means of paying the subscriptions to the said companies as required by said act, and that the renewal of negotiations for that purpose would be attended with delays which would be injurious to all the parties concerned, and fatal to the Chosapeeka and Ohio Canal, without relieving the State from any of its obligations.

Resolved, therefore, That the contracts made by the said commissioners with the said companies, shall be considered, and they are hereby declared to be binding upon the State; Provided, that no part of the said bends or certificates shall be delivered to either of the said companics, or their agents, or to any person whatever, nor shall they be obligatory upon the State until the company or person claiming the same shall first pay to the treasurer of the western there one hundred and twenty doilars for each hundred dollars of said bonds. And the treasurer is hereby authorised and directed to apply the par value so received for said bonds to the use of the different companies mentioned in s id act, according to the proportions and conditions therein prescribed.

And as the said sums are paid into the treasurv. if any one of said companies should not have so far progressed in its operation as to stand in need of its proportion of the same, then the treasurer shall be authorised, with the con sent of said company, to advance the same to any other of said companies; provided, that such company to whom the same is advanced shall receive more than its full quota of the whole

sum of eight millions of dollars. Mr. Hugh s moved that the house adjourn, being 5 o'clock, P. M.

Determined in the negative. Mr. Williams offered as a substitute for said resolutions, the following-

Resolved by the General Assembly of Maryland, That in the opinion of this legislature, the subscriptions to the capital stock of the Chesupeake and Ohio Canal Company, and to Rnil Road Company, made by the treasurer of dred and thirty five, chapter three hundred and ninety five, entitled, can not for the promotion of internal improvement," were to be depen validity on the sufficiency of subscriptions to the capital stock of the Maryland Canal Company, "to insure its completion by the most northern practic ble route."

- Resolved, That the subscription made to the capital stock of the Baltimore and Ohio Rail visions of the act aforesaid, was also dependent the disposal of a certain amount of State stock for its validity on a certificate, to be rendered in exchange for money, at the rate limited, of Road Company by the treasurer, under the prounder oath, by a majority of the State's directione hundred dollars in stock for one hundred tors in said company, stating to the treasur i their sincere belief that, with the amount of said subscription, and the other means mentioned in connexion therewith in the fifth section of said act, the said rail road company would have "funds sufficient to complete the said rail road from the Onio river by way of and through Cumberland, Hagerstown and Boonsborough, to its present track at Harper's Ferry."

Resolved, That the validity of said subscription to said rail road company was also to de-pend on the said company's locating their said road so as to pass through" Boonsborough and Hagerstown; and said company is not authorised to locate it any other manner; and in case of not so locating said road, the said company is to forfeit one million of dollars to the State

of Maryland. Resolved, That the subscriptions to the capital stock of the Chesapeake and Ohio Canal Company, and to the capital stock of the Baltimore and Ohio Rail Road Company, made by the treasurer of this State under the provisions of the said act of 1835, chapter 395, were also dependent for their validity on the event of a successful negotiation for a sale of State's stock in the manner and on the terms limit d and prescribed therefor by the said act.

Resolved, That the said subscriptions on the part of the State were not intended to be payable or to be provided for. except out of the ney" that might arise from the sale of State's stock, in case the said stock, on its being offered for sale in Europe and in this country, could posed of for "money," at a rate not less than "twenty per cent. net advance above the

per value of said stock."

Resolved, That said stock has been so offered for sale publicly and fairly on the part of 1535, chapter 395, are not binding upon the this State, and has not been, and could not be, disposed of for "money," on the terms and conditions limited therefor by the said act.

Resolved, That it evidently was contempla ted and intended by the said act of assembly, that if the several provisions thereof in relation to the negotiating of a sale of stock in Europe or in this country could not be carried into ef fect within a convenient and reasonable period, then and in that case the State was not to be considered bound to provide for said nominal subscriptions.

Resolved, That it is evident, from the uncti ces" officially given by the canal company to the treasurer of Maryland, "of the time" of their requiring payment on account of said subscriptions. (see page 34 of documents annexed to the re; ort [N] of the committee of ways and which the means for providing for said subscrip- justices of the peace. tions were to be in the treasury, was not to extend beyond the 1st of December, 1837.

Resolved, That the treasurer is restrained by the fifth section of said act of assembly from making any payment to either of said compawout of the money which he shall receive as the par or sum of the State's stocks or bonds that may be issued or disposed of for the purpose of providing the amount of subscrip. tions aforesaid to the stocks of said companies; and that no money arising from such source and or such purpose, has been paid or transmitted Hereford academy.

pose of the said bonds, so as to provide the to the treasurer, agreeably to the provisions and conditions in that respect contained in the eleventh section of said set.

