

more than twenty days after issuing of the same ; and if at the said time and place any of the said jurors summoned do not attend, the Sheriff shall immediately summon as many similarly qualified as, together with those in attendance, will furnish a panel of twenty jurors in attendance, and from the panel each party, his, her, its or their agent, or attorney, shall strike off four persons ; or if either party be not present by agent or attorney, or in person, the Sheriff, for him, her, it or them, shall strike off four persons, and the remaining twelve shall act as the jury of inquest of damages ; and before they act as such the Sheriff shall administer to each of them an oath or affirmation, as the case may be, that he will, justly and impartially, value the damages and benefits which the owner or owners will sustain by the condemnation, use or occupation of such land, earth, materials, or other property required by the company ; and the said jury of inquest, without any unnecessary delay, and after having made a fair and just comparison of the advantages and disadvantages arising from said railroad, shall estimate and determine whether any, and if any, what amount of damages has been or may be sustained by the said owner or owners respectively, and shall make report thereof accordingly ; and the jury shall reduce their inquisition to writing, and sign and seal the same, and it shall be returned by the Sheriff to the Clerk of the Circuit Court for his county, and be filed by said Clerk in his office, and shall be confirmed by the said Court at its next term thereafter, if no sufficient cause to the contrary be shown ; and when confirmed shall be recorded by said Clerk at the expense of the company ; but if the same be set aside, the said Court shall direct another inquisition to be taken in the manner above described, and the inquisition shall, in all cases, describe the property taken, or the bounds of the land condemned, and the quantity or duration of interest in the same valued for the company, and such valuation, when paid or tendered to the owner or owners of the property, his, her or their legal representatives, shall entitle the said company to the estate and interest in the same thus valued, as if it had been legally conveyed by the owner or owners of the same, and

In case Jurors do not attend.