

Rents for other than the above Warehouses; taking care to keep the property in repair - out of said Rents, and to pay over to the Treasurer of the Western Shore, such balance as may be, remain after necessary repairs; and generally to take special care of the property of the State in the City of Baltimore. For these services and such others as may be thought by the Executive necessary in connection with said property, you are hereby authorized to receive the Wharfage, that is customary for vessels lying at said Wharves, which are not receiving or discharging Goods: but those latter are, in no instance to be charged Wharfage. The receipts of Wharfage by you, the infallible for all services hereby required of you and your acceptance of this agency will be considered your acquiescence in the arrangement hereby contemplated.

Very respectfully your Obedt Servt.
H. G. Culbreth Clerk of
the Council.

The following communication from the Treasurer of the Western Shore was laid before the board viz:

Western Shore Treasury
Annapolis, 16th August 1827.

Sir the act of 1825 Chapter 154, authorized the Governor and Council to build or purchase Warehouses for the inspection of Goods, in the City of Baltimore, and to pay for them by drafts upon the Treasurer, payable out of the receipts from that source of revenue, the whole of which for these purposes, placed under their control.

The Act of 1826 Chapter 250, appoints Commissioners with authority to value certain property, in the said City, selected for the purpose, under the direction of the Executive, & vests in the State all rights, titles, and the payment of, or offer to pay, their valuation, of which payment, or offer to pay, the Commissioners' recorded Certificate is the sufficient evidence. - Yet who is to pay or offer to pay, or out of what fund, is not expressly stated.

Chap 252 of 1826 proposing to provide for paying for the said property merely authorizing the Treasurer to borrow the money. Now the purpose of the Legislature to have the property valued, paid for and indemnified, for the use of the State, is very clear, and the Treasurer, therefore, is anxious that its accomplishment should not be delayed, or defeated, if it may be avoided. It has occurred to him, that the Executive, having been originally charged with procuring these Warehouses for the State, and being now made Director of this proceeding for the condemnation of the property in the act mentioned, may, by implication, be considered authorized also to offer, (through the Commissioners) to pay, and if the offer be accepted, to pay the said valuation to those entitled, by drafts in favour of them, respectively, on the Treasurer in the usual form. His borrowing the money to pay them is but in anticipation of the revenue properly subjected to the control of the Executive for this identical purpose, and pledged for the payment of the debt to be contracted for its present accomplishment. And even if the authority of the Executive to pay may not be very clearly deduced from the provision of the act aforesaid, he