

non est inventus on a capias ad respondendum, or capias ad satisfaciendum, issued at the request of the said person against the said defendant." At the bottom of the same page insert "provided always, nothing in this act contained shall extend to the benefit or advantage of any person who shall fly from justice in the county where they live, but that such persons may be arrested in any county wherever they may be found." At the end of the 16th page insert "And, whereas some of the county courts may stand adjourned to a period subsequent to the time above specified for holding said courts, Be it enacted, That the said courts, so adjourned, shall and they are hereby adjourned to the Monday next preceding the days above mentioned for holding the said courts respectively." In the 3d line of the 20th page strike out the words "ca sa" and insert "capias ad satisfaciendum."

Which were read.

And the following message :

BY THE SENATE, DECEMBER 24, 1796.

GENTLEMEN,

THE advanced stage of the session, and the inclemency of the weather, induce us to suggest to you the propriety of closing the session at as early a period as possible, consistently with the interest of the public. We beg leave to suggest to you the expediency of acting upon such business only as from its peculiar nature requires immediate attention, and to dispense with that which may be postponed without public inconvenience. With your concurrence we propose to rise on Tuesday next.

By order,

A. VAN-HORN, clk.

Which was read.

ORDERED, That Mr. Robins, Mr. Key and Mr. Carroll, be a committee to prepare an answer to the said message.

The bill to increase the allowance of the justices of the orphans courts, the commissioners of the tax, and the clerk to the commissioners, was read the second time, passed, and sent to the senate by the clerk.

Mr. Robins, from the committee, brings in and delivers to the speaker the following report :

THE committee to whom was referred the petition of Richard Alexander Contee, of Prince-George's county, report, that they have taken the same into consideration, and find the facts therein stated to be true, and, under the peculiar circumstances attending the petitioner's purchase from the state, in this instance, are of opinion the state ought not to insist upon the specific execution of the contract from the petitioner; and your committee beg leave to submit to the house the following resolution, viz.

RESOLVED, That Richard Alexander Contee be and he is hereby released from all claim the state of Maryland may have for the deficiency in the purchase money of the lot of land in Baltimore-town, late the property of Robert and James Christie, purchased by him from the agent of this state, amounting to the sum of two hundred and fifty pounds current money.

By order,

J. HARWOOD, clk.

Which was read.

The house resumed the consideration of the bill for the encouragement of learning in the several counties of this state, and to establish an uniform system of education, agreeably to the order of the day, and after some time spent therein, the further consideration thereof was postponed till Monday next.

On motion, the question was put, That leave be given to bring in a bill to withdraw the funds from Washington college? The yeas and nays being required, appeared as follow :

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

Neale,	Sherwood,	Miller,	Butcher,	Young,	Swearingen,
Sprigg,	Johnson,	Wallace,	C. Frazier,	Cellar,	Oneale,
Emerson,	Jones,	Savin,	Robins,	Bowles,	J. C. Beatty,
Bourne,	Hyland,	Duckett,	Wilson,	M'Clain,	Clarke,
Digges,	Campbell,	Baker,	Shriver,	Douglass,	Beall,
Worthington,	Hollingsworth,	Brown,	Bennett,	Reintzel,	Tomlinson. 36.
N E G A T I V E.					
Hopewell,	Buchanan,	Hall,	Carroll,	Nicholson,	Montgomery,
Spencer,	Ridout,	Brome,	Quynn,	Quynn, jun.	M'Comas,
Barroll,	J. C. Thomas,	Ridgely,	Key,	Prall,	Driver. 18.

So it was resolved in the affirmative.

ORDERED, That Mr. Wilson, Mr. Spencer and Mr. Robins, be a committee to prepare and bring in the same.

On motion, the question was put on the following :

RESOLVED, That this state will subscribe two hundred and twenty shares to the bank of Baltimore.

RESOLVED, That the treasurer of the western shore be and he is hereby directed and authorized to pay to the order of the president and directors of the bank of Baltimore one moiety or half part of the amount of the said shares, on or before the twenty-seventh day of December instant, and the residue on the twenty-seventh day of December, seventeen hundred and ninety-seven.

The yeas and nays being required, appeared as follow :

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

Spencer,	Worthington,	Hyland,	Baker,	Prall,	Young,
Barroll,	Ridgely,	Hollingsworth,	Brown,	Montgomery,	Winchester,
Buchanan,	Carroll,	Miller,	Butcher,	M'Comas,	Cellar,
J. C. Thomas,	Sherwood,	Wallace,	C. Frazier,	Bennett,	M'Clain,
Emerson,	Johnson,	Savin,	Shriver,	Driver,	Douglass. 31.
Merryman,	Jones,				