rt Honobl'e- The Governo'r: Comanded him to acquaint This House y't: ye governr to prevent all Jealousy amongst us & since this House so much covetts his presence against s'nt augustine has Resolv'd to Head our Forces provided this House will concurr with them so to settle ye govermt y't there may be noe dispute of ye same in his absence
Ord\textsuperscript{rd}: That The Thanks of this House be Returned his Hono\textsuperscript{r}: for his advice of his Resolution of his heading our forces against St Augustine, And y\textsuperscript{t} that House is Ready to Concurr with his Hono\textsuperscript{r}: in Settling ye Governm\textsuperscript{t} in his Absence, Ord\textsuperscript{rd}: That an Address be drawn accordingly And y\textsuperscript{t} m\textsuperscript{r} Henry Wigington Draw ye Same & Present it to this House m\textsuperscript{r} Henry Wigington presented ye 3d adress.

ord\textsuperscript{rd}: y\textsuperscript{t} ye same be Read, which was accordingly Read ord\textsuperscript{rd} y\textsuperscript{t} the Same be Ingrossed, And that it be Entred in the Journall of this house and that m\textsuperscript{r} Speaker Signe the Same Ord\textsuperscript{rd}: that Cap\textsuperscript{t} Tho: Smith John Ash Georg Logan Serurier Smith Esq\textsuperscript{s}: & m\textsuperscript{r} Henry Wigington & m\textsuperscript{r} Beresford Do Read & Present ye Same to the Governo\textsuperscript{r}=

To the Honoble-- James Moore Esq\textsuperscript{r}-- Governo\textsuperscript{r}-- of the Province of Carolina--

The Humble Address of the House of Comons--

May it please yo\textsuperscript{r}-- Hono\textsuperscript{r}--

How much yo\textsuperscript{r}-- Hono\textsuperscript{r}-- has Revived and Encouraged us.-- Vigorously to promote, our present designe ag\textsuperscript{t} St. Augustine by your generous and noble offer by m\textsuperscript{r}-- Speaker of yo\textsuperscript{r}-- Esq\textsuperscript{son} to Head and Comand our forces to be Raised for that purpose is a Subject fitter for Contemplation then Discourse, and we the Representatives of the People of this Province doe think itt our bounden duety to Returne you our harty thanks, first, for adviseing us to undertake Soe brave an Enterprize, and next for your mighty Condescention in Comanding in it.

It Is true, when we first addressed yo\textsuperscript{r}-- Hono\textsuperscript{rs}.-- to take uppon you to be Comander in cheife in this Expedition we had uncomon ffears of the Dangers and Hazards you must necessarily encounter withall, and the Safety of your person was not the Least of our Concerne, but when we Reflected, that our probable Success depended uppon your Courage and upon your only Conduct, we were even unwillingly desirous to have you for our Comander--

The Peace and good and happy Government of this Collony at this time, we all greatfully Acknowledge to be Oweing to your prudent managem\textsuperscript{t}-- and Deep Inspection in matters of vast Import and great Consequence, and the Same good adminis-tration of Goverm\textsuperscript{t}, may Continue with us dureing yo\textsuperscript{r}-- Hono\textsuperscript{rs}.-- absence we Humbly Intreat yo\textsuperscript{r}-- Hono\textsuperscript{rs}.-- to take that pru-
dential Care and Regard of us, to leave your Government in Such hands from whom we may expect, as near as may be the Same Good Government, and if to the Settling, Strengthening and Confirming Such person or persons who shall Represent you in this Government during your absence, we can any ways Contribute, we Intreat your Honour to Communicate to us the ways and methods of doing it, which we question not Readily to Comply and for your Honour's, good and Prosperous Success, in this present undertaking shall Devotely Pray and:

Job How Speaker—

ye Members appointed to Deliver the sd Address, to his Honour's Reports,

That they had Delivered ye Same and that his Honour told them he would Give them An Answer to Morrow morning According to the order of the Day The Constitutions were Reade—
And the House Entered into the Debate of them paragraph by Paragraph The Question is whether the sd Constitutions Shall be ordered a Second Reading Carried in ye Negative

Ordnd That Mr Raven have Leave to Go into ye Country his wife & Sister being very Sick,

