

PHILIP F. THOMAS, ESQUIRE, GOVERNOR. 1849.

*provided*, the said company, on being so notified and required by the mayor and city council of Baltimore, or by their duly authorised agents, shall open Dolphin street of a width of sixty feet in a straight line to Cathedral street, and shall give, for the purposes of a street, a strip of ground along the east side of Forter alley, forty feet in depth, and extending from Dolphin to Preston streets, thereby making Forter alley, now twenty feet wide, a sixty feet street, and further shall open Preston street, from Forter alley to Cathedral street, and shall deed to the city of Baltimore the ground so to be given for the beds of streets.

SEC. 4. *And be it enacted*, That the president and directors of the said company, be and they are hereby authorised to refuse the transport, the cars, goods and merchandise of any individuals or company after he, they or it shall have violated the published rules and regulations of said company, until full satisfaction shall be made for such violation, and that any individuals or company, transporting upon said rail road, without the knowledge of said company, any gun-powder or friction matches, shall be subject to a fine of one hundred dollars for each offence, to be recovered in the name of the State before any justice of the peace, as other fines, one half for the use of the informer, and one half for the use the State; *provided*, a copy of this section be published with the rules and regulations of the company.

SEC. 5. *And be it enacted*, That the president and directors of said company, may allow individuals or companies to use their own cars in the transportation of goods or merchandise on its road, at rates of toll to be fixed by said company; *provided, and it is hereby declared*, that said company shall not be liable for any damage done through accident to said cars, or any loading therein, unless the same was occasioned by the wilful misconduct or gross negligence of said company or its agents; *provided*, that all the expenses incurred by the city authorities, by the proceedings heretofore had under the act of eighteen hundred and thirty-eight, chapter two hundred and twenty-six, and the ordinances of the city of Baltimore, regulating the manner of opening streets, and so forth, for opening the streets, or any of them, mentioned in this section, through Bolton depot lot, shall be paid by the Baltimore and Susquehanna rail road company.

SEC. 6. *And be it enacted*, That the president and directors of said company, be and they are hereby invested with all the rights, powers and privileges granted under the original act of incorporation, and which may

CHAP. 532.

Proviso

Company may refuse transportation to those who violate the rules

Proviso.

Companies, etc may use their own cars

Provisoes

President and directors