

said agreement with said Stockton, Falls & Co. of the twenty-third of November 1840, was discontinued, but when, or whether it was mutually discontinued by the parties, or by either, or which of them, and why it was discontinued the undersigned has not the means, at present, within his power of ascertaining; and therefore is unable further to answer this interrogatory.

7. To the seventh interrogatory, the undersigned answers. That the said Philadelphia, Wilmington and Baltimore Rail Road Company do not consider, nor do they recognize, that part of the Susquehanna river at Havre-de-Grace, between the wharves or landing places erected by the said company, on each side of the said river, as a *public ferry*; but regard the right of crossing the said river at that place from the one of said wharves or landing places to the other, as the exclusive right of the said company, under and by virtue of their charter. That they never have considered, nor do they now consider their steamboat heretofore, and now, used in crossing the said river, as a *ferry boat*; but that the right of way in crossing between the said two wharves or landing places—is a continuation or extension of their road, under the authority of their charter; that the said rail road company never have charged nor do they now charge for the transportation of passengers from one of the said wharves or landing places to the other by their said steamboat, as for a *ferry*; but when they have charged for such transportation, they have made such charge for it, as part of their road, and have been governed in making such charge, by that provision in their charter, passed by the Maryland Legislature at the December session 1834, chapter 288 section 28;—which authorises the said rail road company to charge and take for the transportation of any parcel or article on their rail road, any distance whatever, twelve and an half cents, and a like sum for taking up and setting down any person who shall travel a distance not exceeding eight miles, in addition to the other charges allowed by their charter.

All which is respectfully submitted,

M. BROOKE BUCKLEY,

President.

OFFICE OF THE PHILA., WILMINGTON & BAL'T. R. R. CO.

January 24th, 1844.