

case the plaintiff or plaintiffs may and he or they are hereby empowered to file in the court of chancery a bill of discovery and relief against the directors of the corporation as against private individuals, wherein they shall be severally compelled to discover the interest or shares which each and every member of the corporation may have therein, and upon such discovery being had, the chancellor shall ascertain the proportionate parts of the said judgment which the said members severally ought to pay, and he is hereby authorized to decree accordingly the sum of money which each and every member of the said corporation shall pay to the said plaintiff or plaintiffs." The yeas and nays being required, appeared as follow:

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

The honourable Charles Goldsborough, William Cooke, Matthew Tilghman and Richard Sprigg, junior, Esquires. 4.

N E G A T I V E.

The honourable William Perry, Esquire, president, the honourable John Eager Howard, Charles Carroll, of Carrollton, Richard T. Lowndes, John Campbell and Robert Smith, Esquires. 6.

So it was determined in the negative.

The bill being read throughout, the question was put, That the same do pass with the following amendments?

Amendments proposed. Second page, 12th and 13th lines, strike out "within fifteen days after the passage of this act," and insert "on or before the second Monday in February next." Strike out from the word "residue" in the last line of the second page to the end of the line, and insert "on or before the second Monday in February, seventeen hundred and ninety-seven." Page 3, after the word "in" in the 10th line, add "provided, that if any person shall neglect or refuse to pay the same one third part on or before the said first Monday of February, he shall cease to be a member of the said corporation, and his share or shares shall and may be disposed of by the directors to be chosen as herein after directed, to such person or persons as may apply for the same." Page 3, strike out the proviso. Same page, 15th line, after the word "that" insert "out of," and after the word "afore said" in the same line, insert "the sum of twenty thousand dollars." At the end of the 17th line add "and the residue of the said capital stock shall be invested in the stock of the bank of the United States, or of the banks in this state, or in the public debt of the United States." Fourth page, at the end of the 7th line, insert "And be it enacted, That the said directors shall from time to time apply all sums received by them for premiums to the payment of their losses in the first instance, and to make up the amount of their original capital where it shall sustain any diminution by such losses, and after replacing their original capital as aforesaid, shall make such dividend of the residue among the said stockholders as they in their discretion shall think expedient." Sixth page, 2d line from the bottom, strike out the word "twenty" and insert "nine."

The yeas and nays being required, appeared as follow:

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

The honourable William Perry, Esquire, president, the honourable John Eager Howard, Charles Carroll, of Carrollton, Richard T. Lowndes, John Campbell and Robert Smith, Esquires. 6.

N E G A T I V E.

The honourable Charles Goldsborough, William Cooke, Matthew Tilghman and Richard Sprigg, junior, Esquires. 4.

So it was determined in the affirmative.

On motion, the following message was prepared, read and agreed to, and, with the last mentioned bill and amendments, was sent to the house of delegates by the clerk.

BY THE SENATE, DECEMBER 19, 1795.

GENTLEMEN,

WE have reconsidered the bill, entitled, An act to incorporate an insurance company in Baltimore-town, and have passed the same with amendments, which we hope will meet with your approbation.

By order,

H. WARFIELD, clk.

On motion, the question was put, That the senate reconsider, a second time, the bill, entitled, An act to ascertain the allowance of the members of the general assembly? The yeas and nays being required, appeared as follow:

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

The honourable William Perry, Esquire, president, the honourable John Eager Howard, Richard T. Lowndes, Matthew Tilghman and Richard Sprigg, junior, Esquires. 5.

N E G A T I V E.

The honourable Charles Carroll, of Carrollton, John Campbell, Robert Smith and William Cooke, Esquires. 4.

So it was determined in the affirmative.

Which said bill was accordingly reconsidered, and, on motion, the following message was prepared, read and agreed to, and sent to the house of delegates by the clerk.

BY THE SENATE, DECEMBER 19, 1795.

GENTLEMEN,

WE will agree to reconsider and pass the bill, entitled, An act to ascertain the allowance of the members of the general assembly, provided you will assent to limit the continuance of the same to the end of the present session.

By order,

H. WARFIELD, clk.

The resolution remitting the fines of the absent members, was read the second time by especial order, assented to, and sent to the house of delegates.

K

On