

AN ACT authorizing and directing the building commission for the building of the annex to the State House to pay out of any money due or to become due Henry Smith & Sons, contractors for building the annex to the State House, to the firm of C. W. Martin & Co. the sum of three hundred and thirty-one dollars and forty-nine cents for the material furnished in the construction of said State House annex.

Preamble.

WHEREAS, The firm of C. W. Martin & Co. of Annapolis, Maryland, furnished to Culver & Fitzpatrick, sub-contractors working under Henry Smith & Sons, material for the construction of the State House annex to the amount of three hundred and thirty-one dollars and forty-nine cents, which material was used in the construction of said annex, and which amount the said Culver & Fitzpatrick refused to pay; and

WHEREAS, Under the laws of this State a mechanics' lien cannot be laid upon State property; and

WHEREAS, Under the circumstances it was the duty of the said Henry Smith & Sons to see to the payment of all materials,

Sum of money reserved.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the building commission for the building of the State House annex are hereby authorized to reserve out of any money due Henry Smith & Sons by the State of Maryland for the building of said annex the sum of three hundred and thirty-one dollars and forty-nine cents, being the amount due the said firm of C. W. Martin & Co. for materials furnished as aforesaid, and to pay over the same to the said C. W. Martin & Co. in full payment of the said amount due them.

SEC. 2. *And be it enacted,* That this Act shall take effect from the date of its passage.

Approved April 9, 1906.