

that the right of condemnation granted by this section shall in no case be allowed to interfere with the workings of any other mine or mines.

REVISOR'S NOTE: This section formerly was Art. 23, § 168.

Former § 168 is not retained in the Code because it is apparently obsolete. However, it is transferred to the Session Laws to avoid any inadvertent substantive effect that its repeal might have.

Specific incorporation provisions for Maryland mining, ore-processing, quarrying, and refining operations, which were formerly found in Art. 23, § 245 of the Annotated Code of Maryland of 1912, were repealed effective April 10, 1918. See, Ch. 417, Acts of 1918.

[169.] 2.

It shall not be lawful for any such corporation formed under [this article] ARTICLE 23 OF THE CODE IN EFFECT ON SEPTEMBER 30, 1998, OR THE CORPORATIONS AND ASSOCIATIONS ARTICLE to occupy any portion of the lands that may be necessary for the accommodation of the works of the Chesapeake and Ohio Canal Company, or the main route of the Baltimore and Ohio Railroad, or the works of any other railroad company chartered by this State, except to cross said roads without injury to the same.

REVISOR'S NOTE: This section formerly was Art. 23, § 169.

Former § 169 is not retained in the Code because it is apparently obsolete. However, it is transferred to the Session Laws to avoid any inadvertent substantive effect that its repeal might have.

The reference to "the Corporations and Associations Article" is added to reflect that, at the time former § 169 was enacted, Article 23 contained all the general corporation law provisions recodified as the Corporations and Associations Article by Chapter 311 of the Acts of 1975. This addition reflects the Public Utility Companies Article Review Committee's interpretation of legislative intent. No substantive change is intended.

The only other changes are in style.

[170.] 3.

The legislature may at any time regulate, modify or change the control, use and estate of any railroad constructed by such corporation, in such manner as it may deem equitable towards the said corporation, and necessary to the accommodation of the public travel or use of the said railroad or railroads.

REVISOR'S NOTE: This section formerly was Art. 23, § 170.

Former § 170 is not retained in the Code because it is apparently obsolete. However, it is transferred to the Session Laws to avoid any inadvertent substantive effect that its repeal might have.