

laborer the amount so due him for such labor, and an action may be maintained against said company therefor; such notice shall be given by said laborer to said company, within twenty days after the performance of the number of days labor for which the claim is made; such notice shall be in writing, and shall state the amount and number of days labor, and the time when the same was performed for which the claim is made, and the name of the contractor from whom due, and shall be signed by said laborer or his attorney, and shall be served on an engineer, agent or superintendent employed by said company, having charge of the section of the road on which such labor was performed, personally, or by leaving the same at the office or usual place of business of such engineer, agent or superintendent, or with some person of suitable age, but no action shall be maintained against said company under the provisions of this section, unless the same is commenced within thirty days after notice is given to the company, by such laborer as above provided.

Property to be
condemned

SEC. 12. *And be it enacted,* That the president and directors shall have power to lay off and construct a rail road, not exceeding eighty feet in width, with one or more sets of tracks, from the city of Baltimore, to some point on the Pennsylvania line, between Conowingo creek, and Little Elk creek, crossing the Susquehanna river, at or between Conowingo and Port Deposit, so as to connect with a contemplated rail road in the State of Pennsylvania, from Philadelphia to the Maryland line, and for the purpose of laying off and constructing the said road, they shall have all the powers and privileges, and be subject to all the restrictions and liabilities hereinafter described, and they may take the route which, to them, may seem most suitable and proper.

Powers of president and directors in regard to construction of road.

SEC. 13. *And be it enacted,* That the president and directors of the said company, shall be, and they are hereby invested with all the rights and powers necessary for the repairs of said rail road, and also, with power to decide on as many lateral ways, to run from the main stem of the rail road hereby intended, at some suitable point or points thereof, to be by them determined, not exceeding eighty feet wide, with as many sets of tracks as the said president and directors may deem necessary, and they may cause to be made, or contract with others for making said rail road, or any part of it, or of said lateral rail roads, and they, their agents, or those with whom they may contract for making any part of the same, or their agents, after the purchase and condemnation thereof, in the manner

Repairs of road and lateral ways.