

not elected or appointed to any office of profit or trust, civil or military, before entering upon the duties thereof."

By order,

T. E. HAMBLETON, Ck.

Which was read.

The bill mentioned in the said report, was read the second time, and the amendments proposed by said report, assented to, and the bill passed.

The clerk of the senate delivers the resolution relative to the printing of the laws and votes and proceedings, endorsed, "will pass with the proposed amendment;" which amendment was read and dissented from. Also the following message:

BY THE SENATE, February 12, 1823.

*Gentlemen of the house of delegates*—We have had the resolution from your house on the subject of printing the laws and votes and proceedings of the present session, under consideration, and conceiving that a joint committee of both branches of the legislature will effect the object of your resolution in a manner more conformable with the usual practice of the legislature on this subject, we propose the adoption of the accompanying resolution, in lieu of the one sent from your honorable body. Should our view of the subject meet your approbation, we have named Messrs. Claude, Johnson and Miller, to join such gentlemen as may be named by your house, to carry into effect the objects of the resolution.

Which was read.

By order,

WM. KILTY, Ck.

Also the following message:

BY THE SENATE, February 12, 1823.

*Gentlemen of the house of delegates*—The senate have reconsidered the bill giving jurisdiction to justices of the peace in trespasses for killing, wounding, or otherwise injuring horses, black cattle, hogs and sheep, as requested by you in your message of yesterday, and believing that the further extension of magistrates' jurisdiction, in the manner proposed in this bill, will be highly pernicious in its consequences, they have again rejected it.

Which was read.

By order,

WM. KILTY, Ck.

Also the following message:

BY THE SENATE, February 12, 1823.

*Gentlemen of the house of delegates*—In compliance with your request of yesterday, the senate have reconsidered the bill, entitled, An act for the relief of Edward Graham, of Dorchester county, and feel compelled to adhere to their first determination.

This bill is intended to render valid a deed for the conveyance of land in this state, not acknowledged according to the laws of the state, and without saving the rights that may have been acquired to the land since the execution of the deed.

For aught that we know, the title to this property may now be legally and fairly vested in a stranger, and if so, this bill, if passed, would be to him a manifest act of injustice. If the land has not been disposed of since the date of the deed, there is nothing that we know of to prevent the grantee from compelling the grantor to give him a good and valid conveyance.

Courts of justice are constituted in every state in the union with powers for this purpose, and we think it, in almost all cases, bad policy to encroach on their jurisdiction. When we give relief in cases like the one now before us, it must be most always founded on ex parte representation, and where that is the case, we are as likely to do wrong as right.

Which was read.

By order,

WM. KILTY, Ck.

Also the following message:

BY THE SENATE, February 12, 1823.

*Gentlemen of the house of delegates*—We have rejected the bill, entitled, An act to provide a revenue for the support of the government of this state, because we are opposed to the fifth section. The senate can see no good reasons why the amount of the tax directed to be levied on Baltimore county should be paid to the treasurer of the levy court of that county, as provided for by this section. That officer does not give bond for a sufficient amount to secure to the state the payment of the money which by this section he will be entitled to receive.

The collectors of the tax are required to give additional bond, with security, for the discharge of the duties imposed on them by this law, and we think it will be better to leave the collectors of Baltimore county in the same situation with those in the other counties of the state. If the section referred to be stricken out, the senate will pass the bill.

Which was read.

By order,

WM. KILTY, Ck.

Also the bill for the relief of Stephen Bryan, of St. Mary's county, endorsed, "will pass with the proposed amendments;" which amendments were read, assented to, and the bill ordered to be engrossed. Also the bill to divorce John Yeamans and wife, and the bill to explain an act, entitled, A supplement to an act to provide for the opening and extension of Pratt-street, in the city of Baltimore, severally endorsed, "will pass." Ordered to be engrossed.

On motion by Mr. T. Kennedy, the house reconsidered the 5th section of the bill to provide for a permanent revenue for the state.

The question was then put, that the same be stricken out? Resolved in the affirmative.

The question was then put, shall the said bill pass as amended? Resolved in the affirmative, and the bill sent to the senate.

On motion by Mr. Loockerman, the house reconsidered the bill for the benefit of the first independent church in the city of Baltimore; which was again read, And on motion by Mr. Curviance, so amended, by compelling the managers before they proceed to sell or dispose of any tickets, to pay to the treasurer of the western shore one per cent on the gross amount of prizes proposed to be drawn by the scheme. The question was then put, shall the said bill pass? Determined in the negative.

On motion by Mr. A. Lee, leave given to bring in a bill entitled, A supplement to an act to