

Company enter upon lands to search for materials and take the same.

VI. And be it enacted, That it shall be lawful for the said Company, their agents and workmen, to enter, for the purpose of searching for materials for their said Railroad and works, upon all lands upon which they might lawfully enter for the purpose of survey, and upon the same conditions, and subject to the same provisions, and also to get and take from off all lands which, if they lay in the line of the said Railroad they might lawfully take for the same, all earth, stone, timber and other materials required for their Railroad and works, and to pass and make roads over the same or any other lands, for the purpose of conveying such materials to the place where they are to be used, and also to lay and place on such lands any spoil-banks, earth, stone, roots or other things, which may be got out of or off the land taken for the said Railroad and works; making in either case compensation to the owners of the lands upon which they shall exercise any of the powers hereby vested in them, which compensation, if not agreed upon, shall be ascertained and paid in the manner hereinafter provided, with regard to the compensation for the land taken for the said Railroad, and subject to the same conditions and provisions.

Compensation to be made.

Provision where streams or Roads are crossed.

VII. And be it declared and enacted, That whenever it shall be necessary, for the construction of their single or double Railroad, to intersect across any stream of water, or water course, or any road or highway, on the route of the said Railroad, it shall be lawful for the said Company to construct their single or double Railroad across or upon the same: Provided that the said Company shall restore the stream or water course, or road or highway thus intersected, to its former state, or in a sufficient manner not to impair its usefulness; and shall moreover erect and maintain, during the continuance of the said Company, sufficient fences upon the line of the route of their single or double Railroad.

Proviso.

Certain parties empowered to convey lands to the Company.

VIII. And be it declared and enacted, That after any lands or grounds shall have been set out and taken as aforesaid, by the said Company, for the purpose of making and completing the said Main Railroad, or the said Branches, or either of them, or for other the purposes and conveniences aforesaid, it is, shall and may be lawful for all bodies corporate, politic or collegiate, Corporations, Communities, Guardians, Executors, Administrators, and all other Trustees or persons, not only for and on behalf of themselves, their heirs and successors, but also for and on behalf of those whom they represent, whether infants, issue unborn, lunatics, idiots, females-coverts, or other person or persons, who are, or shall be seized, possessed of, or interested in any lands or grounds which may from time to time be required as aforesaid, to contract for and convey the same to the said company;