ther amended by adding at the end thereof as an additional section, the following:

Sec. 14. And be it enacted, That the seat of justice for said Howard district shall be fixed by the legal voters of said district, at the first October election for delegates to the General Assembly of Maryland after the confirmation of this act, at some suitable place to be by them named on the ballots or tickets polled, and that the scite or place so named on their tickets, having a plurality of votes, shall be deemed and is hereby constituted and declared to be the seat of justice for said Howard district.

The said bill was then read the second time as amended, and the question put, shall the said bill pass?

Resolved in the affirmative.

On motion of Mr. Higgins, the yeas and nays were ordered and appeared as follows:—

AFFIRMATIVE.

Messrs. McDaniel, Welch, Gale, Brown, Iglehart, Higgins, Simmons, Risteau, Ely, Turner, of Balt. Parker, Comegys, Evans, Simpers Alexander, Grason, Harrison, Wilmer, Williams, Forwood, Nelson, Maulsby, Giles, Gallagher, Mann, Swingley, Rentch, Witmer, Bean, Griffith, White, Dawson, Neff, Blocher, Spragg, Boyle, of Car. Shower, Berret, Powder—39.

NEGATIVE.

Messrs. Tuck, Speaker, Hopewell, Causin, Ford, Crane, Usilton, Sollers, Parran, Duke, Kent, Kerr, Boyle, of Tal Jump, of Tal. Jones, Carroll, Eccleston, Goldsborough, Bowie, Ghiselin, Coombs, Swann, Roberts, Townsend, Selby, Powell, Biser, Cramer, Carter, Boon, Jump, of Car.—30.

The house adjourned until to-morrow morning ten o'clock.

FRIDAY, February 23d.

Mr. Iglehart, presented a petition of sundry citizens of Anne Arundel county, praying an increase of levy on the assessable property of said county, for the promotion of education in primary schools.

Mr. Risteau, a memorial of Thomas D. Cockey, of Baltimore county, praying relief therein set forth.

Mr. Witmer, a petition of Henry Ankney, and sundry other citizens of Washington county, praying the passage of an act exempting the practitioners, of the Botanical or Thompsonian system of medical practice from prosecution and law suits for curing the sick.

Mr. Dawson, a petition of William G. Penn, of Montgomery county, praying for relief of grievances therein mentioned.

The clerk of the senate, returned the supplement to an act, authorising Henry Feete, to execute the last will and testament of Jacob Alexander, passed December session 1836, chapter 214.

And the supplement to the act for the despatch of business in Baltimore county court.

Severally endorsed, "will pass," and the bills severally ordered to be engrossed.

And, delivered a bill, originated in and passed by the senate, entitled, an act to make valid a certain deed.

Also, a bill, entitled, an act to alter, repeal, and abolish all that part of the constitution and form of government which inhibits the senate from amending a money bill.

Mr Risteau reported a bill, entitled, an act to amend the Constitution and Form of Government of this State.

Mr. Giles reported a bill, entitled, an act to provide for the instruction of indigent blind persons, inhabitants of this State.

Mr. Brown reported a bill, entitled, an act to limit the number of constables in the several election districts in Anne Arundel county, and to increase their fees.

And Mr. White reported a bill, entitled, an act to abolish public executions.

Mr Simpers reported a bill, entitled, an act to incorporate the North-East Navigation Company.

Mr. Turner reported a bill, to regulate the time of holding elections in the several counties and cities in this State.

The house then resumed the consideration of the unfinished order of Wednesday last, being the report submitted by Mr. Alexander, chairman of the committee on ways and means, on the 8th instant, (in compliance with the order of the House of Delegates) in relation to the subscription of the State to certain internal improvement companies.

On motion of Mr. Brown,

The house again resolved itself into a committee of the whole house upon said report, (Mr. Maulsby, being in the chair,) and after some time spent in committee, the speaker resumed the chair, and the chairman reported that the said committee had, in obedience to order, had said report again under consideration, and having made some progress therein, had directed him to ask leave to sit again.

Which leave was granted by the house.

The house then adjourned until to-morrow morning ten o'clock.

SATURDAY, February 24th.

Mr. Causin presented a petition of sundry citizens of St. Mary's county, praying for the opening of a public road therein mentioned.

Mr. Spragg, a petition of Mallinder Shircliff, widow of Wm. Shircliff, a revolutionary officer, praying to be placed on the pension roll.

