

The yeas and nays were ordered and appeared as follows :

AFFIRMATIVE—Messrs. Chapman, Pres't, Morgan, Blakistone, Dent, Hopewell, Ricaud, Chambers, of Kent, Dorsey, Wells, Randall, Dalrymple, Bond, Ridgely, John Dennis, James U. Dennis, Crisfield, Dashiell, Williams, Hicks, Hodson, Eccleston, Phelps, Miller, McLane, Tuck, Bowling, McMaster, Fooks, Jacobs, Gwinn, Stewart, of Baltimore city, Schley, Davis and Smith—34.

NEGATIVE—Messrs. Donaldson, Sellman, Brent, of Charles, Merrick, Buchanan, Bell, Welch, Chandler, Lloyd, Dickinsen, Sherwood, of Talbot, Colston, Chambers, of Cecil, McCullough, Bowie, Sprigg, Spencer, Wright, Thomas, Shriver, Gaither, Biser, Annan, Sappington, Stephenson, Nelson, Carter, Thawley, Stewart, of Caroline, Hardcastle, Brent of Balt. city, Presstman, Ware, Fiery, John Newcomer, Harbine, Kilgour, Brewer, Weber, Hollyday, Slicer, Fitzpatrick, Parke, Shower, Cockey and Brown—46.

So the Convention refused to commit the report to the committee of the whole.

Mr. Spencer, then moved to recommit the report to the committee on Representation, with instructions that they report articles of the Constitution on some basis of representation, fixing the representation in the House of Delegates and Senate.

Mr. Thomas, moved to amend said motion by striking out the instructions to the committee.

Which amendment was accepted by Mr. Spencer.

Mr. Gwinn, moved the following order, as a substitute for the motion of Mr. Spencer :

Ordered, That the committee on Representation be instructed to report a plan of representation in the Senate and House of Delegates, giving one delegate to each five thousand of population in the counties and city of Baltimore, in the House of Delegates, and dividing no county or city of Baltimore, and to constitute the Senate of senatorial districts, of which, the city of Baltimore shall be one, and to arrange the said districts in such a manner that they may be, as far as possible, equal in population,—and to provide that each senatorial district should have five delegates.

Which was read.

Mr. Davis, moved that the Convention adjourn, which motion he waived to enable Mr. McHenry to give notice, that when the report of the committee on the Elective Franchise came up for consideration, he should offer sundry amendments, which he moved should be printed.

Determined in the affirmative.

Mr. Davis, then withdrew his motion to adjourn.