

time he would submit the following amendment to the 39th section of the article reported by the Committee on the Legislative Department.

Section 39. The governor, comptroller and treasurer of the State, are hereby authorized conjointly, or any two of them, to sell from time to time according to their best judgment the State's interest in the works of internal improvement, whether as stockholder or creditor, also the State's interest in any banking corporation, and to apply the proceeds arising therefrom towards the payment of the public debt of the State; and after the public debt shall have been fully paid off, or the sinking fund shall be equal to its liquidation, the excess of such sales shall be set apart as a permanent fund for the support of public education; provided however, that the power hereby conferred, shall only be exercised when the proceeds of such sales can be converted into a like amount of the public debt; and provided further, that the State's interest in the Washington Branch of the Baltimore and Ohio Railroad, shall be and is hereby reserved and excepted from the sale hereby authorized; and provided further, that the State's interest in or claim against the Chesapeake and Ohio Canal, the Tide Water Canal, and the Chesapeake and Delaware Canal may be sold, upon the best terms which may be obtained for the same.

Mr. CHAMBERS gave notice that he would submit the following amendment:

Section 39. It shall be the duty of the Legislature at its first session after the adoption of this constitution, to provide by law for the sale to the highest bidder of all or such part of the stock owned by this State in any railroad or canal company, and of the debt due to this State by any railroad or canal company as can be sold or exchanged for not less than an equal amount of the present public or stock debt of this State, and to convey the interest so sold to the purchaser or purchasers thereof; and so to proceed from time to time until all such interest of the State in every such corporation shall be wholly sold and disposed of.

Mr. MILLER gave notice that he would submit the following amendment:

Section 39. The governor, comptroller and treasurer of the State, or any two of them, may sell from time to time, according to their best judgment, the State's interest in the works of internal improvement, whether as stockholder or creditor, and apply the proceeds towards the payment of the public debt of the State; and after the public debt shall have been fully paid off, or the sinking fund shall be equal to its liquidation, the surplus of such sales shall be set apart as a permanent fund for the support of public education; provided, however, that the power of sale hereby conferred shall only be exercised when the proceeds of such sales can be

converted into a like amount of the public debt; and provided further, that the State's interest in the Washington Branch of the Baltimore and Ohio Railroad Company shall be and is hereby reserved from the sale hereby authorized.

Mr. JONES, of Somerset, gave notice that he would submit the following amendment:

Amend 39th section by inserting after the word "creditor," in the 3rd line, these words, "except the State's right to receive one-fifth of the money arising from passengers over the Washington Branch of the Baltimore and Ohio Railroad."

REBEL SYMPATHIZERS.

Mr. DUVAL. I ask that it be entered upon the journal that if I had not been absent in consequence of sickness in my own case and in my family, I should have voted against the unjust, extraordinary, and inhuman order presented by the gentleman from Frederick (Mr. Schley) on the 19th instant, and also against the resolutions of the same character offered by the gentleman from Baltimore city (Mr. Stirling) on the 20th instant.

Mr. STOCKBRIDGE. Is it not competent to object to such an entry as that?

The PRESIDENT. The language characterizing the order will not go upon the journal.

Mr. STIRLING. I object to the entry, because the gentleman said my resolutions were inhuman.

Mr. STOCKBRIDGE. I consider the terms in which the request was made insulting to the Convention; and I therefore also object.

Mr. SCHLEY. I consider it a discourtesy to the house.

Mr. DUVAL. I withdraw the proposition.

LEGISLATIVE DEPARTMENT.

The Convention proceeded to the consideration of the order of the day, being the second reading of the article on the legislative department. The pending section was the following:

"Section 47. The General Assembly shall have power to accept the cession of any territory contiguous to this State from the States of Virginia and West Virginia, or from the United States, with the consent of Congress and of the inhabitants of such ceded territory; and in case of such cessions, the General Assembly may divide such territory into counties, and shall provide for the representation of the same in the General Assembly, on the basis fixed by this Constitution, and may for that purpose increase the number of senators and delegates. And the General Assembly shall enact such laws as may be required to extend the constitution and laws of this State over such territory, and may create courts conformably to the constitution for such territory, and may, for that purpose, increase the number of Judges of the Court of Appeals."