

The question was then put on inserting the substitute? The yeas and nays being required appeared as follow:

AFFIRMATIVE —Plater, Millard, Boyer, T. W. Hall, Posey, King, Polk, Archer, Wroth, T. N. Williams, Wilson, Parker, Selby, Barney.—14.

NEGATIVE —Speaker, Key, Thomas, J. B. Eccleston, Brown, Marriott, Steward, Wyvill, Beckett, Dalrymple, Stoddert, Rogerson, Showers, Snowden, D. Martin, N. Martin, S. Stevens, Dashiell, W. Eccleston, Frazier, Lecompte, T. Williams, Cross, Lyles, J. Forrest, Boyle, Duvall, Wright, R. Stevens, R. Moffitt, Nicholson, M. Pherson, Cockey, Maulsby, Allen, Alderson, Norris, Holbrook, Willis, Hardcastle, J. P. Kennedy, Gabby, T. Kennedy, Kershner, Bowles, Gaither, Harding, Darne, B. Forrest, Hilleary, Scott, Reid, Blair.—53

Determined in the negative.

On motion by Mr. T. N. Williams, the question was put, That the house reconsider the question for striking out? The yeas and nays being required appeared as follow:

AFFIRMATIVE.—Plater, J. B. Eccleston, Marriott, T. W. Hall, Beckett, Stoddert, D. Martin, N. Martin, S. Stevens, Dashiell, Dennis, W. Eccleston, Frazier, Lecompte, Boyle, Duvall, Wright, R. Stevens, R. Moffitt, Nicholson, T. N. Williams, Wilson, Parker, Selby, M. Pherson, Holbrook, Willis, Hardcastle, Barney, T. Kennedy, Kershner, Bowles.—32.

NEGATIVE.—Speaker, Key, Millard, Boyer, Thomas, Brown, Wyvill, Edelen, Posey, Rogerson, Showers, Snowden, King, Polk, Archer, Wroth, T. Williams, Cross, Lyles, J. Forrest, Cockey, Maulsby, Allen, Alderson, Norris, J. P. Kennedy, Gabby, Gaither, Harding, Darne, B. Forrest, Hilleary, Scott, Reid, Blair.—35.

Determined in the negative.

The clerk of the senate delivers the bill for the relief of Basil Deaver, of Frederick county, the bill for the relief of John Stembel, and the bill to authorise a lottery to raise a sum of money for the purpose of building a church for the use of the Lutherans and Presbyterians in the neighbourhood of Allguires in Baltimore county, severally endorsed "will not pass." The bill to incorporate the trustees of the Union Chapel of Harford county; the bill for the benefit of Thomas H. Bowie; the further supplement to an act, entitled, An act for the better protection of slave holders, and the bill to ratify the proceedings of the commissioners appointed by Dorchester county court to make division of the lands and tenements of Doctor Daniel Sullivan, late of the same county, deceased, severally endorsed "will pass." Ordered to be engrossed. And a bill, entitled, An act relative to habitual drunkards, endorsed "will pass;" which was read.

The bill incorporating into one the several acts relating to constables fees, was read the second time and will pass.

On motion by Mr. J. P. Kennedy, Leave given to bring in a bill, entitled, A further supplement to an act, entitled, An act to authorise a lottery or lotteries, passed at December session 1811, chap. 87. Ordered, That Messrs. J. P. Kennedy, Polk and B. Forrest, report the same.

Mr. J. P. Kennedy reports said bill; which was read.

The following bills were reported: by Mr. Maulsby, a bill, entitled, An act relating to causes removed for trial within the sixth judicial district. By Mr. M. Pherson, a bill, entitled, An act for the inspection of leather. By Mr. J. P. Kennedy, a bill, entitled, An act annulling the marriage of Samuel Sargent and Mary Sargent, of the city of Baltimore. A bill, entitled, An act for the relief of Anthony Yerkess; and a bill for the relief of Hector Perkins and James M. Cann of the city of Baltimore; which were read.

Mr. M. Pherson presents a petition from John Walker of Frederick county; which was read and referred to the committee on pensions and revolutionary claims.

Mr. Hilleary delivers the following report:

The committee to whom was referred the petition of Roger Perry, of Allegany county, report—That a certain Charles Demolein, being seized in fee simple of and in lots number 212, and two hundred and thirty-two, in the town of Cumberland, sold the same to a certain Charles F. Brodhag; that the purchase money for the said lots hath not been paid, but is now due to the said Roger Perry, in virtue of an assignment from Philip B. Key, executor of the said Charles Demolein, that the said Charles Demolein died intestate, without any heirs, and without executing to the said Charles F. Brodhag a deed for the said lots, and that the legal title to the said lots are now vested in the state, subject to the equitable claim of the said Charles F. Brodhag and Roger Perry; that for the purpose of enabling the petitioner to execute to the said Charles F. Brodhag a conveyance for the said lots, upon the payment of the purchase money now due to the said petitioner, he hath taken out an escheat warrant to affect said lots, which hath been duly executed; and inasmuch as the said Roger Perry would have an equitable lien on the amount paid to the state for said lots, your committee beg leave to submit the following resolution:

Resolved, That the register of the land office for the western shore be and he is hereby authorised and required, to issue to Roger Perry, of Allegany county, his heirs or assigns, a patent for lots number 212 and 232, in the town of Cumberland, as resurveyed by virtue of an escheat warrant granted the said Roger Perry the 14th day of February 1820, and now called Bell Pree, upon a return of the certificate, without requiring the payment of the composition money due on the said certificate; provided nevertheless, that the said patent shall in no manner impair the right of the said Charles F. Brodhag to the said lots, upon payment of the purchase money, or the right of any other person to the same.

All which is respectfully submitted.

By order,

T. POLLARD, Clk.

Which was read.

The house adjourns until to-morrow morning 9 o'clock.

WEDNESDAY, January 31, 1821.

The house met. Present the same members as on yesterday. The proceedings of yesterday were read.

The bill incorporating into one the several acts relating to constables fees, was sent to the senate.

Mr. Boyle presents the memorial from the mayor, recorder, aldermen, and common council of the City of Annapolis, praying that the conditional appropriation for the removal of the bar at the mouth of