Resolved, That the commissioners appointed under said act of assembly, have already had more than a ressonable and sufficient time to negotiate a valid sale of the State's stock, either in Europe or in this country, in the manner provided in said act, if such sale had been practicable on the terms therein limited and prescribed.

Resolved, That as it regards the alledged sale of the State's stock by the commissioners, he said commissioners contracted with, and a the instance of parties not competent to make a valid purchase of such stock, and having no authority by law to speculate or deal in stocks, o to lend money thereou; (even if they had had mo-ney to lend, which it is notorious they had not) and those parties b ing the canal and rail road companies themselves, they are not entitled to derive any benefit what ver from a transaction not sanctioned by law, which they induced and participated in.

Resolved, That the commissioners appointed for the purpose of disposing of State's stock, ei Europe or in this country, were not authorised to negotiate a sale thereof, in any other manner or on any otal r terms than those meant and prescribed by said act of assembly, nor without obtaining the "money" therefor at the rate of one hundred and twenty dollars in money for every one hundred dollars in stock, and so curing othe payment and safe transmission" thereof "to the treasurer of the Western Shore."

Resolved, That the contract alleged to have been made between the said commissioners and the said canal and rail read companies, having been made by two only of the three missioned for the selling of said stock, the said contract, even if it were not otherwise void, would not be valid, since it was not made by a majority of commissioners constitutionally com tent to act as such, or to discharge such office the capital stock of the Baltimore and Ohio of profit; one of the said two commissioners who made said contract, having been, at the same this State, under the provisions of the act of time, a high judecial functionary, and drawing over, at the same time, a high judecial functionary, and drawing pay as such; and it being by the 30th and 32d articles of the Declaration of Rights, expressly declar d as follows, to wit:

"No judge ought to hold any other office, civil or military, or receive fees or perquenes." "No person ought to hold, at the same time nore than one office of profit."

Resolved, That the office of the said con missioners was, in its nature, only temporary, and for the special purpose of trying in Europe and in this country, to make a negotiation to and twenty dollars in money.

Resolved, That the commissioners having made trial, publicly and fully, both in this country and in Europe, to obtain the money for State's stock on the terms and conditions limitd by the said act of assembly, and having failed of success, because of its being found utter. ly impossible to make a valid sale of said stock inder the limitations of said act, the said commissioners have, as a consequence thereof be ome divested of their power and authority, and their office and agency are at an end.

Resolved, That the State, by the trial which

it caused to be made as aforesaid to dispose of its stock at the rate prescribed by the said act of assembly, although the said trial has result ed unsuccessfully, has done all that it undertook r bound itself to do, in the event of its being found impracticable to raise the required amoun of money on its stock, at the high premium fixed by the said act; and the contingency has oc-curred which, leaving the public faith inviolate, releases and exonerates the State from all obligation to provide for its conditional subscripions to the stock of the said canal and rail road ompanies aforesaid.

Resolved, That in the opinion of this legis lature, the contracts made by the said commis-sioners for the sale of three millions of dollars worth of stocks to each of them, the said Chesapeake and Ohio Canal Company, and the said Baltimore and Ohio Rail Road Company, are not binding upon the State.

Resolved, That the subscriptions to the capi-Company, and to the capital stock of the Balcither of them, any power vested in them by ted, or to be contracted, in the name of the timore and Ohio Rail Road Company, made by their respective charters to purchase or deal State, under the act, entitled, an act for the treasurer of this State under the act of State, or obligatory on its treasurer.

Which was read. Mr. Alexander moved that the house adjourn;

Resolved in the affirmative.

The house accordingly adjourned until tonorrow morning ten o'clock.

SATURDAY, March 3J. Mr. Williams presented a petition of Morris Malsby, praying that he may have the privilege of petitioning anew for the benefit of the insolvent laws.

Mr. Williams, also a petition of John B.

Foard, praying that the commissioners of Harof ford county may be authorised to settle certain Mr. Giles, a memorial of Samuel Smith, Hugh

McEldery and others, of the city of Bultimore means,) that it was considered that the limit of a coavenient and reasonable period within the present mode of commencing suits before

institution. Mr. Nelson, a petition of sundry citizens of

Harford county, praying the passage of a law authorising the building of a bridge over Deer

Mr. Orrick, a petition of sundry citizens of Baltimore county, praying for a donation of two hundred doilars annually for the benefit of

Somerset county, praying to bring ialo this
State, a certain negro slave therein named.

