

should be directed by the governor and council, and to pay out of the said stock certain bills of exchange mentioned in the said act.

RESOLVED, That it appears to this house that the said agent contracted with the governor and council to receive a commission of four per cent. on such part of the bank stock as he could obtain from the trustees, in England, as a full satisfaction for his trouble, and that if he should not be able to obtain the said stock, that no expences should be defrayed by this state, according to the directions of the said act.

RESOLVED, That it is the opinion of this house, that the said agent was not intrusted or empowered, in virtue of the said act, and the trust and power committed and reposed in him, to defend or prosecute any suit in the court of chancery of Great-Britain, respecting the said bank stock, and that it was not in the contemplation of the general assembly, at the time of passing the said act, to submit the right of this state to the decision of the court of chancery of Great-Britain, which evidently appears by the said act, and the supplement thereto, passed at November session, 1784.

RESOLVED, That in the opinion of this house, that the conditional stipulated commission with the said agent, can only be considered as a compensation to him for services performed by him within the trust and powers committed to him, and cannot extend to, or include, any services rendered by the said agent to the state independent of the trust, and without any power or authority derived from the act of assembly under which the said agent was appointed.

And whereas, on consideration of the conduct of the said agent, the general assembly, at November session, 1784, declared, that the said agent, in conducting and negotiating the affairs of this state, lately intrusted to his care, as agent, had manifested great zeal, fidelity, diligence, and ability, and vigilant attention to the honour and interest of this government, and that the said agent's conduct merited, and therefore had, the approbation of the general assembly: **RESOLVED**, That it is the opinion of this house, that the said agent is entitled, in justice, to receive from the state a reasonable compensation for his professional services, labour and skill, in defending and prosecuting the suits in the court of chancery of Great-Britain respecting the bank stock, and that this state is bound in justice to defray the reasonable expences of the said agent during his stay in England for the purpose of defending and prosecuting the said suits.

RESOLVED, That it is the opinion of this house, that the sum of three hundred and fifty pounds sterling be allowed the said agent for his professional services in defending and prosecuting the said suits, and for his expences during his stay in England for that purpose; and that the said sum be deducted out of the £. 500 sterling advanced by this state to the said agent to carry on the said suits.

Daniel Carroll, Esquire, from the senate, delivers to Mr. Speaker the resolution for reinstating the funds of Saint John's college, endorsed; "By the senate, December 11, 1790: Read the first and second time by especial order and assented to.

By order,

H. RIDGELY, jun. clk."

And the following message:

BY THE SENATE, DECEMBER 11, 1790.

GENTLEMEN,

WE have considered your resolution on the memorial of Elizabeth Dorsey, Executrix of Thomas Dorsey, deceased, and are of opinion that sufficient relief will not be afforded to the memorialist by it. We think she has a fair claim on the benevolence of the state, as by relinquishing her dower to the real estates of her late husband, she enabled him to procure the great sum of paper which has been already paid into your treasury; and we are the more willing to extend our benevolence to the relief of this unfortunate family, when we consider that the legislature cannot probably be again ever embarrassed by any application similarly circumstanced.

A resolution, proposing that the treasurer of the western shore be authorized and directed to cancel all the bonds now in the treasury given by Thomas Dorsey, deceased, and payable to this state, on which any sums of money may be due, would be assented to by this house.

By order,

H. RIDGELY, jun. clk.

Which was read.

On motion, Leave given to bring in a resolution pursuant thereto. **ORDERED**, That Mr. Tilghman, Mr. Pinkney, and Mr. Ridgely, of William, be a committee to prepare and bring in the same.

The house adjourns till Monday morning 9 o'clock.

M O N D A Y, December 13, 1790.

THE house met. Present the same members as on Saturday, except Mr. T. Bond, Mr. Murray, Mr. Winder, Mr. F. Bowie, and Mr. Harwood. The proceedings of Saturday were read.

The following message being prepared, was read and agreed to.

BY THE HOUSE OF DELEGATES, DECEMBER 13, 1790.

MAY IT PLEASE YOUR HONOURS,

WE are equally anxious with the senate to dispatch the public business of the session, and for that purpose accede to the proposition contained in your message of the 2d instant by George Gale, Esquire, for sitting twice a day, and have agreed to sit from 9 o'clock in the morning till two, and from four o'clock till eight.

By order,

W. HARWOOD, clk.

Mr.