

CHAPTER 202.

AN ACT to repeal section sixteen of chapter four hundred and seventy-six, passed at the January session eighteen hundred and seventy, entitled "an act to provide for the creation and regulation of incorporated companies in the State of Maryland," and to re-enact the same so as to read as follows:

SECTION 1. *And be it enacted by the General Assembly of Maryland,* That section sixteen of chapter four hundred and seventy-six, passed at the January session, eighteen hundred and seventy, entitled "an act to provide for the creation and regulation of incorporated companies in the State of Maryland," be and the same is hereby repealed, and the said sixteenth section be re-enacted to read as follows: Repealed and enacted

SEC. 16. *And be it enacted,* That it shall be lawful for such corporations, whenever it may be necessary in the construction of such road to cross any road or stream of water, to divert the same from its present location or bed, provided it is not a navigable stream; and it shall be lawful for such corporation or for any railroad corporation, heretofore incorporated under any general or any special law, whose railroad now crosses or may hereafter cross any public or private road, to carry said road over its track or tracks by a bridge, or to carry it under its track or tracks by an under crossing. And to make such crossings, said corporation may divert said road from its present location; and for entering or taking any lands which may be necessary therefor, the said corporation may proceed as in case of land necessary for its railroad under the powers given it by law; but said corporations shall, without unnecessary delay, place such road or stream in such condition as to not impair its former usefulness; and provided such corporations shall be liable for damage caused by such diversion of any stream. Lawful
Taking lands

SEC. 2. *And be it enacted,* That this act shall take effect from the date of its passage. In force

Approved April 1st, 1874.