Adjourned till 8 of ye Clock to Morrow Morn

Tuesday Septembr ye 2d 1702/
The House Mett according to Adjournmt
Mr Speaker being Informed That ye was a message from ye Governor & councill by Mr Secretary Allen/ Ordnd: That ye sd message be Read= Mr Secretary Allen Presented the Bill to Raise 2000£ being Read once in ye upper house
And Allso Informed This House That ye Governor— and Council Desired Mr Speaker and ye House to Attend Them as Soon as Possible they Could./

ordered ye noe Bill sent by this House to ye governr and council & by them interlind be Received

Ordnd= That The Committee Appoynted To Prepare a Bill for the Raiseing 2000£ for ye Expedition against St Augustine, Do Againe Take the sd Bill, And make Amendments: therein And Present the Same to this House To Morrow morning,
The House Adjourned Till 9 o’th Clock To morrow Morning Thursday The 3d. of Sept 1702

The House mett according to adjournment
A Message from ye Governo: & Councill by m:r Mosely Dep: Secy/
in Answer to the address of this House to his Honore: on ye first Instant,
ord’d ye the Same be Rec’d and Read, which accordingly was Read, and is as followeth,
Mr— Speaker and Gentlemen—

The good opinion you have of my Conduct in the designed Expedition against S: Augustine Soe much Encourages me, as that nothing but delay can make me doubt of Success.

Please therefore Gentlemen to Expedite your part, That I may take Such measures as will best Conduce to dispatch the time of the Yeare; The Circumstances of the Enemie, and our owne, Require Expedition; Please therefore to intend this Only till you have perfected it, next to your Good opinion, dispatch will Encourage me most; I will to morrow lay before you, the way, I think Best to Settle ye. Goverment till my Returne, & take your Advice and assistance to doe what you shall advize to.

James Moore—

Resolved/
That This House will Address ye Governo: and Councill to Appoynt a Day of Humilation And Prayrs: Throughout This Province for ye Good Success of our forces against S: August- tine,
Resolved that the Debate of Priviledges and Elections Be Re- ferred till munday next
The Comittee appointed to make amendments In the Bill for Raising Two thousand pounds &c— received The Same to ye. House.
Ordered that the Said Bill with amendments Be reade which was Read accordingly.
Ordered that the s’d— Bill be againe Comitted to be Read to morrow,
Read the first time and past wth— amendm’s— a Bill for Erect- ing a Generall Post office

The House adjourned till to morrow nine of the Clock
ffryday The 4th of September 1702/

The House mett according to adjournm't:
Read the Second time a Bill for Raiseing the Sum of Two Thousand pounds for Carrying on the present Expedition against St. Augustine and past with amendments.
The Question is put whether the above mentioned money Bill shall now be Sent to the Gov'r & Councell for their perusal. Carried in The affirmative——
Read a Bill for Erecting a Generall Post office Second time and past with amendments.
Ordered that Coll Ste: Bull and Mr. Serrurier Smith doe Carrying the following address to the Gov'r and Councill, And that Mr. Speaker Signes the Same——
To The Honorable: James Moore Esq'r: Govern'r: and the rest of ye Honorable: ye Deputy's: assembled in Councill.—
May it please yo'rs: Honorable:—
Our House haveing Resolved that yett there is noe mediate Estate Constituted Betwixt yo'rs: Honorable: and the Rest of the Honorable: ye Deputy's: were Councillors and us, and this haveing been Publickly Acknowledged by yo'rs: Honorable: wee were Surprised at Receiveing a paper from you this Day Entituled a Bill for avoiding Disputes about the Power of the Govern't, whilst yo'rs: Honorable: is heading our forces against St. Augustine: and Sd: to have been Read once in the upper House, This as a Bill we cannot Receive But as advice from Soe Good Councill, gladly & Persuant to it, this House Resolve to Draw up a Bill with all Expedition which we hope To offer to Yo'rs: Honorable: to be by yo'rs: consent made an Act, and for Dispatch and to Show how Desireus we are of yo'rs: Councill wee have Sent for yo'rs: Perusall our money bill as it hath this Day Passed the Second Reading——

Job How Speaker

Read a Bill for the better Settleing ye Pylottage The first time and past with amendments. and alsoe ordered a Second reading
Read a Declaratory Bill to prevent disputes about the Power of the Govern't &c the first time and past with amendments, and ordered a Second Reading
Mr. John Stanyarne being Indisposed in his health hath Leave to goe home.

