

commissioners of Allegany county for the time being, passed upon hearing of all the parties interested, no injury would be done to said Frostburg Coal Company; and that the said company shall transport on the said rail road at the same rate or rates which is or are by law allowed to the Maryland and New York Iron and Coal Company, for the transportation of goods, merchandize and passengers, or property of any description whatsoever; *provided always*, that when any car shall be placed on said rail road, it be adapted in size and all necessary particulars to said rail road, and shall run on said rail road in accordance with the regulations of said company for running their cars; *and provided further*, that the Legislature of this State may at any time hereafter regulate, modify or change the control, use and estate of said rail road as shall be constructed, under the authority hereby given in such manner, as it may deem equitable towards the said company, and necessary to the accommodation of the public travel or use of said rail road.

Provisoes.

SEC. 7. *And be it enacted*, That this act and no part thereof, shall be so construed as to give to said company any banking privileges, or any right to issue any bank note or notes, or certificates of deposit payable to bearer, or small notes for circulation of any kind whatsoever.

Issues forbid.

SEC. 8. *And be it enacted*, That all such parts of this act as relate to the establishment, working or carrying on of mines or manufactories, may be modified or repealed by the Legislature of this State, at any time the Legislature may deem proper.

May be modified or repealed.

SEC. 9. *And be it enacted*, That this act shall commence and be in force from and after the passage thereof, and the company hereby incorporated, shall be subject to all the restrictions imposed by the act of December session, eighteen hundred and thirty-eight, chapter two hundred and sixty-seven, entitled an act prescribing general regulations for the incorporation of manufacturing and mining companies.

In force after the passage.

SEC. 10. *And be it enacted*, That any company hereafter formed, shall have the privilege of passing over the lands of the said Frostburg Coal Company, so as to connect any lateral rail road with the rail road or roads of said company, by paying said company, such sum or sums of money as may be agreed upon by three disinterested persons appointed by a majority of Allegany county court, to value said damage or damages.

Allegany county court to appoint 3 disinterested persons to value damages.

SEC. 11. *And be it enacted*, That nothing in this act contained, shall be construed to exempt the lands and other property of said company from taxation.

Not exempt from taxation.

SEC. 12. *And be it enacted*, That this act of incorpo-