

herewith returned, that the Honourable members which Composed the upper House at that time, were three more Exclusive of the five Honourable Members Signing, and that we Humbly hope it will always be understood, that your Committee did not require their Attendance as Councillors, of State, but as Naval officers. the length of this report we humbly hope will be excused, when the Necessity is Considered, of putting the matter in as Clear a light as your Committee were able to do, that from the Different Acts therein Recited you may be able to Judge the Intention of the Legislators as well as there Express words, and which Clearly appears to your Committee that the Act of 1704 granting to her Majesty, her Heirs and Successors doth not Intentionally or Expressly, Extend to his Lordship the Lord Baltimore, his Heirs and Assigns: but is most humbly Submitted to the Consideration of Your Honourable house.

L. H. J.
Lib. No. 45

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Signed per Order of the Committee S. Bordley, Clerk

The Letter or message referred to, by the foregoing report is as follows.

15th May 1739.

Gentlemen

We have Severally received letters from your Clerk, dated this day, desireing us to attend you at three of the Clock this afternoon, and have laid the said Letters before the upper House of Assembly who are of opinion, that it is not Consistent with the Dignity of their House, to Suffer their Members to Attend the Lower house of Assembly, much less any Committee of it but that there may not be the least pretence of any Henderance given to the Public Business, we think it proper to acquaint you, that we Collect twelve pence Sterling per hogshead by virtue of an Act of Assembly Entituled, an Act for Settlement of an Annual Revenue upon her Majesty's Governor within this province for the time being, made in September 1704, three pence Sterling per Hogshead by virtue of an Act for raising a duty of three pence per hogshead on all Tobacco Exported out of this province for the use therein mentioned, made in July 1732: fifteen pence per Hogshead by virtue of an Act for Emitting and Making Current ninety Thousand Pounds Current money of Maryland in bills of Credit made in March 1732: three pence per Hogshead by virtue of an Act of Assembly Entituled an Act for raising three pence per Hogshead on Tobacco Exported for purchasing Arms and Ammunition for the Defence of this Province made in March 1734

Benj^a Tasker N : Officer Annapolis

Philip Lee N : O : Potowmack

George Plater Naval officer Patuxent

Levin Gale N : officer Pocomoke

James Hollyday Naval officer Oxford