

VOTES AND PROCEEDINGS, NOVEMBER SESSION, 1808.

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the resolution in favour of John Scott, the resolution relative to calling in arms of the state, the resolution in favour of John S. Brookes, and the resolution in favour of Isaiah Green, and others, severally endorsed, "assented to."

The following resolutions were read, assented to, and sent to the senate by the clerk.

RESOLVED, That the treasurer of the western shore be and he is hereby directed to purchase sixty-two copies of the Landholder's Assistant and Land-Office Guide, published by John Kilty, and to pay the amount thereof out of any unappropriated money in the treasury.

RESOLVED, That the governor and council cause the said books to be forwarded and distributed as follows: To the place of the holding of the county courts, three copies, one for the county court, one for the orphans court, and one for the levy court of each county; and two for the court of appeals, one for the high court of chancery, and two for the general assembly.

The resolution authorising the executive to receive proposals for a site for the erection of a building for the manufacturing of arms, was read the second time, passed, and sent to the senate by the clerk.

The engrossed bills No. 111 to 115, inclusive, were read, assented to, and sent to the senate by the clerk.

The house proceeded to the second reading of the amendments proposed to the bill to alter the time of the meeting of the court of appeals, and for other purposes, and the question was put, That the house assent to the same? Determined in the negative.

The following message was read, agreed to, and, with the said bill, sent to the senate by the clerk.

By the HOUSE of DELEGATES, December 25, 1808.

Gentlemen of the Senate,

WE beg leave to return you the bill, entitled, An act to alter the times of the meeting of the court of appeals, and for other purposes, with a hope, that upon reconsideration, you will recede from the amendments proposed by your honourable body. The bill was framed in this house with a view to correct an inconvenience in the present arrangements of the sessions of the court of appeals on the eastern and western shores. The existing laws provide, that the court shall hold two sessions, annually, on each shore respectively, and the judges of the court were of opinion, that the business could be done with more facility by suffering them to hold one session only on each shore for the purpose of hearing causes argued; as the sessions are now arranged the court is restricted to one week only in the summer, and one in the winter, on the eastern shore, which is considered by much too short a time for the transaction of the business, and the bill passed by this house gave no limitation to the session on the eastern shore, thus enabling the judges to get entirely through business at one sitting. The court on the western shore commences on the third Monday of June and December, by which arrangement the summer session is thrown into the hottest season of our climate, and the judges complain of the indispositions produced among them by this cause. Many members of the bar, and most of the suitors and farmers, who it is presumed would be anxious to attend their harvests, which they cannot do if the system remains as it is at present, or as contemplated by your amendment. By having a session on the eastern shore in the winter, the judges are obliged to pass and re-pass the bay at an inclement season, and for this cause are often prevented from attending the court until it is too late to engage in business with any expectation of getting through it so as to enable them to return to Annapolis to hold the court on the western shore at the appointed time. By referring to the arrangements of the several courts through the state it will probably be found that the sessions of the court of appeals cannot be advanced to earlier periods without deranging many of the county courts, and the amendments proposed by you, which brings the session of the eastern shore court of appeals to the second Monday in November, interferes with the courts of Baltimore, Worcester, Talbot, Montgomery and Washington counties. In fine, we believe that no alteration can be made so convenient as that contemplated by the bill which passed this house, and as the sessions on the eastern shore are too limited in their duration, one of them occurring at an inclement season, and one of those on the western shore being necessarily thrown in the hottest weather, and continuing through the busiest time of the year, we take the liberty to express a hope that you will recede from your amendments, and pass the bill in its original form.

By order,

J. BREWER, clk.

The clerk of the senate delivers the bill to incorporate a company to make a turnpike road from near Ellicott's lower mills to George-town, in the district of Columbia, endorsed, "will not pass." Also the supplement to the act, entitled, An act to authorise William Handy and James Ritchie to sell and dispose of the real estate of Isaac Handy, late of Somerset county, deceased, the bill to extend Centre street in the northern precincts of the city of Baltimore, and to build a bridge therein across Jones Falls, and the supplement to the act, entitled, An act to confirm and make public a road therein mentioned, severally endorsed, "will pass." Ordered to be engrossed. Also the resolution relative to the investments, endorsed, "dissented from." And the following message:

By the SENATE, December 25, 1808.

Gentlemen of the House of Delegates,

WE have rejected the resolution respecting the investments. If your house will originate a resolution investing the sum of sixty thousand dollars in the stock reserved in the Farmer's Bank of Maryland, the sum of forty thousand dollars in the stock reserved in the Mechanics Bank of Baltimore, the sum of five thousand dollars in