

Senate 1861 December Session

1. Mr Smith submitted an order that the seat of the senator from Baltimore City be declared vacated and that the President of the Senate issue a warrant for a new election which was referred to the committee on Judicial Proceedings on 4 Dec. 1861. Resolutions concerning the seat of the senator from B.C. were read a third time ^{12 Dec. 1861} and passed unanimously as follows;

Whereas the Hon Coleman Yellott, Senator from Baltimore City, has during three successive sessions of this body, absented himself from his seat therein without assigning any reason thereof; and whereas, it is a matter of public notoriety, established also by testimony before the Committee on Judicial Proceedings, that the senator has gone to the State of Virginia, and has no intention of resuming his seat in this Senate; and whereas it is right and proper that in these times of public peril the large and populous city of Baltimore should be represented here.

And whereas, The Constitution of Md. provides that, in the event of the removal of a senator from the county or city for which he shall have been elected, the President of the Senate shall issue a warrant of election for another person in his place. therefore... [warrant was issued 12 to 5] Marcus Denison appeared as senator for B. City on 13 Jan 1862.

2. The Senate met 3 December 1861 being the day appointed by the Proclamation of the Governor in extraordinary session.

3. On December 9 a letter to the president was received from Andrew J. Lynch stating reasons why he was absent from his seat as senator from Baltimore C. Dr Lynch was arrested on 13 September by the General Government and imprisoned at Fort McHenry, Fortress Monroe, Fort Lafayette and finally at Fort Warren, Boston Harbor, from whence his petition.