

county 1800 and 1801, who has made proposals to pay off the debt by instalments, and which certainly the state ought to agree to. The other is Henry Shroeder, of Anne Arundel county, security of Henry Shryock, who was sheriff of Washington county in 1791, and from whom the amount can be recovered; but he complains bitterly, as he understood the debt was settled long ago, and not having been called on for it, when he would have been more able to pay it, he considers his case, as it is indeed, a very hard one. There is also a claim on the list marked B, which has remained unsettled for upwards of twenty years: It is on a bond granted by Thomas Hall, of Harford county, deceased, for a tract of land sold by a former agent; but neither the principle of the bond, nor any interest, was to be paid, until he was put in possession of the land in question. It appears by the records of Harford county court that a deed was made for this same tract of land, which is called "Common Garden Corrected," on the 7th November 1793, by Benjamin Osborn, to John Lee Webster, and on the 9th March 1811, a deed was made by John Skinner Webster, son of John Lee Webster, to William Osborn, who is now in possession of the said land.

The agent offered to leave the question of the state's title to this tract of land; to arbitration; but Mr. Osborn, after consulting counsel, would not consent. He has a wife, and a large family of children, and he himself is blind; and if the state should succeed in obtaining possession of this land, himself and his family will be left without a home, and he will be ruined. His father, James Osborn, was security for Samuel G. Osborn, collector of the tax for Harford county, and this land was sold under a fi. fa. to satisfy a debt due to the state of Maryland, and purchased by the then states' agent, and sold to Thomas Hall aforesaid, who is since deceased; but his executor is ready to pay the bond whenever he is put in possession of the said land; and it rests with the legislature to say, whether further measures ought to be taken to obtain possession of the same. It cannot be obtained without a tedious law suit.

There are some cases which peculiarly require the interposition of the legislature; many persons have become securities for sheriffs, and will be compelled to pay considerable sums for them; in all such cases, wherever the debt is well secured, indulgence for a reasonable time may safely be granted. During my agency, in several cases, I assumed the responsibility of granting such indulgence, as I felt perfectly convinced that this course would be approved of by the legislature.

The late agent has now presented to the legislature, a full view of the debts due to the state on the western shore, both valid and invalid; and has only further to add, that the total amount of public money which has passed through his hands since his appointment, amounts to upwards of twenty-six thousand dollars, and consists of the following items, viz.

| | |
|---|-------------|
| Of debts due the state, and outstanding at the time of his appointment, | 17,790 00 |
| Debts due by the Cumberland Bank of Allegany to the school fund, | 288 70 |
| | <hr/> |
| Total outstanding debts, | \$18,028 70 |
| Of debts becoming due in 1822, | 6,734 77 |
| Of revenue for the support of government, | 1,474 00 |
| | <hr/> |
| Total, | \$26,237 56 |

And this money, after deducting the commission on the outstanding debts due to the state, allowed by the act of 1821, appointing an agent, has all been paid into the treasury. All which is respectfully submitted.

THOS. KENNEDY.

Which was read.

The bill to incorporate the trustees of the poor of Baltimore county, was read the second time, passed, and sent to the senate.

On motion by Mr. Teackle, the following resolution was read:

Resolved, That so much of the actual gain of interest, or dividends on the proposed investment of the proceeds of the three per cent stocks of the United States, as may exceed the actual revenue now derived from that portion of the states' capital, as the said gain may accrue, shall be successively invested by the treasurer of the western shore, with the advice of the executive, and the chancellor for the time being, who shall be styled the Commissioners of the Redeeming Fund, in some safe and productive fund and that all successive accumulations, which may result therefrom, shall in like manner be reinvested with a view to the replacement of so much of the states' capital as has been diminished since the year 1812, and to provide for the extinguishment of existing debts, and for the reduction of such loans as may hereafter be authorised for the promotion of internal improvement, and other objects of public utility.

On the second reading of the bill to alter and amend the constitution of this state, so that the governor may be elected by the people. On motion by Mr. Semmes, the question was put, that the said title, and the first section, to wit:

"Be it enacted by the General Assembly of Maryland, That the executive power of this state shall be vested in a governor as hereinafter provided for," be stricken out? The yeas and nays being required, appeared as follow:

AFFIRMATIVE—Messrs. Speaker, Millard, G. Leigh, Stone, Maddox, Dalrymple, Smith, Skinner, Stonestreet, Edelen, Rogerson, Jones, Teackle, Dennis, Steele, Semmes, Carroll, Roberts, Meconiken, Wright, Slemaker, Riley Franklin, Thomas, Farquhar, Chauncey, Boon, Drury, Keller, Galloway, Williams, A. Lee, Duvall, Tomlinson.—34.

NEGATIVE.—Messrs. Hodges, Linthicum, Howard, Garner, Stansbury, Orrick, Johnson, Worthington, Loockerman, Lloyd, Martin, Byus, Willis, Hooper, Sheredine, Parker, Gerry, Cosden, Pratt, H. Kemp, Fisher, Norris, Allen, Whiteford, Douglass, J. P. Kennedy, Purvance, T. Kennedy, Hoffman, Pollard.—20. Resolved in the affirmative.

On n
rays be
AFF
Stones
berts,
Drury,
NEG
Johnso
Gerry,
T. Ken
Mr. I
The
have c
a debt
dian la
now un
pires v
joining
tended
proced
hundre
or age
ing; th
on or l
princi
ber ei
terest
and if
rected
ments
this re
the st
of the
said o
Mr.
The
votes
the fo
Res
ing of
mann
may c
usuall
hundr
WH
Mr.
Th
direct
also o
thoris
impro
and b
tiary
that s
In
jects
fictio
the s
them
W
howe
perso
nurs
serte
penit
finer
has c
head
izati
one a
serte
finer
decie