

said commissioners, or either of them, shall be liable to be sued in the said county court, in the name of the state of Maryland, in an action for money had and received to the use of the state, in which action, proof of the receipt of the said money by the defendant, shall be sufficient to support the said action; and such sum of money, recovered in the said action or actions, shall and may be received by the justices of the said county, and applied by them in manner herein before directed." In the 12th line of the third page, after the word "levied" strike out the word "in" and insert the word "or."

Which were read the first and second time, agreed to, and the bill ordered to be engrossed. The resolution in favour of Samuel Sloan, endorsed; "By the senate, November 19, 1794: Read the first time and ordered to lie on the table.

"By order,

N. PINKNEY, clk.

"By the senate, November 24, 1794: Read the second time and assented to.

"By order,

N. PINKNEY, clk."

And a letter from the president of the council, of yesterday, with a letter from the secretary of state, of the 13th instant, enclosing a letter from Thomas Fitzsimons to the secretary, and his answer, respecting the mode of obtaining restitution for captures by the British, and printed notices on the same subject, endorsed; "By the senate, November 24, 1794: Read and referred to the consideration of the house of delegates.

"By order,

N. PINKNEY, clk."

Mr. Montgomery, from the committee, brings in and delivers to Mr. Speaker a bill, entitled, An act to alter the mode of collecting the county tax in Harford county; which was read the first time and ordered to lie on the table.

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

THE committee to whom was referred the letter of the president of the board of visitors and governors of Saint-John's college, and the several enclosures, report, that they have taken the same into their consideration, and beg leave to submit the following statement of facts, as they appear from the several enclosures, and from verbal information received from the treasurer of the said board.

It appears that the said board had in their hands, on the 29th day of November, 1793, the sum of £. 2969 17 1 of the funds for the institution, the sum of £. 818 1 0 of the funds for the use of the buildings, and the sum of £. 3 15 7 of the funds for the library; it also appears that they have received the sum of £. 601 11 4 from the several subscribers, and from the state of Maryland the sum of £. 1750 0 0, amounting in the whole to the sum of £. 5197 9 5 funds for the institution, the sum of £. 1419 12 4 funds for the buildings, and the sum of £. 3 15 7 for the library.

It also appears, from the accounts enclosed in the said letter, that they have, since the rendition of the last account, paid out of the fund appropriated to the use of the institution, the sum of £. 1831 15 5 for the salaries to professors, the sum of £. 24 0 0 to Patrick Dunn, the Steward, the sum of £. 96 12 9½ to several persons for wood, for paper, pens, ink, &c. the sum of £. 9 14 7, to the guardians of the several boys on the foundation the sum of £. 182 2 6, to James Brice the sum of £. 6 16 5½, and to William Lillie the sum of £. 4 10 0, the consideration for which two last sums does not appear to your committee, and the treasurer has reserved in his hands, for commissions on the aforesaid receipts and payments, the sum of £. 32 11 10½, amounting in the whole to the sum of £. 2188 5 7; that they have paid out of the fund appropriated to the use of the buildings the following sums, to wit: To Hugh M'Kearne the sum of £. 700 0 0, to sundry other persons the sum of £. 389 11 3, and the sum of £. 119 8 3 to William Marbury, for his commissions as collector; and the treasurer has reserved in his hands, for commissions on the several receipts and payments, the sum of £. 14 2 7, the aggregate of all which sums is £. 1123 2 1. It also appears to your committee, from an inspection of the said accounts, that the sum of £. 3 15 7 has been paid by the board out of the fund for the library; and that, upon a settlement of the several receipts and expenditures, it appears, that on the 17th day of November, 1794, there remained, in the hands of the treasurer, a balance of £. 3009 3 10 of the fund for the institution, and the sum of £. 296 10 3 of the fund for the use of the buildings.

All which is submitted to the honourable house.

By order,

J. O'BRYON, 3d. clk.

Which was read.

A petition from Edward Norwood, of Baltimore county, stating, that an oppressive fine has been imposed upon him by the criminal court of Baltimore county, for using his reasonable endeavours to bring to legal trial a certain Richard Butcher, a vagabond, and praying relief in the premises, was preferred, read, and referred to the committee of grievances and courts of justice to consider and report thereon.

Petitions from Edward Pen and Benjamin Davis Pen, of Montgomery county, praying acts of insolvency, were preferred, read, and referred to the committee on petitions of a similar nature.

A representation from Frederick Green, printer to the state, praying an increase of salary, was preferred, read, and referred to Mr. Key, Mr. Oneale, Mr. Kerr, Mr. Harwood and Mr. W. Clarke, to consider and report thereon.

The report on the representation of the visitors and governors of Saint-John's college, was read the second time.

The bill to withdraw the funds from Washington and Saint-John's colleges, was read the second time, agreeably to the order of the day, and the question put, That the following clause be received as an amendment to the said bill? "And be it further enacted, That all appropriations arising from the same funds which produce the donations to Saint-John's and Washington colleges, heretofore made