

Gentlemen,

UPON Reading your Message this Day by Mr. H and five 4th Message.
 more, we find you are still resolv'd not to allow us any
 thing for our Attendance, as a Council of State; but since our last Message
 to you, on searching more carefully into our former Records of Laws, we
 find another Act of Assembly made in the Year 1692, for laying a Duty of
Four Pence per Gallon on Liquors, which Act expressly provides, That the
 Council shall have an Allowance out of that Duty; and as that Duty has
 been continued ever since, only with the abatement of *One Penny per Gallon*,
 and is still applied to the defraying the publick Charge, as it was then, only
 differing in that it does not expressly mention the Council, which we conceive
 to be omitted because it was properly a publick Charge, and therefore thought
 to be sufficiently express'd under that general Term; and as we take the
 Reason of the Council's Allowance being made in Tobacco to be derived
 from this Law, either because the Council rather chose to have their Al-
 lowances in Tobacco than Money, or else that the Country rather chose to
 make their Allowances in Tobacco, and reserve the Money for some more
 particular Occasion; Therefore since you refuse to make us an Allowance,
 as heretofore in the publick, we insist upon having it out of the *Three Pence
 per Gallon*, as aforesaid, which we take to be the proper Fond for that
 purpose: But if you cannot consent so to do, we desire that you will con-
 sent, That the Journal of the Committee of Accounts may be altered, and
 your Allowances, as well as ours, taken off; for we think we have as much
 Reason to refuse your Allowances, as you have to refuse ours. With this
 alteration we shall be ready to assent to the Journal, and finish the Business
 of this Sessions, which already has been very long.

Sign'd by Order, S. S. Cl. Up. Ho.

On reading whereof, the Question was put, Whether a Message shall be
 prepared to signify to the Upper House, That this House is willing to allow
 them for this Year past, but not for the future? It passed in the *Affirmative*.
 Thereupon the following Message is prepared, *viz.*

By the Lower House of Assembly, October the 19th 1722.

May it please your Honours;

THIS House taking into consideration his Honour the Go- *Proposal therein.*
 vernour's Letter to Mr. Speaker, and the several Messa-
 ges from your Honours, have, to avoid Disputes, agreed to allow your Ho-
 nours, as a Council of State, for the Time past, with a Resolution, never
 to agree to the like Allowance again, if your Honours think fit to accept
 thereof, on these Terms.

Sign'd per Order, M. J. Cl. Lo. Ho.

Which was sent to the Upper House by Col. M. and three others. They
 Return, and say, they delivered it.

Col. A. and Col. T. from the Upper House deliver Mr. Speaker the
 following Message, *viz.*

By