

S A T U R D A Y, November 16th, 1771.

THE House met. All Members present as on Yesterday, except Mr. *Graham*, Mr. *Parrin*, Mr. *Handy*, Mr. *J. Richardson*, Mr. *W. Richardson*, Mr. *S. Wright*, and Mr. *Earle*. The Proceedings of Yesterday were read.

The House being informed, that Mr. *Jonathan Hogar*, a Delegate returned for *Frederick County*, to serve in this present Session of Assembly, was attending at the Door: ORDERED, That Mr. *Beatty* and Mr. *Luskatt* do go with that Gentleman to the Upper House to see him qualified.

They return, and acquaint Mr. Speaker, they saw him qualified in the usual Manner.

The Gentleman took his Seat in the House.

Mr. *Harrison* brings in, and delivers to Mr. Speaker the following Report:

By the COMMITTEE appointed to enquire into the Truth of the Facts contained in the Petition of *Alexander Cumming*.

IN Obedience to the Order of the honourable House, your Committee have proceeded to examine into the Facts aforesaid, and find them all agreeable with the Report made to the honourable House, at November Session 1770, on the Petition then preferred by the now Petitioner, and which is set forth in his above Petition.

Your Committee also pray Leave to report to your Honours, that *William Cumming* the elder, the Father of the present Petitioner, executed a Deed of Mortgage to Mr. *Philip Hammond*, as alleged by him in his said Petition; on which Mortgage and mortgaged Premises, your Committee apprehend, that the Petitioner hath, and is entitled to the Equity of Redemption, as Heir at Law to his Father; and also, under the Deed of Bargain and Sale and Release aforesaid, from *William Cumming* the younger, to him.

Your Committee beg Leave further to Report, that the Petitioner sustained very considerable Damage from the Soldiery, when quartered on the Premises aforesaid, and in particular the Loss of a good framed House, near 40 Feet in Length by 20 odd Feet in Width, burnt by them, together with a large Part of the lower Flooring of the Dwelling House aforesaid, in which the Petitioner's Father lived, and of all or most of the Window Glais of said House, which was broken by them, whereby the Premises aforesaid were rendered untenable.

All which is submitted to the Consideration of the honourable House.

Signed per Order,

W. WRIGHT, Cl. Com.

Which was read the First Time and ordered to lie on the Table.

The Report brought in the 14th Instant by Mr. *Paca*, was read a Second Time; and the Petition of *Elizabeth Williams*, was read and granted.

Leave given to the Petitioner to bring in a Bill pursuant to the Prayer of the said Petition.

Mr. *Johnson* brings in, and delivers to Mr. Speaker, a Message to the Upper House: Which was read and agreed to, and ordered to be engrossed.

Mr. *Gresham* hath Leave of Absence till Monday next.

George Stuart, Esq; from the Upper House, delivers to Mr. Speaker, the Bill, entitled, *An Act for the Adjournment and Continuance of Frederick County Court*; thus endorsed: "By the Upper House of Assembly, November 16th, 1771: Read the First and Second Time, by an especial Order and will pass.

Signed by Order,

U. SCOTT, Cl. Up. Ho."

Which was read here and passed for engrossing.

The engrossed Bill N^o. 26, read and assented to, and sent to the Upper House, with the Paper Bill thereof, by Mr. *Wootton* and Mr. *Beatty*.

Mr. *Johnson* brings in, and delivers to Mr. Speaker the following engrossed Message.

By the LOWER HOUSE of ASSEMBLY, 16th, Nov. 1771.

May it please your HONOURS,

WE are much concerned to find that scarce any Money Bill hath lately been sent to your House to which your Honours have not proposed an Amendment. This House do, and ever will claim as their inherent, undoubted and fundamental Right, the sole and exclusive Formation of all Money Bills, as well for the Application and Disposition, as for the granting and raising of all publick Money; nor will we ever give up or wave or weaken that Right in any Manner. We should therefore, had there been no other Reason, have rejected the Amendment proposed by your Honours to the Bill, entitled, *An Act for the further Emission of Bills of Credit*: But even if this House had not that undoubted Right, we could not have come into your proposed Amendment, it appearing to us, that Four Years are a sufficient Time for the whole Legislature to agree in the Scheme of establishing a Seminary of Learning: That if any Circumstances should unluckily happen to prevent the Assembly from attending to this Object, the Time might and undoubtedly would be lengthened; and that if unhappily, contrary to our Expectation and earnest Wish, an Agreement therein should not within that Time be likely to be effected, it is much more prudent that the present Bill should explicitly declare what shall be done with the Forty-two Thousand Six Hundred and Sixty-six Dollars and Two Third Parts of a Dollar, than that we should be now laying the Foundation for another Dispute to be added to the Number subsisting, which are already too many. We have therefore returned your Honours the Bill, in Hopes that these Considerations will induce you to pass it.

Signed by Order,

JOHN DUCKETT, Cl. Lo. Ho.

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