

The question then recurred on the adoption of the amendment as amended ;

And on being put,

It was determined in the affirmative.

On motion of Mr. Gaither,

The fifth section of said bill was stricken out.

Mr. Spence then moved to amend said bill by adding the following as an additional section :

“And be it enacted, That after the acceptance of this act as aforesaid by the said Chesapeake and Ohio Canal Company, the Legislature of this State may at any time thereafter regulate the tolls to be charged by the said company, according to the tolls chargeable by the Baltimore and Ohio Rail Road, or otherwise, in their discretion, and said Canal and said tolls in all cases shall be uniform per mile from its eastern to its western terminus.”

On the question being put—

On motion of Mr. Hammond,

The yeas and nays were required and appear as follows :

AFFIRMATIVE.

Messrs. Coad	Stevens	Wilmer
Blakistone	Bruce	Bravard
Shaw	Martin	Spence
Jones	Cottman	Hearn
Welch of K.	Winder	Le Grand
Owens	Humphreys	Graves
Ridgely	Frazier	Seidenstricker
Hammond	Tall	Gaither
Estep	Tuck	Hook
Dalrymple	Maccubbin	Mr. Speaker pro. tem.
Hellen	Bowie	—32

NEGATIVE.

Messrs. Poultney	Quynn	Byer
Welsh of Balt.	Biser	Keppler
Ristean	Simmons	Waters
Stansbury	Firor	Dade
Holmes	Sutton	England
Lloyd	Hope	Berry
Foard	Polk	Price
Heckar	Sangston	Newman
Welch of A.	Thawley	Crabbs
Spencer	Gallagher	Parke
Temples	Mason	Bramwell—35
McPherson	Newcomer	

So the said amendment was rejected.

Mr. Hammond then moved to strike out the enacting clause of said bill.

On motion of Mr. Hammond,

The house was called, and the door-keeper sent after the absent members in the city.