

VOTES AND PROCEEDINGS, NOVEMBER SESSION, 1806. 9

said senator shall be a resident of the eastern shore of the state of Maryland, and that the person having the majority of the ballots of all the attending members of both houses of the legislature be declared to be duly elected to represent this state in the senate of the United States; and that a commission issue to the said senator, appointed as aforesaid, signed by the governor for the time being, or in his absence by the presiding member of the council, in the following words, to wit: "The State of Maryland, to ———, Greeting. The Legislature of Maryland reposing especial confidence in your integrity and abilities, have appointed you senator to represent this state in the senate of the United States until the fourth day of March, 1807. Given under my hand, and the seal of this state, this ——— day of ———, in the year of our Lord one thousand eight hundred and six, and in the thirty-first year of the independence of the United States of America."

By order,

J. BREWER, clk.

And the following message:

By the HOUSE of DELEGATES, November 17, 1806.

*Gentlemen of the Senate,*

WE are deeply sensible of the importance of the subject alluded to in your message proposing a conference of the two houses, and agree to the proposition therein contained. We have appointed Mr. Comegys, Mr. Kerr, Mr. Aisquith, Mr. Belt, Mr. Davis, Mr. Bond and Mr. Gleaves, a committee on the part of this house, to join the committee named in your message.

By order,

J. BREWER, clk.

Which said bills, resolution and message, were severally read the first time, and the bills and resolution ordered to lie on the table.

The senate proceeded to the election of a member to fill the vacancy occasioned by the non-acceptance of Mr. Gabriel Christie; and after qualifying according to the constitution and form of government, the ballot box being prepared, and the ballots deposited therein, on examination thereof it appeared that William Smithson was unanimously elected. Whereupon it is declared in the senate, that William Smithson is unanimously elected a member of the senate.

The senate proceeded to the election of a member to fill the vacancy occasioned by the non-acceptance of Mr. John T. Mason; and after qualifying according to the constitution and form of government, the ballot box being prepared, and the ballots deposited therein, on examination thereof it appeared that Richard Ridgely was unanimously elected. Whereupon it is declared in the senate, that Richard Ridgely is unanimously elected a member of the senate.

The senate proceeded to the election of a member to fill the vacancy occasioned by the non-acceptance of Mr. Mark Benton; and after qualifying according to the constitution and form of government, the ballot box being prepared, and the ballots deposited therein, on examination thereof it appeared that James Brown was unanimously elected. Whereupon it is declared in the senate, that James Brown is unanimously elected a member of the senate.

The senate adjourns until to-morrow morning 9 o'clock.

T H U R S D A Y, November 20, 1806.

THE senate met. Present the same members as on yesterday. The proceedings of yesterday were read. The clerk of the house of delegates delivers the following resolutions:

By the HOUSE of DELEGATES, November 19, 1806.

RESOLVED, That the treasurer of the western shore be and he is hereby directed and required to pay to Francis Fairbrother, of Anne-Arundel county, late a soldier in the revolutionary war, or to his order, in half yearly payments, a sum of money equal to the half pay of a private.

By order,

J. BREWER, clk.

By the HOUSE of DELEGATES, November 19, 1806.

RESOLVED, That the treasurer of the western shore be and he is hereby directed and required to pay to Anthony Fox, of Anne-Arundel county, late soldier in the revolutionary war, or to his order, in half yearly payments, a sum of money equal to the half pay of a sergeant.

By order,

J. BREWER, clk.

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

The bill, entitled, An act to lay out and open a public road in Hopkin's Neck, in Talbot county, was read the second time, passed with the proposed amendments, and sent to the house of delegates by the clerk.

Amendments proposed. 1. After the word "bound" in the 3d line from the bottom of the 1st page insert "open." 2. Strike out the words "according to the determination of" in the 2d line of the 2d page and insert "as the." 3. After the word "out" in the 3d line from the bottom of the 2d page insert "opened." 4. After the word "buildings" in the 5th line of the 3d page insert "yards." 5. At the end of the bill add, "And be it enacted, That the said commissioners, or a majority of them, shall ascertain and value what damages may be sustained by any person or persons through or on whose lands the said road may pass, and the same, when so assessed, shall be paid before the said commissioners shall proceed to open the said road; pro-