

nation shall have been made and confirmed, under this, or preceding sections, the said condemnation shall be finally binding upon the company, unless within thirty days they elect to abandon said location.

12. If it shall be necessary, in the location of any part of any railroad, to occupy any road, street, alley, or public way, or ground of any kind, or any part thereof, it shall be competent for the municipal or other corporation, or public officer, or public authorities, owning or having charge thereof, and the railroad company to agree upon the manner and upon the terms and condition upon which the same may be used or occupied; and if said parties shall be unable to agree thereon, and it shall be necessary, in the judgment of the directors of such railroad company, to use or occupy such road, street, alley, or other public way or ground, such company may appropriate so much of the same as may be necessary for the purposes of such road, in the same manner and upon the same terms as is provided for the appropriation of the property of individuals by the tenth section thereof, *provided*, that every railroad company laying down any such track or tracks upon any such public street, road, alley, or other public ground, shall be responsible for injuries done to private property by such location, lying upon or near to such public ground, which may be recovered by civil action brought by the owner or owners at any time within two years from the completion of such track or tracks, before the proper court, and *provided*, that no railroad company shall be allowed to pass through the city of Baltimore without the consent of the municipal authorities.

Id s 13
Agreement of
municipal au-
thorities to use
of streets, etc.

Proceeding in
case of non-
agreement.

PROVISOS

13. Such corporation may demand and receive for the transportation of passengers on said road, not exceeding three cents per mile, and for the transportation of property on said road, other than coals, ores, or other minerals, not exceeding five cents per ton per mile; but that such corporation shall not demand or receive, for the transportation of coals, ores, or other minerals, a rate exceeding one and a half cents per ton per mile.

Id s 14
Rates for
transportation.
46 Md 13.

14. Such company shall have power to borrow money on the credit of the corporation, not exceeding its authorized capital stock, at a rate of interest to be agreed upon by the respective parties, and may execute bonds or promissory notes therefor, in sums of not less than one hundred dollars, and, to secure the payment thereof, may pledge the property and income of such company.

Id s 15
Power to
borrow money

15. Such company may acquire, by purchase or gift, any lands in the vicinity of said road, or through which the same may pass, so far as may be deemed convenient or necessary by said company, to secure the right of way, or such as may be granted to aid in the construction of such road, and the same to hold or convey in such manner as the directors may prescribe; and all deeds and conveyances made by such company shall be signed by the president, under the seal of the corporation.

Id s 16
Power to
acquire adjacent
lands

Deeds, how
signed and
sealed

16. It shall be lawful for such corporation, 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,

Id s 17
Construction of
railroad across
road or stream