

another or other eligible route or routes for their line or lines, and also to construct and maintain any side lines or additions thereto, and also to add to the number of wires or conductors, and repair, amend, improve and maintain any side wires or lines or other additions thereto; *Provided*, that such line or lines or the additions thereto, or improvements thereon, shall in no case be constructed so as to incommode the public use of said roads or highways, or injuriously interrupt the navigation of said waters, and such company shall make full compensation to the owners of lands taken or used for the purpose aforesaid; *Provided*, that nothing in this act shall be construed to authorise said company to erect any posts, masts or piers, upon, under or through any yard, garden or orchard, or stretch, extend or locate any wire or wires, cord or cords, or other conductor of electricity, within one hundred yards of any dwelling house or barn, or other out-house of any farm, without the consent of the owner; *And provided further*, that the jury summoned to assess the damage in any case, shall have the right to locate or re-locate, such telegraph in such place or places as will not in their judgments interfere materially with the cultivation or other use of any lands, or as will not endanger any buildings near which the same may pass.

SEC. 2. *And be it enacted*, That if the said company shall not have previously agreed with the owners of any land through, upon, under or over which the telegraph line or lines, constructed or owned by said company, do or shall pass, for the price or compensation to be paid by said company for the use of such land or the damage done or which may be done thereto, it shall and may be lawful for the said company or such owners of said land, to apply to a justice of the peace of the county where such lands, and in the manner provided by the act entitled, an act to provide for the incorporation and regulation of telegraph companies in this State, and thereupon such proceedings shall be had as are provided by said act, for the purpose of ascertaining the amount of damages that may have been or may be sustained by the owners of said lands, and the said company shall pay the amount thereof with costs of such proceeding.

SEC. 3. *And be it enacted*, That the said company shall render to the proper officers, a correct report of the cost to the said company of their works within this State; and the property of the said company shall be subject to taxation, in the same manner as the stock or property of other companies incorporated in this State.

Provisoos.

Owners of
land to be
compensated.To render
proper officers
correct report