

when I will lay your letter before them, and advise you of their determination.

P.S. I write the foregoing immediately upon receiving your letter, & in which I have referred to the Constitution and apprehend there will be some difficulty unless Capt. Bennett shall decline receiving the commission, or Capt. Evans shall waive his claim to it. The appointment being actually made, it seems to me that the Executive have no power to revoke it. I should presume however, that Capt. Bennett would be unwilling to hold a commission granted to him under this apprehension of the claims of another, and that upon the facts of the case being made known to him, he would decline receiving it unless with the approbation and consent of Capt. Evans.

Very respectfully  
Yours  
J. C. Fullbright

Colo Robert Stewart  
White Horse  
Somerset County.

Gentlemen,

Council Chamber  
Annapolis, Dec 17 1833.

Your communication dated the 21<sup>st</sup> ult. was received yesterday. Upon referring to the Resolution of the General Assembly, act 45 of December Session 1831, making an appropriation for the removal of obstructions in Chester River, I find this provision "that the commissioners shall not draw for any part of the sum here appropriated, until they or a majority of them, shall certify to the Governor, that they have contracted for the removal of the impediments aforesaid, and have taken bond with security by them approved in a separate & double the amount hereby appropriated to secure the performance of the same." You have not certified that you have taken the bond required by the Resolution of the General Assembly, nor have you specified any sum contracted to be paid, or which you wish to be advanced at this time; consequently the Governor is not now authorized to draw upon the Treasury in your favour. As soon as the terms of the Resolution may be complied with, advances will be made you, from time to time, as you may require, not exceeding in the whole the sum appropriated by the General Assembly.

Very respectfully  
Yours  
J. C. Fullbright

Mrs William Kirby  
George O French and Co. Commissioners  
John M. Conroy  
Sudlers & Sons  
Queen Anne's County.

Council Chamber  
Annapolis Dec 15 1833

Sir, By direction of His Excellency Governor Thomas, I have the pleasure of requesting you to have made two more swords, one for Colo Nathan Towson, now Paymaster General of the United States Army, and the other for Capt John Gallagher of the United States Navy. These swords are to be presented by the State of Maryland to them.