

company will attend on the day mentioned, (July 20th,) in order to shew cause against the dissolution of the injunction, and hope the counsel for the canal company, will not fail to be there.

I remain, very respectfully, yours, &c.

Signed,

PHILIP E. THOMAS,
Pres't of the B. & O. R. R. Com.

(No. 9.)

WASHINGTON, Jan. 12th, 1830.

*To the President and Directors of the
Baltimore and Ohio Rail Road Company. }*

GENTLEMEN—The Board of Directors of the Chesapeake and Ohio Canal Company, actuated by a desire to remove, as far as it is practicable for a spirit of concession and compromise, to remove the impediments which oppose an extension of our respective important works, beyond their present point of contact; and understanding it to be the opinion of several gentlemen of your Board, sustained by that of your engineers, that there is ample space for both, as far as to Harpers' Ferry, if not considerably beyond, have authorized the undersigned to make a proposition to you to that effect, and to which we hope for your concurrence.

We propose, that the principal engineer of our respective companies, each with one or more assistants, as they may require, be authorized conjointly to examine the grounds from the point of contact between the two companies, below the Catoc-tin mountain, as far as to Harpers' Ferry, or to such point adjacent thereto, as shall be deemed by our Engineer, most eligible for the erection of a dam across the river, to supply the canal with water—and in the event of there being sufficient space for both, that they forthwith proceed to survey, locate, mark and bound, for the canal and for the rail road, in the most advantageous manner for each, their respective lines, having due regard to the various relative hazards and exposures to which each may be liable, and guarding against the same, so far as may be practicable; and that they furnish to each company the necessary plans, profiles, and reports, relative to the subject.

In proposing to you, gentlemen, an arrangement of this kind, we have much pleasure in understanding, as we do, that it accords with the expressed dispositions of many of the members