

Lowe, of Frederick county, reported, that the committee had had the same under consideration, and were of opinion that it ought to pass with the following amendment, viz.

"Whereas, articles of separation have heretofore been agreed upon between Bradley S. A. Lowe, and Adelaide V. Lowe, his wife, which have been sanctioned and approved of by the family and friends of the said Adelaide; And whereas, the said Bradley and Adelaide are respectively desirous that a law shall pass more fully to carry into effect the agreement so as aforesaid entered into by them; therefore"

Which amendment was read and assented to, and the bill being read a second, and by special order a third time, was passed and returned to the house of delegates.

Mr. Chambers from the committee to whom was referred the bill for the benefit of Dennis Sollers, and Priscilla Sollers, his wife, reported, that the committee had had the same under consideration, and were of opinion that it ought to pass. Which report was concurred in, and the bill being read a third time, was passed, and returned to the house of delegates.

The clerk to the council delivered the following communication:

*Council Chamber, February 4, 1823.*

GENTLEMEN,

I have the honor to transmit to the legislature, an amendment to an act which has passed the senate of the United States, appropriating the sum of twenty-five thousand dollars, for repairing the national road, transmitted to this department by our senator in congress. Also a letter from the honorable Philip Reid, acknowledging the receipt of the resolutions of the general assembly, approving of the conduct of the general government as it regards national defence, &c: together with a letter from the governor of Massachusetts, enclosing resolutions passed by the legislature of that commonwealth.

I have the honor to be, with great respect, your obedient servant,

SAMUEL STEVENS, Jr.

To the honorable the President of the Senate,

And the honorable the Speaker of the House of Delegates.

Which was read, and with the accompanying documents, referred to the consideration of the house of delegates.

Mr. Chambers from the committee to whom was referred the bill relating to the public roads in the counties therein mentioned, reported the same with the following amendments, viz.

1. Strike out the words, "Prince George's, Montgomery and Kent."
2. Insert the word "and" before the word "Somerset" in the 5th line 1st page.
3. 2d page last line after the word "commissioners" insert the words "within twenty days next succeeding the day of filing the same."
4. After the 9th section insert the following sections:

"And be it enacted, That it shall be lawful for any person or persons, who may deem himself or themselves, aggrieved by a final decision of the said levy court, to prosecute an appeal to the next county court of the said county, who shall hear and determine the matter of appeal at their next session, or as soon thereafter as may be practicable; and either of the parties to the appeal shall, on motion, be entitled to a trial by jury, and an issue or issues shall be framed, under the court's direction, to bring the matter in dispute fairly to trial, whether it respects the location of the road, or the assessment of damages.

And be it enacted, That the party who desires to appeal as aforesaid, shall within one year after the final decision of the said levy court, file with the clerk of said court a suggestion in writing, stating his determination to appeal; and the said clerk shall thereupon cause the commission and return plots and certificates, as well as all other original papers, (if the other papers have been used,) to be transmitted to the next county court, who shall examine the same, as well as any additional proofs or illustrations which the parties may produce: and after decision had in the said county court, it shall be the duty of the clerk of the county court to transmit again to the said levy court, all the papers used in the said cause, with a certificate under seal, of the judgment of the said court; and the levy court shall thereupon cause the road to be opened or altered agreeably to the judgment of the county court, which shall be final and conclusive between the parties."

5th. 8th page strike out the "first" section in said page.

6th. In the last section strike out the word "levy" and insert "county;" which amendments were read, and assented to, and the bill was then read a second time and laid on the table.

The senate resumed the consideration of the unfinished business of yesterday, being the resolutions relating to the University of Maryland, and after some time spent in debate, the further consideration of them was postponed until to-morrow.

The clerk of the house of delegates delivered a bill, entitled, An act to incorporate the Maryland Beneficial Society; which was read the first time and laid on the table; also the engrossed bills from No. 42 to No. 83, inclusive; which were read, assented to, and returned to the house of delegates.

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

WEDNESDAY, January 5, 1823.

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

The supplement to the act for the relief of the poor of the several counties of this state, was read a second, and by special order a third time, rejected, and returned to the house of delegates.

The bill for the relief of Catharine Jeyd, late of the city of Baltimore, was read a third time, rejected, and returned to the house of delegates.