

if any Fee was due to him in the Opinion of Mr. *Eilbeck*, or any other Person of Understanding, he would pay him: That he the said *Hanson* absolutely refused the Money aforesaid; and a Servant of the said *Hafelop* being at Plow in a Field just by, he the said Sheriff called to the said Servant to stand still, and said he would detain a Horse, with which he was then plowing; which he accordingly did, and called to the Appraisers to appraise the said Horse, which he told the said *Hafelop* they did to 6l. Sterling, and that he was to be sold on Monday, being the fifth Day after, but left the Horse upon the Plantation: That the third Day, the said *Hafelop* rode the Horse aforesaid to *Port Tobacco-Town*, and there met Mr. *Samuel Hanson*, the Sheriff aforesaid, who called upon him, and asked him if that was the Horse his Brother had appraised at his House the other Day; to which he answered, it might, but if he owed any thing, it was Money, and not a Horse, and he was ready to pay the Money: That he the said *Hanson* took the said Horse for which he the said *Hafelop* could have had twelve Pistoles, and as yet hath not returned him any Part of what the Horse aforesaid was sold for, in Satisfaction or Recompence thereof.

Your Committee humbly represent, That by the Testimony of Mr. *William Eilbeck*, of *Charles County*, it appears, That in *March Court*, 1746, he offered Mr. *Henry Brook*, Receiver for his Lordship in the said County, 54s. Sterling, or whatever was due for Land-Rents, from *Robert Hafelop*, of said County; his Answer was, That he had put a Lift into the Sheriff's Hands, and that *Robert Hafelop's* Name was inserted therein, and that the Money must be paid to the Sheriff; after which he the said *Eilbeck* returned the Money aforesaid to *Hafelop*. It likewise appears, by the Testimony of *John Blanchett*, to your Committee, That some short Time after *Charles County March Court* last, he went along with *Robert Hafelop* to Mr. *Samuel Hanson's*, Sheriff of *Charles County*, and upon Enquiry if the Sheriff was at home, was told he was; and upon that, Mr. *Hanson* opened a four-Door, where he and Mr. *William Middleton* were, and desired they would walk in, which they accordingly did: That the said *Hafelop* laid two Guineas and some mild Sterling Money on the Table, and told the said Mr. *Hanson*, that there was the Money for his the said *Hafelop's* Last Rents; upon which the said Sheriff, stretching his Head towards the Money, as it were to take it, asked the said *Hafelop* if his Fee was there also; to which the said *Hafelop* answered, No; then the said *Hanson* said, he would not receive it without his Fee; but did not hear him say what that was. Your Committee humbly conceive, that the Tender made by the said *Eilbeck* to Mr. *Brook* the Receiver, and by the said *Hafelop* to the High Sheriff and his Deputy, before Distress made, were very sufficient and good; and that he the said *Brook* and the said Sheriff, or either, ought of Right to have received the Money aforesaid, and discharged him the said *Hafelop* from the Rent aforesaid without any further or other Charge.

Your Committee *Resolve*, That the distraining and taking the said Horse, being a Beast of the Plow, as other Distress was to be had on the said Land, was illegal. And likewise *Resolve*, That the calling or using more than two Appraisers, or Appraising the Distress in less than five Days, is contrary to the Statute in such Cases made and provided; and that the taking of the said Horse in Manner aforesaid was illegal and oppressive; that the Fees required by the said Sheriff were excessive; that such Manner of Actings tend to the Ruin of his Majesty's best Subjects, and discourage the Settling of this Province, being Part of his Majesty's Dominions, to the Prejudice of the Trade of *Great-Britain*, and moreover greatly tend to alienate the Minds and Affections of the People, the said Proprietary's Tenants, from his said Lordship, his good Rule and Government.

But is all humbly submitted to the Consideration of your Honourable House.

Signed per Order,

WM. WILKINS, Clerk.

*The House adjourns 'til 2 of the Clock.
Post Meridiem.*

The House met according to Adjournment, &c.

Mr. *Brome* hath Leave of the House to go Home.

The House taking into Consideration the Facts contained in the Report brought in this Morning from the Committee of Aggrievances, concurs therewith.

Ordered, That the several Persons mentioned in the said Report, do attend this House on Tuesday next; and that the Clerk of this House make out Summonses for Mr. *John Hanson*, the Youngest, Deputy Sheriff of *Charles County*, Mr. *Samuel Hanson*, jun. Sheriff of *Charles County*, Mr. *Henry Brook*, Receiver of the Quit-Rents for *Charles County*, Persons complained of in the said Report; and for Mr. *Edward Brawner*, *Augustine Ward*, *Dennis Dowling*, and *John Deloxer*, Persons that appraised the Horse mentioned in the said Report.

The House adjourns 'til To-morrow Morning, 9 of the Clock.

WEDNESDAY Morning, June 3, 1747.

THE House met, &c. The Members all appeared as Yesterday, except Mr. *Brome*.

On Motion of a Member from the Committee of Laws, that that Committee being divided in Opinion, Whether or not to allow any Fees to the Examiners, &c.