

The question then recurred and was put upon the amendment as offered by Mr. McMaster, to the amendment offered by Mr. Merrick, as a substitute for the 34th section and accepted by Mr. Thomas;

Determined in the negative.

Mr. McMaster, moved for the yeas and nays;

Which motion was not sustained.

Mr. Davis, moved to amend said amendment by adding at the end thereof, the following proviso:

“Provided, This article shall be so construed as not to prevent the Legislature from passing any law or laws to open public roads when two or more counties are interested.”

Determined in the negative.

The question then recurred upon the adoption of the amendment as offered by Mr. Merrick, and amended on the motion of Mr. Ridgely;

Mr. Weems, moved for a division of the question on said amendment;

The question was then put on the first branch of said amendment, being in these words:

“That the county authorities now known as levy courts, or county commissioners, shall hereafter be styled commissioners;”

Determined in the affirmative.

The question was then put on the second branch of said amendment, being in these words:

“And shall be elected by general ticket, and not by districts by the voters of the respective counties,”

Mr. Dorsey, moved the question be taken by yeas and nays, and being ordered appeared as follows:

AFFIRMATIVE—Messrs. Chapman, President, Blakistone, Dent, Hopewell, Ricaud, Lee, Chambers, of Kent, Mitchell, Sellman, Weems, Bond, Merrick, Buchanan, Bell, Welch, Ridgely, Lloyd, Colston, Crisfield, Dashiell, Phelps, Constable, Chambers, of Cecil, Miller, McLane, Grason, George, Whight, Hearn, Thomas, Shriver, Gaither, Biser, Sappington, Stephenson, Thawley, Stewart of Caroline, Hardcastle, Gwinn, Sherwood of Balt. city, Ware, Fiery, Neill, John Newcomer, Harbine, Michael Newcomer, Davis, Kilgour, Weber, Hollyday and Shower—52.

NEGATIVE—Messrs. Donaldson, Dorsey, Wells, Randall, Kent, James U. Dennis, Bowie, McMaster, Fooks, McHenry and Slicer—11.

So the 2nd branch of said amendment was adopted.

The question was then put on the 3rd and last branch of said amendment, being in these words: