

the lands required for the said Rail-road and works shall be set out and ascertained, it shall be lawful for any party who might under this Act convey any lands to the said Company, if the same were so set out and ascertained, to agree with the Company for the price to be paid for such lands, if they shall be thereafter so set out and ascertained; and such agreement shall be binding, and the price agreed upon shall be the price to be paid by the Company for the same lands, if they shall be afterwards so set out and ascertained, within one year from the date of such agreement, and although such land may in the mean time have become the property of a third party.

As to corporations
and parties who
cannot sell.

XIII. Provided always, and be it enacted, That any body politic, community, corporation or other person or persons whomsoever, who cannot, in common course of law, sell or alienate any lands or grounds so set out and ascertained, shall agree upon a fixed annual rent as an equivalent, and not upon a principal sum, to be paid for the lands or grounds so set out and ascertained as necessary for making the said Rail-road and other the purposes and conveniences relative thereto and connected therewith; and in case the amount of such rent shall not be fixed by voluntary agreement or compromise, it shall be fixed in the manner hereinafter prescribed, and all proceedings shall in that case be regulated as hereinafter prescribed, and for the payment of the said annual rent, and every other annual rent, agreed upon or ascertained, and to be paid by the said company for the purchase of any lands or for any part of the purchase money of any land, which the vendor of any land shall agree to leave in the hands of the said Company, the said Rail-road, and the tolls to be levied and collected thereon shall be and are hereby made liable and chargeable, in preference to all other claims or demands thereon whatsoever; the deed creating such charge and liability being duly registered

X
wh
prie
agre
pany
toge
land
for
bind
prie
prop
deli
Com
as th
X
for t
seve
thro
ried
touc
said
and
disa
said
wh
the
any
tak
of
for
tir
or
pe
la
re
w
o
b
i
a
c