Mr. Risteau, chairman of the committee on divorces, reported a bill, entitled, an act to divorce Theresa Kann, of the city of Baltimore, from her husband, Julius Kann;

Which was read the first, and by a special order the second time, passed and sent to the senate.

On motion of Mr Biser, the house took up for consideration the bill reported by him, entitled, an act empowering and authorising the Rector and Vestry of Saint Mark's Parish, in Frederick county, to receive a deed of conveyance therein mentioned;

The said bill was then read the second time, passed, and sent to the senate.

On motion of Mr. Simmons, the house took up for consideration the bill reported by him, entitled, an act for the relief of Basil D. Hall, of Anne-Arundel county;

The said bill was then read the second time, passed, and sent to the senate.

On motion of Mr. Jump, of Car. the house took up for consideration the bill reported by him, entitled, an act to authorise and empower Louisa B. Roe, wife of Thomas Roe, of Caroline county, to execute a conveyance of certain real estate therein mentioned;

The said bill was then read the second time, passed and sent to the senate.

The clerk of the senate returned the bill for the relief of Mary Steele and Catharine Carr, of Frederick county, endorsed, "will pass," ordered to be engrossed;

Also, the bill to incorporate the Union Silk Company of Kent county;

Also, the supplement to an act to appoint commissioners, and to authorise them to open and lay out alleys in the town of New Windsor, in Carroll county;

Also, the bill granting a per diem to W. C. Russell, clerk of Frederick county court;

Severally endorsed, "will pass with the proposed amendments;"

Also, the bill supplementary to an act to establish Magistrates' Courts in the several counties of this State, and to prescribe their jurisdiction, so far as relates to Anne Arundel county, endorsed, "will not pass;"

Also, the resolution in favour of Jane Bishop, endorsed, "assented to," and ordered to be engrossed;

And delivered the following bills, originated in and passed by the senate, viz.

A bill to authorise the governor to appoint an inspector of sole leather, rough harness and skirting leather, in the city of Frederick;

A bill for the relief of Henry Shreves;

A bill to incorporate Philo Reed Lodge, No. 29, of the Order of Independent Odd Fellows, in Kent county;

A bill relating to a certain road in Baltimore county;

And a bill to direct the court of Talbot county to authorise the sale of the real estate of Sophia Goldsborough, deceased.

Mr Risteau, chairman of the select committee, made a favourable report upon the bill from the senate relating to a certain road in Baltimore county;

The said bill was then read the second time by special order and passed.

Mr. Kerr, from the committee on grievances and courts of justice, to which was referred the bill from the senate, entitled, an act to direct the court of Talbot county to authorise the sale of the real estate of Sophia Goldsborough, deceased, reported the same without amendment;

The said bill was then read the second time by special order and passed.

The hour having arrived for taking up the order of the day, the house resumed the consideration of the unfinished order of yesterday, being the report submitted by Mr. Alexander chairman of the committee on ways and means, on the 8th inst. in relation to the subscription of the State to certain internal improvement companies.

On motion of Mr. Duke,

The house again resolved itself into a committee of the whole house upon said report, (Mr. Maulsby being in the chair) and after some time spent in committee, the speaker resumed the chair, and the chairman reported that the said committee had, in obedience to order, had said report again under consideration, and having made some progress therein, had directed him to ask leave to sit again, which leave was granted by the house.

The house adjourned until Monday morning, ten o'clock.

MONDAY, February 26th.

Mr. Geyer presented a petition of Daniel Blickensteaff, praying the General Assembly to pass a law authorising Francis Brengle, to make and execute a good deed for certain property therein mentioned

Mr Simmons, a petition of forty-six citizens of the city of Baltimore, consumers of anthracite and bituminous coal, praying that the law passed at the last session of the legislature in relation to weighing the same, may not be repealed.

Mr. Giles, a petition of J. P. K. Henshaw and others, praying for an act to incorporate the Trustees of the Hannah More Academy, in Baltimore county.

Mr. Geyer, a memorial of the Council of the Evangelical Lutheran Church Emanual, in and about Frederick town, praying the General Assembly to pass an act authorising them to hold a bequest of Charles Yager deceased, for the use of said church.

Mr. Biser, a petition of John Jacobs, of Frederick county, praying to be divorced from his wife Christiana Jacobs.

Mr. Spragg, a petition Gracy Perry, a coloured woman, praying the passage of an act allowing her to remove into this State.

Mr. Harrison, a petition of James Merrick and others, citizens of Queen Anne's county, praying the passage of a law authorising the opening of a continuous ditch, down the South East Branch in said county, under the direction of commissioners.

