

F R I D A Y, December 8, 1797.

THE senate met. Present the same members as on yesterday. Mr. Ridgely, Mr. Chesley and Mr. M'Mechen, appeared in the senate. The proceedings of yesterday were read. The honourable John Campbell, Esquire, appeared in the senate, and qualified before Allen Quynn, Esquire, one of the justices of the peace for Anne-Arundel county, agreeably to the constitution and form of government, and laws of this state.

The clerk of the house of delegates delivers to the clerk of the senate a bill, entitled, An act to establish a market at Summer Hill in West Nottingham hundred, in Cæcil county, for the sale of live stock; thus endorsed; "By the house of delegates, November 30, 1797: Read the first time and ordered to lie on the table.

By order, W. HARWOOD, clk.

"By the house of delegates, December 7, 1797: Read the second time and will pass.

By order, W. HARWOOD, clk."

A bill, entitled, An act for the benefit of Nicholas Sluby, of the city of Baltimore, thus endorsed; "By the house of delegates, November 24, 1797: Read the first time and ordered to lie on the table.

By order, W. HARWOOD, clk.

"By the house of delegates, December 8, 1797: Read the second time and will pass.

By order, W. HARWOOD, clk."

And also the following message:

BY THE HOUSE OF DELEGATES, DECEMBER 7, 1797.

GENTLEMEN OF THE SENATE,

WE have thought proper to negative the amendments proposed by you to the bill for the relief of Nicholas Sluby, merchant, of the city of Baltimore, because a particular provision in the bill itself operated so as to defeat the contemplated relief. The bill we now send you is nearly similar in its provisions to the one negatived. We flatter ourselves that you will not insist rigidly upon the principle which dictated the amendments you proposed, for though we should not in all cases sanction a discrimination between foreign creditors who have agents or attorneys residing in this country, and creditors, citizens of the United States, as the faith and credit of the state, being a commercial one, must be materially implicated by such discrimination; yet, when a citizen is driven to extremities, (which is the case of Mr. Sluby,) by the rigour of foreign agents only, who, unless he will give them an exclusive preference, withhold from him that relief which he can, in its fullest extent, obtain from the unanimous concurrence of his other creditors, we do conceive that the general principle may, without involving either the faith or credit of the state, be departed from.

By order, W. HARWOOD, clk.

Which were severally read, and the bills ordered to lie on the table.

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

BY THE HOUSE OF DELEGATES, DECEMBER 8, 1797.

GENTLEMEN OF THE SENATE,

THIS being the day appointed by both houses for the purpose of electing a senator to represent this state in the senate of the United States in the room of John Henry, Esquire, whose seat is vacated by his resignation, we propose to go immediately into ballot for the same. Joshua Sency, William Winder and James Lloyd, Esquires, are put in nomination by this house. We have appointed Mr. Key and Mr. Wilson to join such gentlemen as you may appoint to examine the ballots.

By order, W. HARWOOD, clk.

Which was read.

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

BY THE SENATE, DECEMBER 8, 1797.

GENTLEMEN,

THE senate have agreed to go immediately into a ballot for the election of a senator to represent this state in the senate of the United States in the room of the honourable John Henry, conformably to your message. No gentleman is nominated by the senate in addition to the persons named by your house. David M'Mechen and Robert Milligan, Esquires, are appointed by the senate to examine the ballot boxes jointly with the members appointed by your house.

By order, A. VAN-HORN, clk.

The senate then proceeded to the election of a senator from the eastern shore to represent this state in the senate of the United States, in the room of the honourable John Henry, who had resigned. The ballot box being prepared, the ballots were deposited therein, sealed up, and delivered to the committee of the senate appointed to join the committee of the house of delegates, who retired to the conference room, and after examining the ballots returned and reported, that James Lloyd had forty votes, William Winder twenty-seven votes, and Joshua Sency twenty-two votes.

Whereupon it is declared in the senate, that neither of the gentlemen in nomination had a majority of votes of all the attending members of the legislature, according to the resolution of this session directing the mode of electing a senator to represent this state in the senate of the United States.

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

BY THE HOUSE OF DELEGATES, DECEMBER 8, 1797.

GENTLEMEN OF THE SENATE,

AS it appears by the report of the committee appointed to examine the ballot boxes, that no one of the gentlemen in nomination as a senator to the senate of the United States has a majority of votes of all the attending members of the legislature, we propose to go into a new ballot immediately. The same gentlemen are appointed by this house to examine the ballot boxes in conjunction with those who may