

**CHAP. 218.** the town of Cumberland, in this State, and for the using, preserving and controlling the said rail road, its necessary vehicles and appurtenances and every part thereof, or borrowing money on the credit of the company for its lawful purposes; *provided*, that no such borrowing of money shall imply a right to borrow or purchase the stocks of the State, or any other discription of property whatever, which by the act, and more particularly the fifteenth section thereof, incorporating the Baltimore and Ohio Rail Road Company, and its several supplements, were for the lawful purposes of said company, and the benefit of its corporators given, granted, authorised and secured to the said company and to the president and directors respectively, as fully and perfectly as if the same were herein repeated; *provided*, that it shall not be lawful for the said Maryland and New York Iron and Coal Company to occupy or use any portion of the lands that may be necessary for the accommodation of the canal and works of the Chesapeake and Ohio Canal Company, or for the main route of the Baltimore and Ohio Rail Road, or that may be within the limits of either of the public roads there now existing, except to cross these roads without injury to the same; *and provided also*, that full right and privilege is hereby reserved to the citizens of this State, or any company now or hereafter to be incorporated under the authority of this State, to connect with the rail road hereby provided for, or any other rail road, if in the opinion and judgment of the commissioners of Allegany county, for the time being, passed upon hearing of all parties interested, no injury would be done by such connection to the rail road of said company, and that the said company shall transport on the said rail road at the rate of one cent a ton per mile on all goods, merchandize or property of any description whatsoever transported on said rail road, or on any lateral way which they may construct, and also not exceeding two cents per mile for each passenger transported on said road; *provided always*, that when any car shall be placed on said rail road it be adopted in size, and all necessary particulars to said rail road; *and provided further*, that the Legislature of this State may at any time hereafter regulate, modify

To borrow money therefor

Proviso

Prior routes protected

Authority to connect

Rate of toll

Size of cars