

ally the twelfth, thirteenth, fourteenth and fifteenth sections thereof, 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. And that the said company be and it is authorised and empowered to have, hold, use, manage, work and control said road and extension in the same way, and with the same rights, powers and franchises, and subject to the same duties and restrictions, as if the same had been constructed under the original act to which this is an amendment.

Power to borrow money.

SEC. 2. *And be it enacted*, That the President and Directors of said company, or a majority of them, shall have power and authority, to borrow money for the purpose of constructing such extension, and for equipping the same with motive power, cars, and all other working appurtenances, for the payment of the liabilities, and for the objects and purposes of said company—and to make and execute bonds and certificates of indebtedness under the seal of said company, for such sum or sums, and payable at such time or times, and to sell or dispose of the same in such manner as to the said President and Directors, or a majority of them may seem proper, and to pledge the entire road including such extension, property and income of said company, to secure the payment thereof; *Provided*, nothing herein contained shall be taken to authorise the said company to issue any thing in the nature of a Bank-Note or other paper to be used or circulated as a currency.

Relieved from obligation of original act.

SEC. 3. *And be it enacted*, That the said Cumberland and Pennsylvania Railroad Company, be and it is hereby wholly relieved from any obligation to construct a Rail Road to the Pennsylvania line, and that the twentieth section of said original act imposing a forfeiture in relation thereto, be and the same is hereby repealed.

Power to condemn land.

SEC. 4. *And be it enacted*, That the said company in making such extension, shall have power to purchase or condemn such lands as may be necessary to attain a proper grade over or through the hill at Frostburg, even though the course of such road shall not be direct, but retrograde.

Road to be equipped for general use within four years.

SEC. 5. *And be it enacted*, That this act shall take effect from the day of its passage; But if the said Cumberland and Pennsylvania Rail Road Company shall not commence the extended Rail Road authorised by this act within two years from the day of the passage of this act, or shall not complete the said Rail Road and equip the same for general use within four years from the date

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