

Which was accordingly ordered.

The house resumed the consideration of the bill relating to clerks and registers ;

The question recurred on the house agreeing to the amendment as offered by Mr. Martin—when,

He asked and obtained leave to withdraw it ;

Mr. Hope moved to amend the 1st section of said bill, by striking out all after the word “votes” in the 12th line, and insert the following :

“And in case two or more persons shall receive an equal number of votes, for clerk or register, the Governor shall, as soon as he shall have ascertained the same, order a new election, and direct his order to the sheriff of the county, requiring him to hold the new election, on some day to be specified in such order, within forty days of the time of the issuing thereof; and the Sheriff shall give at least ten days public notice of the time and place of holding such election, and in case of a re-contested election the Governor shall determine the same, and commission the person he may ascertain to have been fairly elected, or in his discretion may order a new election as in case of a tie;”

On the question being put, will the House agree to strike out and insert ?

Determined in the affirmative.

Mr. Winder moved further to amend said section by adding thereto the following :

“Provided, that the governor shall not commission any person as clerk or register within twenty days after the election for such clerk or register; that if the election be contested, the party contesting it may communicate to the governor a written objection within that time, to issuing a commission; and that if no objection be so communicated within that time, the governor shall commission the person returned to him as elected.”

On the question being put, will the house agree to amend ?

Determined in the affirmative.

On motion of Mr. Hope,

The second section of the said bill was stricken out ;

On motion of Mr. Hope,

The third section of said bill was amended by adding thereto the following, “and that all future incumbents shall hold their respective offices, until their successors shall be commissioned ;”

On motion of Mr. Hope,

The fourth section of said bill was amended, by inserting after the word “Governor” in the second line, the following, “in the manner now fixed and established by the constitution of this state ;”

On motion of Mr. Cottman,

Said section was further amended by inserting, after the word “general” in the third line, the word “annual.”

The said bill was then put to the question on its passage as amended ;