

in case of a second or other disagreement of the jury, the same proceedings shall be had until a verdict or inquisition shall be made and returned, as aforesaid.

Change location or grade.

SEC. 3. *And be it enacted*, That whenever the said company shall find it necessary to change the location or grade of any part of its road, whether heretofore made or hereafter to be made, it shall be authorized to make such changes, not departing from the general route indicated in this and the other Acts relating to said company, and for such purpose said company shall have the same powers for the acquisition of land, materials and all other property, and to be exercised in the same manner as stated in the preceding section.

Public way.

SEC. 4. *And be it enacted*, That if it shall be necessary for said company to occupy any part of any road, street, alley, or public way or ground of any kind, it shall be competent for the municipal or other public officers or authorities owning or having charge thereof, and the said company, to agree upon the terms and conditions on which the same may be occupied; and in case they are unable to agree said company may appropriate so much of the same as may be necessary, in the same manner and on the same terms as is provided for the appropriation of the property of individuals by the second section of this Act, *provided, however*, that the Mayor and City Council of Baltimore, or any other municipal authority in this State, shall always have power to settle and determine the mode of the construction and use of the said railroad within the limits of the City of Baltimore, or any other city in this State.

Agree upon terms.

Proviso.

Issue capital stock.

SEC. 5. *And be it enacted*, That in order to enable the construction of the branch of said road to the grounds of the Maryland Agricultural Society, the said company may issue capital stock and bonds of the said company to be designated the "Pimlico Branch Stock," or bonds to such amount as the President and Directors may find necessary to construct, equip and from time to time repair said branch, and its necessary or convenient buildings and equip-