

CHAP. 291. company or by the stockholders thereof who shall be proprietors of not less than one-fifth of the capital stock of said company, by giving ten days notice of the time and place thereof in one or more newspapers published in Cumberland and Baltimore, and of the objects of said meeting, and every such meeting of stockholders shall have power to pass anew, alter or repeal bye-laws or resolutions, which shall be binding on the officers and agents of said company, and shall have power to require settlements, statements and accounts relating to the business of said company from officers and agents in their employment, and may also dismiss any directors and appoint others in their stead; *provided always*, that a majority in amount of stock of all the stockholders be represented in said meeting.

Rights and powers.

SEC. 6. *And be it enacted* That for the purpose of enabling the said company to transport the produce of the mines and the produce of the country through which their rail road shall pass, in the cheapest and most expeditious manner, the said company and the president and directors thereof shall be and they are hereby respectively invested with all and singular the rights, powers privileges, authorities, immunities and advantages for the surveying, locating, establishing and constructing a rail road and its necessary appurtenances, beginning the same at the mines of the said company and running to a convenient point or points on the Potomac river, basin or canal of the Chesapeake and Ohio canal company at or near the town of Cumberland in this State, and for the using, preserving and controlling in perpetuity the said rail road, its necessary vehicles appurtenances and every part thereof, or borrowing money on the credit of the company for its lawful purposes, which by the act incorporating the Baltimore and Ohio rail road company and its several supplements, were for the lawful purposes of said company and for the benefit of its corporators given, granted, authorised and secured to said company and its president and directors respectively, as fully and perfectly as if the same were herein severally repeated; *provided*, that it shall not be lawful for the said Alexandria Mining 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 privi-

Proviso.

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