

CHAP. 326.

Purchase and hold
landsPower to condemn
lands

Limit

Proviso

Tolls

Proviso

Rights of other
companiesReservation of
power to legisla-
ture

Subscriptions

chase and hold any such lands as may be necessary for their coal deposits, and in order to connect their business in a suitable manner with the basin and its boating, and for the purpose of laying out, constructing and repairing said rail road, the company shall have the right of passing over the lands lying on the tract of said road, and of condemning the same if necessary according to the laws of the State of Maryland, in such case provided in the charter of the Baltimore and Ohio Rail Road Company, to an extent not exceeding four rods in width throughout: *provided*, that any person or persons have the privilege of connecting a lateral road with the main rail road of the company, subject to the reasonable regulations of the company, and the payment of such toll as they may impose, not exceeding one cent per ton per mile, on all goods and merchandize or other property, and not exceeding two cents per mile for every passenger transported thereon, and that said company be, and they are hereby required to transport on the said road, all the coal or property of every description, which may be brought to said rail road for transportation, under the restrictions above recited, and provided that this grant of a rail road to the company, shall be no bar to any other rail road, which may be located along said valley, and to cross said rail road at such points as may be necessary, which the Legislature may think proper to authorise for any other company or individual who may apply for the same; *And provided also*, That in passing through the gorge of Will's mountain, this company's rail road shall be so located and regulated, as not to interfere with the rights of the Chesapeake and Ohio Canal Company, or with the rights of the Baltimore and Ohio Rail Road Company, or any others who may occupy this common gap, under the provisions of existing laws of this State, or laws hereafter to be passed to regulate all works passing through said gorge for the common good, which right of regulation is hereby reserved to any future Legislature.

SEC. 4. *And be it enacted*, That the subscriptions to the capital stock of said company, shall be raised under the direction of the said J. L. Skinner, John R.