

enquire and report to the Governor on or before the 1<sup>st</sup> of October next and at your earliest convenience the effectors under your command distinguishing the several kinds & the number of arms belonging to each - You will also be pleased to enquire the number of men accustomed to parade and the number of those who may not have done so for the last twelve months and to give any other information which may appear to you material for enabling the Governor to collect all arms belonging to the State which may not be in useful service.

To

George H. Stewart

Major Genl. Light Division of  
Maryland Volunteers.

Yours Respectfully

Your Obedt Serv<sup>t</sup>

John McLean

Secretary of State

Annapolis Aug<sup>th</sup> 26<sup>th</sup> 1839.

Sir,

I have been directed by the Governor to refer you to the act of 1832 Chap 318 creating the Representatives of the State and presenting their duties and compensation.

This construction of the Law does not authorize the allowance of compensation except for the time actually employed in attending the meetings of the companies in which the State is interested or during which the Representatives may be necessarily absent from home for that purpose. This construction is based upon the first section which prescribes the duty of the Representative to be attendance at the meetings of the companies. However necessary it may be to spend time in the clock both before and after meetings for the purpose of discharging with honour to the Representative the duties that may be supposed to be concerned by the appointment, he does not consider it a charge which he can recognize under the law.

The justice of a charge founded upon the time occupied otherwise than in the meetings and going to and returning from them might appear successfully to the Legislature who have tried but cannot regulate the conduct of the Executive to whom has been entrusted the execution of the law as it is written.

The Governor has also directed me to say it has been usual and he would prefer to have the account of all the representatives at the end of the