

out of the Impost Duty But we wish for the Sake of that Good U. H. J. Correspondence w<sup>ch</sup> is necessary to be preserved between the two Houses, that you had not given us Just grounds of bringing the same Charge ag<sup>t</sup> y<sup>r</sup> House, when you would Insinuate to us, because in Assembly Time we are allowed by Law 150<sup>t</sup> of Tob<sup>o</sup> p Day & no more that therefore we are precluded from our Claim on Acc<sup>t</sup> of Other Services. We are very confident that many of the Members of Your House would not be well pleased to be ty'd down by such a construction, which indeed is too puerile and Ludicrous to take up any more of our Time We therefore wave it as we have done other Things to let you see our good dispositions to make an Amicable Conclusion of this Session.

Gentlemen, We take these Payments made by the Assembly to be so many Incontestable Proofs of the design of that Act in the words such Publick Services, which we can with a great deal of Justice say is no forced Construction; it being made Sacred to your House by the Sanction of a Resolve wherein p. 146 it Appears that the Countrey did not only pay the Councelors Allowances at that Day (viz) Upon October the 2<sup>d</sup> 1696 but resolved that such payments were made according to Act of Assembly We must further observe to you Gentlemen that it was a very hard task laid upon our House, to trace the first Growth and Progress of the Council Allowances w<sup>ch</sup> Being made by the Country for more than thirty years past, upon Consideration that the 12<sup>d</sup> p hhd, out of which the Councelors were paid in the L<sup>d</sup> Proprietarys Time hath been entirely applied to such other Uses, as leaves no Room for the payment of the Council, otherwise then by the Country w<sup>ch</sup> they were perfectly well Apprized of and therefore paid their Allowances by the Impost upon Liquors, untill the year 1697 that it was resolved by the Low<sup>r</sup> House that such Allowances of 150 ls of Tob<sup>o</sup> p Diem was well Setled

Now Gentlemen seeing our Right to our Allowance or Salary, Call it which you please is so Clearly made out to you, both by the Journals of former Assemblies and the Practice of Later Times, wherein we have been always paid our Allowance by the Country, it cannot any Longer Remain a Question in your House whether we ought to have any Allowance or no Altho' it seems to us that another Question may arise among you as the Result thereof, that is whether we should be paid by my L<sup>d</sup> Proprietary out of the 12<sup>d</sup> p hhd or by the Country as heretofore. It seems to us that the Act of Assembly by which the Revenue of this province now is established that the 12<sup>d</sup> p hhd raised tow<sup>ds</sup> the maintaining the Dignity and Station of his Ldp's Govern<sup>r</sup> &c<sup>a</sup> hath put that p. 147