

VOTES AND PROCEEDINGS, NOVEMBER SESSION, 1802. 49

above proposition of said company would be for the interest of this state, do therefore recommend the following resolutions:

RESOLVED, That an act should pass, authorising and directing the repayment to the governor and directors of the Susquehanna canal company of one half of the sum of £.4,725 0 0, heretofore expended by the said company in improving the bed of said river, and declaring, that upon the repayment of the full amount of the said sum by this state and the state of Pennsylvania, the half toll, heretofore granted by the act of 1799, shall thenceforth cease and remain for ever suppressed, and also to increase the capital of the said company by the addition of forty shares, and to authorise and direct the treasurer of the western shore to subscribe for and in behalf of this state, twenty shares thereof, on the following conditions and limitations, viz. That the said company guaranty the repayment to this state of the whole balance now due on the loan of 30,000 dollars, heretofore made by the state to the individuals of said company, and that the whole of the said sum, or so much thereof as can be collected in due time, (and the company further guaranty that 15,000 dollars, part thereof, shall be repaid to meet the first instalments that may become due on this state's subscription,) shall be first applied in discharge of the said subscription, and that whatever sum may then be wanting to complete the payment of the said twenty shares, shall be paid as the same may be necessary, by order of the governor and council, out of any unappropriated monies in the treasury of the western shore; provided, that the commissioners, or a majority of them, that may be appointed in behalf of this state and the state of Pennsylvania, shall, on due inspection of the Susquehanna, from the town of Columbia, in Pennsylvania, to the head of the canal, in Maryland, agree and determine that the monies arising from the said forty shares will be fully adequate to effect a sufficient navigation between the said places for keel boats to come and return, together with towing paths and canals, if the same shall be, and whenever the same may be, necessary, and that the monies so raised shall be applied under and according to the direction of the said commissioners, the opinion of the said commissioners, or a majority of them, to such effect, to be given in writing, and one copy thereof, under their signatures, to be returned to the governor and council of this state before the treasurer shall be permitted or authorised by them to subscribe for the said twenty shares on behalf of the state; and provided, that the state of Pennsylvania take a similar interest of twenty shares in the stock of the said company, and pass a law authorising the completing the said works within the said state, and securing the interest of the company therein.

RESOLVED, That his excellency the governor be and he is hereby authorised, in behalf of this state, to appoint three or more persons, to meet such person or persons as may be appointed by the state of Pennsylvania and the said Susquehanna canal company, to adjust and regulate the manner in which the said money shall be laid out, all things appertaining to the respective interests in the said canal, and such augmentation of the tolls thereon, as may be necessary to remunerate the proprietors on the whole accumulated amount of the said capital; that the state of Maryland shall pass such laws hereafter as may be deemed necessary by the said persons for carrying the same into full effect.

RESOLVED, That the governor and council for the time being be and they are hereby authorised to draw on the treasurer of the western shore, from time to time, for any sum or sums of money that may be necessary to pay or advance for the purposes aforesaid.

RESOLVED, That his excellency the governor be and he is hereby requested to transmit immediately to the executive of Pennsylvania a copy of the above resolutions.

By order,

J. HARWOOD, clk.

Which was read.

ORDERED, That the said report have a second reading on Monday next.

The clerk of the senate delivers the bill for the relief of Jane Offutt, wife to Mordecai Burgess Offutt, Ver-linda Beatty, wife to Charles Beatty, Rebecca Offutt, wife to James Offutt, of William, Mary Offutt, wife to James Doull Offutt, Cassandra Wade, wife to William Wade, Charles Offutt Jones, Elizabeth Edmondson, wife to William Edmondson, and Zadock Jones, all of Montgomery county, endorsed; "By the senate, December 1, 1802: Read the first time and ordered to lie on the table.

"By order,

J. B. DUCKETT, clk.

"By the senate, December 6, 1802: Read the second time and will pass.

"By order,

J. B. DUCKETT, clk."

Ordered to be engrossed.

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

W E D N E S D A Y, December 8, 1802.

THE house met. Present the same members as on yesterday, except Mr. Lowrey. The proceedings of yesterday were read. Mr. Swearingen appeared in the house.

The report on the petition of John Harwood, and others, of Talbot county, was read the second time, the resolution therein contained assented to, and sent to the senate by the clerk.

A petition from William Russell, of Middletown, in the state of Connecticut, stating that there is a balance due him from the state as one of the Principio company, and praying that the same may be directed to be paid to