

case set forth by him is of such a nature, that justice and equity strongly require a compliance with the prayer of his petition. The conduct of Elizabeth Dulany, wife of the late Lloyd Dulany, deceased, in those points which give occasion to this application to the general assembly, viz. in her leaving this country and accompanying her husband to Great-Britain, and her continuance there, in the opinion of your committee, cannot be viewed in any other light than that in which it is placed by the petitioner; impressed with this sentiment, they cannot avoid expressing a wish, that the annals of this state may never be stained with a proceeding so repugnant to the principles of justice, and to the practice of other nations, as they apprehend a denial of relief in the case now presented to the general assembly would be. Your committee have carefully examined into the particulars of the petition with respect to the legacies left to the said Elizabeth Dulany by her father and mother, also to the monies and other property which have been paid and delivered into the hands of Lloyd Dulany her husband, in discharge of the above legacies. They find it stated in the petition, that by the will of John Brice, her father, she was entitled to a legacy of £. 756 5 7 sterling, and £. 187 1 6 currency, out of which sums £. 650 10 7 sterling, and £. 24 0 0 currency, had been paid to her deceased husband, but upon further information from the petitioner they have been satisfied, that in this article there is some mistake, the true state of which is as follows, viz. in the year 1766 a legacy of £. 600 0 0 sterling, and £. 200 0 0 currency, was left to her by her father; in the year 1775 her husband, Lloyd Dulany, received the sums of £. 650 10 7 $\frac{3}{4}$ sterling, and £. 34 0 3 currency, which, deducted from the original legacy with an interest of six per cent. from its commencement to the 4th of June 1779, leaves a balance of £. 163 1 6 currency, and £. 105 15 6, now due upon said legacy, with interest from the said 4th of June 1779. As to the other facts contained in said petition, your committee have had full assurance of their being truly and justly stated, except a trifling mistake in the article relating to the money received by the petitioner from the manager of said Lloyd Dulany, at his farm on Howell's point, Kent county, which he acquaints them is £. 168 7 0 $\frac{1}{2}$ currency, instead of £. 167 0 0 currency, as set forth in the petition.

Having, upon due enquiry into the facts exhibited in the aforesaid petition, laid a true and circumstantial account on that head before the honourable house, your committee beg leave to suggest such means for complying with the prayer of the same, as they are of opinion ought to be adopted on this occasion. They have obtained information, that some part of the personal property of said Lloyd Dulany hath not yet been disposed of, consisting of the following negroes, viz. Rachel, 26 years of age, Pegg her daughter 5, Henny 26, Jem 6, Isaac 5, Pol 22, Bett an infant, Sall 24, Nan 20, Grace 18, and Nell 23 years of age; these your committee would appropriate to the purpose above mentioned; also a debt due from the state, on certificates bearing date 9th August 1780, of £. 213 15 6; they would also appropriate to her use all monies due on the foregoing legacies, together with the above sum of £. 168 7 0 $\frac{1}{2}$ currency, received by the petitioner as attorney of Lloyd Dulany, and now in his hands.

Your committee are sensible that the aforementioned appropriations will, at best, be a very partial discharge of what may with justice be claimed by Elizabeth Dulany, out of the property of her deceased husband. They have pointed out such means, as they imagine will be most readily adopted by the honourable house; though far from being satisfactory, they are however the most obvious ones. Should it be the opinion of the house, that they are inadequate to the purpose, the committee have no doubt that others might be suggested which would do ample justice to her without injury to the state, or infringing the rights of others.

By order,

J. KNAPP, clk.

Which was read.

The bill for the discovery of confiscated British property, was read the second time, and the question put, That the said bill do pass? Resolved in the affirmative; and sent to the senate by Mr. Smoot and Mr. Stevens.

Mr. Job, from the committee, brings in and delivers to Mr. Speaker the following report:

THE committee on private petitions beg leave to report, That they have taken into consideration the petition of Nathaniel Manning, of Dorchester county, praying to have a road laid out from his wind-mill and dwelling plantation, to the main road, which leads from the town of Cambridge to captain Edward Noel's; and it appearing that due notice of his intention of applying to the assembly for an act to lay out said road was given, and no objection being offered, your committee are of opinion, that the prayer of the petitioner ought to be granted, on his making compensation for all damages occasioned by said road. All which is submitted to the honourable house.

By order,

G. RANKEN, clk.

Which was read.

A representation from James M^cHenry, and a representation from Peregrine Fitzhugh, praying to be allowed the depreciation of their pay while in service, were read; and Mr. Hindman, Mr. Burgess, and Mr. Kent, were appointed a committee to consider and report thereon.