

to permit the Legislature to appoint some one who should under certain restraints, exercise the ordinary executive functions, until a new election could be held. The period, needful for preparation, would be necessarily a very brief one, and no mischief could result.

After a few remarks by Mr. DORSEY—

Mr. GWINN said, that the gentleman from Anne Arundel, did great injustice to the argument he had made. By necessary preparation for the election of a Governor was not meant provision for electioneering purposes; nor had he supposed that in this Convention, there was any reason for such a disclaimer.

The mind of the gentleman seemed busy with the images of corruption and evil influence, which he had dwelt upon in the early part of the Convention, and he had construed "preparation" to mean banners, music, and transparencies—the secret struggles of political clubs—and all the machinery which parties put in operation for their support. Whatever effect such arrangements may have upon the popular mind, he certainly had not intended to allude to them in the Convention.

By "preparation," speaking in the hearing of a grave constitutional assembly, he had meant only that full and reasonable notice of the election about to occur, which would be sufficient to enable the people of the State to exercise a deliberate judgment in the choice of an executive. No one could properly misconstrue such a purpose. There were reason and advantage in parties, wherever formed; but no party man could so far forget the dignity which properly attached to combinations embracing the whole people of a State, as to imagine that their honor or success lay in the management of petty shows, or in small electioneering details.

Mr. DORSEY opposed the substitute of Mr. GWINN, and sustained the amendment of Mr. BRENT.

Mr. DENT gave notice of an amendment which he would hereafter offer.

After an explanation by Mr. SPENCER,

Mr. GWINN called the yeas and nays on his substitute,

Which were ordered, and

Being taken, resulted as follows:

*Affirmative*—Messrs. Lloyd, Chambers of Cecil, McCullough, Miller, Shriver, Sappington, Stephenson, McHenry, Gwinn, Sherwood of Baltimore city, Prestman, Ware, Michael Newcomer, Weber, Parke, Ege and Brown—17.

*Negative*—Messrs. Chapman, President, Blakistone, Dent, Hopewell, Lee, Chambers of Kent, Donaldson, Dorsey, Wells, Dalrymple, Bond, Merrick, Jenifer, Buchanan, Bell, Chandler, Ridgely, Crisfield, Dashiell, Hicks, Hodson, Goldsborough, Eccleston, Bowie, McCubbin, Bowling, Spencer, Grason, McMaster, Fooks, Thomas, Gaither, Annan, Thawley, Brent of Baltimore city, Fiery, Neill, John Newcomer, Davis, Hollyday, Slicer and Cockey—42.

So the substitute of Mr. GWINN was rejected.

The question then recurred on the amendment of Mr. BRENT, of Baltimore city,

And it was agreed to.

Mr. GRASON moved further to amend the said section by striking out the words "ballot by the Senate and House of Delegates," in the third line, and inserting in lieu thereof, "vote of the Senate and House of Delegates, the said vote to be taken *viva voce*."

The amendment was agreed to.

Mr. DENT moved further to amend said section by inserting between the word "the," and "House," in the sixth line of said section these words "by the joint vote of the Senate and."

Mr. D. said, he offered this amendment for the purpose of having the provision as to questions of eligibility and contested elections of Governor, conform to the previous provisions in relation to the same officer.

The question was then taken.

No quorum voted.

Mr. GWINN asked the yeas and nays.

Some explanation passed on the part of Messrs.

DENT, GRASON, THOMAS, JENIFER, SPENCER, and BLAKISTONE.

The yeas and nays were asked and ordered, and being taken, resulted as follows:

*Affirmative*—Messrs. Blakistone, Dent, Hopewell, Lee, Chambers of Kent, Mitchell, Donaldson, Dorsey, Wells, Kent, Dalrymple, Bond, Merrick, Crisfield, Dashiell, Hicks, Hodson, Goldsborough, Eccleston, Bowling, McMaster, Fooks, Fiery, John Newcomer, and Davis—25.

*Negative*—Messrs. Jenifer, Buchanan, Bell, Chandler, Ridgely, Lloyd, Colston, Chambers of Cecil, Miller, Bowie, McCubbin, Spencer, Grason, Thomas, Shriver, Gaither, Biser, Annan, Sappington, Stephenson, McHenry, Magraw, Thawley, Hardcastle, Gwinn, Brent of Baltimore city, Sherwood of Baltimore city, Prestman, Ware, Schley, Neill, Michael Newcomer, Weber, Hollyday, Slicer, Parke, Ege, Cockey, and Brown—39.

So the amendment was rejected.

The fourth section as amended was then adopted.

The fifth section of the report was read as follows:

Sec. 5. The State shall be divided into three districts; the eight counties of the Eastern Shore to be the first; Baltimore, Harford, Carroll, Frederick, Washington, and Allegany counties, the second; and St. Mary's, Charles, Calvert, Prince George's, Anne Arundel and Montgomery counties, and the city of Baltimore, the third; and the Governor elected from the second district in October last, shall continue in office during the term for which he was elected; his successor shall be chosen from the third district, and then a Governor shall be taken from each district in regular succession.

Mr. GRASON moved to amend by inserting the word "Howard," after the words "Anne Arundel."

The amendment was agreed to.

Mr. GRASON suggested that the section should be informally laid over.

Some conversation followed.

Mr. JENIFER moved to amend said section by inserting after the words "Eastern Shore," the