

wards the instruction of the children of the most indigent and least wealthy of the inhabitants of such district."

Resolved in the affirmative.

Mr. Hughes moved the following as an additional clause:

"And be it enacted, That nothing in this act contained shall extend to or affect Montgomery county, and any funds the said county would be entitled to receive, under the provisions of this act, shall be and remain in the treasury, subject to the disposition of the legislature, for the benefit of public instruction in said county."

Mr. Williams offered the following as a substitute:

"And be it enacted, That the foregoing provisions of this act shall not be operative in any county of this state, until a majority of the voters of such county that may vote, shall have approved the same by their votes, which approbation shall be expressed by the words, "in favour of the act to provide for the public instruction of youth in primary schools throughout this state," to be written or printed on the ballots that shall be given at the election for delegates on the first Monday of October next; of which votes an exact account and return shall be made by the judges of election to the levy court of the county, and to the executive of the state, who shall cause the result thereof to be published." Resolved in the affirmative.

On motion by Mr. Hughes, the following was added to the bill:

"And be it enacted, That if any collector appointed under the provisions of this act, shall in any case collect more than is due, the person aggrieved shall have his remedy against such collector by suit or warrant, and if he recover he shall have judgment for double the amount improperly and unjustly extorted from him, and costs."

The question was then put, Shall the said bill pass?

The yeas and nays being required appeared as follow:

AFFIRMATIVE.		
Messrs. Speaker	Banning	Parker
— Millard	Millis	Mitchell
Hawkins	A. E. Jones	Cockey
Gough	Teackle	Barnes
Welch	Brohawn	Sappington
Boon	Eccleston	Farquhar
Wickes	Grubb	Montgomery
Harris	Gilpin	Williams
Gantt	Harlan	Potter
Linthicum	Beall	Howard
Estep	Duvall	Tyson
M. Smith	Speed	Merrick
Garner	Ridgaway	Kershner
Rogerson	Stevens	Kennedy
Edelen	Sudler	Blair
Turner	Hooper	Armstrong—49
M'Culloh		
NEGATIVE.		
Messrs. Dalrymple	S. R. Smith	Lansdale
Chapman	Keene	Hughes
Shower	Saulsbury	Willson
Spencer	Hughlett	Perry—14
Douglas	Jacques	

Resolved in the affirmative.

The speaker laid before the house a communication from the president of the Baltimore and Havre-de-Grace turnpike company; read and referred to the senate.

The clerk of the senate delivers a memorial from the president and