The House adjourned till 7 of Clock to morrow morning——
Satterday Sept. ye, 5th— 1702/
The House mett according to adjournment—
A message from the Governo— and Councill by mr— mossley 

Ch— is as followeth viz—
Mr— Speaker and Gentlemen—
Wee Know not what you mean by your message Yesterday (viz.) that you had read more bills, then that you Sent us, that yo— Clerke had them, and that if wee had a mind to See them, we might Send to him for them, we Guess it may be that you would Lett us Know, that you are not obleidged to send any bills to us before you have read them three times which we acknowledge to be the Practice of the house of comons in England, butt foresee, If you leave off that practice which we owne hath been So, not of Right butt for Conveniency only, you will Spend much more time then usall about passing of Bills, and feare they will not be Soe well done, and will not Soe well mainetaine that good Understanding between us, Ch— the mutuall and freindly advice by a Concurrent reading and mending of Bills hath done, we therefore hope you will Con- 
tinue to Send your Bills as you have been used to doe, till you find an Inconveniency in itt

Ja: Moore

The House Entering Into Debate of the 3d— message
The Question is put whether this House shall Send the Bills 

now before us to the Governo— and Councill as formerly

Carried in the affirmative—

Ordered that mr— Serurier Smith and James Risbee Esq— pre- 

sented to the Governo— and Councill those Bills viz:
A Bill for Erecting a Generall Post office, an Bill for Settle- 

ing the Pylottage and a Declaratory Bill for Settleing the 

Goverment &c—
Ordered that the Bill for raiseing ye. Sume of 2000£ be En-

grossed 
A Declarotary Bill to prevent disputes about the Power of the 

Government Read a Second time and past wth— amendments 
A Bill for the better Settleing The pylottage Read the Second 

time and past wth— amendments
The House adjourned till munday Two of the Clock In the 

afternoone—
Septembpr the 7th 1702/

Munday In The afternoone/
The House mett according to Adjournmt/

Ordrd: That w^m^: Smith Esq^r^ & m^r^ Serurier Smith Do Cary y^e^ Declaratory Bill to prevent disputes about the Power of y^e^ Governmt^t^ & The Bill for Errecting a Generall Post office to the Governor & Councill for a Seccond Reading
The s^d^ memb^rs^ Reports that they have deliverd y^e^- s^d^ Bills/
The Question is whether the acts for Laying an Imposition on Liquors &^a^a^ Imported into and Skins and furrs Exported out of this Province shall be Continued,

Carried in y^e^ affirmative
A Continueing & Reviveing Bill Read the first Time & Past w^th^ amendm^ts^.

Ordrd/

That m^r^ Surier Smith & Maj^r^ Colleton, Do Cary y^e^ s^d^ Bill to y^e^ Governo^r^ and Councill for y^e^ first Reading,
And y^e^ Bill for Pylottage for a second Reading The s^d^ memb^rs^ Reports y^t^ they have Delivered y^e^ s^d^ Bills/

Read An Act for Raiseing y^e^ Sum of 2000£ of & from the real & personall Estates &^e^a^: of y^e^ Inhabittants of this Province, on An Expedition ag^st^– St Augustine Read y^e^ Third Time and Past into a Law/
Ordered/

That Cap^t^ James Risbee Do Carry y^e^ s^d^ Bill to y^e^ Governo^r^ & Councill for their Third Reading/
The s^d^ Membr^ Reports that he hath Delivered y^e^ s^d^ act,
Read A Bill for y^e^ more Effectuell Preventing the Seas further Encrochmt^t^: upon y^e^ wharfe at Charles Town, The first Time & Past w^th^ amendments,/
ordrd– That y^e^ Debate of Priviledges & Elections be Referred Till tomorrow/
The House Adjourned Till 9 ot'h Clock to morrow morning/

