

FROM Your House with amendments are not past them with and as your Hon<sup>rs</sup> did not vote the Bill (containing the Gauge of Tobacco &c.) Sent back to your House I suppose we think that you might have reasonably presumed that it was the Opinion of this House that the same should not be passed into a Law which being nearly the same we hope your Honours will send down the Ingressed Bills now in your House in order that this Session may be ended -

Signed by order - M<sup>rs</sup> Macnomara & Lower House  
Sent to the up<sup>r</sup> House by Ed<sup>rd</sup> King and M<sup>rs</sup> Stoughton

Philip Se<sup>n</sup> Esq<sup>r</sup> from the up<sup>r</sup> House Delivers M<sup>rs</sup> Speaker the following Message  
By the up<sup>r</sup> House of Assembly April 9<sup>th</sup> 1736

Gentlemen - However unwilling this House may be in their Inclinations to lay any Imputations of Irregularity on the proceedings of your House; or to suppose you capable of acting in a manner Inconsistent with the good understanding which ought to Subsist between the Two Houses; yet with regret we find by your Message of this day making an Irregular Request in our Message of yesterday by Edmund Jennings Esq<sup>r</sup> and in our Message of this morning by George Walter Esq<sup>r</sup>; and the reason you whether you agreed to our amendments; you refuse to satisfy us in that point And if we had desired the last the proceeding would have been very Parliamentary

The Reason of sending our former Messengers, was because we did not see that Bill sent to our House amongst the Ingressed Bills; but we are convinced that if your House had agreed to the amendments proposed by this House no Parliamentary Usage can justify the not sending the Ingressed Bill unless you will say it is Regular to keep a Bill which has received the assent of Both Houses and leave you should really think there is such a right in either House, We have not sent down the Two Ingressed Bills the one Entituled an Act receiving and Continuing an Act of Assembly of this Province Entituled an Act for the Speedy recovery of Small Debts - Out of Court before a Single Justice of the peace, and the other Entituled a Supplementary act to an Act Entituled an Act for the Tryal of all matters of fact in the Counties where they have arisen or shall arise the Continuance of Lawes in the Provincial Courts, and Adjournment of that Court and for Continuing the same because you may (agreeable to your own Expressions) reasonably presume it is the Opinion of this House that those Bills should not be passed into Laws till this House receive further Satisfaction on the Subject Matter of the above mentioned Messengers.

Signed by order Prop<sup>r</sup> of Upper House  
The House Adjourns until 2 of the Clock in the afternoon  
Post Meridieum The House met according to adjournment the Members were called over all present as in the morning - Nothing of Business being before the House - The House Adjourns until to Morrow morning at 9 of the Clock -

Saturday morning April the 10<sup>th</sup> 1736 The House met according to adjournment The members were called and all present as yesterday except Capt<sup>n</sup> ...  
Edmundson M<sup>rs</sup> Needler Capt<sup>n</sup> Woolford and Ed<sup>rd</sup> Ball

The following Message By the Lower House of Assembly April the 10<sup>th</sup> 1736