

The senate met.

The resolution in favour of Charles Nutter, was read the first and second time by especial order, and assented to, and sent to the house of delegates by the clerk.

The clerk of the house of delegates brings in and delivers to the clerk of the senate the following resolutions, to wit:

BY THE HOUSE OF DELEGATES, DECEMBER 26, 1794.

RESOLVED, That the governor and council be and they are hereby authorized and empowered to draw orders on the treasurer of the western shore for all salaries of the civil officers fixed by law, and payable by the said treasurer; for all accounts passed by the auditor-general, against this state, and approved by the executive, which may have arisen due by any existing law of this state; and for any sum of money, not exceeding five hundred pounds, that may be necessary to pay the expences and incidental charges of government; and the treasurer is hereby directed to lay before the next general assembly ensuing such expenditure, a particular account of all monies paid by him to the orders of the governor and council under this resolution, to defray the incidental expences of government.

By order,

W. HARWOOD, clk.

BY THE HOUSE OF DELEGATES, DECEMBER 26, 1794.

RESOLVED, That the governor be requested to cause such temporary repairs to be made to the government building and garden, upon the most economical plan, as shall prevent them from going to immediate decay and ruin; and the treasurer is hereby authorized and requested to pay a sum of money, not exceeding one hundred and fifty pounds, to the order of the governor and council, to be applied for that purpose.

By order,

W. HARWOOD, clk.

Which said resolutions were severally read the first time and ordered to lie on the table.

The paper bills No. 52, 53, 54, 55, 58, 59, 63, 64, 65, 67, 68, and 70, were sent to the house of delegates by the clerk.

On the second reading of the bill, entitled, An act for the relief of sundry insolvent debtors, the question was put, That Gavin Hamilton Smith be struck out of the said bill? The yeas and nays being required, appeared as follow:

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

The honourable Mr. President, the honourable John Eager Howard and William Winder.

N E G A T I V E.

The honourable Charles Carroll, of Carrollton, Richard T. Lowndes, John Campbell, Matthew Tilghman, William Cooke and Richard Sprigg.

Determined in the negative.

The bill being read throughout, the question was put, That the said bill do pass with the proposed amendments? Resolved in the affirmative.

Amendments proposed. Strike out of the insolvent bill the names of "Jacob Bradley, Thomas Nicholls, Abraham George Hammond, John Savin and John Makin, Aaron Harris, Lewis Duvall, Sarah Beall, Edward Lloyd Waites, Andrew Golding, Patrick Golding and Thomas Golding, James B. Loveless, Henry Wilson, junior." In the 6th page, 2d line, strike out the word "executed" and insert "said."

Which said bill, with its amendments, was sent to the house of delegates by the clerk.

The clerk of the house of delegates returns the bill, entitled, An act for the relief of sundry insolvent debtors, together with the following message:

BY THE HOUSE OF DELEGATES, DECEMBER 26, 1794.

GENTLEMEN OF THE SENATE,

WE are sorry, at this late period of the session, to be reduced to the necessity of sending a message to you, but we think the cases of the following persons, whose names are struck out of the bill respecting insolvent debtors, peculiarly hard; we mean the cases of Andrew Golding, and brothers, and Abraham G. Hammond, James B. Loveless, and Sarah Beall, who are now committed in execution, and must undergo the rigours of confinement until another session, without legislative aid is now afforded. Allegations of fraud, unsupported by proof, we conceive ought not to debar those petitioners who are in custody of the benefit of an insolvent law, when the bill itself contemplates and provides a tribunal in every respect more competent to determine its existence. If fraud exists, the respective petitioners cannot avail themselves of the provisions of the law; if it does not exist, we are heaping the measure of calamities on their heads, by depriving them of the opportunity of a fair trial, and by an unnecessary confinement of their bodies, the consequent loss to the state, and utter ruin of their families. We trust, on reconsideration, that the senate will accede to the insertion in the bill of the names of the persons herein mentioned. We assent to the rest of your amendments.

By order,

W. HARWOOD, clk.

Which was read.

On motion, the following message was prepared, read, and agreed to.

BY THE SENATE, DECEMBER 26, 1794.

GENTLEMEN,

IN consequence of your message of this date we have reconsidered the bill, entitled, An act for the relief of sundry insolvent debtors, and have receded from our amendments with respect to Sarah Beall and James B. Loveless, and do not recede from our amendments respecting the other persons named in your message.

By order,

N. PINKNEY, clk.

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