

That balance stands to the credit of the Free Schools Fund as set forth in Exhibit D.—which shews also, the items and their several and aggregate amounts, constituting the said Funds as of 1st December, 1842.

He has prepared and added for the information of the General Assembly, Statement A., in obedience to the 4th sec. of ch. 149, of 1824—Statement E., shewing the State's Capital and Credits—and Statement F., shewing as of 1st Dec., 1842, the Funded Debts of the State—and

He has the honor to be, most respectfully,

Their obedient servant,

GEORGE MACKUBIN,

*Treas. W. S. Md.*

POSTSCRIPT.—After noon of the 22d inst., and after his report concerning the revenue from the Washington Road had been printed, the Treasurer received a letter from the President of the Baltimore and Ohio Rail Road Company, covering the Secretary's check of the 20th, on the Commercial and Farmers' Bank of Baltimore, for the amount in controversy—and stating that, it had been received by the Company in their stock orders, and had been reserved for the State in that form, under an impression that, considering the purpose and circumstances of the issue of those orders, and the importance of promptly prosecuting a work in which the State is deeply interested, it might reasonably and rightfully be expected, that payment would be received from the Board, in the same funds which their agents had been compelled to accept from passengers—but that, upon a more careful examination of the subject by the Company's Counsel in the preparation of the intended memorial to the Legislature, it appeared to be their opinion, that the State has the legal right if it be insisted upon, to demand payment of her share of the fare for passengers, in current funds, without regard to the description of money which the Company may have been compelled to receive—and that under this view of the case, it had been determined to act in conformity with the opinion of the Counsel and to pay the amount into the Treasury in current funds—reserving for future consideration, the question of the expediency of making application to the Equity of the Legislature—and the Treasurer, in justice to the Board, communicates this explanation.