

CHAP. 178

CHAPTER 178.

Passed March 12,
1828.

A further supplement to an act, entitled an act, to incorporate a company to make a Turnpike Road to lead from the Cross Roads near Richard Caton's lime kiln, in Baltimore county, nearly in the direction of Jones' Falls, to the City of Baltimore.

Powers granted

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the president, managers and company of the Falls Turnpike Road, in Baltimore county, be and they are hereby authorised to locate, construct and establish a rail road, not exceeding sixty six feet in width, of one or more tracks, in the ravine, or along the valley of Jones' Falls, in Baltimore county, following the general course of the said turnpike road, from the city of Baltimore, and ending at or near its termination by Richard Caton's lime kiln, with power to extend the said rail road to any quarry, mill, lime kiln, Iron works or factory, situated or being within ten miles from the aforesaid termination: *Provided,* That in making such extensions of the said rail road to any quarry, mill, lime kiln, iron works or factory, the president and managers of the said Falls Turnpike Road Company shall not connect the same with, or cross the rail road, authorised by the act, entitled an act, to incorporate the Baltimore and Susquehanna Rail Road Company, passed at this present session, and with power also to extend the said rail road within the city of Baltimore, by and with the consent of the mayor and city council, provided the said road shall be so constructed as not to interrupt the ordinary travel therein.

Proviso.

Further powers.

SEC. 2. *And be it enacted,* That the president, managers and company of the said Falls turnpike road, shall have, enjoy, and may exercise all the powers, rights and privileges for the location, construction, preservation, use and benefit of the rail road, and of every part thereof, which by this act they are authorised to locate and construct, that by the act, entitled an act to incorporate the Baltimore and Susquehanna rail road company, are given, permitted and secured to the said rail road company, and to the president and directors thereof: *Provided, however,* That the proprietors of a major part of the capital stock, and of the funded debt of said turnpike road company, shall first give their consent to the construction of the rail road herein authorised to be made, in a special meeting of the said proprietors, to be convened for that purpose, and of which meeting ten days previous notice shall be given in two or more daily newspapers published in the city of Baltimore: *And provided also,* That all the property except the road and the carriages used thereon, which may be held by said company, shall be subject to taxation, as the property of a like kind held by citizens of this state.

Provisos

Authority to
cede a certain road

SEC. 3. *And be it enacted,* That the president and managers of the said Falls Turnpike Road Company, or a majority of them be, and they are hereby authorised to release, cede and convey to the commissioners of said county, a certain road