

And your Committee have the Satisfaction of seeing their Sentiments on the Subject strongly confirmed by the Proceedings of the several Branches of the Legislature in the Year 1715 and 1716, all agreeing in the Application of Fines, Forfeitures and Amerciaments, to public Uses, as may appear by Extracts taken from our own Journals, and annex to this Report.

And your Committee do find, by the Estimates laid before them, in Consequence of an Address to his Excellency the Governor, that the Twelve-pence per Hoghead Duty on Tobacco, for Seven Years, from the 29th Day of *September*, Seventeen Hundred and Fifty-nine, to the 29th Day of *September*, Seventeen Hundred and Sixty-five, both inclusive, amounts in the Whole, to the Sum of Nine Thousand Two Hundred and Sixty-three Pounds One Shilling and Four-pence Halfpenny Sterling; and that the Fines and Forfeitures, received from Michaelmas Seventeen Hundred and Fifty-three, to Michaelmas Seventeen Hundred and Sixty-three, both inclusive, amount in the Whole, to the Sum of Forty-two Pounds Twelve Shillings and Eleven-pence Sterling, and Fifteen Hundred and Eighty-six Pounds Seven Shillings and Seven-pence Current Money; and that the Provincial Amerciaments, from the Year Seventeen Hundred and Fifty-nine, to the Year Seventeen Hundred and Sixty-five, both inclusive, amount in the Whole, to the Sum of Forty-two Thousand Nine Hundred Pounds of Tobacco.

Your Committee beg Leave to inform the Honourable House, that, so far as they have prosecuted their Enquiry, with Respect to the Twelve-pence per Hoghead, claimed by the Lord Proprietary of this Province, they are of Opinion, that the same has been taken, and received from the People, without any just Foundation, or existing Law, to support it; tho', in Order to a fuller Investigation of this Matter, and to afford the House the requisite Satisfaction of the Grounds whereon they have formed their Opinion, a longer Time, and further Inspection of the ancient Laws, Records, and Journals, are conceived to be absolutely necessary.

Your Committee have therefore thought proper to bring in this separate Report, chiefly relative to the Fines, Forfeitures, and Amerciaments, hoping that the Length, Importance, and Difficulty of the Work, will excuse them, at present, with Regard to the Twelve-pence per Hoghead.

All which is humbly submitted to the Consideration of the Honourable House.

Signed per Order,

HENRY WILKINS, Cl.

EXTRACTS from the JOURNAL of the LOWER HOUSE of ASSEMBLY.

The following Message being prepared, is ordered to be entered, *viz.*

By the HOUSE of DELEGATES, *May 5, 1715.*

May it please your EXCELLENCY,

BY an Act of Assembly of this Province, entitled, *An Act for Amerciaments in the Provincial and County Courts*, made the Twenty-third Day of *September* 1704, all Amerciaments in the Provincial Court are to be employed as the Governor and Council think fit; but, it not appearing to this House, how the same have been employed, or that they have been accounted for since the passing that Act, humbly pray your Excellency will order an Account of them to be laid before us this Session.

Signed per Order,

THOMAS MACNEMARA, Cl. Lo. Ho.

Sent up to his Excellency the Governor by Capt. *Dent*, and Mr. *Harrison*: They return and say they delivered the same.

Col. *William Whittington* from the Honourable Council, delivers to Mr. Speaker, the following Message, *viz.*

By his EXCELLENCY the GOVERNOR and COUNCIL, in ASSEMBLY,
May 5, 1715.

GENTLEMEN,

ON Receipt of your Message, by Capt. *Dent*, and Mr. *Harrison*, his Excellency has been pleased to enquire how the Provincial Amerciaments have been disposed of, and was informed by the Clerk of this Board, that, by an Order in Council, made in his Excellency Governor *Nicholson's* Time, the said Provincial Amerciaments were settled on the then Clerk of the Council, Mr. *Henry Denton*, the better to enable him to keep a Clerk, and, afterwards, upon the present Clerk's coming into the Office, he had Execution granted to him at Two several Times for them, once in his Excellency Col. *Blakiston's* Time, and once during Colonel *Seymour's* Government; by Virtue whereof he has received a small Quantity of Tobacco, scarce worth his Trouble and Charge in making them out to the several Counties, and will be ready to render an Account of what he has received thereof.

Signed per Order,

W. BLADEN, Cl. Council.

With which the House is satisfied.

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