

so far as said sinking fund may be capable of paying the same.

Pay balance.

SEC. 4. *And be it enacted and ordained*, That at the time fixed by the ordinance of December the twenty-seventh, eighteen hundred and fifty-three, aforesaid, the said company shall pay to the register the balance of the indebtedness secured by said mortgage, less the amount of the sinking fund and its accumulations.

Execute further mortgage.

SEC. 5. *And be it enacted and ordained*, That nothing herein contained shall effect or impair the mortgage given under the ordinance of December the twenty-seventh, eighteen hundred and fifty-three; but said company shall execute a further mortgage, in a form satisfactory to the City Counsellor and the Commissioners of Finance, upon the Main Stem of the Baltimore and Ohio Railroad and its appurtenances, from the city of Baltimore to the eastern end of the viaduct over the Ohio River at Benwood, and to the city of Wheeling, to secure the Mayor and City Council of Baltimore against any possible loss or damage that may happen to it by reason of not investing the increment of the said sinking fund in the manner provided in the original ordinance. Said mortgage shall be for the amount of the difference between the sinking fund at the date this ordinance takes effect, estimating the city debt therein at par, and the sum of five million dollars.

When effective.

SEC. 6. *And be it enacted and ordained*, That this ordinance shall take effect when confirmed or ratified by the General Assembly of Maryland.

Confirmed and ratified.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the said above recited ordinance be and the same is hereby confirmed and ratified, and that full power be and the same is hereby conferred upon the Mayor and City Council of Baltimore, and upon the Commissioners of Finance and the Register of said city, to carry into effect all the provisions of the said ordinance, in the same manner, to all intents and purposes, as if the said Mayor and City Council had been, previously to the passage of said ordinance, authorized and empowered by the act of the General Assembly of Maryland, to enact an ordinance in the terms of the