

sary for making, erecting, furnishing, altering or repairing, widening or enlarging the works of or belonging to the said Railroad, and also to place, lay, work and manufacture the said materials on the ground near to the place
 5 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 belonging thereto, and also to make, maintain, repair and alter any fences or passages near, under or through
 10 the said Railroad, or which shall communicate therewith, and to construct, erect and keep in repair any bridges, piers, arches or other works in and upon and across any rivers or brooks, for making, using, maintaining and repairing the said Railroad and side paths, and also to turn any
 15 river or brook, or water-course, and alter its course, and also to construct, make and do all other matters and things which they shall think necessary and convenient for the making, effecting, preserving and improving, completing and using the said Railroad, in pursuance of and
 20 within the true meaning of this Act, they the said Company doing as little damage as may be in the execution of the several powers to them hereby granted, and making satisfaction, in the manner hereinafter mentioned, for all damages to be sustained by the owners or occupiers of
 25 such lands, tenements and hereditaments.

IV. And be it enacted, That the said Company, either before or after the commencement of the said Railroad, but before its completion, are hereby empowered to contract, compound, compromise and agree with the owner
 30 or owners, occupier or occupiers of any lands upon which they may determine to construct the said Railroad, and appurtenances, as aforesaid, either by purchase or lease of so much of the said land and privileges as they shall require for the purposes of the said Company, or for
 35 the damages which he, she or they shall and may be entitled to receive of the said Company, in consequence of the said Railroad being made and constructed in and upon his, her or their respective lands; and in case of any disagreement between the said Company and the owner
 40 or owners, occupier or occupiers, as aforesaid, it shall and may be lawful, from time to time, for such owner or occupier so disagreeing with the said Company, either upon the value of the lands and tenements, or private privileges proposed to be purchased, or upon the amount
 45 of damages to be paid to them as aforesaid, to nominate and appoint one indifferent person, and for the said Company to nominate one other indifferent person, who, together with one other person to be chosen by the persons so named before proceeding to business, or in the event
 50 of their disagreement as to the choice of such other person, to be appointed by the Judge of the County Court, or, in his absence or illness, the Judge of the Surrogate Court for the County in which the lands are situate, before

Agree with owners of lands.