

derogatory to the Rights of Government, and subversive of our Constitution.

U. H. J.  
Liber No. 35  
May 13

Upon your Excellency's communicating to us the Address of the Lower House of the 10.<sup>th</sup> Instant in which they seemed to insinuate that we had declined to enter into a Conference with them, we proposed to confer with them which they agreed to, but all Propositions we could make to induce them not to insist upon the sole Nomination of the Commissioners vested with the very extensive and dangerous Powers conferred by the Bill were rejected, & no Proposition having been made by them upon this Head, tho' we declared our Willingness to receive and consider any they would please to make the Conference proved ineffectual. The Propositions we made upon the Conference, and which were rejected by the Conferrees of the Lower House were that the Justices of the several and respective County Courts might do the Duty of Commissioners, or that a Number to be agreed upon by the two Houses might be appointed by the said Justices out of their Number for this Purpose, or that a Number of Commissioners in each County might be agreed upon by both Houses, one half of these to be appointed by the Governor and Council, the other Half by the Lower House saving to each Side the Right of making all just and reasonable Objections to the Persons who might be nominated in Lists to be exchanged on both Sides

The Concessions we were willing to make, and our yielding to the Mode of raising Mony by an Assessment upon all Estates real and personal in the very extraordinary Manner proposed by the Lower House nothing but the present very pressing Exigency of Affairs could have drawn from us, as we are convinced that such a Method of taxing is as unsuitable to the Circumstances of the People as it is repugnant to the settled and established Usage of this Province from its first Settlement.

As we have not Time to give your Excellency a fuller Satisfaction now we must beg Leave to refer you to the Bill we rejected and our Messages as well as those of the Lower House for our Vindication, and indeed we wish that all who are interested in the Proceedings of this Assembly and desirous of investigating the true Cause of it's unhappy Issue would take the Trouble of perusing them for we are less apprehensive of being condemned upon a full Information, than thro' a Partial Representation of Facts.

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B Tasker Presid.<sup>t</sup>

Samuel Chamberlaine Esq.<sup>r</sup> and Col. Lloyd are sent to the Lower House to acquaint the Speaker that his Excellency requires his immediate Attendance with the Lower House in the Upper House to see the Bills passed both Houses this Session receive the Assent.

The Lower House attend and by their Speaker present to his Excellency the following Bills /the Act for Encouragement of a