

to market, the said corporation is hereby invested with all and singular, the rights, powers, profits, authorities, privileges and advantages for surveying, locating, constructing, using and enjoying any railroads, canals, tram roads or common ways to connect its lands, mines and manufactories with any other railroads in Allegany county, and the necessary cars, locomotives, boats, wagons and vehicles therein, and every part thereof, which by the act of Assembly, passed at January session, eighteen hundred and sixty-four, chapter two hundred and fifty-seven, incorporating "The Bigview Coal Company," were for the lawful purposes of said company, and the benefit of its corporators given, granted to and vested in the said company, and secured thereto, or to the Chesapeake and Ohio Canal Company by its charter, as fully and perfectly, as if the same were herein repeated and set forth at large; this said company however, also transporting on its said railroads, canals and ways, which may be acquired or constructed under this act, all persons and property, at same rates of toll and prices for transportation, as the Baltimore and Ohio Railroad or the Chesapeake and Ohio Canal, are, or shall be by law allowed to charge, take and receive for the same; *provided*, that nothing herein contained, shall be construed to allow said company to interfere with any rights vested in other corporations or persons, without the consent of such parties.

Proviso.

Capital stock.

Sec. 3. *And be it enacted*, That the capital stock of the said company, whether the same be real, personal or both, shall amount to one hundred thousand dollars, divided into five thousand shares of twenty dollars each, and shall be considered personal property, assignable and transferable, as the by-laws of the company may prescribe, and subscriptions to the capital stock shall be made in such manner, and at such times and places, as the corporators aforementioned, or any two of them, may designate; which subscriptions may be paid in money or lands, or both; and when in lands at a valuation to be determined and agreed upon by those receiving the said subscriptions to the capital stock; and the stockholders shall each be entitled to one vote for every share of stock owned by them; to be voted either in person or by proxy; and in case the whole capital stock