

Woodsborough road, to Lewistown, Catoctin Furnace, **CHAP. 136.**  
 Mechanicstown, and thence to Emmettsburg; *provided*, **Proviso.**  
 that the company may use the bed of the public road or  
 roads, now leading from Frederick city or any point on  
 said Frederick and Woodsborough turnpike road to Lew-  
 istown, Catoctin Furnace, Mechanicstown and Emmetts-  
 burg, or so much thereof as they may find necessary.

**SEC. 9.** *And be it enacted*, That the President and  
 Managers of said company may agree with the owners of **President and  
 managers to  
 purchase land.**  
 land for the purchase of land required for said road, and  
 also for the purchase of stone, gravel, earth and sand for  
 said road; and in all cases where they are unable to agree  
 with the owners or the owner, should he or she be a feme **Feme covert,  
 non compos  
 mentis or un-  
 der age.**  
 covert or non compos mentis, or under age, the said  
 president may apply to a justice of the county aforesaid,  
 which justice shall thereupon issue his warrant to the  
 sheriff of said county, commanding him to summon twenty  
 disinterested persons, qualified to act as jurors in the  
 county court, to meet upon the land; after four are strick-  
 en off the pannel by the president or his agent, and four  
 by the persons interested, or in his, her or their absence  
 or refusal, by the said sheriff; the said sheriff shall  
 qualify the twelve remaining persons, either by oath or **Jurors to qual-  
 ify.**  
 affirmation, as the case may be, justly, truly and impar-  
 tially, 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 Frederick county court, to be by him  
 recorded; and said damages shall be paid by the com-  
 pany into the hands of the sheriff of said county, for the  
 persons mentioned in said return respectively, before the  
 said company shall proceed to remove said materials, 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 in similar cases;  
 and the persons summoned as jurors shall each receive **Jurors to re-  
 ceive \$1 per  
 day.**  
 one dollar per day during their attendance, which fees  
 and allowance shall be paid by said company; and the  
 said company or their agents shall have power to remove  
 said materials across any land not in meadow or grain,  
 upon paying a reasonable compensation to the owner or  
 owners for any injury or damages to be ascertained by a  
 jury as above, in case it cannot be obtained by agree-  
 ment.

**SEC. 10.** *And be it enacted*, That the said company **Company to  
 lay out and o-  
 pen said road.**  
 shall cause the said road to be laid out and opened, which  
 said road shall be fifty feet in width, and shall cause eigh-