

determine, and shall have as many sets of tracks, switches and turnouts and branches, each not exceeding twenty miles, as the said President and Directors may deem necessary; and the said President and Directors, or a majority of them, or their agents, may cause to be made, or contract with others for making said railroad tracks, switches, turnouts and branches, or any part thereof, including building of bridges, necessary warehouses, wharves, depots and stations, and fixing scales and weights and all work whatsoever which may be necessary to the proper completion and working of said railroad and branches, and may acquire any land, earth, stone, gravel or other material required for any of the purposes aforesaid, by agreement with the owner or owners of any land, earth, timber, gravel or other materials, or any improvements for the construction or repairs of said road or its works, for the purchase or use and occupation of the same; and in case they do not agree, or if the owner or owners, or any of them, be a *feme covert*, under age, or *non compos mentis*, or out of the county in which the property may lie when such lands or materials may be needed, on application to a Justice of the Peace of such county where the road may run, he shall issue his warrant under his hand and seal, directed to the Sheriff of said county, requiring him to summon a jury of twenty inhabitants of said county, to meet on the land to be valued on a day specified in said warrant, not less than five nor more than ten days after the issuing of the same; and in case any of the jurors aforesaid do not attend, the said Sheriff shall instantly summon as many jurors as may be necessary, with jurors in attendance, and from them each party, his, her or their agent, and if either be not present in person or by agent, the Sheriff may strike off four jurors for each of the absent parties, and the remaining twelve shall act as the jury of inquest of damages; and before they act as such, the said Sheriff shall administer to each

Acquire material.

Valuation by jury.