

Esquire; and he requested the action of the Legislature thereon.
I send you herewith a copy of the Journal of the proceedings, of the House of Delegates of the 18th inst. containing a report on that subject by the Judiciary Committee, which has been reported to by the House, and is final, unless the Senate should originate proceedings to the contrary, which may be hereafter concurred in by the House. This, however, is not at all probable. The Governor therefore deems it proper to advise you of the present condition of the case, and to recommend a suspension of further proceedings, as an additional reply to your former communication requesting instructions.

Very Respectfully

Wm. W. O'Neal

Secretary of State

Secretary of State

New York June 3rd 1853

Sir,
I had the honor to receive your letter of the 2nd May, with a copy of the proceedings of the House of Delegates of the 18th in relation to the case of the fugitive slave of "Thomas Eag". The next day after its receipt the case was called in its order on the Calendar of the Supreme Court, and I allowed it to be taken for the term. In all cases of the kind, it is made the duty of the District Attorney, by our laws to appear on behalf of persons claimed as fugitives from Service, a duty which that officer usually performs with alacrity, as he is entitled to make an extra charge, to the County for his services if unsuccessful. If this case be abandoned, he will probably deem it his duty, at the next term, to take a rule, affirming the decision of the Court below, but whether he will insist upon doing this with costs, I am unable to say.

My costs in the case, exclusive of Counsel fees amount to \$121.62, of which about \$20. are disbursements, necessarily paid in the course of its prosecution. My deceased father, David Graham Esquire, having in his life time secured a reasonable Counsel fee, I shall of course charge none, although I have rendered services of Counsel in the preparation of points &c. for the argument of the case.

These proceedings having been instituted, in pursuance of a resolution of the Legislature of Maryland, I presume that some provision has been made by law to meet the expenses.

Have the goodness to inform me, in your reply,