Tuesday September 8th– 1702/
The House mett according to adjournment—
Mr^r^–. Secretary allin brought from the Gov^r^– and Councill these following Bills viz^l^: a Declaratory Bill for Settleing the Govern^t^.
&^a^a^– a Bill for Settleing the Pylottage, and a Bill for Erecting a Post office, haveing been read a Second time
The aforesaid Bills are ordered to be Engrossed.—
Ordered that Cap't James Risbee and m'r— Henry wigington doe Carry unto the Governo'r— and Councill a Bill for the more Effectuall Preventing the Seas farther Encroachment— upon the wharfe in Charles Towne for ye: first Reading—
The s'd. members doe Report that they have delivered the s'd— act
A Bill for preventing the Clipping and Coying of our Spanish Silver and Rendering the Same more Current Read the first time and Rejected—
Cap't John Collings brought from the Governo'r— and Councill a Continueing and Reviveing Bill past the first time—
Read a Continueing and Reviveing Bill a Second time and past w'th— amendments.
The question is whether ye act for encourageing ye killing & destroying of beast of prey &c shall be repealed
       carryd in ye affermitive
ordered yt a clause be drawn accordingly
The Question is whether the S'd— Clause shall be added to the Reviveing & Continueing Bill
ordered the s'd— Act be Sent to the Governo'r— and Councill for a Second Reading by Cap't Thomas Smith and Cap't w'm— Brokhurst
A Declaratory act for avoideing Disputes about the Power of the Governm't. whilst the present Governor— is Heading our forces against St. Augustin Read the Third time and past into a Law.—
Ordered—
That Cap't James Risbee and m'r— Serrerier Smith Doe Carry the S'd— act to the Governo'r— and Councill for their third Reading—
The S'd— members doe Report that they have delivered S'd— Act—
Ordered that Daniell Callihan have Leave to Depart about his necessarie occasions, without giveing any farther attendance uppon this House.
Read an act for Erecting a Gen'l. Post Office The Third time and past into a Law
Ordered that m'r— Serurier Smith Doe Deliver the s'd— Act to the Governo'r— and Councill for their third Reading—
That the Debate of Priviledges and Elections be Referred till Satterday next.—
Uppon motion of Sundry members of this House, That ye Reasons of Joshua Brinan being Sent for to Charles Towne by Order of the Governo may be Enquired into
Ordered that m– Henry Wigington doe Examine into all matters relateing to the Premises and Report thereof Doe make to this House to morrow
The House adjourned till to morrow nine of the Clock in the morning—

Wednesday September 9th– 1702./
The House mett according to adjournemt.
The House Entering into Debate of the act for Preventing the Seas farther Encrochm upon the wharfe of Charles Towne—
The Question is whether a Clause shall be drawne to Repale the abovesaid act.
Carried in the affirmative
Read the sd Repaleing Clause the first time and past wth– amendments—
The Question is whether the Said Clause shall be Added to the Continueing Reviveing and Repaleing Bill.
Carried in ye. affirmative
Ordered that the Continueing Reviveing and Repaleing Bill be Engrossed—
Ordered that Nicho: Trott Esq– and Cap James Risbee doe attend the Governo– and Councell and Request them to Send to this House The Bill for Preventing the Seas farther Encrochm upon the wharfe of Charles Towne, now before them—
An act for the Better Settleing of the pylottage Read Three times and passed into a Law.
Ordered that major– w– Smith and m– Joseph Ellicott doe Carry the Said act to the Governo– and Councell for their third Reading
The sd. members doe Report that they have delivered ye. sd. act
m– mossley brought from the Governo– & Councill a Bill for the more Effectuall Preventing the Seas farther Encroching upon ye. wharfe of Charles Towne, Read the first time and Rejected.
Ordered that major Benja: warring and Nicholas Trott Esq. Doe Carry the Clause, for Repealing the act for the Preventing ye Seas farther Encrochments upon ye wharfe of Charles Towne to the Govr and Councill, for their first Reading. The s- members doe Report that they have delivered the above Clause The House Entering into Debate of draweing a Bill to pay each member of this House attending Soe much £ day as this House Shall think fitt, out of the publick Treasury The Question is whether Such a Bill as aforesaid shall be prepared Carried in the negative—
Mr. mossley presented the following message to this House from ye Govr & Councill The House Entering into the Debate of the above message The Question is putt whether the Clause for Repealeing Annulling and Revokeing an act for preventing the Seas farther Encrochment upon the wharfe of Charles Towne, shall be Engrossed in the Countinueing Reviveing and Repealeing Bill Carried in ye negative—
Read the Reviveing Continueing and Repealeing Act The Third time and past into a Law—
Ordered that mr. Serurier Smith doe deliver the aboves- act to the Governo and Councill for a Third Reading—
The s-d member Reports that he hath delivered the s-d act— The Question is whether a Clause shall be drawne to give the persons Concerned in Building ye front Line Twelve moneths more then is Limited in the act for preventing the Seas farther Encrochment upon the wharfe of Charles Towne Carried in the affirmative

