

Equip and
operate a
railroad.

SEC. 5. *And be it enacted*, That said company shall have power to construct, equip and operate a railroad impelled by electricity, steam or other power, as the directors may determine, from some point in Frederick city, in Frederick county, to some point at or near the boundary line between the State of Maryland and the State of Pennsylvania, and to run through or near the town of Thurmont, in Frederick county, and to run near or through the town of Emmitsburg, in Frederick county, to haul passengers, parcels, packages and freight over said railroad, and charge therefor such rates as compensation therefor as the board of directors may from time to time determine.

Construct
tracks.

SEC. 6. *And be it enacted*, That the railroad so to be constructed shall be single or double track, and shall have as many sets of tracks, switches and turnouts, and branches as the said directors may deem necessary; and the said directors, or a majority of them or their agents, may cause to be made, or contract with others for making said railroad tracks, switches, turnouts, branches, power houses and trolleys, or any part thereof, including building of bridges, necessary warehouses, depots and stations, and all work whatsoever, which may be necessary to the proper completion and working of said railroad and branches, and may acquire any land, earth, stone, gravel or other material required for any of the purposes aforesaid, by agreement with the owner or owners of any land, earth, timber, gravel or other materials, or any improvements for the construction or repairs of said road or its works, for the purchase or use and occupation of the same; and in case they do not agree, or if the owner or owners, or any of them, be a *feme covert* under age, or *non compos mentis*, or out of the county in which the property may lie, when such lands or materials may be needed, the said company may proceed to condemn and acquire the use of the same for the purposes of said railroad, or for the purposes of the motive power thereof, in the manner provided for by the Code of Public General Laws, Article 23, sections 167, 169 and 173, inclusive, so far as the same may be applicable, and may condemn land, easements, rights of way, material and privileges for the purposes of the company in the manner aforesaid, and shall have all other rights, privileges and powers which are granted by the general laws, so far as the same does not conflict herewith.

Open books
for sub-
scription.

SEC. 7. *And be it enacted*, That said board of directors are hereby authorized to open books for subscription to the capital stock of said railroad company at such times and places as they