Resolved in the affirmative.

On motion of Mr. Ely, the yeas and nays were ordered and appeared as follows,-

AFFIRMATIVE.

Messrs, Hopewell Hicks Harris Keene Usilton Frazier Primrose Alexander McDaniel Culbreth Price Dunbracco Ridgely Townsend of Wor. Iglehart Fooks Hood Handy

Simmons Powell Parran Doub Billingsley Matthias Carpenter Gough Matthews Boyd Hawkins Carter Gardiner Jump Townsend, of Tal. Nicols Martin Harding Kerr Darby Boyle Waters Donoho Dawson-43

NEGATIVE.

Messrs. Gantt, Speaker

Ely
Shower
Risteau
Comegys
Henderson
Taylor
Pierson

Maulsby
Nelson
Hardcastle
MacLean
Richardson
Mann
Rentch

Hyland

Pierson Rentch
Coombs Smith
Tuck Buchanan—21
Harrison

The clerk of the Senate delivered the following message:

By the Senate,

December 30, 1836.

Gentlemen of the House of Delegates:

The Hen. John S. Spence, having been elected Senator of the United States, to fill the vacancy occasioned