

earth, timber, gravel, stone or other materials which may be wanted for the construction or repair of any part of said road or its works, and may make and construct all work whatsoever which may be deemed necessary or expedient in order to the proper completion of said road.

Sec. 13. *And be it enacted*, That for the purpose of constructing and equipping the aforesaid Elkton and Delaware Junction Railroad, the said company is hereby authorized to borrow money to any amount not exceeding three hundred thousand dollars, the interest thereon to be paid semi-annually, and to issue their bonds thereof, the sum not less than one hundred dollars, and to secure the payment of said bonds and their interest by executing and delivering to such trustee or trustees as they may select, a mortgage of all or any part of the road, property, rights, liberties and franchises of the said company in the State of Maryland.

Authority to borrow money.

Sec. 14. *And be it enacted*, That the President and Directors of said company, or a majority of them, or their agents, may agree with the owner or owners of any lands, earth, timber, gravel or other materials for the construction or the repairs of any part of said road or its works for the purpose, purchase, or use, or occupation of the same, and in case they cannot agree, or if the owner or owners, or any of them, be a *feme covert*, under age, *non compos mentis*, or out of the county in which the property wanted may be, when such land and material may be needed, on application to a justice of the peace of such county, who shall issue his warrant, under his hand and seal, to the Sheriff of said county, requiring him to summon a jury of twenty inhabitants of said county, not related to said owner or owners, nor in anywise interested in the premises, to meet on the land to be valued on a day to be specified in said warrant, not less than ten nor more than thirty days after issuing the same; and in case any of the jurors aforesaid do not attend, the Sheriff shall instanter summon as many jurors as may be necessary, with the jurors in attendance, to furnish a panel of twenty jurors in attendance, and from them each party, his, her or their agent,

May agree with the owner of any land, earth, &c.