

and your honours must have been informed, that the market roads in Frederick county are in so ruinous a state, as to be discouraging to agriculture in an extensive, populous, and valuable part of the state, and injurious to the export trade.

The tax proposed by the bill is as high as the people can well bear, and the money will be scarcely adequate for the essential purposes to which it is appropriated: Indeed the road from Frederick to Hagar's-town, so useful and necessary in every view, will itself take up great part of the fund. The road directed by act of 1782 to be opened through Charlton's Gap, has already cost the inhabitants a great deal of labour, and much more must be expended to render it useful. It is found, on survey made by commissioners under the resolution of the general assembly in April session, 1783, not to be in the direction from Baltimore to Hagar's-town, and they therefore, and on examination of the ground, reported in favour of crossing the mountain about two miles southward of Charlton's Gap; so that any extraordinary expenditure of labour or money on the present road, will probably be of very little temporary service, and in the end be totally sunk. The people of Frederick county are deeply interested in good roads; it is their wish to expend their money for their own convenience, and the reasonable accommodation of their neighbours, who do not concur in the expence; but we can see no reason why the taxes collected from them shall be expended on a road against their inclination, and in which they have very little interest, or they be deprived of a system for mending and maintaining their roads, which is agreeable to themselves, and promises to be effectual. We have therefore returned the bill, in expectation of your waving your amendment thereto.

By order,

W. HARWOOD, clk.

Which was read the first and second time, and the question put, That the house assent thereto? The yeas and nays being called for by Mr. Funk, appeared as follow:

A F F I R M A T I V E.						
Messrs	Abell,	Grahame,	Shaw,	F. Bowie,	Jackson,	Norris,
	Harwood,	Dent,	Pattison,	Digges,	Purnell,	Loockerman,
	N. Worthington,	M'Pherfon,	R. Bond,	Quynn,	Faw,	Hollingsworth,
	B. Worthington,	Gale,	Wallace,	Jenings,	Mantz,	Nicholls. 29.
	Taney,	Stewart,	Matthews,	Joshua Seney,	T. Johnson,	
N E G A T I V E.						
Messrs	Perkins,	Cockey,	Bravard,	Wheeler,	Funk,	Burgefs,
	J. Johnson,	Ridgely,	Love,	Cellars,	Cromwell,	Oneale. 12.

So it was resolved in the affirmative.

Sent to the senate by Mr. Faw.

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

THE committee to whom was referred the petition of Legh Master, beg leave to report, that on considering the said petition, and examining several depositions as to the facts therein stated, as well as a letter from the attorney-general, your committee are of opinion, that the petitioner was not inimical to the cause of America; that leaving an estate in England, as well as in this state, he was desirous of saving his property from confiscation in both countries, and conducted himself with that view; that there is no evidence, as your committee believe, to shew that the petitioner did elect to be a British subject, by which election alone, from any thing appearing or occurring to your committee, his estate could have fallen under the general act for the confiscation of British property. All which is submitted to the consideration of the honourable house.

By order,

T. PURDY, clk.

Which was read, and the question put, That it be referred to the consideration of the next session of assembly? Determined in the negative.

The said report was read the second time, and the question put, That the house concur therewith? Resolved in the affirmative.

And on motion, the question was put on the following:

RESOLVED, That the estate of Legh Master be delivered up to him, on his paying the costs this state hath been put to on account thereof.

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

A F F I R M A T I V E.						
Messrs	Hopewell,	Stone,	Shaw,	Matthews,	Jenings,	T. Johnson,
	B. Worthington,	Cockey,	Pattison,	Bravard,	Jackson,	Love,
	Fitzhugh,	Ridgely,	Steele,	F. Bowie,	Purnell,	Loockerman,
	Dent,	Gale,	R. Bond,	Digges,	Henry,	Hollingsworth,
	M'Pherfon,	Stewart,	Wallace,	Quynn,	Faw,	Nicholls. 30.
N E G A T I V E.						
Messrs	Abell,	J. Johnson,	Taney,	Wheeler,	Funk,	Burgefs,
	Perkins,	Harwood,	Mantz,	Cellars,	Cromwell,	Oneale. 15.
	Miller,	N. Worthington,	Norris,			

So it was resolved in the affirmative.

Sent to the senate by Mr. Steele.

Richard Ridgely, Esquire, from the senate, delivers to Mr. Speaker the following message:

BY THE SENATE, MAY 24, 1787.

GENTLEMEN,

WE have receded from our amendment to the bill empowering Sarah Buchanan, &c. to sell and dispose of certain lands for the purpose herein after mentioned, and agree to adopt the clause proposed by you.

By order,

J. DORSEY, clk.

Which was read, and the bill ordered to be engrossed.