

chancellor in writing, stating his or their claim, and that such debtor refused, neglected or declined, to give such creditor or creditors sufficient security for the payment of such debts, verifying such application by affidavit thereto annexed, and verifying also by the affidavit of one or more credible witnesses annexed to the said application, that such witness or witnesses is or are well acquainted in general with the circumstances and affairs of the debtor, and with his conduct and management, and that he or they believe that such debtor is wasting, mispending or misconducting, his property, and thereby impairing and lessening the security of his creditors for their debts, whereby the said creditors, or some of them, may probably lose their debts, or part thereof, and the chancellor may thereupon direct such debtor to appear before him, and to answer, on oath or affirmation, as to the justice of the debt or claim against him, and in case of his appearance, or if, after notice, he shall not appear, the chancellor may inquire into the truth of the premises by the examination of witnesses, and if satisfied of the justice of the debt or claim, and of the misconduct of the debtor as aforesaid, he may direct such debtor to give, within such time as he shall appoint, real or personal security, as he may think proper, to such creditor or creditors, at such time as he may think reasonable, and if refused, delayed or neglected, by such debtor, the chancellor may declare such debtor to be insolvent." The yeas and nays being called for by Mr. Oneale, appeared as follow :

A F F I R M A T I V E.							
Messieurs	J. Johnson, Harwood, Taney, Stone,	Owings, Cockey, Ridgely, R. Bowie,	Quynn, Joshua Seney, Jackson,	Mantz, Norris, J. Bond,	Love, Cellars, Burgess,	Oneale, Holmes, Nicholls.	20.
N E G A T I V E.							
Messieurs	Abell, Perkins, Miller, Wright, N. Worthington, Chafe,	B. Worthington, Fitzhugh, Grahame, Dent, M'Pherfon,	Stewart, Polk, Shaw, Pattison, Steele,	R. Bond, Wallace, Bravard, F. Bowie, Digges,	Paca, John Seney, Purnell, Henry, T. Johnson,	Wheeler, Loockerman, Hollingsworth, Funk, Cromwell.	31.

So it was determined in the negative.

On further progression in reading the said bill, the question was put, That the following be struck out of the said bill? "And if any defendant indebted to the amount, in the whole, of more than three hundred pounds current money, shall be committed and remain committed for the full space of thirty days, either for want of special bail, or in execution, and shall for that time actually remain in gaol, the creditor, at whose suit he was so committed, having laid before the chancellor an authenticated copy or certificate of such commitment, with an affidavit of the sheriff or gaoler, or other credible person, that the defendant hath lain in gaol as aforesaid under such commitment, and still continues a prisoner by virtue thereof, the chancellor may declare such prisoner insolvent." The yeas and nays being called for by Mr. Ridgely, appeared as follow :

A F F I R M A T I V E.							
Messieurs	Miller, J. Johnson, Wright, Harwood, Taney,	Stone, Owings, Cockey, Ridgely,	F. Bowie, R. Bowie, Quynn, John Seney,	Joshua Seney, Jackson, Norris, J. Bond,	Love, Wheeler, Cellars, Funk,	Burgess, Oneale, Holmes, Nicholls.	23.
N E G A T I V E.							
Messieurs	Abell, Perkins, N. Worthington, Chafe,	B. Worthington, Fitzhugh, Grahame, Dent,	M'Pherfon, Stewart, Polk, Shaw,	Pattison, Steele, R. Bond, Bravard,	Digges, Paca, Purnell, Henry,	T. Johnson, Loockerman, Hollingsworth, Cromwell.	24.

So it was resolved in the affirmative.

On motion, the question was put, That the preceding clause be reconsidered? Determined in the negative.

Charles Carroll, of Carrollton, Esquire, from the senate, delivers to Mr. Speaker the bill concerning the public roads in Frederick county, endorsed; "By the senate, May 16, 1787: Read the first time and ordered to lie on the table.

"By order,

J. DORSEY, clk.

"By the senate, May 19, 1787: Read the second time and will pass with the proposed amendments.

"By order,

J. DORSEY, clk."

Amendments proposed. In the fourth page, and third line from the bottom, after the words "Liberty-town" insert "the road leading from Elizabeth-town, in Washington county, through Charlton's Gap towards Baltimore, until it intersects the road from Frederick-town to Liberty-town." In the tenth page, after the word "made" in the third line, insert, "And be it enacted, That two shillings current money on every hundred pounds worth of property in Montgomery county, be and is hereby assessed, and the same shall be levied at the next levy court, in the same manner as the county assessment; and that in every succeeding year the like sum of two shillings current money shall be and is hereby assessed on all property as aforesaid, and the same shall be collected in manner aforesaid, until the year seventeen hundred and ninety-two inclusive, to defray the expence of repairing and maintaining the public roads in the said county; and the inhabitants of said county shall be, and are hereby charged