

canal as may be necessary or convenient for said corporation to possess and shall also have the powers of purchase and condemnation of lands, property or estate, real or personal, which it may reasonably require for its purposes which are conferred by the Code of Public General Laws, article twenty-three, title "Corporations," sub-title "Railroad Corporation," and in addition to the powers conferred by said Code it shall have power to alter the grade of any public or private road which its railroad may cross.

SEC. 4. *And be it further enacted,* That said corporation shall grant to the Western Maryland railroad company the right to connect with its railroads and to interchange cars of said Western Maryland railroad company over its tracks upon the same terms which may be granted by said corporation to the most favored customer, and said corporation shall transport freight and passen- Pro rata.
gers received from or destined to said Western Maryland railroad company at the same rates *pro rata* as those charged by it upon its own road, so that the freest exchange of transportation, both of freight and passengers between said company shall always be maintained at uniform and equal rates *pro rata* upon the roads of both of said companies.

SEC. 5. *And be it enacted,* That said corporation shall at no time be owned or controlled by any railroad company owning or operating a competing parallel or nearly parallel road, nor shall it be lawful for any such railroad company to purchase, acquire or hold Ownership
any of the stock of said Washington and Cumberland railroad company, and any acquisition by any such company of any part of said stock shall be absolutely void.

SEC. 6. *And be it enacted,* That in case any of the holders of bonds issued under the act of eighteen hundred and forty-four, chapter two hundred and eighty-one, shall fail or refuse to accept the *pro rata* share of the sum provided to be paid by the said Washington and Cumberland railroad company to the treasurer of Liens.
the State for the redemption of their said bonds in the act mentioned in section three of this act, or for any other cause in the discretion of said president and directors of said company, it shall be lawful for the said Washington and Cumberland railroad company or its attorney or attorneys duly constituted according to law as the assignee of the mortgages executed by said Chesapeake and Ohio canal company and of the other liens created by said company, to proceed to sell at public sale the whole of said Chesapeake and Ohio canal and all of its property, works and water-rights under said mortgages and other liens upon giving ninety day's notice of the time and place and terms of sale to the highest bidder, at which sale it shall be lawful for said Washington and Sale.
Cumberland railroad company to purchase said mortgaged property; such sale shall be reported to the circuit court of any of the counties of Allegany, Washington, Frederick or Montgomery for