

their being filed with the clerk of the circuit courts of several counties of the State, in which the defendants shall reside, and recorded in a record kept for that purpose, for which the clerk shall receive twenty-five cents in each case, but the lien of said judgments shall not be considered as prior to judgments rendered in the circuit courts of this State, at the term of said courts next succeeding the filing of the judgments rendered before justices of the peace as aforesaid, but shall be considered only equal as liens to them;"

Which was adopted.

Mr. Magruder proposed to add the following section:

"Sec. 4. And be it enacted, that nothing contained in this act nor in the said act of which this is amendatory, shall be construed to prevent the sale of real or personal estate under any decree or order heretofore passed or hereafter to be passed, upon creditor's bill, or upon bill for the sale of mortgaged, real or personal estate, where all the parties thereto, and if any of said parties are infants, then their guardian or guardians for them, shall consent to such sale by agreement in writing, to be filed in the cause wherein such decree or order has been or may be passed; nor to prevent the sale of any property, real or personal, under any execution heretofore issued or that may be hereafter issued upon any judgment where all the parties to such judgment, by consent in writing, to be filed in the cause wherein such judgment has been or may be rendered, shall agree to such sale."

"Make Sec. 4, Sec. 5."

Upon which the yeas and nays being ordered the amendment was rejected, as follow :

AFFIRMATIVE.

Messrs. Berry, Spr.,	Creswell,	Rohrer,
Walton,	McIntire,	Waters,
Magruder,	Biggs,	Hammond, How.,
Ensor,	Findlay,	—12.
Pearce,		

NEGATIVE.

Messrs. Dent,	Bowie, Sr.,	Willis,
Harris, St. Mary's	Bowie,	Warner,
Westcott,	McCullister,	Wolf,
Smyth,	Kemp,	Stockdale,
Nutwell,	Smith,	Christopher,
Bond,	Duncan,	Reese.
Carrico,	Purnell,	Taylor,
Davis, of Charles,	Hammond, of Fr.,	Pearson,
Johnson, Balt. co.	Coale,	Thomas,