chap. 309.

The bill reported by Mr. Burgess, to repeal an act, for regulating and inspecting Weights and Measures, used in this State, passed December session 1825, chapter 206, passed December session 1825, chapter 206, passed December season 1825, chapter 206, so far as the same relates to Ande-Arundel county, was taken up for consideration.

On motion by Mr. Nicols, said bill was amended, by inserting after the word "Anne-Arundet," in the last line of the first section,

the word "Dorester."
On motion by Mr. Turner, said bill was further amended, by inserting the word "Bal-

recommitted to the committee that reported the amendmit, with instructions to report a general bill to said bill. on the subject.
On motion by Mr. Ely, the committee was

enlarged, by adding thereto, Messrs. Ely and Heard.

On motion by Mr. Blakistone, the house Patuzent river: during the period therein mentioned, so far as relates to St. Mary's county-as also the amendment proposed by Mr. Blakistone to said bill.

The said amendment was then read. Mr. Merrick then offered as a substitute for said amendment the following, in these words-"so far as the same prohibits the use of gill nets in the Patuxent river-below the dividing line between Prince George's and Charles counties-and below the dividing line between Anne-Arundel and Calvert counties. and in the Potomac river below Maryland

On the question being put, on the adoption of the substitute. It was resolved in the affirmative.

The said bill was then read the second time as amended, and passed.

The clerk of the senate returned the extending the time for taking the bond of the Sheriff of Allegany county, endorsed, "will to be permitted to being certain slaves into the construction of Washington.

Mr. Ely obtained leave to bring in a bill. consideration of this house, which was read, and referred to the cummittee appointed on the coloured population of this state.

And, delivered the following message: We have received your message proposing the appointment of a joint committee of your late Convention of the state of South Caroli-indignantly froming upon the 'st dawning honourable body and of the senate, to desise na, delivered the following report. honourable body and of the senate, to devise na, delivered the following report.

of every attempt to alienate ar portion of some suitable tribute of respect to the memo.

The joint committee to whom was referred our country from the rest, or tonleeble the

and Morris.
The hour having arrived for taking up the order of the day, the house proceeded to consider the bill reported by Mr. Teackle, entitled, a supplement to an act, entitled. An act to reduce into one, the several acts of assembly respecting elections, and to regulate

ch elections.

Mr. Jenkins moved to amend said bill by striking out in the third section and fourteenth line, the word 'sentiments,' and in-serting in lieu thereof, the following, in these words, 'preferences with regard to the candi

Resolved in the affirmative.

Mr. Pratt moved to recominit the bill with instructions to lay off the state in electoral districts, based upon the federal population of the several counties; and with a provision that a majority of the electors to be elected, shall give the entire vote of the state. Determined in the negative.

Mr. Merrick moved to lay the bill on the table, resolved in the affirmative.

The clerk of the senate delivered the following message:-

Gentlemen of the House of Delegates.

As a means of abbreviating the session of the legislature, so far as shall be consistent with our deliberations and the public convenience, an subtait to your honourable body the proposery of indicating some day, after

will not cutertain the proposition ate business. In furtherance of these views we propose, with your concurrence, to originate no business, unless of extraordinary urgency, after the 10th day of February Nest. Which was read.

The speaker laid before the house a repor from the treasurer of the western shore, in obedience to an order of the house of delegates, of the 8th Jan. 1833. Which was read.

The house adjourned.

Thursday, January 10, 1835. Mr. Nicols presented a memorial of Joseph K. Travers, and others, of Dorchester county, praying for relief therein mentioned.

Mr. Harper obtained leave to bring in a bill

to incorporate the Horticultural Society of Maryland. Mr Travers obtained leave to bring in a bill to incorporate the Trustees of the Zion Methodist Episcopal Church in Dorchester

county.

Mr. Nicols obtained leave to bring in a bi to regulate fences in Dorchester county.

On motion by Mr. Heard,

Ordered. That a committee of three he pointed by the chair, to proceed to the city of Baltimore to inspect the condition of the State Tobacco Warehouse, and to ascertain what repairs, if any, are necessary to be done at this time.

In pursuance whereof the speaker appointed Mesara. Heard, Mudd, and Daval of P. George's, the committee.

was excused from serving on said committee.

The speaker therenpon appointed Mr.

