

sum not exceeding the rate of five cents per mile or fraction of a mile for each passenger, and shall be authorized to construct its railroad or any part thereof in such tunnel, under such ordinance or ordinances as may be passed by the mayor and city council of Baltimore, relating to the route of said railroad through the city of Baltimore, and the mode, terms and conditions of the building and construction of said railroad within said city, and said company shall be further authorized to issue its capital stock and any increase capital stock which it may hereafter be entitled to have in payment upon contracts for the construction or equipment of its railroad, or in payment for work done or material furnished therefor, upon such terms as may be agreed on between the company, and such contractor or person doing work or furnishing materials; and it shall be lawful to provide by agreement approved by a general meeting of the stockholders of the company and recorded among the land records of Baltimore city, that the stock so issued in payment or any part thereof shall have such preference or priority over the rest of the capital stock of the company or over subsequent mortgages and incumbrances or both as the stockholders at said meeting may authorize, and shall be empowered to borrow from time to time, such sums of money as may be necessary to construct, improve, equip and operate its railroad; to issue bonds therefor to such amount, and dispose of the same on such terms as its directors may determine; and to mortgage its property, revenues and franchises, or any part thereof, to secure the payment of any debt contracted for the purpose aforesaid.

Have pre-
ference.

SEC. 2. *And be it further enacted,* That the said railroad company be and it hereby is authorized and empowered to connect its tracks with those of any other railroad at any points upon its route, making such points its termini, if it should so desire and to enter into agreements with any other railroad companies for the use of its tracks and other property upon such terms as may be agreed upon between it and such other companies, said companies being hereby authorized to make such connections and enter into such agreements; provided, however, that all the companies making such connections shall be entitled to receive equal privileges and terms and that no discrimination as to rate for passengers and freight shall be lawful against any of such connecting companies.

Connect.

SEC. 3. *And be it further enacted,* That in the exercise of the powers of condemnation by said company for the acquisition of property or land or any easement therein or right appurtenant thereto for its said railroad within said city in the manner provided by article twenty-three of the Code of Public General Laws of the State of Maryland; the superior court of Baltimore city, the court of common pleas, and the Baltimore city court, and the