

MARYLAND GAZETTE.

T H U R S D A Y, J A N U A R Y 21, 1808.

Maryland Gazette.

ANNAPOLIS, THURSDAY, January 21, 1808.

LEGISLATURE.

HOUSE OF DELEGATES, MARYLAND.

TUESDAY, January 12, 1808.

THE house met. Present as on yesterday. The speaker appeared and resumed the chair. The proceedings of yesterday were read.

The further supplement to the act to incorporate companies to make several turnpike roads through Baltimore county, and for other purposes, the supplement to the act to amend and explain the thirty-third section of the act for the more effectual paving the streets of Baltimore-town, in Baltimore county, the bill for the relief of Benjamin Morris, the further supplementary act to the act for quieting possessions, settling conveyances, and securing the estates of purchasers, and the message of yesterday, relative to a joint committee, were sent to the senate.

I have given to bring in a bill authorizing the raising of a lottery for raising a sum of money for the relief therein mentioned.

The bill for the relief of George Gray, was read the second time, passed, and sent to the senate.

Mr. Jump delivers a bill, entitled, An act authorizing John Mitchell, late sheriff and collector of Baltimore county, to complete his collection; which was twice read, passed, and sent to the senate.

Mr. Little delivers the bill to enable Margaret Hammond and Harriet Hammond, of Baltimore county, to erect a bridge across Patapsco river, at a place known by the name of Hammond's Ferry, as amended; which was twice read, passed, and sent to the senate.

Mr. J. E. Spencer delivers a bill, entitled, An act to prevent, for a limited time, the sale of lands or tenements, goods or chattels, on writs of execution, and for other purposes therein mentioned; which was read.

Mr. T. Dorsey delivers a bill, entitled, An act authorizing the commissioners to superintend the building of the state penitentiary to exchange with the justices of the levy court for Baltimore county, the property therein mentioned; which was read.

According to order, the house proceeded to the second reading of the bill to abolish all such parts of the constitution and form of government as relate to the time and manner of electing the senate, and the mode of filling up vacancies in that body, and, after reading, and reading the same throughout, the question was put, Shall the said bill pass? Resolved in the affirmative, yeas 37, nays 29.

Mr. Tabbs delivers an unfavourable report on the petition of Benjamin Claggett; which was twice read and concurred with.

Mr. Stewart delivers the further additional supplement to the act, entitled, An act to erect Baltimore-town, in Baltimore county, into a city, and to incorporate the inhabitants thereof, as amended; which was read.

Mr. Winder delivers a bill, entitled, An act to authorize William Handy and James Ritchie to sell and dispose of the real estate of Isaac Handy, late of Somerset county, deceased; which was read.

The bill investing the justices of the levy court of the several counties in this state with further powers, was read the second time, and passed.

Mr. Kerr delivers a bill, entitled, An act to pay the civil list, and other expenses of civil government; which was read.

On the second reading of the bill authorizing the Baltimore and Frederick-town turnpike road company to erect a toll bridge over Monocacy river, the question was put, That the further consideration of the same be referred to the first day of June next? Resolved in the affirmative.

The report on the petition of Letitia Crookshanks was read the second time, and the resolution therein sent to.

The speaker being indisposed, retired, and Mr. Winder was unanimously elected speaker pro tem.

The bill to alter the time for holding the county court of Montgomery county, was read the second time, and passed.

Mr. Bowles delivers a bill, entitled, An act authorizing the court of chancery to decree in the case therein mentioned; which was read.

The further supplement to the act for the relief of sundry insolvent debtors, passed at November session, eighteen hundred and five, was read the second time, and passed.

The bill annulling the marriage of John McCandless, was read the second time and will not pass.

Mr. C. Dorsey delivers a bill, entitled, An act to vest certain powers in the orphans court of Charles

county, and for other purposes; which was twice read, and passed.

A memorial from John Kilty, accompanied with The Land Office Assistant, was preferred, read, and referred.

The message relative to closing the session was read the second time, the blank therein filled up with the words "the 15th instant," agreed to, and sent to the senate.

Mr. Kuhn delivers an unfavourable report on the petition of Henry Fout, and others; which was twice read and concurred with.

Mr. Kerr delivers a bill, entitled, An act to ascertain and establish a permanent salary for the governor of this state; which was read.

Ordered, That the bill to prevent, for a limited time, the sale of lands or tenements, goods or chattels, on writs of execution, and for other purposes, have a second reading on Thursday next.

The clerk of the senate delivers the following resolutions:

Resolved, That a committee be appointed to join such committee as may be appointed on the part of the house of delegates, to inquire into the present state of our finances, and to report to the legislature such projects of investment and appropriations as may seem most conducive to the public interest; and it shall also be the duty of such committee, to call upon the treasurer of the western shore, and request him to exhibit, and count in their presence, all the specie in the treasury, noting the amount of the different species of money therein, of which they shall forthwith make due report to this general assembly.

Resolved, That Mr. Lowrey, Mr. Covington and Mr. Partridge, be the said committee on the part of the senate.

Whereas the general assembly of Maryland have, on all occasions, viewed with the deepest interest, and utmost solicitude, every change in the aspect of our foreign relations; the present novel and interesting crisis, peculiarly demand an expression of the public will, through the medium of the legislature; therefore,

Resolved, That the late act of congress imposing an embargo, is, in the opinion of this general assembly, a measure strongly characteristic of the judgment and wisdom of our national councils, and well calculated to inspire confidence in the individuals of the nation which they represent.

Which were read.

