

instructed the State agent to endeavor in stockholder meetings, to obtain such assent on just and reasonable terms. The general committee of stockholders, appointed 28th April, 1832, and to whom that resolution was referred, made an unfavorable report on its chief propositions, on the 16th day of June, 1832, see fol. 33-4 of the memorial of the Chesapeake and Ohio canal company, dated 31st December, 1832. The agent of the State, Benjamin S. Forrest, then renewed his endeavors to accomplish the objects of the Legislature, indicated by said resolution; by submitting on the 13th day of July, 1832, the following proposition:

PROPOSITION OF MR. FORREST.

As the agent of the State of Maryland, representing its canal stock and its wishes on the subject of the contemplated compromise between the canal and rail road companies, I propose that the rail road company shall undertake to construct the canal of its full width of sixty feet, and its full depth of six feet, upon the location for joint construction made by Knight and Roberts, at the narrow passes between the Point of Rocks and Harper's Ferry, for the sum which the canal, as located at this time, is estimated to cost under the present contract prices, to be paid twice a month, or monthly by the canal company to the rail road company, in such sums as the engineer of the canal may estimate, and the rail road company shall stipulate to finish the said canal on or before the first day of December, 1833, and shall guaranty it to stand and keep it in repair for the term of five years after its completion.

B. S. FORREST.

*July 13, 1832.*

NOTE.—If difficulty may be apprehended in consummating the agreement in detail, of which the foregoing is proposed to be the basis, no objection will be made to the appointment of an umpire at this time to be chosen by the two companies, who shall finally settle the details of the arrangement proposed, and all other questions which may arise under it between the two companies.

This proposition was referred to the aforesaid general committee, who on the 4th day of August, 1832, made an unfavorable report thereon, which report was then adopted by the stockholders in general meeting, contrary to the wishes of Maryland, see folio 41 of the aforesaid memorial. At December session, 1832, the attention of the General Assembly was again called to this subject by Governor Howard, in his annual message, see pages 6 to 8, in which he censured the refusal of the canal company to comply with the request made on the part of this State by its agent, as directed by the above mentioned resolution, No. 108, of December session, 1831, and also by the memorial of both companies, which were, by the House of Delegates, all referred to the committee on internal improvements, who were directed to pro-