

such holders shall be entitled only to exercise the privilege of exchange of their stock for stock of the purchasing company upon the terms and conditions provided in said agreement, and the cash value of said shares as defined and set forth in said agreement shall be retained by and become the property of the purchasing company. But the provision of this paragraph shall not apply to the holder or holders of stock of the selling company who shall, pursuant to the provisions of paragraph Second thereof, have taken the proceedings authorized therein for the determination of the value of their shares.

Fourth. In connection with and to consummate any purchase authorized by the terms of this section, the purchasing company may issue its own capital stock or bonds, either or both, to such amount as may be required by the agreement or as may be otherwise necessary in order to provide the price or consideration to be paid by the purchasing company or to pay off or retire the bonds or capital stock of the selling company, or to effect exchanges of the bonds and stock of the selling company for those of the purchasing company.

Cited but not construed in *Nagel v. Ghingher*, 166 Md. 241.

See notes to secs. 344 and 388.

An. Code, 1924, sec. 222. 1912, sec. 285. 1904, sec. 266. 1888, sec. 179. 1876, ch. 242, sec. 23.

224. Every railroad company in this State shall cause all its trains of cars for passengers to entirely stop upon each arrival at a station advertised by such company as a station for receiving passengers upon such trains at least one-half of one minute; and every company, and every person in the employment of such company, that shall violate, or cause or permit to be violated the provisions of this section, shall be liable to a forfeiture of not more than one hundred nor less than twenty dollars, to be recovered in an action of debt, upon the complaint of any person before any justice of the peace of the county in which such violation shall occur; and in all cases in which a forfeiture shall occur under the provisions of this section, the company whose agents shall cause or permit such violation shall be liable for the amount of such forfeiture; and in all cases, the conductor upon such train shall be held *prima facie* to have caused the violation of this section which may occur upon the train in his charge; said forfeiture to be recovered in the name of the State of Maryland, for the use of the common schools.

A plaintiff who is struck by a train while trespassing upon a railroad track near a country station, cannot invoke the failure of the company to comply with this section in extenuation of his own negligence. *Chesapeake R. R. Co. v. Donahue*, 107 Md. 122.

See sec. 257.

An. Code, 1924, sec. 223. 1912, sec. 286. 1904, sec. 267. 1888, sec. 180. 1874, ch. 333, sec. 1.

225. Whenever freight, forwarded upon any railroad to any point in this State, shall remain unclaimed, and the legal charges thereon unpaid for the space of three months after its arrival at the point to which it shall have been directed, and the owner or person to whom the same is consigned, cannot be found upon diligent inquiry, or being found and notified of the arrival of such freight, shall neglect to receive the same and pay the legal charges thereon, for the space of three months, then it shall be lawful for such railroad company to sell such freight at public auction, after giving ten days' notice of the time and place of said sale, by posting up notices thereof in three public places in the county or city where such sale shall be made, and out of the proceeds of such sale to pay the legal charges,