

and in case of the forfeiture of said bond, the said trustees shall institute suit for the penalty thereof, and when recovered, after each successive sale, shall distribute the same, together with all the purchase money received in pursuance of the provisions of this supplement, also, all monies received or to be collected by said former trustees, among the creditors of the said Franklin Rail Road Company.

Vacancies  
filled.

SEC. 3. *And be it enacted*, That in case of a vacancy among said trustees, from any cause whatsoever, the same shall be filled by the Circuit Court for Washington county, in the manner prescribed by the second section of said act, and said trustees, and those who may hereafter be appointed, shall give bond to be approved and conditioned as therein set forth.

Declared a  
corporate body

SEC. 4. *And be it enacted*, That any person or persons, or foreign corporation, are hereby authorized and empowered, subject to the conditions and provisions aforesaid, to purchase that part of said road lying within this State, and when the purchaser or purchasers shall have relaid the same as contemplated by the fifth section of said act, he or they are hereby declared a body corporate by the name of "The Franklin Rail Road Company;" with all the powers, franchises and privileges granted said company by the act to which this is a supplement, and with further power and authority to lay, construct, equip and make a Railroad from Hagerstown in this State, to and across the Potomac river at any point between Hancock, in Washington county and said State, and Knoxville, in Frederick county and State aforesaid, and for that purpose may contract for, purchase or condemn, any land necessary for the right of way, or materials, and may acquire and hold personal property, and have, possess, and exercise such powers and privileges as may be required to fully manage said Railroad in all things necessary to carry on the business operations of the same.

Repealed.

SEC. 5. *And be it enacted*, That the seventh section of the said act to which this is a supplement, which requires the assent of a majority of the stockholders of said company, be and the same is hereby repealed.

Reservation.

SEC. 6. *And be it enacted*, That the Legislature hereby reserves the right to alter, amend and repeal the provisions of this supplement, and to withdraw and abrogate all the rights, privileges, and franchi-

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