

VOTES AND PROCEEDINGS, OCTOBER, 1778. 19  
W E D N E S D A Y, December 9, 1778.

**T**HE senate met. Present the same members as on yesterday. The proceedings of yesterday were read.

The petition of Joseph Garnett, of Kent county; the petition of William Merritt, sheriff of Kent county, praying a further time for settling with the treasurer of his shire; the petition of Benjamin Kelly, of Kent county, praying to be relieved from the treble tax; were severally read, referred to the consideration of the house of delegates, and sent by Brice T. B. Worthington, Esq;

The bill, entitled, An act to empower James Sterett, Andrew Stigar, and George Lendenburger, to sell and dispose of the estate of Christopher Limes, for the purpose therein mentioned, was read the second time by especial order, passed, and sent to the house of delegates by William Hindman, Esq;

The petition of Thomas Johnson, jun. praying an augmentation of his salary as clerk to his excellency the governor and the honourable council, was read, referred to the consideration of the house of delegates, and sent by Thomas Jenings, Esq;

The petition of Timothy Mayhew, of Prince-George's county, praying to be relieved from the treble tax, was read, referred to the consideration of the house of delegates, and sent by George Plater, Esq;

Messieurs Hall and Chase, from the house of delegates, deliver to the president the following message:

By the HOUSE of DELEGATES, December 9, 1778.

May it please your honours,

**I**N answer to your message of the 1st instant by Charles Carroll, Esq; we agree with your honours, that the appointment of a court of appeals is a measure absolutely necessary to carry into full effect our present constitution and form of government; and if proper persons can be found, we shall cheerfully go into a joint ballot. The number five we apprehend has been heretofore agreed upon by message between the two houses; but if five cannot be got, we will agree to a temporary law for the appointment of three judges to constitute a court of appeals. We wish to know what gentlemen of integrity and sound judgment in the law your honours have in contemplation as proper judges, none have occurred to us that we think would accept the trust.

By order,

J. DUCKETT, cl. ho. del.

Messieurs Burgess and Stevenson, from the house of delegates, deliver to the president the following message:

By the HOUSE of DELEGATES, December 9, 1778.

May it please your honours,

**T**HIS house have agreed to proceed to the recommendation of a register of wills for Baltimore county, in the place of Thomas Jones, Esq; who hath resigned, and have appointed Mr. Chase, Mr. Sprigg, and Mr. Brice, to join any of the members of your house you may think proper to nominate to examine the ballot boxes. A list of the names of the persons proposed is herewith transmitted.

By order,

J. DUCKETT, cl. ho. del.

The following message was sent to the house of delegates by Matthew Tilghman, Esq;

By the SENATE, December 9, 1778.

Gentlemen,

**A**S you concur with us in opinion that the appointment of a court of appeals is absolutely necessary, we are willing to go into a joint ballot of five persons for that purpose, and have herewith transmitted a list of those proposed in this house to be ballotted for.

By order,

R. RIDGELY, cl. sen.

The following message was sent to the house of delegates by Robert Goldsborough, Esq;

By the SENATE, December 9, 1778.

Gentlemen,

**W**E are ready to proceed to the choice of a register of wills for Baltimore county, and have appointed William Hindman and Thomas Jenings, Esquires, to examine the ballot boxes. The persons proposed in addition to your list are herewith communicated.

By order,

R. RIDGELY, cl. sen.

Messieurs Gantt and W. M. Beall, from the house of delegates, deliver to the president a bill, entitled, An act to prevent distilling grain into spirits, thus endorsed; "By the house of delegates, December 7, 1778: Read the first time and ordered to lie on the table.

" By order,

J. DUCKETT, cl. ho. del.

" By the house of delegates, December 9, 1778: Read the second time and will pass.

" By order,

J. DUCKETT, cl. ho. del."

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