

of the lower house, what would then be the situation of the *independent Council* who hold "during pleasure?" They would certainly be between the horns of a dilemma; for were they to yield to the dictation of the Crown, it would be that servile acquiescence which would be far from proving their *independence*; and if, on the contrary, they should persist in their opinion and turn a deaf ear to the Crown, they would incur displeasure and risk their frail hold of office: so that in either case the result would not be at all calculated to raise that branch either in their *own* or in the public estimation.

Then the lower House, impressed with these views, could not consistently attempt to bring the influence of the Crown to bear on those, who, they were willing to believe, constituted an *independent* branch of the Legislature.

The *Appropriation Bill* arrived safely in the Council, and was submitted to them for their concurrence.—The pleadings were read; there was a surplus allegation; a motion was made for a non-suit, and carried on the following grounds:

"Resolved, That this Bill contains a Grant which was not concurred in by this House when sent up in the form of a Resolution of appropriation, and the combining an appropriation upon which this House had passed its negative voice, in the same Bill of Supply with the appropriations in which this House had concurred, is an invasion of free deliberation in this House, which cannot under any circumstances be submitted to, without sacrificing the principles of the Constitution, and the independence of this House."

CONTENTS 9.

NON-CONTENTS 4.

And the further consideration of the Bill was then postponed for three months:—Contents 11—Non-Contents 2.—THE APPROPRIATIONS MADE BY THE LOWER HOUSE were thus, by one fell swoop, OVERTURNED BY THE COUNCIL. They had abandoned their first position—the principles of THE RESOLUTION were here forgotten; and that which they had brought upon themselves they complain of, as an "invasion of the rights of free deliberation"! Why did they not still recite, that no provision was made for their expen-