Mr. Kerr delivers a bill, entitled, A supplement to the act, entitled, An act to restrain the evil practices arising from negroes keeping dogs, and to prohibit them from carrying guns or offensive weapons; which was read.

A petition from sundry inhabitants of Baltimore county, counter to the petition of the Reister's-town turnpike road company, was preferred and read.

The bill authorizing the drawing of a lottery for raising a sum of money for the purposes therein mentioned, the bill to continue certain acts of assembly, and the bill to incorporate a society to educate and maintain poor orphan and other destitute female children, by the name of the Orphan Charity School, and to repeal the act of assembly therein mentioned, were read the second time, and passed.

Ordered, That the bill authorizing and empowering the drawing of certain lotteries for the purposes therein mentioned, have a second reading on to-morrow.

The following message was agreed to.

We have received your message relating to the money in the treasury of the state. We unite in the policy of originating a committee for the object therein contemplated, and we have appointed Messrs. Mitchell, Boon, Little, Seth and T. B. Dorsey, a committee thereon on the part of this house to join the committee of the senate.

The house adjourns till to-morrow morning.

WEDNESDAY, January 13, 1808.

THE house met. Present as on yesterday. The speaker appeared and resumed the chair. The proceedings of yesterday were read.

The bill to incorporate a society to educate and maintain poor orphans and other destitute female children, &c. the bill to repeal the act of assembly therein mentioned, the bill to continue certain acts of assembly, the bill authorizing the drawing of a lottery for raising a sum of money for the purposes therein mentioned, the bill to vest certain powers in the orphans court of Charles county; the further supplement to the act for the relief of sundry insolvent debtors, passed at November session, 1805, the bill altering the time for holding the county court of Montgomery county, the bill to abolish all such parts of the constitution and form of government as relate to the time and manner of electing the senate, and the mode of filling up vacancies in that body, the bill investing the justices of the levy courts of the several

counties in this state with further powers, the resolution in favour of Letitia Crookshanks, the message relative to closing the session, and the message appointing a committee to examine the treasury, were sent to the senate.

A memorial from James Biays, and others, of the city of Baltimore, praying an inquiry into the conduct of judge Dorsey, was preferred, read, and referred.

The clerk of the senate delivers the supplement to the act to appoint and authorize commissioners to review and lay out the road therein mentioned in Harford county, and the bill to lay out, straighten and amend, an old road in Harford county, &c. endorsed, "will not pass." The resolutions in favour of Thomas S. Brewer, and John Trueiman, severally endorsed, "dissented from." And the following message:

We have negatived your resolution in favour of John Trueiman. The senate, in their message accompanying their dissent to your former resolution on this subject, meant not to be understood as offering "an alternative" to the house of delegates. We were of opinion that the sum proposed by you was too large, and that the legislature, in bestowing their charity on an infirm and superannuated attendant of the house of delegates, ought also to regard the indigent widow and family of a deceased officer of the senate, at least equally as meritorious in every point of view, and whose family, by the death of a husband and a father, have at once been deprived of all the sources depending on his life. If the senate had not been desirous to avoid the litigated question of the constitutional right of their altering a resolution of that description, they would have directly amended it, by reducing the sum and extending the provisions of the resolution to Edward Roberts's widow and family. Would this, we ask, if it had been done, had the appearance of offering to your house an alternative;—surely it could not, no more than when your branch sends us a bill for the relief of sundry insolvent debtors, named therein, the senate amend the same by the insertion of the names of other persons, whom they conceive also equally entitled to the benefits of such a bill; so in the case now agitated, the senate, to avoid raising a question that might have been occasioned by directly amending your resolution, suggested, by way of message, the extensions of its provisions, as an amendment upon which it would meet their approbation. This, we conceive, is perfectly accordant to the customary forms of proceeding, and upon principles of correct legislation, should be denominated "an amendment suggested," and not "an alternative" offered.

Which was read. Also a letter from the executive, suggesting the propriety of increasing the contingent fund; which was read and referred.

A petition from Margaret Proctor, of Baltimore county, praying that the real estate of her late husband may be sold, and a petition from John Walters, of Talbot county, praying an act of insolvency, were preferred, read, and referred.

Ordered, That the report and resolution in favour of John S. Brooks, be withdrawn.

Mr. Little delivers a bill, entitled, An act to incorporate the New-Market Fire Company in the precincts of Baltimore; which was read.

Mr. C. Dorsey delivers a bill, entitled, An act to punish crimes, offences and misdemeanors, committed on the waters of the Chesapeake bay, within the territorial jurisdiction of the state of Maryland and for other purposes; which was read.

A petition from the inhabitants of the eastern precincts of the city of Baltimore, praying for a market-house in said precincts, was preferred, read, and referred.

The supplement to the act for the valuation of the real and personal property within this state, the bill authorizing the commissioners to superintend the building of the state penitentiary to exchange with the levy court of Baltimore county, the property therein mentioned, the bill for the relief of Edward Henry, and the bill to authorize William Handy and James Ritchie to sell and dispose of the real estate of Isaac Handy, late of Somerset county, deceased, were read the second time, and passed.

The address to the president of United States was read the second time, and the question put, That the house assent to the same? Resolved in the affirmative, yeas 46, nays 22.

The resolution relative to the embargo was read the second time, and the question put, That the house assent to the same? Resolved in the affirmative, yeas 49, nays 19.

Mr. Little delivers a bill, entitled, An act authorizing the sale of five thousand tickets in a lottery of the state of Pennsylvania for the encouragement of useful arts, and a bill, entitled, An act for the benefit of the representatives of John P. Proctor, of Baltimore county, deceased; which were read.