White, in lieu of Mr. Duvall.

Tacter of the federal government and the just allegiance which they owe to that government.

4th. Resolved, That this state is ardently

On motion by Mr. Merrick, said bill was relating to free negroes and slaves, as also recommitted to the committee that reported the amendments reported by the committee

took up for consideration the bill, reported ly Mr. Heard, to repeal an act, to prohibit the use of gill nots in the Potomac river, and lution in favour of Bushrod W. Marriott, sheriff of Anne-Arundel county, severally en-

dorsed, 'assented to." Ordered to be engrossed. The house adjourned.

FRIDAY, Jan. 11th, 1839. Mr. Jenkins presented a petition of William Coffield, a citizen of the state of Virginia, praying a special act of Insolvency.

Mr. Pratt presented a petition of sundry citizens of Prince Georges county, praying

the passage of a law authorising the Levy Court of said county, to levy a sum of money, to enlarge the clerk's office of said county, or to build a new office.

The speaker laid before the house, a

ommunication from the late Governor Uoward, resigning the place of director on the Mr. Pratt presented a memorial of the President and Directors of the Baltimore and Ohlo Rail-Road Company, praying certain al pass," ordered to be engrossed :- And, deli- terations of the acts of Assembly, authorizing

the erection of buildings and machinery, or either of them, within this state.

Mr Nicols, from the joint committee, to which were referred the proceedings of the

ry of the venerated Charles Carroll, and we the ordinance and other documents, transmitappointed on the part of the senate, to act and that part of our late Governor's message with the committee of your honourable body, Messas. Mayer, Claude, Hughlett, Emory attention which its serious import demands, We have ted us by the Governor of South Carolina, rious parts."
ite, to act and that part of our late Governor's message. Which was read.

upon the ordinance of nuilification, and the recent proceedings of South Carolina, it is our duty to declare our opinions firmly on the of South Carolina, beg leave, by We of report. principles assailed, and to expostulate mildly respectfully to submit the following resolu-

and affectionately with her.
2nd. Resolved, That we hold these principles to be incontrovertible, that the government of the United States was adopted by the people of the different states, and established in order to form a more perfect union, esta-lish justice, ensure domestic tranquility, provide for the common defence, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity,' that t possesses all the powers necessary for the purposes for which it was instituted. That it sistent with the whole tenor of tha instruis irreconcilable with the objects and purpoment, to suppose that it contains in self the ses for which the Constitution was adopted. to suppose that it contains in itself the principles of its own destruction, or has filled to endue the government created by it with the essential power of self preservation.

That it is not in the power of any one state to declare an act of the general government void or unconstitutional.

rold or unconstitutional.

That the power of deciding questions among the different states, or between the general government and a state, is reposed in the Federal Judiciary, and that it is an act of usurpation for any state to arrogate to herself urisdiction in such cases.

That whenever a state is aggrieved by the constitutional acts of the general government, the fifth article of the constitution precribes the remedy, declaring that "The congress, whenever two-thirds of both houses shall deem it necessary, shall propose amendments to this constitution, or on the application edly do occur from time to time in the addin-of the legislatures of two-thirds of the se-veral states, shall call a convention, for pro-governments, but the remedy is not force or posing amendments—which in either case violence; it is by appeal to the justices and shall be valid to all intents and purposes, as part of this constitution, when ratified by the legislatures of three-fourths of the seventh of the ral states, or by conventions in three-fourths hereof, as the one or the other mode of ratifi-

cation may be proposed by congress."

That the right to annul a law of the general government assumed by one state is, "in compatible with the existence of the union, contradicted expressly by the letter of the constitution, unauthorised by its spirit, in-consistent with every principle on which it was founded, and destructive of the great ob ject for which it was formed."

That if any state regardless of the consti-tational remedies which are afforded for every grievance and oppression, should attempt to withdraw from the union, it is the right of the other states to protect themselves from

In pursuance whereof the speaker appointd Mesara. Heard, Mudd, and Duvall of P.
Sorge's, the committee.

