

**CHAP. 54.**

May purchase land  
—assessment of the  
value.

**Sec. 9.** *And be it enacted,* That the president and managers of said company, may agree with the owners of land, for the purchase of land required for said road, and also for the purchase of stone, gravel, earth and sand for said road, and in all cases where they are unable to agree with the owners, or the owner should be a feme covert, non compos mentis, or under age, the said president may apply to a justice of the peace for the county aforesaid, which justice, shall thereupon issue his warrant to the sheriff of said county, commanding him to summon twenty disinterested persons, qualified to act as jurors in the county court, to meet upon the land, and after four are stricken off the pannel by the president or his agent, and four by the person or persons interested, and in his, her or their absence or refusal, by the sheriff, the said sheriff shall qualify the remaining twelve jurors, either by oath or affirmation, as the case may be, justly, truly and impartially to value the damages which may be sustained by the owner or owners of such materials or land required by the said company, and the said jurors shall, after valuing said damages, return the same under their hands and seals to the clerk of Frederick county court, to be by him recorded, and said damages shall be paid by the company into the hands of the sheriff of the said county, for the persons mentioned in said return, respectively, before the said company shall proceed to remove said materials, or use the said land for the said road. The justice, sheriff and clerk, shall be entitled to receive the same fees for services rendered under this act, as they are allowed in similar cases, and the persons summoned as jurors, shall each receive one dollar per day, during their attendance, which fees and allowances shall be paid by said company, and the said company or their agents, shall have power to remove said materials across any land, not in meadow or grain, upon paying a reasonable compensation to the owner or owners, for any injury in damages, to be ascertained by a jury as above, in case the same cannot be obtained by agreement.

Dimensions &c.

**Sec. 10.** *And be it enacted,* That the said company shall cause the said road to be laid out and opened not less than fifty feet wide, and shall cause eighteen feet thereof in breadth, at least, to be made an artificial road, of stone or gravel, upon the plan, style, depth and level of the road leading from Frederick to the Monocacy bridge, on the Georgetown road, as far as is consistent with the nature of the ground, and shall, during the continuance of this incorporation, maintain and keep said road in good and perfect order and repair.