

such garnishee hath in his possession property of the defendant, or is indebted to such defendant, to an amount and value sufficient to pay the debt, damages and interest, of said plaintiff, and costs, and execution shall issue as in other cases of condemnation in the hands of garnishees.

“ And be it enacted, That if any plaintiff in any writ of attachment, or any person for him, shall make oath, or affirmation, that he verily believes that the person against whom such writ of attachment shall be directed to be served as garnishee hath property belonging to the defendant in his hands and possession, or under his care, or is indebted to the defendant in any sum of money, although the same shall not then be due, and that he verily believes that he has just cause to fear that such person is about to depart and remove from the county where he resides, it shall be lawful for the clerk of the court where such writ of attachment issues, on the affidavit being filed, to cause to be inserted in the body of such attachment a clause of *capias ad respondendum* against such person, as garnishee, pursuant to the nature of the plaintiff's claim, and he shall be held to sufficient bail to appear at court, and to make answers as by this act is directed, and further to render his body to prison, or pay the condemnation money, if judgment shall pass against him.”

Which amendments were read.

On motion, ORDERED, That the senate reconsider the bill, entitled, An act to extend Pratt-street, in Baltimore-town, westernly, until it intersects the turnpike road leading from said town to Frederick-town.

On motion, William Cooke, Esquire, brings in and delivers to the president a bill, entitled, An act declaring jurisdiction in civil cases; which was read the first time and ordered to lie on the table.

On motion, ORDERED, That the Printer of this state print one hundred copies of said bill for the use of the members of the general assembly.

The bill, entitled, An act for erecting a town at the mouth of the river Susquehanna, in Cæcil county, and for appointing commissioners to regulate and govern the same, was read the second time by especial order and will pass, and sent to the house of delegates by the clerk.

The clerk of the house of delegates delivers to the clerk of the senate a bill, entitled, An act for the preservation of the navigation of Dividing creek, thus endorsed; “ By the house of delegates, December 1, 1795: Read the first time and ordered to lie on the table.

“ By order,

W. HARWOOD, clk.

“ By the house of delegates, December 2, 1795: Read the second time by especial order and will pass:

“ By order,

W. HARWOOD, clk.”

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

And the following recommendation to the executive of this state respecting John Montgomery.

BY THE HOUSE OF DELEGATES, DECEMBER 2, 1795.

The general assembly of Maryland, considering the peculiar situation of John Montgomery, Esquire, one of the members of the house of delegates, for the arrest and surrender of whom a demand has been lately made by the governor of Pennsylvania; and is now under the consideration of the executive of this state, do recommend it to the executive of this state to use their good offices with the governor of Pennsylvania to grant to Mr. Montgomery a *noli prosequi*, or to withdraw the said demand. Unanimously assented to.

By order,

W. HARWOOD, clk.

Which was read the first and second time by especial order and unanimously assented to.

The bill, entitled, An act for erecting a bridge over the Eastern branch of Patowmack river, was read the second time, and, on motion, ORDERED, That the same be referred to Charles Goldsborough, Robert Smith and Richard Sprigg, Junior, Esquires, to consider and report amendments thereto.

The clerk of the house of delegates delivers to the clerk of the senate the following resolution:

BY THE HOUSE OF DELEGATES, DECEMBER 2, 1795.

Whereas Peter Chaille, of Worcester county, did purchase of the late intendant of the revenue a tract of land in said county, by the name of Limbrick, for the sum of twenty-two shillings and six-pence current money per acre, which said tract of land was sold for one hundred acres, and by actual survey the said tract of land is found to contain one hundred and forty and one half acres, which surplus land the said Peter Chaille is desirous to purchase at the same price: And whereas it also appears, that since the purchase aforesaid from the said intendant, that there was a right of dower in said lands, which was not known to exist at the time, and for which the said Peter Chaille has paid the sum of twenty-two pounds ten shillings current money, which ought to be allowed; therefore, RESOLVED, That the state agent sell to the said Peter Chaille the said forty and one half acres of land at the price of twenty-two shillings and six-pence current money per acre, with interest from the date of the original purchase of the intendant, and that the said Peter Chaille be allowed out of the purchase money aforesaid, by the agent aforesaid, the sum of twenty-two pounds ten shillings current money as a compensation for the money by him paid for the dower aforesaid.

By order,

W. HARWOOD, clk.

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

The senate adjourns until to-morrow morning 10 o'clock.

T H U R S D A Y, December 3, 1795.

THE senate met. Present the same members as on yesterday. The proceedings of yesterday were read.

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