

and was so far satisfied by the verbal assurances received from him, that he allowed the petition to be forwarded to the legislature. Your committee would further state, that at the time the law passed releasing the tax on this lottery, the existence of the bond from the purchaser to the managers was unknown to those members of the committee who were then present, and they suppose also unknown to the senate. And in the debate which took place on the subject, it was distinctly stated, that if the tax was not relinquished, it must be paid by the managers out of their own purses. The gross injustice of exacting this large sum of money from meritorious individuals, who had engaged in this lottery, not with a view to private emolument, but from the most laudable motives of public spirit, was strongly pressed upon the senate. It now appears, that the managers are not the persons ultimately liable for the tax, but how far this circumstance will require a repeal of the law is for the senate to decide. Your committee are of opinion, that the purchaser who bought the lottery on speculation, with a view to his own individual profit, at a reduced price, stands on very different grounds from the managers. As he preferred giving his bond, by which he became liable to the payment of this tax, rather than lose the speculation he had made in the purchase of the lottery, your committee can see no propriety in making him a present, out of the public money, of so large a sum as \$11,250 00, the amount of the tax arising from the lottery; for such in fact is the effect of the law releasing the tax. The committee regret that it has not been in their power to lay their report before the senate at an earlier period. But immediately on the appointment, they gave notice to those persons whom they conceived particularly interested in the investigation, and they have not been able to obtain the depositions of all the parties whose examination they wished to be taken, until two days ago. Your committee have herewith reported a bill to repeal the act entitled, An act for the relief of the managers of the Medical College Lottery. All of which is respectfully submitted. The committee beg leave to add to the above report, that some of the interrogatories, to which the depositions herewith presented are answers, were framed in consequence of a subsequent petition of the managers, in which they stated their liability to pay the tax, which, with a statement made by Mr. Winchester, was returned to him at his request.

Also a bill, entitled, An act to repeal an act, entitled, An act for the relief of the managers of the Medical College Lottery, passed at the present session; which was read the first, and by special order the second and third time, and the question put, Shall the bill pass? The yeas and nays being required appeared as follow:

**AFFIRMATIVE.**—Messrs. Carmichael, Carroll, Emerson, Gale, Magruder, Maxcy, Taney, West.—  
**NEGATIVE.**—Mr. Jackson.—1.—Determined in the affirmative, and sent to the house of delegates.

The clerk of the house of delegates delivers a resolution in favour of the printer to the state; which was read the first time and laid on the table. And returns the bill to repeal the act of assembly therein mentioned, endorsed "will pass." Ordered to be engrossed.

The resolution in favour of the printer to the state, was read the second and third time by special order and assented to. The senate adjourns until Monday morning 9 o'clock.

### MONDAY, February 19, 1821.

The senate met. Present the same members as on Saturday. The proceedings of Saturday were read. The resolution in favour of the printer to the state was sent to the house of delegates.

The further supplement to the act, entitled, An act to regulate lotteries, was read the second, and by special order the third time, and will not pass. Sent to the house of delegates.

The clerk of the house of delegates delivers a resolution in favour of members, clerk, &c. which was read the first, and by special order the second and third time, and assented to. Sent to the house of delegates. Also the engrossed bills from 192, to 195, inclusive, and from 199 to 204, inclusive; which were read, assented to, and returned to the house of delegates. And returns the bill for the relief of William B. S. Riley, of Worcester county, endorsed, "will pass." Ordered to be engrossed.

The engrossed bills No. 202, 206, 210, 211, were sent to the house of delegates.

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

BY THE HOUSE OF DELEGATES, February 19, 1821.

*Gentlemen of the Senate,*

Having finished all the business before us, we propose, with your concurrence, to close the session immediately. Messrs. S. Stevens and Plater, are appointed to join the gentlemen to be named on your part, to wait on his excellency the governor, and request his attendance in the senate chamber to sign and seal the laws, agreeably to the constitution and form of government.

By order,

J. BREWER, Clk.

Which was read.

And returns the bill to repeal an act, entitled, An act for the relief of the managers of the Medical College lottery, passed at the present session, endorsed, "will not pass."

The following message was sent to the house of delegates:

BY THE SENATE, Feb. 19, 1821.

*Gentlemen of the House of Delegates,*

We are prepared to close the session immediately, and have appointed Messrs. Emerson and West, on the part of the senate, to join the gentlemen named by your house, to wait on the governor, and request his attendance in the senate chamber for the purpose of signing the laws, according to the constitution and form of government.

By order,

J. N. WATKINS, Clk.

The clerk of the house of delegates returns the engrossed bills 205, 206, 210, 211, read and assented to. His excellency the governor attending in the senate chamber, Ordered, That Messrs. Carmichael and Taney wait on the house of delegates, and request their attendance in the senate chamber to see the laws signed by the governor.

The speaker, attended by the members of the house of delegates, appeared in the senate, and the engrossed bills from No. 129 to 211, inclusive, were presented by the speaker to his excellency the governor, who signed and sealed the same in the presence of both houses.

The senate adjourns until the first Monday in September.

Test.

JOHN N. WATKINS, Clk.