

which he called together upon that urgent and weighty occasion (in order to putting the wise people of this his Maty. Province to as little charge as possible must not debate the matter with him and do not prove it upon oath.

He looks upon it to be a false scandalous and Seditious Report upon this his Maty. Government.

When the Clarke of the Board agreed with the last Assembly and not this. It was upon the same foot with the Clk. of the house, and if further allowance is thought fit to be made to him in the same Reason Subjects for the other.

As to what answer you give in Relation to Mr. Bens. Hales protested Bill that Board do say that if it doth not consist with the Honour of your House the said Matter should be refused, It does not consist with the Justice of his Ex^{ty} and this Maty. Hon^{ble} Councils to allow of it until they are better Satisfied. And they suppose that the delaying the payment of y^e said Bill is not in the least to be ballanced with the damage and accidents which may happen to this Maty. and his Loving Subjects of this Province, in not having the Bath (which of the same Nature upon Comparing are found most of them differing one from another and Grand Jury Charge regulated according to proposal for want of which this Maty. and the Lord Battenours power seem to be mixt and confounded together and was represented and Complained of by the Grand Jury at the last Provinciall Court Copy whereof was laid before you as also the Book.

About Payment of this Maty. Councils out of the Overplus Tobacco it is not expected to unless they be proportionally allowed out of the overplus Tobacco.

As to the Levy there being 40000^l of Tob. Overplus more than what is particularly allotted by the Council of the Act. His Ex^{ty} cannot suffer it to be disposed of without the Number of Councillors proposed be inserted in the Bill or otherwise the Method of Virginia may be taken in that case which is by apportioning the Levy in Assembly time.

His Ex^{ty} do say that the Supplices (with a wife of this Maty. Hon^{ble} Council) had the same Liberty or returning Answers to what Com^{rs} from the House as you have.

And as to what you intimate of being determined here on purpose to Com^{rs} you to Comply with His Ex^{ty} in those things which are not agreeable to the Sense of your House nor for the advantage of the Country. He denies them. and can give them no (Mildwaterme. and expects you should prove them before His Most Grac^{ed} Maty. or the Right Hon^{ble} the Lords Com^{rs} for Trade and Foreign^e Plantations. but he thanks gods he is not conscious of having done anything this Assembly contrary to the will by which you now sit and has endeavoured all Lawfull and equitable ways and Means to accomplish them. Signed: Hen^{ry} Denton R. Council.