

## VOTES AND PROCEEDINGS

The bill, entitled, An act to incorporate St. Mary's Orphaline Female School in the city of Baltimore was read the second, and by special order the third time, passed, and sent to the house of delegates by the clerk

The bill, entitled, An act to authorise and empower Samuel Owings, (of Richard,) to execute a conveyance of the lands therein mentioned, was read the third time and will not pass. Sent to the house of delegates by the clerk.

The bill, entitled, An act for the relief of Emily Hicks Davis of the city of Baltimore, was read the third time, passed, and sent to the house of delegates by the clerk.

The bill, entitled, An act to incorporate a company for making a turnpike road from the public square in Hager's town, to the town of Boonsborough, in Washington county, was read the third time and postponed for further consideration.

The senate proceeded to the third reading of the bill, entitled, An act to regulate the several incorporated banks of this state. Mr. Taney moved to strike out the 1<sup>st</sup> section, and to insert the following: "And be it enacted, that the assignees aforesaid shall have full power to sue at law or in equity, for any fraudulent misapplication of the funds of the said bank that may have been committed by any of the officers of the said bank, or any other person or persons whatsoever." Determined in the affirmative.

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

### THURSDAY, January 28, 1819.

The senate met. Present the same members as on yesterday. The proceedings of yesterday were read and referred to Messrs. Winder, Winchester and Carmichael, to consider and report thereon.

The bill, entitled, An act for shutting up part of a street called Madison street in the city of Baltimore and for other purposes, was read the third time, passed, and sent to the house of delegates by the clerk.

Mr. Winder from the committee reported a bill, entitled, An act relative to the road made by the United States from Cumberland, on the Potomac river, to or near Wheeling, on the Ohio river; which was read the first, and by special order the second and third time, passed, and sent to the house of delegates by the clerk. Also a bill, entitled, A supplement to the act, entitled, An act concerning marriages; which was read the first time and ordered to lie on the table.

Mr. Gale presented the petition of sundry persons relative to obstructions in the river Susquehanna which was read and referred to Messrs. Gale, Winchester and West, to consider and report thereon.

Mr. Gale from the committee made the following report:

The committee to whom was referred the bill from the house of delegates entitled, An act relating to the falls turnpike road on Jones's Falls in Baltimore county, with the memorial of Doctor Thomas Johnson, and the counter memorial of the president, managers and company, of said road, together with the accompanying documents, beg leave to report: that they have had the subject under consideration, and are of opinion that it is inexpedient to pass said bill, because in the opinion of your committee, the case is within the control of the courts of this state, and until the courts have decided that it is not within their jurisdiction, your committee deem it improper in the legislative departments to interfere. Your committee forbear to express any opinion on the merits of the case, but recommend, for the above reasons, the rejection of the bill.

By order,

W. MORGAN, Clk.

The bill, entitled, An act relating to the turnpike road on Jones's Falls in Baltimore county, was read the second, and by special order the third time, and will not pass. Returned to the house of delegates by the clerk.

The clerk of the house of delegates delivers the following bills: A bill, entitled, An act to repeal the act, entitled, An act to limit the authority of the bailiff or constable of the Village of Denton; a bill, entitled, An act to alter the time of the meeting of the general assembly of this state, and for other purposes, which were severally read the first time and ordered to lie on the table. And returns the bill, entitled, A supplement to the act, entitled, An act to establish an Academy at Liberty Town, in Frederick county, endorsed by that house, read the first and second time by special order and will pass. Ordered to be engrossed. And a resolution in favour of captain William Damsell; which was read the first time and ordered to lie on the table.

The senate resumed the further consideration of the bill, entitled, An act to regulate the several incorporated banks of this state. Mr. Gale moved to strike out the words "of his, her, or their abode" and to insert, "where the said note or notes are left for payment, which shall be at some house in the town where the said bank is situated, and a tender of payment at said house shall have the same force and effect as if made to the party or parties making the demand?" Determined in the affirmative.

Mr. Carmichael then moved to insert "nor shall the president and directors of the said bank issue any note or notes of their bank after such refusal." The question was then put, Will the senate adopt the amendment? The yeas and nays being required, appeared as follows:

AFFIRMATIVE.

Mr. President, Messrs. Carmichael, Emerson, Jackson, Taney, Winder, West.—7.

NEGATIVE.

Messrs. Cresap, Gale, Hughlett, Maxcy, Parnham, Winchester.—6.

So it was determined in the affirmative.

The bill being read throughout, the question was put, Shall the bill pass? The yeas and nays being required, appeared as follows:

AFFIRMATIVE.

Mr. President, Messrs. Carmichael, Emerson, Jackson, Taney, West.—6.

NEGATIVE.

Messrs. Cresap, Gale, Hughlett, Maxcy, Parnham, Winchester, Winder.—7.

So it was determined in the negative.

The clerk of the house of delegates delivers the following bills: A bill, entitled, An act to incorporate the trustees of Big Pipe Creek Academy, in Frederick county; a bill, entitled, An act for the relief of