

Cumberland and Pennsylvania Railroad at the point where said Branch intersects the said National Road ; *and provided also*, That after recrossing Wills' Creek at the point above named, the line of the said Pennsylvania Railroad shall at no point infringe upon the line of condemnation or right of way of the Cumberland and Pennsylvania Railroad, excepting at the point where it crosses the Potomac Wharf Branch of said road at its intersection with the said National Road ; *and provided also*, That said Pennsylvania Railroad after crossing Wills' Creek west of the west end of the "Narrows," shall have the option instead of recrossing said creek at a point not less than four hundred feet southeast of the National Road bridge as above provided for, of remaining on the west side of said creek and crossing the Potomac Wharf Branch of the Cumberland and Pennsylvania Railroad at any point on the west side of Wills' Creek, either above or at grade as may be found most convenient and practicable ; and the choice of either route herein above provided for shall be final ; *and provided also*, That if said Pennsylvania Railroad Company shall elect to construct its railroad upon that line hereinbefore described, which provides for its recrossing Wills' Creek from the west side thereof, at a point not less than four hundred feet southeast of the National Road bridge ; then and in that event said Pennsylvania Railroad Company shall construct, and is hereby required to construct, from its main line aforesaid a branch line on the east or west side of Wills' Creek to a point on the basins of the Chesapeake and Ohio Canal at Cumberland, or in lieu thereof said Company may contract with any existing Railroad Company leading to said basin or basins for the transportation of its cars thereto, said contract to be for a period of ninety-nine years, and renewable for a like period ; and in crossing the Potomac Wharf Branch of the Cumberland and Pennsylvania Railroad with the Branch Road aforesaid, said Pennsylvania Railroad Company shall have the same rights and be subject to the same conditions, regulations and limitations as are herein provided for the crossing of said Potomac Wharf Branch by the main line of said Pennsylvania Railroad Company ; *and provided also*, That any crossing at grade, herein provided for the trains of the Cumberland and Pennsylvania Railroad shall have precedence of the trains of the said Pennsylvania Railroad in crossing.

"Sec. 2. *And be it enacted*, That before said crossings shall be made, the President or other authorized agent of said Pennsylvania Railroad Company shall first give ten days notice in writing to the President or Agent, resident in Cumberland of the Cumberland and Pennsylvania Railroad