

Stewart, of Balt. city, Brent, of Balt. city, Sherwood, of Balt. city, Ware, Michael Newcomer, Kilgour, Brewer, Waters, Weber, Hollyday, Slicer, Fitzpatrick, Smith, Parke, Shower, Cockey and Brown—47.

**NEGATIVE**—Messrs. Chapman, Pres't, Morgan, Blakistone, Dent, Hopewell, Donaldson, Dorsey, Wells, Randall, Crisfield, Williams, Goldsborough, Bowie, Tuck, Sprigg, Thomas, Schley, Fiery, John Newcomer, Harbine, Davis and Anderson—22.

So the amendment as the 13th section was adopted.

On motion of Mr. Bowie,

The Convention then took up for consideration the 2nd and 3rd sections, which had been passed over informally;

Mr. Bowie, then offered as a substitute for said sections, the following :

“Sec. 2. The court of appeals shall have appellate jurisdiction only, which shall be co-extensive with the limits of the State, and shall consist of a chief justice and three associate justices, any three of whom shall form a quorum, whose judgment shall be final and conclusive in all cases of appeals, and who shall have the same jurisdiction which the present court of appeals of this State now have, and such other appellate jurisdiction only as may be hereafter provided for by law. The Governor, for the time being, by and with the advice and consent of the Senate, shall designate the chief justice, and the court of appeals shall hold its sessions at the city of Annapolis on the first Monday of June, and the first Monday of December in each and every year ;”

Which was read.

Mr. Crisfield, moved to amend said substitute by inserting after the word “appeals” in the 5th line, these words: “but no judgment of reversal shall be rendered, except with the concurrence of at least three of the judges thereof;”

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

**AFFIRMATIVE** —Messrs. Morgan, Ricaud, Sellman, Lloyd, Dickinson, James U. Dennis, Crisfield, Dashiell, Williams, Hodson, Goldsborough, McCubbin, Spencer, George, McMaster, Hearn, Fooks, Gaither, Gwinn, Fiery, Brewer, Weber, Hollyday, Slicer and Smith—26.

**NEGATIVE** —Messrs. Chapman, Pres't, Blakistone, Dent, Hopewell, Lee, Donaldson, Dorsey, Wells, Randall, Buchanan, Hicks, Eccleston, Miller, McLane, Bowie, Sprigg, Wright, Dirickson, Jacobs, Johnson, Biser, Sappington, McHenry, Magraw, Nelson, Thawley, Brent, of Balt. city, Sherwood, of Balt. city, Ware, Schley, John Newcomer, Harbine, Michael Newcomer, Davis, Kilgour, Waters, Anderson, Fitzpatrick, Parke, Shower, Cockey and Brown—42.

So the amendment was rejected.