

circumstances for her longer to retain the sword which was presented to him by the State of Maryland, for distinguished services and meritorious conduct in the actions of the "Hornet" ship of war, with the "Peacock" and "Penguin" in the last war with Great Britain and has therefore returned the same to the State. Therefore

Be it Resolved by the General Assembly of Maryland that we have learned with profound regret, the deep wound which the act of the retiring Board made upon the generous and sensitive spirit of Captain Smoot; and that he has departed this life under a sense of great wrong and injustice done him by the Country which he so faithfully and honorably served; and that he was not spared by an all-wise Providence to receive the reparations which Congress has subsequently provided, to all who felt themselves aggrieved by the act of the Board aforesaid.

And be it further Resolved, That in receiving the sword that has thus been returned to the State we do not consider that it has been sullied or tarnished in the custody of its late possessor; but we reiterate the high consideration and proud satisfaction which the people of Maryland now and have ever felt for the gallant services and meritorious conduct displayed by the deceased in the actions aforesaid, and for the many distinguished services which he has rendered his country through a life devoted to her honor.

And be it further Resolved, That the Governor be and he is hereby requested to present the sword which has thus been returned to the State, to Algernon Sydney Smoot, son of the late Captain Smoot with the charge that he shall cherish it as a testimonial of the high appreciation of the State of Maryland for the distinguished services of his deceased father, and that it shall never be drawn from its scabbard for use except in defence of his Country, her rights, and her sacred honor.

By the Senate

March 10th 1858

Read and assented

to By order

C. Harwood

Secy

• Tho. H. Hicks

By the Governor

James R. Philbrick

Secretary of State.

By the House of Delegates

March 10th 1858

Read and assented

to By order

J. M. Clayton

Clk.

see page
119

Executive Chamber

Annapolis Md

May 18th 1858.

To Charles F. Goldsborough Esq

State of New York, New York Md