

Blake, Taney, Turner, Stonestreet, Ford, Parnham, Rogerson, Bayly, Cottman, Waller, Long, Stewart, Griffith, Tootle, Lecompte, John R. Evans, Lusby, Hogg, Robert Evans, F. M. Hall, Herbert, Somervell, Wilson, Williams, Quinton, Handy, Jno. Thomas, Delaplane, John H. Thomas, Potter, Jones, Kilgour, Crabb—42.

So it was determined in the negative.

On motion by Mr. John H. Thomas the question was put "That the members returned by the four judges of Allegany county as having the greatest number of legal votes are entitled to their seats as members of this house, until the house have decided on the constitutionality and legality of the said return, and that the said members be admitted to qualify?"

The yeas and nays appeared as follow :

## AFFIRMATIVE.

Messrs. Plater, Millard, Blackiston, Causin, Boyer, Js. Spencer, Hands, Brown, Reynolds, Blake, Taney, Turner, Stonestreet, Ford, Parnham, Rogerson, Bayly, Cottman, Waller, Long, Stewart, Griffith, Tootle, Lecompte, John R. Evans, Lusby, Hogg, Robert Evans, F. M. Hall, Herbert, Somervell, Callis, Wilson, Williams, Quinton, Handy, Jno. Thomas, Delaplane, John H. Thomas, Potter, Jones, Kilgour, Crabb—43.

## NEGATIVE.

Messrs. Dorsey, Sellman, Belt, Wm. Hall, Randall, Harryman, Warner, Stansbury, Bennett, Martin, Jona Spencer, S. Stevens, Claude, Duvall, Emory, Burgess, Wright, Forwood of Wm. Forwood of Jb. Dallam, Maulsby, Saulsbury, Culbreth, Willis, Barney, Donaldson, Tilghman, Mason, Kershner, Gabby—30.

So it was determined in the affirmative.

On motion by Mr. Dorsey the question was taken that the house adjourn. The yeas and nays appeared as follow :

## AFFIRMATIVE.

Messrs. Dorsey, Sellman, Belt, Wm. Hall, Randall, Harryman, Warner, Stansbury, Bennett, Martin, Jona. Spencer, S. Stevens, Claude, Duvall, Emory, Burgess, Wright, Forwood of Wm. Forwood of Jb. Dallam, Maulsby, Saulsbury, Culbreth, Willis, Barney, Donaldson, Tilghman, Mason, Kershner, Gabby—30.

## NEGATIVE.

Messrs. Plater, Millard, Causin, Blackiston, Boyer, Js. Spencer, Hands, Browne, Reynolds, Blake, Taney, Turner, Stonestreet, Ford, Parnham, Rogerson, Bayly, Cottman, Waller, Long, Stewart, Griffith, Tootle, Lecompte, Jno. R. Evans, Lusby, Hogg, Robert Evans, F. M. Hall, Herbert, Somervell, Wilson, Williams, Quinton, Handy, John Thomas, Delaplane, Jno. H. Thomas, Potter, Jones, Kilgour, Crabb—42.

So it was determined in the negative.

Mr. William Hilleary and Mr. George Robinett of Nathan then qualified by taking the several oaths prescribed by the constitution and form of government; by subscribing a declaration of their belief in the christian religion, and by taking the oath to support the constitution of the United States, and took their seats in the house.

The house proceeded to ballot for a Speaker; the ballots being deposited in the ballot box, on examination thereof it appeared that John C. Herbert, esq. was elected.

The house proceeded to ballot for a clerk and assistant clerk; the ballots being deposited in the ballot box, the gentlemen named to strike retired, and after some time returned and reported that Upton S. Reid was elected clerk, and Gideon Pearce assistant clerk.

Ordered that they be qualified as such by taking the several oaths required; by subscribing a declaration of their belief in the christian religion, and by taking an oath that they will honestly, faithfully and diligently discharge the duties of their respective appointments, and that they will not reveal or disclose the secrets of the House of Delegates.

The House appointed Cornelius Mills Sergeant at Arms. Ordered that he be qualified.

On motion by Mr. Quinton, ordered, that Mr. Quinton and Mr. Claude inform the reverend Mr. Wyatt, that the house request he will perform Divine Service every morning at the meeting of the house.

The house adjourns until to-morrow morning, nine o'clock.

## TUESDAY, December 7, 1813.

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

Mr. John H. Thomas, delivers a memorial from Thomas H. Bowie, of the city of Annapolis, praying that the seats of Lewis Duvall and Dennis Claude, Esquires, may be vacated, inasmuch as the election for Delegates for the city of Annapolis was illegally conducted and closed.

Which was read and ordered to lie on the table.

The House proceeded to ballot for a committee of elections.—The ballots being deposited in the ballot box, the gentlemen named to strike retired, and after some time returned and reported, that Messrs. Plater, Jno. H. Thomas, Wilson, Potter and Dorsey were elected.

On motion by Mr. John H. Thomas, Ordered, that the memorial of Thomas H. Bowie, be referred to the committee of elections.

On motion by Mr. Parnham, Ordered, that this house sit this session for the dispatch of public business from nine o'clock in the morning, until three o'clock in the afternoon.

On motion by Mr. Parnham, Ordered, That Messrs. Parnham and Dorsey, wait upon his excellency the governor, and inform him that a quorum of this house having formed, are ready to proceed to business, and to receive any communication he may think proper to lay before them.