

VOTES AND PROCEEDINGS

The investigation made by the senate into the conduct and character of judge Hollingsworth, has satisfied them that he has failed to give that attendance on the courts which the nature of his appointment and the public interest required. But from the testimony exhibited to the senate, they are not satisfied that the charge of intemperance is sufficiently supported, or that Judge Hollingsworth has, from that cause, been rendered incompetent to the discharge of the duties of a judge. With this explanation of their reasons, the senate assent to the resolution.

By order,

R. HARWOOD, Clk.

Mr. Hughlett from the committee reported a bill, entitled, An act to provide for schools and for the promotion of education in Caroline county; which was read the first time and ordered to lie on the table.

On motion of Mr. Winchester, Leave given to bring in a bill, entitled, An act relating to insolvent debtors in Baltimore county. Ordered, That Messrs. Winchester, Winder and Taney, be a committee to prepare and bring in the same.

The senate resumed the consideration of the bill relating to the election of the senate.

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

AFFIRMATIVE.

Mr. Hughlett, Taney, Van-Horn, Winder. 4.

NEGATIVE.

Mr. President, Messrs. Dorsey, Emerson, Gale, Hollyday, Leigh, Magruder, Winchester. 8.
So it was determined in the negative, and the bill sent to the house of delegates by the clerk.

BY THE HOUSE OF DELEGATES, January 30, 1817.

RESOLVED, That the treasurer of the western shore be and he is hereby directed, to pay unto Peregrine Bantham, of Kent county, late a private in the revolutionary war, annually, in quarterly payments during life, a sum of money equal to the half pay of a private, as a further remuneration for those services by which his country has been so essentially benefitted.

By order,

L. GASSAWAY, Clk.

BY THE HOUSE OF DELEGATES, January 30, 1817.

RESOLVED, That the executions against the securities of Thomas Pollard, late sheriff of Allegany county, on judgments already obtained, or hereafter to be obtained, at the suit and in the name of the treasurer of the western shore of Maryland in Allegany county court, shall not be executed or levied before the twentieth day of January next, provided the said securities severally, or together, as they may be sued, shall with security to be approved by the clerk of the said county, confess judgment in the several cases.

RESOLVED, That the sheriff of said county shall require the payment of interest upon the judgment above mentioned only from and after the twentieth day of January aforesaid.

By order,

L. GASSAWAY, Clk.

BY THE HOUSE OF DELEGATES, January 30, 1817.

RESOLVED, That the state of Maryland release to the trustees of Charlotte Hall school the interest which is now due, or may hereafter become due, on the sum of one thousand pounds loaned by the state to the trustees of said school.

By order,

L. GASSAWAY, Clk.

Which were severally read the first time and ordered to lie on the table.

The senate adjourns until to-morrow morning 9 o'clock.

SATURDAY, February 1, 1817.

The senate met. Present the same members as on yesterday, except Mr. Van-Horn and Mr. Winder. The proceedings of yesterday were read.

The bill, entitled, An act to suppress duelling, was read the second time, and the question put, Shall the bill pass? The yeas and nays being required, appeared as follows:

AFFIRMATIVE.

Mr. President, Mr. Dorsey, Mr. Gale, Mr. Hollyday, Mr. Hughlett, Mr. Leigh, Mr. Magruder, Mr. Taney.—8.

NEGATIVE.

Mr. Emerson.—1.

So it was determined in the affirmative.

The following message was prepared, read and adopted, and sent to the house of delegates.

BY THE SENATE, February 1, 1817.

Gentlemen of the House of Delegates,

We propose with your concurrence to close the session on Wednesday next.

By order,

R. HARWOOD, Clk

The bill, entitled, An act to appoint trustees for the sale of the real estate of Samuel Robertson late Montgomery county, deceased, was read the second time and will pass with the proposed amendments.

Amendments proposed. 1. After the word "state" in the 2d line of the second section insert the following: "And any person interested in such sale shall have a right to a copy of such bond, paying the usual fees therefor, and an action may be maintained in the name of the state for the use of the party interested and apprehending himself or herself aggrieved, and judgment may be by such party recovered upon such action for the damages by him or her actually sustained, and the plea of non est factum shall not be received to any such action unless the same is verified by the affidavit of the defendant or defendant tendering the same." 2. After the word "to" in the 6th line of the 4th section insert the following: "not exceeding the one seventh nor less than the one-tenth of the net amount produced by the said sales or sales after deducting expenses." 3. In the 7th line of the 5th section strike out the words "possess of," and insert "seized, and wherein she is entitled to dower."

The following message was prepared, read and adopted.

BY THE SENATE, February 1, 1817.

Gentlemen of the House of Delegates,

The senate accede to your proposition relating to the appointment of a director on the part of the state in the Farmers and Merchants Bank of Baltimore, and are ready to proceed immediately to