

Thursday Morning, August 29, 1745.

THE House met according to Adjournment, and the Proceedings of Yesterday were Read.

The Petition of sundry the Inhabitants of the upper Part of Coventry Parish in Somerset and Worcester Counties, Read, and referred to the Consideration of the next Session of Assembly.

Mr. Goldsborough, from the Committee of Aggrievances, and Courts of Justice, delivers Mr. Speaker the following Report, viz.

By the Committee of Aggrievances and Courts of Justice. August 28, 1745. YOUR Committee having received Information by sundry Persons, that a certain William Fowler, of Calvert County, Planter, did on the 1st Day of September, Anno Domini 1742, pass his Note in Writing to a certain James Weems, Gentleman, for the Sum of 485 Pounds of Tobacco, which said Note the aforesaid James Weems did deliver unto Mr. Thomas Ireland, one of the Magistrates of said County, in order to satisfy a Tobacco Debt then due and owing from the said Weems to the aforesaid Thomas Ireland.

Your Committee further takes leave to inform your honourable House, that altho' some time after the receipt of the Note aforesaid, the said William Fowler did satisfy and pay the Sum of 306 Pounds of Tobacco to the Reverend James Williamson by the Order of the said Ireland, in part of the Note aforesaid; nevertheless the said Thomas Ireland did afterwards grant a Warrant against the said William Fowler, directed to the Constable of the Hundred, by virtue of which Warrant the said William Fowler was carried before the said Thomas Ireland, who gave Judgment against the said William Fowler for the whole Sum of 485 Pounds of Tobacco, mentioned in the Note aforesaid, and Costs, without regarding the said Sum of 306 Pounds of Tobacco paid as aforesaid by the said Fowler by order of the said Thomas Ireland to the aforesaid James Williamson, alledging that the said William Fowler was indebted to him the said Thomas Ireland, and a certain Roger Boyce his Partner, a Money Debt to the Sum of 2 l. 6 s. and 6 d. notwithstanding the said William Fowler had before that Time satisfied and paid the said Roger Boyce, Partner as aforesaid with the said Thomas Ireland, the Sum of Two Pounds in part of the Money Debt aforesaid (of which the said Thomas Ireland had notice): For which said Sum of 485 Pounds of Tobacco, the said William Fowler did then give an Order on Mr. William Holland, in order to satisfy the Judgment aforesaid, by virtue of which Order the said William Holland did, by his Overseer Henry Keene, shew a quantity of Merchantable Tobacco to the Receiver of the said Thomas Ireland, in the House of the said William Holland, sufficient to answer the Judgment aforesaid: But so it was (we beg Leave to inform your honourable House), that after the shewing the Tobacco aforesaid, the said Thomas Ireland, without ever returning the said Note, did make out Execution against the said William Fowler on the Judgment aforesaid, by means whereof the said Fowler was by the Sheriffs of the said County taken into Custody, and put to great Charges thereon, and obliged to procure Mr. Samuel Harrison of the said County to Discharge the same.

Your Committee further takes leave to inform your honourable House, that after the rendering the Judgment aforesaid, by the said Thomas Ireland against him the said William Fowler, it appears to your Committee, that the said William Fowler did apply to the said Thomas Ireland for a Warrant against the said Roger Boyce, for the Recovery of the Sum of Two Pounds aforesaid, paid to the said Roger Boyce in manner aforesaid; yet the said Thomas Ireland contrary to the Duty of a Magistrate, did absolutely deny and refuse to grant the same: All which actings, doings, and neglects aforesaid, we take to be a manifest Oppression, and tends to alienate the Minds of the People from the Right Honourable the Lord Proprietary of this Province: But is humbly submitted to the Consideration of your honourable House.

Signed per Order, E. DORSEY, Cl. Com.

Which being Read, the House concurs therewith: And, Ordered, That William Fowler, and Mr. Thomas Ireland, Junr. attend this House on Monday next.

Ordered, That the Clerk issue such Summons as either Party shall desire.

The House again taking into Consideration that Part of the Report from the Committee of Elections and Privileges which relates to Mr. Mills:

A Question was put, Whether the said Mr. Mills was duly Elected, or not? Resolved in the Negative.

For the NEGATIVE,

- Mr. G. Wilson,
- J. Grebbam,
- R. Grebbam,
- Harris,
- Carrill,
- P. Hammond,
- Wortbington,
- Smith,

- Mr. Jos. Hall,
- Brome,
- Mackall,
- Harrison,
- W. Wilkinson,
- N. Goldsborough,
- Thomas,

- Mr. Lecompte,
- Pearce,
- Hyland,
- Sberedine,
- Paca,
- John Hall,
- Westton,

- Mr. Sprigg,
- Addison,
- Bordley,
- Pemberton,
- T. Wilkinjon,
- Hopper,
- Selby,

For the AFFIRMATIVE,

- Mr. Bond,
- Abell,
- Barnes,
- Hen. Hall,
- Courts,

- Mr. Stoughton,
- King,
- Dennis,
- Lloyd,
- Hooper,

- Mr. Ennalls,
- Sullivan,
- George,
- Colwill,

- Mr. Buchanan,
- Gordon,
- Purnell,
- Outten,

Mr.