

Bona fide paid and Satisfied this house will then be inclinable to pass the Bill —

Signed P. Order of J. Lewellin C of Assembly —

The three foregoing Acts sent to the Lower house by Col. Lowe: he Returns a Message from the Lower house of Mr. Ladd who is sent from the Lower house with Holdsworths Bill which he is Commanded to Testifie with Mr. Painter what they know of the payment Money, Mr. Painter can Testifie the Payment of ten thousand pounds of Tobacco, and Seven thousand pounds of Tobacco was Attached by Ladd himself when he was Sheriff of Court.

Mr. Painter comes in Person and Testifies that he had received Ten Thousand Pounds of Tobacco from Holdsworth and that there was yet due Seven thousand pounds of Tobacco which he had per Order of Court under Collour of a Debt from Husbands to himself Attached in his own hands —

Capt. Ladd declares that he had attached Seven thousand pounds of Tobacco two thousand three hundred whereof was for Holdsworths own account Two thousand eight hundred of Attachment out of the County Court at Suit of Atkey —

Upper September the 17th 1691.

Mr. Painter acknowledges the receipt of ten thousand pounds of Tobacco and that he had Demanded the Refusal Seven thousand pounds of Tobacco but Holdsworth refused the payment pretending that Husbands owed him two thousand three hundred pounds of Tobacco & his Attorneys advised him not to pay anymore to him —

By which it does appear to this house that the purchase Money is not really and Bona fide paid for which reason this house cannot pass the Bill in favour of Samuel Holdsworth —

Signed P. Order of John Lewellin C of Assembly.

Sent to the Lower house with Holdsworths Bill by Col. Coursey he returns again

Mr. Cheseldyne comes and acquaints this house that the Lower house are ready for the Conference —

Answered that this house was ready to receive them, he returns to the Lower house The Speaker and Members of the Lower house enter this house in order to a Conference —

The Chancellor gives them to understand that his Lordship coming into this house this Day this house presented him with an Act for raising three hundred thousand pounds of Tobacco for which his Lordship gave them thanks for the Trust reposed in him but for the Satisfaction of the Lower house and the Freeman of this Province, whom they Represented his Lordship would not Levy or raise one pound of Tobacco but with the Consent of the Freeman in a general Assembly and therefore for his Government in the Management of the War with the Northern Indians for this present Expedition if any such should be would rely upon their Vote of the 10th Instant which this house had already concurred into, so think not fit to pass the said Act for raising the three hundred thousand pounds of Tobacco aforesaid —

Then proceeds to speak to the Bill concerning those persons of a Tender