

dends accruing to the said city of Cumberland from the revenues or profits of the said Railroad Company, whether dividends shall have been previously declared in favor of the general stockholders or not, but if no previous dividends shall have been declared in favor of the stockholders; or if declared, and the amount of such dividends credited to the said city of Cumberland as stockholder aforesaid, shall not be sufficient to set off the aggregate appropriations made as aforesaid by the said Railroad Company to pay the semi-annual instalments of interest accruing upon said bonds, the said Railroad Company may retain for its own use in addition to the dividends previously credited, if any, the subsequently accruing dividends to which the said city of Cumberland may be entitled as stockholder until such dividends shall exceed in amount the semi-annual instalments of interest previously paid by the said Railroad Company; when, after balancing its payments for interest out of said dividends the surplus shall be paid by the said Railroad Company to the said city of Cumberland, and the like disposition of all such dividends shall continue to be made from time to time until the maturity of said bonds unless the said city of Cumberland shall prefer to receive the whole dividends and to dispense with the further agency of the said Railroad Company in making the interest payments upon said bonds. And upon the further condition, that the railway designed by the said Railroad Company beginning at Pittsburg and terminating at Cumberland (to further the completion of which to Cumberland was the main object of the Maryland act incorporating said Railroad Company) shall have its Eastern or Maryland terminus within the existing corporate limits of the said city of Cumberland, and that in connection with, and as a part of such terminus the said Railroad Company shall establish its depots, offices, engine houses, machine or workshops, warehouses and platforms for the transshipment of freight and all other building and fixtures appertaining thereto for the accommodation of its business, within the existing corporate limits of the said city of Cumberland, and that such terminus with its aforesaid appurtenances, excepting the passenger depot which may be located and established at such place as the said Railroad Company may prefer, shall be exclusively established upon land subject to the imposition of taxes by the said city of Cumberland. And upon the further condition, that unless means be obtained from other sources by the said Railroad Company sufficient to complete its railway as designed within the

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