Mr. Harrison, a petition of Stephen I. Bradley and others, citizens of Queen Anne's county, praying a repeal of so much of the primary school law as inhibits the admission of children into said schools above the age of fifteen years, so far as relats to district No. 15, in said county.

Mr. Powder, a petition of sundry citizens of Manchester, praying the passage of a law to incorporate the Military Band of Instrumental Music, in Carroll county.

And Mr. Brown, a petition of sundry citizens of Anne Arundel county, praying the change of the location of a road therein mentioned.

Mr. Kerr, chairman of the joint committee, delivered the following report:

The committee appointed by this house to meet in conference a like committee on the part of the senate, upon the subject of the message to that body on the tenth day of December last, suggesting a deputation from the Legislature of Maryland to the Legislature of Pennsylvania, for the purpose of effecting certain objects therein specified, beg leave to report.

That, having conferred freely thereon, they have concluded to recommend the deputation as heretofore proposed by this house.

As an exponent of the feelings and opinions of the members of the General Assembly of Maryland, upon the momentous questions involved in this matter, upon which a conference was requested by the Senate, they further recommend the adoption of the series of resolutions appended to this report.

All of which is respectfully submitted.

J. BOZMAN KERR, Chairman.

On the part of the Committee of Conference.

Resolved by the General Assembly of Maryland, That the right of reclaiming fugitives from labor having been recognized by the several States prior to the adoption of the Federal Constitution, and being guaranteed by that instrument, cannot be abridged, restrained or embarrassed by the Legislature of any State in the Union.

Resolved, That a citizen of Maryland exercising the right of arresting and removing his fugitive slave in another State is not amenable to the penalties of any law of that State, prohibiting or restraining his constitutional right, or liable to be demanded as a fugitive from justice for asserting that right in contravention of such law.

Resolved, That in order to maintain inviolably that equality of privileges and immunities to which the citizens of the Union are entitled under the Constitution of the United States, the national judiciary ought to preside in all cases in which one State or its citizens are opposed to another State or its citizens.

Resolved, That to secure the full effect of its fundamental provisions against all evasion or subterfuge, it is necessary that the construction of the Constitution of the United States, *or of questions growing out of the collision of State laws with the Federal Constitution or laws made in pursuance thereof* should be committed to that tribunal which, having no local attachments, will be likely to be impartial between the different States and their citizens, and which, owing its official existence to the Union, will never be likely to feel any bias inauspicious to the principles upon which it is founded.

Resolved, That the Constitution of the United States, having invested no tribunal with original jurisdiction in such questions as are at issue between the States of Maryland and Pennsylvania, in relation to the surrender of Nathan S. Bemis and others, an impartial decision cannot be had in the ordinary course of judicial proceedings, viz: a surrender of the persons demanded, a trial by a court of Pennsylvania and an appeal to the Supreme Court of the United States, without withdrawing the protection due to every citizen, as the question would thereby be conceded and citizens might be punished before their guilt or innocence could be established by the court of ultimate resort.

Resolved, That His Excellency, the Governor, has exhibited a most commendable solicitude to render to the citizens of this State, demanded by the State of Pennsylvania, all the protection to which they were entitled, consistent with his obligations to maintain the constitution and laws of the United States, as expounded by the Attorney General of this State.

Which was read the first time and ordered to lie on the table.

The clerk of the senate returned the bill, to incorporate Carroll Academy and house of public worship; endorsed "will pass," and ordered to be engrossed.

Also, the resolution directing the Treasurer of the Western Shore, to pay to Springfield Academy, the sum of one hundred and fifty dollars.

Also, the resolution in favour of Bowling, Mills and Gardiner.

And, the resolution in favour of Walter H. S. Mitchell, Administrator of John Edelen; severally endorsed "assented to," and severally ordered to be engrossed.

And, delivered the following bills originated in, and passed by the senate, viz:

A supplement to an act, for the better regulation of Chancery proceedings in certain cases, passed at December session 1820 chap. 161.

A bill, to incorporate the Maryland Silk Company of Baltimore.

A bill, for the relief of John Henke, of Frederick county.

The hour having arrived for taking up the order of the day.

The house resumed the consideration of the unfinished order of Saturday last, being the report submitted by Mr. Alexander, chairman of the committee on ways and means, on the 8th inst in relation to the subscription of the State to certain internal improvement companies.

