

court or of the city court of Baltimore, shall signify to the county court or city court of Baltimore (as the case may be) their opinion that a license ought not to be granted to any individual or individuals named in the lists to be laid before them, under the provisions of this act, that the clerk's of said courts shall not be authorised to grant a license or licenses to any such individual or individuals, without the special direction of the court."

5th In the 24th line of the 5th section, after the word 'them,' strike out all that follows of that section.

6th. In the 7th line of the 7th section, after the word 'Maryland,' strike out all that follows of the section, and in lieu thereof the following, 'to be recovered by action of debts or indictment in the county court of the county where such offence shall have been committed, or in Baltimore city court if the offence shall have been committed within the limits of said city.'

By order,

Wm. Kilty, Clerk.

The same having been read, after some discussion, Mr Kennedy offered the following as a substitute for the message:

By the Senate, February 19th 1828.

Gentlemen of the House of Delegates,

We have considered the bill from your honorable body entitled, an act to regulate the issuing of licenses to traders, keepers of ordinaries and others, and are of opinion that many of its provisions would be peculiarly oppressive and burdensome to the people of the state, without producing much if any additional revenue. The several laws relating to licenses to ordinary keepers, retailers of spirituous liquors and retailers of dry goods, may not have been sufficiently enforced, and we will willingly unite with you in any measure for the better enforcement of those laws.

The act of eighteen hundred and twenty one, chapter two hundred and forty six laying a duty on importers of foreign articles and wholesale merchants was resisted as unconstitutional, and the supreme court of the United States have decided that it was so. But we consider that it would be constitutional to require wholesale merchants to take out licenses as well as retailers and we will unite with you in passing such a law.

We cannot however let this occasion pass without giving it as our decided opinion that the 13th section of the declaration of rights has pointed out the true mode by which the state should raise a revenue equal at least to her current expenditures, that section declares "that every person (except paupers) ought to constitute his proportion of public taxes for the support of government, according to his actual worth in real or personal property." And although the same section also declares,