

Mr. Philip Darling, Director, Planning Commission (continued)

poses of the trust by this deed created, and the proceeds of sale shall be paid to said "Enoch Pratt Free Library of Baltimore City," to be invested by it, with the approval of said Mayor and City Council, in other property for the purposes of this trust.

In the letter dated October 1, 1884, from Mr. Pratt to the Board of Trustees of the Enoch Pratt Free Library of Baltimore City formally transferring the management of the Library to the Board of Trustees, it is stated that the main library building and four branches, including that located on the corner of Fremont and Pitcher Streets, had been completed, and that the four branches had been paid for out of quarterly payments advanced by Mr. Pratt prior to the time when they were due. (Pages 48-49 of Record of Pratt Library Proceedings)

In the case of Carter vs. City of Baltimore, 197 Md. 70, the Court of Appeals decided that the City holds the title to library property in trust for the Pratt Library, and that a trust is reposed in the trustees of the Pratt Library to manage and control the libraries, and on page 78 stated that:

"The Enoch Pratt Free Library of Baltimore City is a corporation. It holds all of the property of said Library in trust for the purpose of management and control. Its authority for that purpose is only limited by an arbitrary or illegal act, and if an act done by it is not arbitrary or illegal its discretion in the matter is final."

By a deed dated April 13, 1886, The Enoch Pratt Free Library of Baltimore City and Andrew Banks, Trustee, conveyed to the Mayor and City Council of Baltimore the lot of land located on the corner of Fremont and Pitcher Streets, together with a branch library which had been erected thereon.

This conveyance was to the City "in trust for The Enoch Pratt Free Library of Baltimore City and to permit the said premises to be occupied, managed and controlled thereby for its corporate purposes according to the true intent and meaning of its Charter. And provided that The Mayor and City Council of Baltimore