

he will justly and impartially value the damages which the owner or owners will sustain by the use or occupation of the same, required by the company; and the said jury shall reduce their inquisition to writing, and shall sign and seal the same, and it shall then be returned by said sheriff to the clerk of the Circuit Court of his county, or the clerk of the Superior Court of Baltimore city, as the case may be, and by such clerk filed in his court, and shall be confirmed by said court at its next session, if no sufficient cause to the contrary be shown; and when confirmed, shall be recorded by said clerk at the expense of said company, but if set aside, the said court may direct another inquisition, to be taken in the manner above prescribed; and such inquisition shall describe the property taken, or the bounds of the land condemned, and the quantity or duration of the interest in the same, valued for the company, and such valuation, when paid or tendered to the owner or owners of said property, or his, her, or their legal representatives, shall entitle the said company to the estate and interest in the same thus valued, as fully as if it had been conveyed by the owner or owners of the same; and the valuation, if not received when tendered, may at any time thereafter, be received from the said company, without costs by the said owner or owners, or his, her or their legal representative or representatives; *Provided*, that nothing contained in this act shall be construed, to authorize the company incorporated under this act, to take or use private property, without just compensation, as agreed upon between the owner or owners of such property, or awarded by a jury, first paid or tendered to the party or parties entitled to such compensation.

Proviso.

SEC. 22. *And be it enacted*, That the citizens of this State or any company now or hereafter to be incorporated under the authority of this act, shall have full right and privilege to connect with the rail road or rail roads hereby provided for, any other rail road, if in the opinion and judgment of any three of the commissioners of the county, for the time being, passed upon hearing of all parties interested, no injury would be done by such connection to the rail road of said corporation, and the said company shall be authorised to charge any citizen or citizens, or company or companies so connecting, when using their own cars, at a rate not exceeding two cents per ton per mile, on all coal or other articles, that may be so transported on the railroad or rail roads of any company, from any point on said rail road to the Chesapeake and Ohio Canal, or the Baltimore and Ohio Rail Road, or other

Right to connect with rail road.