

MARYLAND GAZETTE AND STATE REGISTER.



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No. 7.]

LAW OF DELAWARE.

AN ACT RELATING TO FUGITIVES FROM LABOUR.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That when a person held to labor or service in any of the United States, or either of the Territories thereof, under the laws thereof, shall escape into this State, the person to whom such labor or service is due, his or her agent or attorney, is hereby authorized to apply to any judge or justice of any court of record, or to any justice of the peace, or to any Burgess of a borough or town corporate, or to any application supported by the oath or affirmation of such claimant, agent or attorney, that said fugitive hath escaped from his or her service or from the service of the person for whom he is agent or attorney, shall grant his warrant under his hand and seal directed to any sheriff or constable, authorizing and empowering said sheriff or constable to seize and arrest said fugitive who shall be named in the warrant, and to bring said fugitive before the judge or justice of a court of record or some justice of the peace or Burgess of a borough or town corporate, which said warrant shall be in the form or to the effect following, viz:—State of Delaware, _____ county, ss. To the Sheriff or constable of said county:—This is to authorize and require you to seize and arrest the body of _____ said to be the slave, (or servant as the case may be) of _____ and him (or her) to bring him (or her) before me or some judge of said State or justice of the peace in and for said county (if the Newcastle county add—some Burgess of the borough of Wilmington) to be dealt with as the law directs; by virtue of which precept the said fugitive therein named may be arrested by the said sheriff or constable to whom the same is directed, in any part of this State.

THOS. H. HALL, Reg. Wills A. A. County.

State of Maryland, sc.

Anne-Arundel County Orphans Court, January 11, 1826.

On application by petition of Emeline Tillard and Thomas I. Hall, administrators of John H. Tillard, late of Anne Arundel county, deceased, it is ordered that they give the notice required by law, for creditors to exhibit their claims against the said deceased, and that the same be published in each week for the space of six successive weeks in the Maryland Gazette.

THOS. H. HALL, Reg. Wills A. A. County.

Notice is hereby Given,

That the subscribers of Anne-Arundel county, hath obtained from the Orphans Court of Anne-Arundel county, in Maryland, letters of administration on the personal estate of John H. Tillard, late of Anne-Arundel county, deceased. All persons having claims against the said deceased, are hereby warned to exhibit the same, with the vouchers thereof, to the subscribers, at or before the 11th day of July next, they may otherwise by law be excluded from all benefit of the said estate. Given under our hands this 11th day of January 1826.

Emeline Tillard, Thomas I. Hall, Administrators.

Jan. 11.



Georgetown, Washington and ANNAPOLIS Mail Stage.

The proprietors respectfully inform the public, that they have procured new Post Coaches, and commenced running the route with three sets of horses, instead of two sets as heretofore, by which the stage will arrive in three hours less time than formerly.

The stage will start from the office next door to the Union Tavern in Georgetown, at six; and from the office next door to Brown's Hotel in Washington city, at half past six o'clock, A. M., on Mondays, Wednesdays and Fridays—Breakfast at Centerville, and passing through the town of Upper Marlborough and Queen Anne, arrive at Annapolis at dinner at three o'clock. Returning leave William's Hotel in Annapolis at 6 o'clock, on Tuesdays, Thursdays and Saturdays—Breakfast at Queen Anne, and arrive in Washington to dinner at 3 o'clock.

In announcing this arrangement, the proprietors assure the public that their determination to keep comfortable stages, good horses, skilful drivers and attentive drivers, and to make every possible exertion to promote the comfort and convenience of passengers, and to render this line worthy of their patronage and support.

Fare through, 4 dollars. All baggage at the risk of the passenger.

JAMES WILLIAMSON, & Co. Jan. 12.

THE COMMITTEE OF CLAIMS

Will sit in the Committee Room in the State House, every day during the present session, from 10 o'clock A. M. until 4 o'clock P. M. to receive and allow all just claims that may be exhibited against the State.

Jeremiah M. Edden, clerk. Decr. 31st 1825.

Justice before whom he or she shall be brought, such person shall, by the said justice be committed to the jail of the county where he or she shall be taken up, and be deemed to be and dealt with as a runaway servant.

Sec. 6. And be it further enacted, That this act shall be given in charge to the Grand Jury by the Judges of the Court of Quarter Sessions of this State at the several sessions of said Court.

LEGISLATURE OF MARYLAND.

Abstract of the Proceedings

OF THE HOUSE OF DELEGATES.

Thursday, February 9

The clerk of the senate delivers a bill, entitled, A further supplement to an act, entitled, An act for the relief of sundry insolvent debtors, passed at November session 1825, ch. 110, endorsed "will pass," which was read.

The clerk of the senate delivers the resolution in favour of William Robertson, endorsed "assented to with the proposed amendment," which a moment was read and assented to.

On motion by Mr. Howard, the resolutions relative to the state's claim against the United States, were reconsidered, and the three first adopted, and the last rejected.

The supplement to an act, entitled, An act to lay out and make a public road in Frederick county, passed at November session 1825, chapter 52, was read the second time and passed.