The clerk of the senate returned the suppleothers, endorsed "will pass."

Also, the bill, to divorce Catharine Gowan, from her husband James Gowan.

Also, the bill, to incorporate the Franklin School in Somerset county, severally endorsed "will pass with the proposed amendments." Which amendments were severally read and

essented to.

in and passed by the senate, viz:

A bill entitled, an act relating to a road proposed to be opened from the village of Frizzles-burg, on the Taney-town road. A bill, in relation to a road authorised to be

opened by an act passed at December session 1832, cit. 153, and its supplements. And a supplement to an act, to prevent the

unnecessary accumulation of costs in civil Mr. Williams reported a bill, entitled, an act for the relief of Morris Malsby, of Harford

Which was read the first, and by special order the second time, passed and sent to the

senate. The house then resumed the consideration of the order of the day, being the resolutions re-ported by the committee of the whole house as a substitute for the several reports referred to the said committee, upon the subject of a negotiation of the loan for the promotion of Internal Improvement, and the resolutions offered by Mr. Williams, as a substitute therefor.

On the question being put-will the house a dopt said substitute.

It was determined in the negative.

Mr. Bowie then offered as a substitute for the

report of the committee of the whole house, the Resolved by the General Assembly of Mary

land, That the act passed at May session 1836, chapter 395, entitled, san act for the promotion of Internal Improvement," is a conditional con-tract between the State of Maryland, on the one part, and the several internal improvement comsames therein mentioned, on the other part, by which the State bound itself to sub-cribe to th capital stock of the Ches peake and Ohio Canal dollars each, on condition that the said cor positions should approve, assent and agree to the several provisions of that act, so tar as they were applicable to said corporations respectiveshould severally communicate said ap proval, assent and agreement to the Governor of the State on or before the first day of August then next.'

Resolved, That in the opinion of this Legis'a. ture the subscriptions which are authorised by the said act, to be made by the Treass rer to the capital stock of the aforesaid companies, are not, and were not designed to be absolute and unconditional, but were made to depend for their validity upon a strict compliance, by the commissioners directed to be appointed by the ele venth section of said act, with the limitations contained in the proviso thereof, that they should not sell the bonds or certificates of the State "at a less rate or price than twenty per cent iett above the par value thereof."

Resolved, That whether the faith of the State he pledged for the payment of the subscriptions. which have been made by the Treasurer to the capital stock of the aforesaid companies under provisions of the said acts, is a question which depends upon the fact whether the commissioners have made a legal sale of the bonds or certificates of the State at the price of twenty per cent premium, and if such legal sale has not een made, the liability of the Stat to pay said subscriptions has not yet become fixed and absolute, but will become so whenever the commissioners shall make said sale according to the directions contained in said act and not be-

Resolved, That contracts entered into by the commissioners with the said companies were not authorised or contemplated by the provisions tal stock of the Chesapeake and Ohio Canal of the said act, nor have the said companies or ing the debt, and interest of the debt contracin the stocks of the State.

Maryland will not ratify and confirm said con- sections of the State as are to derive the tracts, but the same are hereby declared to be most advantage from the said improvements absolutely null and void, and in no wise binding or from some of them, shall be charged upon the faith of the said State.

Resolved, That there is no limitation prescribed by said act as to the time when the said commissioners shall make sale of the said bonds or certificates of the State, and if the contracts nade by them with the aforesaid companies should not be deemed valid or effectual, they will have ample authority to go on and complete the execution of the powers vested in them by the said act, and to contract for the sale of the said bonds or certificates, either in this country or in Europe, whenever they can sell the same for the price fixed on by the provisions of the

said act. Resolved, That the faith of the State for the payment of the loan or loans authorised to be contracted for by the said act, is pledged thereby, only on the condition, that the said bonds or Mr. Maulsby, a memorial of the directors of the Maryland Penitentiary, in relation to the bill for the regulation and government of that the subscriptions by the State to the capital stock of said companies were not intended to be absolute and unconditional, while the means pro-

cannot be constitutionally repealed by the legis-lature, because such repeal would impair the ob-

State of Maryland, and the said companies men-tioned therein, and in the opinion of this legi-lature the provisions of the said act ought to be in no manner disturbed, but the said parties alcenses to traders, keepers of ordinaries and lowed the full benefit of the rights and privileges secured to them respectively by the same, according to the conditions, limitations and restrictions thereby imposed.

