

the purpose of inserting "for his appearance in court when judgment in his appeal is rendered; and provided further, that if the said insolvent shall not appear in court as hereby provided, then, and in that case, the said creditor or creditors shall be entitled to receive of the security or securities, in the bond filed by said insolvent, to prosecute in said judgment shall be affirmed as well the debt or claim of the said creditor or creditors, with legal interest thereon, and costs, as also all costs that may be awarded by the court of appeals." Determined in the affirmative. On motion the question was put, "will the senate receive the following amendment; add as an additional section, "and be it enacted that the right of appeal as is herein before provided in all cases of allegations against an insolvent debtor, which may hereafter occur, is hereby extended to all cases of allegations which have been filed or decided since the first day of January, eighteen hundred and twenty-three."

The yeas and nays being required appeared as follows:

AFFIRMATIVE.

Stewart, Pres't
Bowie

Dickinson
Miler

Orrell
Quinton—6

NEGATIVE.

Brownley
Claude

Kent
Scott—

Tilghman
5

Determined in the affirmative.

Mr. Johnson having been personally excused from voting.

The bill was then ordered to be laid on the table.

The clerk of the house of delegates delivered a resolution in favor of the heirs of Peter Joy. Which was read the first time and laid on the table.

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

Friday, January 27th, 1826.

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

The president laid before the senate the annual report of the trustees of Lower Marlboro Academy, in Calvert county, which was read and referred to the house of delegates.

The resolution relative to the distribution of the laws and votes and proceedings to justices of the peace, was read a third time, assented to, and returned to the house of delegates.

The bill for the relief of Barbara Wagers, William Lowe, John Clary and Richard Howard, of Frederick county, was read a third time, passed with the proposed amendments, and returned to the house of delegates.

The supplement to the act to incorporate Emmitsburg, in Frederick county, was read a second time; on motion the question was put, will the senate strike out the word "May," in the 5th line and insert "April?" Determined in the affirmative.