On motion of Mr. Giles,

The house again resolved itself into a committee of the whole house upon said report, (Mr. Maulsby being in the chair,) and after some time spent in committee, the speaker resumed the chair, and the chairman reported, that the said committee had, in obedience to order, had said report again under consideration, and having made some progress therein, had directed him to ask leave to sit again;

Which leave was granted by the house.

The house adjourned until tomorrow morning ten o'clock.

TUESDAY, February 27th.

Mr. Ely presented a petition of sundry citizens of Baltimore and Carroll counties, praying the passage of an act to authorise the location of a certain road.

Mr. Ford, a petition of sundry citizens of St. Mary's county, praying the condemnation of a lot of ground for a public landing.

Mr. Shower, a petition of the trustees of the Carroll academy and other citizens of Carroll county, praying for a donation to said academy.

Mr. McDaniel, a petition of sundry citizens of Kent and Queen-Anne's counties, to authorise the levy court to levy a sum of money for building a bridge over Chester river.

Mr. Matthews, a memorial of Thomas B. Berry and others, of Charles county, praying a law may pass relative to gates in said county;

And, Mr. Ghiselin, a petition of Alice Green, of Prince George's county, praying to be divorced from her husband, Thomas Green.

The clerk of the senate returned the bill to authorise the Stewards of the Methodist Episcopal Church, on Calvert circuit, to hold property for the use of said church;

Also, the bill empowering and authorising the Rector and Vestry of St. Mark's Parish, in Frederick county, to receive a deed of conveyance therein mentioned;

Severally endorsed, "will pass," and the bills severally ordered to be engrossed.

Also, the bill to incorporate the Superannuated Fund Society of the Maryland Annual Conference, endorsed, "will not pass;"

And, delivered a bill originated in and passed by the senate, entitled, an act to authorise the erection of a bridge over the Patuxent river, at Brown's Ford, in Anne-Arundel and Montgomery counties, and for extending the roads leading thereto

Mr. Simmons, chairman of the committee on public buildings, reported a bill, entitled, an act to provide for the appointment of a keeper and watchman of the State House, and prescribe their duties.

Mr. Alexander reported a bill, entitled, an act to limit and define the operation of the acts of the General Assembly of Maryland.

Mr. Geyer reported a bill, entitled, an act for the benefit of the Council of the Evangelic Lutheran Church Emanuel, in and about Frederick Town, in the State of Maryland;

Which was read the first, and by special order the second time, and passed.

The hour having arrived for taking up the order of the day,

The house resumed the consideration of the unfinished order of yesterday, being the report submitted by Mr. Alexander, chairman of the committee on ways and means, on the 8th inst. in relation to the subscription of the State to certain internal improvement companies;

On motion of Mr. Giles,

The house again resolved itself into a committee of the whole house upon said report, (Mr Maulsby being in the chair,) and after some time spent in committee, the speaker resumed the chair, and the chairman reported that the said committee had, in obedience to order, had said report again under consideration, and having made some progress therein, had directed him to ask leave to sit again; which leave was granted by the house.

The house adjourned until tomorrow morning ten o'clock.

LOST

ON the 21st instant, a pair of GREEN SPECTACLES, with front and side Glasses and gold mountings If the finder will lodge them at this office, without injury, a liberal reward will be given.

March 1.

FOR SALE.

A YOKE of fine YOUNG OXEN, near South River, five miles from Annapolis.

JAMES W. WATERS.

March 1.

THE subscribers respectfully inform the Members of the General Assembly, and the citizens of Annapolis, that they have on hand a superior assortment of LIQUORS and WINES, consisting of the most approved Brands, both in Wood and in Glass, and at the most reasonable Prices. The following will exhibit their selection:

LIQUORS.

Pale, Cognac & Peach BRANDY, Henessy, J. J. Dupuy. and other brands.
Old Rye & Irish WHISKEY, warranted 10 years old.
Holland GIN, Strawberry brand.
Jamaica SPIRIT.

WINES.

Extra fine Old Burgundy MADEIRA.
Do do do Sercial do
do do Madeira.
Very fine old Pale and Brown SHERRY.
Do do do PORT.

WINES IN GLASS.

L. P. MADEIRA.
Blackburn's MADEIRA.
Extra fine Old MADEIRA.
Fine do do
Old Brown SHERRY.
Do Pale do
Extra fine Old PORT.

CHAMPAIGNES of the following Brands:

Orange, pts. and qts.
Star, qts.
A. Y. qts.
Forrest Fourneaux, pts.
Anchor, pts.
Laussenne, qts.

HOCKHEIMER

Maraschino and Imperial Curracoa CORDIALS.
ROYAL PUNCH SYRUP.
CIGARS, CHEWING TOBACCO, &c.

