

February 13 not Disappoint me the Want of my money from the state has been a grievous loss to me, I advanced to the Gentⁿ the Goods belonged too, the full am^t 6 or 8 months agoe

February 13 [Richard Peters, War Office, to Gov'r Lee.]
 Red Book
 No. 7
 Letter 209

The Board have been honoured with your Letter of the 20th January. The Commissions requested in your Letter of the 29th May were forwarded to the Commanding General of the Southern Army. The Commission for M^r Nelson will be made out agreeable to your Request. In Answer to that Part of your Excellency's Letter which relates to Rawling's Regiment we beg Leave to assure you that this Board have never interfered in the Arrangements of the Army they being merely ministerial in the Business & never issue Commissions but according to the Certificates of the Executives of the several States. The Remnants of Rawling's Regiment cannot now be considered a Separate Corps as they are not mentioned in the Regulations of the 3^d & 21st October last. The Board cannot issue Commissions but to Officers now in Service agreeable to those Regulations & it depends upon the Government of Maryland to say whether these Officers or any others of this State shall be commissioned in the present Army & in what Regiments they shall serve. We should were these Obstacles out of the Way be happy in complying with your Request for issuing commissions to the Officers late of Rawling's Regiment but under present Circumstances we do not think ourselves justifiable in doing it

February 14 [Sam. Smith, Balt., to Gov. Lee.]
 Red Book
 No. 27
 Letter 24

I wrote your Excell^y p last Post, to which I beg your reference. M^r John Dorsey informs me that the determination of the Council is to send up the Cato's flour to M^r Donellan to be repack'd. Whenever the State trades it must Submit to the Laws & Customs of Commerce that being the Case I must Inform you that Part of the Cato is Insur'd, the Benefit of which will be lost unless the legal & accustomed process is follow'd with respect to her & the Cargo. Whenever the Capt of a Vessell is pursued & runs his Vessell on Shore & by that Means saves a part, that part must pay its average & proportionate part of the Loss of the other, the reason is obvious for had he not sacrific'd the Ship the Cargo would have been totally lost, Custom is so, Justice dictates it, we have two or three other Vessells exactly in like situation & all are up without Hesitation Settled in like Manner. The whole that is sav'd must be sold or apprais'd, we propose selling the Savings from the Cato & Barr Iron & expect the flour to be also sold, the State can become the purchaser, & then the necessary repacking can be made—and then the good must be paid to M^r William Smith who now Calls for Immediate payment I presume 750 B^{bles} may be made good to deliver him. I Have near 150