

of six millions hereby provided shall remain forever inviolate as the free school fund of the State."

I will give a few words of explanation: The sixth section provides that a levy of ten cents in the hundred dollars shall be made upon the taxable property in the State. The section now under consideration provides that a levy of five cents in the hundred dollars shall be made until the sum shall reach \$6,000,000. The object of this amendment is to discontinue the tax authorized by the sixth section, at the discretion of the legislature, when that \$6,000,000 shall have been obtained. That is the whole object of the amendment.

The amendment was adopted.

Mr. DUVALL moved to amend by adding at the end of section, "provided that no portion of said school fund, with the interest accruing therefrom, derived by taxing the white population, shall be applied toward educating the free negro population."

Upon this question Mr. BERRY, of Prince George's, called for the yeas and nays, and they were ordered.

The question was then taken, by yeas and nays, and resulted—yeas 14, nays 45—as follows:

Yeas—Messrs. Berry, of Prince George's, Bond, Dail, Davis, of Charles, Duvall, Edelen, Gale, Harwood, Hollyday, Lee, Mitchell, Miller, Parran, Smith, of Worcester—14.

Nays—Messrs. Abbott, Annan, Audoun, Baker, Clarke, Cunningham, Cushing, Daniel, Dellinger, Earle, Ecker, Farrow, Gallo-way, Greene, Hebb, Hoffman, Hopkins, Hopper, Keefer, Kennard, King, Larsh, Markey, Mayhugh, McComas, Mullikin, Murray, Nyan, Parker, Pugh, Purnell, Ridgely, Robi-nette, Russell, Sands, Schley, Scott, Stirling, Stockbridge, Swope, Thomas, Todd, Valliant, Wickard, Wooden—45.

The amendment was accordingly rejected.

Mr. CLARKE, when his name was called, said: This section looks to action hereafter by the legislature in reference to the imposition of the tax. And they may so provide as to levy a tax upon negroes, in order to provide means for their education. If this amendment is adopted, the legislature would be unable in any way, it seems to me, to provide any means for educating the blacks. I think I must vote "no" on this proposition.

Subsequently, Mr. CLARKE said he had misunderstood the proposition, and would vote "aye."

Before the vote was announced—

Mr. CLARKE said: I am as much opposed to negro equality and negro voting, and all that as any one, but I cannot say that I am in favor of cutting off all means of education from these people when they shall have been made free. I must still vote "no."

Mr. DAVIS, of Charles, moved to amend by

inserting the words "of the white population," after the words "for educational purposes."

Mr. AUDOUN called for the previous question, which was seconded, and the main question ordered.

Mr. STIRLING. I would ask if the amendment of the gentleman from Charles (Mr. Davis) is in order? I do not think that our time and patience is to be wasted by amendments, and yeas and nays upon the same thing over and over again. I am rather indisposed to be continually stuck at in this way.

The CHAIRMAN (Mr. Pugh.) This is an amendment to the seventh section of this report. Although the house has determined the subject-matter of this amendment two or three times on another section, yet as it is an amendment to the section now before the convention it is certainly in order. Probably the quickest way to dispose of it is to vote upon it.

The question was then taken upon the amendment of Mr. DAVIS, of Charles, and it was rejected.

The section as amended was then adopted.

Mr. CUSHING. I ask the house to return to the first section. I move to insert after the word "years" in the first part of the first section, the words "and until his successor shall have been appointed and shall have qualified." It has been suggested to me that under the section as it now stands, it might be construed that only one superintendent was to be appointed, and when his term was ended the office was to be vacated.

The amendment of Mr. CUSHING was adopted.

Mr. CUSHING. The house has adopted an amendment to the second section on the motion of the gentleman from Howard (Mr. Sands.) That amendment makes no provision for the compensation of any person appointed under that section by the State superintendent or the board of education. I move to insert after the word "duties" the words "and receive such compensation."

The amendment was adopted.

The report of the committee on education as amended by the convention, was then ordered to be engrossed for its third reading, and printed.

Mr. THOMAS. I move that the convention now take a recess.

Mr. HOPKINS. In view of the number of members who have asked and obtained leave of absence from evening sessions, I am apprehensive that we will not have a quorum here to-night. I therefore move that when we adjourn, it be until to-morrow morning at ten o'clock.

The CHAIRMAN. According to the decision of the President of this convention, that motion is not in order under the rule.

The question was then taken upon the