

refurveyed, and certificates returned, one of which tracts, called Gawthorp, contains by certificate 27166 acres; that the other tracts, according to their certificates, contain 4348 acres; on which certificates there appears an endorsement in the name of Henry Harford, acknowledging that the said doctor Shuttleworth had settled with him for the said lands and surveys, and directing the judges of the land-office to issue patent for the same. That it appears to your committee, that the said Henry Harford mentioned, was the late proprietary of Maryland, and that in the presence of a witness, who was called for the purpose, he acknowledged the instruments of writing aforesaid, bearing his signature, were subscribed by him. Your committee further report, that it was acknowledged by the said Henry Harford and doctor Shuttleworth, that the said writings were executed first July, 1782, and the said doctor Shuttleworth acknowledged, before the said Henry Harford, that the date was afterwards altered so as to answer the day of his coming of age, there being an agreement between them, that on that event and period, the said contracts of the said doctor Shuttleworth with sir Robert Eden and the said Henry Harford, should be carried into execution.

Your committee further report, that they are informed the said Henry Harford obtained a bond, or some other security, from the said doctor Shuttleworth, for the payment of monies due for the purchase aforesaid, but it does not appear to them that any payments have been made. Your committee further report, that they believe the facts stated by the said doctor Shuttleworth in his memorial, respecting his conduct while in Great-Britain, and his anxiety and exertions to return to this state, are true; and although they cannot but acknowledge that he comes within the acts of confiscation, yet on all the circumstances of his case, they consider and recommend him as an object of clemency and generosity, and submit the propriety of restoring him to some proportion of the lands he possessed formerly in Frederick, now in Washington county, to the westward of Fort Cumberland, not yet patented, sold or disposed of.

All which is submitted to the honourable house.

By order,

W. PINKNEY, clk.

Which was read, and referred to the consideration of the next session of assembly.

The report of the committee appointed to inquire into and state the several sums of money paid into the treasury by citizens of this state, debtors to citizens of Great-Britain, which was referred from the last to the present session, was read, and referred to the consideration of the next session of assembly.

On motion, the question was put, That the deputy-auditor be allowed at the rate of one hundred and twenty-five pounds current money for his salary for the current year? Resolved in the affirmative.

On motion, the question was put, That the printer to the state be allowed at the rate of five hundred pounds current money for his salary for the current year? Determined in the negative.

The question was then put on three hundred and seventy-five pounds. The yeas and nays being called for by Mr. Ridgely, appeared as follow:

A F F I R M A T I V E.

Messieurs	Perkins,	M'Pherson,	Steele,	John Seney,	Walker,	Funk,
	J. Johnson,	Stone,	R. Bond,	Faw,	Hardcastle,	Burgefs,
	Taney,	Stevens,	Matthews,	Wheeler,	Hollingsworth,	Oneale,
	Gantt,	Polk,	R. Bowie,	Lockerman,	Cellars,	Nicholls.
	Dent,	Pattison,				26.

N E G A T I V E.

Messieurs	Abell,	Harwood,	Cockey,	Bravard,	Quynn,	T. Johnson,
	De Butts,	N. Worthington,	Ridgely,	W. Bowie,	Paca,	Norris,
	Miller,	Chafe,	Shaw,	F. Bowie,	Henry,	M'Meckon.
	Wright,	Owings,	Wallace,			21.

So it was resolved in the affirmative.

On motion, Leave given to bring in a bill to settle and pay the civil list, and other expences of civil government. ORDERED, That Mr. Chafe, Mr. Dent and Mr. T. Johnson, be a committee to prepare and bring in the same.

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

THE committee to whom was referred the petition of Philip Hall and wife, beg leave to report, that it appears to your committee, that Sarah, the wife of the said Philip Hall, was indicted at Baltimore county May court, seventeen hundred and eighty-four, for a forcible entry on a lot of ground in Baltimore-town, in the possession of a certain Daniel Lamott, and that the said Sarah was found guilty on the said indictment at Baltimore January court, seventeen hundred and eighty-six, and in consequence of that conviction incurred very heavy costs, for which she is now a prisoner; and that the said Sarah and her husband are in moderate circumstances. Your committee further report, that four justices of the said court have certified, that they attended as justices of the said court at the said trial, and are of opinion that the said Sarah was aggrieved by the verdict, and that on motion to the court for a new trial, the said justices would have granted the same without costs, if they had conceived they had authority to grant a new trial on the said indictment. Your committee are of opinion, that a law should pass to authorise the justices of Baltimore county court to set aside the said verdict and grant a new trial without paying the costs of the former trial, if they think justice requires that a new trial should be had on the said indictment, and the costs already or hereafter to be incurred, shall depend on the event of such second trial, provided application be made to the said court for such new trial at the next county court to be held for the said county. All which is submitted to the honourable house.

By order,

T. D. MERRICK, clk.

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