

VOTES AND PROCEEDINGS, November, 1798.

N E G A T I V E.

E. Brown,
Carroll,
Lemmon,
Keene,

Wallace,
J. Magruder,
Quynn,
Gwinn,

Thomas,
Bruce,
Montgomery,

A. Buchanan,
W. Wilson,
Kerfner. 22.

So it was resolved in the affirmative.

ORDERED, That Mr. Duckett, Mr. Winder and Mr. E. K. Wilson, be a committee to prepare and bring in the same.

The house adjourns till to-morrow morning 9 o'clock.

F R I D A Y, January 18, 1799.

THE house met. Present the same members as on yesterday. The proceedings of yesterday were read.

The resolution in favour of James Lytle was sent to the senate by the clerk.

Mr. Pattison has leave of absence.

The report on the petition of William Russell was read the second time, and the resolution therein contained dissented from.

The report on the memorial of Vachel Stevens was read the second time, and the resolution therein contained assented to, and sent to the senate, with the resolution relative to the resolutions of the legislature of Virginia, by the clerk.

Mr. A. Buchanan, from the committee of grievances, brings in and delivers to the speaker the following report:

THE committee of grievances report, that in pursuance of the powers vested in them by this honourable house, they have made it their duty diligently to inquire, whether there be any and what grievances existing in this state, which might require the interposition and redress of the house, and find, that in the public gaol of Anne-Arundel county is confined a negro man by the name of Ned, who claims to be a free man, and who was sometime in the month of May, seventeen hundred and ninety-seven, committed to the said gaol by virtue of a certain written order from William Steuart, Esquire, a justice of peace for the said county, but that the said written order was not sealed with the seal of the said William Steuart, and neither specified the offence for which the said negro Ned was committed, nor in any respect possessed those forms and solemnities which, according to law, warrants issued by a justice of peace ought to possess, to have the effect of depriving a citizen of his personal liberty: Your committee state, that the said negro Ned has been ever since the date of the said written order, and by virtue thereof, confined a close prisoner in said gaol, and are of opinion that this house ought to afford him all the relief which they can constitutionally afford. On this subject your committee are doubtful as to the precise step which ought to be pursued, but being of opinion that this honourable house have no power to release the said negro Ned from his confinement, do recommend this house to pass a resolution, directing the clerk of the general court to issue a writ of habeas corpus, directed to the sheriff of Anne-Arundel county, commanding him to bring the said negro Ned before any one of all the judges of the general court, to be by said judge or judges discharged, or remanded, as the law may direct.

By order,

J. HARWOOD, clk.

Which was read.

Mr. Bruce, from the committee, brings in and delivers to the speaker a bill, entitled, An act to lay a tax on billiard tables; which was read the first and second time by especial order, and the question put, That the said bill do pass? The yeas and nays being required, appeared as follow:

A F F I R M A T I V E.

Measurers
Leigh,
Dunn,
Washington,
Hall,
Parnham,
M'Pherson,
E. Brown,
Ridgely,

Lemmon,
Edmondson,
Carroll,
Benson,
Hyland,
Pattison,
Keene,

Steele,
Hollingsworth,
Wallace,
David,
Addison,
J. Magruder,
Calvert,

E. K. Wilson,
Warfield,
Gwinn,
Thomas,
Bruce,
Dallam,
Clarke,

Young,
A. Buchanan,
W. Wilson,
Kerfner,
Cellar,
Geoghegan,
Summers,

R. Magruder,
Swearingen,
Riley,
Cresap, of M.
Cresap, of D.
Beall,
Simkins. 43

Measurers
Greenwell,
Neale,
Brogden,

Harwood,
Mackall,
Tancy,

N E G A T I V E.

Brome,
Sherwood,
Nabb,

Winder,
S. Frazier,
Quynn,

C. Frazier,
Jarrett,
M'Comas,

Montgomery,
Jones. 17

So it was resolved in the affirmative.

The engrossed bills No. 59, 71, 76, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 94, 95 and 96, were read and assented to, and sent to the senate, with the paper bills thereof, by the clerk.

The following message being prepared, was read, agreed to, and sent to the senate, with the bill declaring what shall be evidence in certain cases therein mentioned, by the clerk.

BY THE HOUSE OF DELEGATES, JANUARY 18, 1799.

GENTLEMEN OF THE SENATE,

WE have returned you the bill, entitled, An act declaring what shall be evidence in certain cases therein mentioned, in hopes that the propriety of its provisions will meet your approbation on reconsidering the same.

By order,

W. HARWOOD, clk.
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