

VOTES AND PROCEEDINGS, November, 1791. 47

for accommodating the governor and council and the members of the general assembly, agreeably to an act, entitled, An act for building a new church in the city of Annapolis, in Saint-Anne's parish.

By order,

W. HARWOOD, clk.

Which was read the first time and ordered to lie on the table.

The engrossed bill No. 66, was read and assented to, and the paper bill thereof so endorsed.

The resolution respecting the executors of general Hooper, was read the second time and dissented to.

The following message and resolution were prepared and agreed to, and, with the last mentioned resolution, sent to the house of delegates by the clerk of the senate.

BY THE SENATE, DECEMBER 27, 1791.

GENTLEMEN,

WE have dissented to your resolution of the 28th of November in favour of the executors of the late general Hooper, because we do not think the legislature the proper tribunal to decide on intricate accounts. We have framed a resolution referring the claim to the governor and council, which we hope will meet with your concurrence.

By order,

H. RIDGELY, clk.

BY THE SENATE, DECEMBER 27, 1791.

RESOLVED, That the petition and vouchers of William and John Hooper, executors of the late general Hooper, be referred to the governor and council, who are hereby authorised and requested to settle the account of the late general Hooper on principles of equity; and if they should allow the whole, or any part, of the claim of the executors, the same to be charged to the United States, and the governor and council are requested to transmit the vouchers therefor to Christopher Richmond, Esquire, together with this resolution, that he may include the same in the account of this state against the United States.

By order,

H. RIDGELY, clk.

The bill concerning petitions for freedom, was read the second time and will pass with the proposed amendment.

Amendment proposed. At the end of the 1st enacting clause insert "provided it shall appear to the satisfaction of such court that such petitioner has been or is supported in his claim to freedom by any other free person besides the council appearing in his behalf."

The senate adjourns till to-morrow morning 10 o'clock.

W E D N E S D A Y, December 28, 1791.

THE senate met. Present the same members as on yesterday. The proceedings of yesterday were read.

The bill concerning petitions for freedom, was sent to the house of delegates by the clerk of the senate.

The clerk of the house of delegates delivers the paper bill No. 69, thus endorsed; "By the house of delegates; December 28, 1791: The engrossed bill whereof this is the original read and assented to."

"By order,

W. HARWOOD, clk."

The paper bills from No. 1 to No. 56, inclusive, except No. 45, were sent to the house of delegates by the clerk of the senate.

The clerk of the house of delegates delivers a bill, entitled, An act to appoint an agent for the year one thousand seven hundred and ninety-two, and for other purposes, thus endorsed; "By the house of delegates, December 26, 1791: Read the first time and ordered to lie on the table."

"By order,

W. HARWOOD, clk.

"By the house of delegates, December 28, 1791: Read the second time and will pass."

"By order,

W. HARWOOD, clk."

Which was read the first time and ordered to lie on the table.

The bill to prohibit members of congress, or persons in office under the United States, from being eligible as members of the legislature or council, or holding offices in this state, was read the second time, and an amendment was proposed by striking out the following words: That no person elected a senator, member of the house of representatives of the United States, nor any person appointed to any office under the United States, unless such person, so elected or appointed, shall have previously resigned or declined to act, shall be eligible or capable to hold and execute the office of elector of the senate, or member of the general assembly or of the council of this state, during the time for which he shall have been so elected or appointed, or be capable to hold and execute, at the same time, any office in this state to which a salary shall, by law, be annexed, or any other office which future legislatures shall, by law, declare incompatible with offices or appointments under the United States; in order to insert the following words: That no member of congress, or person holding an office of trust or profit under the United States, shall be capable of having a seat in the general assembly, or being an elector of the senate, or holding any office of trust or profit under this state; and if any member of the general assembly, elector of the senate, or person holding an office of trust or profit under this state, shall take his seat in congress, or accept of an office of trust or profit under the United States, or being elected to congress, or appointed to an office of trust or profit under the United States, shall not make his resignation of his seat in congress, or of his office, as the case may be, within thirty days after notice of his election or appointment to office as aforesaid, his seat in the legislature of this state, or as elector of the senate,