

The bill was then read a third time, and the question was put, Shall the bill pass? The yeas and nays being required, appeared as follow:

AFFIRMATIVE—Messrs. Stuart, Pres't. Johnson, Quinon and Wootton—4.

NEGATIVE—Messrs. Claude, Cockey, Dickinson, Kent, Miller and Orrell—6. Determined in the negative, and it was sent to the house of delegates.

The clerk of the house of delegates delivered the following message; which was read.

BY THE HOUSE OF DELEGATES, Feb. 19, 1823.

*Gentlemen of the Senate*—We return you the bill entitled, An act appointing commissioners to extend Washington street in Rockville, and for other purposes, and agree to strike out the proviso alluded to in your message, upon condition that you will introduce the following proviso in its stead: "Provided, that said street shall not be extended under this act, unless the proprietor or proprietors of the land over which it will pass, consents or consent to receive no compensation for such land." And also strike out in the same section, the words "said road," and insert "that part of said street extended under this act."

By order.

J. BKEWER, Clk.

Also the following message; which was read.

BY THE HOUSE OF DELEGATES, February 19, 1823.

*Gentlemen of the Senate*—We have rejected your amendment to the bill entitled, A supplement to an act for the more effectual collection of the county charges of Allegany county, and return you the said bill, and hope upon a reconsideration your honorable body will pass the same, by altering your amendment to five weeks, instead of eight, which will be the time heretofore directed by laws that have been passed on the same subject.

By order,

J. BREWER, Clk.

A bill entitled, An act to incorporate the trustees of the poor of Baltimore city and county; which was read the first time and laid on the table.

And returns the bill to alter and amend the constitution of this state so that the governor may be elected by the people, endorsed, "will not pass."

And the further supplement to an act entitled, An act for the more effectual collection of the county charges in Allegany county, and the bill appointing commissioners to extend Washington street in Rockville, and for other purposes; which were ordered to lie on the table.

Mr. Johnson submitted the following message; which was read, assented to, and with the bill to which it relates, sent to the house of delegates.

BY THE SENATE, February 19, 1823.

*Gentlemen of the House of Delegates*—The senate would have no objection to alter their amendment to the bill entitled, A further supplement to an act for the more effectual collection of the county charges in Allegany county, in the way requested by your message of to day, but think such alteration can only be made by your house.

The only question the senate think they have now a right to decide is, whether they will adhere to their amendment or recede from it. They conceive they have no authority to modify it. There can, however, we respectfully suggest, be no doubt that any modification of this amendment may be made by your house, and if the one mentioned in your message be made, the senate would willingly adopt it.

By order,

WM. KILTY, Clk.

Mr. Johnson from the committee to which was referred the bill to authorise John and Hugh M'Elderry of the city of Baltimore to wharf out certain water lots in the city of Baltimore, belonging to their respective wards, and to raise by mortgage on said lots, monies for that purpose, reported, that the committee had had the same under consideration, and were of opinion that it ought to pass with the following amendment, viz. At the end of the bill insert, "provided however, that no mortgage should be given under this act, unless on a petition by the said John M'Elderry and Hugh M'Elderry, to the orphans court of Baltimore county, the said court shall be of opinion that it will be for the interests of the minors concerned that such mortgage should be given; which amendment was read and assented to. The bill was then read a second, and by special order a third time, and passed.

The bill to incorporate the trustees of the poor for Baltimore city and county, was read a second and third time by special order. On motion, the question was put, will the senate receive the following as an amendment?

Add the following to the end of the bill: "Be it enacted, That nothing herein contained shall be construed to prevent a repeal or modification of this act at any time hereafter. Determined in the affirmative.

The question was then put, shall the bill pass? Determined in the affirmative.

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

THURSDAY, February 20, 1823.

The senate met. Present the same members as on yesterday. The proceedings of yesterday were read.

The bill to authorise John M'Elderry and Hugh M'Elderry, of the city of Baltimore, to wharf out certain water lots in the city of Baltimore, belonging to their respective wards, and to raise, by mortgage, on said lots, monies for that purpose; and the bill to incorporate the trustees for the poor of Baltimore city and county, were sent to the house of delegates.

The resolution in favour of Thompson Randolph, of Cecil county, was read a second time and referred to Messrs. Miller, Johnson and Dickinson.

The resolution in favour of Richard Moffitt, was read a second time and laid on the table.

The bill incorporating a company to introduce a copious supply of water into the town of Emmitsburg, in Frederick county, was read a second, and by special order a third time, passed, and returned to the house of delegates.