

their order, any paper or papers, being records, or part of records, or office papers, in his custody, which, by resolutions of the present general assembly the executive may be authorised to withdraw from his custody, to demand and receive a receipt, which shall sufficiently identify the said several papers, and the cause or causes to which they relate, and the said receipt shall be sufficient in any case to discharge him from all responsibility on account of the safety or preservation of said papers, until the same shall have been returned to his charge and custody.

By order,

W. Kilty, Clk:

On motion by Mr. Thomas, the following message was read:

By the House of Delegates, March 7, 1826.

Gentlemen of the Senate,

We have received your message of the 26th ult. requesting us to reconsider a bill, entitled, A supplement to an act, entitled, An act to lay out and make public two roads therein mentioned, in Cecil county, and we cannot agree with you in opinion that the general law of 1821, relating to public roads in the several counties therein mentioned, does not authorise the levy court of Cecil county to do all that is required by this bill of us. If the said court should think proper, and as we understand that there is great opposition in the county to any such bill as the one in question, we think it had best be settled by the said court, where all parties can be heard, and the matter properly and fairly adjusted, which we think cannot be done here, as there is no petition whatever on the subject before us. We are of opinion that the legislature might as well pass laws to record deeds, when the chancellor can do the business, as to interfere with business that can be done by the levy courts. For these reasons we think it would be inexpedient to take up the time of this house, at this late period of the session, when we have bills of great importance before us, in again discussing a bill which has already taken up much time and been deliberately rejected in this house. We therefore hope your honourable body will excuse us for declining again to act upon that bill.

And the question put, That the house assent to the same? Determined in the negative.

The bill relative to two roads in Cecil county was reconsidered on motion by Mr. Merrick, and the question put, Shall the said bill pass?

The yeas and nays being required appeared as follow:

Messrs. Millard
Welch
Boon
Wickes
Harris
Gantt
Estep
M. Smith
Shower
Turner
M'Culloh
Spencer

Chapman
Goldsborough
Banning

AFFIRMATIVE.

Teackle
B. I. Jones
Brown
Brohawn
Harlan
Beall
Duvall
Ridgaway
Hopper
Stevens
S. R. Smith
Cockey

NEGATIVE.

A E Jones
Thomas
Speed

Barnes
Montgomery
Hall
Tyson
Merrick
Kershner
Kennedy
Lansdale
Hughes
Willson
Armstrong—35

Farquhar
Lee
Reid—9

Resolved in the affirmative.