

curities is worth the full amount of the debt for which he offers to become security, after the payment of all the debts of such security, whether the sum be due or owing from him in his own right, or by reason of having before that time become security in any manner for other persons."

On motion of Mr. Gale, to amend the same by inserting the following after the words "provided for" in any case where the amount of the judgment shall exceed fifty dollars, without the assent of the plaintiff or plaintiffs, or their attorney." The question was put, Will the senate assent to the same? The yeas and nays being required appeared as follow:

AFFIRMATIVE.

Messrs. Gale, Howard, Maxcy, Parnham and Taney—5.

NEGATIVE.

Mr. President, Messrs. Carmichael, Cresap, Emerson, Hollyday, Hughlett and West—7.

Determined in the negative.

The question was then put, Will the senate assent to the amendment proposed by Mr. Taney? The yeas and nays being required appeared as follow:

AFFIRMATIVE.

Messrs. Howard, Maxcy, Parnham and Taney—4.

NEGATIVE.

Mr. President, Messrs. Carmichael, Cresap, Emerson, Gale, Hollyday, Hughlett and West—8.

Determined in the negative.

On motion of Mr. Carmichael, the question was put, Will the senate receive the following as an amendment? Add the following as an additional section after the 3d. "And be it enacted, that it shall not be lawful for any judge of the county court, or justice of the orphans court, to take the recognizance bond aforesaid, unless he shall be satisfied from his own knowledge, or by competent testimony, that the estate and property of the securities in the recognizance are sufficient for the payment of the amount of the debt, interest and costs, for which the recognizance shall be taken."

When on motion of Mr. Gale to amend the same by inserting after the words "bond aforesaid" the words "without the assent of the plaintiff or plaintiffs, or their attorney" the question was put, Will the senate assent to the same? The yeas and nays being required appeared as follow:

AFFIRMATIVE.

Messrs. Carmichael, Gale, Howard, Hughlett, Maxcy, Parnham, Taney and West—8.

NEGATIVE.

Mr. President, Messrs. Cresap, Emerson, and Hollyday—4.

Resolved in the affirmative.

On motion of Mr. Taney, to amend the amendment as amended, by inserting after the words "properly" the words "each of," the question was put, Will the senate assent to the same? The yeas and nays being required appeared as follow:

AFFIRMATIVE.

Mr. President, Messrs. Gale, Howard, Maxcy, Parnham and Taney—6.

NEGATIVE.

Messrs. Carmichael, Cresap, Emerson, Hollyday, Hughlett and West—6.

Determined in the negative

The question was then put, Will the senate assent to the amendment proposed by Mr. Carmichael and amended by Mr. Gale? Resolved in the affirmative.

On motion of Mr. Taney, the question was put, Will the senate receive the following as an amendment? Strike out from the word "to" 10th line 11th page, the words "the judge or justice before whom the said confession was made, or in case of the death, removal, resignation or disqualification, of such judge or justice, or either of the said justices, then to any other," and insert "any." Resolved in the affirmative.

On motion of Mr. Gale, the question was put, Will the senate receive the following as an amendment? Strike out the words "or they," 1st line 12th page. Resolved in the affirmative

On motion of Mr. Taney, the question was put, Will the senate receive the following as an amendment? Strike out the words "or their hands and seals," 15th line 12th page, and insert the words "hand and seal." Resolved in the affirmative.

On motion of Mr. Taney, the question was put, Will the senate receive the following as an amendment? Insert after the word "persons" 6th line 5th section, the words "against whom the original judgment or decree was obtained, or the survivor or survivors of them." Resolved in the affirmative.

The bill to repeal an act, entitled, An act to regulate lotteries, and the several supplements thereto, was read the third time by special order, and on motion of Mr. Taney, referred to the consideration of the next general assembly.

The senate adjourns until Monday morning 10 o'clock.

MONDAY, February 7, 1820.

The senate met. Present the same members as on Saturday. The proceedings of Saturday were read. The additional supplement to the act, entitled, An act to incorporate the stockholders of the Mechanics Bank of Baltimore, was sent to the house of delegates.

The clerk of the house of delegates delivers a bill, entitled, A supplement to the act, entitled, An act to facilitate the recovery of debts due from the several banks in this state, and to compel the said banks to pay specie for their notes, or forfeit their charters; a bill, entitled, A supplement to an act, entitled, An act to increase the pay of the judges of the orphans court in the counties of Baltimore, Dorchester and Washington, so far as the same relates to the county of Baltimore; a bill, entitled, An act relating to the school fund of Washington county; a bill, entitled, An act to punish the offence of kidnapping white children; and the following resolution:

BY THE HOUSE OF DELEGATES, February 4, 1820.

Resolved, That the treasurer of the western shore be and he is hereby authorised and required, to pay