

entitled, An act further to provide for the payment of future instalments of the state's subscription for stock of the Baltimore and Ohio rail road, and Chesapeake and Ohio canal companies, severally endorsed "will pass." Ordered to be engrossed. Also the bill, entitled, An act for the relief of William Clare, late collector of the tax for Calvert county; also the bill, entitled, An act to incorporate the American Institute at Mount Saint-Mary's; also the bill, entitled, An act authorising the commissioners of the town of Havre-de-Grace, in Harford county, to build a wharf in the river Susquehanna, at the termination of St. Clair street, otherwise known by the name of Brown's Point, in said town; and the bill, entitled, An act to authorise the Baltimore and Susquehanna rail road company to construct a lateral rail road to Westminster, and for other purposes; severally endorsed, "will pass with the proposed amendments" which amendments were severally read the first and second time by special order, assented to, and the bill ordered to be engrossed; Also the bill, entitled, An act to authorise William D. Mercer, of Cecil county, to remove the negro slave therein mentioned into this state; and the bill, entitled, An act to provide for the consolidation and distribution of the several school funds; severally endorsed "will not pass." And delivered the following message:

By the Senate,

February 5, 1831.

Gentlemen of the House of Delegates,

The senate have rejected, and now returns the bill entitled, An act to provide for the consolidation and distribution of the several school funds. As the bill appropriates and distributes funds in the treasury, the senate has no constitutional power to amend it: and as its provisions present insuperable objections to the passage of the bill in its present form, the senate is constrained to reject it, altho' approving highly of the general object. By the act passed at December session 1825, chapter 162, section 26, the state has expressly declared and pledged herself, that all the funds hereafter to be assigned and appropriated for the support and maintenance of public instruction, as relating to primary schools, shall be apportioned and distributed among the several counties of this state, and to the city of Baltimore, according to the ratio of the white population, as ascertained by the last preceding census of the United States'.—And this enactment, the senate feels unwilling to disturb.

By order,

Louis Gassaway, Clk.

Which was read,