

of the property, his, her or their heirs, legal representatives, or assigns, shall entitle the said company to the estate and interest in the same thus valued as if it had been legally conveyed by the owner or owners of the same; and the said valuation, if not received when tendered, may at any time thereafter be received, without costs or interest from said company, by the owner or owners, his, her or their heirs, legal representatives, or assigns; and the sheriff shall keep the said jury together for a reasonable time, until they shall agree upon and sign and seal said inquisition, and in case it shall so happen that the jury cannot agree after being kept together as aforesaid, the sheriff shall discharge the said jury, and without any further warrant from a justice of the peace, shall, within five days thereafter, summon another jury of twenty inhabitants as aforesaid, not upon the former jury, and the same proceedings shall be had in all respects as hereinbefore provided; and in case of a second or other disagreement of the jury, the same proceedings shall be had until a verdict or inquisition shall be made and returned as aforesaid.

Must be legally conveyed.

Discharge jury.

Change location or grade.

Rights and privileges.

SEC. 9. *And be it enacted*, That whenever said Baltimore and Delta Railway Company shall find it necessary for the purpose of avoiding annoyance to public travel, or dangerous or difficult curves or grades, or unsafe or unsubstantial grounds or foundations, or for other reasonable causes, to change the location or grade of any portion of their road, whether heretofore made or hereafter to be made, such railway company shall be and is hereby authorized to make such changes of grade and location, not departing from the general route hereinbefore described; and for the purpose of making any such change in the location and grades of such road as aforesaid, such company shall have all the rights, powers and privileges to enter upon and take and appropriate such lands, and make surveys necessary to effect such changes and grades upon the same terms and be subject to the same obligations, rules and regulations as are prescribed by law, and shall also be liable in damages when any have been caused by such change, to the owner or owners of the lands upon which said road heretofore constructed to be