

which must always be a sufficient Remedy against all sorts of Injustice that can be done under the colour of Law.

What is said here will be likewise a sufficient Answer to what you object to his Lordship's Vacating his own Patents, only I must take notice of two mistakes you commit on this Subject, the first, that the Proprietor does this by his Prerogative and Authority, whereas it can only be done agreeable to the Rules of Equity observed in a Court of Chancery, and the second, that this is a Practice which he has but lately taken upon himself, whereas that Practice will be found in the earliest Proceedings of this Province.

I cannot but be very much surprized to find that you should mention to me as a Grievance, that the Naval Officers take Gold and Silver for their Fees from all Masters of Vessels Entering or Clearing with them; you cannot but be sensible, since it has been so often mentioned, that it was the Lower House of Assembly alone, that prevented our Paper Money passing in Payment of the 40 *per* Poll and Officers Fees, and according to the Bill for our Paper Currency as it now stands, the Naval Officers insist upon it that their Fees are due in Gold or Silver; how then can I be in any manner concerned in the determination of this Point, which can be only legally determined by Course of Law.

As to any Disputes betwixt the Upper House of Assembly and your House relating to your respective Rights and Privileges, I shall not take upon myself to determine them, nor am I well satisfied that you would be willing that I should do so; however this I think I may promise you, that whoever is entrusted with any of the Publick Money, shall, upon the application of your House, be ordered to lay their Accounts before you, which I hope will deprive them of an opportunity of committing with Impunity, either Frauds, Extortions, or Embezelments, altho' the Upper House should not think it proper to allow their Members to wait upon you in Person, as often as you shall please to send for them.

SAM. OGLE.

*By the Lower House of Assembly, May 29, 1739.* -

May it please your Honours,

*This House having received several Complaints from many Parts of this Province concerning Officer's Fees, prepared a Bill for the Limitation of them, as the best and only Expedient to remove all causes of Complaint, and to satisfy all Parties, which Bill your Honours have not thought fit to Pass. We can't imagine your not Passing the said Bill could have proceeded from any Inclination in your Honours not to join your Endeavours with ours, to render the People easy, and to remove every Obstacle to their Happiness. This being the Opinion we have of your Honours, we apprehend that your refusing to Concur with this House*