

ten votes, and no person shall be allowed to vote more than one thousand shares of stock; the stockholders on the aforesaid cases may vote either in person or by proxy, and the Commissioners aforesaid, or any three or more of them, shall be Judges of the first election of Directors.

Sec. 5. *And be it enacted*, That the company hereby incorporated and organized shall have power to make and construct a railway with single or double tracks and sidelings, as they may deem expedient for the transportation of passengers and freight by horse power, from the western limits of the city of Baltimore *via* Franklin to Powhatan, in Baltimore county.

Powers of
Company.

Sec. 6. *And be it enacted*, That said company be and they are hereby authorized, provided they can obtain the assent of the Franklin and Calverton Turnpike Company or any other company, for that purpose, which assent the said corporation is hereby fully authorized to give, to construct and establish the said railway upon the beds of the said turnpike roads, with power to alter the grade thereof, and they may construct their said railway and run their cars thereon, subject only to such regulations and conditions as may be prescribed by said turnpike companies; *provided, however*, that the rate of fare to be charged by said railway company shall not exceed the sum of four cents per mile for each passenger, and for freight five cents per ton per mile.

To construct
railway.

Proviso.

Sec. 7. *And be it enacted*, That in case the said company shall not be able to agree with the President and Managers of the Franklin and Calverton Turnpike Companies for the construction and establishment of their railway upon the bed of the said turnpike roads, then they shall be and they are authorized to make and construct the said railway, of a width not exceeding sixty feet, with the necessary additions for excavations and embankments, upon a line running in the same general direction with the said turnpike roads by the most practicable route from the western limits of the city of Baltimore, *via* Franklin to Powhatan, and for that purpose, if the same be necessary or expedient, to cross and lay down on the said turnpikes and any other public roads or turnpikes wherever

Dimensions
limited.