

C. C. Clark.

W. W. Clark.

Clark & Clark,

Attorneys at Law.

NEWBERN, N. C., Jan 7 1892

W. S. Chadwick Esq
President &c,

Dear Sir:

In reference to the question submitted by you, as to what power was conferred, by law, on the N. & W. Company to construct branches, I reply, that the Supreme Court of N. C. has intimated that the right of the Company to build branch roads may have been forfeited, by lapse of time; but conceding that the right has not been so forfeited, yet it has not the right, in any event, to build a road like the road from Halifax to Kinston. Only short feeders to the main line can be built. — What proposed

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road you had in view, when submitting the above question, I do not clearly understand; yet, I hope, you may be able to apply, without trouble, the intimations of the Supreme Court.

In conclusion, I am clearly of the opinion, that, if the importance of the case should warrant it, the right of the W & W, to build branches should be tested. It seems clear that it has no right to construct an extended line, like the road from Halifax to Kinston, and the stronger side is, that it has no right to build branches at all.

Yours truly
Chas. C. Clark
W. W. Clark