Ordered that a Clause be drawne accordingly—
Read the abovesaid Clause the first time and past wth- amendment—

The following reply from the Council was evidently presented by Serurier Smith as the original scrap of paper (mutilated) is still lying loose between the leaves of the journal:
Mr. Speaker
We Beleive itt highly enient that the Wharf wall be near And Erect uniformly as the pres Act directs And Ad[break]ed are willing that one year's time for [break] thereof as by law is Appointed may b[break] to the persons Concern'd more than by the Act is allow'd And shall readily Concur with you to putt a Clause to the Continuing reviving And repealing Bill now before you, for that act
Ordered that m²— Serurier Smith doe Carry the said Clause to the Governo²— and Counciell for a first Reading
The Said member Reports to this House that he hath deliv'd. sᵈ— Clause Read yᵉ sᵈ Clause yᵉ 2ᵈ Time & Past,
Ordered that mᵗ— Henry wigington doe draw an address to the Govr—and Counciell to appoint a day of Humilliation
According to the order of the Day mᵗ— Henry wigington doth make the following Report &c—a—
That Joshua Brinan was, the time last before this, Sent for to Charles Town by yᵉ. Governrs Order, and after Examination of him made by the Governr— & Counciell, they thought fitt to Cause him to Enter & he has Enter'd into a certain Obligation wᵗ. two Sufficient Securitys in yᵉ. Sum of One Hundred pounds Currᵗ. money, payable to the Palatine &cᵃ. or their Receivᵗ. for the time being, wᵗ. Condition thereunder written, That the sᵈ. Joshua shall go to yᵉ Yamasee's and gett in his Debts, but shall not Trade with yᵐ, nor go to yᵉ. Spaniards nor Misbehave himselfe dureing yᵉ. time he remanes amongst the sᵈ. Yamasees.

The sᵈ. Joshua Brinan this last time, was Sent for down by yᵉ. Governr, at yᵉ Request & Instigation of this House upon Information yᵗ. yᵉ. sᵈ. Joshua was a Papist & otherwise Suspected to have a Design of going to St. Augustine but the sᵈ. Joshua offers, besides the foremention'd Obligation, to take all such reasonable & proper Oaths, wch. this House thinkes fitt to Tender to him.

Ord⁹ᵈ— The Clause To Give 12 months Longr Time to the persons Concerned in building yᵉ wharfe Line, (To build yᵉ Same,) be Ingrossed in yᵉ Continueing Reviveing & Repealeing act,

Ord⁹ᵈ/

That the Messenger of this House Do Summon all yᵉ Constables of Charles Town, and mᵗ wᵐ— Harvey to attend this House to morrow morning, And yᵗ mᵗ Speaker Do Repremand yᵉ said Constables for their Past negligence in not Putting in force yᵉ negro act as therein they are Required, And Allso Give them Strict orders to performe their Duty Required by yᵉ said act And Likewise Check yᵉ sᵈ Harvey for Suffering Caballs of negroes at his house on yᵉ Neck Called yᵉ Rat Trap,
Ordered that mᵗ— Speaker in behalfe of this House address the Honoᵇле—. the Govr— that their may be a proclamacon Issued out to enforce the act for the better ordering of Slaves to be more punctually observed./
Cap† w&m— Davis and Cap† Wilkinson Informed this House of a negro man of m'r— John Williamson's who is now in Irons at his masters House for threatening that he w'th— other negroes would Rise and Cutt off the Inhabitants of this Province.— Ordered that m'r— Henry Wigington and W&m— Smith Esqr— Doe acquaint the Hono'bile— the Gov'r— and Councill of the aforesaid Information, and that the s'd negro and his master and mistress be Sent for by them, or otherwise this House will take Care to Send for them w'th— all Expedition
The s'd. members doe Report that they have delivered the S'd— message
The House adjourned till 5 a Clock in the afternoone
The House mett according to adjournm't in the afternoone—
The House adjourned till to morrow morning 9 of the Clock in the morning

