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Title: Letter from Roger B. Taney to Unknown Recipient

Date: November 27, 1822

Location: I-AsbellY-2004-8

Contact:

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Sear for I have considered the cert of 1818. A. 37 & The Statement made by Mr. Eichelburger, which is sufficiently full.

linder the words of the law I think you can not moven tell from purous who crops the fores and do not use the bridge. It is then that it is a mater of accommodation to the pullie to be allowed to use either the bridge or the ford at the option . But you con yours gon powers only in the manne It low gives them & the law gives you the power to want take from those may who use the linder. If the hublic will convert the convenience you offer to them into so injury to the company the runnedy is in your own hords and you can easily. apply it - Obstruct the food as the lame authorized you to do - The Judalin meat then use the bridge of wany the being the low compres them to key the tale.

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locked and the key hapt by him 20 monto then be his interest to take care that the hivolege to him was not alward - as it is clearly in you from to alstrust the fra un against him -I have animo your letter inclosing the fee of ten baleans for this opinion 2 am Defin very cooperties Mr. out st. A. B. Farrey Frederick Nov. 27, 1822

Dear Sir

I have considered the Act of 1818. [illegible] 37 & the statement made by Mr. Eichelberger, which is sufficiently just[?].

Under the words of the law I think you can not recover toll from persons who crop the ford and do not use the bridge. It is true that it is a matter of accommodation to the public to be allowed to use either the bridge or the ford at their option. But you can exercise your powers only in the matter the law gives them & the law gives you the power to exact toll from those only who use the bridge. If the public will convert the convenience you offer to them into an inquiry to the company the remedy is in your own hands and you can easily apply it—Obstruct the ford as the law authorized you to do. The public must then use the bridge & using the bridge the law compels them to pay the toll.

I would suggest that perhaps you may find it advisable to obstruct the ford by a [illegible] along the sides of the river with a gate in it for the use of Mr. Carroll—to be

locked and the key kept by him. It would then be in his interest to take care that the privilege to him was not abused—as it is clearly in your power to obstruct the ford even against him.

I have viewed your letter inclosing the fee of ten dollars for this opinion & am Dr. Sir

Very respectfully

Yr. Obt. Sr.

R. B. Taney