Resolved, That in order to carry out the full intent and meaning of said act, the Treasurer of the Western Shore be and he is hereby di rected to retain in his hands one million of dol-Which amendments were severally read and rected to retain in his mand one the money to be paid lars, out of that portion of the money to be paid lars, out of that portion of the said bonds into the treasury, from a sale of the said bonds of Anne Arundel county.

And, delivered the following bills, originated into the treasury, from a sale of the said bonds of the State, which, under the provisions of said of the State, which, under the provisions of said act, would belong to the Baltimore and Ohio Rail Road, until he shall be fully ratisfied by a certificate from the president of said company, given under oath, that the said sail road will be constructed, so as to pass through Hagerstown and Boonsborough, as provided for by the aforesaid act; and if the said rail food is not constructed by the route designated as aforesaid, then the one million of dollars so retained by the treasurer, shall be held by him for the use of Washington county, and be paid over to the commissioners of said county, to be applied in a manner to be hereafter provided for by law.

Which was read.

Mr. Beam moved to amend said substitute by adding the following, (which was accepted by

Mr. Rowie.
Resolved, That the impracticability of con structing a canal from the Chesapeake and Ohio Canal to the city of Baltimore, by the vallies of the Monocacy and Patapsco, or by a route diverging from the said Chesapeake and Ohio Canal at the mouth of Seneca river, exclusively within the limits of this State, has not been fuly established to the satisfiction of this Legisla.

Resolved. That for the purpose of determinng the practicability of either of said routes a competent engineer or engineers shall be apointed by the Governor and Senate, who shall after actually examinming and surveying said r utes make a report or reports, accompanied with estimates of the cost of constructing a canal on said routes with due supply of water.

Resolved, That the Maryland Canal Company is entitled to no subscription, on the part of this St. te, under the provisions of the said act of Assembly of 1835 and '6, chapter 375, unless Company, and the Baltimore and Ohio Rail they will agree to locate their caual from the Road Company, the sum of three millions of Chesapeake and Ohio Canal to the city of Baltimore by the most northern practicable route f the said routes, with due supply of water provided that the engineers heretofore appointed nell not be appointed to make said surveys.

Mr. Gallagher moved that the house adjourn

Determined in the negative. The question then recurred, and was put, or he substitute off-red by Mr. Bowie-and Determined in the negative.

The question then recurred upon the resolu ions reported by the committee of the whol

ouse, as a substitute for the several reports:

Mr. Beam moved to amend said resolution adding at the end thereof, the following:

Resolved, That the Maryland Canal Com oany is entitled to no subscription on the parof this State, under the provisions of the said ect of Assembly unless they will agree to locate their canal from the Chesapeake and Ohio Ca. nal to the city of Baltimore, by the most northrn practicable route of the routes by the vallies of the Monocacy and Patapsco, or by a rout liverging from the said Chesapeake and Ohi-Canal, at the mouth of Seneca river, exclu swely within the limits of this State; provides such route be found practicable, with a due supply of water.

Resolved, that the Governor be and he is

hereby authorised to direct a survey to be made of the aforesaid routes, so that the practicability of constructing the said canal by either of said routes, may be ascertained at as early a period s possible, and report the same to the next General Assembly.

Determined in the negative.

Mr. Williams then moved to amend said re port of the committee of the whole house, by adding at the end thereof the following: Resolved, That for the purpose of discharge

Resolved therefore, That the said State of ter 395, passed in June, 1836, such parts of with the heaviest portion of said debt and inter est and shall respectively be assessed therefo ecordingly, in such manner and proportions as ing the redress of grievances therein mentions the next legislature shall determine; and it is hereby referred to the same legislature also to letermine, whether any county so remote from any of the works of internal improvement men tioned in said act, as not to derive a decided benefit therefrom, shall be assessed for or charg. ed with any share or portion whatever, of principal or interest of said debt.

Which was read.

Pending the question on this amendment. Mr. McDaniel moved that the house adjour being ten minutes past four o'clock, P. M.) Resolved in the affirmative.

The house accordingly adjourned until Monlay morning, ten o'clock.

Monday, March 5th. Mr. Swann presented a petition of sundry citizens of the city of Annapolis, praying to be relieved from the grievances which mechanics and others suffer by the prosecution of the me-

across Sam's creek. Mr. Jump, of Caroline, a pention of sundry) March 1.

