

time to time to alter or repeal, subject, nevertheless, to the revisions of the stockholders at a general meeting as hereinafter provided.

Sec. 8. *And be it enacted*, That the said company are hereby invested with all the rights and powers necessary for the construction of a turnpike road from the centre of the square or cross road of Liberty town, through Johnsville to Pipe Creek bridge, at or near Daniel E. Buckey's mill; *provided*, that the company may use the bed of the public road now leading from the town of Liberty to Pipe Creek, or so much thereof and with such divergence as they may find necessary.

Invested with rights and powers.

Proviso.

Sec. 9. *And be it enacted*, That the President and Managers of said company may agree with owners of land required for said road, and also for the purchase of stone, gravel, earth, sand or timber for said road; and in all cases where they are unable to agree with the owner or owners, or should he or she be a *feme covert* or *non compos mentis*, or under age, the said President may apply to a Justice of the Peace of the county aforesaid, who shall thereon issue his warrant to the Sheriff of the county aforesaid, commanding him to summon twenty disinterested persons, qualified to act as Jurors in the Circuit Court, to meet upon the land; after four are stricken off the panel by the President or his agent, and four by the person interested, or in his, her or their absence or refusal, by the said Sheriff; the Sheriff shall qualify the remaining twelve persons, 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 material or land required, by such company, and the said Jurors shall, after valuing said damages, return the same, under their hands and seals, to the Clerk of the Circuit Court of Frederick county, to be by him recorded, and the said damages shall be paid by the company into the hands of the Sheriff of said county for the persons mentioned in the said return respectively, before the said company shall proceed to remove the said material or to use the said land or said road; and the Justice, Sheriff and Clerk shall be entitled to receive the same fees for services under this act as they are allowed

Mode of proceeding in case of condemnation.