

U. H
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Attorney upon that Retayner to do and if the said Tobias Committed any Trespass or Wrong by colour of the said Execution by undue & the illegal Serving the same whereby the said Jn^o Wright had matter and Cause of a new Action he humbly conceives it was lawful for him the said Jn^o Morecroft to be retained by the said Jn^o Wright as his Attorney to seek for the Redress of the same and so much the rather for it was one part of the Oath of an Attorney that he shall do no Wrong nor suffer any to be done to the Scandal of the Court but if he know of any shall make the same known to the Justices of the said Court, Now this being done by Colour of the said Writt in an illegal & undue manner He humbly conceives he was bound by his Oath to see the same redressed And the s^d John Morecroft further saith that if he offend in such manner as in the third Article of his Impeachment It is Charged to be a Crime Yet as Attorney and Minister of the Provincial Court the Matter was & is only examinable & punishable by the honourable Justices of the Provincial Court Who are his Masters and to which Court he is a Minister, All which Matters and Things the said John Morecroft is ready to averr and prove and prayeth to be dismissed this honourable House with his Costs and Charges by him in this Cause unjustly Sustained
Signed John Morecroft

Upon the hearing of the Impeachment against John Morecroft Gent this House do Vote that the Impeachment ought to have been directed to the Upper House not to the Speaker of the Lower House

2 That Robert Morris nor any other single Person whatsoever cannot in the name of the Commons of Maryland prefer an Impeachment to either House

3 That the Lower House have permitted a Breach of their own Privileges in admitting an Impeachment of one of their Members who was Entrusted by the Commons of Maryland, by a single Person who is no Member of this Province & no ways Employed by the Commons of Maryland

To the first Article of the pretended Impeachment this House doth further Vote that the said Jn^o Morecroft hath fully Answered and that it is no Crime to alledge Wild Street to be in the City of S^t Mary's since if it be illegally done he the said Morris may demurr or move in Arrest of Judgment or by Writt of Error

To the second Article this House doth declare that they know no law by which Attornys' Fees for pleading and Council are Settled so that it is impossible the said Morecroft should be guilty of the breach of them

To the last Article relating to Tobias Wells and Jn^o Wright