

VOTES AND PROCEEDINGS, NOVEMBER SESSION, 1802.

A F F I R M A T I V E

Harwood, Moore, Stansbury, Love,	Lemmon, Lloyd, Martin, Miller,	Veazey, Wood, Van-Horn, Carr,	Ridgely, Thompson, Lowrey, Shriver,	Kemp, Montgomery, E. Davis, Lytle,	Orrill, Hardcastle, Parviance, Dickson,	Stewart, Cromwell, Smith,
R. Neale, Hebb, W. Neale, Angier, Hatcheson,	Frisby, A. Stuart, Dorsey, Blake, Grahame,	Somervell, Bourne, Jones, Chapman, M'Pherson,	Hyland, Goldsborough, S. Frazier, Keene, Steele,	Quynn, Quinton, Purnell, Wilson,	Young, Swearingen, T. Davis, Selby,	Veitch, Bayard, Sinkins, Tomlinson,

So it was determined in the negative.

The clerk of the senate delivers the following message :

BY THE S E N A T E, NOVEMBER 17, 1802.

GENTLEMEN OF THE HOUSE OF DELEGATES,
WE agree to proceed immediately to the election of a senator to represent this state in the senate of the United States. No gentleman is put in nomination by the senate in addition to those proposed by you. Mr. Kinggold and Mr. Brown are appointed by the senate to join the gentlemen mentioned by you in the examination of the ballots.

By order,

J. B. DUCKETT, clk.

Which was read.

The supplement to an act, entitled, An act for draining part of a branch called The Unicorn Branch, lying in the upper part of Queen-Anne's county, endorsed; "By the senate, November 12, 1802: Read the first time and ordered to lie on the table.

" By order,

J. B. DUCKETT, clk.

By the senate, November 17, 1802: Read the second time and will pass.

" By order,

J. B. DUCKETT, clk."

Ordered to be engrossed.

Report of the trustees of Frederick county academy for 1802, endorsed; "By the senate, November 17, 1802: Read and referred to the consideration of the house of delegates.

" By order,

J. B. DUCKETT, clk."

Which was read, and referred to Mr. Nelson, Mr. Chapman and Mr. Kemp; to consider and report thereon: letter from the governor and council, enclosing a letter from the agent for recovery of the bank stock, endorsed; "By the senate, November 17, 1802: Read and referred to the consideration of the house of delegates.

" By order,

J. B. DUCKETT, clk."

Which was read, and referred to the committee appointed on the communications from the governor and council, and the following resolution :

BY THE S E N A T E, NOVEMBER 17, 1802.

RESOLVED, That the senator to represent this state in the senate of the United States, who shall be a resident of the western shore of Maryland, be elected by ballot, and the person having a majority of the ballots of all the attending members of both houses of the legislature, be declared duly elected to represent this state in the senate of the United States after the third day of March next; and that a commission issue to the said senator appointed as aforesaid, signed by the governor for the time being, or in his absence by the presiding member of the council, in the following words, to wit: The State of Maryland to ———: The General Assembly of Maryland, reposing especial confidence in your integrity and abilities, have appointed you senator to represent this state in the senate of the United States from the third day of March next until the fourth day of March, eighteen hundred and nine. Given under my hand, and the seal of this state, this ——— day of ———, in the year of our Lord one thousand eight hundred and ———, and in the ——— year of the independence of the United States of America.

By order,

J. B. DUCKETT, clk.

Which was read the first and second time by especial order, assented to, and sent to the senate by the clerk. The house proceeded to ballot for a senator to represent this state in the senate of the United States, and the ballots being deposited in the ballot box, the gentlemen named to strike retired, and after sometime returned and reported, that Samuel Smith, Esquire, had a majority of all the attending members of the legislature.

Whereupon RESOLVED, That Samuel Smith, Esquire, be, and he is hereby declared to be, senator to represent this state in the senate of the United States.

Mr. Hatcheson has leave of absence for a few days.

Mr. M'Pherson, from the committee, delivers to the speaker the following report:

THE committee to whom was referred the petition of James Boorman, of Charles county, report, that they have had the same under consideration, and believe the facts therein stated to be true; they are therefore of opinion, that as the petitioner has paid into the treasury the sum of four hundred and forty-two pounds seven shillings and six-pence, in consequence of his father having been security for Benjamin Caswood, former sheriff and collector of public taxes for Charles county, who is since insolvent, it would be reasonable and just