

Some conversation followed.

After which,

The question was taken; and

There was a second to the demand for the previous question.

And the main question was ordered to be now taken.

Which main question was first on the amendment of Mr. DORSEY.

Mr. STEWART, of Baltimore city, asked the yeas and nays which were ordered, and being taken, were as follows:

*Affirmative*—Messrs. Chapman, President, Morgan, Blakistone, Dent, Hopewell, Lee, Chambers, of Kent, Mitchell, Donaldson, Dorsey, Wells, Randall, Kent, Weems, Dalrymple, Bond, Sollers, Brent of Charles county, Merrick, John Dennis, Crisfield, Dashiell, Williams, Goldsborough, Eccleston, Phelps, Bowie, Sprigg, McCubbin, Diricksol, McMaster, Hearn, Fooks, Jacobs and Kilgour.—35.

*Negative*—Messrs. Jenifer, Buchanan, Bell, Welch, Ridgely, Colston, Chambers of Cecil, Miller, McLane, Spencer, Grason, George, Wright, Shriver, Sappington, McHenry, Magraw, Nelson, Thawley, Hardcastle, Gwinn, Stewart of Baltimore city, Presstman, Ware, Fiery, John Newcomer, Brewer, Weber, Hollyday, Slicer, Fitzpatrick, Shower and Cockey—34.

So the amendment was adopted.

The question then recurred on agreeing to the modified amendment of Mr. PRESSTMAN, as thus amended.

Mr. JENIFER, (to the President.) Is it in order now to move that the whole subject be laid on the table?

The PRESIDENT. The motion is not now in order.

Some conversation followed on a point of order, in which

Messrs. BRENT, of Baltimore city, JENIFER, and the PRESIDENT took part.

Mr. SPENCER, when his name was called, gave notice that he should vote in the affirmative on the amendment, as also upon the amendment as amended, for the purpose of enabling him hereafter to move a reconsideration of the vote thereon.

The question then recurred and was put upon the amendment as amended; and

Determined in the affirmative.

The yeas and nays were ordered and appeared as follows:

*Affirmative*—Messrs. Morgan, Blakistone, Dent, Hopewell, Lee, Chambers of Kent, Mitchell, Donaldson, Dorsey, Wells, Randall, Kent, Weems, Dalrymple, Bond, Sollers, Brent of Charles, Merrick, Colston, John Dennis, Crisfield, Dashiell, Williams, Goldsborough, Eccleston, Phelps, Bowie, Sprigg, McCubbin, Spencer, Wright, Dirickson, McMaster, Hearn, Fooks, Jacobs, Fiery, John Newcomer, Kilgour and Cockey—40.

*Negative*—Messrs. Chapman, President, Jenifer, Buchanan, Bell, Welch, Ridgely, Chambers of Cecil, Miller, McLane, Grason, George, Shriver, Sappington, McHenry, Magraw, Nel-

son, Thawley, Hardcastle, Gwinn, Stewart of Baltimore city, Brent of Baltimore city, Presstman, Ware, Brewer, Weber, Hollyday, Slicer, Fitzpatrick and Shower—28.

So the amendment as amended was adopted.

And then the first article of the Report, as thus amended, was adopted.

The second article of the Report was read as follows:

*Art. 2.* That the people of this State ought to have the sole and exclusive right of regulating the internal government and police thereof.

No amendment having been offered, the article was adopted.

The third article of the Report was read as follows:

*Art. 3.* That the inhabitants of Maryland are entitled to the common law of England, and the trial by jury according to the course of that law and to the benefit of such of the English statutes as existed at the time of their first emigration, and which by experience have been found applicable to their local and other circumstances, and of such others as have been since made in England or Great Britain, and have been introduced, used and practiced by the courts of law or equity, and also to all acts of assembly in force on the first Monday of November, 1850, except such as may have since expired, or may be altered by acts of this Convention, or this Declaration of Rights, subject, nevertheless, to the revision of, and amendment or repeal by the Legislature of this State; and the inhabitants of Maryland, are also entitled to all property derived to them from or under the charter granted by his Majesty Charles the First, to Cæcilius Calvert, Baron of Baltimore.

No amendment having been offered, the article was adopted.

The fourth article of the Report was read as follows:

*Art. 4.* That all persons invested with the Legislative or Executive powers of government are the trustees of the public, and as such accountable for their conduct; wherefore, whenever the ends of government are perverted, and public liberty manifestly endangered, and all other means of redress are ineffectual, the people may, and of right ought to reform the old or establish a new government; the doctrine of non-resistance against arbitrary power and oppression is absurd, slavish and destructive of the good and happiness of mankind.

No amendment having been offered, the article was adopted.

The fifth article of the Report having been read as follows:

*Art. 5.* That the right in the people to participate in the Legislature is the best security of liberty, and the foundation of all free government, for this purpose elections ought to be free and frequent, and every free white male citizen having the qualifications prescribed by the Constitution, ought to have the right of suffrage;

Mr. BOWIE moved to amend the said article by inserting after the word "having," in the fourth line, the following: