

of the State by just and salutary restrictions upon the powers of the Company without impairing its usefulness as a great avenue of trade and travel, or sacrificing any property interests of innocent persons, we are now constrained, by the judgment of the Senate, to relinquish that mode of redress.

For the reasons already assigned, your Committee deprecate a resort to the procedure specified by the Act of 1868, chapter 471.

There remains only, under present circumstances, for the State the adoption of the common form of an action at law or a bill in equity for an amount of moneys due under the sanction of the General Assembly. And your Committee recommend in lieu of the proposed Joint Resolutions (of the Senate a single Joint Resolution) which accompanies this report, authorizing the Governor to employ additional counsel to aid the Attorney General in instituting proper proceedings by suit at common law, or by bill in equity, to enforce all the just demands of the State against the Baltimore and Ohio Railroad Company.

Respectfully submitted,

WM. M. MERRICK,
Chairman.

Pending the reading thereof,

Mr. Bowlus moved that the further consideration thereof be postponed, and that the report be printed.

Decided in the negative.

The report was then read.

Also, reported back from a majority of said Committee, the Senate Resolutions relative to the claim of the State against the Baltimore and Ohio Railroad Company, with the following Joint Resolution, proposed as a substitute therefor :

JOINT RESOLUTION

Be it Resolved by the General Assembly of Maryland, That the Governor is hereby authorized to employ additional counsel to assist the Attorney General in instituting all proper proceedings by suit at law or by bill in equity, to enforce the just demands of the State of Maryland against the Baltimore and Ohio Railroad Company, and that the same should be instituted without delay.

Which was read a first time.

On motion of Mr. Hardcastle, of Talbot,

The House proceeded to the consideration of the bill enti-