

by the act to which this is a supplement, may make such election or refusal, in writing to be signed by such person, in the presence of one or more witnesses, who shall attest the same in writing, and such written election or refusal, when filed with the clerk among the proceedings in the case, shall have the same effect and validity as if such person had made his or her election or refusal, in open court: *Provided always*, That if any person entitled to make any such election or refusal, shall be at the time a feme covert, such written election or refusal shall not be valid, unless the same shall be acknowledged by her, to be signed voluntarily in the presence of such person or persons as are by law authorised to take acknowledgments by femes covert, of deeds conveying lands, or releasing right of dower, and such acknowledgment, certified to be made apart from her husband, in the manner required by law in case of such deeds.

CHAP 208.

Provided.

CHAPTER 209.

A supplement to the act, entitled, An act to incorporate the Baltimore and Ohio Rail Road Company.

Passed March 15,
1828

WHEREAS, doubts are entertained whether by the original act to which this is a supplement, the Baltimore and Ohio rail road company have the power to make and extend the said rail road within the limits of the city of Baltimore; and whereas the purposes of commerce make it absolutely necessary that such a power should be granted to the said company—
Therefore,

Preamble

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That it shall and may be lawful for the president and directors of the said company, to begin the said rail road at any point within the said city of Baltimore which they may think proper, and to make and extend the said road from such point to the outer limits of the said city; and that the same powers, rights and privileges, shall be, and are hereby granted to the aforesaid company, within the limits of the city of Baltimore, in relation to, and in connexion with the said rail road within the said city, as are granted to them in relation to, and in connexion with the said rail road in any other part of the state; and the said company shall within the said city, be subject to the same obligations that are imposed on them in other parts of the state by the original act to which this is a supplement: *Provided always*, That the rail road to be constructed within the said city, shall be so constructed and made as not to interfere with the free use and travelling on said streets: *And provided also*, That the said rail road shall not pass through any of the streets, lanes or alleys of said city, without the consent of the mayor and city council of Baltimore being first had and obtained.

Authority to construct in the limits of Baltimore city.

Proviso.

SEC. 2. *And be it enacted*, That so soon as the state shall have been called on, and shall have paid the instalment re-

State right to any point directors.