

and that the said company, shall not be restricted, to holding lands in the Westernport district alone, as provided by the said original act.

SEC. 3. *And be it enacted*, That subscriptions to the capital stock of the said company, shall be received by the said persons or a majority of them named in this act, to organize the said company, as provided by the fourth section of the said original act, and that all such subscriptions may be paid either in money or in lands at a price to be agreed upon between the said persons or a majority of them named in this act, and those making the said subscriptions, and the said capital stock shall consist of not less than five thousand nor more than thirty thousand shares of one hundred dollars each.

Subscriptions
to capital
stock.

SEC. 4. *And be it enacted*, That the corporate name of the said company be, and the same is hereby altered and changed to the Baltimore Coal company.

Name changed.

SEC. 5. *And be it enacted*, That the said original act of incorporation to which this is a supplement, passed at December session eighteen hundred and forty-five, chapter one hundred and thirty-seven be, and the same his hereby revived except the third, tenth and thirteenth sections thereof, which are hereby repealed; *And provided also*, that the said act of incorporation may at any time, after the organization of said company, be amended or repealed at the pleasure of the Legislature.

Original act
revived, ex-
cept 3rd, 10th
and 13th sec-
tions.

SEC. 6. *And be it enacted*, That the said company shall have the right and power to lay out, construct and keep in repair a railroad with its appendages for the use and operation of said company, and for bringing their products to market from their mines to the town of Cumberland, or to any point on the Chesapeake and Ohio Canal or Baltimore and Ohio rail road, the said company shall have the right to purchase and to hold any such lands as may be necessary for their coal deposits, and in order to connect their business in a suitable manner with the canal basin, and its boating, and for the purpose of laying out, constructing and repairing said rail road, the company shall have the right of passing over the land lying in the tract of said road, and condemning the same if necessary according to and in manner following to wit; *Provided*, the president and directors or a majority of them, or any person or persons authorised by a majority of them, cannot agree with the owner or owners of any lands, earth, gravel or stone, which may be wanted for the construction or repair of said road or any of its works, for the purchase, use or occupation

Power con-
ferred.

Provisoes.