

dent and managers shall give notice thereof in one or more of the newspapers in the city of Baltimore, and shall moreover call a meeting of the stockholders for the purpose of choosing managers for said company; which managers shall be, and they are hereby invested with all the powers necessary to the location, construction, and repair of a rail road from Baltimore to the city of Washington, in the District of Columbia, as far as such road shall extend through or be situate within this state; the said road to be located in such manner, and over such ground and course, as any engineers authorised for that purpose by the government of the United States, shall determine and advise; the said road not to exceed one hundred feet wide, with as many set of tracks as the said president and managers may deem necessary; and they, or a majority of them, may cause to be made, or contract with others for making said rail road, or any part of it; and they, their agents, or those with whom they may contract for making any part of the same, or their agents may enter upon, and use and excavate any land which may be wanted for the site of said road, or the erection of warehouses, or other works necessary to said road, or for any other purpose necessary or useful in the construction or repair of said road, or its works; and that they may build bridges, may fix scales and weights, may lay rails, may take and use any earth, timber, gravel and stone, or other materials which may be wanted for the construction or repair of any part of said road, or any of its works, and may make and construct all works whatever, which may be necessary and expedient in order to the proper completion of said road.

Powers granted to make road.

Location and construction.

Use of materials

Bridges, &c.

Sec. 4. *And be it enacted*, That the president and managers of said company, or a majority of them, or any person or persons authorised by a majority of them, may agree with the owner or owners of any land, earth, timber, gravel, stone, or other materials, or any improvements which may be wanted for the construction or repair of said road, or any of their works, for the purchase or use and occupation of the same, and if they cannot agree, or if the owner or owners be feme covert, under age, or non compos mentis, or out of the county in which the property wanted may lie, when such land or materials may be wanted, application may be made to any justice of the peace of such county, who shall thereupon issue his warrant, under hand and seal, directed to the sheriff of said county, requiring him to summon a jury of twenty inhabitants of said county, not related, or in any wise interested, to meet on the land, or near to the other property or materials to be valued, on a day named in said warrant, not less than ten, or more than twenty days after the issuing of the same; and if at said time and place any of said jurors summoned do not attend, the said sheriff shall immediately summon as many jurors as may be necessary, with the jurors in attendance, to furnish a pannel of twenty jurors in attendance, and from them, each party, or its, his, her, or their agents, if either be not present in person, or by agent, the sheriff for him, her, it or them, may strike off four jurors, and if more than twelve of

Agree for land or materials

Method of valuation &c. in case of non agreement.