

Notes and Resolves,

OF THE

Lower House of Assembly, of the Province of MARYLAND.

(*Die Veneris, Octobris 18, 1728.*)

THE House met this Day according to Adjournment, The Members were call'd over, and all present as Yesterday. — Yesterday's Proceedings were Read.

The Petition of *Francis Mercer*, of *Somerſet County*, Merchant, Read, and Granted as Pray'd.

The Petition of *Joshua Doym*, of *St. Mary's County*, Read, and rejected.

John Hall, Esq; from the Upper House, delivers Mr. Speaker, the Supplementary Bill, relating to Servants and Slaves; thus Indors'd, *viz.*

By the Upper House of Assembly, October 17, 1728.

Read the First Time, and Order'd to lie on the Table. And thus,

By the Upper House of Assembly, October 18, 1728.

Read the second Time, and will pass.

A Bill for the Support of the Rector of *William and Mary Parish in Charles County*,

By the Lower House of Assembly, October 18, 1728.

Read the first and second Time, by an especial Order, and will pass.

Sent to the Upper House, by Col. *Fendall*, and Mr. *Courts*; who return and inform the House, they deliver'd the same.

The Supplementary Bill, relating to Servants and Slaves,

By the Lower House of Assembly, October 18, 1728.

Read, and passed for Ingrossing.

Col. *Herman*, from the Committee of Elections and Privileges, delivers to Mr. Speaker the following Report, *viz.*

By the Committee of Privileges and Elections, October 18, 1728.

We of the Committee, having inspected, and duly examined the Indentures of *James Harris*, Esq; *Mr. Philip Kennard*, and *Mr. George Wilson*, three of the Members return'd to Serve in this Session, for *Kent County*; do find them duly Elected. And we having received a Petition, from sundry the Inhabitants of *Kent County*, complaining of the undue Election of *Capt. Ebenezer Blackiston*, and having heard the Allegations of both Parties, and taken the Depositions of the Evidences to us produced, relating thereto, do find, that the Contest lay between *Capt. Ebenezer Blackiston*, and *Mr. John Johnson*, and that the said *Capt. Blackiston*, carryed the Election by one Voice, (which had the Sheriff allowed the Voice of Messieurs *William Nicholson*, and *James Calder*, two of the Evidences) must have been determined in Favour of *Mr. Johnson*; but your Committee is of Opinion, that the said *Mr. James Calder*, was not entituled to Vote at the said Election; and it being a Doubt with your Committee, whether the said *William Nicholson*, was qualified to Vote, and also for that *Nicholas Waterman*, one of the Persons Scrutinized on the Poll, for *Capt. Blackiston*, was afterwards allowed on the Poll for *Mr. John Johnson*, which we think ought not to be allowed, but that the said *Nicholas Waterman*, should only stand good on the Poll, of the said *Capt. Blackiston*, being first Scrutinized for him. Therefore we are further of Opinion, that should the Voice of the said *William Nicholson*, be allowed good, *Capt. Ebenezer Blackiston*, is duly Elected, all which we humbly Submit to the Consideration of the House. Which Report being Read, the House concur therewith. And thereupon are of Opinion, that *Capt. Ebenezer Blackiston*, is justly entituled to sit in this House, to serve as a Delegate for *Kent County*.

Mr. George, from the Committee of Laws, delivers to Mr. Speaker, a Bill, Entituled, An Act, Impowering the Justices of *Calvert County*, to finish the Court House of that County, by an Assessment on the Inhabitants thereof; as also for the Relief of *John Critchard*, and *William Kidd*, two of the Builders of the said Court House, which being Read, was Order'd to be thus Indors'd.

By the Lower House of Assembly, October 18, 1728.

Read, first and second Time, by an especial Order, and will pass.

Sent to the Upper House, by Major *Adderton Skinner*, and *William Hemsly*, who return and acquaint the House, they delivered the same.

A Bill, entituled an Act, to confirm two Deeds of Sale, the one from *George Oldfield*, and *Petronella* his Wife, and the other from *Richard Carr*, Son and Heir at Law, to a certain *John Carr*, of *Cecil County*, deceased, to *Casparus Augustine Herman*, being Read, was Ordered to be Indors'd, in the following manner, *viz.*

By the Lower House of Assembly, October 18, 1728.

Read, a first and second Time, by an especial Order, and will pass.

Sent to the Upper House, by Mr. *Johnson*, and Mr. *Knight*, who return and acquaint the House, they delivered the same.

Ordered, that a Bill be brought in, to encourage the Destruction of Squirrels; and that Col. *Gale*, and *James Holiday*, Esq; prepare the same.

The House Adjourn'd 'till To-morrow Morning 9 o'Clock.

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