

pany, and such valuation, when paid or tendered to the owner or owners of such property, or his, her or their legal representatives, shall entitle the said company to the estate, and interest in the same thus valued, as fully as if it had been 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 from the said company without cost by the said owner or owners, his, her or their legal representatives; *provided*, that no private property shall be taken by said company for the use of said road without just compensation as agreed upon between the parties or awarded by the jury, being first paid or tendered to the party entitled to such compensation, and *provided*, that no timber of any kind shall be cut on any land other than the bed of the railroad company or taken by them, or any of their agents or employees, for the use of said railroad, without the consent of the owners; and *provided further*, that all costs and expenses that may accrue in consequence of the condemnation of any lands or materials for the use of said railroad shall be paid by said railroad company.

Provisos.

Times of starting.

Sec. 9. *And be it enacted*, That said company shall start and run their cars for transportation of passengers and property at regular times to be fixed by public notice, and shall furnish sufficient accommodations for the transportation of all such passengers and property as shall within a reasonable time previous thereto, be offered for transportation at the place of starting, and at usual stopping-places established for receiving and discharging way passengers and freight for that train, shall take, transport, and discharge, such passengers and property at, from and to such places on the due payment of the freight or fare legally authorized therefor, and shall be liable to the parties aggrieved in action of damages for any neglect or refusal in the premises.

Not allowed to impede travel.

Sec. 10. *And be it enacted*, That whenever, in the construction of said road or roads it shall be necessary to cross or intersect any established road or way, either public or private, it shall be the duty of the said President and Directors of the said company so to construct the said road across