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was referred, have taken the subject into serious consideration and pray leave to report, That in the year 1799 Jeremiah Yellett by a sufficient and unconditional Deed, for a valuable consideration granted to the Mayor and City Council of Baltimore a full and absolute title to six and three quarter acres of Land in the Vicinity of said City, on which the Corporation soon afterwards to be erected the extensive buildings, well known by the name of the "City Hospital". That ^{the said} Hospital & Appurtenances have at all times since been subject to the government, and under the immediate and exclusive controul of the Corporation until the year 1808, when a Lease thereof was made by the Mayor and City Council to Doctors McKenzie and Smyth and even then the right of the City so to controul the said Institution as to prevent the mismanagement thereof, and to provide for the strict performance of the contract on the part of the Lessees, expressly is reserved to the City. That large sums of money (part of which was levied on the Citizens by Lottery, and part taken from the City Treasury) have been expended in building the said Hospital, and frequently since appropriations have been made by the Corporation to keep the same in repair; That the General Assembly of Maryland have much aided the City in establishing said Institution by their occasional Appropriations, but the laws making such appropriations do not require the relinquishment to the State, of any claims of the City on that Institution, nor could the acceptance by the City of the funds so appropriated by the State in any manner be so construed as to divest the City of its rights to the property, or to its superintending power, but on the contrary your Committee are of opinion that the General Assembly of Maryland have by their acts unquestionably admitted the right of the City, if not to the property itself, most certainly to the controul & management thereof.

Your Committee further state that Doctors Mackenzie and Smyth have obtained donations from the State since they received the lease of the Hospital, which doubtless

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have been faithfully and judiciously applied to the improvement thereof, but that these were donations to the Lessees, one of the terms of whose lease from the City is to make certain additions to the buildings. Your Committee are of opinion that the late Act of the General Assembly of Maryland entitled "An Act to Incorporate the Maryland Hospital" is a violation of the rights of the Corporation, inasmuch as its purpose is to divest the City of Land acquired by purchase and held by an absolute deed, as also of the valuable improvements thereon, principally made by the funds of the City. That although the liberality of the State to this institution in the hands of the present Lessees has materially increased its capacity for usefulness to this City and contributed to render such institution inferior to none in the United States, yet your Committee contend that its advantages are not confined to the City, but are diffused through and participated in like manner, and to the same extent, by all parts of the State, and for which the State until this moment never pretended to ask more than what your Committee consider a sufficient equivalent, the right to send there its Lunatics and other diseased persons, on the same terms those of the City are received, and whilst this City Council gratefully recognize the liberality of the State to this invaluable institution, they yet consider it due to their constituents, posterity and themselves most solemnly but respectfully to protest against the said Act of the General Assembly of Maryland passed at the last session, entitled "An Act to incorporate the Maryland Hospital," as a violation of the rights and an infringement of the Charter of the City.

And as your Committee very reasonably conclude that the General Assembly of Maryland have passed upon the said subject without sufficient information thereon, and from a belief that Hospital and grounds were actually held by the City in trust for the State, and that on a due representation of the absolute and fair title of the City to the said property they will Repeal the said Act they Recommend the adoption of the annexed Resolution, And they further Recommend that the nomination of the Visitors