

quisition shall be made and returned as aforesaid, and in estimating the damages for land, earth, gravel, timber or other materials taken for the use and occupation of the said railroad, the jury shall assess the same at a just valuation.

SEC. 6. *And be it enacted,* That it shall be the duty of the said company, to construct and keep in repair, ^{Duty of the company} good and sufficient passages, across their said railroad, where any public road shall intersect and cross the same, so that that the passage of persons, carriages, vehicles, horses, and cattle along the said road shall not be obstructed; and likewise, when the said railroad shall intersect any farm, to provide and keep in repair a suitable passage across the said railroad, for the use of the said farm; and if in the location of the said railroad it shall be found necessary to pass over any navigable river, canal, or creek by a bridge or other edifice, it shall be the duty of the said company, to construct and keep in repair a sufficient pass or draw, in said bridge or edifice, over the channel or deepest part of said river, canal, or creek, for the purpose of letting vessels pass and re-pass through the same, which draw shall at all times on the approach of any steamboat or masted vessel or vessels, be drawn at the cost of the said railroad company, so as to admit the free passage of all such vessel or vessels.

SEC. 7. *And be it enacted,* That if any person or persons shall wilfully or knowingly obstruct, break, injure, or destroy any part of the roadway, culvert, bridges, buildings, tracts, or other appurtenances of the said railroad or its branch roads, or any part thereof, to be erected by the said company in pursuance of this act, or shall in any manner obstruct the free passage along the said railroad or its branch roads, he, she, ^{Obstruct road} or they shall forfeit and pay, to the said company, ^{Damages} three times the actual damages so sustained, to be sued for and recovered, with costs of suit, before any justice of the peace or in any court having cognizance thereof, by action of debt, or on the case, in the name and for the use of the said company.

SEC. 8. *And be it enacted,* That the said Baltimore, Chesapeake, and Delaware Bay Railroad Company, ^{Authorized to consolidate} are hereby authorized and empowered to unite, con-