

Monday Morning, August 7, 1732.

Numb. XXIV.

THE House met according to Adjournment. The Members were called, and all present as Yesterday. The Proceedings of Yesterday were read.

The ingrossed Bill, intituled, *An Act for raising a Duty of Three Pence per Hogshead on all Tobacco exported out of this Province, for the Uses therein mentioned*, with the Paper Bill, was sent to the Upper House, by Major Sprigg and Mr. Middleton. Who return, and say they delivered the same.

The Money Journal, sent to the Upper House, by Mr. Beale and Col. Ward. Who return, and say they delivered the same.

An ingrossed Bill, intituled, *An Act empowering a Committee to lay, assess, and apportion the Publick Levy, &c.*

Read and assented to; and sent to the Upper House. with the Paper Bill, by Mr. Clayton, and Mr. Allen. They return, and say they delivered the same.

George Plater, Esq; from the Upper House, delivered to Mr. Speaker the Bill, intituled, *An Act for the Relief of Alexander Simms, and Archibald Johnston, languishing Prisoners in St. Mary's County Gaol.*

Indors'd thus:

By the Upper House of Assembly, 7 August, 1732.

Read the first and second Time, by an especial Order, and will pass.

Sign'd per Order, John Rofs, Cl. Up. H.

Which Bill was read here, and passed for ingrossing.

An ingrossed Bill, intituled, *An Act for the Relief of Alexander Simms, and Archibald Johnston, languishing Prisoners, in St. Mary's County Gaol.*

Read and assented to; and sent to the Upper House, with the Paper Bill, by Capt Hooper and Capt. Blackstone. Who return, and say they delivered the same.

Michael Howard, Esq; from the Upper House, delivers to Mr. Speaker, the Paper Bill, intituled, *An Act for the Relief of Alexander Simms and Archibald Johnston, languishing Prisoners in St. Mary's County Gaol.* The Paper Bill, intituled, *An Act empowering a Committee, to lay, assess, and apportion the Publick Levy.* And the Paper Bill, intituled, *An Act for laying an Imposition of Three Pence per Hogshead, on all Tobacco to be exported out of this Province, for the Time therein mentioned.*

Severally indors'd thus:

By the Upper House of Assembly, August 7, 1732.

The ingross'd Bill, whereof this is the Original, is read, and assented to.

Sign'd per Order, John Rofs, Cl. Up. Ho.

Benjamin Tasker, Esq; from the Upper House, delivered to Mr. Speaker the Money Journal.

Indors'd thus:

7th August, 1732.

Read and assented to, by the Upper House of Assembly. Sign'd per Order, John Rofs, Cl. Up. Ho.

The House adjourns until Two of the Clock in the Afternoon.

Monday Afternoon, August 7, 1732.

The House met according to Adjournment. The Members were call'd, and all present as in the Morning.

Philemon Lloyd, Esq; from the Upper House, delivers the following Message, and the Paper Currency Bill:

Gentlemen,

By the Upper House of Assembly, 7 August, 1732.

This House having considered your Message, by Col. Ward and Mr. Blackstone, in Relation to Amendments proposed to the Paper Currency Bill, do agree, that the Provision to be added thereunto, be restrained to Rents of all Kinds, and to Alienation Fines due to his Lordship; but that all Fines and Forfeitures for Breach of the Peace, or any Penal Laws, be discharged in Bills of Credit.

But as to the other Amendments, relating to the Governors Nomination of Commissioners, and the Time of putting this Act in Execution, this House does not think it proper to recede therefrom, for the Reasons following; First, Because an Act of the same Nature and Import with this, passed both Houses, the last Session of Assembly, in which, the Governor, or the President for the Time being, are allowed the Nomination of the Commissioners; and therefore We are of Opinion, that the Governor will very justly think himself slighted by such a Discrimination made in Twelve Months Time, and may therefore refuse his Assent to the Act; and more especially, seeing that his Excellency hath conceded in every Thing of Importance, that hath been proposed at this Session.

Secondly, That the Governor (as we are convinced from a Royal Instruction from the late King GEORGE) will not think it consistent with his Duty to his Majesty, nor the Lord Proprietary, that an Act should be passed here, in the Face of a positive Instruction, without such Restriction, as may give his Lordship an Opportunity of informing himself of His Majesty's Royal Pleasure therein.

For which Reasons this House proposeth, That both Houses joyn in an Address to his Lordship, intreating his best Endeavours for obtaining His Majesty's Royal Approbation of an Act, which We conceive to be of very great Use and mutual Advantage, both to the Lord Proprietary himself, and the People of this Province, in which we are very well assured the Governor will contribute his good Offices for effecting the same.

Sign'd per Order, John Rofs, Cl. Up. Ho.

The Question was put, That the House agree to the Amendments proposed by the Upper House, to the Paper Currency Bill? Resolv'd in the Negative.

Mr. Hoperwell,

Mr. Middleton,

Mr. George,

Mr. Sprigg,

Mr. Blackstone,

Mr. Hooper,

Mr. Ward,

Mr. Cumming,

Mr. Howard,

Mr. Taylor,

Mr. Wood,

Mr. Gordon,

Mr. Hall,

Mr. Brannock,

Mr. Magruder, Mr. Elliot,

Mr. Dulany,

Mr. Herman,

For the Affirmative.

Mr.