

after as practicable, the advantages and disadvantages of the several points where the construction of such Locks is suggested or claimed. And the said Court, all the acting Justices being first summoned for that purpose, shall, upon the evidence of the report of said Commissioners and such other evidence as may be adduced, decide at what point the said Lock, in their opinion, ought to be constructed. And the said County Court, so soon as it shall have decided as aforesaid, shall transmit a copy of its proceedings to the President of the Chesapeake and Ohio Canal Company, who shall be governed by said decision in the location of said Lock.

Be it further enacted that the Board of Public Works be and they are hereby authorised to release the said Company from the obligation to construct said Lock, if in their judgment the facilities already afforded to the passage of boats into and out of said Canal are sufficient for the accommodation of the trade of the county of Berkley : and provided further, that no such guarantee shall be made by the said Treasurer, until the board of Public Works shall be satisfied, that the Chesapeake and Ohio Canal Company have paid, or arranged to pay, out of any money or assets, which they now have, or hereafter may have, applicable to such purpose, or secured to the best of their ability, all debts due to and to comply with all contracts made with the Alexandria Canal Company, and shall also have granted upon fair and reasonable terms, to the said Company (which shall have power to take, hold, and enjoy the same) such reasonable proportion of water rights and privileges required by the said Company, which may be in the power of the Chesapeake and Ohio Canal Company to afford without effecting previous contracts, or which may not injure the navigation of the said Chesapeake and Ohio Canal.

This act shall be in force from its passage.

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STATE OF VIRGINIA, CITY OF RICHMOND, *to wit* :

I, George W. Munford, Clerk of the House of Delegates and Keeper of the Rolls of the Commonwealth of Virginia, do hereby certify that the foregoing is a true copy of an act passed by the General Assembly of Virginia on the 15th day of March, 1849.

Given under my hand this 22nd of March, 1849.

(Signed,)

GEORGE W. MUNFORD,

*Cl'k H. D. and Keeper of the Rolls of Va.*

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(K.)

Whereas the Baltimore and Ohio Rail Road Company are desirous of extending their road from a point on the Mount Savage Rail Road, about two thousand feet above their present Depot at Cumberland, across Wills Creek, and thence through Academy Hill to and up the valley of the North Branch of the Potomac to the Savage River.—And whereas the said Company not being