

on the route below the contested ground, and that it was not material to make the surveys above Harper's ferry, until either one or both of the companies should be ready to proceed. We are, however perfectly willing, should you desire it, that the surveys should proceed forthwith—and the commissioner, on the part of this company, will be ready at any time to co-operate with the one appointed on your part. As this removes the apprehension of delay, which seems to have had a material influence on the decision of your company, we persuade ourselves that you will accede to the proposal we have suggested, by which arrangements may be entered into to pass both works, through the whole route, in an amicable manner.

If, however, we are mistaken, and it is your determination not to compromise for the whole route on any terms, it is desirable that we should at once proceed on both sides to make the surveys directed by the chancellor, in order that the controversy may be brought to a final hearing as speedily as possible. For, as we can perceive no reason whatever, for subjecting this company to the expense of constructing a road on any part of the contested ground, until the right of way, throughout the entire line, shall be secured, we would deem it of little advantage, to enter into a compromise for part only, by which we should be left exposed to the same difficulties and delay, as would be encountered, in bringing the whole question to issue at once.

Signed by order and on behalf of the board,

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

[No. 48.]

*Office of the Ches. and Ohio Canal Company, }
Washington, Nov. 6th, 1830.*

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

GENTLEMEN,—In your answer of the 25th October, 1830, to our reply of the 20th September last, to the proposal of your board, to adjust, on the basis furnished by the late report of Messrs. Roberts and Knight, the interfering claims of our respective companies, as far up the Potomac as Harper's ferry,