

Had your board seen fit, to adopt our propositions, the test, suggested by you, might then, fairly present for consideration.

Judge Roberts, who has been appointed by the chancellor, as the engineer on the part of this company, in conjunction with Mr. Knight on your part, to make the required surveys, is expected here in a few days. This board will then be ready, to proceed at once, to enter into the requisite arrangements for carrying the order into effect.

We remain, respectfully sir,  
Your most ob't servants,

JOS. KENT,  
W. SMITH.

[ No. 12. ]

*Office of the Balt. and Ohio Rail Road Company, }*  
*19 February, 1830.*

JOSEPH KENT and WALTER SMITH, *Esqs.*

Respected friends,—Your communication of the 12th inst. together with a copy of the Chancellor's decree, dated the 18th of January, 1830, was yesterday placed in my hands by Judge Roberts. [See appendix, chancery order, marked A.]

In order that no time might be lost in carrying into effect the object desired, I immediately consulted the only member of our counsel, now in this city, upon the course which, under existing circumstances, should be pursued. A copy of his letter of advice I now enclose, with the assurance that every effort will be made, on the part of this company, to promote an early examination of the points, necessary to a decision of the question at issue.

With the assurance of my sincere regard and esteem, &c.

Signed, P. E. THOMAS,  
Prest. Balt. and O. R. R. Co.

[ No. 13. ]

(*Copy of the letter referred to above.*)

BALTIMORE, 18th February, 1830.

Philip E. Thomas, *Esq.*

Dear Sir,—The counsel of the rail road company, in compliance with your wishes, will give every desirable facility