Thursday September 10th— 1702/
The House mett according to adjournm't—
Read the Clause to give 12 m° Longer time to the persons Concerned in building the front wall a Third time
Ordered that m'r— Trott and m'r— George Logan doe Carry the 'Said Clause to the Governo'r— and Councill for their Third Reading
And Acquaint them that this House is Ready for Rattifyeca con— The s'd members doe Report that they have delivered the S'd— Clause
According to the order of the Day m'r— Speaker Informes this House=viz—
That he had adressed the Governo'r— to putt forth a proclamacon to Enforce the better observation of the act for the Better ordering of Slaves, and His Hono'r— Comanded Him to Informe this House that he would order Proclamacon forthw'th— accordingly to be read at the head of every Company at this time for the Beating up for volenteers for this Expedition, and Likewise will grant a Com con to Some Gentlemen in Towne to gett Tenn men to Enlist themselves under his Comand to Ride in and about Charles Towne as a pattroll to Disperse and apprehend all negroes that Shall there associate together and alsoe would order the Same to be Done if possible in every Company and Division w'th— in this Govern't m'r— mossley acquainted this House that ye. 
Governo'r— and Council was Ready for Rattifyecation when they please to attend them——

According to the Order of the Day m'r— Harvey attended this House, and m'r— Speaker by the order of this House Gave him a Check for Suffering Such Caballs of negros at his Plantation called the Ratt trapp, upon which he promised to take Care for the time to Come.—

According to the order of the Day The Constables of Charles Towne attended this House, And m'r— Speaker gave them Charge to See the act for the better ordering of Slaves Upon the Comp't. of m'r— James Burt on of the Constables of Charles Towne to this House that Jack Jones a free negro and Rebecka Simons a mallato be taken into the Custody of the s'd— Constable till discharged by Law——

According to the order of the Day m'r— Henry wigington presented the following Addresse to this House for their approbation

Ordered that the s'd— address be Read and Engrossed which was done accordingly.

Ordered that m'r— Speaker Signe the Same, and that it be Entred in the Journall of this House which is a followeth,

To the Honoble. The Governo'r— and the Honoble. The Deputys————

The Humble address of the House of Comons——

May it please yo'r— Honors—,

Since it has been the Practice of all Civillized Nations to Implore the blessing of almighty God on all Their most necessarie undertakeings——

We The Comons assembled Think it is as pious as absolutely necessarey that a day of Humiliation may at this time appointed Therefore Humbly Intreat yo'r— Honors— that a Solmn day of Humiliation be appointed by yo'r— Honors—. to be Kept and observed by all the Inhabittants of this Province before the forces goe forces goe to St Augustine. To Implore the blessing of God in this undertakeing

Ordered that m'r— Speaker the Same to the Gov'r—. & Councill at the Rattifyecation of the acts——

Ordered that m'r— Speaker w'th— the whole House attend the Governo'r— and Councill with the following Acts for their Rattifyecation and that m'r—. Speaker doe first present One Single act w'ch— he Shall Think best, And if the Governo'r— & Councill
Doe Refuse to Ratifye the Said Act presented as aforesd– Then m'r– Speaker wth– the whole House to Returne to this House wth– all the acts—
An act for Raiseing the Sume of 2000£ of and from the Real and personall Estates of the Inhabitants of this Province &cet– for Carrying on an Expedition agt St Augustine
An act for Erecting a Generall Post office.
An act for Settleing The Pylottage—
An Declaratory Act to prevent Disputes about the power of the Governm't while our present Governo'– is heading our forces agt. S't Augustine &cata–
A Continueing and Reviveing and Repealeing act
Mr– Speaker and the House Returned wth– the above acts Ratified by the Governo'– and Councill.
Read the Petition of Charles morgan for being discharged from an action brought agt him by m'r– Robt Seabrooke
Ordered that the S'd– Charles morgan be Discharged from the arrest of the s'd– Robt: Seabrooke, without paying any feese. And that John Collings marshall Doe Imeadiatly Release him
Mr– Speaker Informed this House of a message from the Governo'– and Councill that the white men belonging to the two Southermost Looke outs are desirous to goe on this present Expedition agt– S't Augustine, Butt that his hono'r– was not willing wth–out the Leave of this House to Lett them Goe
Resolved that they have Leave of this House—
m'r– Edwd. mossley brought the following message from the Governo'– and Councill in answere to their addresse—
Att the Councill Board Sep't. 10, 1702/
Mr. Speaker and Gentm./
Wee will Issue forth our Proclamation for appointing a Day of Humiliation in Convenient time as by yo'r. Address you have desired/
Signed ☉ Order of ye Councill
Edward Moseley Cler. Con,
A motion being made by a member of this House to address the Gov'r.– to Give Coll Daniell a Comcon under him in this Expedition.
The Question is whether the following Question shall be Question
Carried in the affirmative
The Question is whether this house shall address the Gov-
erno, if he think fitt to give Coll Rob Daniell a Comission in this Expedition, and to Acquaint the Said Daniell that it is the Desire of this House to accept the Same

