

the State of Maryland to a heavy amount of expense, all of which might be avoided without doing any injustice to either one of said persons claiming a seat here, if this House would agree to appoint a commissioner for the purpose of taking the testimony in the county where all the witnesses reside:—Therefore,

Ordered, That Geo. G. Brewer be and he is hereby appointed commissioner for the purpose aforesaid, with full power and authority to take all the testimony in said case and to report the same to this House as early as practicable.

Which was read the first, and by special order the second time.

Mr. Constable moved the previous question, and being demanded by a majority of the members present, said main question was then put, will the House adopt the said substitute?

Determined in the negative.

The question then recurred on concurring in the report from the minority of the committee, on being put,

Determined in the negative.

The question then recurred on concurring in the report from the majority, and being put,

On motion of Mr. Mason,

The yeas and nays were required and appear as follows:

AFFIRMATIVE.

Messrs. Coad	Long	Selby
Blakistone	Humphreys	Hearn
Constable	Frazier	Biser
Ridgely	Tall	Simmons
Owens	Phelps	Firor
Estep	Foard	Thawley
Dalrymple	Cameron	Gaither
Hellen	Heckart	Waters
Bowling	Sprigg	Dade
Bruce	Tuck	Berry
Holmes	Maccubbin	Parke
Lloyd	Bowie	Bramwell
Colston	Welch, of A.	Hook—40.
Cottman	Bravard	

NEGATIVE.

Messrs. Hammond	Sutton	Seidenstricker
Poultney	Hope	Gallagher
Risteau	Polk	Mason
Stansbury	Giles	Byer
Martin	Le Grand	Newman
Wilmer	Graves	Mr. Speaker—18.

So the report of the majority was concurred in.

On motion of Mr. Winder he was excused from voting on the report of the majority of the committee.

The Secretary of State delivered the following communication from his Excellency the Governor:

[See Document L.]

Which was read.