

construction and repair of the rail road, not exceeding sixty-six feet wide, with the necessary addition for embankments, and excavations, and with as many sets of tracks as the said directors, or a majority of them, may deem necessary, and they or a majority of them, may cause to be made or contract with others for making said road, or any part of it, and their agents or those with whom they contract for, making any part of the same, or their agents, may enter upon, and use and excavate any land which may be wanted for the site of said road, or the erection of warehouses or other works necessary to said road, or for any other purpose necessary or useful in the construction or repairs of said road, or its works, and that they may build bridges and fix scales and weights, may lay rails, may take and use any earth, gravel, stone, or material, which may be wanted for the construction or repair of any part of said road, or any of its works, and may make and construct all works whatever, which may be necessary and expedient, in order to the proper completion of said road.

SEC. 6. *And be it enacted*, That if the capital stock of said company shall be deemed insufficient for the purposes of this act, it shall and may be lawful for the directors of said company, or a majority of them, from time to time, to increase the said capital stock, by the addition of as many shares as they may deem necessary, for which they may at their option cause subscriptions to be received, in the manner prescribed by them, or may sell the same for the benefit of the company, for any sum not under their par value, and that they or a majority of them, shall have power to borrow money for the objects of this act, to issue certificates, or other evidence of such loans, and to pledge the property of the company for the payment of the same and its interest.

SEC. 7. *And be it enacted*, That the president and directors of said company, or a majority of them, or any person or persons, authorised by a majority of them, may agree with the owner or owners of any land, earth, quarry, timber, gravel, stone, or other materials, or any improvements which may be wanted for the construction or repair of any of said roads, or any of their works, for the purchase or use and occupation of the same, and if they cannot agree, or if the owner or owners, or any of them be a feme covert, under age, non compos mentis, or out of the county, in which the property wanted, may lie, when the same shall be wanted, application may be made to any justice of the peace of such county, who shall thereupon issue

May increase capital stock.

President and directors may agree with owners of lands which may be wanted.

In case of disagreement, sheriff to summon jury of inquest.