

"Sec. 20. And be it enacted, That if in any case a suit shall be brought against general and special partners, and at the trial of the cause, it shall appear that the special partners or any of them, are not liable to the writ of the plaintiff, the court may proceed to judgment or decree, against the partners who may appear to be liable, in the same manner as if such partners were the only parties defendants to the writ excepting that the partners who may be deemed not liable, shall recover their legal costs, as against the plaintiff, and such other additional costs, as the court may deem reasonable. And if a creditor shall have recovered against the general partners only, and shall afterwards discover, that the special partners have become liable as general partners, he may file a bill in equity against the general and special partners for further relief against them, and in such proceeding the judgment recovered as aforesaid, shall be prima facie evidence of the amount of debt due by the partnership, as against the special partners."

Which was read.

Mr. Kerr, having withdrawn his amendment,

The question recurred upon the amendment as offered by Mr. Alexander, and

Resolved in the affirmative.

On motion of Mr. Alexander, said bill was further amended by inserting after the word "renewable," in the 3d line 21st section, the following, "unless by death of one of the partners, or insolvency of the partnerships, or,"

On motion of Mr. Richardson, said bill was further amended by inserting as the 22d section thereof the following:

"And be it enacted, that nothing in this act shall be construed to prevent the legislature from altering and amending, or repealing the same, whenever it may be deemed proper so to do."

The said bill having been read through as amended,

The question was put. shall the said bill pass?

Resolved in the affirmative.

The clerk of the Senate returned the bill, entitled, an act for the relief of Walter S. King, former collector of Calvert county, endorsed "will pass," ordered to be engrossed;

Also, the preamble and resolutions, relative to reduction of the existing duties imposed on the introduction of tobacco, "endorsed, assented to," ordered to be engrossed;

And, delivered a bill originated in and passed by the Senate, entitled, an act to authorise the confirma