

mileage or itinerant charges of the members of the Legislature was fixed by the Act of 1843, chap. 178, at a specific sum for each of the members from the several Counties, varying from \$4 to \$34 for each. That law was repealed by the Act of 1849, ch. 178, and the law previously existing on the subject was re-enacted and revised. From this time until the Resolution of the 19th June, 1861, the allowance remained the same for mileage, varying from \$8.00 to \$68.00. By that Resolution, \$18 for each of the three Sessions of that year was added to the mileage of the Senators, Delegates, and Officers, except those from the three upper Counties. The mileage for the Sessions of December, 1861, and January, 1862, was restored to the allowances before June, 1861.

By a Resolution of the January Session, 1864, \$100 was added to the usual mileage, to be paid to each Delegate and Senator.

The Constitution of 1851 had declared that the Delegates and Senators shall receive a per diem of four dollars, and such mileage as may be allowed by law—and the presiding officer of each House shall be allowed an addition of one dollar per day—and yet you see the different and additional allowances that have been made. Such was the position of this subject when the present Constitution was formed—the members of that Convention knowing that mileage had always been allowed, yet refused to make any such allowance in this Constitution, and add one dollar per diem,—we must therefore conclude that this was knowingly done, the per diem increased and the mileage abolished.

This fair presumption is fully proved from the debates in the Convention. You will find that the members of the Convention of 1850 had this perplexing subject before them—they call it a perpetual theme of debate in the Legislature. See pages 386 and the following debates of the Con. Con. of 1850. You will also find from the debates in Convention of 1864, that much was said on this vexed question, condemning the course pursued by the Legislatures in voting to themselves sums of money for extra mileage, alleging their pro-