

Which was read the second time, passed and sent to the Senate.

Mr. Calvert moved to take up the following preamble and resolutions:

Whereas, the Legislature of the State of Delaware, at its late session, passed an act entitled, "an act for the protection of the investment of this State in the loan of the Philadelphia, Wilmington and Baltimore rail road company and for settling the difficulties between said rail road company and the Chesapeake and Delaware canal company;" And whereas, the said act is not made to depend in any manner, on the assent or concurrence of the Legislature of Maryland, and is in its provisions, in the apprehension of this General Assembly calculated to have an injurious effect, upon the public interest, if accepted by the companies therein named, or any of them:—Now therefore,

Resolved by the General Assembly of Maryland, That the Attorney General of this State be and he is hereby requested to examine all the various acts of the Legislatures of the several States of Maryland, Delaware and Pennsylvania, relating, in any manner to the Philadelphia, Wilmington and Baltimore rail road company, or to the New Castle and Frenchtown turnpike and rail road company or to the Chesapeake and Delaware canal company; and also to procure, if in his power, copies of any convention or articles of union between the said Philadelphia, Wilmington and Baltimore rail road company and the said New Castle and Frenchtown turnpike and rail road company; and if, in his opinion, the acceptance of said act of the Legislature of Delaware by said last named companies, or by either of them, would be in violation of the charters of the companies or company so accepting said act, or if any act or acts be done by said companies or by either of them under the authority of said act, if accepted, which, in his opinion would be in violation of the charter or charters of any one of said companies, respectively, he shall forthwith proceed in such court or courts and in such manner, as in his judgement, will be apt and effectual to restrain such acts, and to procure a forfeiture of the charters or charter of such companies or company.

And be it further Resolved, That the Attorney General be requested to transmit to his Excellency the Governor, to be communicated to the next General Assembly his opinion in writing upon the acts of Assembly and conventions or articles aforesaid; and more particularly, to state his opinion as to the right of the said canal company, under its charter, to carry passengers through said canal; and also, to state whether it is in the power of the Legislature of Delaware to alter change or modify, in any respect, the charter of said canal company, without the assent of the Legislature of this State, and the Legislature of the State of Pennsylvania.

Which were read the second time, assented to, and sent to the Senate.