

CHAP. 264. ing given five days notice to both parties of the time of their meeting, shall proceed to the spot, and then and there upon their own view and if required upon the evidence of witnesses, (to be by them sworn or affirmed and examined) shall assess the said damages, and shall afterwards make report thereof and of their proceedings in writing under their hands and seals and file the same within five days thereafter in the office of the clerk of the county in which the land aforesaid is situated, subject to an appeal by either party to the county court of the said county within ten days after filing as aforesaid, and the said report so made as aforesaid, if no appeal as aforesaid be taken, shall be held to be final and conclusive as between the said parties, and the amount so assessed and reported shall be paid to the said owners or possessors of the land so damaged within twenty days after the filing of said report, and the said chief or associate justice as aforesaid, shall have authority to tax and allow upon the filing of said report, such costs, fees and expenses to the said freeholders for the performance of their duty as he shall think equitable and just, which allowance shall be paid by the person or persons employed under the act of congress aforesaid, within the time last above limited, but if an appeal as aforesaid be taken, the case shall be set down for hearing at the first term of county court aforesaid, ensuing upon and after said appeal, and it shall be lawful for either party immediately after the entry of such appeal, to take out summons for such witnesses as may be necessary to be examined upon the hearing aforesaid, and the said court shall have power in its discretion to award costs against which ever the final judgment shall be entered, and such appeal at the option of either party may and shall be heard before and the damages assessed by a jury of twelve men to be taken from the regular pannel and elected as in other cases.

May sue and recover.

SEC. 3. *And be it enacted*, That if any person or persons shall wilfully injure or deface or remove any signal, monument or building or any appendage thereto, erected, used or constructed under and by virtue of the act of congress aforesaid, such person or persons so offending shall severally forfeit and pay the sum of fifty dollars with costs of suit to be sued for and recovered by any person who shall first prosecute the same before any justice of the peace of the county where the person so offending may reside, and shall also be liable to pay the amount of damages thereby sustained, to be recovered with costs of suit in an action on the case, in the name and for the use of the United States of America, in any court of competent jurisdiction.

FRA

A supp
New
a Ran
ware

SECT
Maryla
pike an
branch
Philade
at or ne
hereby
for the
serves t
nected
of toll
ties.

SEC.
French
the pov
thorize
ginal ad
ed, and
terials,
conferr

SEC.
tion be
the Ph
be com
from t
shall co
in this
or prop
compar
rail roa
said F
contin
French