

CHAP. 220. not to extend said rail road to the town of Cumberland or its vicinity, the said corporation is hereby authorised to construct the same to such point or points of intersection with the rail road, recently constructed by the Maryland and New York Iron and Coal Company, commonly known as the Mount Savage rail road, as the said corporation may in its wisdom and prudence deem expedient and proper, and that for the purpose of enabling said corporation to lay out and construct said rail road, it is hereby invested with all and singular the powers and privileges which were for a like purpose conferred upon the said Maryland and New York Iron and Coal Company, by its act of incorporation and the several supplements thereto, and with the respect to the use to be made of said rail road, the said corporation is hereby restricted to the same rates of toll, and subjected to all the duties and responsibilities, as well as clothed and invested with all the rights and privileges which are mentioned and specified and intended to be embraced in the charter of the said Maryland and New York Iron and Coal Company, and the several supplements thereto.

Powers conferred.

Restrictions.

Proviso.

Failing to pay instalments.

SEC. 8. *And be it enacted,* That any company hereafter to be formed, shall have the privilege of passing over the lands of said corporation, so as to connect any lateral road or roads which such company may make with the rail road which the said corporation is authorised to construct as aforesaid; *provided however,* that such company pay to said corporation, such sum or sums of money for the lands to be occupied in making such lateral roads, or for such other damages as may be done to the said corporation, by the construction of the same, as may be agreed upon by three disinterested persons to be chosen to value such damage by the judges of Allegany county court, or by a majority of the judges thereof in the recess of said court.

SEC. 9. *And be it enacted,* That if any subscriber to the capital stock of said company, or any person or corporation, who may become entitled to any share or shares of such capital stock, shall fail or neglect to pay any assessment or instalment which may be required or demanded to be paid by the president and directors of said company, or a majority of them, on the share or shares of stock subscribed for or owned by such subscriber, person or corporation, for the space of sixty days, next after such assessment or instalment shall be demanded, and made due and payable the stock on which such assessment or instalment is demanded, shall be forfeited to the said company, and may be sold by the said president and directors or a majority of them, for the benefit of said company, but the