

elect a Delegate to serve in the General Assembly of this Province, now sitting, in the Room of Col. HENRY TRAVERS, deceased.

The House adjourns till II of the Clock.

POST-MERIDIEM. The House met.

The Bill entitled, *An Act for limiting the Time of Sinking the Paper Bills of Credit now current in this Province, and other Purposes therein mentioned*, was Read the second Time, by especial Order, and will Pass; and was sent to the Upper House, by Mr. Beall, and Mr. John Hall of Baltimore County.

On Consideration of the Report brought in by Mr. Grahame, relative to the Petitions of Capt. Joshua Bealle, Capt. Ware, Lieut. Rezin Bealle, Barton Lucas, and Alexander Somervelle:

Current Money.

The House allowed to said Joshua Bealle, in full, for his Services and Expences, } during the late War,	£. 200 : 0 : 0
To Capt. Ware,	250 : 0 : 0
To Lieut. Rezin Bealle, for his Services,	100 : 0 : 0
To Ensign Alexander Somervelle, for his Expences and Services,	20 : 0 : 0
To Barton Lucas, for his Services,	40 : 0 : 0

All which Sums of Money, to be paid in Dollars, at 7 s. 6 d.

On Reading the second Time the Memorial of William Lynn, of Frederick County; and, on Consideration of the same, the House allowed him 60 l. to be paid in the same Manner as the before-mentioned Officers are directed to be paid.

The House adjourns till the Morrow Morning at IX of the Clock.

T H U R S D A Y, December 19.

THE House met.

John Ridout, Esq; from the Upper House, delivers to Mr. Speaker, the following Message, viz.

By the UPPER HOUSE of ASSEMBLY, December 19, 1765.

G E N T L E M E N,

THE general Question between us, is, Whether the Clerk of the Council, for his Services to the Public, shall be allowed in the Journal the annual Salary of 9600^l of Tobacco, payable at the Rate of 12 s. 6 d. per Cent hitherto always claimed of, and paid by the Public in every former Journal, Regulated and Assented to by all the Branches of the Legislature; or, Whether he shall be allowed *nothing* in the Journal for his Services to the Public?

We apprehended, for the Reasons communicated to you in a former Message, that he ought to receive the *whole* Salary claimed by him, and are now to consider the Force of those Arguments you have thought proper to urge, in Support of your Opinion, That he ought to be allowed *no* Part of it, in the depending Journal.

That we may not lose Sight of the Object of our Enquiry, or be diverted by incidental Examinations, from that Attention, which the Rise, and present State of the Controversy require, we think it necessary to premise explicitly, with what View the Clerk's Account was drawn up, before we consider with what Propriety you have taken minute Exceptions to particular Articles in it, and by what Reasoning you attempt to maintain your Objections.

Having considered the Clerk of the Council to be a necessary constitutional Officer, and his Services, in this Capacity, to be of a General and Public Nature, which you admit, in your Manner, by not denying; we conceived that every one would, without Hesitation, admit, that he ought to be paid by the Public for the Services he had performed, though the Reasonableness of his established Salary might not be so obvious to those, who were not so well apprised as we were, of the Duties of his Office; and therefore, as the Message sent from the Lower House, in the Year 1756, informed the Upper, "that tho' the usual Allowance was made to Mr. Ross, in the Journal at that Time, yet they had Resolved, for the future, no such Allowance should be made; but, upon having a particular Account from Mr. Ross, for Public Services by him done for this Province, they would allow what should appear to them to be reasonable;" and we expected an Account would be required this Session, according to the Resolve signified in the Message referred to: We directed the Clerk to prepare it; conceiving, that if, upon a View of the Account, the Duties performed by him would appear, there could not be any Dispute about his Payment.

The Construction we put upon the Resolve, was, that the *usual* Allowance in the Journal would be made in future; if, on the Exhibition of a particular Account, the Public Services done by the Clerk of the Council appeared to deserve it. We did not, nor have we yet any Reason to infer from any Expressions in the Message or Resolve referred to, that the Manner of Payment would be litigated.

In directing therefore the Account to be prepared, there was no Intention to support any Claim beyond the *usual* Salary, if, in forming it, there should appear to be a *larger* Sum from the Articles