The rejection of the foregoing claim by the Comptroller and no change in my opinion on the legality of the same, renders a reference to the Hon. Secretary of the Treasury necessary.

I would therefore respectfully state, that on the adjournment of the called Session of Congress on the 4th Nov last the members received their respective certificates for their services and mileage up to that time, and were paid accordingly. The called Session having terminated by adjournment, the members were of course at liberty to return to their respective homes & there remain until the regular session should come on. The latter period however being so near at hand, the majority of the members choose to remain at the Seat of Govt. and on the termination of the regular Session (19 Nov.) those who were in disposed, demanded & received their mileage compensation, the same as if they had performed the journey. This matter at the time demanded the serious attention of C. M. Reade late Comptroller & myself and we came to the conclusion that the members were entitled to it; as it was considered as two separate & distinct sessions, the members recd. no pay for the time between the adjourned called & regular sessions -

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