

of Mr. John Gerard deceased is alleged to be interested in the within Lands

Signed for des, John Beall Ch: up: House
Mr. Birdley from the Upper House delivered (N: 1/2/20) the Bill empowering Commissioners or Trustees to sell the Lands and Estates of Col. Smithson and Thomas Smithson, this he did by virtue By the Upper House of Assembly of the 10th 1730

Upon Reading and considering the within Bill, We find that you have reserved a right of Redemption to the Heir only and have excluded the several Devises

Whereas we are of opinion that the Devises ought to have the preference of their respective Estates, and it being presented to us that Mary Wrighton widow of one of the Devises mentioned in the will of the said Thomas Smithson of Talbot County hath paid all the arrears of the Quit Rents due to the Lords Proprietary for Lands devised to her, we think it reasonable that if that Land be sold she should be again repaid so much Tobacco as she can make appear she has disburs'd on that occasion the Land being yet uncultivated, and no benefit accruing to her by it

And we are likewise of opinion, that for as much as it appears that it was the principall Desire of the within Thomas Smithson of Talbot County, that the Chief of his Lands and Personal Estate should remain to the Parish of St. Michaels in the said County and free Schools in this Province

We think that these Lands so devised ought not to be exposed to sale if the other Lands and the remaining part of the personal Estate should be found sufficient to recompence the damages,

And we propose that Col. Richard Tilghman be appointed Commissioner in the Room of Mr. Dashiell who lives remote from the Lands

Signed for des, John Beall Ch: up: Ho:

The Question was put whether a Bill shall be brought in to continue the three Pence of the to the Governour in his absence, carried in the affirmative by the Majority of Votes

The Question was put whether it shall be for twelve Months or until he shall be actually superseded, which shall first happen or only for twelve Months

Carried Nemine Contradicente, that it shall continue for twelve Months or until his Excellency shall be actually superseded which shall first happen

The House adjourns till one a Clock in the afternoon Post Meridian The House meets according to adjournment