

THE committee to whom was referred the petition of Francis Hall, junior, of Queen-Anne's county, report, that they have considered the same, and are of opinion that the prayer of the petitioner ought to be granted. All which is submitted to the honourable house.

By order,

J. O'BRYON, 3d. clk.

Which was read the first and second time, concurred with, and leave given to bring in a bill pursuant thereto.

Mr. Tilghman brings in and delivers to Mr. Speaker a bill, entitled, An act to alter and change the name of Francis Hall, junior, of Queen-Anne's county; which was read the first and second time by especial order, passed, and sent to the senate by the clerk.

The clerk of the senate delivers the following message and resolution:

BY THE SENATE, DECEMBER 4, 1792.

GENTLEMEN,

THE senate agree to the postponement mentioned in your message of this morning, and propose that the person to be chosen senator by the joint ballot of both houses, shall have a majority of votes of all the attending members of the whole legislature. The resolution herewith transmitted, is framed in conformity to the above mode, which we hope will meet with your approbation.

By order,

H. RIDGELY, clk.

BY THE SENATE, DECEMBER 4, 1792.

RESOLVED, That in the election of a senator to represent this state in the senate of the United States, on Thursday the sixth instant, the legislature shall proceed by joint ballot of both houses, and the person qualified to be a senator by the constitution of the United States, being a resident of the western shore, and having a majority of the votes of all the attending members of both houses, shall be declared duly elected; and that a commission, signed by the governor for the time being, or in his absence by the presiding member of the council, and sealed with the seal of the state, shall issue to the person elected as aforesaid, in the following words, to wit: To ———. "The legislature of the state of Maryland, reposing especial trust and confidence in your diligence, integrity, wisdom and fidelity, hath appointed you senator to represent this state in the senate of the United States, for the remainder of the term for which Charles Carroll, of Carrollton, Esquire, was elected, agreeably to the constitution of the United States. Given under my hand and seal, this — day of —, in the year of our Lord seventeen hundred and ninety-two.

By order,

H. RIDGELY, clk.

Which were read.

And the bill to alter and change the name of Francis Hall, junior, of Queen-Anne's county, endorsed; "By the senate, December 4, 1792: Read the first and second time by especial order and will pass.

"By order,

H. RIDGELY, clk."

Ordered to be engrossed.

A petition from George Jacob Schley, of Frederick county, praying to be empowered to sell certain real estates therein mentioned, was preferred, read, and referred to Mr. Duvall, Mr. Dorsey and Mr. Nelson, to consider and report thereon.

Mr. Oneale, from the committee, brings in and delivers to Mr. Speaker a bill, entitled, An act for the inspection of salted provisions exported from and to the town of George-town, in Montgomery county; which was read the first time and ordered to lie on the table.

The clerk of the senate delivers the following message:

BY THE SENATE, DECEMBER 4, 1792.

GENTLEMEN,

WE can see no reason for altering the principles laid down in our message of the twenty-eighth of November last, respecting the resolution that passed in your house in favour of captain Richard Waters. The state could not enter into an appointment of persons to ascertain the value of the land to which its title proved defective, because there has been no legal decision on the title, and captain Waters seems rather to have delayed the matter by taking a voluntary possession under those persons whose claim is adverse to the state. Costs are never recovered from the state in civil cases, and while this is the law of the land we cannot consent to an exception in favour of an individual. In agreeing to prosecute an ejectment for the land in dispute at the costs of the estate, we have gone as far as we reasonably could, and farther, perhaps, than strict justice demands.

By order,

H. RIDGELY, clk.

On motion, Leave given to bring in a bill for the collection of the county charges in Allegany county. ORDERED, That Mr. Johnson, Mr. Duvall and Mr. Sprigg, be a committee to prepare and bring in the same.

Mr. Duvall, from the committee, brings in and delivers to Mr. Speaker a report on the petition of Overton Carr; which was read the first and second time, and the question put, That the house assent to the resolution therein contained? The yeas and nays being called for by Mr. Oneale, appeared as follow:

A F F I R M A T I V E.

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|-----------|-----------------|----------------|------------|-------------|----------|
| Plowden, | Campbell, | Eccleston, | Contee, | Sappington, | Ott, |
| Wilmer, | Ridgely, | Hollingsworth, | Quynn, | Nelson, | Jacques, |
| Tilghman, | Ridgely, of Wm. | Oldham, | Duvall, | Prall, | Beall, |
| Grahame, | Jones, | Ewing, | Barnes, | Amos, | Bayard, |
| Chapman, | Dashiell, | Clark, | Hutchings, | Driver, | Johnson. |
| Hawkins, | Denwood, | Sprigg, | Beatty, | Loockerman, | 35. |

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