

made was *above* the Virginia terminus of the route, between which terminus and Baltimore, the boats were to run, and was not, therefore, for that reason, within the authority conferred upon the company by their charter; but even if the improvement had been between the termini, I do not think it would have been within the powers granted by the act of incorporation.

The Court of Appeals have decided, that corporations are not only incapable of making contracts which are forbidden by their charters, but in general they can make none which are not necessary, either directly or indirectly, to effect the objects of their creation. *The Penn. Del. and Md. Steam Navigation Company vs. Dandridge*, 8 Gill & Johns., 248; and that the corporation itself may, in an action brought against it upon such contract, deny its power to enter into it.

This case, I think, is decisive of the question, and the claim therefore founded upon the contract referred to, must be disallowed and rejected.

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[No appeal was taken from this order.]