

therefrom, within six months after the drawing thereof, to the payment of any prizes to whom they shall be due, and that after deducting the necessary expenses incurred in the management thereof, they shall pay to doctor James Smith, out of the profits arising from said lottery or lotteries, for the purpose of defraying any extraordinary expenses which may be incurred by him in carrying this law into full effect, the sum of two dollars and fifty cents for each and every person he may vaccinate in the state of Maryland, free of any charge for the same, and moreover shall apply all the residue of the profits arising from said lottery to purchase a piece of ground, in the city or precincts of Baltimore, and to put thereon a convenient building for a vaccine institution, to be held for ever after as the property of the state of Maryland, for the purpose aforesaid, which establishment, when completed, shall be known and distinguished by the name and appellation of The Maryland Vaccine Institution, and shall be placed under the care, direction and superintendence, of the aforesaid doctor James Smith, who is hereby appointed physician to the same as long as he may continue to preserve the vaccine matter for the use of the citizens of this state; and on the death, resignation, or failure of the said doctor James Smith to preserve the vaccine matter, then the governor and council for the time being shall appoint a proper person to superintend the same until the next meeting of the general assembly which shall happen thereafter; and the said bond shall be lodged in the clerk's office of Baltimore county, to be there recorded; and upon such bond, or any office copy thereof, suit or suits may be instituted for any breach or non compliance with the condition thereof." The yeas and nays being required, appeared as follow:

<b>A F F I R M A T I V E.</b>								
Messrs	Plater	Ireland	Randall	Gale	Physick	Prideaux	Streett	Jump
	Hebb	Stuart	Stevens	Cottman	Calvert	Schley	Holbrook	Worthington
	Angier	Chapman	P Spencer	Groome	Boyle	Forwood	Willis	Tabbs
	Harris	Harryman	Seth	Veazey	J E Spencer	Davis	Driver	Reid
	A Dorsey	M Brown	Winder	J S Moffitt				36
<b>N E G A T I V E.</b>								
Messrs	Grahame	Lecompte	Sands	Quinton	J Thomas	Bowles	S Thomas	Hilleary
	C Dorsey	Griffith	J Brown	Wilson	Baer	Cellar	Wharton	Bayard
	Bayly	Frazier	Hopper	Hayward	Archer	Gaither	Veatch	Cresap
	Lucas	Herbert						26

So it was resolved in the affirmative.

On motion by Mr. Worthington, the question was then put, That the word "annual" be stricken out of the sixth clause? Resolved in the affirmative.

On motion by Mr. Chapman, the same was recommitted for amendment.

Mr. Randall delivers a bill, entitled, An act to lay out and straighten a road in Baltimore county, and to repeal the acts of assembly therein mentioned; which was read the first time and ordered to lie on the table.

Mr. Francis Magruder, a delegate returned for Prince-George's county, appeared, and after qualifying in the mode prescribed by the constitution and form of government, and taking an oath to support the constitution of the United States, took his seat in the house.

On motion by Mr. Archer, the following message was read, agreed to, and sent to the senate.

By the HOUSE of DELEGATES, November 27, 1809.

*Gentlemen of the Senate,*

AN act, entitled, An act for the relief of Clement Brooke, of the city of Baltimore, who is now in confinement in the public gaol of Baltimore, and whose family is in distressing circumstances in the state of Ohio, having passed the general assembly, we propose, should it meet the concurrence of your house, to meet immediately in the senate chamber, for the purpose of having the engrossed bill aforesaid signed by the governor.

By order,

J. BREWER, clk.

The engrossed bill No. 23, was read, assented to, and sent to the senate.

The further supplement to an act for the better regulation of apprentices, was read the second time, and, on motion by Mr. Seth, the question was put, That the words "the justices of the levy courts" be stricken out? Resolved in the affirmative.

The question was then put, Shall the said bill pass? The yeas and nays being required, appeared as follow:

<b>A F F I R M A T I V E.</b>								
Mrs	M Brown	P Spencer	Veazey	Physick	Magruder	Archer	Worthington	S Thomas
	Randall	Seth	J S Moffitt	Calvert	J E Spencer			
<b>N E G A T I V E.</b>								
Messrs	Plater	Williams	Stevens	Frazier	Hopper	Schley	Driver	Wharton
	Heub	Grahame	Bayly	Griffith	Prideaux	Forwood	Jump	Veatch
	Hopewell	Ireland	Winder	Groome	Quinton	Davis	Bowles	Hilleary
	Blakistone	Stuart	Gale	Herbert	Wilson	Streett	Cellar	Bayard
	Angier	Chapman	Cottman	Sands	Hayward	Holbrook	Tabbs	Cresap
	Harris	C Dorsey	Lucas	Boyle	J Thomas	Willis	Gaither	Reid
	A Dorsey	Harryman	Lecompte	J Brown	Baer			53

So it was determined in the negative.

On motion by Mr. C. Dorsey, the question was put, That leave be given to bring in a bill, entitled, An act to alter and abolish all such parts of the constitution and form of government as require an appointment of a council to the governor, and to regulate the powers of the governor? The yeas and nays being required, appeared as follow: