

shall prevent the advertisement and sale hereinbefore provided for in the cases enumerated.

Sec. 4. *And be it enacted,* That the said corporation is hereby authorized to purchase or lease, hold, occupy, possess and enjoy such lands and real estate, not exceeding two hundred and fifty acres, and such articles, implements and utensils as may be necessary to carry into full effect the object of this corporation; and that the President and Managers of said corporation may agree with the owners of any land or fisheries that may be necessary for the location and erection of their piers or other structures for the making, erecting and using of said boom or booms, for the purchase, lease, or use and occupation of the same, and if they cannot agree, or any of the owners be a *feme covert*, under age, non compos mentis, or out of the county in which the property wanted may be, application may be made to any Justice of the Peace of such county, who shall thereupon issue his warrant under seal, directed to the Sheriff of said county, requiring him to summon twenty disinterested persons, having the qualifications for jurors, to meet at or near the land on the day named in the said warrant, not less than ten, nor more than twenty days after issuing of the same, and if any of the said persons do not attend, the said Sheriff shall immediately summon as many jurors as shall be necessary, with the jurors in attendance, to furnish a panel of twenty in attendance, and from the panel each party may strike four jurors, and if eight be not struck the Sheriff may strike as many as with those struck by the parties will make eight, and the remaining twelve shall act as a jury of inquest of damages, and before they act as such, the Sheriff shall administer to them an oath or affirmation, as the case may be, that he will honestly value the damages sustained by the said owner or owners, by the use and occupation of the said land by the said corporation, and the said jury shall reduce their inquisition to writing, and sign and seal the same, and it shall then be returned by the Sheriff to the Clerk of the County where the land may be, and by such Clerk filed in his office, and shall be confirmed by said Court at its next session, if no cause be shown to the contrary, but if

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lands, &c.