

due from the estate of the said William Berry, and the pecuniary legacies by his last will and testament bequeathed."

The resolution respecting the per diem allowance, was read the second time, and the question being put, That the same be assented to? The yeas and nays being called for, appeared as follow:

A F F I R M A T I V E.

The honourable George Plater, Esquire, president, the honourable Edward Lloyd, William Perry, John Smith, Daniel Carroll, Richard Ridgely and Samuel Hughes, Esquires.

N E G A T I V E.

The honourable George Gale, Charles Carroll, of Carrollton, and Peregrine Tilghman, Esquires. Determined in the affirmative.

The resolution respecting Simon Nicholls, was read the second time and assented to:

Mr. Fitzhugh, from the house of delegates, delivers to the president a bill, entitled, An act empowering George Mason, William Mason and Robert Lawson, of the commonwealth of Virginia, to remove slaves thence into this state under the restrictions therein mentioned, endorsed; "By the house of delegates, May 2, 1787: Read the first time and ordered to lie on the table.

"By order,

W. HARWOOD, clk.

"By the house of delegates, May 4, 1787: Read the second time and will pass.

"By order,

W. HARWOOD, clk."

Which was read the first time and ordered to lie on the table.

The senate adjourns till 3 o'clock.

P O S T M E R I D I E M.

The senate met.

The following message was prepared, agreed to, and, with the bill, entitled, An act to enable the judges of the court of appeals, and the judges of the general court, to continue certain causes therein mentioned, the resolution respecting the per diem allowance, and the resolution respecting Simon Nicholls, was sent to the house of delegates by Charles Carroll, of Carrollton, Esquire.

BY THE SENATE, MAY 4, 1787.

GENTLEMEN,

WE have considered the amendments proposed by your house to the bill, entitled, An act to enable the judges of the court of appeals, and the judges of the general court, to continue certain causes therein mentioned, and have acceded to the second proposed amendment; but as we cannot think the first amendment proper, we have returned the bill for your reconsideration, in hopes that you will recede from it, in which case the bill may be passed into a law.

By order,

J. DORSEY, clk.

Mr. Roberts, from the house of delegates, delivers to the president the bill, entitled, An act vesting power in the trustees of the charity school in Saint Peter's parish, in Talbot county, to convey the lands therein mentioned for the benefit and use of the poor of Talbot county, endorsed; "By the house of delegates, May 2, 1787: Read the first time and ordered to lie on the table.

"By order,

W. HARWOOD, clk.

"By the house of delegates, May 4, 1787: Read the second time and will pass.

"By order,

W. HARWOOD, clk."

Which was ordered to be engrossed.

The bill, entitled, An act empowering George Mason, William Mason and Robert Lawson, of the commonwealth of Virginia, to remove slaves thence into this state under the restrictions therein mentioned, was read the second time by especial order and will not pass.

The bill, entitled, A supplement to the act for the speedy recovery of small debts out of court, was read the second time, and the question being put, That the same do pass with the proposed amendments? The yeas and nays being called for, appeared as follow:

A F F I R M A T I V E.

The honourable George Plater, Esquire, president, the honourable Charles Carroll, of Carrollton, Edward Lloyd, John Smith, Daniel Carroll, Richard Ridgely, Samuel Hughes and Peregrine Tilghman, Esquires.

N E G A T I V E.

The honourable George Gale, Esquire.

Determined in the affirmative, endorsed will pass, and, with the above bill, was sent to the house of delegates by Edward Lloyd, Esquire.

Amendments proposed. Strike out, in the second line of the second page, the words "one year," and insert "six months." After the word "off," in the fifth line of the second page, insert "And be it enacted, That the justice before whom the said judgment shall be rendered, shall be obliged, within twenty days after the rendition of the said judgment, to return a transcript of the said judgment, and proceedings thereon, under his hand and seal, to the clerk of his county, there to be entered on record, which transcript, when so returned, shall be as good and available in law, and of the same force, effect and operation, to all intents and purposes, as any judgment rendered and had before the court of the said county, and the clerk of the said county shall and may issue execution thereon, and the same proceedings shall be had against the bail as on judgments rendered in the first instance by the said court." After the word "appeal," in the last line of the second page, insert "Provided always, That this act shall be deemed, construed and understood, to extend only to debts or sums of money or tobacco due on contract, and not to actions of replevin, detinue, trover and conversion,