

culated in their tendency to disorganize and derange the operations of Government; And second, That the minds of the people might be brought to bear directly upon the subject of the contemplated change in the Constitution and Form of Government.

The bill which passed at the last session of the Legislature, proposing the erection of a new county, to be called Carroll county, concludes thus:

“Provided nevertheless, that at the next annual election in October, the Judges of elections for the counties of Frederick and Baltimore, within the limits of the new county herein designated, shall ask each qualified voter whether he is for or against the abolishing of the new county, and in those districts segregated by the said county lines, shall vote at their usual places of election; and the judges shall keep two separate columns open, in order that all those voters living within the limits of the new county may have their votes recorded for or against the new county; and should a majority in either that part of the new county taken from Baltimore, or a majority in that part of the new county taken from Frederick, be against the new county, this law shall be inoperative; but should a majority of the voters in both those parts of Frederick and Baltimore counties, taken within the designated limits, be in favor of the new county, then this law shall be operative.”

It appears to your Committee, in this, the Legislature exercised a power not delegated, and not necessary, to carry into effect any delegated power.

There was no express, positive bill passed by the last Legislature, for the confirmation of this; but there was a bill proposed to the people of a section of Frederick and Baltimore counties, within the limits of the proposed new county, for their confirmation or rejection. The power of enactment or rejection of this bill, its existence or non-existence, was transferred from the constituted tribunal of the people, to two irresponsible broken fragments of two grand divisions of the State, for such purposes unknown to the Constitution.