

necessary current and probable contingent expenses, and that they shall divide the same amongst the proprietors of the stock of said company, in proper proportion to their respective shares.

Forfeiture for
injuring road.

SEC. 11. *And be it enacted*, That if any person or persons shall wilfully, by any means whatsoever, injure, impair or destroy any part of any rail road constructed by said company under this act, or any of their necessary works, buildings, carriages, vehicles or machines of said company, or place any obstructions on said road or roads so as to endanger the lives of passengers or property of said company; such person or persons so offending, shall, each of them, for every such offence forfeit and pay to the said company the sum of five hundred dollars, which may be recovered in the name of said company, by an action of debt in the circuit court of the county wherein the offence shall be committed, and shall also be subject to indictment in said court, and upon conviction of such offence, shall be punished by fine and imprisonment in the discretion of the court.

Power to regulate charges for transportation, &c.

SEC. 12. *And be it enacted*, That it shall be lawful for the president and directors of the Worcester rail road company aforesaid, or a majority of them, to regulate, ascertain and fix from time to time, the price or sum to be charged and taken by the said company, for receiving, weighing, delivering and storage of merchandise, produce and other articles, and for the transportation of any single bale, box or parcel of merchandise or other articles not exceeding two hundred and fifty pounds weight; *Provided*, that nothing herein contained shall be construed to prevent the General Assembly of Maryland from altering, fixing and controlling said price or prices, so charged, whenever it may think fit or necessary.

Private property.

SEC. 13. *And be it enacted*, That nothing contained in this act shall authorise the said company to use or occupy any land or other property for the use of said company, without just compensation as agreed upon between the said company and the owner or owners of such land or property, or awarded by a jury, being first pard or tendered to the party or parties entitled to such compensation.

Additional charges for transportation

SEC. 14. *And be it enacted*, That the said company shall be entitled to charge and take for the transportation of any parcel or article on such rail road or roads any distance whatsoever, ten cents, and a like sum for taking up and setting down any person who shall travel a distance not exceeding eight miles, in addition to the