

Mr. *Hanson* brings in and delivers to Mr. Speaker, a Bill, entitled, *An Act for the better Regulation of Ordinaries and Ordinary Keepers within this Province*, which was Read the first and second Time, by an especial Order, and will pass.

His Excellency the Governor communicated to Mr. Speaker the following Message, viz.

GENTLEMEN of the Lower House of ASSEMBLY,

AS I think it the Duty of every Person, who by himself, or his Friends, applies for an Office, to account for and pay, as soon as possible, the Money he is thereby authorized and obliged to collect for the Public; I have often given Orders for the Prosecution of Defaulters, and not long ago directed the Clerk of the Council, to signify to all such Officers as were then in Arrear to the Paper Currency Office, that no Indulgence would be given them, beyond the Time when they ought to account, and you may depend that compulsory Methods shall be used with such as have not paid due Regard to the Intimation given them. As it was found upon former Prosecutions against several of the Public Debtors, reported by the Committee, whose Commissions were expired before my Arrival in the Province, that they either did not owe the Money they are respectively charged with, or that it could not by any Means be recovered, it would be better, I think, to leave the Names of those out of any future Report, and let an Entry be made in the Office Books accordingly.

HOR<sup>o</sup>. SHARPE.

On Motion of Col. *Tilghman*, Leave given to bring in an Address to the Governor, in Answer to his Message of the 19th of *November* instant, recommending that Provision be made for the Protection of the Frontiers,

ORDERED That Col. *Tilghman*, Mr. *Ringgold*, Mr. *Murdock*, Mr. *Johnson* and Mr. *Dulany* do prepare and bring in the same.

The following Message, viz.

By the LOWER HOUSE of ASSEMBLY, 26th *November*, 1763.

May it please your HONOURS,

WE cannot help expressing our real Concern and Disappointment, at your sending down the Bill making Provision for the Defence and Security of the Frontier Inhabitants, against the IncurSIONS of the Indians, and for the better Regulation of Ordinaries and Ordinary Keepers within this Province, with a Negative, and the more as you not only make no Objection to the Military Part of the Bill, but tacitly approve the Regulation the Men were put under, and agree with us, that the Number is adequate to the Service, by your Proposal that different Monies should be applied to the Purposes intended by that Bill.

As you have not explicitly pointed out the Part of the Bill which occasioned your Negative, we cannot ascertain it but by Deduction, and when we reflect on the State of the Funds established by the Forty Thousand Pound Act, of which you are doubtless well apprized by the Report of the Committee of both Houses, signed by one of your Members, and find that there is already in the Iron Chest, very near One Thousand Pounds, and some Thousands due on those Funds, great Part of which will undoubtedly be paid into the Office very soon, more than the Forty Thousand Pounds emitted and taken out of the Office on their Credit, and when it appears by certain Calculation, that the Company of Men could not have required Two Thousand Two Hundred Pounds the whole Time they were intended to be supported, your Proposal, That the Sums arising from the Ordinary Licences may be granted, to make good any Deficiency there might be after the Application of the Monies proposed by you to be taken out, and the Bill for regulating of Ordinary Keepers be continued accordingly, being a Continuation of the Ordinary Licence Regulation in Appearance only, and not in Effect, we fairly conclude your Proposals were calculated to prevent an Application of the Ordinary Licence Money to the Public Use.

We have for some Time entertained Hopes, that we should not any more be reduced to the melancholy Alternative of seeing our Fellow Subjects, inhabiting the Western Frontier, fall a Sacrifice to pretended Rights of Prerogative; but should the *Indian* IncurSIONS be continued, the shocking Scene, we fear, must once more present itself to our View. Have not the unsuccessful Attempts heretofore made by your Honours to prevail on this House, at sometimes to wave, at other Times to give up, the People's undoubted Right to the Application of Monies arising on Ordinary Licences, been sufficient to discourage your Honours from renewing those Attempts? Possibly we may be mistaken, and the Application of that Money may not be your Objection to that Bill; if not, you'll please to say so; if it is, you'll please to shew that the People have not the Right this House have Time out of Mind contended for; if neither of these are done, we are determined not to proceed to the Framing any other Bill for the Defence of the Western Frontier. The Utility, nay, the Necessity of keeping up a Regulation of Ordinaries, we are confident you will never dispute, and we cannot suppose the Term of Seven Years for the Continuance of a Regulation, allowed on all Hands to be so useful and necessary, could be any Objection with your Honours. This being the Case, we are totally at a Loss to conceive what Reasons could induce you to refuse so useful and beneficial a Bill, unless you may be in Hopes, that a more favourable Opportunity may, e'er long, present itself, of getting the Ordinary Licences applied to the Support of Government, or in other Words, to his Lordship's private Use.

Signed per Order,

M. MACNEMARA, Cl. Lo. Ho.

Richard

Was sent to the Upper House by Mr. *Sullivan* and Mr. *Jacob*.