

CHAP. 395.

Certificate under  
oath of sufficiency  
to complete rail  
road

this act, or of any thing that may be done by either of said companies, in consequence thereof; and the said treasurer shall not make any payment aforesaid, for subscription to the stock of the Baltimore and Ohio Rail Road Company, until after a majority of the directors appointed therein on behalf of this State, shall have certified to the treasurer in writing, supported by the oath or affirmation of a majority of said directors, that they sincerely believe in their certificate and statement, that with the subscription by this act authorised to be made to said company's stock, and with the subscription which the city of Baltimore may have made by virtue of an act, passed at December session, of the year eighteen hundred and thirty-five of this assembly, or that independently of any subscription by any other public authority than the city of Baltimore, as aforesaid, and of the cities of Pittsburg and Wheeling, and exclusive of any loan secured to it, exclusive of all future profits and debts due by the company on interest, the said Rail Road Company in their opinion have funds sufficient to complete the said rail road from the Ohio river, by way of, and through Cumberland, Hagerstown and Boonsborough, to its present track near to Harper's Ferry; and it is hereby declared to be, and made the duty of the said company to, and they shall so locate and construct the said road, as to pass through each of said places; which certificate of said directors shall be accompanied by an estimate or estimates of one or more skillful and competent engineers, made out after a particular and minute survey of the route of said road by him or them, and verified by his or their affidavit, shewing that the whole cost of said work will not be greater than the amount of funds the said directors shall certify to have been received by said company, and applicable to the construction of the said road; *Provided*, that if the said Baltimore and Ohio Rail Road company shall not locate the said road in the manner provided for in this act, then and in that case they shall forfeit one million of dollars to the State of Maryland, for the use of Washington county.

Exclusive of

Accompanied by  
estimates of 1 or  
more engineers of total  
costForfeiture if not  
locating roadAdditional director  
for each 5000  
shares

SEC. 6. *And be it enacted*, That for each five thousand shares of the stock of said rail road company,