

TUESDAY, April 5, 1774.

THE House met. All Members present as on Yesterday. The Proceedings of Yesterday were read. Mr. *Richardson* appeared in the House.

The Order of the Day, for taking into Consideration the Petition for a Warehouse at *Carrollsbury*, which was referred from last Session to this Day, being read, the same is further referred for Consideration on Friday next.

The Order of the Day, for taking into Consideration the Petition of the Rector, Vestrymen, and Churchwardens, &c. of *Saint Paul's* Parish, lying partly in *Queen-Anne's* and partly in *Talbot* Counties, which was referred from last Session to this Day, being read, the same is further referred for Consideration on Tuesday next.

The Petition of sundry Inhabitants of *Somerset* and *Worcester* Counties, for a Sum of Money for defraying the Expences of cutting a Canal near the Mouth of the River *Pocomoke*, was read the second Time, and referred till next Session of Assembly.

The House being informed, that Mr. *Charles Ridgely* Son of *John*, a Delegate returned for *Baltimore* County, was attending; ORDERED, That Mr. *Ridgely* and Mr. *Tolly* 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.

A Petition of the Vestry and Churchwardens of *Stepney* Parish was read and granted, and Leave given to bring in a Bill pursuant to the Prayer thereof. ORDERED, that Mr. *Waters*, Mr. *J. Hall*, Mr. *Chaille*, Mr. *Holland*, Mr. *Purnell*, Mr. *Robins*, and Mr. *Johnson*, do prepare and bring in the same.

Mr. *Beall* brings in and delivers to Mr. Speaker the following Report.

By the COMMITTEE appointed to enquire into and state the Facts contained in the Petition of *Doctor Leonard Hollyday*.

YOUR Committee, in Obedience to the Order of the honourable House, have enquired into the Truth of the Facts in the same Petition contained, and beg Leave to report as follows.

It appears to your Committee, that on the Tenth Day of *June*, in the Year 1754, *Robert Etherington*, of this Province, Mariner, entered into a Bond or Obligation, payable to *Isaac Levy*, in the penal Sum of Three Hundred and Fifty Pounds Sterling, conditioned for the Payment of One Hundred and Seventy-five Pounds Sterling, with Interest thereon. That Action was brought on said Bond in the Provincial Court, and Judgment obtained at *April* Term, 1758, for the penal Sum of Sterling Money aforesaid, and Five Hundred and Thirty-four Pounds of Tobacco Costs of Suit; soon after which the said *Robert Etherington* died, and the said *John Barnes* administered on his Estate, and returned an Inventory thereof into the Commissary's Office, amounting only unto One Hundred and Nineteen Pounds Nineteen Shillings Current Money. It appears further to your Committee, that *Scire facias* issued on the Judgment abovementioned, as stated in the Petition, and Judgment was revived about the Time therein set forth; after which the said *John Barnes* obtained an Injunction in Chancery to stay Proceedings at Law, and the said *Leonard Hollyday*, together with *John Gray* of *Patuxent*, were his Securities. That after the Answer of *Isaac Levy* came in, shewing the Application of Payments alleged by the Complainant to another Bond given by the said *Robert Etherington* to the said *Isaac Levy*, the Injunction was dissolved, and the said *John Barnes* is since dead, and, as your Committee believe, insolvent. It appears further, that Suits have been brought on the Injunction Bond, as the Petitioner hath set forth, returnable to next Provincial Court; and it does not appear there is any Estate or Effects of *Robert Etherington* in this Province to satisfy said Judgment, except the small personal Estate aforesaid, and the Tract of Land in said Petition mentioned, together with the Rents of said Land for some Years past, which your Committee have been informed are still due and outstanding. It appears also, that the said *Robert Etherington* hath left no Heir at Law in this Province, but your Committee are informed, and believe, the Heir lives in Parts beyond the Seas, out of the Reach of any Process of the Courts here. All which is submitted to the honourable House.

Signed per Order,

BENJAMIN FORD, Cl. Com.

Which was read; and the Petition of *Leonard Hollyday* was read and granted, and Leave given to the Petitioner to bring in a Bill pursuant to the Prayer thereof.

The Bill, entitled, *An Act for repealing an Act against Ingressors and Reagrators*; the Bill, entitled, *An Act concerning Provincial Grand Jurors*; and the Bill, entitled, *An Act for the Relief of Benjamin Harris of Frederick County*; were severally read the second Time by an especial Order, passed, and sent to the Upper House by Mr. *Chaille* and Mr. *Ridgely* Son of *John*.

The House adjourns till 3 o'Clock.

P O S T M E R I D I E M.

THE House met. Mr. *T. Wright* and Mr. *Ringgold* appeared in the House.

The Order of the Day, for taking into Consideration the Petition of *Henry Warring*, which was referred from last Session to this Day, being read, the said Petition was read, and, on Consideration thereof, it was resolved by the House, that the House therein mentioned be established