

Council Chamber
Annapolis March 14 1834

To His Excellency
G. P. Bennett
Governor of the State of Delaware.

Sir, Charles B. Shaw Esquire
Engineer on the part of the State of Virginia, and John A. Alexander Esquire
Engineer on the part of this State, for making a Survey of the East and West
between Cape Charles and Lewis Town Creek, proposed to meet in the City of
Baltimore on the 10th of next month for the purpose of making the necessary
arrangements to proceed with the execution of their duties as soon as practicable.
They would be glad to hear from the Commission on the part of the State of
Delaware, and not knowing where to address them have requested that their
attention be invited to the subject through your Excellency, that a time
and place of meeting for commencement of operations may be mutually
agreed upon.

I have the honor to be your
Excellency's most Obedt. Servant

Wm. C. Calvert
of the Council.

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Sir,

Your letter of the 25th ultimo acknowledging the receipt of a
commission from the Executive as a Representative of the State at all
future meetings of the Stockholders of any and every Joint Stock Companies
which have been or may hereafter be incorporated to make Roads and
Canals" was duly received and submitted to the Governor and Council.
The Law under which the appointment was made was passed
at December Session 1832 Chapter 318, and the whole authority is vested
upon the Executive was to appoint and commission three suitable
persons to represent the State at the meetings of Stockholders of Joint Stock
Companies referred to in ~~the said~~ act. The Constitution makes it the duty
of the Executive to appoint, annually, all Civil Officers who do not hold
commissions during good behaviour. And under the combined authority
of the Constitution and the act of Assembly, the recent commissions to you
self and others as Representatives as aforesaid were issued. The authority
and duty of the Representatives when appointed is conferred and prescribed
by the act of the Legislature, without any dependence upon, or control
by, the Executive. The Governor and Council could not therefore
without an assumption of authority, have accompanied the commissions
to the Representatives with any other "Statement of the duties imposed upon
them" than what the commissions indicated, and which was prescribed
by the Law. It is perhaps proper for me to add that previous to the
passage of the act of December Session 1832 the Executive was required
by Law to appoint a single Representative in meetings of all Joint Stock
Companies for making Roads or Canals in which the State was interested, and
that under that general authority Representatives had been appointed in meetings
of the Baltimore and Ohio Rail Road Company, the Chesapeake and Ohio
Canal Company, and the Baltimore and Annapolis Road Company,
and not in any other.

I am wholly at a loss to account for your not receiving