

tomac river, and have removed the fences, and cut down the timber thereon, and converted the same to their own use, and have declined to comply with the mandates of their charter, either by having the said lands and materials condemned in the manner therein prescribed, or by contracting with the owners of the said lands and materials for the purchase thereof, when they have signified to the said company their willingness to enter in such agreement, or abide by the decision of a jury of their country; Therefore,

Resolved, That the charter of said company did not contemplate the acquirement or possession, by said company, of lands to any extent beyond what was absolutely and indispensably necessary to the completion and preservation of said canal; that by the charter of said company, they are expressly restricted from selling, or otherwise disposing of any of the waste water of the canal, except where wasters shall be essential to the security of said canal, that the possession of large landed estates by incorporated companies, (and more especially by companies incorporated for the purposes of internal improvements by roads and canals,) is to be deprecated as destructive to the interests of the great body of the people, and adverse to the spirit of our institutions; that it was not contemplated by the charter of said company, that they should be engaged or concerned, in any manner, either directly or indirectly, in banking or merchandising, or in milling, or the erection of mills or other works, or in manufacturing or mining, or in any other business, other than such as may be necessary to the construction, preservation and repair of said canal, and the appurtenances thereto, and in the exercise and performance of the duties and functions of a canal company.

Resolved also, That as the interests of the proprietors of the lands through which the canal must pass, should be compromised as little as possible, consistent with a due and proper regard to the interests of said company, and the objects of their incorporation, the charter of the said company should be so amended, as that whenever the said canal shall cross any public highway, or shall pass through the lands of any person or persons, so as to require a ford or bridge to cross the same, it shall be the duty of the jury, who shall make inquiry of damages according to the provisions of the charter of said company, to find and ascertain, whether a passage across the same shall be made by a bridge or ford; and upon such finding, that the said company shall cause a bridge to be built, sufficient for the passage of carts and wagons, or a ford to be rendered passable, and the same forever thereafter to keep in repair, at every place so ascertained by the jury, at the cost of said company; and that the charter of said company ought to be further so amended, as to permit any person to build and keep in repair any foot