On mation by Mr. Duvall of P. George's, he
ted to mislead her citizens from the true cha-

nounce the nose that a care feeling will yet der the most solemn obligations, with reference and he her to see the dread consequences of ence only to ability, integrity and virtue, subjected no, before appointment, to the approach of the representatives of achieving the great resultiwhich gave birth to our union, she will ver member the glory of the state sovereignties; and we would ask, if the state solvereignties are subjected no, before appointment, to the approach of the representatives of the state solvereignties; and we would ask, if the state solvereignties are subjected no. of her early toils, and vi offer up in the sanctuary of the union herrdinance and her consequent laws, a patriot sacrifice to the cause of American Libertand Union.

7th. Resolved, That disfollowing words from Washington's fareweladdress, should at all times, but particularl at the present also now dear to you—it is pily so; for it is a main pillar in the edifice over real independence. The supports a main pillar in the edifice or our real independence. The support of our tranquility at home; your peace abroacy f your safety; of your prosperity; of that by liberty which have grown up under the system of your prosperity; of that by liberty which have grown up under the system of protection.

11 is of infinite moment at you should properly estimate the immen value of your

properly estimate the immer value of your national union, to your colleive and indi-vidual happiness. That you hould cherish a cordial, habitual and immoved attachment Mr. Ely obtained leave to bring in a bill, cordial, habitual and immoved attachment to secure to mechanics and others, payment for labour done, and materials furnished in the erection of buildings and machinery, or either of them, within this state. safety and prosperity-watchie for its pre-servation with jealous anxiety, iscountenancing whatever may suggest eve a suspicion that it can, in any event be abidoned, and sacred ties which now link toget the va-

Mr. Merrick offered as a substate for said attention which its serious import demands, and report the following:

Ist. Resolved by the General Assembly of red so much of the message of hi Excellen-Maryland. That in expressing our opinion cy the Governor of this State, (wh the accompanying documents,) as relateto the pro-ceedings of the late Convention (the state

> 1. Resolved, That in adopting e pretent Constitution of the United States,t was the enlightened and beneficent purposef our venerated ancestors to establish a fon of co vernment which should secure to temselves and to their posterity, all the blessize of se-curity, freedom, happiness, and expetual union.

2. Resolved. That it is irreconcible with these great and glorious objects, an inconprinciples of its own destruction, or as failed to endue the government create by it with the essential power of self-presevation 3. Resolved, That no questions ofpower,

no conflictions of right, can ever our be tween the Federal and State Goverments, while each confines itself within its datted sphere, but they will continue to wher their respective rounds in harmonious accor. dispensing countless blessings, both to te goof Omnipotence shall end all created sings. Such, however, is the constitution of te hu-That the Supreme Court is the only tribunal having jurisdiction in cases involving the
constitutionality of the acts of the general goand hence sometimes the jarring metin of our system, lience its collisions, hence the

present portentous crisis.

4 Resolved. That the basis, the life gring 4 Resolved, I nat the many, the principle of all free and constitutional gothe people; errors of judgment, misconep-tions of right and power, may and undobtgovernments, but the remedy is not forte or

5. Resolved, That the right of resistance to intolerable oppression, the right of political bodies to dissolve the bonds which using them, whenever the great ends of governmentare perverted; are natural, and inherent right too palpable to be controverted, and too in cently most gloriously and successfully ex cited by our ancestors, to be at all questions ble on this side the Atlantic Ocean; but the right is in its nature revolutionary, and the just occasion for its exercise, presupposes the ast degree of moral depravity or debasement of the intellectual faculties, of the governing power, in our country, the great body of the people—neither of which we are well assured exist at this time, and we trust in God, never will. If such a state of society ever should exist amongst us, then we shall be will-

ing to give up the Union, but not till them.
6. Resolved, That the attitude assumed by our distinguished sister state of South legiance which they owe to that government. Carolina, in regard to the general government 4th. Resolved, That this state is ardently by her ordinance of nullification, is unwise,

Mr. Prest reported a bill to gravide for the settled to the which the settled of just assumption or exercise of power, wher s poor finite man to turn in search of better S. Resolved, That the tariff laws of 1828

and of 1832, are clearly within the legitimate of our country, with whose honours the desercise of the constitutional powers of Conserts of Carroll are entwined. gress; but we will acquiesce with pleasure in precise upon the heart dom of Congress may devise, for allaying the ... Thenity of governexcitement on that subject in the southern

gily inherent in all governments, and are am-

firm and unalterable determination to support the constitution and the laws, to stand firm for the integrity of the union in weal and in woe; we shall strongly deprecate a resort to rash or precipitate measures in regard to our sister state of South Carolina; we invoke in her behalf the exercise of the enlightened intelligence, the liberal justice, the dignified for-bearance of the federal Government.

