

ninth regiment, and when they were doing duty as militia-men in the said regiment, they were ordered by some of the officers of the forty-seventh regiment, formerly commanded by lieutenant-colonel John Ross Key, and now commanded by lieutenant-colonel Joseph Sim Smith, to do duty in the said last mentioned regiment, which they refused to do, having been first enrolled in the twenty-ninth regiment. Your committee further report, that because of the refusal of the said petitioners to do duty in the said forty-seventh regiment, fines have been imposed upon them to a considerable amount, and the sheriff has proceeded, and is still proceeding, to levy the said fines upon the said petitioners. Your committee report, that no man can or ought to be compelled to do duty in two regiments, and that even if some informality in the enrolment in the twenty-ninth regiment has taken place, that yet, as the petitioners have continued to do duty as militia-men in the twenty-ninth regiment in which they were first enrolled, that no fine ought to be imposed upon them for not doing duty in the forty-seventh regiment; they therefore are of opinion that the following resolution should be adopted, to wit:

RESOLVED, That all fines imposed by the officers of the forty-seventh regiment on those citizens who were enrolled and performed duty in the twenty-ninth regiment, commanded by lieutenant-colonel Cumming, be and the same are hereby remitted, and that the sheriff of Frederick county is hereby authorized and directed to pay over to the person or persons from whom he has received any such fine, the amount of money from him or them received, and that the said sheriff do not proceed to the further collection of any such fine or fines.

By order,

J. HARWOOD, clk.

Which was read.

Mr. Wood, from the committee, delivers to the speaker a bill, entitled, An act to empower the levy court of Prince-George's county to assess a sum of money for the purpose therein mentioned; which was read the first time and ordered to lie on the table.

Mr. Hebb, from the committee, delivers to the speaker a bill, entitled, An act relating to the public roads in the several counties therein mentioned; which was read the first time and ordered to lie on the table.

The house adjourns till to-morrow morning 9 o'clock.

T H U R S D A Y, November 26, 1801.

THE house met. Present the same members as on yesterday, except Mr. Holland. The proceedings of yesterday were read. Mr. Moore appeared in the house.

The bill to incorporate the presbyterian church at Pitt's creek hundred, in Worcester county, was read the second time and passed.

Mr. Cresap, from the committee, delivers to the speaker a bill, entitled, An act to dispose of the surplus lots in Allegany county westward of Fort Cumberland; which was read the first time and ordered to lie on the table.

A memorial from John Wilkins, sheriff of Somerset county, praying an increase of fees, was preferred, read, and referred to the committee appointed on the petition of sundry sheriffs.

Mr. Lowrey, from the committee, delivers to the speaker the following report:

THE committee to whom was referred the petition of Henry Costin, late sheriff of Queen-Anne's county, report, that whereas it is represented to this general assembly by the petition of Henry Costin, late sheriff of Queen-Anne's county, that he was liable to pay to the state an interest of fifteen per cent. on the amount of college funds received by him for the years seventeen hundred and ninety-eight and seventeen hundred and ninety-nine; that he hath paid and satisfied to the agent of the state for the present year the whole of the balance due by him for said funds, with an interest of six per cent. and he praying to be released from the additional interest of nine per cent. on the said balance, and it appearing just and reasonable, therefore,

RESOLVED, That the said Henry Costin be and he is hereby released from the payment of the said nine per cent. interest due by him on the balance aforesaid.

By order,

J. HARWOOD, clk.

Which was read.

A petition from sundry inhabitants of Saint-Mary's county, praying the Roman catholic congregation in Saint-Mary's county, known by the name of Saint-Nicholas's Congregation, may be incorporated, was preferred, read, and referred to Mr. Hebb, Mr. W. Neale and Mr. M'Pherson, to consider and report thereon.

The bill authorizing the levy court of Washington county to lay out a road from Elizabeth-town, in Washington county, by Barnett's fording to the Pennsylvania line, was read the second time and passed.

A petition from Thomas L. Sothoron and Zachariah Sothoron, counter to the petition of John Johnson Sothoron, was preferred, read, and referred to the committee appointed on the petition to which it is counter.

A petition from Thomas Cockey, of Thomas, of Baltimore county, praying an act may pass for laying out a road from Aquila Tarman's tavern to intersect the public road leading from his mill to the city of Baltimore, was preferred, read, and referred to Mr. Stansbury, Mr. Dickson and Mr. Love, to consider and report thereon.

A petition from John Starrett, and others, of Cecil county, respecting the purchase of a certain tract of land called Widow's Lot, was preferred, read, and referred to Mr. Miller, Mr. Montgomery and Mr. Lowe, to consider and report thereon.

A petition