

thereof, and shall be as valid and effectual in law, to all intents and purposes, as if the same had issued on judgment regularly obtained in the ordinary course of proceeding in the said court, and such execution or executions shall not be liable to be stayed or delayed by any superedeas, writ of error, appeal, or injunction from the chancellor: Provided always, That before any execution shall issue as aforesaid, the president of the bank shall make an oath, or affirmation if he shall be of such religious society as allowed by this state to make affirmation, ascertaining whether the whole or what part of the debt due to the bank on the said bond, bill or note, is due; which oath or affirmation shall be filed in the office of the clerk of the court from which the execution shall issue, and if the defendant shall dispute the whole or any part of the said debt on the return of the execution, the court before whom it is returned shall and may order an issue to be joined, and trial to be had, the same court at which the return is made, and shall make such other proceedings that justice may be done in the speediest manner." Determined in the negative.

The bill being read throughout, the question was put, That the said bill do pass? The yeas and nays being called for by Mr. Crabb, appeared as follow:

|                        |                 |                 |                 |          |             |              |
|------------------------|-----------------|-----------------|-----------------|----------|-------------|--------------|
| A F F I R M A T I V E. |                 |                 |                 |          |             |              |
| Messrs.                | Plater,         | Mackall,        | T. Worthington, | Contec,  | Jamison,    | Oneale,      |
|                        | J. Wilmer,      | Brooke,         | Cox,            | Sprigg,  | Loockerman, | R. Wootton,  |
|                        | Lloyd,          | Freeland,       | Hayward,        | Quynn,   | M'Mechen,   | Threlkeld,   |
|                        | Tilghman,       | M'Pherfon,      | Daffin,         | Duvall,  | Swearingen, | Johnson,     |
|                        | Harwood,        | Digges,         | Hollingsworth,  | Seney,   | Van Lear,   | Bayard,      |
|                        | J. Worthington, | Ridgely, of Wm. | R. Bond,        | Beatty,  | Hughes,     | Tomlinson,   |
|                        | Ridout,         | Ridgely,        | Ward,           | Bayly,   | Crabb,      | Simkins. 42. |
| N E G A T I V E.       |                 |                 |                 |          |             |              |
| Messrs.                | Ford,           | Goldsbrough,    | Ewing,          | Dennis,  | Jarrett,    | Douglas,     |
|                        | Kilgour,        | Frazier,        | O'Bryon,        | Houfton, | Montgomery, | Driver. 16.  |
|                        | Brogden,        | Gordon,         | Whittington,    | J. Bond, |             |              |

So it was resolved in the affirmative.

A petition from Rebecca Richardson, administratrix of Joseph Richardson, stating, that the said Joseph Richardson purchased of William Dunlap, of Dorchester county, several tracts of land lying in said county; that the said Dunlap gave bond to convey the same after a payment of the purchase money, but died before he executed the same; and praying that an act may pass, empowering Charles Eccleston, administrator of said William Dunlap, to make conveyances agreeably to the said bond, to the devisees of said Richardson, was preferred, read, and referred to Mr. Waggaman, Mr. Lloyd and Mr. Ridout, to consider and report thereon.

On motion, ORDERED, That Mr. Duvall, Mr. Sprigg, Mr. Brogden, Mr. Tilghman and Mr. Johnson, be a committee to consider and report on the report of Christopher Richmond, agent of this state for settling the accounts with the United States.

Mr. Ridgely, of Wm. from the committee, brings in and delivers to Mr. Speaker a bill, entitled, An act to appoint commissioners to streighten and amend the roads therein mentioned, and for other purposes; which was read the first time and ordered to lie on the table.

The report on the petition of John Wilkins and Leah Wilkins, was read the second time and the resolution therein contained assented to.

The resolution approving of the proclamation of the governor to guard against the malignant fever raging in Philadelphia, was read the second time by especial order and unanimously assented to.

Mr. Montgomery, from the committee, brings in and delivers to Mr. Speaker the following report:

THE committee to whom was referred the memorial of Robert Amos, late collector of the public taxes in Harford county, do report, that they have taken the same into consideration, and find the following facts: That the said memorialist was appointed collector, and undertook the collecting of the public taxes, in Harford county, for the years 1783 and 1785; that he returned to the commissioners of said county two several lists of insolvencies and erroneous assessments for the years 1783 and 1785, to the amount of £. 107 7 1½ specie, and £. 235 4 0 specifics, for which he had credit in the treasury; that afterwards he returned two additional lists of insolvencies and erroneous assessments; that on the settlement of the said last insolvencies and erroneous assessments, the commissioners allowed to the said Robert Amos on the same the sum of £. 306 3 5; that since the said settlement, he, the said Robert Amos, and his deputies, have received of said insolvencies the sum of £. 70 3 1½; that by reason of the commissioners, or a sufficient number of them, not meeting before the said Robert Amos was pressed by the agent of the state for the payment of his collections, he, the said Robert Amos, did not receive a certificate of such allowance, signed by such number as the law requires; that the said Robert Amos paid into the public treasury, and to the agent, the whole amount of his collections for the aforesaid years, including the insolvencies and erroneous assessments as aforesaid; that it appears from the certificate of two of the present commissioners of the tax for said county, that many of the people in the said list of insolvencies mentioned were actually insolvent, several removed from the state, and many twice charged, at the time the collection of the same ought to have been made. From the above statement of facts it is considered by your committee, that relief ought to be granted to the memorialist in the premises, and therefore submit to the honourable house the following resolution:

That the treasurer of the western shore be directed to enter a credit for £. 236 0 4, on a bond given by Robert Amos, junior, to the state of Maryland, for the collection of the public taxes in Harford county, in which said bond the petitioner is security.

By order,

J. O'BRYON, 3d. clk.

Which was read.