11. Resolved, That we feel it to be due to yond the bounds of propriety, and a just report thereof, and upon the difficulties now sense of that patriotic devotion she has so existing between the two companies. ong and so often manifested to our hanny union, and we would beg her to pause, calmly consider the position she has assumed, and of Caroline county, deceased, retrace her steps. For we must add, that in no event, under no circumstances, can we consent to the doctrines of secession or nulli fication.

Which was read.

Mr. Nicols moved to make the report and substitute the order of the day for "hursday, next, the 17th inst.

Mr. Jones moved to make them the order of the day for Wednesday two weeks, the 30th inst.

Determined in the negative. The question then recurred, and was put n Thursday next. Resolved in the affirmative.

The clerk of the senate delivered a letter from the Hon. James Thomas, the governor elect; referred by the senate to the considera tion of this house. Which letter was read Chaptico, January 9th. 1855.

To the Honourable the President of the Se-Gentleinen-

I have received your joint letter, informing me of my 'election as governor of this state.'
I accept the distinguished honour which has been conferred upon me by the legislature, and will repair to the seat of government as soon as the necessary arrangements can be made for my departure from home. Permit me, through you, to tender to the respective branches of the legislature, over which you preside, the expression of my high respect and great consideration.

I have the honour to he. Most respectfully, your

Obedient servant.

JAMES THOMAS. Mr. Compton. chairman of the joint eam-mittee on the part of the house of delegates, appointed to devise a suitable tribute of re-

appointed to devise a suitable thouse of respect to the memory of Chirles Carroll of Carrollton, delivered the following report.

The joint committee of the senate and house of delegates, appointed to devise a

suitable tribute of respect to the memory of Charles Carroll of Carrollton, report for a deption, the following resolution, report for a deption, the following resolutions:

The general assembly of Maryland apprized of the death of the venerable Charles Carroll of Carrollton, would at the close of a carroll

reer of such distinguished patriotism and priof his impressive merits, and offer every tri bute of reverence for those excellencies which have proved themselves to Maryland in per-manent benefits, strengthened the councils of he fathers of our freedom, and mingled in he fustre of our revolutionary renown-bo it

pland, That we cherish for the memory of The house thew adjourned.

quested to procure to be painted a full length Carrollton, to be placed in the senate chamber, the scene of his legislative labours, the theatre of that body whose peculian constitu-tion he framed, and the site of the subline surrender of military authority by the father

Resolved. That in testimony of the respect we have expressed for the deceased, the men bers of the assembly wear badges of mours. ing for the remainder of this session, and that the council and senate chambers and half of the house of delegates be hung with mouth-

ing for the same period.

Resolved, That the governor be, and he is hereby requested to transmit to the family st the deceased, copies of these resolutions.
Which were read.

On motion by Mr. Turner, it was prifertd hat said report be entered on the journal as inanimously assented to.

Mr. Jones submitted the following message,

which was read, assented to, and sent to the senate: Gentlemen of the Senate.

In concurring with the report of the joint committee of the two houses, appointed to devise some suitable tribute of respect to the memory of the venerable Charles Carroll of Carrollton, we propose that when the twihouses adjourn, they adjourn until Mondy norning next.
On motion by Mr. Harper.

Ordered. That the committee on internal improvements be directed to proceed at as early a day as they may find it practicable. the occasion to say, in candour and affection, to the junction of the Chesapeake and Ohio to our sister state of South Carolina, that she Canal and Baltimore and Ohio Rail Road, at has been wanting in just forbearance; that or near the Point of Rocks, and to such other, she has suffered her brilliant talents, her places between that point and Harper's Fersplendid virtues to be perverted, her high and ry, as they may think proper, and after having noble, yet aident spirit, to transport her be-examined the localities, make to the house's

existing between the two companies.

Mr. Carter reported a bill for the benefits the representatives of William Chilton, late Mr. Roberts reported a bill for the revals-

ation of the real and personal property in Queen-Anne's county.
Mr. Wright of Dorchester, reported a bill to cause the owners of mills at or near to the public roads in Dorchester county, to erect side railings on bridges which they may have placed, or shall hereafter place on said reads. Mr. Harper reported a bill to incorporate the Herticultural Society of Maryland.

