

shall be under the exclusive management and control of the said North Branch company and its officers.

SEC. 7. *And be it enacted*, That the said North Branch company shall and may establish a tariff of toll, for all transportation placed upon the said work and the same to alter at pleasure; *Provided*, the rate of charge for transportation shall not exceed three cents per ton per mile, nor two cents per ton per mile for passengers; *And Provided*, that nothing herein contained shall effect the provisions of the sixth section of this act in reference to the use by other companies of their own cars, upon the road of the company hereby incorporated.

Tariff of toll.

Proviso.

SEC. 8. *And be it enacted*, That the Chesapeake and Ohio canal company is hereby authorised and empowered to yield and relinquish the prior right of way up the Potomac river west of Cumberland, now vested in it by law to the said North Branch company, so far as the same may be required for the more advantageous location and construction of the work provided for by this act.

Prior right of way.

SEC. 9. *And be it enacted*, That all and every of the company incorporated by this State for mining and other purposes, and owning lands, mines or minerals in Allegany county, are hereby authorised to become subscribers to and hold stock of the said North Branch company, and to appoint their agents respectively, to vote their stock in all meetings of the stockholders of said company.

Other companies may become subscribers.

SEC. 10. *And be it enacted*, That a general meeting of the said stockholders, may be called at any time by any three or more of its stockholders, upon giving twenty days public notice, and that a majority of the stockholders holding a majority of the shares of said capital stock, shall be required to transact business in such meeting of stockholders.

General meetings.

SEC. 11. *And be it enacted*, That if the said work shall not be commenced within one year and completed within five years from the passage of this act, the same shall be null and void.

When to be commenced and finished.

SEC. 12. *And be it enacted*, That nothing in this act shall be so construed as to authorise the said company to issue any note, token, scrip or other evidence of debt to be used as currency; and the Legislature reserves to itself the right to alter or amend, or repeal this act at pleasure.

Banking forbidden.

Reservation.