

on the Lonaconing Rail Road, or on the Baltimore and Ohio Rail Road, or on the Chesapeake and Ohio Canal, and said company are hereby authorised to acquire by purchase, the lands and materials necessary for the construction of such rail road; or in case the land necessary for an outlet from the mines of said company cannot be acquired by purchase then said company shall be, and are hereby authorised to condemn the same by a jury in the manner provided in the charter of the Metropolitan Rail Road Company, passed at the present session of the General Assembly, the condemnation to be made by a jury and other appropriate officers of Allegany county, and on payment or tender of the valuation so to be made, the said company may enter upon and hold the lands so to be condemned for the purposes aforesaid; *Provided*, that nothing in this act shall be so construed as to authorise said company to hold any mines or other real estate except as deposits for its coal or iron or to construct any rail road except within the limits of Allegany county, or so to construct their road as to cross or in any manner damage the rail road of any other company constructed or being constructed at the date of the passage of this act.

Proviso.

SEC. 6. *And be it enacted*, That said company shall not be authorised to exercise any banking privilege, or to make any note, scrip, certificate or other issue intended to circulate as currency; and this act may be altered or repealed at any time by the General Assembly of Maryland.

Banking forbidden.

SEC. 7. *And be it enacted*, That this act shall go into effect from the date of its passage.

In force.

CHAPTER 408.

AN ACT to authorise the School commissioners of Frederick county to make a division of School District number sixteen, of said county, into two separate School Districts.

Passed May 30, 1853.

WHEREAS, It is represented, that the boundaries of school district number sixteen, of Frederick county are too large and inconvenient for the proper enjoyment of the privileges intended to be afforded; Therefore,

Preamble.