

read the second time, assented to, and sent to the senate for concurrence.

The bill reported by Mr. Bennett, entitled, An act to authorise the several orphans courts of this state, to order the sale of real estates in certain cases, was taken into consideration, and read the second time; when on motion by Mr. Goldsborough, the same was recommitted, for the purpose of amendment, to the committee that reported it.

The bill reported by Mr. Nicholson, entitled, An act to establish magistrates courts in the several counties of this state, for the trial of assault and battery, being an order of the day, was taken in consideration; and in the progress of the second reading thereof, Mr. Ridgaway moved to strike out the first section of the bill, for the purpose of inserting in lieu thereof, the following as an amendment, viz.

“And be it enacted by the General Assembly of Maryland, That the justices of the peace in the several counties in this state, shall have original jurisdiction in cases of assault, and assault and battery.”

Mr. Stevens required a division of the question, and it was put on striking out. The yeas and nays being required by seven members, were taken and appeared as follow:

AFFIRMATIVE.

Messrs. Wilmer,	Done	Ridgaway
Ringgold	Dennis	Keene
Bourne	Griffith	Saulsbury
Somervell	J. W. Thomas,	Hardcastle
Brooke	Peach	Brown
J. Hughes	Speed	Ridgely
		Hoblitzell—19

NEGATIVE

Messrs. Speaker	Bennett	Slemaker
Hawkins	Denny	Bishop
Millard	Banning	Hitch
Gough	Teackle	Barnes
Campbell	Wright	McIlhenny
Boon	Rauleigh	Hope
Stewart	Harlan	Norris
Compton	Maffitt	Sutton
Kent	Beall	Montgomery
Linthicum	Gantt	Newcomer
Rogerson	Du Val	E. Hughes
King	Stevens	Janes
Price	Nicholson	Lansdale
Buchanan	S. R. Smith	Shaw—43.
Turner		

So the question on the motion for striking out, was determined in the negative.

Mr. John W. Thomas moved to amend the first section of said bill, by striking out the words “justices of the peace or