

route, in a line to the city of St. John, in New Brunswick, to the Eastern boundary of the State; so as best to connect there, with a railway to be constructed from said city of St. John to said eastern boundary, under a charter from said Province, with the like name as is used in this charter as the Directors of said corporation in the exercise of their best judgment and discretion shall judge most favorable and best calculated to promote the public convenience and carry into effect the intentions and purposes of this act. And said corporation shall be, and hereby are, invested with all the powers, privileges and immunities, which are or may be necessary to carry into effect the purposes and objects of this act as herein set forth. And for this purpose said corporation shall have the right to purchase, or to take and hold so much of the land and other real estate of private persons and corporations, as may be necessary for the location, construction and convenient operation of said railroad; and they shall also have the right to take, remove and use for the construction and repair of said railroad and appurtenances, any earth, gravel, stone, timber or other materials, on or from the land so taken. *Provided, however,* that said land so taken, shall not exceed six rods in width, except where greater width is necessary for the purpose of excavation or embankment: *and provided, also,* that in all cases, said corporation shall pay for such lands, estate or materials so taken and used, such price as they and the owner or respective owners thereof, may mutually agree on; and in case said parties shall not otherwise agree, then said corporation shall pay such damages as shall be ascertained and determined by the county commissioners, for the county where such land or other property may be situated, in the same manner, and under the same conditions and limitations, as are by law provided in the case of damages by the laying out of highways. And the land so taken by said corporation, shall be held as lands taken and appropriated for public highways. And no application to said commissioners to estimate said damages shall be sustained, unless made within three years from the time of taking such land or other property; and in case such railroad shall pass through any woodlands or forests, the said company shall have the right to fell and remove any trees standing therein, within four rods from such road, which by their liability to be blown down, or from their natural falling, might obstruct or impair said rail-