And Mr. Bruce reported a bill to make va-

bonds.

The bill reported by Mr. Hollman to authorize the commissioners of Washington county to build a stone bridge across Antietam creek on the road leading from Punks-town to Williamsport, where the old wooden

Also, the bill reported by him for the sale Chaptico, January 9th. 1835.
To the Honourable the President of the Senate, and the Honourable, the Speaker of rise the clerk of Baltimore county court to

certain d The bill reported by Mr. Compton relating to the duties of the commissioners of Anne-Arundel county.

The bill reported by Mr. Sutton to anthorise the clerk of Harford county to record

the deed of manumission therein mentioned.
The bill reported by Mr. Milbourne, enditled, A supplement to act to incorporate the Presbyterian church in Salisbury, in Worcester county, passed at December session 1959, chapter 10

And the bill reported by Mr. Cottman. to confirm an act to amend the constitution and form of government, as it relates to the diri-sion of Somerset county into election disricts, passed at December session 1831. Were severally taken up for consideration,

read the second time and passed. The resolution in favour of John Hutchis-son, of Derchester county, was taken up for consideration, read the second time and as-

On motion by Mr. Ellicott,
Ordered, That he have leave to withdraw
from the files of the house, the petitions of
sundry citizens of Asse Arundel and Prince George's counties, praying the location of a

ington, presented at the last session. The cierk of the senate delivered the following message:

Iowing message:

Gentlemen of the House of Delegates,

We have received your message proposing,
that in concurring with the report of the joint
that in concurring with the report of the joint committee appointed to devise some suitable tribute of respect to the memory of the renerable Charles Carroll of Carrollton the Resolved by the General Assembly of Matill Monday, and cancer therein.

Henry Hobbs, Esq the city of Annapol and took his seat. Mr. Jenkins presen Mr. Jenkins present.
M. Gill, and others,
pass, teanthorise the
of Battimore, ta was
street, in said city. Also, presented a Jass, and George M sage of an act to a

Strau berry Alley, on Also, presented a presented a presented a presented a presented a presented and street, in the city of.

And presented a penelty of, Baltimore, che act may pass, authorists the state of Virginia pegro slaves therein her. Ferwood preser and David King, of H ording of two bills of Mr. Wright present Donaldson of Cecil co orced from her husba

And Mr. Jenkins p S. E. H. & P. Ellico ity of Baltimore pra an act entitled. An ac f imprisonment on be ember session. 1830. The speaker laid ont Roderick Dorsey. mention, to be con ers from each county Mr. Ely submitted Which was twice re

Whereas, by an act December session, 18

dent and Directors

mlate, ascertain, an

price or sum, to b he said company. fo

dace, and other articl

rtation of any singl erchandize, or other two hundred and fif lso to charge, and ta bon of any parcel, or unce whatever, twel ed a like sum for down any person who not exceeding eight m dition to the charge o for the conveyance of aid act, that the Leg regulate and restrict ates which the said P nay so ascertain and emed upreasonable. perations therefore. mprovement be, and racted to inquire int galations which the inv have established hey report to this he heir operations, whet

cen deemed unreaso

On motion by Mr. 7 Ordered, That the t

ore report to this ho

Mr. Lantz obtained

horising the revalua

the real and persons anty. Mr. Ellicott submitt s twice read, and ac Whereas, a resoluti eneral Assembly, at I emmending to the F the Chesapeake and call a public meeting eration the proposition his rail road compa ruction of the canal on the Point of Rock stherising the appoint resent and vote on laryland at the said twish and opinion of this int location of ch joint location she chesapeake and Ol cting the said ages arours to obtain suc bject of this reso

d reasonable terms:-Ordered, That the tresolution be required; at assessing a save as a save arly a day and matters connered motion by Mr. Jo Ordered. That a consisted to inquire in blishing a save a s dr. Rogerson, chai pensions and revolu unfavourable report tries Smith, of Tall ension. Ar Johnson reporte

e Jefferson Savings I Mr. Hammond report e act, to incorporate Emmittabers.

Emmittabers.

The bill reported by supplement to an act aga Institution of D ken up for consider, as and passed.

Mr. Lanta presen