Carried in the affirmative

John ash Esq Desents to ye. above Question for this following Reason

Because Coll Daniell haveing not in the Least cleared Himselfe from the Charge or Information given against him to this House of his haveing publickly s'd we should be governed by martiall-Law, if we agreed not this Session, for wch he incur'd the Displeasure of this House As by their Consequent address may appeare therefore I think this address in his favour inconsistant wth the Honor of this House

Ordered that an address To the Governo Be Drawne According to the aforesaid Question—

Ordered that the Said address be Read and Engrossed which was done accordingly.—

Ordered that m— Speaker Signe the Same, and that it be Entered in the Jurnall of this House wch. is as followeth.¹

Uppon Debate of the Report made by m— Henry Wigington Relateing to Joshua Brinan

Ordered that the Said Joshua Brinan be discharged from Giveing any farther attendance on this House at this time.—

a message from the Governr and Councill by m— mossly acquainted this House that the Governr and Councill was adjourned till 4 of the Clock in the afternoone Desireing this House to attend them at the houre aforesaid

The House adjourned till 4 Clock in ye afternoone—

The House mett according to adjournmt

Ordered that Thomas Rose Clerke of this House doe give ye Constables of Charles Towne Copies of Such acts of assembly as shall have Relation to their Offices—

Mr— Mossly brought a message from the Governo and Councill Requesting m— Speaker and the whole House to attend them Imeadiatly
Which accordingly they did—

Ordered that Tho: Rose Clerke of this House doe Sign the orders for Sumoning of the assessors—

¹No entry was made.
September ye 10th: 1702/

Ord^rd− That there be with all possible Expedition bought for the use of ye Publick, Six Cyprus Periaugers, fourty foot Long and five foot wide, att Least, with Seaventy Eight pair of oars To be Kept, One in North Edistoh, Two near the head of Stono River. And three Near Charles Towne, for the Carrying of men in Case of an Invasion. And that Coll Tho: Broughton, Cap^t John Godfrey and Mr^: Rich− Berresford, or any two of them are Nominated and appointed Comission^rs for the building the said Periaugers and Oars, And that they or any two of them have power by an ord^r: under their hands to the Publick Receiver to draw so much money out of the Publick Treasury as will pay for ye sd− Periaugers & Oars And that this Ord^r: be Sent to ye Govern^r: and Councill for their Concurrance And that Mr^: Speaker Signe the Same./ Assented to in ye uper House

Ja: Moore

September ye 10th: 1702./

Ord^rd− That with all Convenient Speed a Brick house at Least Ten foot wide and fifteene foot Long with a brick Chimney be built in Charles Towne att the South Easternmost part of the point of the firme Land on Ashley River for a Guard house, And that Cap^t Nich− Nary and Mr^: Benjamin Lambell be Comission^rs: To agree with and [word gone] ^sons to build the same And they are hereby Impowered by an Ord^r: under their Hands to ye Publick Receiver to draw so much Money out of the Publick Treasury as will pay for ye Same, And that this Order be sent to ye Govern^r: & Council for their ConCurrance And that Mr^: Speaker Signe the Same

Assented to in ye Uper House

Ja Moore./

September ye 10th: 1702/

Ord^rd−: That a Sufficient Number of Cases be made of Inch board to be placed on ye fort wall in ye Roome of Cannon basketts to defend the soldiers from ye Enemies small Armes & that Cap^t: Nich− Nary and Mr^: Symon Vallentine or either of them be Comission^rs: and have power to hire ^sons to make the said Cases and Cause them to be filled with marsh mud and that they have power by an Ord^r: under their hands to ye pub-
lick Receiver to draw soe much Money out of the publick Treasury as will pay for them And that this Ord'r: be sent to ye Govern'r: & Council for their Concurrence And that Mr: Speaker Signe the same.

