

TUESDAY, April 22, 1851.

The Convention met.

Prayer by the Rev. Mr. Graff.

The roll was called.

Mr. STEWART, of Baltimore city, moved that there be a call of the Convention.

The motion was not pressed.

The Journal of yesterday was read.

NEW COUNTY.

Mr. DORSEY, chairman of the committee on New Counties, submitted the following

REPORT:

Art. It shall be the duty of the Legislature, at its session next after the adoption of this constitution, to pass all such laws as may be necessary to define the limits of a new county, to be formed of that part of Frederick county which lies to the west of the Catoctin Mountain, and embracing the south eastern parts of Washington county; and to take the votes of the qualified voters of such contemplated county; and if a majority thereof shall cast their votes in favor of the creation of such new county, then the Legislature shall pass all legislative enactments requisite for the establishment and organization thereof, the name whereof shall be "Lee county." And its representation in the General Assembly shall be one Senator and two delegates, which said two delegates shall thenceforth be deducted, the one from the delegates of Frederick county, and the other from that of Washington county, until after the next census of the United States, when the representation in the House of Delegates, of the city of Baltimore and all the counties in this State, shall be adjusted in the manner hereinbefore provided for by this constitution.

Mr. THOMAS called for the reading of the report, and it was read.

Mr. NEILL desired to be informed by the gentleman from Anne Arundel, (Mr. Dorsey,) whether this was the report of a majority of the committee.

Mr. DORSEY. It is.

The report was then ordered to be printed, and was made the order of the day for Tuesday next.

Mr. HARBINE said, he merely desired to remark that, as a member of the committee, he did not concur in the report, and that when it should be taken up, he should propose such amendments as seemed to him to be proper.

Mr. SHRIVER presented a petition of sundry citizens of Frederick and Washington counties, remonstrating against the formation of a new county, to be composed of a portion of the aforesaid counties.

Which was read; and

On motion of Mr. SHRIVER, referred to the committee on New Counties.

There being no morning business before the Convention—

Mr. STEWART, of Baltimore city, moved that the Convention proceed to the consideration of the unfinished business of yesterday.

Mr. BOWIE moved that there be a call of the Convention.

A suggestion having been made that a quorum was in the Hall—

Mr. BOWIE withdrew his motion for a call of the Convention.

THE CASE OF MITCHELL.

Mr. SOLLERS, chairman of the select committee on the subject, submitted the following

REPORT:

The committee to whom was referred the subject of the requisition of the Governor of Pennsylvania upon the Governor of this State, for the delivering of James S. Mitchell, beg leave to report that they have had the same under consideration, and have come to the conclusion that the Governor of this State did right in refusing to deliver said Mitchell to the authorities of the State of Pennsylvania, and that he deserves the thanks of the good people of this State for the firmness he has manifested in his refusal to deliver a citizen of Maryland to an unjust and unconstitutional demand made by the Governor of Pennsylvania.

They beg leave further to report that they have understood that two citizens of the State of Pennsylvania who acted as agents of James S. Mitchell, in capturing his slaves, have been convicted of the crime of kidnapping, and sentenced to the Penitentiary of that State. Believing, as your committee do, that the taking and delivering to the said Mitchell, by the said agents, of the child of the fugitive slave woman of the said Mitchell, was not a crime under the federal constitution, but in strict conformity thereto, and feeling as they do the deepest sympathy for the said agents, they beg leave to report the following resolutions:

*Resolved*, That the Executive of this State be requested to instruct the Attorney General to cause such proceedings to be set on foot as that the case of said agents may be brought before the Supreme Court of the United States for its adjudication.

*Resolved, further*, That one thousand copies of correspondence between the Governor of this State and the Governor of Pennsylvania, with the accompanying documents, be printed for the use of the members of this Convention.

The report was read, ordered to be entered on the Journal.

THE JUDICIARY.

The PRESIDENT announced the unfinished business of yesterday, being the report No. 13, heretofore submitted by Mr. Bowie, as chairman of the committee on the Judiciary.

The pending question was on the motion of Mr. HICKS, to amend said fifth section by striking out at the end of the 9th line, the word "ten," and inserting in lieu thereof "fourteen;" and in the 11th line, after the word "and," insert "shall not;" and in the 12th line, by striking out all of said line, except the last word—"subject."

Mr. SPENCER said that one or two motions had already been made for calls of the Conven-