

said company furnishes the cars and motive power and is subject to all the expenses of transportation, it shall be authorized to charge at a rate not exceeding two and a half cents per ton per mile on all coal and other articles, and two cents per mile for every passenger that may be transported.

85. Any rail road that may hereafter be constructed or purchased by any corporation formed under this article, shall be so located or used as to occupy as little space at the passage through the gap at Wills Mountain near Cumberland, as may be compatible with the full and convenient use of said rail road, and in such manner as to produce as little obstruction as may be to the location of other rail roads through said gap, by any company now authorized, or that may hereafter be authorized to construct the same under the authority of this article.

86. All questions of difference that may arise between any two companies, or between any company and a citizen in regard to locating, constructing or working its rail road or rail roads, or in respect to the charges of transportation thereon, may be submitted to and decided by the Commissioners of Public Works; and in case of an equal division in the board of commissioners, the Treasurer of the State shall decide the same, and the decision of the said board of commissioners shall be final in all cases submitted to them.

87. Nothing contained in this article shall be construed to interfere with any lien law in force, or that may hereafter be enacted.

#### RELIGIOUS CORPORATIONS.

88. In every Christian church, society or congregation, of whatever sect, order or denomination now known, or which shall at any time hereafter be known and acknowledged in this State, and protected in the free and full exercise of their religion by the Constitution and laws thereof, there shall be sufficient power and authority in all the male persons above twenty-one years of age belonging to any such church, society or congregation, to elect at their discretion, certain sober and discreet persons, not less than five nor more than thirteen, which persons so elected, upon being registered as hereinafter directed, shall be constituted a body politic or corporate to act as trustees in the name and behalf of the particular church, society or congrega-