CASES *loaned* in good order to Members of the Legislature purchasing their Liquors of the subscribers.

DUBOIS & WEEMS.

January 18.

Maryland Gazette.

ANNAPOLIS:
Thursday, March 1, 1838.

THE LATE DUEL.

STATEMENT.

WASHINGTON CITY, D. C.
February 26th, 1838.

The following is a statement of the facts of the duel between the Hon. Wm. J. Graves, of Kentucky, and the Hon. Jonathan Cilley, of Maine, as agreed upon by George W. Jones and Henry A. Wise, the seconds of the parties, committed to writing between the hours of 10½ o'clock, A. M. February 25th, and 12 o'clock, M. this day. The seconds propose, first, to state the correspondence which occurred before the challenge, and which was communicated through others than themselves; neither second having borne any paper or message, verbal or written, to or from either of the principals, until Mr. Wise bore the challenge and Mr. Jones bore the acceptance. This correspondence, as it has been placed in the hands of the seconds, is as follows, to wit.

Mr. Graves to Mr Cilley.

HOUSE OF REPRESENTATIVES,
February 20, 1838.

In the interview which I had with you this morning, when you declined receiving from me the note of Col. J. W. Webb, asking whether you were correctly reported in the Globe in what you are there represented to have said of him in this House upon the 12th inst. you will please say whether you did not remark, in substance, that in declining to receive the note, you hoped I would not consider it in any respect disrespectful to me, and that the ground on which you rested your declining to receive the note was distinctly this: That you could not consent to get yourself into personal difficulties with conductors of public journals, for what you might think proper to say in debate upon this floor in discharge of your duties as a representative of the people; and that you did not rest your objection, in our interview, upon any personal objections to Col. Webb as a gentleman.

Very respectfully,
Your obedient servant,
W. J. GRAVES.

Hon. Jonathan Cilley.

Mr. Cilley to Mr. Graves.

HOUSE OF REPRESENTATIVES,
February 21, 1838.

The note which you just placed in my hands has been received. In reply, I have to state that in your interview with me this morning, when you proposed to deliver a communication from Col. Webb, of the New York Courier and Enquirer, I declined to receive it, because I chose to be drawn into no controversy with him. I neither affirmed or denied any thing in regard to his character; but when you remarked that this course on my part might place you in an unpleasant situation, I stated to you, and now repeat, that I intended by the refusal no disrespect to you.

Very respectfully,
Your obedient servant,
JONA. CILLEY.

Hon. J. W. Graves.

Mr. Graves to Mr. Cilley.

HOUSE OF REPRESENTATIVES,
February 22, 1838.

Sir: Your note of yesterday in reply to mine of that date is inexplicit, unsatisfactory and insufficient; among other things in this: that, in your declining to receive Col. Webb's communication, it does not *disclaim* any exception to him personally as a gentleman. I have, therefore, to inquire *whether you declined to receive his communication, on the ground of any personal exception to him as a gentleman or man of honour?* A categorical answer is expected.

Very respectfully,
WM. J. GRAVES.

Hon. J. Cilley.

Mr. Cilley to Mr. Graves.

HOUSE OF REPRESENTATIVES.
February 22, 1838.

Sir: Your note of this date has just been placed in my hands. I regret that mine of yesterday was not satisfactory to you, but I cannot admit the right on your part to propound the question to which you ask a categorical answer, and therefore decline any further response to it.

Very respectfully,
JONA. CILLEY.

Hon. W. J. Graves.

Here follows the first paper borne by Mr. Wise.

WASHINGTON CITY, Feb. 23, 1838.

As you have declined accepting a communication which I bore to you from Col. Webb, and as by your note of yesterday you have refused to decline on grounds which would exonerate me from all responsibility growing out of the affair, I am left no other alternative but to ask that satisfaction which is recognised among gentlemen. My friend, Hon. Henry A. Wise, is authorised by me to make the arrangements suitable to the occasion.

Your obedient servant,
W. J. GRAVES.

Hon. J. Cilley.

Mr. Wise states that he presented the foregoing challenge to Mr. Cilley, in the parlour at Mr. Birth's boarding house, a few minutes before 12 o'clock, m. on Friday, the 23d inst.

In addition to the foregoing correspondence, the seconds propose to relate only such facts and circumstances as occurred within their joint knowledge, after their own participation in the melancholy affair.

On the evening of the 23d instant, about the hour of 5 o'clock, p. m. Mr. Jones, the second