

enacting clauses of the 3d, 4th, 5th, 7th, 8th, 9th, 11th, 12th, 13th, 14th, 16th, 17th, 18th, 19th, 20th, 21st, and 22d sections.

Which were read, and with the bill, laid on the table.

On motion, ordered, that when the senate adjourns it will adjourn to meet at 5 o'clock, P. M.

The bill incorporating a company to erect a toll bridge across the Potomac river, at or near Harper's ferry, was read a second, and by special order a third time, and will pass.

Mr. Bowie offered the following message, which was read and laid on the table:—

BY THE SENATE, January 9, 1824.

*Gentlemen of the House of Delegates*.—The bill to tax certain offices sent to us by your house remains undecided in the senate. With the view to render this bill as perfect as possible, we propose a conference on the subject, and have appointed Messrs. ———, ———, to join the gentlemen who may be named by your house.

The senate adjourned until 5 o'clock, P. M.

FIVE O'CLOCK, P. M.

The senate met. Present the same members as in the morning.

The bill incorporating the Chesapeake and Ohio Canal company, was read a third time.—

On motion the question was put, will the senate receive the following as amendments to the bill: 1st. After the words "majority of them," in the 14th line of the 3rd section, insert "except such subscribers as may have become such by paying for the same by certificates of stock of the present Potomac Company, or in the claims of the creditors of said company, in the manner before provided for by this section. 2nd. After the word "member," in the 20th line, same section, insert "except such as may have become members by having been stockholders or creditors of the said Potomac company." 3rd. After the word "proprietor," in the 23rd line, same section, insert "except such as are before excepted." 4th. At the end of the 3rd section, insert "And provided, that whenever the profits of the said company shall be such as to entitle these stockholders therein, who shall become such, by having paid for their stock, either in the stock or debts of the Potomac Company, to any portions of said profits, that then and ever afterwards, such stockholders shall have the same right to vote at the election of the several officers of said Chesapeake and Ohio Canal Company, as any other stockholders therein." Determined in the negative.

On motion by Mr. Johnson, the question was put, will the senate receive the following as amendments to the bill: 1st. After the word "record" in the 15th line of the 5th section, insert "situated in the county in which such subscriber resides." 2nd. After the word "notice," in the 15th line of the 5th section, insert "to be entitled at once to have an issue, framed in such court, and a jury empannelled to ascertain whether such subscriber has or has not failed to pay any such instalment, and if the verdict be in favor of the company, the said court shall thereupon render judgment thereon for said company, for such instalment and costs." 3rd. Strike out what follows, after the word "notice," to the word "pay," inclusive, in the 16th line.

The yeas and nays being required, appeared as follows:

AFFIRMATIVE.—Messrs. Brownley, Claude, Johnson, Miller, Orrell.—5.

NEGATIVE.—Messrs. Stuart, Pres. Bowie, Cockey, Dickenson, Fenwick, Kent, Price, Quinton.—8. So it was determined in the negative.

On motion by Mr. Bowie the question was put, will the senate receive the following as an amendment, add as an additional section, "Be it enacted, That the assent of the congress of the United States required by the first section of this act, and the authority conferred by the fourteenth section, is understood and taken to relate only, to their authority as the legislature of the district of Columbia."

The yeas and nays being required appeared as follows:

AFFIRMATIVE.—Messrs. Bowie, Claude, Fenwick.—3.

NEGATIVE.—Messrs. Stuart, Pres. Brownley, Cockey, Dickenson, Johnson, Miller, Orrell, Price, Quinton.—9. Determined in the negative.

Mr. Kent having been previously excused from voting on the said amendment.

On motion by Mr. Johnson the question was put, Will the senate receive the following as an amendment? Insert as an additional section at the end of the bill—"Be it enacted that unless this act is accepted of by the present Potomac company and goes into operation; nothing in the same contained shall be construed as recognising the legal existence of the said Potomac company nor shall the same whether it goes into effect or not be construed as any way giving up any claim to territory which the state of Maryland now has on her southern and western boundaries."

The yeas and nays being required appeared as follows:

AFFIRMATIVE.—Messrs. Brownley, Claude, Johnson, Miller, Orrell.—5.

NEGATIVE.—Messrs. Stuart, Pres't. Bowie, Cockey, Dickinson, Fenwick, Price, Quinton.—7. Determined in the negative. Mr. Kent having been excused from voting.

The question was then put, will the senate assent to the amendments as proposed by the committee of the whole? Determined in the affirmative.

The question was put shall the bill as amended pass? Determined in the affirmative.

Mr. Bowie submitted the following message:

BY THE SENATE, February 9, 1824.

*Gentlemen of the House of Delegates*.—The geographical advantages possessed by this state in consequence of its happy situation having drawn the attention of so large a portion of its citizens to internal improvement, by means of canal navigation to cheapen transportation and to divert from its present course an immense portion of the western trade into the waters of this state, and the subject continuing to be more and more appreciated in consequence of the expe-