

1 particular grants could be considered to have been
2 conferred by the 1826 original charter which only allowed
3 the B&O to build from Baltimore to some point on the
4 Ohio River.

5 Now, every time the B&O came back to the
6 General Assembly for this additional corporate power,
7 of course the General Assembly did its best to see to it
8 that the exemption which originally applied to the
9 Baltimore to Ohio line did not apply to the others, but
10 there was constant bickering and continued court of
11 appeals cases, continued cases on many levels, continued
12 opinions of the attorney general.

13 The Committee on Legislative Branch realized
14 that it would be possible to take this entire section
15 and to put it in the transitional legislation, but at
16 the same time we realized that there was a risk involved,
17 that in the event the B&O Railroad should challenge this
18 particular mode of operation it might be well that we lost
19 any of the benefits of the third sentence of the section
20 you have before you.

21 The reason that we are impelled to put it in the