

to a letter from the honorable the Chief Justice to your Excellency upon this subject.

Your memorialist further sheweth, that it was the intention of the Legislature to secure to him for discharging the whole of the duties of the two offices in question (for which £750 had been previously paid) the clear sum of £500, independent of all contingent expenses; and he humbly submits that it would be unjust to burthen him with the expense of an assistant clerk necessarily employed by him to carry the purposes of the act of the Legislature into operation.

Your memorialist therefore humbly prays that the said sum of £200 so necessarily outlaid, may be reimbursed to him.

Your memorialist also respectfully begs leave to take this opportunity of adverting to the office of Clerk of the General Assembly which he has lately resigned, and to which he was appointed by his late Majesty upon the institution of a local Legislature in this colony. That in resigning the said office, your memorialist was actuated by a desire to promote harmony between the Executive and the Assembly by preventing all further cause of difference upon the question, so long agitated, as to the right of appointment to that situation, and at the same time to remove the only obstacle which existed to the exercise by the Assembly of the patronage conceded to them by her Majesty. Your memorialist has also been, in some measure, prompted to take this step in order that he may devote the more attention to the duties of his office of Clerk of the Courts, which since the passing of the act above mentioned, and the introduction of the English practice, have very greatly increased.

Your memorialist humbly craves leave to refer to his services during the time he filled the said office of Clerk of the General Assembly, and to which his best abilities were devoted, more especially during the earlier sessions of the Legislature, when he was necessarily called on and did perform many important and arduous services out of the line of his official duty, which are within the knowledge of several of the Members of the present House, and to which therefore your memorialist does not deem it necessary more particularly to allude, but which have on various occasions been acknowledged in flattering terms.

Your memorialist also submits that the reduction made in the salary previously allowed for the performance of the duties of the offices of Clerk of the Supreme and Central Circuit Courts, at the time they were combined, was occasioned in a great measure by the circumstance of your memorialist holding at the same time the office of Clerk of the General Assembly, which he has now resigned.

Your Memorialist therefore humbly prays that your Excellency will be pleased to recommend the several matters set forth in this memorial to the Honorable the House of Assembly,

And he will ever pray, &c.

EDWARD M. ARCHIBALD.

St. John's, January 14, 1840.

*Letter from the Chief Justice representing the necessity of Mr. Archibald's having an Assistant in his office*

2d January, 1840.

Sir,—Mr. Archibald having mentioned to me his application to your Excellency respecting the allowance of a salary to a Clerk who may assist him in his office,