

Baltimore city (Mr. Thomas,) whether in endeavoring to obtain the major proposition of independent tenure, it is not better to put it in such a shape as most likely to meet the apparent desire of the house. You must recollect one thing; some members object to going beyond sixty years. I am willing to fix the age just as gentlemen please. The great purpose of my soul is to have an independent judiciary, a tenure during good behavior. The age is a secondary matter, which can be amended at any time. I will agree to seventy or ninety years, just as you please, so long as a man is fit for the position.

The question recurred upon the amendment of Mr. CHAMBERS to the amendment of Mr. HEBB.

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 21, nays 44—as follows:

**Yeas**—Messrs. Berry, of Prince George's, Blackiston, Bond, Brown, Chambers, Cushing, Dent, Farrow, Hollyday, Hopkins, Horsey, Miller, Nyman, Parker, Pugh, Russell, Stirling, Stockbridge, Sykes, Thruston, Valliant—21.

**Nays**—Messrs. Goldsborough, President; Abbott, Annan, Audouin, Billingsley, Briscoe, Cunningham, Daniel, Dellinger, Duvall, Ecker, Edelen, Gale, Galloway, Hatch, Hebb, Hoffman, Hopper, Johnson, Jones, of Cecil, Keefer, Kennard, Larsh, Lee, Mayhugh, Mitchell, Morgan, Mullikin, Murray, Negley, Parran, Purnell, Ridgely, Robinette, Schley, Smith, of Carroll, Smith, of Worcester, Sneary Swope, Thomas, Turner, Wickard, Wooden—44.

The amendment to the amendment was accordingly rejected.

Pending the call of the yeas and nays, the following explanations were made by members, as their names were called:

Mr. BILLINGSLEY. I am opposed to the general ticket system, although in favor of an elective system by districts. As a matter of compromise I would accept the proposition of the gentleman from Baltimore city (Mr. Thomas.) But I am utterly opposed to anything like a life tenure, and therefore vote "no" on this proposition.

Mr. BOND. I shall vote for the proposition limiting the term to sixty-five years, not because I think that is a proper limitation, for my opinion is that men retain their mental and physical ability to seventy years of age perhaps as perfectly as to any other age.—I should therefore prefer the limitation to be seventy years. But inasmuch as sixty-five years approaches something near my views on that subject, I will vote "aye."

Mr. MAYHUGH. I am opposed to the appointive system, and to the life tenure. They are both obsolete ideas in this day; the peo-

ple of this State preached their funeral sermon fourteen years ago. Being opposed to the appointive system, and seeing that those gentlemen who prefer that system are hanging on to whatever comes nearest to it, I shall vote "no."

Mr. BERRY, of Prince George's. I now renew my motion to strike out the word "ten," and insert the word "twenty" in the amendment of the gentleman from Allegany (Mr. Hebb.)

The question was upon the amendment to the amendment.

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

The question was then taken by yeas and nays, and resulted—yeas 25, nays 40—as follows:

**Yeas**—Messrs. Goldsborough, President; Abbott, Berry, of Prince George's, Blackiston, Bond, Chambers, Cushing, Daniel, Dent, Ecker, Farrow, Hodson, Hollyday, Hopkins, Horsey, Jones, of Cecil, Nyman, Parker, Pugh, Russell, Stirling, Stockbridge, Sykes, Thruston, Valliant—25.

**Nays**—Messrs. Annan, Billingsley, Briscoe, Brown, Cunningham, Dellinger, Duvall, Edelen, Gale, Galloway, Hatch, Hebb, Hoffman, Hopper, Johnson, Keefer, Kennard, Larsh, Lee, Mayhugh, McComas, Mitchell, Miller, Morgan, Mullikin, Murray, Negley, Parran, Purnell, Ridgely, Robinette, Schley, Smith, of Carroll, Smith, of Worcester, Sneary, Swope, Thomas, Turner, Wickard, Wooden—40.

The amendment to the amendment was accordingly rejected.

Pending the call of the yeas and nays, the following explanations were made by members, as their names were called:

Mr. MILLER. As I understand the proposition now before the house, it is an amendment to the proposition of the gentleman from Allegany (Mr. Hebb,) to make the tenure of office twenty years instead of ten. The vote will still have to be taken upon the proposition for ten years, if this is voted down. And if that proposition should be voted down, then the section would be left to stand as it now is; making the tenure of office of each judge during good behavior, or until he shall attain the age of sixty years.

The PRESIDENT. That is correct.

Mr. MILLER. Then I vote "no."

Mr. NEGLEY. I agree that the too frequent election of judges is a great evil. I shall, therefore, vote for fifteen instead of ten years. I cannot vote for the proposition to make the tenure twenty years. I will vote for a proposition to make the tenure fifteen years, and that judges shall be ineligible for re-election. In that way you will take away all inducement to maladminister justice for political considerations. I therefore vote "no."

Mr. THRUSTON. I am in favor of a long