

and against the next kin and distributees of the estate of the said John T. Gray, to recover said interest money; and CHAP. 260.

WHEREAS, A demurrer interposed by some of the next of kin of said John T. Gray to test the legality of the State's claim to said interest has been argued and decided in favor of the legality of said claim by the Circuit Court No. 2 of Baltimore City, and is now pending on an approval in the Court of Appeals of Maryland for said decision on said demurrer by the Circuit Court No. 2 of Baltimore City; and Preamble.

WHEREAS, The said Circuit Court No. 2 in its opinion recognized and declared: (A) That there was a great and irreconcilable conflict in the decisions in the different jurisdictions in this country as to the legality of the retention, by an official receiving public funds to his own use, of money received as interest on such public funds, and (B) that the following what was at the time the established practice of officials receiving public funds, justified no criticisms or reflection upon the personal or official integrity of the said John T. Gray, and

WHEREAS, the only fund out of which the State of Maryland could obtain satisfaction of such decree, if any, as it might ultimately obtain, is a trust fund of thirteen thousand one hundred and thirteen dollars (\$13,113.00) in the hands of The Baltimore Trust and Guarantee Company for the support and maintenance of six infant and orphaned grandchildren of the said John T. Gray; and

WHEREAS, Said trust fund is the sole support of said grandchildren, one of whom is a helpless cripple; and,

WHEREAS, Both the Attorney-General of the State and Edgar H. Gans, Esq., one of the private counsel retained to prosecute said claim, have, in writing, advised the Comptroller that said claim is a proper claim for compromise; and

WHEREAS, Said Edgar H. Gans, Esq., has expressed himself as willing to accept the sum of five hundred dollars (\$500.00) as full compensation for all professional services rendered by him in said case of the State against Gray, and Benjamin A. Richmond, Esq., the other special counsel retained in said case by the State officers has expressed himself as willing to accept the sum of one hundred and fifty dollars (\$150.00) as full compensation for all professional services rendered by him in said case of State against Gray; and

WHEREAS, It appears to the General Assembly of Maryland that the case of the said infant and orphaned grandchildren presents a strong case for equitable relief, and that the demand of justice will be satisfied if The Baltimore Trust and Guar-