

agara and Detroit Rivers Rail Road Company shall have full power and authority to explore the Country lying between the river Niagara in the township of Bortie, in the Niagara District, and the river Detroit in the township of Sandwich, in the Western District, and to designate and establish, and for the said Company to take, appropriate, have and hold, to and for the use of them and their successors, the line and boundaries of a double and single rail road, with their necessary rail ways, to connect the river Niagara in the Township of Bortie, in the Niagara District, and the river Detroit in township of Sandwich, in the Western District; and for the purposes aforesaid the said Company and their agents, servants and workmen are hereby authorised and empowered to enter into and upon the lands and grounds of or belonging to the Kings Majesty, His Heirs or successors, or to any other person or persons, bodies politic or corporate; and to survey and take levels of the same or any part thereof; and to set out and ascertain such parts thereof as they shall think necessary and proper for making the said double or single rail road, and all such matters and conveniences as they may think proper and necessary for making, effecting, preserving, improving, completing and using on the said intended rail road; and to fell and cut down all timber or trees standing or being within one hundred and fifty feet on each side of said line of rail road; and also to make, build, erect, and set up in and upon the route of the said rail road or upon the land adjoining or near the same, all such works, ways, roads and conveniences as the said company shall think requisite and convenient for the purposes of the said rail road; and also from time to time to alter, repair, amend, widen or enlarge the same or any of the conveniences above mentioned, as well for the carrying or conveying goods, commodities, timber or other things to and upon the said rail road, as for carrying or conveying all manner of materials necessary for making, erecting, furnishing, altering, repairing, amending, widening, or enlarging the works of or belonging to the said rail road; and also to place, lay, work, and manufacture the said materials on the ground near to the place or places where the said works or any of them are or shall be intended to be made, erected, repaired or done; and to build and construct the several works and erections belong thereto; and also to make, repair, maintain, and alter any fences or passages under or through the said rail road, or which shall communicate therewith; and to construct, erect and keep in repair any piers, arches, or other works in and upon and across any rivers or brooks, for making using or maintaining and repairing the said rail road and side paths; and also to construct make and do all other matters and things which they shall think necessary and convenient for making, effecting and preserving, improving completing and using the said rail road, in pursuance and within the true intent and meaning of this Act, they the said company doing as little damage as possible in the execution of the several powers to them hereby granted, and making satisfaction in manner hereinafter mentioned for all damages to be sustained by the owners or occupiers of said lands, tenements and hereditaments.

4. And be it further enacted by the authority aforesaid, That the President and Directors of said Company, to be appointed as hereinafter mentioned, are hereby authorised and empowered to contract, compound, compromise and agree with the owners or occupiers of any lands upon which they may determine to construct the said rail road, either by purchase of so much of the said Company, or for the damage which he or she or they shall and may be entitled to receive of the said Company, in consequence of the said intended rail road being made and constructed in and upon his her or their respective lands, and if the parties cannot agree, or if the owner or owners or any of them be a femme covert, under age, non compos mentis, or out of the district in which the land or property wanted may lie, application may be made to any Justice of the Peace of such district who shall thereupon issue his warrant under his hand and seal, directed to the Sheriff of said district; or if the Sheriff be interested, to one of the Coroners of said district requiring him to summons a Jury of twelve Freeholders in the District, not in any way interested in the matter or related to the parties, to meet on or near the land or property or materials to be valued on a