

by said Court at its next session, if no sufficient cause to the contrary be shewn, and when confirmed, shall be recorded by said Clerk; but if set aside, the said Court may direct another inquisition, to take place in the manner before described, whose decision shall be returned as before directed, 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 said valuation, if not received when tendered, may at any time thereafter be received from the said company by the said owner or owners, his, her or their legal representative; *Provided*, That no private property shall be taken by said company, for the use of said road, without just compensation, as agreed upon by the parties, or awarded by the jury, being first paid or tendered to the party entitled to such compensation.

*Proviso.*

*To construct bridges, &c.*

SEC. 15. *And be it enacted*, That if, in the location of the said road, it shall be found necessary to pass over any navigable river, canal or creek, by a bridge or other edifice, it shall be the duty of said company to construct, and keep in repair, a sufficient pass or draw in said bridge, or edifice, over the channel or deepest part of said river, canal, or creek, for the purpose of letting vessels pass and repass through the same, which draw shall at all times, on the approach of any masted vessel or vessels, be drawn at the cost of the said railroad company, so as to admit the free passage of such vessel or vessels; and it shall also be the duty of the said company to construct and keep in repair, good and sufficient passages across said railroad, where any public road shall intersect and cross the same, so that the passage of carriages, horses, persons and cattle along said road, shall not be obstructed; and likewise where the said road shall intersect any farm, to provide and keep in repair a suitable passage for the use of said farm; and that the said company be authorised to aid in the construction of any roads or bridges not connected directly with their said road, but for the purpose of bringing business thereto, either by subscription to stock or otherwise, or to construct the same; *Provided, however*, That all bridges over navigable streams be subject to the conditions hereinbefore prescribed.

*Proviso.*