

“Sec. 10. And be it enacted, That the president and directors of said Chesapeake and Ohio Canal Company, whenever they may be advised to do so by the agents representing this State in said company or a majority of them, be and they are hereby authorised and required to enter into a contract or contracts for constructing a branch by slackwater navigation or otherwise, “from the main canal at Cumberland to the coal banks at or near the mouth of Savage river.” And to pay the interest that may become due or in arrear on the bonds or obligations of the company that may be issued for that purpose, bearing an interest not exceeding seven per cent. per annum, to be payable semi-annually, and the principal to be payable in thirty years after the dates thereof; and to provide a sinking fund of twenty thousand dollars annually, until a sufficient amount is accumulated to discharge the principal of said bonds when they become due, the nett tolls that may hereafter accrue and be received on said branch between the mouth of Savage and Cumberland, and the one half part of the tolls that may be received by the said company for the use of the main canal for the transportation from Cumberland eastwardly of articles loaded on said branch at any point west of Cresaptown, and introduced from the same into the main canal at Cumberland, so far as is necessary for the purposes aforesaid, be and the same are hereby appropriated and pledged, any thing herein contained to the contrary notwithstanding. And the said company are hereby further authorised and required, by any proper form of security, to pledge or mortgage the tolls and profits by this section appropriated to the purposes aforesaid; provided, that the cost of said branch from Cumberland to or near the mouth of Savage, shall not exceed the sum of one million of dollars; and provided also, that nothing done under this section shall be construed to deprive said company of its right of choice in the selection of a route for the main canal from Cumberland westwardly whenever it sees fit to exercise the same, agreeably to the provisions of its charter. And to enable the said company to carry into full effect the provisions of this section, the priorities of this State upon the tolls of the said canal, to the extent herein mentioned, shall be and are hereby further deferred and postponed.”

Add as the 11th section the following:

“And be it enacted, That the said Chesapeake and Ohio Canal Company shall have no power or authority to issue any bonds of the second class, until the canal is finished to Cumberland.”

Read the first and by special order the second time.

On motion of Mr. Duke,

The House was called and the doorkeeper sent after the absent members.

On motion of Mr. Nicols of Dorchester,

The House proceeded with the ordinary business of the session in the absence of the doorkeeper.

The clerk continued to read the bills returned from the Senate:

The bill entitled, a supplement to an act entitled, a supplement