

VOTES AND PROCEEDINGS, NOVEMBER SESSION, 1809. 101

and Mr. J. E. Spencer delivers a bill, entitled, An act authorising Solomon Scott, late sheriff of Queen-Anne's county, to complete his collection; which were severally read.

The house, according to the order of the day, proceeded to the second reading of the bill to authorise and empower the president, managers and company, of the Baltimore and Frederick-town turnpike road to collect tolls on the bridge erected over the river Monocacy; and, on motion by Mr. Chapman, the following amendment was carried: Strike out the word "further" in the 7th line of the 2d page.

On motion by Mr. Worthington, the following amendment was agreed to: To the end of the bill add, "pro- and Frederick-town turnpike road to receive from the whole tolls of said road, including the tolls which may arise from said bridge, more than the sum of ten per centum per annum over and above all charges and deductions whatever, and as soon as the tolls on said road, including the tolls on said bridge, shall neat to the said stockholders the sum of ten per centum per annum from the first investment of their monies in said stock, over and above all charges and deductions whatever, that then, after such time, the said bridge shall be and remain free from all tolls whatever, in the same manner as it has been considered before the passage of this act."

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

A F F I R M A T I V E.								
Messrs Hebb Hall Angier	W Moffitt A Dorsey Williams	Blake Chapman Harryman	M Brown Randall Frazier	Groome Magruder	J Brown J E Spencer	Worthington Bland	Gaither Wharton	20
N E G A T I V E.								
Messrs Plater Hopewell Harris Belt Grahame	Ireland Wilkinson Stuart P Spencer Seth	Bayly Winder Cottman Lucas Lecompte	Griffith J S Moffitt Calvert Herbert Perrie	Sands Boyle Hopper Wilson J Thomas	Baer J H Thomas Schley Archer Davis	Streett Willis Jump Bowles Tabbs	S Thomas Veatch Hilleary Bayard Reid	40

So it was determined in the negative.

On motion by Mr. Chapman, the following resolution was read:

RESOLVED, That all further proceedings be stayed on a judgment obtained against Bennett Hamilton and Charles Sewell, securities of Charles Mankin, at the suit of the state, until the first day of January, 1812.

The house proceeded to the second reading of the bill to establish a permanent salary for the chief justice of the court of oyer and terminer and gaol delivery for Baltimore county.

On motion by Mr. Worthington, the question was put, That the following be inserted after the words "per annum?" to wit: "and the clerk of the court of oyer and terminer and gaol delivery for Baltimore county, shall be and he is hereby authorised and directed, to pay quarterly, out of any monies which may be in his hands arising from licenses granted by the said court, to the said chief justice, or to his order, the salary which he is hereby entitled to receive, commencing the same from the first day of September last past, provided that all other laws respecting the salary of the said chief justice be and the same are hereby repealed." The yeas and nays being required, appeared as follow:

A F F I R M A T I V E.								
Messrs Plater Hopewell Hall Angier	Harris W Moffitt Belt A Dorsey	Williams Wilkinson Stuart Chapman	Harryman M Brown Randall P Spencer	Seth Winder Griffith Groome	Sands Boyle J Brown J E Spencer	Schley Davis Worthington Bland	S Thomas Wharton Bayard Reid	32
N E G A T I V E.								
Messrs Hebb Ireland Blake	Bayly Lucas Lecompte	Frazier J S Moffitt Calvert	Hopper Wilson J Thomas	Baer J H Thomas Archer	Streett Willis	Jump Bowles	Gaither Hilleary	21

So it was resolved in the affirmative.

On motion by Mr. J. H. Thomas, the question was put, That the following be inserted after the said amendment? to wit: "And be it enacted, That the justices of the levy court of Baltimore county shall levy, on the assessable property of Baltimore county, the sum of sixteen hundred dollars annually, which they shall pay over to the treasurer of the western shore, in return to the state for the said sum of sixteen hundred dollars herein before directed to be advanced for the payment of said judge's salary out of monies arising from licenses, the said monies being part of the annual funds of the state." The yeas and nays being required, appeared as follow:

A F F I R M A T I V E.								
Messrs Hebb Grahame Ireland	Blake Bayly Lucas	Frazier Calvert Herbert	Magruder Perrie Wilson	J Thomas Baer J H Thomas	Willis Jump	Bowles Gaither	Veatch Hilleary	21
N E G A T I V E.								
Messrs Plater Hopewell Hall Angier Harris	W Moffitt Belt A Dorsey Williams Wilkinson	Stuart Chapman Harryman M Brown Randall	P Spencer Seth Winder Griffith Groome	Sands Boyle J Brown Hopper	J E Spencer Schley Archer Davis	Streett Worthington Bland Tabbs	S Thomas Wharton Bayard Reid	36

So it was determined in the negative.

On motion by Mr. Worthington, the question was put, That the following words be stricken out? to wit: "to be raised on the assessable property of Baltimore county in the same manner that the salary has been heretofore levied and paid." Resolved in the affirmative.