

chancellor's salary at pleasure, which was opposed by the Senate, as far as it was in their power; on the ground, that it could not be, in any manner, constitutionally diminished during the continuance of his commission.

*Second*, That the provision, requiring the salaries of the chancellor and judges to be *secured* to them *during the continuance of their commissions*, was suggested to the American people by the great national controversy, which terminated in their independence, as a necessary safeguard of their rights; and, after more than ten years consideration, was carefully inserted in the Declaration of Rights of Maryland.

*Third*, That the *thirtieth* article of the Declaration of Rights is, in every particular, clear and unambiguous; in all respects much more so than the corresponding English statute of the year 1700; and this article positively obliges the legislature to *give* a salary to the chancellor, and to *secure* it to him *during* the continuance of his commission, without *diminution*.

*Fourth*, That, owing to the revolutionary war, and the pecuniary and fiscal embarrassments of the State, during the first nine years after the establishment of the Republic, no salaries, of any kind, could be regularly paid; and, therefore, no salary was constitutionally secured to the chancellor during that time.

*Fifth*, That, during that time, the General Assembly repeatedly and solemnly alleged the *inability* of the State, as the *sole and only* reason why they did not *secure* to the chancellor a salary as they were required to do by the constitution.

*Sixth*, That the chancellor's salary, from the November session of 1785, to December session 1824, has been several times added to and increased; but never, in the least, or in any way, diminished, or attempted to be diminished.

*Seventh*, That the distinction between the constitutional *salary* of the chancellor, and the *compensation*, which was, for many years, given to him as *judge of the land office*, is clear; and one, that has been always well understood. The one must be, and is *secured during the continuance of his commission*; but the other had been given *during the pleasure of the legislature*.

*Eighth*, That the act of 1798, ch. 86, is not an ordinary act of legislation; but, is one which must be controlled, and is continued by force and operation of the *thirtieth* article of the Declaration of Rights.

*Ninth*, That the distinction between the *amount*, the *duration*, and the *appropriation* for the payment of the chancellor's salary is