

The bill, entitled, An act to declare the law in certain cases therein mentioned, was read the second time and will pass.

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

T U E S D A Y, December 4, 1792.

THE senate met. Present the same members as on yesterday, except John Hall, Esquire. John Eager Howard, Esquire, appeared in the senate. The proceedings of yesterday were read. The bill, entitled, An act to declare the law in certain cases therein mentioned, was sent to the house of delegates by the clerk of the senate.

The clerk of the house of delegates delivers a bill, entitled, A Further supplement to an act respecting the settlers on the reserved lands to the westward of Fort Cumberland, thus endorsed; "By the house of delegates, November 28, 1792: Read the first time and ordered to lie on the table.

" By order, W. HARWOOD, clk.

" By the house of delegates, December 4, 1792: 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.

And the following message:

BY THE HOUSE OF DELEGATES, DECEMBER 4, 1792.

MAY IT PLEASE YOUR HONOURS,

WE propose to postpone the election of a senator to fill the vacancy occasioned by the resignation of the honourable Charles Carroll, of Carrollton, in the senate of the United States, until Thursday next, at eleven o'clock.

By order, W. HARWOOD, clk.

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

BY THE SENATE, DECEMBER 4, 1792.

GENTLEMEN,

THE senate agree to the postponement mentioned in your message of this morning, and propose that the person to be chosen senator by the joint ballot of both houses, shall have a majority of votes of all the attending members of the whole legislature. The resolution herewith transmitted, is framed in conformity to the above mode, which we hope will meet with your approbation.

By order, H. RIDGELY, clk.

BY THE SENATE, DECEMBER 4, 1792.

RESOLVED, That in the election of a senator to represent this state in the senate of the United States, on Thursday the sixth instant, the legislature shall proceed by joint ballot of both houses, and the person qualified to be a senator by the constitution of the United States, being a resident of the western shore, and having a majority of the votes of all the attending members of both houses, shall be declared duly elected; and that a commission, signed by the governor for the time being, or in his absence by the presiding member of the council, and sealed with the seal of the state, shall issue to the person elected as aforesaid, in the following words, to wit: To ———. "The legislature of the state of Maryland, reposing especial trust and confidence in your diligence, integrity, wisdom and fidelity, hath appointed you senator to represent this state in the senate of the United States, for the remainder of the term for which Charles Carroll, of Carrollton, Esquire, was elected, agreeably to the constitution of the United States. Given under my hand and seal, this ——— day of ———, in the year of our Lord seventeen hundred and ninety-two.

By order, H. RIDGELY, clk.

The clerk of the house of delegates delivers the following message:

BY THE HOUSE OF DELEGATES, DECEMBER 4, 1792.

MAY IT PLEASE YOUR HONOURS,

WE are sorry to find, by your message of the 28th November last, that your honours have not concurred with the resolution which passed this house in favour of captain Richard Waters. As it appeared to us that captain Waters purchased the property under an express agreement, that persons should be appointed by the state and himself to ascertain the quantity of land for which he ought to pay, and as the state has neglected to make such appointment, we do not see the justice of making captain Waters pay the expence of the suit at law, which ought not, in our opinion, to have been brought until the state had complied with its engagement in ascertaining the quantity of land for which he ought to have paid, and the sum; nor do we think it reasonable that he should be compelled to lose the expences of the proceedings in chancery, which were rendered necessary on account of the judgment against him, which ought not to have been obtained under the particular circumstances of his case. We beg leave, therefore, to solicit the attention of your honours once more to this subject, and flatter ourselves, that on more mature deliberation, your honours will concur with us in the resolution, which has met the approbation of this house, or that you will, at least, think it reasonable and just that the costs of the suits before mentioned should not be borne by captain Waters.

By order, W. HARWOOD, clk.

The clerk of the house of delegates delivers a bill, entitled, An act to alter and change the name of Francis Hall, junior, of Queen-Anne's county, thus endorsed; "By the house of delegates, December 4, 1792: Read the first and second time by especial order and will pass.

" By order, W. HARWOOD, clk."

Which