Assented to in ye Upper House

Ja: Moore/

September ye 10th: 1702/

Ord'r: That Peter Painter Gunner doe forthwith &cure good & Sufficient Powder Horns, Wires, Rammers, & Spunges for each & ev'ry Great Gun, wch: sd- Powder horns, wires, Ram- mers & spunges shall be paid for out of the Publick Money And that this Ord'r: be sent to ye Govern'r: & Council for their Concurrence of and that Mr: Speaker Signe the same

Ja: Moore/

September ye 10th: 1702/

Ord'r: That Capt Thomas Smith Publick Receiver doe pay out of ye publick money To Thomas Rose Clerke of the House of Comons the sume of Thirty Pounds for Pen, Ink; and Paper and his Attendance on the Sd- House, Two Meetings past, and this Sessions. And for Entering four Acts in ye fair books of petuall & Temporary Acts, for two Coppies of the Militia & Negro act for ye Honble: ye Govern'r: And for Coppying and Ingrossing sev'ral Acts this Session and Entering fair the Journalls of the two Last meetings and this Sessions of Assembly And that the Ord'r: be sent to ye Govern'r & Council for their Concurrence And that Mr: Speaker Signe the same.

Assented to in the Upper House

Ja: Moore/

September ye 10th: 1702/

Ord'r: That Capt Tho: Smith Publick Receiver doe pay out of the Publick Money to Mr: Edw'd-: Bourne Messenger of this House the Sume of Fifteene pounds for his &sonall Attendance on ye Same Two Meetings past & this Sessions of Assembly And that this Ord'r: be Sent to ye Govern'r: & Council for their Concurrence And that Mr: Speaker Signe the Same

Assented to in ye Upper House

Ja Moore/
September ye 10th: 1702/
Ordrd-: That Capt Tho: Smith Publick Receiver doe pay out of the Publick Money To Capt John Collins five pounds for Makeing use of his house & And that this Ord: be sent to the Governr: and Council for their Concurrence And that Mr: Speaker Signe ye Same
Assented to in ye Upper House

Ja: Moore/

September ye 10th: 1702/
Ordrd-: That Capt Thomas Smith Publick Receiver doe pay out of the publick Money Unto Mr: John Buckley Comissionr: of ye Poore, the sume of Sixteene pounds Sixteene shillings & four pence & being the ballance of his account: of disbursements for ye Poore, And that this Ord: be sent to ye Governr: & Council for their Concurrence And that Mr: Speaker Signe the same/
Assented to in ye Upper House

Ja: Moore/

September ye 10th: 1702/
Ordrd-: That Capt Tho: Smith Publick Receiver doe pay out of ye Publick Money To Nich- Trott Esq: the sume of One pound five Shillings being so much paid by him to Capt John Flavell for the fright and other Charges of Sundry Books Given to this Country by Dr: Tho: Bray of London, And that this Ord: be sent to ye Governr: and Councill for their Concurrence And that Mr: Speaker Signe the Same./
Assented to in ye Upper House

Ja: Moore/

September ye 10th: 1702/
Ordrd-: That Capt Tho: Smith Publick Receiver doe pay out of the publick Money to Augustin Smith the sume of one pound tenn Shillings for Ringing the Bell for this Last Assembly during this Sessions And that this Ord: be sent to the Governr: & Council for their Concurrence And that Mr: Speaker Signe the Same/
Assented to in ye Uper House/

Ja: Moore/
September ye 10th: 1702/

Ordrd:- That ye Publick Receiver doe pay to ye Widd- Bill a Very poore Woman Tenn pounds she haveing Undertaken to bring up till it Comes of Age to Labour for its Liveing, a poore fatherless & Motherless Child And to Tho: Perryman Six pound he haveing Undertaken to bring up till it Comes to Age to Maintaine itselbe a poore Motherless bastard Child And that this Ord'r: be sent to ye Govern'r: & Council House of Commons for their Concurrence/
Assented to in ye Lower House

Ja: Moore/

Job: Hows
Speaker/

September ye 10th: 1702/

Ordrd:- That the Public Receiver doe pay out of the publieck Money to Mr: Thomas Rose Clerke of the House of Comons the Sume of six Royalls for Each and every Act Rattified this Sessions, That he shall fairly Transcribe into the sev'all Books of acts, One for ye use of ye Governr: & Council and the other for ye use of the Comons And that this Ord'r: be Sent to ye Govern'r: & Council for their Concurrence And that Mr: Speaker Signe the Same
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