

changing the site or location of such road, shall be ascertained and paid by said company, in the same manner as is provided for in regard to the location and construction of its own road.

To alter or
change.

SEC. 5. *And be it enacted*, That the said company be and it is hereby authorized and empowered from time to time, and at any and all times hereafter, to alter or change the location or grade of any part or parts of its said road, or of any branch thereof, whenever it shall deem it necessary or expedient; provided, the said company in making the said changes or alterations, shall not cause the said road to digress from any of the points designated in its charter, as defining the route of the said road; and in making such changes or alterations in the location or grade of the said road or its branches, the said company shall have and exercise all the powers conferred by its charter or by this or any other amendment thereto, for the purpose of originally locating and constructing said road, and they shall pay damages to the owner of the lands over which the new route may be located, to be ascertained as hereinbefore provided.

Expedient to
occupy.

SEC. 6. *And be it enacted*, That if it shall be necessary or expedient for said company to occupy any part of any road, street, lane, alley or public way or ground of any kind, it shall be competent for the municipal or other public officers or authorities, owning or having charge or control thereof, and the said company to agree upon the terms and conditions on which the same may be so occupied, and in case they are unable to agree, the said company may appropriate so much of the same as may be necessary, in the same manner and on the same terms as is provided for the appropriation of the property of individuals by the provisions of the said charter and of this act.

Not deemed
invalid.

SEC. 7. *And be it enacted*, That no subscription, heretofore made or hereafter to be made, to the capital stock of the said company, shall be deemed to be invalid by reason of the non-payment of the one dollar per share, required by the charter of the said company to be paid at the time of subscribing for shares of said stock.