

On motion by Mr. Loockerman, the following message was read, assented to, and sent to the senate.

BY THE HOUSE OF DELEGATES, December 10, 1822.

*Gentlemen of the Senate,*

We propose with your concurrence, to proceed this day to the election of the executive council, and would request that it should take place at as early an hour as convenient, Israel D. Maulsby, Thomas Emory, Philemon Chew, Joshua Predeaux, and Nicholas Brewer, are put in nomination by this house, and Messrs. Loockerman and Milliard, are appointed by us, to join such gentlemen as you may name for the purpose of counting the ballots.

By order,

JOHN BREWER, Clk.

The order proposed by Mr. Teackle, relative to education and agriculture, was read the second time.

On motion by Mr. T. Kennedy, the following was offered as a substitute:

*Whereas,* The best assurance of good government, and the consequent benefits to a free people, exist in the general extension of education; it is therefore ordered, That a committee, to consist of seven members be appointed by the chair, to devise a plan of public instruction; and the question was put, that the house assent to the same? Determined in the negative.

On motion by Mr. T. Kennedy, the question was put, that the words, "that the said committee shall also suggest the proper sources of revenue to sustain the charges of the desired system, and have authority to procure all necessary information," be stricken out? Determined in the negative.

The order was assented to; and the speaker appointed Messrs. Teackle, Stone, A. Lee, Spence, Meconiken, Keller and Stonestreet, to be the said committee.

On motion by Mr. Kilgour, the following order was read and assented to:

*Whereas,* It is unjust and oppressive to compel the citizens of this state, presenting their just demands in the courts of other counties, than those in which they reside, to give security for officers fees, inasmuch as the interests of those officers are otherwise amply protected, as they are authorised to levy by execution, through the medium of the sheriff, all claims for fees which they may have against the inhabitants of this state; therefore, Ordered, that a committee be appointed to bring in a bill to be entitled, An act to authorise the citizens of this state, to sue in any of its county courts, without being compelled to give security for officers fees; Ordered, That Messrs. Kilgour, Wright and John P. Kennedy, be the said committee.

On motion by Mr. Farquhar leave given to bring in a bill to authorise the levy court of Frederick county to lease or sell the poor house in said county, and the ground thereunto belonging, and provide for building a new one; Ordered, that Messrs. Farquhar, Thomas and Fisher, report the same.

On motion by Mr. A. Lee, leave given to bring in a bill, entitled, An act, authorising a lottery for the benefit of the Rockville and Barns Town, Roman Catholic Congregation, in Montgomery county; Ordered, that Messrs. A. Lee, Kilgour, and Elisha Williams, report the same. Mr. A. Lee reports the said bill; which was read.

On motion by Mr. Purviance, the following resolution was read:

*Resolved,* That the treasurer of the western shore, be authorised to pay to the directors of the Maryland Penitentiary, or their order, such sums of money as have hitherto been appropriated by the legislature for the use of the said Penitentiary, and which has not been drawn from the treasury by the said directors.

The speaker laid before the house a communication from the clerk of Worcester county, relative to the attendance of judges; which was read and referred to the committee of grievances and courts of justice.

The clerk of the senate delivers the following message:

BY THE SENATE, December 10, 1822.

*Gentlemen of the House of Delegates.*

We have received your message, proposing to go into the election of the executive council to-day, in which we concur, and would propose 12 o'clock as the hour. No other gentlemen are nominated by the senate, than those named in your house; Messrs. Johnson and Dickinson, are appointed on the part of the senate, to meet the gentlemen selected by your house, to count the ballots.

By order,

WM. KILTY, Clk.

Which was read.

On motion by Mr. J. P. Kennedy; Ordered, That the clerk of the house, furnish the select committee appointed to enquire into the administration of justice, such information as they may require from the several officers of this state, and that he be authorised to procure printed copies of such circular letters as the said committee may deem it advisable to be issued.

The bill for the relief of Jacob Ayres, of the city of Baltimore, was read the second time, passed, and sent to the senate.

The house having qualified agreeably to the constitution and form of government, proceeded to the choice of a council to the governor. The ballots being deposited in the ballot box, the gentleman named to strike, retired to the conference room, and after some time returned and reported, that Thomas Emory, Joshua Predeaux, Philemon Chew, Israel D. Maulsby and Nicholas Brewer, were elected; Whereupon,

*Resolved,* That Thomas Emory, Joshua Predeaux, Philemon Chew, Israel D. Maulsby and Nicholas Brewer, be, and they are hereby declared to be the council to the governor, for the ensuing year.

Mr. Worthington presents a petition from sundry inhabitants of Baltimore county, praying for