

If the Corp^o of Baltimore is referred to the City and
 is considered as a private corporation, then the
 State would have no right to interfere, just as
 they cannot interfere with the property of individuals.

The whole policy of the State shows that especially
 in reference to the basin it has been taken under
 special protection of the State; and large appropria-
 tions made from the State Treasury for its preservation.

It cannot be said therefore that the Corporation
 in preserving the basin were acting for their
 own interests exclusively - they were merely doing
 what as public agents they were bound to do -

9 Branch 43 ~~Case in August 192~~ ~~petition 48~~
Collected 593 - 3 Peters S. C. Rep 409.

3. Could not the Legislature confer the power, said
 to have exercised here?

The constitution of Maryland gives to the Legislature
 the power to take private property for public use,
 and there is no restraint upon the power - the Courts
 certainly cannot restrain them, or regulate them.