

yet refused consenting to your Allowances, as you seem to intimate in your Message, but only proposed, That if you would consent to forbear your Allowances, we would do the same by ours, and so put an end for the present, to the Contest about them: And we wish, we may not have more reason to declare against your House for making an ill use of your Power, than you have against ours, *To Conclude*, we take the liberty once more to Recommend to your Consideration, the Act of Assembly made in 1692, for laying an *Imposition on Liquors*, which particularly provides for the Support of the Council, which Act has been Re-enacted and Continued from that Time to this, and thereby our Claim in Money supported in Law. And to inform your House how that Allowance came to be changed into Tobacco, we desire you'll look into the Journals of your House, in *May 1697*, herewith sent, where you will find a positive Resolve made by the Lower House of Assembly, in the following Words, *viz.*

“ It being refer'd from the last to this present Session of Assembly, Whether an annual Salary of *Thirty Pounds Sterling per Annum* shall be settled on his Majesties Honourable Concillors, instead of the *One Hundred and Fifty Pounds of Tobacco per Diem*, Resolved by the House, That such their Allowance in Tobacco is already well settled.

Which Allowance has been ever since accordingly paid; and this we take to be a Custom grounded upon Justice and good Reason, or else that Assembly, and all the succeeding Assemblies, nay, even this present Assembly, till this Session, have acted very unreasonably, which we believe you will not assert. And now we hope (as you say in your Message) That we are come to the close of the Arguments about our Allowances, and that you will no longer deny us, what by Law, the Resolves of former Assemblies, and as much Justice as that of the Labourer's being worthy of his hire, becomes our due.

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

In Answer whereto the following Message is prepared, *viz.*

By the Lower House of Assembly, *October the 22d 1723.*

May it please your Honours;

**W**E are sorry your Honours have come to no better Conclusion, on considering our last Message of the 21<sup>st</sup> Instant, about the Allowances. We hoped, such Consideration might have induced your Honours to think, with good reason, that tho' Acts were formerly made to Support your Claims, but are since Repealed, and others made in their stead, that do not Support them, one of which is the Act for an Imposition of *four Pence per Gallon on Liquors*, your Claims can be no ways supported now by the Acts that are long since Repealed, tho' once in force. And whether this Allowance be now your due, is the Question. And we can't but conceive, it looks some-what like a manner of treating us, unworthy of your House, to insinuate by your Message, That because an Act still Subsists for laying Impositions on Liquors, which makes no manner of Allowance to you, nor mention of your Claim, that you are pleas'd in your Message to call that a Continuation of the same Act, that had a Paragraph