

File No. 25767 Continued.

each county and the Mayor and City Council of Baltimore, are required to levy annually the sum of \$130, to be paid to the school for each boy so apportioned to it, this sum to be paid to the institution in quarterly payments of \$32.50.

It seems to me perfectly clear that when the territory annexed by the Act of 1918, became a part of Baltimore City, the burden of supporting any persons committed to the Maryland School for Boys, was transferred from the counties to the City. In the case of State vs. Dickson, decided by Judge Urner in July 1918, it was held that the Annexation Act took effect as of July 1st, 1918. Consequently, it is perfectly proper for the City to pay to the Maryland School for Boys, at the rate of \$130 per annum, for boys committed from the annexed territory since July 1st, 1918.

There is another bill presented by the Maryland School for Boys in the sum of \$859.32. This bill, as I understand it, covers the number of boys committed from Baltimore City in excess of its proportion, and is likewise a proper charge.

Chapter 300 of the Acts of 1918, provides that Baltimore City and the several counties shall, at the end of each quarter, pay to the institution an amount equal to the sum of \$32.50 multiplied by the average number of boys, respectively, from each of said counties and the City during said quarter. This provision makes the City liable for the boys committed to the institution in excess of its quota, based on population.

If the Comptroller is satisfied that the bills presented are correct from an accounting standpoint, it is proper for him to pay the same.

Respectfully yours,

(Signed) Roland R. Marchant,
City Solicitor.

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