

and repair of a railroad from the western end of the tunnel now in course of construction by the Baltimore and Potomac Railroad Company, or from some other suitable and convenient point in the City of Baltimore, to be by the said President and Directors determined, to Williamsport or any other point in Washington county, or to Cumberland or any point westward or northward thereof, not exceeding sixty-six feet wide with as many sets of tracts as may be deemed advisable by said President and Directors; and also for the construction of lateral railway from any point on the main line of said railway to the grounds of the Maryland Agricultural Society, in Baltimore county, not more than sixty-six feet in width, and as many sets of tracts as may be deemed advisable, together with all buildings, stations, tanks, switches and other works, accommodations and equipments necessary or convenient for the operation of said main and lateral railway, and the present selection of a terminus *should* not effect the power afterwards to extend to said railroad further, as hereinbefore provided, and the said President and Directors may contract with any person or persons for the construction of said railway or any part of it, and they, or their *agents*, or any persons with whom they may contract for making of the same, may enter upon and use and excavate any land, earth, gravel or other materials which may be required for the construction and repair of said railway, or the erection of warehouses or depots, switches, turn-tables, workshops or other works necessary for the road, or for any other purpose, necessary or useful in the construction or repair of the road or its works, *provided, however*, that the said President and Directors shall first agree with the owners upon the compensation, if any, to be paid for the land or materials to be taken, or shall pay and tender just compensation for the same, to be ascertained as hereinafter stated.

SEC. 2. *And be it enacted*, That the President and Directors, or their agent or agents authorized by them, may agree with the owner or owners of any land, earth, gravel, stone, timber, waters, ways, materials or improvements, or other property, which may be hereafter wanted for the proper construction