

VOTES AND PROCEEDINGS

other and further order as the said court or chief judge may make in that behalf; Provided always, that nothing herein contained shall be construed to protect the sureties of such provisional trustee against a recovery on the said bond, in case any part of the said estate or effects shall not be delivered over in pursuance of any order made or attachment issued by virtue of this act. And be it enacted, That the allowance made to the commissioners by the law to which this is a supplement, together with all costs attending the application of any person or persons petitioning for the benefit of the same, shall be first paid out of the effects of said applicant, but no person shall be refused a hearing, or be prevented from receiving the benefit thereof, in consequence of the insufficiency of his or her effects to pay the same. And be it enacted, That all cases which shall be depending before the said commissioners at the time of passing this act, shall be proceeded on in the same manner as if this act had not been passed, except so far as relates to the recording of deeds or other papers, and to the execution of the trust in cases where the report of the commissioners shall be unfavourable to the applicant or applicants for the benefit of the insolvent laws, and to proceedings against provisional trustees for compelling them respectively to deliver over to the permanent trustee or trustees the estate and effects of any insolvent debtor or debtors." Resolved in the affirmative.

The bill was then read a third time by special order, as amended, and the question put, Shall the said bill as amended pass? Determined in the affirmative.

The resolution in favour of William Wood, was read the second, and by special order the third time, and assented to.

The resolution in favour of the Potomac company was read the second, and by special order the third time, and the question put, Will the senate assent to the same? The yeas and nays being required appeared as follow:

AFFIRMATIVE.

Messrs. Carmichael, Cresap, Harper, Hollyday, Howard, Hughlett, Maxcy, Parnham and Taney—9.

NEGATIVE.

Mr. President and Mr. Gale—2.

Determined in the affirmative.

On motion of Mr. Carmichael, the following order was adopted.

Ordered, That the treasurer of the western shore be requested to furnish the senate with a statement of the annual revenue of this state, from eighteen hundred and twelve till 1819, both inclusive, and of the different sources from which the same arises; also with a statement of the present capital of the state, shewing what part is productive, and what unproductive; and also a statement of the expenditures of the present year, and of the probable receipts in the treasury for 1820, checked and corrected by the receipts from the like items of revenue for 1819; and also to furnish the senate with any information which he may possess as to the time when suits were instituted to recover the taxes due on the lotteries drawn for the Surgical Institution Lottery, Medical College Lottery, Masonic Hall Lottery, and for the Presbyterian Church in Frederick, and as to the probable period of time when the monies will be received.

Mr. Gale presented the petition of Urban Hollyday, of Cecil county; which was read and referred to Messrs. Gale, Carmichael and Taney, to consider and report thereon.

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

TUESDAY, January 25, 1820.

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

The supplement to an act, entitled, An act relating to insolvent debtors in the city and county of Baltimore; the resolution in favour of William Wood; and the resolution in favour of the Potomac company, were sent to the house of delegates.

On motion of Mr. Howard, the executive communication of the 24th inst. with the accompanying documents, was referred to the consideration of the house of delegates.

The clerk of the house of delegates delivers a bill, entitled, An act for the relief of Susanna Teas of Washington county; a bill, entitled, An act for the benefit of Samuel Alexander, orphan son of William Alexander of St. Mary's county; a bill, entitled, An act for the relief of Francis E. Monks, of Harford county; a bill, entitled, An act relating to the funds of Allegany county school. And the following resolution:

BY THE HOUSE OF DELEGATES, January 24, 1820.

Resolved, That the treasurer of the western shore be and he is hereby authorised and directed, to pay to George Brent, of Charles county, or to his order, the sum of fifty-one dollars and twenty cents, out of any unappropriated money in the treasury.

By order,

J. BREWER, Clk.

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

The bill to authorise the orphans court of Washington county to appoint a crier, was read the second and by special order the third time, and will pass with the proposed amendment. Amendment proposed. Strike out the last section.

The bill to correct an error in a deed of conveyance therein mentioned, was read the second, and by special order the third time, and will not pass.

The bill to confirm the partition of the real estate of the late Benoni Williams, as made by commissioners appointed by Cecil county court, was read the second, and by special order the third time, and will pass.

The bill to confirm the proceedings in the partition of the real estate of Richard Hawkins, late of Harford county, deceased, was read the second, and by special order the third time, and will pass.

On motion of Mr. Howard, Leave given to bring in a bill, entitled, A supplement to the act, entitled, An act for the benefit of Wilson Carey Selden, of the state of Virginia. Ordered, That Messrs. Howard, Parnham and Maxcy, be a committee to prepare and bring in the same.

The supplement to the act, entitled, An act for laying out and opening a road in Harford county, passed December session eighteen hundred and sixteen, was read the second, and by special order the third time, and will not pass.