

VIIA VOTES AND PROCEEDINGS, OCTOBER, 1780.

Page 11. In the second line from the bottom, after the word "may," insert "after examination and conviction."

Page 12. Strike out the first enacting clause. In the twelfth line from the bottom, strike out from the word "year" to the end of the clause. In the tenth line strike out the words "have or."

Page 13. In the fourteenth line from the bottom, after the word "service," insert "lieutenant or commanding field officer of the county." After the word "court," in the ninth line, strike out to the word "provided." After the word "council," in the last line, insert "lieutenant or commanding militia officer."

Page 16. Strike out the word "thirty" in the fourth line and insert "six." In the sixth line, strike out the word "six" and insert "two." Strike out the last enacting clause. Change the continuance "till the end of the next session of assembly."

Which were read.

RESOLVED, That Thomas Gassaway, late deputy auditor, be authorized and empowered to audit, settle and pass such accounts as he may judge just, and that are absolutely necessary to be settled immediately, until the auditor-general shall qualify, except such accounts as have already been before the auditor-general and refused by him, or such as may have been under his consideration.

On motion, the question was put, That the following message and amendments be sent to the senate?

BY THE HOUSE OF DELEGATES, JANUARY 31, 1781.

MAY IT PLEASE YOUR HONOURS,

IN hopes that a future session or new assembly may effect an agreement between the two branches of the legislature, on the points of the bill to seize, confiscate and appropriate all British property within this state, on which we have not been happy enough to reconcile our opinions, we consent to the amendments proposed with respect to debts, and propose to strike out from the word "act" in the eighth line of the seventh page, the following part thereof and the eighth page, which takes out of the bill every thing as to an indemnification of sufferers, provided you will agree to insert instead thereof the clauses sent herewith; they are intended to leave the confiscation of debts and an indemnification of sufferers open to future consideration.

"And be it enacted, That no payments or remittances whatsoever shall be made by any subject of this state to any subject of Great-Britain, or any person in the British dominions, unless by the parent or guardian of any child who may be in any part of the British dominions for his education, and in such case so much only as may be necessary to defray the expences of removing such child out of the British dominions, or by the husband or father, for the support of his wife or children till they can be removed.

"And, to prevent concealments and embezzlements of the books, papers, and evidences of debts due to British subjects, Be it enacted, That no books, papers, or evidences of debts due to any British subject, shall be sent out of this state, or delivered by any person who hath the custody thereof to any British subject, or any person for him; and that no factor or other person, who may have in his custody or power the books, papers, or other evidences of debts due to any British subject of that part of Great-Britain called Scotland, and also the factor or other person who may have in his custody or power the books, papers, or other evidences of debts due to any other British subject, if the said last mentioned factors or others are not connected to this state, by having families, and having taken the oath of fidelity and support to this state, shall, and they are hereby required immediately to deliver all the said books, papers, and evidences, to the treasurer of the respective shore where the same may be, together with his affidavit, that what he so delivers is the whole he hath in his custody or power; and any judge or justice of the peace, upon information, or his own belief, that any such person, who ought to deliver up any such books, papers, or evidences, hath in his custody or power any such books, papers, or evidences, may issue his warrant against such person, and commit him to gaol, unless he gives security, in a reasonable and adequate sum, to deliver, within twenty days thereafter, all such books, papers, and evidences, with his affidavit aforesaid, to the treasurer of the shore where the same may be.

"And be it enacted, That in case any British debtor, whose property, or any part thereof, shall be by the general assembly applied or appropriated to any particular purpose, shall not have debts due to him sufficient to satisfy the debts due from him to the subjects of this state, the general assembly will, on its being made appear, appropriate and apply other British property for the satisfaction thereof, to the value of such as shall have been so applied or appropriated.

"And be it enacted, That the indemnification of sufferers shall be settled by the general assembly, and if agreed to, is not to exceed the value of British property made use of by this state."

The yeas and nays being called for by Mr. Chase appeared as follow:

A F F I R M A-