

next a third railroad will have completed its tracks from Cumberland to seaboard, both of which said railroads could connect with the tracks of the Cumberland and Pennsylvania Railroad Company and could haul coal from Allegany county to the seaboard; and

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Preamble.

WHEREAS, At present the tracks of the Cumberland and Pennsylvania Railroad Company connect with those of the Baltimore and Ohio Railroad Company, and its tracks, right of way and other property are now being used by the said Baltimore and Ohio Railroad Company and by other railroad company or companies which are operated, owned or controlled by, or whose railroad property or properties is or are leased to the said Baltimore and Ohio Railroad Company; and

WHEREAS, It is impossible for the State to amend the charter of the Baltimore and Ohio Railroad Company so as to compel said company to give fair and just treatment to this State and to its citizens and to the owners of coal property therein; and

WHEREAS, The said Baltimore and Ohio Railroad Company, although chartered by this State for the purpose of promoting the interest of the State and developing its industries, and although it has, from the time its original charter was granted, received the most liberal treatment at the hands of this State, it is now and has been for a long time retarding the development of the coal industry of this State by compelling the shippers of coal herein to pay greater freight charges thereon than it charges to shippers from the Pennsylvania and West Virginia fields, as hereinbefore recited, although the haul in the latter case is much longer than in the former; and

WHEREAS, It is thus manifest that the corporate powers of both the railroad companies hereinbefore mentioned have been and are now being grossly abused; now, therefore,

SECTION 1. *Be it enacted by the General Assembly of Maryland.* That Chapter 469 of the Acts of 1849 be and the same is hereby amended by making the following addition thereto, to wit: The Cumberland and Pennsylvania Railroad Company shall not, after the 31st day of May next, permit its tracks to connect with the tracks of the Baltimore and Ohio Railroad Company, and shall not permit its tracks, right of way or other property to be used by the said Baltimore and

Chapter 469
the Acts of
1849 amended.