

elections required to be held by said company at any particular time, may be held at any time within thirty days thereafter; and, if any vacancy shall occur, in any manner, of any President or any Director, during the year for which he was appointed or elected, the Board of President and Directors, or a majority of them, may, if such vacancy is among the elective Directors or President, appoint, and this person to fill the office for the residue of the time; but if the vacancy be in those appointed by the Mayor and City Council of Baltimore, then such vacancy shall be filled by it in the manner before set forth for the appointment of directors on its part, and at all annual, and also at any called meetings, if so required by any stockholders or endorsers of bonds, or by the Mayor and City Council of Baltimore, the President and Directors shall furnish a clear and itemized statement of the earnings, expenses, and financial condition of the company up to that period, or the close of the fiscal year, which shall be the thirty-first day of December in each year, but the Mayor and City Council of Baltimore shall not be entitled to vote at any regular or called meeting of the stockholders, or endorsers or guarantors of the bonds, its representation being only in the Board of Directors in manner stated; *provided*, however, that this and the preceding section of this Act shall not become operative until the Mayor and City Council of Baltimore shall have consented that its representation in the said company shall be reduced to two members in the Board of Directors, and until the said company shall have released to the Mayor and City Council of Baltimore all right to any further endorsement of bonds by said Mayor and City Council of Baltimore.

Vacancy.

Itemized statement of earnings, &c.

Proviso.

SEC. 4. *And be it enacted*, That nothing contained in any of the Acts of Assembly relating to the said company shall be construed as preventing the said company from using its own locomotives and cars upon its road, on equal terms, however, with other companies having the right to run their locomotives and cars upon the same.

How to be construed.

SEC. 5. *And be it enacted*, That the said company may construct all switches and sidings or turnouts

Construct switches.