On the second reading of the bill relating to the duties of justices of the peace and constables. On motion by Mr. Benjamin I. Jones, the question was put, That the same be referred to the 1st of June next? Resolved in the affirmative.

Mr. Spencer reports a bill, entitled, An act to confirm a deed of conveyance therein mentioned.

Mr. Worthington reports a bill, entitled, An act to authorize the leasing and sale by Clarissa Philpot and Edward P. Philpot, two of the minor children of Bryan Philpot, late of Baltimore county, deceased, in the city of Baltimore.

Friday, Feb. 10, 1826.

Mr. Spencer presents a petition from sundry inhabitants of the town of Oxford in Talbot county, praying relief; referred to Messrs. Spencer, Banning and Mills.

Mr. Cockey presents a petition from sundry citizens of Westminster, Frederick county, praying for a law to incorporate a company for the purpose of introducing a supply of water in said town; referred to Messrs. Cockey, Farquhar and Barnes.

Mr. Kennedy presents a petition from sundry citizens of Washington county, counter to the petition relative to the new road from Sharp's-burgh to Hager's town; referred to the committee to whom was referred the petition to which this is counter.

Mr. Turner presents a petition from the trustees of the Franklin academy, praying the donation may not be withdrawn from the same; referred to the committee appointed on that subject.

Mr. Willson presents a petition from Samuel Griffith; referred to the committee on pensions and revolutionary claims.

Mr. Linthecum presents a petition from Harriet Hanlon; Mr. Gantt presents a petition from Walter Gantz; and Mr. Willson presents a petition from Herson Pritchett, of Montgomery county, each praying for support; referred to the standing committee.

Mr. Gantt presents a petition from Seth Warfield, junr. of Anne-Arundel county, praying relief; referred to Messrs. Gantt, Bstep and Linthecum.

Internal Improvement.

Mr. Merrick from the committee on internal improvements delivers the following report.

The committee appointed to consider of the internal improvement of the State, have carefully weighed the important interests with which they were charged, and submit for the consideration of the house, a bill entitled, "An act to create a board of public works;" and a bill, entitled, An act for the promotion of internal improvement.

At this enlightened day, an elaborate argument to shew that roads and canals are beneficial, would seem as needless, as an endeavour to prove that the condition of Man is bettered by civilization, law and religion. That the prosperity of our citizens individually, and the wealth and dignity of the State of Maryland, will be eminently promoted, and the bond of general union strengthened, by the junction of the waters of the Chesapeake and Ohio, by a canal terminating at Baltimore—that the accomplishment of an ascending navigation in the Susquehanna would promote directly the population and wealth of Baltimore, and indirectly of all the region of which she is the mart, are propositions so often and so ably urged upon the consideration of the public, and in themselves so evident, that we have feared to offend, by any attempt to enforce them, in this report.

Two considerations are understood to have hitherto prevented the State of Maryland from entering on that course of policy which has been so nobly and so beneficially pursued by several of her sister States; the low and embarrassed state of the treasury, and the local jealousy between Baltimore and the Potomac region.

The committee of ways and means have demonstrated, that the last dollar of the public debt has been discharged. That without adding any new sources of revenue, or enlarging the direct tax, (which is now but forty thousand dollars on a population of more than four hundred thousand), after providing amply for all the ordinary expenditures, an annual surplus in the treasury may be calculated on, of more than one hundred thousand dollars; a sum sufficient to pay the interest on any amount which it is proposed for the State to invest in public works. These positions are so conclusively established, that more than a reference to that able report were on our part superfluous.

To sooth, as far as practicable, all sectional jealousies, it has been the earnest endeavour of the committee to devise a plan, which would secure, as nearly as practicable, equality of benefit to all.

That plan is embraced in the bills herewith submitted. We shall but briefly here rehearse their leading features. The first, provides for the creation of a board of public works, to consist of nine members, the governor being ex-officio president.

This board is to be authorized to engage engineers, and other proper officers and agents. It is to be specially instructed to locate a canal intersecting or continuing the Chesapeake and Ohio canal to the city of Baltimore; and to examine the obstructions of the navigation of the Potomac, Menokin, Wicomico, and Great Choptank Rivers

with a view to their improvement. It is to be authorized generally, to represent the State in all joint stock companies incorporated to make roads or canals, in which the state is or may become a stockholder, and to report annually the progress and condition of all public works in the state, and to suggest plans for the further diffusion of the system.

By the second, it is proposed to create a joint stock company, with the proper and requisite powers, to cut the canal to be located as aforesaid, connecting the Chesapeake and Ohio canal with the Patuxent at Baltimore. It proposes a subscription of one million of dollars payable in money to the Chesapeake and Ohio canal company, and five hundred thousand dollars to the lateral canal. These subscriptions to be made not until the board of public works shall have ascertained the practicability of making the connecting canal aforesaid; nor until congress shall have expressly granted to the company thereby incorporated, (should the connecting canal be located through the District of Columbia,) the same rights, privileges and powers. In all respects, within that district, as are granted in and by the charter of the Chesapeake and Ohio canal company; nor until the executive of this state shall have full evidence, that, with the sum to be as aforesaid subscribed on the part of this state, the whole amount estimated to be necessary for the completion of the eastern section of the Chesapeake and Ohio canal has been actually subscribed by competent subscribers. This bill also authorizes a subscription of stock to the amount of five hundred thousand dollars, to a fund to be raised by the city of Baltimore, under and by virtue of the act of assembly passed at December session 1823, chapter 175, for the purpose of making a canal from York Haven to Baltimore; upon condition as nearly similar to those connected with the subscription to the Chesapeake and Ohio canal company, as the nature of the cases will allow.

