

der their inquisition to writing, and shall sign and seal the same, and it shall then be returned by the said sheriff to the clerk of his county, and by such clerk filed in his court, and shall be confirmed by said court, at its next session, if no sufficient cause to the contrary be shewn, and when confirmed shall be recorded by said clerk at the expense of said company; but if set aside, the said court may direct another inquisition to be taken in the manner above prescribed, and such inquisition shall describe the property taken, or the bounds of the land condemned, and the quantity or duration of the interest in the same, valued for the company, and such valuation when paid or tendered to the owner or owners of said property, or his, her or their legal representatives, shall vest in said company the estate and interest in the same thus valued, as fully as if it had been conveyed by the owner or owners of the same, and the valuation, if not received when tendered, may, at any time thereafter be received from the company without costs by the owner or owners, or his, her or their legal representative or representatives.

Inquisition to be reduced to writing and returned to clerk of Circuit court.

* If set aside, court may direct another inquisition.

SEC. 4. *And be it enacted,* That whenever in the construction of said road or roads, it shall be necessary to erect or intersect any established road or way, it shall be the duty of the president and directors of said company so to construct said road across such established road or way, as not to impede the progress or transportation of persons or property along the same, or when it shall be necessary to pass through the land of any individual, it shall be their duty to provide for such individual proper wagon ways across said road or roads, from one part of his land to the other.

Proper wagon ways to be provided.

SEC. 5. *And be it enacted,* That the said president and directors, or a majority of them, shall have power to purchase with the funds of said company, and place on any rail road constructed by said company, or by the Myers' Mill plank road company, or by both of them, within the State of Maryland or Pennsylvania, all machines, wagons, vehicles or carriages of any description whatsoever, which they may deem proper for the purposes of transportation on said road; and they shall have power to charge for tolls upon, and the transportation of persons, goods; produce, merchandise or property of any kind whatsoever, transported by them along said road, any sum not exceeding the following rates: on all goods, produce, merchandise or property of any description whatsoever transported by them, not exceeding two cents per ton, of two thousand two hundred and forty pounds, per mile for tolls, and two cents per ton

Power to purchase machines, &c.

Power to charge tolls.