

the banks of this state for gold and silver by brokers, and to prohibit the officers of the different banks from buying and selling bank notes of the banks of this state at a less price than their nominal value; which was read the first, and by special order the second time and ordered to lie on the table.

The resolution relative to the payment of military claims, was read the second time by special order.

The bill, entitled, An act to incorporate the Cape Sable Company for making Copperas and Alum, was read the second, and by special order the third time, when Mr. Taney moved to be excused from voting on said bill; which motion was assented to.

Mr. Carmichael moved to strike out the fifth section, and the question being put, Will the senate agree to strike out the fifth section? The yeas and nays being required appeared as follows:

AFFIRMATIVE.

Messrs. Carmichael, Gale, West.—3.

NEGATIVE.

Mr. President, Messrs. Hughlett, Jackson, Magruder, Maxcy, Parnham.—6.

So it was determined in the negative.

In progression in reading, Mr. Carmichael moved to strike out the 9th section? Determined in the negative.

Mr. Maxcy moved the following amendment: "And be it enacted, That this act of incorporation shall continue and be in force for forty years, and not afterwards." Determined in the affirmative.

Mr. Gale then moved to amend the bill by inserting before the last section: "And be it enacted, That nothing herein contained shall exempt any member or members of said company from any liability in his, her, or their individual capacity, for or on account of any contract or contracts heretofore made" Determined in the affirmative.

The bill being read throughout, and the question being put, Shall the bill pass with the proposed amendments? The yeas and nays being required appeared as follows:

AFFIRMATIVE.

Mr. President, Messrs. Hughlett, Jackson, Magruder, Maxcy, Parnham.—6.

NEGATIVE.

Messrs. Carmichael, Gale, West.—3.

So it was determined in the affirmative, and sent to the house of delegates by the clerk.

Amendments proposed: 1. After the word "into" 3d line of the preamble, insert "between Richard Caton, John Gibson and others." 2. After the word "the" 6th line of the preamble insert "property of." 3. Strike out from "shares" 7th line of the preamble to the word "now" 12th line of the same. 4. Strike out the words "more effectually" 12th line of the preamble, and insert "the better." 5. Strike out the words, "the persons so," 1st line 1st section and insert Richard Caton, John Gibson and others." 6. Strike out the word "this" 2d line 1st section, and insert "the said." 7. After the word "heirs" 2d line 1st section, insert "successors." 8. Strike out from the word "fossil" 11th line 1st section to the word "and" 12th line same section. 9. Strike out the words "any part thereof" 13th line 1st section and insert "their property." 10. Strike out the words "of the said lands or property" 14th line 1st section and insert, "thereof, with the consent of three fourths of the stockholders, holding three fourths of the shares." 11. After the word "for" 14th line same section insert the word "the." 12. At the end of the 1st section add the following: "Provided always, that the said company shall engage in no other manufacture except that of Alum and Copperas, without the consent in writing of three fourths of the stockholders holding three fourths of the shares." 13. Strike out the word "misdemeanor" 14th line 2d section, and insert "misconduct." 14. Strike out the word "but" 4th line 3d section, and insert the words "provided that." 15. Strike out the words "having any" 4th line same section, and insert "whatever." 16. After the word "shares" 5th line same section insert the words "he may be entitled to." 17. Strike out the word "vote" same line same section, and insert the word "have." 18. Strike out from the word "votes" 5th line same section to the word "on" 6th line same section, and insert "all transfers shall be made." 19. Strike out the word "himself" 6th line same section and insert "the stockholders in person." 20. Strike out from the word "seal" 7th line same section to the end of the section. 21. Insert the following section after the 3d section: "And be it enacted, That the president, and each director, and the agent, before they enter upon the duties of their offices respectively shall take the following oath of affirmation, as the case may be: "I do solemnly swear, or affirm, that I will impartially, faithfully, diligently and honestly, execute the duties of —, conformably to this act, and the rules and by-laws of the Cape Sable Company, and the trusts reposed in me to the best of my skill and judgment." 22. Strike out from the word "stock" 4th section 3d line to the end of the section. 23. Strike out the words "all the same" 6th line 5th section, and insert "be sold." 24. Strike out the word "such" 7th line same section and insert "any." 25. After the 7th section add the following section: "And be it enacted, That nothing herein contained shall exempt any member or members of said company from any liability in his, her, or their individual capacity, for or on account of any contract or contracts heretofore made." 26. Strike out the 8th section. 27. Add the following section to the bill: "And be it enacted, That this act of incorporation shall continue and be in force for forty years, and not afterwards."

The bill, entitled, An act incorporating the Baltimore Lying-in and Foundling Hospital, was referred to the next general assembly.

Mr. Taney from the committee appointed on the bill, entitled, An act for the benefit of the Surgical Institution Lottery made the following report:

The committee to whom was referred the bill, entitled, An act for the benefit of the Surgical Institution Lottery, beg leave to report: That by the law of the last session the Surgical Institution was authorized to draw the lottery in question, but in the law giving them the permission to draw it was provided, that before a drawing of the lottery should be had, the managers should give bond, with two or more sufficient securities to be approved by the treasurer of the western shore, conditioned for the payment into the treasury of five per cent on the amount of the prizes at the expiration of sixty days after the drawing of the said lottery should be completed. Under this law in the judgment of the committee, it was the duty of the managers not only to give the bond before the drawing of the lottery was begun, but they were bound to abstain from drawing until the approbation of the treasurer was obtained, to whom