It also authorizes an appropriation of one hundred thousand dollars for the execution of such plans for opening and improving the navigation of the Menokin, Pocomok, Wicomico and Choptank rivers as the board of public works may decide on, as practicable and expedient. It is proposed that these two last appropriations shall not take effect unless the two former also go into operation. It is proposed to raise all these moneys as they may be from time to time required, by loans, at a rate of interest not exceeding 5 per cent. per annum, payable quarterly, redeemable at the pleasure of the state at any time after the first day of January eighteen hundred and sixty. These subscriptions will be called for in instalments, and it is not likely, that under the most favourable circumstances the whole capital will be called into action, in less than six years. It is provided that if the mayor and city council of Baltimore shall relinquish the privileges granted by the act to provide for making the Baltimore canal, passed at December session 1823, chapter 175, the sum of one hundred thousand dollars shall be immediately placed under their control, to be expended in improving the navigation of the Susquehanna. Finally it is proposed, to pledge the revenue which may arise from the sums so to be invested, and from the road stock now owned by the state, in the first instance to constitute, under the direction of the board of public works, a sinking fund for the liquidation of the principal so to be raised by loan; secondly to the execution of such other plans of improvement, as the legislature may hereafter sanction, and thirdly to constitute a fund to be distributed equitably for the support of free schools throughout the various counties of the state.

These great objects are thus presented to our consideration under new and most favorable circumstances. The legislature has often heretofore manifested a wish that the contemplated improvements should be executed, and it would seem, that substantial pecuniary aid has been withheld, solely on account of an actual or supposed inability to render it without a grievous increase of taxation. It is now made plain that the finances of the state are in a condition to enable it, without any augmentation of the public burthens, to foster these works to the amount recommended by the committee.

This great obstacle removed, and the question reduced to a single point, a confident hope is indulged, that in this enlightened body, the number will be small of those who will refuse to employ the surplus treasure of the state, in works so eminently calculated to advance her growth in population, the prosperity of her people engaged in the pursuits of commerce, manufactures and agriculture, and her political standing and character as a member of the union.

All which is respectfully submitted.

Isaac Hines, Clk.

Also a bill, entitled, An act for the promotion of internal improvement. And a bill, entitled, An act to create a board of public works; which were read.

Light-houses & Light-boats.

On motion by Mr. Teackle, the following resolution was twice read, assented to, and sent to the senate.

Whereas an act was passed at the last session of the general assembly of Maryland, to provide for the cessation of territorial jurisdiction at Cedar Point, and at Point Look Out, in St. Mary's county, and at Smith's Island in Calvert's Straights in Somerset county, for the erection of light-houses thereon; And whereas, it has been represented, that the establishment of a light-boat off the mouth of Patuxent river, and also a light-boat in Hooper's Straights, would more essentially conduce to the beneficial objects contemplated by the act in question; therefore, He it resolved by the general assembly of Maryland, That the senators and representatives of this state in the congress of the United States, be requested to use their influence in procuring the erection of light-houses at Point Look Out, and on Smith's Island, and the establishment of light-boats off the mouth of Patuxent river, and at Hooper's Straights.

And be it further resolved, That his excellency the governor be requested to forward a copy of the foregoing preamble and resolution to each of our senators and representatives in the congress of the United States.

The clerk of the senate returns the bill to repeal in part a supplement to the act relating to sheriffs, so far as relates to the sheriff of Dorchester county, endorsed "will not pass."

Also the bill to relieve executors and administrators from the obligation of performing duties of guardians.

And the bill to authorize the levy court of Frederick county to appoint commissioners for the purposes therein mentioned, severally endorsed "will pass." Ordered to be engrossed.

Also the supplement to an act to provide for the prompt settlement and final close of the concerns of the Bank of Caroline, and the supplement to the act to incorporate the trustees of Churchhill Academy, in Queen-Anne's county, severally endorsed "will pass with the proposed amendments;" which were read, assented to, and the bills ordered to be engrossed.

Also the resolution in favour of Philemon B. Hooper; the resolution to confirm certain acts of commissioners appointed by Somerset county court, and the resolution relative to repairs of the state house, severally endorsed "assented to."

The house proceeded to ballot for a register of wills for Calvert county. The ballots being deposited in the ballot box, the gentlemen named to strike retired to the conference room, and after some time returned and reported, that Jeremiah M. Edden was elected.

The bill to divorce Elisha Winn and Mary Winn, of the city of Baltimore, was read the second time and passed.