

said subscription in accordance with the requirements of said act. In the imposition of said conditions, it was obviously the intention of the Legislature to give to the citizens of that fertile county the greatest possible advantage to be derived from the use of said road, by causing it to diverge from the Potomac river, (which washes the southwestern border of said county, and along whose margin, the Chesapeake and Ohio Canal is constructed,) and to pass for a considerable distance through the heart of the county.— The tenth annual report of the President and Directors of said Company shows that the route indicated in said act, has been surveyed—that it has been found to be practicable, with a grade of ascent and descent no where exceeding fifty feet per mile, and with no curves of a less radius than 1000 feet. That for a distance of forty-three miles it would pass through the heart of the county, several miles distant from the canal with which it had been in contact and conflict, from the Point of Rocks to Harper's Ferry, a distance of twelve miles, and with which it would again come in contact and conflict, if made to ascend the margin of the river as desired by the said memorialists. The acceptance of the terms prescribed by said act, and the subscription consequent thereon constituted a contract between said Company and the State, which was intended to enure to the benefit of the citizens of Washington county.— The company have not themselves asked to be released from the obligations of their said contract; and in the absence of the manifestation of a desire on their part to be so released, and with the certain evidence before them that the citizens of that part of Washington county through which said road must pass, if the prayer of the memorialists be not granted, are, with great unanimity opposed to any change in the location of said road which would tend to deprive them of the advantages anticipated from its construction through their midst. Your committee are unable to discover any sufficient reason for releasing said company from any of the conditions imposed by said act; they therefore submit the resolution hereto appended, and ask to be discharged from the further consideration of said memorials and counter petition.

All which is respectfully submitted,

Geo. W. Dawson,
On behalf of the committee.

By order,
Rob. W. Carter, clk.