Mr. Jones, a petition of Samuel Holbrook, of ligation of a contract entered into between the citizens of Carolino county, praying the passage of an act to incorporate the village of

Nine Bridges. Mr. Brown, a petition signed by two hundred citizens of the city of Baltimore, consumers of anthracite and bituminous coal, praying that the inspection law relative thereto may not be repealed.

Mr. Evans, a petition of Gilly Gilmer, of Ce. cil county, praying to Lo placed on the pension

roll of said county. Mr. Swann, a petition of Charles McCarty. of the city of Annapolis, praying that Sarah Netherington may be placed on the pension list

Talbot county, praying to be divorced from his

wife Ann I. Weston;
And Mr. Gil.s. a petition of Jane and Margaret Hutton, of the city of Baltimore, praying to be permitted to hold real estate in this State,
Mr. Causin submitted the following resolu-

Resolved by the General Assembly of Mary. land, That the treasurer of the western shore be and he is hereby authorised to pay to the present Governor, out of any monies not otherwise appropriated, the sum of twelve hundred and forty four dollars in addition to the salary

Which was read the first, and by a special order the second sime.

On motion of Mr. Causin, said resolution was amended by adding at the end thereof the fol-lowing, and that he be required to reside at the seat of government."

The question was then put, will the house assent to the resolution as amended?

Resolved in the affirmative.

The house then proceeded to the consideration of the order of the day, being the resolutee of the whole ions reported by the commy house, as a substitute for the several reports referred to the said committee upon the subject of negotiation of the lean for the promotion of internal improvement.

The question before the mouse being upon the resolution as offered by Mr. Williams on Satur-day last, as an amendment to be added at the end of the report of the committee of the whole house.

Mr. Duke moved to postpone said report and amendment until the first Wednesday in October next; Determined in the negative.

Mr. Causin moved to postpone said report and amendment until to-morrow; Determined in the negative.

Mr. Risteau moved that the house adjourn; Determined in the negative.

The question then recurred upon the amendment as offered by Mr. Welliams.

Mr. Risteau moved that the house adjourn;

Determined in the negative.

The question again recurred upon the amendment as offered by Mr. Williams;

On the question being pat, will the house a-

dopt said amendment?

It was determined in the negative. Mr. Williams then moved to amend said re-port of the committee of the whole house by adding at the end thereof the following:

Resolved, That no county in this State shall at any time hereafter be charged directly or indirectly with any part of the burtnen, whether of principal or of interest, that is or may be imposed or incurred for or on account of the objects and purposes, in aid of which the resolutions aforesaid are intended to operate, unless at the general election in October next, a majority of the voters at said election, in such county, shall declare themselves to be in avour of said objects and purposes by having on the ballots they may vote, either written or printed, the words following, to wit: "For the Light Million Loan," which words shall be meant and understood as having reference to the conditional subscriptions by the State, and the contemplated loan under the internal improvement act passed in June 1835, chapter 895.

Which was read. Mr. Alexander moved that the house adjourn; Determined in the negative.

The question then recurred and was put upon the amendment as offered by Mr. Williams, and Determined in the negative.

On motion of Mr. Jones, The house adjourned until to-morrow morning ten o'clock.

Tuesday, March 6th. Mr. Hughes presented a petition of thirty-five ladies and gentlemen, residing in the vicinity of the Wicomico and Potomac rivers, pray-

Mr. Jones, a petition by sundry citizens of Somerset county, praying a repeal of the law establishing Magistrates Courts in the several counties in this State.

Messre. McKinnell, Mann, and Huddleson, who have been confined by indisposition, again appeared and resumed their scats.

Mr. Biser submitted the following message:

Gentlemen of the Senate,
We respectfully propose that, with your concurrence, the order in which the Gubernatorial

Districts shall be numbered, be determined at one o'clock this day, in the manner directed by

Which was read the first and second time, amended, passed, and sent to the senate.

The house adjourned until to-morrow mor-

ning ten o'clock.

HOST vided for their payment were to be entirely contingent.

Resolved. That the said act, entitled, "an act
for the premotion of Internal Improvement,"

to the premotion of Internal Improvement,"

praying the passage of a law to build a bridge

will lodge them at this office, without injury,

solute and unconditional, while the means protingent.

N the 21st itstant, a pair of GREEN
SPECTACLES, with tront and side
Glasses and gold mountings. If the finder
will lodge them at this office, without injury, reward will be given.

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Maryla

Thursday

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FROM THE. MPRISONME: A letter from

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From the SEVENT FRANCE—

After a lor news had bee Captain John e, bringing p and Paris to London date The West 20th arrived

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