

U.H. J.
No. 734

By the Lower House of Assembly 4 June 1739

May it please Your Honours

The Arguments used in Your Message of the 31st of May by George Plater Esq^r for not passing the Bill to raise an Annual Revenue for the better Support of his Lordships Government and Governor within this Province serve only to confirm us the more in the Justice of Our Proceeding in this Matter not doubting that if anything better could have been said on that Head, Your Honours could not have been at a Loss to find it out

The Conclusion You draw, from Our declaring Our Intention not to deprive his Lordship of a support of Government, We beg Leave to say will not follow, for that as a Person may possess so may he be deprived of a thing to which he has no Right, which we take to have been his Lordships Case with Regard to the Twelve pence p^p hh^d ever since the year 1733; nor is it from the Repeal of the Law in the Year 1704 by other temporary Laws, that we deny his Lordships Right of levying that Money upon Us but because his Lordship never had any such Right by that Law

Whatever your Honours may think of raising Money on a People by perpetual Laws, We imagine it a Doctrine would sound harsh in the Ears of Our Mother Country and what We in Justice to Ourselves and Our Posterity are resolved, as much as in our Power to avoid

We cannot see that the Application of the Money to be raised as mentioned in the Body of Our Bill can be called new, unless that
p. 47 directed by all the former Acts made for the granting the like Support to his Lordship and his Ancestors can be termed so

However, it seems, this Matter must be determined by a Judge indifferent both to his Lordship and us, and as it cannot be negotiated on Our Part without Money to employ some fit Persons to act in the Countrys behalf, We expect Your Honours Concurrence to the Bill herewith sent for taxing Ourselves for that Purpose lest if that should be refused, the World might say that We are attacked unarmed, and denyed the necessary Means of doing Ourselves Justice in a Dispute wherein the most essential Branch of the Privileges and Liberties of British Subjects are in Contest, and of that great Advantage due to his Majestys American Subjects of applying to his sacred Person for Redress and Protection

Signed p Order M Macnemara C^t Lo H.

the Bill aforementioned is Read the first time in this house and Ordered to lye on the Table

A Message from the Lower house by Mess^{rs} Colvile & [Mr Hall]