

L. H. J. House, have enquired into the Truth of the Facts in the same Petition contained, and beg Leave to report as follows. It appears to your  
 Liber 54 Committee that on the tenth Day of June, in the Year, 1754,  
 Apr. 5 Robert Etherington, of this Province, Mariner entered into a Bond or Obligation, payable to Isaac Levy in the penal Sum of Three hundred and fifty Pounds Sterling, conditioned for the Payment of One hundred and seventy five Pounds Sterling, with Interest thereon. That Action was brought on said Bond in the Provincial Court, and Judgment obtained at April Term, 1758, for the Penal Sum of Sterling Money aforesaid, and Five hundred and thirty four Pounds of Tobacco Costs of Suit; soon after which the said Robert Etherington died and the said John Barnes administered on his Estate, and returned an Inventory thereof into the Commissary's Office, amounting only unto One hundred and nineteen Pounds nineteen Shillings Current Money. It appears further to your Committee, that Scire facias issued on the Judgment above-mentioned as stated in the Petition, and Judgment was revived about the Time therein set forth; after which the said John Barnes obtained an Injunction in Chancery to stay Proceedings at Law, and the said Leonard Hollyday, together with John Gray of Patuxent were his Securities. That after the Answer of Isaac Levy came in, shewing the Application of Payments alledged by the Complainant to another Bond given by the said Robert Etherington to the said Isaac Levy, the Injunction was dissolved, and the said John Barnes is since dead, and, as your Committee believe, insolvent. It appears further that Suits have been brought on the Injunction Bond, as the Petitioner hath set forth, returnable to next Provincial Court; and it does not appear there is any Estate or Effects of Robert Etherington in this Province to satisfy said Judgment, except the small personal Estate aforesaid, and the Tract of Land in said Petition mentioned, together with the Rents of said Land for some Years past, which your Committee have been informed are still due and outstanding. It appears also that the said Robert Etherington hath left no Heir at Law in this Province, but your Committee are informed, and believe, the Heir lives in Parts beyond the Seas, out of the Reach of any Process of the Courts here, All which is submitted to the Honourable House.

Signed by Order, Benjamin Ford, Cl. Com.

Which was read; and the Petition of Leonard Hollyday was read and granted, and Leave given to the Petitioner to bring in a Bill pursuant to the Prayer thereof.

The Bill, entitled, An Act for repealing an Act against Ingrossers and Reqrators; the Bill, entitled, An Act concerning Provincial Grand Jurors; and the Bill, entitled, An Act for the Relief of Benjamin Harris of Frederick County, were severally read the second